

4143

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Esther Anita Cech, Complainant

vs.

John Cech III, 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 Esther Anita Cech is forever divorced from the said John Cech III for and on account of Voluntary Abandonment

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the court, that the Complainant be and she is hereby awarded the care, custody and control of the minor children, John David Cech and Michael Allen Cech, with the right of the respondent to visit the minor children 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 futher 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 John Cech III the Respondent pay the cost herein to be taxed, for which executed may issue.

This 2nd day of October 1957

Hubert M. Stone 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. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Esther Anita Cech

Complainant

vs.

John Cech III

Respondent

DIVORCE DECREE

FILED
OCT 3 1957
ALICE L. BUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County



Circuit Court

TO: Evelyn Watts

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 Esther Anita Cech and T.H. Sawyer, Jr.,

a witness in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Esther Anita Cech

, Complainant

and John Cech III

Respondent

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

Witness 3 day of October

, 1954

Alice J. Luck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Esther Anita Cech

Complainant

VS.

John Cech III

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Evelyn Watts

WITNESSES:

Esther Anita Cech

W. J. Sawyer, Jr.

FILED
OCT 3 1957

ALICE J. DUCK, Clerk

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Esther Anita Cech COMPLAINANT

vs.

John Cech III RESPONDENT

I, Evelyn Watts

as ~~Register and~~ Commissioner

have called and caused to come before me Esther Anita Cech and T. H. Sawyer Jr.

witness es named in the requirement for Oral Examination, on the 3 day of October
19 57, at the office of Harry J. Wilters Jr.

in Bay Minette, Alabama, and having first sworn said witness es to speak the

truth, the whole truth, and nothing but the truth, the said Esther Anita Cech and T. H.

Sawyer, Jr. doth depose and say as follows:

My name is Esther Anita Cech and the Respondent's name is John Cech III. We are both residents of Baldwin County, Alabama, and over the age of twenty-one. We were married on March 22, 1952, in Robertsedale, Alabama, and lived together as husband and wife until August 19, 1956. That on August 19, 1956, the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time and we have not lived together as husband and wife nor co-habited since that time.

There was born to our marriage two children John David Cech, age 5, and Michael Allen Cech, age 2; that the children are in my care and custody and I am a fit and proper person to have their care, control and custody.

Esther Anita Cech

My name is Thomas H. Sawyer, Jr., I am the brother of Esther Cech and I have known the married relationship of Esther and John since their marriage in 1952. I know that for more than a year that Esther and John have not lived together as husband and wife. In my opinion Esther is a fit and proper person to have the care, control and custody of their two children.

T. H. Sawyer Jr.

I, Evelyn Watts 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 es and read over to them and they signed the same in the presence of myself and Harry J. Wilters Jr.

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof made before me of the identity of said witness es; 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 3 day of October, 19 57

Evelyn Watts (L. S.)

No. _____ Page _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

Esther Anita Cech

COMPLAINANT

vs.

John Cech III

RESPONDENT

ORAL DEPOSITION

Filed _____, 19____

Register.

RECORDED IN

Record

Vol. _____ Page _____

Register.

FILED

OCT 3 1957

ALICE J. DUCK, Clerk

Esther Anita Cech

vs.

John Cech III

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 of the Respondent, and testimony of Esther Anita Cech
and T. H. Sawyer, Jr.

and in behalf of Defendant upon _____ answer and waiver

*Walter & Brantly
by [Signature]*

Alice J. Buck
Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Esther Anita Cech

vs.

John Cech III

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

Register.

Printed by the Baldwin Times

FILED
OCT 3 1957

ALICE J. DUCK, Clerk

4143

FILED

OCT 3 1957

ALICE J. DUCK, Register

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OCT 3 1957

ALICE J. DUCK, Register

WHEREFORE, the premises considered, your Complainant prays that Your Honor will by proper process make the said John Cech III party respondent to this Bill of Complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practices of this Honorable Court.

Your Complainant further prays that on a final hearing of this cause, Your Honor will enter a decree granting your Complainant a divorce from the Respondant and granting her the right to remarry; Your Complainant further prays that Your Honor will by said decree grant her the permanent care, custody and control of her minorchildren, John David Cech and Michael Allen Cech; Your Complainant further prays for such other, further, or different relief to which the Complainant may in equity be entitled.

Wilters & Brantley

By:


Solicitors for the Complainant

4143

ESTHER ANITA CECH

COMPLAINANT

VS

JOHN CECH III

RESPONDENT

BILL OF COMPLAINT

FILED

OCT 3 1957

ALICE J. DUCK, Clerk

FILED

OCT 3 1957

ALICE L. DUCK, Register