

4692

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ROSEMARY COTTRELL, Complainant

vs.

EDDIE LEE COTTRELL, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on 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 ROSEMARY COTTRELL is forever divorced from the said EDDIE LEE COTTRELL for and on account of

CRUELTY

It is further ordered, adjudged and decreed by the Court that the Complainant, ROSEMARY COTTRELL, be granted the custody of the minor child born to this marriage, KENT SYLVESTER COTTRELL, age 13 months, and that the Defendant, EDDIE LEE COTTRELL, be allowed to visit said child at reasonable times and places. It is further ordered, adjudged and decreed that the Complainant be allowed to resume her maiden name, if so desired.

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 ROSEMARY COTTRELL the Complainant pay the cost herein to be taxed, for which executed may issue.

This 27 day of July 1957

[Signature]
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

ROSEMARY COTTRELL

Complainant

vs.

EDDIE LEE COTTRELL

Respondent

**DIVORCE DECREE**

**FILED**

**JUL 29 1957**

**ALICE J. DUCK, Register**

*Rosemary Cottrell*

**THE STATE OF ALABAMA  
Baldwin County**

*Eddie Lee Cottrell* <sup>vs.</sup>

**IN EQUITY  
Circuit Court of Baldwin County**

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

*Testimony of Complainant  
and witness*

and in behalf of Defendant upon \_\_\_\_\_

*Answer & Waiver*

*Deice J. ...*  
Register.

*E. G. Rickard by*

No. ....

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

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

vs.

**NOTE OF TESTIMONY**

Filed in Open Court this 27 .....

day of July ....., 1947.

*Miss Johnson*  
Register.

Printed by the Baldwin Times

I, RACHEL B. LIEB, Commissioner acting under stipulation of parties in the divorce suit of ROSEMARY COTTRELL vs. EDDIE LEE COTTRELL, pending in the Equity side of the Circuit Court of Baldwin County, Alabama, hereby certify that I have caused the witnesses in this cause, namely, ROSEMARY COTTRELL and GEORGIA MAE JACKSON, who were made known to me and known to be the identical witnesses called by the parties to come to my office in the Bank Building in the City of Fairhope, Baldwin County, Alabama, where said witnesses after being first duly sworn by me, upon examination of E. G. Rickarby, Solicitor for the Complainant, did testify as shown by the attached testimony, and that their testimony was, by me, reduced to writing as given by them as near as might be in their identical language and, after being reduced to writing was read over by the said witnesses who assented to and signed the same in my presence.

I further certify that I am not of counsel or kin to either of the parties to this cause, nor any wise interested in the results thereof.

IN WITNESS WHEREOF, I hereunto set my hand as Commissioner on this the 24th day of July, 1957.

Rachel B. Lieb  
Commissioner

STATE OF ALABAMA

BALDWIN COUNTY

TESTIMONY OF ROSEMARY COTTRELL

My name is ROSEMARY COTTRELL and I am bringing suit for divorce against my husband, EDDIE LEE COTTRELL. Both of us are residents of Baldwin County, Alabama. I have lived here in Baldwin County, Alabama for the last three years and I am still living here. EDDIE LEE COTTRELL, my husband, was born here in Baldwin County, Alabama, and has been living here for the last 5 years to my knowledge and he still lives in Montrose, Alabama.

We were married in Daphne on the 20th day of August, 1955 and have lived together until November 1955. We were living with his family and we were not happy and from time to time we would fuss and fight and he would strike me and he struck me with his hand back in July of 1956 and I believe if I had continued to live with him his conduct would be worse and he would beat me up and it would make me sick, and would be dangerous to my life or health.

He has done this on several occasions and after we separated I thought that he would arrange to get a place so that we could live together happily, but he never did and has never offered to provide a home where we could live without constant fussing and fighting.

There has been only one child born to this marriage, a son, KENT SYLVESTER COTTRELL, who is now about 13 months old. I am taking care of this child and am living with my mother and father and am able to provide for this child and want to have the custody of this child.

Rosemary Cottrell  
ROSEMARY COTTRELL

Subscribed and sworn to before me on this the 24th day of

July, 1957.

Rachel B. Lieb  
COMMISSIONER

STATE OF ALABAMA

BALDWIN COUNTY

TESTIMONY OF GEORGIA MAE JACKSON

My name is GEORGIA MAE JACKSON and I am the mother of ROSEMARY COTTRELL, who is bring this suit for divorce.

I know that both she and her husband, EDDIE LEE COTTRELL have been living in Baldwin County for the last 5 years and that they are still living here in Baldwin County; she is living with me and Eddie Lee is living in Montrose.

I know that they were married on or about the 20th of August, 1955 in Daphne, Alabama and that they lived together as husband and wife, but they lived with me for several months and at that time they would have their little spats while they were staying at my house and at one time while they were staying there he struck her.

After they stayed there several months, he left and went back to his family in Montrose, and I had my daughter go to him there.

I was not able to tell of my own personal knowledge exactly what happened while she and her husband were living in Montrose, but I would see her every once in awhile and she was not happy living there in Montrose with him and told me that he struck her while they were there.

I know that they were separated on or about the 5th of November, 1956, because she came back to live with me.

There is one child born to this marriage, KENT SYLVESTER COTTRELL, a son, age 13 months, and he is living there in my house and my daughter is a proper person to have the care and custody of the child and is able to provide for him.

