

41083

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ROY B. BURROUGHS

Complainant

vs.

SOLLIE J. BURROUGHS

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso 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 Roy B. Burroughs is forever divorced from the said Sollie J. Burroughs for and on account of Voluntary abandonment and the Complainant, Roy B. Burroughs, is hereby awarded the care, custody and control of Roy M. Burroughs, Joanna Burroughs, and Jayne Burroughs. The Respondent is hereby granted the right to visit these children at all reasonable times and places.

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 payment of the cost of this suit.

It is further ordered that Roy B. Burroughs the Complainant pay the cost herein to be taxed, for which executed may issue.

This 13 day of July 1957

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. 4183 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

**FILED**  
JUL 13 1957  
ALICE I. RUCK, Register

ROY B. BURROUGHS, )  
Complainant, )  
Vs )  
SOLLIE J. BURROUGHS, )  
Respondent. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

Case No. 4083

PETITION TO AMEND DIVORCE DECREE

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT, IN  
EQUITY SITTING:

Comes the Respondent, Sollie J. Burroughs, in above styled cause, and respectfully represents unto Your Honor as follows:

1. That your Petitioner, Sollie J. Burroughs, is over the age of twenty-one years and is a resident of Baldwin County, Alabama; that the Complainant, Roy B. Burroughs, is over the age of twenty-one years and is a resident of Atmore, in Escambia County, Alabama.

2. That Your Honor granted a divorce decree to Complainant, Roy B. Burroughs, in this cause on the 13th day of July, 1957, and by the terms of which the custody and control of the three minor children born to the wedlock of your Petitioner and the Complainant, to-wit: Roy M. Burroughs, age 9 years, Joanna Burroughs, age 8 years, and Jayne Burroughs, age 7 years, was awarded to the Complainant, Roy B. Burroughs, and your Petitioner herein, Respondent in the original cause of action, was granted the right to visit the said children at all reasonable times and places; and that such arrangements for the custody and control of said children was reached through mutual agreement between your Petitioner herein and the Complainant. And a copy of said Agreement was filed for record in this cause on the 12th day of July, 1957.

3. That for nearly one year immediately past, the Complainant, Roy B. Burroughs, has wilfully<sup>and</sup>/contemptuously refused and failed to permit your Petitioner to visit her three minor children as provided in the aforementioned Divorce Decree, even though she has repeatedly requested and tried to do.

4. That Complainant, Roy B. Burroughs, has moved out of Baldwin County, Alabama, and has taken the aforementioned children with him, without the consent of this Court.

5. That Complainant, Roy B. Burroughs, has failed to properly care for the aforementioned children, by leaving them at home alone and unattended.

6. That Complainant, Roy Burroughs, remarried since aforementioned divorce decree, and this subsequent marriage has not been for the best interest of the aforementioned minor children.

7. That your Petitioner, Sollie J. Burroughs' mother, Eva T. Wilson, a resident of Baldwin County, Alabama, is a fit and proper person to have the care, custody and control of the three minor children named in paragraph 2, above, and she is ready to take them at once if awarded the care, custody and control by this Honorable Court, and would like to do so before the coming Christmas holidays.

8. That your Petitioner is financially able to help pay for the care and support of the aforementioned children if their care, custody and control is awarded to Eva *T. Wilson*

THE PREMISES CONSIDERED, your Petitioner prays that the Complainant, Roy B. Burroughs, be adjudged in contempt of this Court for failure to permit your Petitioner, Sollie J. Burroughs, the right to see and visit the children as directed in the Divorce Decree awarded to him on July 13, 1957; that the divorce decree heretofore issued in this original cause be amended so as to give the permanent care, custody and control of Roy M. Burroughs, age 9 years, Joanna Burroughs, age 8 years, and Jayne Burroughs, age 7 years, to Eva T. Wilson, giving to the Complainant in this original cause, Roy B. Burroughs, the right to visit said children during reasonable visiting hours, and that the said Roy B. Burroughs be required to contribute a reasonable sum, with the amount to be determined by Your Honor, for partial support and maintenance of said minor children.

And Petitioner prays for such other, further and different relief as may be just and proper.

