

(2832)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Rosemary Schenback, Complainant

vs.

William B. Schenback, 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 Rosemary Schenback is forever divorced from the said William B. Schenback for and on account of Cruelty. It is further ordered, adjudged and decreed by the Court that the Respondent, W. B. Schenback, pay to the Complainant, Rosemary Schenback, the sum of \$91.31 per month, as and for alimony, support and maintenance for a total of 6 months, to be paid monthly, and that the said William B. Schenback pay to the said Rosemary Schenback the sum of \$50.00 per month thereafter, to be paid monthly as alimony, support and maintenance. It is further ordered, adjudged and decreed that the Complainant in this cause shall have the right of use of her maiden name, Rosemary Nice.

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 Rosemary Schenback the Complainant pay the cost herein to be taxed, for which execution may issue.

This 9th day of September, 1952

Julian J. Madaleno, 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 Schenback

Complainant

vs.

William B. Schenback

Respondent

DIVORCE DECREE

FILED
SEP 9 1952
ALICE L. DICK, Register

Rosemary Schenback

vs.

William B. Schenback

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,
 and testimony of Rosemary Schenback and Barbara Blevins

and in behalf of Defendant upon answer and waiver

[Signature]
 Solicitor for Complainant

[Signature]

Register.

No. 11

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Rosemary Stenback

vs.

William B. Stenback

NOTE OF TESTIMONY

Filed in Open Court this

day of 194.....

FILED

SEP 8 1952

ALICE J. DUCK Register.

Printed By **the Baldwin Times**

ROSEMARY SCHENBACK,)	
)	IN THE CIRCUIT COURT OF
Complainant,)	BALDWIN COUNTY, ALABAMA
-vs-)	IN EQUITY
WILLIAM B. SCHENBACK,)	
)	
Respondent.)	

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity:

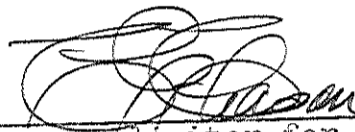
Your Complainant, Rosemary Schenback, respectfully represents and shows unto your Honor:-

1. That your Complainant is a bona fide resident of said County and State; that William B. Schenback is a bona fide resident of Baldwin County, Alabama; that both are over the age of twenty-one years.
2. That your Complainant and the Respondent were lawfully married on, to-wit, October 21, 1950, in Aurora, Indiana, and there are no children of this marriage. Complainant further avers that her maiden name was Nice.
3. The Complainant further avers and alleges that the Respondent has committed actual violence on her person attended with danger to her life or health and from his conduct, she is reasonably apprehensive of other and further violence, attended with danger to her life or health. Complainant further alleges that Respondent is an able-bodied man and financially able to pay to her the sum of Ninety-one & 30/100 Dollars (\$91.30) as alimony, support and maintenance for a period of six (6) months and the sum of Fifty Dollars (\$50.00) per month as alimony, support and maintenance thereafter.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED: Your Complainant prays that William B. Schenback be made a party defendant to this cause by the usual process of this Honorable Court, requiring him to 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, that your Com-

plainant be granted a divorce from said Respondent, and be granted the sum of Ninety-one & 30/100 Dollars (\$91.30) per month for a period of six (6) months and the sum of Fifty Dollars (\$50.00) per month thereafter for alimony, support and maintenance. Complainant further prays that she be granted the right of use of her maiden name, Rosemary Nice. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, different and general relief to which she may be entitled and as in duty bound, she will ever pray.



Solicitor for Complainant

ROSEMARY SCHEMBACK,

Complainant,

-vs-

WILLIAM B. SCHEMBACK,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes the Respondent in the above-styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the Bill of Complaint heretofore filed in this cause, Respondent says:

1. He admits the allegations contained in paragraph 1 of said Bill of Complaint.

2. He admits the allegations contained in paragraph 2 of said Bill of Complaint.

3. He denies each and every allegation contained in paragraph 3 of said Bill of Complaint and demands strict proof thereof.

William B. Schemback
Respondent.

Sworn to and subscribed to before me, a Notary Public, on this the 5th day of September, 1952.

Lerna Underwood
Notary Public, Baldwin County
State of Alabama



COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Frances Saffold

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 Rosemary Schenback and Barbara Blevins

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Rosemary Schenback is

Complainant
and William E. Schenback is

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 8th day of September, 1952

Henry J. Luck

Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Rosemary Schenback

Complainant—

vs.

William B. Schenback

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

Frances Saffold

WITNESSES:

Rosemary Schenback

Barbara Blevins

THE STATE OF ALABAMA
 Baldwin County.

Circuit Court of Baldwin County, Alabama
 (In Equity)

Rosemary Schenback Complainant

VS.

William B. Schenback Respondent

I, Frances Saffold

as Register and Commissioner in Chancery

have called and caused to come before me Rosemary Schenback and Barbara Blevins

witnesses named in the Requirement for Oral Examination, on the 6th day of September
 1952, at the office of C. G. Chason

in Foley, Alabama, and having first sworn said Witnesses to speak the
 truth, the whole truth, and nothing but the truth, the said Rosemary Schenback and
Barbara Blevins doth depose and say as follows:

TESTIMONY OF ROSEMARY SCHENBACK

My name is Rosemary Schenback. I am over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama, presently residing in Foley; that William B. Schenback is over the age of twenty-one years and a bona fide resident of Baldwin County, Alabama, presently residing in Foley. We were married on October 21, 1950 in Aurora, Indiana and lived together as man and wife until recently. The reason for our separation is that the night before he beat me with his fist, knocked me down and abused me so that I was black and blue all over and my face swollen and very painfully hurt. He has threatened to do me other and further harm attended with danger to my life or health if I continue to live with him. We have no children of this marriage. William B. Schenback is an able-bodied man and earning a good income and is financially able to pay to me the sum of \$91.30 per month for a period of 6 months and the sum of \$50.00 per month thereafter as alimony, support and maintenance. My name before marriage was Rosemary Nice.

Rosemary Schenback

TESTIMONY OF BARBARA BLEVINS

My name is Barbara Blevins. I am a neighbor of Rosemary and William B. Schenback. To my own actual knowledge, I know that William B. Schenback struck her with his fist, beat her and abused her and that he has threatened to do other and further harm to her. Both William B. Schenback and Rosemary Schenback are over the age of twenty-one years and are bona fide residents of Foley, Baldwin County, Alabama. I also know that they have no children and that William B. Schenback is financially able to pay the sum of \$91.30 per month for a period of 6 months and \$50.00 per month thereafter as alimony, support and maintenance. They are no longer living together as husband and wife.

Barbara Blevins

2857

ORAL EXAMINATION.

I, Frances Saffold, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and each other

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 8th day of September, 194 52

Frances Saffold (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Rosemary Schenback
Complainant

vs.

William R. Schenback
Respondent

Oral Deposition

Filed _____, 194

Register.

FILED
SEP 11 1952
Recorded
ALICE J. WALKER, Register

Record

Vol. _____ Page _____

Register.