

4185

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

RUTH E. TROUTMAN, Complainant

vs.

J. E. TROUTMAN, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree and Waiver~~ 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 Ruth E. Troutman is forever divorced from the said J. E. Troutman for and on account of

CRUELTY IT IS FURTHER ORDERED, ADJUDGED and DECREED, that the agreement entered into by the parties be and it is hereby incorporated into this Decree and made a part hereof.

IT IS FURTHER ORDERED, ADJUDGED and DECREED, that the Respondent pay to the Complainant the sum of \$30.00 per month as alimony until such time as she might remarry.

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 Ruth E. Troutman the Complainant pay the cost herein to be taxed, for which executed may issue.

This 9th day of December 1957 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. 4185 Page -----

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

FILED  
DEC 10 1957  
ALICE J. BUCK, Register

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

RUTH E. TROUTMAN COMPLAINANT

vs.

J. E. TROUTMAN RESPONDENT

I, Ophelia Quinley

as Register and Commissioner

have called and caused to come before me Ruth E. Troutman and Mrs. T. J.

Tomlinson

witnesses named in the requirement for Oral Examination, on the 2nd day of Dec.

1957, at the office of John V. Duck

in Fairhope, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Ruth E. Troutman and

Mrs. T. J. Tomlinson doth depose and say as follows:

My name is Ruth E. Troutman; I am the Complainant in the above styled cause. I am a resident of Baldwin County, Alabama and I am over the age of 21 years.

The Respondent, J. E. Troutman, is a resident of Baldwin County, Alabama and is over the age of 21 years.

The respondent and I were married at New Orleans, La. on December the 29th, 1951 and have lived together as husband and wife until November the 23rd, 1957. That on November the 23rd, 1957, and on various occasions prior thereto, the respondent cursed, threatened and abused me and threatened to do actual violence to my person, which would necessary endanger my life and health; That the conduct of the respondent was such to give me every reasonable apprehension to believe and I do believe that if I continued to live with the respondent he would do actual violence to my person which would necessary endanger my life and health.

We have no children.

The respondent and I have entered into an agreement as to the settlement of the property now owned jointly by use and in the agreement the respondent has agreed to pay me \$30.00 per month as alimony until such time that I might remarry.

Ruth E. Troutman  
Ruth E. Troutman

Testimony of Mrs. T. J. Tomlinson

My name is Mrs. T. J. Tomlinson. I am the mother of the complainant in the above style cause. I have known the Complainant and the Respondent throughout their married life, and I know that here recently they have been having marital troubles. I believe that it would be to the best interest of both parties that this Divorce be granted.

Mrs. T. J. Tomlinson  
Mrs. T. J. Tomlinson

I, Ophelia Quinley 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 me and I signed the same in the presence of myself and John V. Duck 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 2nd day of December, 1957.

*Ophelia Quinley* (L. S.)

No. <u>4195</u>	Page _____
<b>THE STATE OF ALABAMA,</b> BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
RUTH E. TROUTMAN	
COMPLAINANT	
vs.	
J. E. TROUTMAN	
RESPONDENT	
<b>ORAL DEPOSITION</b>	
Filed _____	19 _____
REGISTER	
<b>FILED</b>	
RECORDED IN	
DEC 9 1957	
RECORD	
Vol. <u>ALICE I. DUCK, Register</u>	
REGISTER	

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Ophelia Quinley

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 Ruth E. Troutman and Mrs. T. J. Tomlinson

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

and J. E. Troutman Ruth E. Troutman, Complainant

Respondent  
on oath, to be by you administered, upon Ruth E. Troutman and Mrs. T. J. Tomlinson to take and certify the deposition of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 2nd day of

195  
*Alice J. Reese*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 4185

2014

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

RUTH E. TROUTMAN

Complainant

VS.

J. E. TROUTMAN

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Ophelia Quinley

WITNESSES:

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RUTH E. TROUTMAN	¶	
COMPLAINANT	¶	IN THE CIRCUIT COURT OF
VS.	¶	BALDWIN COUNTY, ALABAMA
J. E.. TROUTMAN	¶	IN EQUITY
RESPONDENT	¶	

AGREEMENT OF PARTIES CONTEMPLATING A DIVORCE WITH REFERENCE TO PROPERTY RIGHTS:

This agreement made and entered into on this the 2<sup>nd</sup> day of December, 1957, by and between RUTH E. TROUTMAN, hereinafter referred to as the Party of the First Part, and J. E.. Troutman, hereinafter referred to as the Party of the Second Part:

WITNESSETH:

Whereas, said parties have definitely concluded that under conditions now existing it is impractical for them to live together as man and wife:

NOW, THEREFORE, in consideration thereof, and of mutual agreements hereinafter made, they have mutually agreed to a complete settlement of the property owned jointly by them.

1. That the party of the first part shall have one 1956 Studebaker, 2 door Sedan Serial Number V371372, to be conveyed to the party of the First Part by a Bill of Sale signed by the party of the Second Part.
2. The Party of the First Part shall have the Home and furniture fixtures and equipment, now located 560 Johnson St, Fairhope, Alabama, and the Party of the second part agrees to convey same by a warranty deed and a valid bill of sale, for same.
3. The party of the first part shall <sup>have</sup> /one of the television sets of her own choice.
4. The party of the first part shall have the Series Twenty Certificate of Investors Syndicate of America, Inc., Numbered, 20-999346, and the Party of the Second part agrees to convey his one-half undivided interest to the party of the first part.
5. The party of the first part shall have the Thirty-five shares of stock of the Central Bank of Mobile, Mobile, Alabama, as evidenced by stock certificate No. 32, <sup>and</sup> /agrees to assign to the party of the first part said certificate.
6. The party of the first part agrees to assume the two existing

Mortgages now existing on the property located at 560 Johnson St., Fairhope, Alabama.