*Sollie J. Burroughs*

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Kenneth Cooper, Notary Public, State at Large,  
State of Alabama, personally appeared Sollie J. Burroughs, who is  
known to me and who being by me first duly and legally sworn, de-  
poses and says that she has knowledge of the facts stated in the  
above petition and that the same are true.

Sollie J. Burroughs

Sworn to and subscribed before me this \_\_\_\_ day of  
December, 1961.

Kenneth Cooper  
Notary Public, State at Large  
State of Alabama

FILED

Dec 8 1961

ALICE A. DUCK, CLERK  
REGISTER

704083

Roy B. Burroughs

vs.

Lollie J. Burroughs

Executed  
12/15/61

By Serving a copy on  
Roy B. Burroughs

By Elton Peeler D-S -  
Attorney, Ala.

To be served  
on  
Defendants

Defendants Address:

Atmore, Ala  
Works for Dairy  
Fresh as Milk Truck  
Driver.

ROY B. BURROUGHS,

Complainant,

VS.

SOLLIE J. BURROUGHS JARRETT,

RESPONDENT

IN THE

CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA. IN EQUITY

NO. 4083

This cause coming on to be heard is submitted on oral petition of the Respondent, Sollie J. Burroughs Jarrett, to amend the amended decree heretofore entered in this cause by divesting the care, custody and control of Roy Michael Burroughs out of her and investing the care, custody and control of the said Roy Michael Burroughs in the Complainant in this cause, Roy B. Burroughs. And the same being considered by the Court, and the Court being of the opinion that said custody should be changed from the mother, Sollie J. Burroughs, Jarrett to the father, Roy B. Burroughs, and the same being considered and understood by the Court, and the Court being of the opinion that said custody should be changed from the mother to the father, it is, therefore,

ORDERED, ADJUDGED AND DECREED BY THE COURT AS FOLLOWS:

1. That the care custody and control of the minor, Roy Michael Burroughs be and it is hereby divested out of Sollie J. Burroughs Jarrett and invested in Roy B. Burroughs, the father;
2. That the said Complainant, Roy B. Burroughs is NOT relieved from paying support of his minor daughters who remain in the care, custody and control of their mother, Sollie J. Burroughs Jarrett.
3. That the Petitioner, Sollie J. Burroughs Jarrett pay the cost herein for which let execution issue.

Done this 19th day of December, 1969.

*J. Fair H. Mascher*  
Judge of the 28th Judicial  
Circuit

**FILED**

DEC 19 1969

ALICE J. DICK CLERK

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: JUNE RIDER

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

ROY B. BURROUGHS & FLOYD D. BURROUGHS

a witness in behalf of ROY B. BURROUGHS  
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

ROY B. BURROUGHS

, Complainant

and

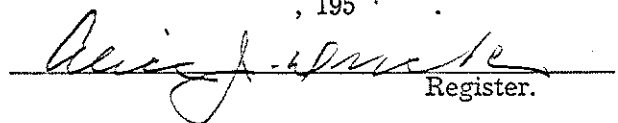
SOLLIE J. BURROUGHS

Respondent

on oath, to be by you administered, upon  
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand. them

Witness 12th day of July

, 1957

  
Register.

Commissioner's Fee, \$

Witness' Fees, \$



COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: JUNE RIDER

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

ROY B. BURROUGHS & FLOXY D. BRROUGHS

a witness in behalf of ROY B. BERROUGHS  
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

ROY B. BURROUGHS , Complaint and

SOLLIE J. BURROUHGS , Respondent

, Complainant

and

Respondent

on oath, to be by you administered, upon  
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 12 day of

July

, 1957

Asie J. Alcock  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

ROY B. BURROUGHS,	Y	IN THE CIRCUIT COURT OF
COMPLAINANT.	Y	BALDWIN COUNTY, ALABAMA
vs.	Y	IN EQUITY.
SOLLIE J. BURROUGHS,	Y	CASE NO. <u>4083</u> .
RESPONDENT.	Y	

Now comes the Complainant, Roy B. Burroughs, and for answer to the Petition of the Respondent heretofore filed in this cause says as follows:

1. He admits the allegations of Paragraph One as to the ages and residences of the parties.

2. He admits the allegations of Paragraph Two as outlined in the Petition.

3. He denies that he has ever wilfully or contemptuously refused to permit the Respondent to visit the three minor children but admits that on account of the fact that she came in the absence of the children and he and his wife went thru his home he demanded that she did not come in to his house anymore and has offered to bring the children out to her to take them if she would notify him when she would come for the purpose of having the children with her.

