

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

NELDA JOY TOLER, Complainant

vs.

STANLEY RICHARD TOLER, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confessione~~ 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

NELDA JOY TOLER is forever divorced from the said STANLEY RICHARD TOLER for and on account of Cruelty.

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 Nelda Joy Toler the Complainant pay the cost herein to be taxed, for which executed may issue.

This 8th day of April 1958
Robert 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 _____ day of _____, 19____

Register of Circuit Court, In Equity.

No. 4268 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

NELDA JOY TOLER

vs.

STANLEY RICHARD TOLER

THE STATE OF ALABAMA


Baldwin County

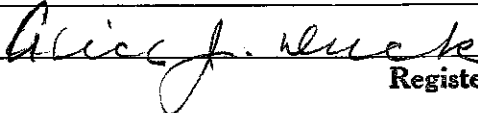
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,
and Testimony of Nelda Joy Toler and Marquian Paul

and in behalf of Defendant upon Answer and Waiver


Solicitor for Complainant


Register.

No. 4262

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

NELDA JOY TOLER

VS.

STANLEY RICHARD TOLER

Note of Testimony

Filed in Open Court this **FILED**
APR 8 1958
day of _____, 19____
ALICE J. DUCK, Clerk

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: FRANCES G. MALLORY

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 Nelda JOy Toler and Marquian Paul

a witness in behalf of Nelda Joy Toler
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

NELDA JOY TOLER

, Complainant

and

STANLEY RICHARD TOLER

Respondent

on oath, to be by you administered, upon them
to take and certify the depositionS of the witnessES and return the same to our Court, with all convenient speed, under your hand.

Witness 8th day of April

, 195 8

Alvin J. Warrick
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 4260

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

NELDA JOY TOLER,

VS. Complainant

STANLEY RICHARD TOLER,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

NELDA JOY TOLER

COMPLAINANT

vs.

STANLEY RICHARD TOLER

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Nelda Joy Toler and Marquian Paul

witnesses named in the requirement for Oral Examination, on the 8th day of April

19 58, 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 Nelda Joy Toler and

Marquian Paul

doth depose and say as follows:

Testimony of Nelda Joy Toler:

My name is Nelda Joy Toler. I am over the age of twenty-one years and a resident citizen of Baldwin County, Alabama, having been such a resident citizen all of my life. Stanley Richard Toler is over the age of twenty-one years, and is a resident of Baldwin County, Alabama. We were married on February 10, 1958. He was jealous of me before we were married, but I did not know that his jealousy would lead to cruelty afterwards. Immediately after we were married he began abusing me and threatening me, and I have actually become frightened of him. One night after accusing me of interest in another man, he struck me and threatened to do me other and further bodily harm, and I am afraid that if I continue to live with him he would do me severe bodily injury. We, of course, have no children, nor do I believe any to be on the way.

Signed:

Nelda Joy Toler

Testimony of Marquian Paul:

My name is Marquian Paul. I am over the age of twenty-One years and a resident of Baldwin County, Alabama. I am personally acquainted with both Nelda Joy Toler and Stanley Richard Toler. Both are over the age of twenty-one years and both are residents of Baldwin County, Alabama. They were married on February 10, 1958. I have never actually seen him strike her, but have reason to believe that he has because of statements I have heard him make. I have heard on one occasion threaten to beat her with a belt. I believe it reasonable for her to believe that should she continue to live with him that he would do her serious bodily harm, attended with danger to her life or health.

Signed:

Marquian Paul

ORAL EXAMINATION

I, Frances G. Mallory 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 C. G. Chason 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 8th day of April, 1958

Frances G. Mallory
(L.S.)

No. 42-62 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

NEIDA JOY TOLER,

COMPLAINANT

vs.

STANLEY RICHARD TOLER,

RESPONDENT

ORAL DEPOSITION

Filed

FILED

, 19

APR 8 1958

ALICE J. DUCK, Register
RECORDED IN

Record

Vol.

Page

Register.

CECIL G. CHASON

ATTORNEY-AT-LAW

FOLEY, ALABAMA

April 5, 1958

Mrs. Alice J. Duck, Register
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint, Testimony of Nelda Joy Toler and Marquian Paul, Commission to take Depositions, Note of Testimony, Answer and Waiver, and Final Decree, in the divorce action of Toler -vs- Toler.

There is also enclosed my check in the amount of \$13.50, in payment of the Costs of Court.

Yours very truly,



C. G. Chason

CGC:fm

encls. 7

NELDA JOY TOLER,

Complainant,

-VS-

STANLEY RICHARD TOLER,

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 the 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.

Stanley Richard Toler

Sworn to and subscribed before me,

a Notary Public, on this the 2nd

day of April, 1958.

Francis G. Mallory
Notary Public, Baldwin County
State of Alabama

4260

FILED
APR 8 1958
ALICE J. DUCK, Register

NELDA JOY TOLER,

Complainant,

-VS-

STANLEY RICHARD TOLER,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, Nelda Joy Toler, and files this her Bill of Complaint for Divorce against Stanley Richard Toler, and respectfully represents and shows unto your Honor:-

1. That the Complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama, having been such a bona fide resident citizen for more than five years next preceeding the filing of this Bill of Complaint. That Stanley Richard Toler is over the age of twenty-one years, and is a resident citizen of Baldwin County, Alabama.

2. That the Complainant and Respondent were lawfully married on, to-wit, February 10, 1958. There are no children of this marriage.

3. The Complainant further avers that the Respondent has committed actual violence on her person attended with danger to her life or health, and from his conduct toward her, she is reasonably apprehensive of other and further violence attended with danger to her life or health.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Stanley Richard Toler be made a party defendant of 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 she be granted a divorce from the said Respondent. Should your Complainant be mistaken in the relief prayed for, that she be granted such other, further, different and general relief to which she may be entitled and as in duty bound she will ever pray.

4260