

(3351)

DIVORCE DECREE

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THE STATE OF ALABAMA, BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Doris Brewton, Complainant

vs.

Orlan Brewton, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree and Confession~~ on Answer and Waiver and Testimony as noted by the Register, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for in said bill.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved, and that the said

Doris Brewton is forever divorced from the said Orlan Brewton for and on account of

Cruelty

The Complainant Doris Brewton is hereby awarded the care, custody and control of the minor child Richard Brewton, with the Respondent hereby being given the right to visit said child at reasonable times.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Respondent Orlan Brewton the Respondent pay the cost herein to be taxed, for which execution may issue.

This 16 day of September, 1954.

Hubert M. Hall

Judge Circuit Court, In Equity.

I, _____, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the _____ day of _____, 19____

Register of Circuit Court, In Equity.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Doris Brewton

Complainant

vs.

Orlan Brewton

Respondent

DIVORCE DECREE

FILED

SEP 16 - 1954

ALICE J. DUCK, Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY }

Circuit Court

To Grady P. Gilbert, Jr.

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call

before you and examine Doris Brewton and Johnny Mae Lowrey

as witnesses in behalf of Doris Brewton in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Doris Brewton is

Complainant—

and Orlan Brewton is

Respondent

on oath, to be by you administered, upon them

to take and certify the deposition of the witness and return the same to our Court, with all convenient
speed, under your hand.

Witness 15 day of Sept, 1954Alvin J. Hirsch
Register

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

Doris Brewton

vs.

Orlan Brewton

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,

Answer and waiver, and testimony of Doris Brewton and Johnny Mae Lowrey
as set out in the oral deposition.

and in behalf of Defendant upon

James A. Hendrix

David J. French

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Doris Brewton

vs.

Orlan Brewton

NOTE OF TESTIMONY

Filed in Open Court this

day of 194.....

SEP 16 - 1954

ALICE J. DUCK, Register

DORIS BREWTON

Complainant,

vs.

ORLAN BREWTON

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

BOOK 015 PAGE 465

ANSWER AND WAIVER

Comes now the Respondent, Orlan Brewton, and for answer to the Bill of Complaint heretofore filed against him in said cause says as follows:

1. That he denies each and every allegation of the said Bill of complaint and demands strict proof thereof.

And for further answer to said Bill of Complaint the Respondent hereby accepts service of a copy and notice of the filing of the said Complaint and hereby waives any further notice to him of the day set for hearing, the taking of testimony or the submission for final decree of the above styled cause and does here consent that the same may be submitted and testimony taken without further notice to him.

Orlan Brewton
Orlan Brewton

Sworn to and subscribed before

me this 15th day of Sept. 1954.

James C. Hendrix
Notary Public, Baldwin County,
Alabama

FILED

9-16-54

ALICE J. OUCH, Clerk

The State of Alabama, Baldwin County

IN CIRCUIT COURT, IN EQUITY

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon Orlan Brewton

to appear and answer, plead, or demur, within thirty days from the service hereof, to a Bill of Complaint filed in said Circuit Court, in equity, for said County of said State.

by Doris Brewton

against Orlan Brewton

Herein fail not. Due return make of this writ as the law directs.

Witness this 14th day of Sept, 19 54

Doris Brewton, Register.

(Defendant is entitled to a copy of the bill on application to the Register.)

Code 1923-6523-6529

BOOK 015 PAGE 462

STATE OF ALABAMA,

BALDWIN COUNTY.

DORIS BREWTON,

Complainant.

vs

ORLAN BREWTON,

Respondent.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

To the Honorable Judge of the Circuit Court of Baldwin County, Sitting in Equity:

Your complainant Doris Brewton, respectfully represents and shows unto your Honor:

1. That complainant is over the age of twenty-one years and is a resident of said State and County, and has been a bona fide resident of said State for more than two years next preceding the filing of this bill of Complaint; that Orlan Brewton is over the age of twenty-one years and resides in Baldwin County, Alabama.

2. That your complainant and respondent were lawfully married on or about, to-wit, June 21, 1942, at Robertsdale, Alabama.