4. The Complainant admits that he moved from Baldwin County to Escambia County but did not deem that that the consent of the Circuit Court was necessary as it was not prohibited in the decree.

5. The Complainant denies the allegations of the fifth paragraph.

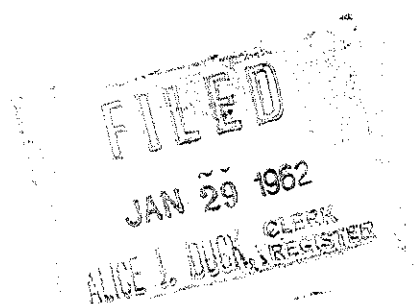
6. The Complainant denies the allegations of the sixth paragraph.

7. The Complainant for answer to paragraph seven says that it is his information that Eva T. Wilson is not physically able to do any work of any kind or to do the labor incident to taking care of the said children.

8. The Complainant neither admits or denies the Petitioner if financially able to take care of the children.

And now having answered said Petition the Complainant prays  
that he be permitted to go hence with his cost in this behalf expended.

*Roy B. Burroughs*  
Complainant.





ROY B. BURROUGHS,  
Complainant,  
VS.  
SOLLIE J. BURROUGHS,  
Respondent.

IN THE  
CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA. IN EQUITY.  
NO. 4083

This cause coming on to be heard is submitted on the oral petition of the Complainant and the Respondent in the above styled cause, that the care, custody and control of Joanna Burroughs, a minor daughter of the above named parties, be divested out of the Respondent, Sollie J. Burroughs and be invested in the Complainant, Roy B. Burroughs; said request being considered and understood by the Court, and the Court being of the opinion that said Petition should be granted, it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the care, custody and control of Joanna Burroughs be and it is hereby divested out of the Respondent, Sollie J. Burroughs, and be invested in the Complainant, Roy B. Burroughs;

2. That reasonable rights of visitation be invested in the Respondent, Sollie J. Burroughs;

3. That the Complainant, Roy B. Burroughs, pay the costs herein, for which let execution issue.

Done and ordered this 14th day of April, 1970.

*J. B. Burroughs*  
Judge of the 28th Judicial Circuit of  
Alabama.

FILED

APR 15 1970

ALICE J. DUCK CLERK  
REGISTER

Box - 13 P-214C

ROY B. BURROUGHS,  
Complainant,  
VS.  
SOLLIE J. BURROUGHS,  
Respondent.

DE C R E E:

This cause coming on to be heard is submitted upon the petition to amend the divorce decree filed by the Respondent, Sollie J. Burroughs, and the answer filed by the Complainant, Roy B. Burroughs and the testimony taken ore tenus.

The Court, in attempting to arrive at a proper solution, has taken into consideration the best interest and welfare of the minor children involved. It is the opinion of the Court that the best interest of the minor children will be best promoted by placing the said minor children in the custody and control of their maternal grand mother, Eva T. Wilson. It is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the custody, care and control of the minor children, Roy M. Burroughs, age 9 years, Joanna Burroughs, age 8 years and Jayne Burroughs, age 7 years be and they are hereby permanently placed in the custody of their maternal grand mother, Eva T. Wilson, with the right of reasonable visitation on the part of the Complainant and the Respondent. It is further

ORDERED, ADJUDGED AND DECREED that the Respondent, Sollie J. Burroughs, pay into the hands of Mrs. Eva T. Wilson the sum of TWELVE AND 50/100 (\$12.50) DOLLARS per week, towards the maintenance and care of said minor children. It is further

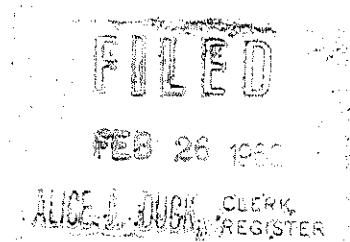
ORDERED, ADJUDGED AND DECREED that the Complainant, Roy B. Burroughs, pay into the hands of Mrs. Eva T. Wilson, the

sum of SEVENTEEN AND 50/100 (\$17.50) DOLLARS per week, towards the maintenance and care of said minor children. It is further

ORDERED, ADJUDGED AND DECREED by the Court, that the costs herein be divided  $2/3$  against the Complainant and one-third against the REspondent.