Georgia Mae Jackson

Subscribed and sworn to before me on this the 20th day of

July, 1957.

Rachel B. Lisle  
Commissioner

8-1-57

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CONFIDENTIAL - SECURITY INFORMATION

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CONFIDENTIAL - SECURITY INFORMATION



ROSE MARY COTTRELL,

COMPLAINANT

-VS-

EDDIE LEE COTTRELL,

RESPONDENT

Y  
I  
I  
Y  
Y  
Y  
Y  
Y  
Y  
Y  
Y

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

ANSWER AND WAIVER

Comes the respondent, EDDIE LEE COTTRELL, in the above styled cause and for answer to the Bill of Complaint heretofore filed in said cause, and to each and every paragraph thereof, says:

He denies each and every allegation contained therein and demands strict proof thereof.

Respondent hereby submits himself to the jurisdiction of this Honorable Court and waives notice of the time and place for taking testimony in said cause, waives the issuance of a formal commissioner to take testimony in said cause and consents that testimony may be taken without further notice to him and further waives notice of the time and place of submission of said cause and consents that said cause may be submitted for final decree at any time or place without further notice to him of such submission.

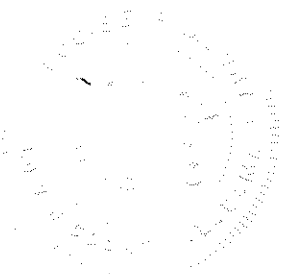
Eddie Lee Cottrell  
EDDIE LEE COTTRELL, Respondent

STATE OF ALABAMA,  
BALDWIN COUNTY.

I, Louise P. Maury, a Notary Public in and for said County in said State, hereby certify that EDDIE LEE COTTRELL, whose name is signed to the foregoing instrument and who is known to me to be the respondent above named, acknowledged before me on this day that he executed the same voluntarily with knowledge of its contents.

WITNESS my hand and official seal this the 17th day of July, 1957.

Louise P. Maury  
Notary Public, Baldwin County, Ala.



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MARY ROSE COTTRELL,

COMPLAINANT

-VS-

EDDIE LEE COTTRELL,

RESPONDENT.

ANSWER AND WAIVER

FILED  
JUL 27 1957

WILLIAM J. BUCK, Register

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



ROSEMARY COTTRELL,  
COMPLAINANT

-VS-

EDDIE LEE COTTRELL,  
RESPONDENT

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

BILL OF COMPLAINT

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

Comes ROSEMARY COTTRELL and by this her Bill of Complaint presented against EDDIE LEE COTTRELL, respectfully shows:

FIRST: That the Complainant and Respondent are both over the age of twenty-one years and both are now and have been for over three years next preceding the filing of this Bill of Complaint bona fide residents of Baldwin County, Alabama, ROSEMARY COTTRELL residing in Daphne, and EDDIE LEE COTTRELL residing in Montrose, Alabama.

SECOND: Complainant and Respondent were married on or about the 20th day of August, 1955, in Daphne, Baldwin County, Alabama, and have lived together as husband and wife until about the 5th day of November, 1956, when Complainant left Respondent because of his conduct hereinafter set out.

THIRD: Complainant shows that from the Respondent's conduct she has reason to believe that he will committ violence to her person attended with danger to her life or health in that several times Respondent has struck her, especially in July, 1956, when they were both living in Daphne, Baldwin County, Alabama, and that this condition has become steadily worse and that if she continues to live with Respondent, Complainant believes that he will commit further violence to her person which will be dangerous to her life and health.

FOURTH: That to this marriage there has been born one child, a son, named KENT SYLVESTER COTTRELL, now age thirteen months, and that said child is in the care and custody of this Complainant and that she is a suitable and proper person to have the custody of said minor child and is able to provide for the child.

THE PREMISES CONSIDERED, Complainant prays that EDDIE LEE COTTRELL be made party defendant to this cause, and by proper process be required to plead, answer or demur within the time prescribed by law.

Complainant further prays that on a hearing of this cause, the Court will grant a decree of divorce forever divorcing her from said Respondent and granting her the custody of said minor child subject to the Respondent's visiting said child at reasonable times and places and granting the Complainant the right to resume her maiden name, if she so desires, and to have such other different and further relief as to equity may seem meet.



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E. G. RICKARBY  
Attorney for Complainant

ROSEMARY COTTRELL,                    ¶       IN THE CIRCUIT COURT OF  
  ¶       BALDWIN COUNTY, ALABAMA  
  ¶       IN EQUITY  
-VS-                                     ¶  
EDDIE LEE COTTRELL,                    ¶  
  ¶       RESPONDENT

NOTE OF EVIDENCE

This cause is submitted on final decree of Complainant's bill, answering waiver filed by Respondent, depositions of Complainant and Georgia Mae Jackson.

E. G. RICKARBY



\_\_\_\_\_  
E. G. Rickarby  
Attorney for Complainant

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THE STATE OF TEXAS  
COUNTY OF DALLAS  
I, the undersigned, Clerk of the County of Dallas, Texas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the records of the County of Dallas, Texas.

Witness my hand and seal of office at Dallas, Texas, this 27th day of July, 1957.

**FILED**  
JUL 27 1957  
ALICE J. DUCK, Register

RECORDED  
INDEXED