

7282

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

IRENE C. JONES, Complainant

vs.

BURNICE EARL JONES, JR., Respondent

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

IRENE C. JONES is forever divorced from the said BURNICE EARL JONES, JR. for and on account of

Cruelty. IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant, Irene C. Jones, have custody and control of the two minor children of this marriage, namely, Darrell Ronald Jones and Craig Rodney Jones, with reasonable rights of visitation to the Respondent, and that the Respondent pay to her the sum of \$40.00 per month for the maintenance and support of the two children above named, and that in addition thereto, he pay all medical, dental, drug or hospital charges incurred for or by the said minor children.

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 futher 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 Irene C. Jones the Complainant pay the cost herein to be taxed, for which executed may issue.

This 14 day of May 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. 4282 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

**FILED**

**MAY 14 1958**

**AMOS A. MOCK, Register**

IRENE C. JONES,

Complainant,

-vs-

BURNICE EARL JONES, JR.,

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, Irene C. Jones, and files this her  
Bill of Complaint for divorce against Burnice Earl Jones, Jr.,  
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 resident citizen for more than one  
year. That Burnice Earl Jones, Jr., is over the age of twenty-  
one years, and was formerly a resident of Baldwin County, Alabama,  
but is now residing at 612 Canal Street, Milton, Florida.

2. That the Complainant and Respondent were lawfully  
married on, -to-wit, July 3, 1954.

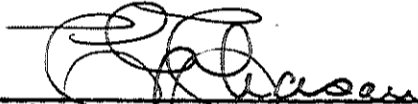
3. Complainant further avers that the Respondent has comm-  
itted actual physical violence on her person attended with danger  
to her life and health, by striking her with his fists, and from  
his conduct toward her, she is reasonably apprehensive of other  
and further violence, so much so that she can no longer live with  
the Respondent; that the Respondent has made numerous threats of  
doing her other and further physical harm, and from his manner  
and conduct toward her, she is reasonably convinced that he will  
commit actual violence on her person attended with danger to her  
life or health.

4. Complainant further shows to the Court that there was  
born of this marriage two (2) children, Darrell Ronald Jones,  
age 2½ years, and Craig Rodney Jones, age 7 months, who are in  
the care, custody and control of the Complainant. Complainant  
further shows unto the Court that the Respondent is financially  
able to pay the sum of Forty Dollars (\$40.00) per month for the  
maintenance and support of the two minor children, and pay all  
medical, dental, drug or hospital charges for said children.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Burnice

Earl Jones, Jr., be made a party defendant of this cause by the usual process of this Honorable Court, by Registered Mail, 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 Burnice Earl Jones, Jr., and that she be granted custody and control of the minor children hereinabove named. Complainant further prays that the Respondent be required to pay the sum of Forty Dollars (\$40.00) to her for the support and maintenance of the minor children, Darrell Ronald Jones and Craig Rodney Jones, and pay all medical, dental, drug or hospital charges for said children. 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.

  
Solicitor for Complainant



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**FILED**  
MAY 14 1958  
ALICE J. DUCK, Register

CECIL G. CHASON

ATTORNEY-AT-LAW  
FOLEY, ALABAMA

May 13, 1958


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

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint, Answer and Waiver,  
Testimony of witnesses, Commission to take Deposition,  
and Note of Testimony in the divorce action of Jones -vs-  
Jones.

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. 6

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

IRENE C. JONES

COMPLAINANT

vs.

BURNICE EARL JONES, JR.