Dated at Bay Minette, Alabama, this the 26th day of February, 1962.

*John M. Steele*  
Judge



STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons SOLLIE J. BURROUGHS to appear and plead, answer or demur within thirty days from the service hereof to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by ROY B. BURROUGHS, as Complainant and against Sollie J. Burroughs, as Respondent.

WITNESS my hand this the \_\_\_\_\_ day of July, 1957.

\_\_\_\_\_  
Register

-----

ROY B. BURROUGHS	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA,
VS	Ø	IN EQUITY
SOLLIE J. BURROUGHS	Ø	
RESPONDENT	Ø	

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, Roy B. Burroughs, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant and Respondent are both over twenty-one years of age, and bona fide resident citizens of Baldwin County, Alabama, and have been for the past 10 years, next preceding the filing of this Bill of Complaint.

2.

That there was born to our union three children, whose names and ages are, Roy M. Burroughs, age 5, Joanna Burroughs, age 4, Jayne Burroughs, age 3. That we have reached an agreement as to the custody, care and control of these children, a copy of which is filed with this complaint. Our agreement is that the Complainant, Roy B. Burroughs, shall have the care, custody and control of Roy M. Burroughs, Joanna Burroughs, and Jayne Burroughs. The Respondent, Sollie J. Burroughs, shall have the right to visit the children at reasonable times and places. The Complainant is, in every respect, a suitable and proper person to have the care, custody and control of these children.

3.

That your Complainant and Respondent were married to one another at Lucedale, Mississippi, on March 2, 1951.



That on to-wit, June 10, 1956, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Your Complainant prays that your Honor will by proper process make the said Sollie J. Burroughs, party Respondent to this Bill of Complaint requiring her to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof, Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; Your Complainant prays that as a part of your Honor decree custody of the three said children will be granted in keeping with the agreement filed with this Bill of Complaint and award your Complainant the care, custody and control of Roy M. Burroughs, Joanna Burroughs, and Jayne Burroughs; and giving the Respondent the right to visit them at all reasonable times and places; Your Complainant prays for such other, further, different or general relief as he may be in Equity and good conscience entitled to receive.

Wilters & Brantley

BY:

Arthur M. Brantley  
Solicitor for the Complainant

4083

ROY B. BURROUGHS

COMPLAINANT

VS

SOLLIE J. BURROUGHS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

FILED

JUL 12 1957

ALICE J. DUCK, Register

## THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

ROY B. BURROUGHS

COMPLAINANT

vs.

SOLLIE J. BURROUGHS

RESPONDENT

I, June Rider

as Register and Commissioner

have called and caused to come before me Roy B. Burroughs and Floyd D. Burroughswitness es named in the requirement for Oral Examination, on the        day of July1957, at the office of Wilters & Brantleyin Bay Minette, Alabama, and having first sworn said witnesses to speak thetruth, the whole truth, and nothing but the truth, the said Roy B. Burroughs and FloydD. Burroughs doth depose and say as follows:

My name is Roy B. Burroughs. I am the Complainant in this cause. The Respondent and I are each over the age of twenty-one years and have lived in Baldwin County all of our lives. There was born to our union three children whose names and ages are Roy M. Burroughs, age 5, Joanna Burroughs, age 4, Jayne Burroughs, age 3. I am in all respects a suitable and proper person to have the care, custody, and control of these children. That Your Respondent voluntarily abandoned my bed and board on June 10, 1956, and has remained away voluntarily and continuously since that time. That the Complainant and I were married to one another in Lucedale, Mississippi, on March 2, 1951.

Roy B. Burroughs

My name is Floyd D. Burroughs. I am a brother of Roy B. Burroughs and know that Roy B. Burroughs and Sollie J. Burroughs are each over the age of twenty-one years and have lived in Baldwin County all of their married life. I know that they were married to one another in March, 1951, and that they have three children, Roy M. Burroughs, Joanna Burroughs, and Jayne Burroughs. That Roy B. Burroughs is a suitable person to have the care, custody, and control of their minor children. I know that the Complainant and Respondent separated in June, 1956, and have not lived together since that time.

