

(4187)

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JANE DEVINE TITUS, Complainant

vs.

PAUL TITUS, 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 JANE DEVINE TITUS is forever divorced from the said PAUL TITUS for and on account of

CRUELTY. It is further ORDERED, ADJUDGED AND DECREED that the Complainant may resume her former name of Jane Devine.

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 JANE DEVINE TITUS the COMPLAINANT pay the cost herein to be taxed, for which executed may issue.

This 12 day of DECEMBER 19 52

[Signature]

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

JANE DEVINE TITUS

Complainant

vs.

PAUL TITUS

Respondent

**DIVORCE DECREE**

FILED  
DEC 12 1957  
ALICE J. BUCK, 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 Jane Devine Titus

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Jane Devine Titus

Complainant

and Paul Titus

Respondent

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

Witness 7th day of December, 1957

Alice J. Luck Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. \_\_\_\_\_

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

JANE DEVINE TITUS

Complainant

VS.

PAUL TITUS

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:  
BETTY CLARK

WITNESSES:  
JANE DEVINE TITUS

*Filed Dec. 4, 1957*

*Alice J. Duck  
Register*

*any testimony given by the witness in this deposition shall be admissible in evidence in any trial of the case in which the deposition was taken.*

*Subscribed and sworn to before me on this \_\_\_\_\_ day of \_\_\_\_\_ 1957.*

*Notary Public for Baldwin County, Alabama*

*My commission expires on \_\_\_\_\_*

*Notary Public for Baldwin County, Alabama*

*My commission expires on \_\_\_\_\_*

*Notary Public for Baldwin County, Alabama*

*My commission expires on \_\_\_\_\_*

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

JANE DEVINE TITUS COMPLAINANT

vs.

PAUL TITUS RESPONDENT

I, BETTY CLARK

as Register and Commissioner

have called and caused to come before me JANE DEVINE TITUS

witness named in the requirement for Oral Examination, on the 9th day of December  
1957, 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 Jane Devine Titus

doth depose and say as follows:

TESTIMONY OF JANE DEVINE TITUS:

My name is Jane Devine Titus. I am the Complainant in the above styled cause. Both the Respondent and I are over the age of twenty one years and are bona fide residents of Fairhope, Baldwin County, Alabama.

The Respondent and I were married on May 21, 1957 in Moss Point, Mississippi and lived together as husband and wife until September 25, 1957. On that date the Respondent had been drinking heavily and verbally threatened and abused me. The Respondent on numerous occasions drinks to excess, and when under the influence of alcoholic beverages, becomes very belligerent and aggressive toward me. I am of the opinion that if I continue to live with the Respondent, he will, when under the influence of alcohol, threaten me with actual physical violence, attended with danger to my life and health.

*Jane Devine Titus*  
COMPLAINANT

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 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 9th day of December, 1957.

Betty Clark (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

JANE DEVINNE TITUS

COMPLAINANT

PAUL TITUS

vs.

RESPONDENT

ORAL DEPOSITION

Filed Dec. 9, 1957, 19 \_\_\_\_\_

Alice G. Luck Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

JANE DEVINE TITUS

vs.

PAUL TITUS

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 \_\_\_\_\_

and in behalf of Defendant upon Answer and Waiver \_\_\_\_\_

*General M. B. ...*  
SOLICITOR FOR COMPLAINANT

*Alice J. ...*  
Register.

No. ....

**THE STATE OF ALABAMA**

**Baldwin County**

**IN EQUITY**

**Circuit Court of Baldwin County**

JANE DEVINE TITUS

vs.

PAUL TITUS

**NOTE OF TESTIMONY**

Filed in Open Court this 12 .....

day of Dec. ....., 1957

Alice J. Huck  
Register.

Printed by the Baldwin Times

Filed



JANE DEVINE TITUS,  
Complainant  
versus

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X  
X  
Ø  
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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

PAUL TITUS,  
Respondent

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 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 hereby accepts service of a copy of the Summons and Complaint of 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.

*Paul Titus*

RESPONDENT

STATE OF ALABAMA )  
BALDWIN COUNTY )

I, the undersigned notary public in and for State of Alabama at large, certify that Paul Titus, 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 2<sup>th</sup> day of December, 1957.

My commission expires July 14, 1958.

*James M. Barber*  
NOTARY PUBLIC

ANSWER AND WAIVER

JANE DEVINE TITUS,

COMPLAINANT

VERSUS

PAUL TITUS,

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

*Filed*  
*Dec. 7, 1957*  
*Alice J. Duck,*  
*Register*



dent and has not lived with him as his wife since that time.

THIRD:

That there are no children born of this marriage between your Complainant and the Respondent.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Paul Titus 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 said Respondent. That Your Honor will also decree that the Complainant be allowed to remarry if she sees fit. Your Complainant also prays that she be allowed to resume her former name of Jane Devine upon the final hearing of this cause. Your Complainant prays for such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

*Jane Devine Titus*  
COMPLAINANT

*Ernest M. Bailey*  
ERNEST M. BAILEY, SOLICITOR  
FOR THE COMPLAINANT

4187

SUMMONS AND BILL OF COMPLAINT

JANE DEVINE TITUS,

COMPLAINANT

VERSUS

PAUL TITUS,

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

*Filed*

*Dec. 7, 1957*

*Alice J. Luck,*

*Register*