

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

CHARLYNE MITCHELL MASON, Complainant
vs.

JAMES ROBERT MASON, 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

CHARLYNE MITCHELL MASON is forever divorced from the said JAMES ROBERT MASON for and on account of

Cruelty. It is ordered, adjudged and decreed that the care, custody and control of the minor child, Cameron Jean Mason, be in the Complainant.

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 Charlyne Mitchell Mason the Complainant pay the cost herein to be taxed, for which executed may issue.

This 17 day of August, 1957

Hubert M. Stace
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 _____ day of _____, 19____

Register of Circuit Court, In Equity.

No. 4108 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

CHARLYNE MITCHELL MASON

Complainant

vs.

JAMES ROBERT MASON

Respondent

DIVORCE DECREE

FILED

AUG 17 1957

ALICE J. DUCK, Register

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Betty Clark

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 Charlyne Mitchell Mason

a witnesses in behalf of Charlyne Mitchell Mason in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Charlyne Mitchell Mason

Complainant
and James Robert Mason

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

Witness 12th day of August, 1957

W. J. Duck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

CHARLYNE MITCHELL MASON

Complainant

VS.

JAMES ROBERT MASON

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:
BETTY CLARK

WITNESSES:
CHARLYNE MITCHELL MASON

Circuit Court of Baldwin County, Alabama
(In Equity)

vs.

I, Betty Clark

as ~~Register~~ and Commissioner

witness_____named in the requirement for Oral Examination, on the 3rd day of August
19 57, at the office of Ernest M. Bailey

in Fairhope, Alabama, and having first sworn said witness_____ to speak the truth, the whole truth, and nothing but the truth, the said Charlyne Mitchell Mason

doth depose and say as follows:

My name is Charlyne Mitchell Mason. I am the Complainant in the above styled cause. The Respondent and I were married in Florence, Alabama on December 8, 1946 and lived together until August 3, 1957. The Respondent did, on that date, and on numerous occasions prior thereto, abuse and threaten to commit physical violence on my person. I am of the opinion that if I continue to live with him, he will commit actual violence on my person, attended with danger to my life and health.

Charleyne Mitchell Mason
CHARLEYNE MITCHELL MASON

I, Betty Clark as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness and read over to her and she signed the same in the presence of myself and Ernest M. Bailey, Attorney at Law, Fairhope, Alabama at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof made before me of the identity of said witness; 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 day of August, 1957.

Betty Clark (L. S.)

No. 4108 Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

CHARLYNE MITCHELL, MASON

COMPLAINANT

vs.

JAMES ROBERT MASON

RESPONDENT

ORAL DEPOSITION

Filed

FILED

AUG 17 1957

Register.

RECORDED IN

Record

Vol.

Page

Register.

ERNEST M. BAILEY
ATTORNEY AT LAW
221 FAIRHOPE AVENUE
FAIRHOPE, ALABAMA
PHONE WA 8-9759

August
16th
1957

Clerk of Circuit Court
of Baldwin County
Bay Minette, Alabama

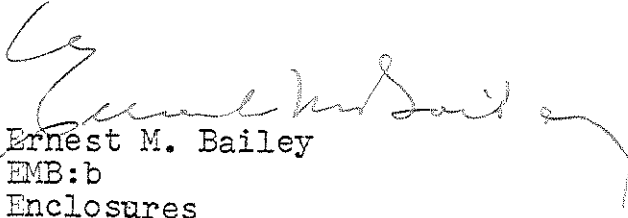
Dear Mrs. Duck:

I am enclosing herewith Answer and Waiver papers for divorce. I will appreciate your submitting these to Judge Hall for his signature at your very earliest convenience.

Please return to me when signed by Judge Hall.

Thanking you in advance, I am

Very truly yours,



Ernest M. Bailey
EMB:b
Enclosures

CHARLYNE MITCHELL MASON,

Complainant

VS.

JAMES ROBERT MASON,

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

ANSWER AND WAIVER

Comes the Respondent in the above styled cause and for answer to the Bill of Complaint filed in said cause and to each and every paragraph thereof separately and severally, says:

1. Respondent admits the allegations of the first paragraph of the Bill of Complaint.
2. Respondent admits the allegations of the second paragraph of the Bill of Complaint as to the date of marriage and the date of seapARATION but denies all other allegations of this paragraph and demands strict proof of the same.
3. Respondent admits the allegations of the third paragraph of the Bill of Complaint.