Floyd D. Burroughs

8581. NOTE OF TESTIMONY

Printed by the Baldwin Times. Bay Minette, Alabama.

ROY B. BURROUGHS

vs.

SOLLIE J. BURROUGHS

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, \_\_\_\_\_

Custody Agreement

Testimony Complaint and witness

*Arthur M. B...*

and in behalf of Defendant upon Answer & Waiver,

*Arthur M. B...*  
Register.

No. ....

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

vs.

**NOTE OF TESTIMONY**

Filed in Open Court this .....

day of ..... , 194 .....

**FILED**  
**JUL 12 1957**

**ALICE J. DUCK** Register

Register.

Printed by the Baldwin Times

ANSWER AND WAIVER

ROY B. BURROUGHS

COMPLAINANT

VS

SOLLIE J. BURROUGHS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Now comes the Respondent, in her own proper person, and admits the allegations contained in the Bill of Complaint filed in the above styled cause as to ages, residences, marriage and children, but denies all other allegations therein contained and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine Complainant's witnesses, and agrees that this cause be submitted for final decree without further notice.

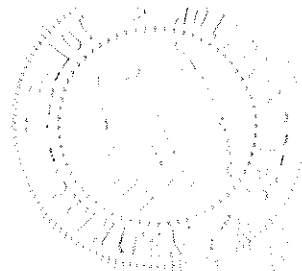
Sollie J. Burroughs

STATE OF ALABAMA  
BALDWIN COUNTY

I, Sollie M. Branch, a Notary Public, in and for said County in said State, hereby certify that Sollie J. Burroughs, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 1 day of July, 1957.

Sollie M. Branch  
Notary Public, Baldwin County, Ala.



4083

Answer & Waiver

FILED

JUL 12 1957

ALICE A. DUCK, Register

ROY B. BURROUGHS,

Complainant,

VS.

SOLLIE J. BURROUGHS,

Respondent.

IN THE

CIRCUIT COURT OF BALDWIN COUNTY,

ALABAMA. IN EQUITY.

CASE NO. 4083

AMENDED DECREE

This cause coming on to be heard was submitted upon the petition of the Respondent, Sollie J. Burroughs, to amend or modify the last decree of this Court with relation to the minor children, Roy M. Burroughs, Joanna N. Burroughs and Jayne Burroughs; and

It appearing to the Court that the permanent care and custody of the said children was awarded to Eva T. Wilson during her life time, with the condition that the Complainant, Roy B. Burroughs, pay to her for the maintenance and support of said children the sum of \$17.50 per week; that the said Eva T. Wilson died on the 16th day of May, 1962, since which time the said children have been in the care, custody and control of the Respondent, Sollie J. Burroughs; that the said Roy B. Burroughs is now in default in the payment as ordered by the Court, and therefore, is in contempt of the decree of the Court.

The Court, after considering the petition, duly sworn to, is of the opinion that the Respondent, who is the petitioner herein, is entitled to the relief prayed for; it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the permanent custody and control of said minor children, Roy M. Burroughs, Joanna N. Burroughs and Jayne Burroughs, be, and it is hereby awarded to the petitioner. Sollie J. Burroughs, pending a final hearing hereon. It is further



ORDERED, ADJUDGED AND DECREED that the Complainant, Roy B. Burroughs, pay to the Petitioner, Sollie J. Burroughs, for the maintenance and support of said minor children, the sum of \$17.50 per week, pending a final hearing hereon. It is further

ORDERED, ADJUDGED AND DECREED, that the Complainant, Roy B. Burroughs, shall have the right to visit the said children at reasonable times, however he shall have no right to remove the said children from the custody of the Petitioner, Sollie J. Burroughs. It is further

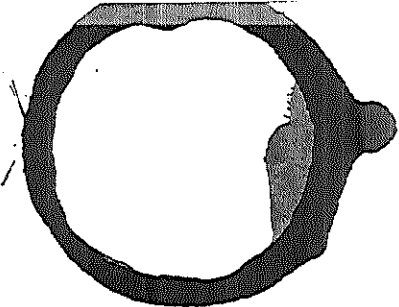
ORDERED that the Petitioner, Sollie J. Burroughs, pay the cost of this proceeding, for which execution may issue.