3. Your complainant avers and charges that the said respondent did on or about the 14th day of August, 1954, and many times subsequent thereto assault, beat, hit and strike complainant; that said respondent has committed actual violence on her person attended with danger to her health or life; complainant avers and charges that respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health.

4. Your complainant further avers that there was born of the said marriage one child, a boy now about twelve years of age. That said child is now in the care, custody, and control of the complainant, its mother, and further that complainant is a fit and proper person to have the permanent care, custody, and control of said minor child.

5. That the respondent is an able-bodied man and able to provide for the said child born to the union of the complainant and respondent in a manner

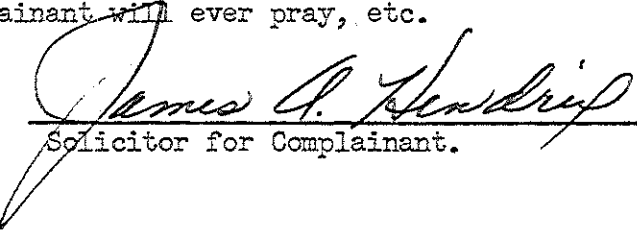
suitable with his station in life. That the complainant is now in a destitute condition and does not have sufficient means with which to support the said minor child.

The premises considered, your complainant makes the said Orlan Brewton a party respondent to this bill of complaint, and in order that complainant may have the relief herein prayed for, may it please your Honor to cause the State's writ of subpoena to be issued, directed to the said Orlan Brewton, commanding him to answer, plead or demur to this bill of complaint, within the time required by law; and that on a final hearing of this cause, that your Honors will enter a decree divorcing your complainant from said respondent, granting the complainant the right to remarry, and granting the complainant the right to resume her maiden name, and also granting the complainant the permanent care, custody, and control of the said minor child, and that your Honor will in and by virtue of the said decree award her an amount of money with which to support and maintain the said minor child born to the union of the said parties; and that your Honor will grant such other, further and different relief as unto your Honor may seem just and proper, and your complainant will ever pray, etc.

FILED

9-14-54

ALICE J. DUCK, Clerk


Solicitor for Complainant.

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Doris Brewton

Complainant

VS.

Orlan Brewton

Respondent

I, Grady P. Gilbert, Jr.

as ~~Register~~ Commissioner

have called and caused to come before me Doris Brewton and Johnnie Mae Lowrey

witnesses named in the Requirement for Oral Examination, on the 15 day of September

19 54, at the office of James A. Hendrix

in Robertsdale, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Doris Brewton and Johnny mae Lowrey

doth depose and say as follows:

My name is Doris Brewton, I am over the age of twenty-one years and have lived here in Baldwin County, Alabama for all of my life; Orlan Brewton is over twenty-one years old and lives in Baldwin County, Alabama. Orlan and I were married at Robertsdale, Alabama on June 21st, 1942. On about August 14 of this year Orlan beat me until I was black and blue, and he has done this many times before this, and has threatened my life, and I do not think it is safe for me to live with him any longer. After he beat me up so bad on August 14, I left him and since that time I have not lived with him, and I do not intend to live with him anymore because I am afraid to. We had one child a boy Richard Brewton now about twelve years old, who is now in my care; and I state further that I am a fit and proper person to have the permanent care, custody and control of the said minor child.

Doris Brewton.

My name is Johnnie Mae Lowrey, I am over twenty-one years old and a resident of Baldwin County, Alabama. I was present when Doris Brewton, the Complainant in this cause made the above statements, and having personal knowledge of the facts which she stated, I know that same are true in every detail.

Johnnie Mae Lowrey

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ORAL EXAMINATION

I, Grady P. Gilbert, Jr., as ~~Registered~~ Commissioner hereby certify that the foregoing deposition...on Oral Examination was taken down by me in writing in the words of the witnesses...and read over to them...and they...signed the same in the presence of myself

Grady P. Gilbert, Jr.

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses...or had proom made before me of the identity of said witnesses...; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 15th day of September, 1954.

Grady P. Gilbert, Jr.
Notary Public, Baldwin County, Alabama.

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The State of Alabama	
Baldwin County.	
In Circuit Court, In Equity	
Doris Brevton	
vs.	Complainant
Orlan Brevton	
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