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Irene C. Jones and Hesta Skipper

witnesses named in the requirement for Oral Examination, on the 14<sup>th</sup> day of May  
1958, 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 Irene C. Jones and

Hesta Skipper

doth depose and say as follows:

Testimony of Irene C. Jones:

My name is Irene C. Jones. I am over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than five years. Burnice Earl Jones, Jr., is over the age of twenty-one years and was formerly a resident of Baldwin County, but is now residing at 612 Canal Street, Milton, Florida. We were married on July 3, 1954, and lived together as husband and wife in Baldwin County, Alabama, until September of 1957. Immediately before our separation he committed actual violence on my person attended with danger to my life or health, by striking me with his fists, and making threats of other and further physical violence, so much so that I was convinced that he would do me serious bodily harm should I continue to live with him. We have two children, Darrell Ronald Jones, who will be 3 years of age in August, and Craig Rodney Jones, who will be 1 year old on July 22nd. They are in my care, custody and control. Burnice Earl Jones, Jr., is gainfully employed at Chemstrand Corporation and is financially able to pay to me the sum of Forty Dollars (\$40.00) per month for the maintenance and support of these two children, and in addition, to pay all medical, dental, drug and hospital charges or expenses incurred for the children.

Signed: Irene C. Jones

Testimony of Hesta Skipper:

My name is Hesta Skipper. I am over the age of twenty-one years and a resident of Baldwin County, Alabama. I am personally acquainted with Irene C. Jones and Burnice Earl Jones, Jr.; they were married in July of 1954, and lived together as husband and wife until September of 1957. At about this time to my knowledge he struck her with his fists and committed other actual violence on her person attended with danger to her life or health, and I have known of him making threats of doing other and further physical violence, attended with danger to her life or health, and believe it reasonable that she should fear for her safety if she continued to live with him. They are both over the age of twenty-one years, and she is a resident of Baldwin County, Alabama, and he is presently residing



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 14<sup>th</sup> day of May, 1958

*Frances G. Mallory*  
Register

No. 49-897 Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

IRENE C. JONES,

COMPLAINANT

vs.

BURNICE EARL JONES, JR.,

RESPONDENT

ORAL DEPOSITION

Filed 19

FILED

MAY 19 1958  
RECORDED IN

ALABAMA BALDWIN COUNTY  
Record

Vol. Page

Register

at 612 Canal Street, Milton, Florida. They have two children, Darrell Ronald Jones, who is almost 3 years of age, and Craig Rodney Jones, who is almost 1 year old. The children have been in the custody of Irene C. Jones since separation. Burnice Earl Jones, Jr., is employed at Chemstrand Corporation, and is financially able to pay for the care and maintenance of the children.

Signed: *Hester Lippner*

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 Irene C. Jones and Hesta Skipper

a witness in behalf of Irene C. Jones in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein IRENE C. JONES

, Complainant

and

BURNICE EARL JONES, JR.,

Respondent

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

Witness 14<sup>th</sup> day of May

, 1958

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

IRENE C. JONES

Complainant

VS.

BURNICE EARL JONES, JR.,

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

WITNESSES:

any further and complete and a complete copy of this deposition shall be made and returned to the court by the deponent. This deposition shall be taken on the day and hour specified in this commission and shall be taken at the place specified in this commission. The deponent shall be sworn and shall testify under oath. The deposition shall be taken in accordance with the rules of procedure in cases at law in this court. The deposition shall be taken in accordance with the rules of procedure in cases at law in this court. The deposition shall be taken in accordance with the rules of procedure in cases at law in this court.

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IRENE C. JONES

vs.

BURNICE EARL JONES, JR.,

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 Irene C. Jones and Hesta Skipper

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

*[Handwritten Signature]*

Solicitor for Complainant

*[Handwritten Signature]*

Register.

No. 1178

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

IRENE C. JONES

vs.

BURNICE EARL JONES, JR.

NOTE OF TESTIMONY

Filed in Open Court this

day of **FILED**, 194

MAY 14 1958

Register.

ALICE J. BAKER, Register.  
Printed by the Baldwin County Register

4282

10-7-97

To: The Clerk of Baldwin County,

I would like a complete Divorce  
Decree sent to me, please -

Irene C. Hall or Irene C. Jones  
and Burnice Earl Jones, Jr.

My maiden name was Hall.

Please Mail to Irene C. Rizzuto  
409 Bayshore Dr.  
Panama City, Fl.  
132407

CIRCUIT COURT  
BALDWIN COUNTY, AL  
FILED

OCT 09 1997

JACKIE N. CALHOUN  
CIRCUIT COURT CLERK

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