This 25th day of February, 1963.

Hubert M. Ware  
Judge, 28th Judicial Circuit of Alabama

I, Alice J. Duck, 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 above stated case, and said decree is on file and enrolled in my office.  
WITNESS MY HAND AND SEAL THIS THE 25 day of Feb 1963

Alice J. Duck  
Register of Circuit Court, in Equity



CUSTODY AGREEMENT

ROY B. BURROUGHS

COMPLAINANT

VS

SALLIE J. BURROUGHS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

In contemplation of divorce, the undersigned have reached this mutual agreement concerning the care, custody, and control of minor children.

There was born to the union of the undersigned, Roy B. Burroughs and Sallie J. Burroughs, the following named children: Roy M. Burroughs, age 5, Joanna Burroughs, age 4, Jayne Burroughs, age 3. It is hereby mutually understood and agreed that Roy B. Burroughs shall have the care, custody, and control of the above named children; that Sally J. Burroughs shall have the right to visit at all reasonable times and places.

It is further agreed that the Complainant is a suitable and proper person to have the care, custody, and control of these children.

The parties to this agreement respectfully pray that your Honor will treat this as a part of the pleading in this cause and enter an order in the final decree for divorce in keeping with this agreement.

Witness our hands and seals in triplicate this the 12 day of July, 1957.

Witnesses

Lester M. Brantley  
June Linder  
Lester M. Brantley  
June Linder

Roy B. Burroughs (SEAL)

Sallie J. Burroughs (SEAL)

4083

agreement

FILED

JUL 12 1957

ALICE J. BUCK, Register

ROY B. BURROUGHS,	X	
Complainant,	X	IN THE CIRCUIT COURT OF
Vs.	X	BALDWIN COUNTY, ALABAMA
SOLLIE J. BURROUGHS,	X	IN EQUITY
Respondent.	X	CASE NO. 4083

PETITION TO AMEND DIVORCE DECREE

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT, IN EQUITY  
SITTING:

Comes the Respondent, Sollie J. Burroughs, in the above styled cause and respectfully represents unto your Honor as follows:

1.

That your Petitioner, Sollie J. Burroughs, is over the age of twenty-one years and a resident of Baldwin County, Alabama; that the Complainant, Roy B. Burroughs, is over the age of twenty-one years, and to the best knowledge of your Petitioner, is a resident of the State of Florida, but as to his whereabouts in that State, your Petitioner cannot ascertain after diligent effort to do so.

2.

That your Honor granted a divorce decree to the Complainant in this cause on the 13th day of July, 1957, and by the terms of which the custody and control of the three minor children born to the wedlock of your Petitioner and Complainant, to-wit, Roy M. Burroughs, now age 10 years, Joanna N. Burroughs, now age 9 years, and Jayne Burroughs, now age 8 years, were awarded the Complainant, Roy B. Burroughs. That subsequent to the issuance of the decree, Your Petitioner filed a Petition to Modify the Decree of Divorce in respect to the custody of the children on the 29th day of January, 1962, and as a result of said Petition, your Honor awarded the care, custody and control of the aforementioned minor children to their maternal grandmother, Eva T. Wilson, with the right of visitation for both your Petitioner and the Complainant.

P-163-A

That subsequent to the issuance of this Amended Decree by your Honor, the said Eva T. Wilson died on the 16th day of May, 1962, and that since the death of the said Eva T. Wilson, the aforementioned minor children have been in the care, custody and control of your Petitioner.

Further that the said Complainant has failed and refused to comply with the Amended Decree of this Court in that he failed to pay to the said Eva T. Wilson the sum of \$17.50 per week and that he is now, and has been, in contempt of your Honor's Court.

That in accordance with said Amended Decree, your Petitioner, from the time of its issuance until the death of Eva T. Wilson, paid to the said decedent the sum of \$17.50 in accordance with' said Decree.

That your Petitioner is a fit and proper person to have care, custody and control of the three minor children aforementioned, and that she is ready, able and willing to care for the said children.

Premises considered, your Petitioner prays that your Honor will cause service of this Petition to be had upon the said Complainant in accordance with the laws of Alabama, and the rules of this Honorable Court, requiring him to plead, answer or demur to the same in the time required by law.

