

DIVORCE DECREE

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

DELORES M. ROGALLA, Complainant

vs.

RAYMOND C. ROGALLA, 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

Delores M. Rogalla is forever divorced from the said Raymond C. Rogalla for and on account of

Cruelty. It is further ordered, adjudged and decreed that the agreement as to distribution of property entered into by and between the parties hereto and attached to the Bill of Complaint is hereby ratified and confirmed and it is further ordered, adjudged and decreed that the care, custody and control of the minor child, Lyle Henry Rogalla, be in the Respondent.

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 Delores M. Rogalla the Complainant pay the cost herein to be taxed, for which executed may issue.

This 20 day of March 1958

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. 4244 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

DELORES M. ROGALLA

Complainant

vs.

RAYMOND C. ROGALLA

Respondent

DIVORCE DECREE

FILED
MAR 20 1958
ALICE J. DUCK, Register

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

COMPLAINANT

DELORES M. ROGALLA

vs.

RAYMOND C. ROGALLA

RESPONDENT

I, Betty Clark

as Register and Commissioner

have called and caused to come before me

Delores M. Rogalla and Nancy Chute

witnesses named in the requirement for Oral Examination, on the 18th day of March 19 58, at the office of Ernest M. Bailey, Attorney at Law, in Fairhope, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Delores M. Rogalla and Nancy Chute doth depose and say as follows:

TESTIMONY OF DELORES M. ROGALLA:

My name is Delores M. Rogalla and the Respondent's name is Raymond C. Rogalla. We are both over the age of twenty-one years and are bona fide residents of Baldwin County, Alabama. We were married September 25, 1945 in St. Paul, Minnesota and lived together as husband and wife until March 17, 1958. On that date the Respondent threatened to do violence upon my person. The Respondent has on other occasions abused and threatened me and I am of the opinion that if we continue to life together he will commit actual violence upon my person, or will injure me permanently.

Delores M. Rogalla
DELORES M. ROGALLA

My name is as written above. I am over the age of twenty-one years and am a resident of Baldwin County, Alabama. I have known the Complainant and the Respondent during their married life and have seen the Complainant on several occasions when she was emotionally disturbed by reason of serious domestic difficulties with her husband.

Nancy Chute

ORAL EXAMINATION

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 es and read over to them and they signed the same in the presence of myself and Ernest M. Bailey 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 18th day of March, 1958.

Betty Clark (L. S.)

No. Page

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

DELORES M. ROGALLA

COMPLAINANT

vs.

RAYMOND C. ROGALLA

RESPONDENT

ORAL DEPOSITION

Filed FILED , 19

MAR 12 1958

ALICE J. DUCK, Clerk, Register.

RECORDED IN

Record

Vol.

Page

Register.

COMMISSION TO TAKE DEPOSITIONS

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 Delores M. Rogalla and Nancy Chute

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

DELORES M. ROGALLA, Complainant

and

RAYMOND C. ROGALLA

Respondent

on oath, to be by you administered, upon Delores M. Rogalla and Nancy Chute to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 17th day of March, 1958

Wise J. ...
Register

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

DELORES M. ROGALLA

Complainant

VS.

RAYMOND C. ROGALLA

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

BETTY CLARK

WITNESSES:

DELORES M. ROGALLA

NANCY CHUTE

DELORES M. ROGALLA

vs.

RAYMOND C. ROGALLA

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 oral testimony of Nancy Chute and Delores M. Rogalla

and in behalf of Defendant upon Answer and Waiver

Solicitor for Complainant

Barney B. Bailey

Anne J. Jensen

Register.

No. 4244.....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

DELORES M. ROGALLA

COMPLAINANT

vs.

RAYMOND C. ROGALLA

RESPONDENT

NOTE OF TESTIMONY

Filed in Open Court this **FILED**
day of **MAR 27** 1958, 194

ALICE J. DUCK, *Atty*

Register.

STATE OF ALABAMA)
)
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Raymond C. Rogalla 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, In Equity, by DELORES M. ROGALLA, as Complainant, against RAYMOND C. ROGALLA, as Respondent.

Witness my hand this the _____ day of March, 1958.