Respondent hereby accepts service of a copy of the Summons and Complaint in this cause and waives further service of the same. The Respondent also waives notice of taking of testimony in this cause and notice of submission of said cause and agrees that the testimony may be taken and the cause submitted without further notice to him.

James R. Mason
RESPONDENT

STATE OF ALABAMA)

LAUDERDALE COUNTY)

I, the undersigned notary public in and for said state and county, certify that James Robert Mason, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 14 day of August, 1957.

My commission expires

Dec. 31, 1959

Jeanette B. Rasmussen
NOTARY PUBLIC

4108

ANSWER AND WAIVER

* * * * *

CHARLYNE MITCHELL MASON,
Complainant

vs.

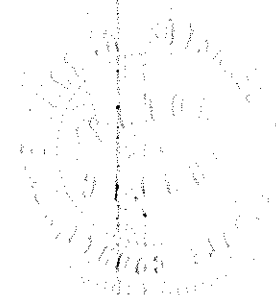
JAMES ROBERT MASON,
Respondent

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
AUG 17 1957

ALMA A. BAKER, Register



STATE OF ALABAMA
BALDWIN COUNTY

§
§

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon JAMES ROBERT MASON 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 CHARLYNE MITCHELL MASON, as Complainant, against JAMES ROBERT MASON, as Respondent.

Witness my hand this the 13th day of August, 1957.

REGISTER

CHARLYNE MITCHELL MASON,

§

Complainant

§

VS.

§

JAMES ROBERT MASON,

§

Respondent

§

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes your Complainant, CHARLYNE MITCHELL MASON, and files this her Bill of Complaint for divorce against JAMES ROBERT MASON, and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are over the age of twenty-one years and are bona fide residents of the state of Alabama; that the Complainant resides in Fairhope, Baldwin County, Alabama and the Respondent resides in Florence, Lauderdale County, Alabama; and that the Complainant and Respondent have both resided in the state of Alabama for more than one year preceding the filing of this Bill of Complaint.

SECOND:

That the Complainant and Respondent were married on, heretofore, to-wit, the 8th day of December, 1946, in Florence, Alabama, and lived as husband and wife until on, to-wit, the 3rd day of August, 1957, when, on account of the matters hereinafter complained of, your Complainant states that she was compelled to live separate and

apart from the Respondent; that on August 3, 1957 and at times prior thereto, the Complainant states that the Respondent, from his manner and conduct towards her, gave reasonable apprehension of violence on her person, and that from his manner and conduct towards her, she is reasonably certain that he will commit such violence upon her person, attended with danger to her life and health.

THIRD:

That there was born of this marriage between your Complainant and the Respondent one child, viz: CAMERON JEAN MASON, aged seven (7) years, and that the Complainant is a fit and proper person to have the custody and control of the said minor child. That the Complainant and the Respondent have previously entered into an agreement disposing of their personal property between themselves.

PRAYER

FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the above named JAMES ROBERT MASON be made a party Defendant to this cause by the usual writ or process of this Honorable Court requiring him to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided. That upon a final hearing of this cause Your Honor will grant unto your Complainant an absolute divorce from the Respondent. That Your Honor will decree that the Complainant be allowed to remarry if she sees fit. Your Complainant further prays for such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

Charlyne Mitchell Mason
COMPLAINANT

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned notary public in and for the state of Alabama at Large, personally appeared Charlyne Mitchell Mason, who after being by me first duly and legally sworn, says:

That the allegations contained in the foregoing Bill of Complaint are true.

Charlyne Mitchell Mason
COMPLAINANT

Sworn to and subscribed before me, this 13th day of August, 1957.

James L. Bailey
NOTARY PUBLIC

4108

Charlyne Mitchell Mason

vs.

James Robert Mason

Complaint

FILED
AUG 17 1957
ALICE A. DUCK, Register

SUMMONS AND BILL OF COMPLAINT

* * * * *

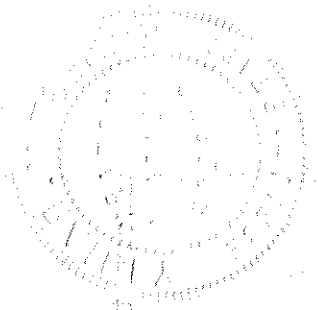
CHARLYNE MITCHELL MASON,
Complainant

vs.

JAMES ROBERT MASON,
Respondent

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY



No. 4108

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

CHARLYNE MITCHELL MASON

vs.

JAMES ROBERT MASON

NOTE OF TESTIMONY

Filed in Open Court this

day of

FILED

, 194

AUG 17 1957

Register.

Printed by the Baldwin County Register.