Petitioner further prays that the Complainant, Roy B. Burroughs, be adjudicated in contempt of this Court for failure to pay for the care, support and maintenance of the said minor children as directed by this Court in its Amended Decree of February 26, 1962.

That the divorce decree heretofore issued in this original cause and the amended decree be further amended so as to award the permanent care, custody and control of Roy M. Burroughs, age 10, Joanna N. Burroughs, age 9, and Jayne Burroughs, age 8, to Sollie J. Burroughs, their mother. Petitioner further prays that this Honorable Court will award her temporary care, custody and control

of the said children pending a hearing of this cause before Your Honor; that the said Roy B. Burroughs be required to contribute a reasonable sum, with the amount to be determined by your Honor, for the support and maintenance of the said minor children.

Petitioner prays for such other, further or different relief as may be just and proper.

Sollie J. Burroughs  
Sollie J. Burroughs - Petitioner

STATE OF ALABAMA  
BALDWIN COUNTY

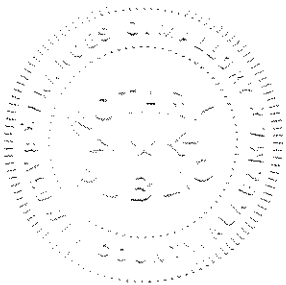
Before me Frances G. Mallory, a Notary Public, in and for said County and State, personally appeared Sollie J. Burroughs who is known to me and who after being by me first duly and legally sworn, deposes and says: That she has knowledge of the facts stated in the above Petition; that the same are true and correct.

Sollie J. Burroughs  
Sollie J. Burroughs - Petitioner

Sworn to and subscribed before me on this the 18th day of February, 1963.

Frances G. Mallory  
Notary Public

FRANCES G. MALLORY  
Notary Public  
Baldwin County, Alabama  
My Commission Expires  
July 11, 1966



IN THE  
CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA. IN EQUITY.  
CASE NO. 4083

AMENDED DECREE

This cause coming on to be heard was submitted upon the petition of the Respondent, Sollie J. Burroughs, to amend or modify the last decree of this Court with relation to the minor children, Roy M. Burroughs, Joanna N. Burroughs and Jayne Burroughs; and

It appearing to the Court that the permanent care and custody of the said children was awarded to Eva T. Wilson during her life time, with the condition that the Complainant, Roy B. Burroughs, pay to her for the maintenance and support of said children the sum of \$17.50 per week; that the said Eva T. Wilson died on the 16th day of May, 1962, since which time the said children have been in the care, custody and control of the Respondent, Sollie J. Burroughs; that the said Roy B. Burroughs is now in default in the payment as ordered by the Court, and therefore, is in contempt of the decree of the Court.

The Court, after considering the petition, duly sworn to, is of the opinion that the Respondent, who is the petitioner herein, is entitled to the relief prayed for; it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the permanent custody and control of said minor children, Roy M. Burroughs, Joanna N. Burroughs and Jayne Burroughs, be, and it is hereby awarded to the petitioner. Sollie J. Burroughs, pending a final hearing hereon. It is further

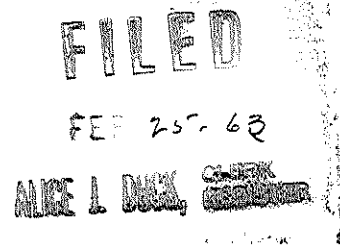
ORDERED, ADJUDGED AND DECREED that the Complainant, Roy B. Burroughs, pay to the Petitioner, Sollie J. Burroughs, for the maintenance and support of said minor children, the sum of \$17.50 per week, pending a final hearing hereon. It is further

ORDERED, ADJUDGED AND DECREED, that the Complainant, Roy B. Burroughs, shall have the right to visit the said children at reasonable times, however he shall have no right to remove the said children from the custody of the Petitioner, Sollie J. Burroughs. It is further

ORDERED that the Petitioner, Sollie J. Burroughs, pay the cost of this proceeding, for which execution may issue.

This 25th day of February, 1963.

Hubert M. Hance  
Judge, 28th Judicial Circuit of Alabama





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J. J. Marshall  
JUDGE