REGISTER

DELORES M. ROGALLA,	¶	IN THE CIRCUIT COURT OF
Complainant	¶	BALDWIN COUNTY, ALABAMA
versus	¶	IN EQUITY
RAYMOND C. ROGALLA,	¶	
Respondent		

Comes your Complainant, Delores M. Rogalla, and files this her Bill of Complaint for divorce against Raymond C. Rogalla and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are both over the age of twenty-one years and that your Complainant is a resident of Baldwin County, Alabama for more than one year next preceding the filing of this Bill of Complaint and that the Respondent is a resident of Baldwin County, Alabama.

SECOND:

That the Complainant and the Respondent were married on, heretofore, the 25th day of September, 1945 in St. Paul, Minnesota, and lived together as husband and wife until on, to-wit, the 17th day of March, 1958, when, on account of the matters hereinafter complained of, your Complainant was compelled to live separate and apart from the Respondent; that on the 17th day of March, 1958 and on numerous occasions thereto, the Complainant states that the Res-

pondent, from his manner and conduct toward her, gave reasonable apprehension of committing violence upon her person, and that from his manner and conduct toward her, she is reasonably certain that if she continues to live with him as his wife, he will commit actual violence upon her person, attended with danger to her life and health.

THIRD:

That there was born of this marriage the following named child: Lyle Henry Rogalla, aged three years. The Complainant and Respondent have heretofore entered into an agreement as to the disposition of the property and the custody of the said minor child, which agreement is attached hereto.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Raymond C. Rogalla 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 the Complainant an absolute divorce from Respondent. That Your Honor will also decree that the Complainant be allowed to remarry if she sees fit. Your Complainant further prays that Your Honor will confirm the attached agreement between the Complainant and the Respondent. 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.

Delores M. Rogalla
COMPLAINANT

STATE OF ALABAMA)
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared Delores M. Rogalla, who, being by me first duly sworn, says:

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

Delores M. Rogalla
DELORES M. ROGALLA

Sworn and subscribed to before me this 18th day of March, 1958.

Lawrence M. Bailey
NOTARY PUBLIC, STATE OF ALABAMA AT LARGE

DELORES M. ROGALLA,
Complainant
versus
RAYMOND C. ROGALLA,
Respondent

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

S T I P U L A T I O N

It is hereby stipulated and agreed by and between the parties hereto as follows:

1.

The parties agree that the Respondent is a suitable person and has the financial means for educating and maintaining the minor child of their marriage, Lyle Henry Rogalla, therefore the Respondent shall have full care, custody and control of the said child and the Complainant shall have the right to visit said child at reasonable and proper times and the Complainant shall have the right of custody during limited periods of vacation.

2.

It is further stipulated and agreed between the parties as and for a property settlement in lieu of alimony, the Respondent shall convey to the Complainant all right, title and interest in and to property jointly owned by the parties and located in St. Paul, Minnesota and the Respondent shall convey to the Complainant all his right, title and interest in the family automobile.

3.

In the event either party to this agreement shall institute divorce proceedings, this agreement and the stipulations herein contained may be made a part of such proceedings and the Court having jurisdiction of said proceedings may confirm and ratify the agreement.

IN WITNESS WHEREOF, the parties to this agreement have hereunto set their hands and seals this the 16th day of March, 1958.

Delores M. Rogalla (SEAL)
DELORES M. ROGALLA

Raymond C. Rogalla (SEAL)
RAYMOND C. ROGALLA

EXECUTED IN THE PRESENCE OF:

W. Dan Bixby
WITNESS FOR COMPLAINANT

Julius L. Steiner
WITNESS FOR RESPONDENT

DELORES M. ROGALLA,
Complainant
versus
RAYMOND C. ROGALLA,
Respondent

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

Raymond C. Rogalla
RESPONDENT

STATE OF ALABAMA)
)
BALDWIN COUNTY)

I, the undersigned notary public in and for State of Alabama at Large, certify that Raymond C. Rogalla, 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 18th day of March, 1958.

My commission expires July 14, 1958.

James H. Bailey
NOTARY PUBLIC

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ANSWER AND WAIVER

DELORES M. ROGALLA,
Complainant

versus

RAYMOND C. ROGALLA,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

FILED
MAR 20 1958
ALICE J. DUCK, Register