7. The party of the Second Part shall have all of his personal belongings.

8. The party of the Second part agrees to remove himself from the premises of 560 Johnson St., immediately.


9. The party of the Second part shall have all of the shop equipment on the premises of 560 Johnson St., Fairhope, Alabama.

10. The said parties shall entirely and completely separate as man and wife, living separate and apart, and neither party shall hereafter in any way harass, threaten, intimidate or otherwise act in any way so as to embarrass or humilate the other party.

11. The party of the first part shall have paid to her by the party of the second part the sum of Thirty Dollars (\$30.00) as alimony, payable each and every month until the party of the first part should remarry.

Witness our hands and seals this the 2<sup>nd</sup> day of \_\_\_\_\_

December, 1957.

 (SEAL)

 (SEAL)

WITNESSES:

  
\_\_\_\_\_  
  
\_\_\_\_\_



4188

FILED  
DEC 9 1957  
ALICE J. DUCK, Register

RUTH E. TROUTMAN                    ¶  
                  COMPLAINANT                    ¶ IN THE CIRCUIT COURT OF  
VS.    ¶ BALDWIN COUNTY, ALABAMA  
J. EL TROUTMAN                    ¶ IN EQUITY  
                  RESPONDENT                    ¶ NO. \_\_\_\_\_

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF  
THE TWENTY-EIGHTH JUDICIAL CIRCUIT OF ALABAMA, BALDWIN COUNTY,  
ALABAMA:

Your Complainant, Ruth E. Troutman, respectfully represents  
unto your Honor and this Honorable Court as Follows:

1.

That your Complainant is a bona fide resident of Baldwin  
County, Alabama, and is over twenty-one years of age; that the  
Respondent is a bona fide resident of Baldwin County, Alabama,  
and is over the age of twenty-one years of age.

2.

That your Complainant and the Respondent were married at  
New Orleans, Louisiana, on December 29, 1951, and lived together  
as husband and wife until on to-wit: November 23, 1957.

3.

That on to-wit, November 23, 1957, and on various occasions  
prior thereto the Respondent, cursed, threatened and abused your  
Complainant and threatened to do actual violence to her person,  
which would necessarily endanger her life and health; that the  
conduct of the Respondent was such as to give your Complainant  
every reasonable apprehension to believe and she did actually be-  
lieve that if she continued to live with the Respondent he would  
do actual violence to her person which would necessarily endanger  
her life and health.

4.

That there were no children born as fruits of this marriage.

5.

That there has been an agreement entered into by the Com-  
plainant and the respondent concerning the settlement of the pro-  
perty now owned jointly by the parties and also concerning alimony.  
Said agreement is attached hereto and marked Exhibit "A".

PRAYER FOR PROCESS AND RELIEF

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said J. A. Troutman, 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 practice of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; That your Honor will incorporate into the Final Decree the agreement entered into by the parties concerning the property; that Your Honor will award your Complainant a suitable amount of alimony; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Complainant

John V. Duck  
Solicitor for Complainant

4185-

RUTH E. TROUTMAN

Complainant

-VS-

J. E. TROUTMAN

Respondent

BILL OF COMPLAINT

FILED

DEC 9 1957

ALICE J. DUCK, Register

RUTH E. TROUTMAN

vs.

J. E. TROUTMAN

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 Ruth E. Troutman and Mrs. T. J. Tomlinson, and  
agreement.

and in behalf of Defendant upon Answer and Waiver, and agreement.

*John V. Duck*

*Alice J. Duck*

Register.

No. 4185-----

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

RUTH E. TROUTMAN

VS.

J. E. TROUTMAN

Note of Testimony

Filed in Open Court this-----

day of-----, 19-----

FILED

DEC 9 1957

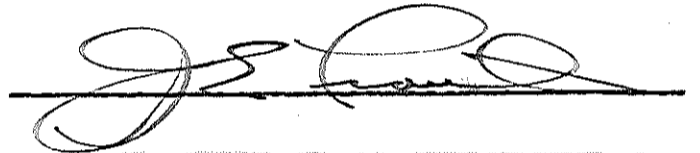
ALICE I. DECK, Register Register.

RUTH E. TROUTMAN                    ↓  
  ↓                    IN THE CIRCUIT COURT OF  
  ↓                    BALDWIN COUNTY, ALABAMA  
VS.                                       ↓  
J. E. TROUTMAN                       ↓                    IN EQUITY  
  ↓

ANSWER AND WAIVER

Now comes the Respondent, in his own proper person, and admits the allegations contained in the Bill of Complaint filed in the above styled cause as to ages, residence, marriage and children, but denies all other allegations therein contained and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.



STATE OF ALABAMA  
BALDWIN COUNTY

I, John V. Dick, a Notary Public, in and for said County, in said State, hereby certify, that J. A. Troutman, 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 said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 2<sup>nd</sup> day of December, 1957.

John V. Dick  
Notary Public

4185

RUTH E. TROUTMAN

Complainant

-VS

J. E. TROUTMAN

Respondent

ANSWER AND WAIVER

FILED  
DEC 9 1957  
ALICE J. DUCK, Register