

4495

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

----- JACK SCONFIENZA, JR. -----, Complainant

vs.

----- YVONNE A. SCONFIENZA -----, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXX XXXXXXXX~~
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

----- Jack Sconfienza, Jr. ----- is forever divorced from the
said ----- Yvonne A. Sconfienza ----- for and on account of

Abandonment

Yvonne A. Sconfienza is hereby awarded the full care,
custody and control of Mitchell Lee Sconfienza, the minor child
of the parties and Jack Sconfienza, Jr. is hereby ordered and
directed to pay for the support and maintenance of such child
the amount fixed by the Air Force as an allotment for the sup-
port of such dependent child.

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 ----- Jack Sconfienza, Jr. -----
the Complainant ----- pay the cost herein to be taxed, for which executed may issue.

This 30th day of January 1959

Hubert M. Saff
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

JACK SCONFENZA, JR.

Complainant

vs.

YVONNE A. SCONFENZA

Respondent

DIVORCE DECREE

FILED

JAN 30 1959

ALICE J. DICK, CLERK
REGISTER

YVONNE A. SCONFENZA,)	
)	IN THE CIRCUIT COURT OF
Complainant)	BALDWIN COUNTY, ALABAMA
vs)	
)	IN EQUITY
JACK SCONFENZA, JR.,)	
)	CASE NO 4495
Respondent.)	

This cause coming on to be heard was submitted upon Bill of Complaint, Motion for Decree Pro Confesso on Service by Registered Mail, Decree Pro Confesso on Service by Registered Mail, and Testimony given in open Court, and

It being made to appear to the satisfaction of the Court that heretofore on, to-wit, the 30th day of January, 1959, a decree of divorce was rendered by this Court desolving the bonds of matrimony existing between the Respondent and the Complainant, and the Court being aware that the said decree awarded the full care, custody and control of Mitchell Lee Sconfienza, the minor child of the parties, to Yvonne A. Sconfienza, and that the Respondent, Jack Sconfienza, Jr., was ordered and directed to pay for the support and maintenance of such minor child the amount fixed by the Air Force as an allotment for the support of such dependent child, and

It being made to appear to the satisfaction of the Court that since rendition of this decree compulsory allotments are no longer in force, and therefore Jack Sconfienza, Jr. is not required by the Air Force to make payment for the support of this child, and

The Complainant, Yvonne A. Sconfienza having filed in this Court a complaint under oath alleging that she is a resident citizen of Baldwin County, Alabama over the age of twenty-one years, that the minor child is still in her custody and control; that Jack Sconfienza Jr. is still in the U. S. Air Force, presently stationed at McGuire Air Force Base, New Jersey; that he paid to her, through allotment, the sum

of approximately \$79.00 per month for almost a year following their divorce; that from that time until December 1962, she received only \$39.00 a month for the support of said child; and that since December 1962, she has received nothing for the support of said child, and

The said Yvonne A. Sconfienza having prayed the Court to fix and determine the amount which should be paid by the said Jack Sconfienza, Jr. for the support and maintenance of the minor child, Mitchell Lee Sconfienza, and

The Court being satisfied of the truth of the matters and facts alleged in the complaint and being of the opinion that Yvonne A. Sconfienza is entitled to the relief prayed, it is therefore

ORDERED, ADJUDGED and DECREED by the Court that Jack Sconfienza, Jr. pay monthly to Yvonne A. Sconfienza, the sum of \$ 75⁰⁰ for the support and maintenance of the minor child, Mitchell Lee Sconfienza,

Jurisdiction of this cause as to the support and maintenance of this minor child is retained by the Court for such other orders as may be just or proper to insure proper and adequate support and maintenance of Mitchell Lee Sconfienza, the minor.

It is further ordered that Yvonne A. Sconfienza pay the cost of this proceeding for which execution may issue.

Done this the 26th day of August, 1963.

Hubert M. Hall
Hubert M. Hall
Judge 28th Judicial Circuit
Sitting in Equity

FILED

AUG 28 1963

ALICE J. DUCK, CLERK
REGISTER

CECIL G. CHASON

ATTORNEY-AT-LAW
FOLEY, ALABAMA

August 9, 1963

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Dear Mrs. Duck: Re: Sconfienza vs Sconfienza
 Case # 4495

I am enclosing Motion for Decree Pro Confesso After Service by Registered Mail and suggested Decree Pro Confesso After Notice by Registered Mail in the above styled case.

Yours very truly,

Elhasan

C. G. Chason

CGC: dc

Encl.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

Circuit Court

To Blanche White

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Jack Sconfienza, Jr. and Doris A. Powell

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

Jack Sconfienza, Jr. is the Complainant
and

Yvonne A. Sconfienza is the Respondent

on oath, to be by you administered, upon Jack Sconfienza and Doris A. Powell
to take and certify the deposition of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 30th day of January, 1959

George J. Smith
Register

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

JACK SCONFENZA, JR.

Complainant—

VS.

YVONNE A. SCONFENZA

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

JACK SCONFENZA, JR.

Complainant

VS.

YVONNE A. SCONFENZA

Respondent

I, Blanche White

as ~~XXXXXXXX~~ Commissioner

have called and caused to come before me Jack Sconfienza, Jr. and Doris A. Powell

witnesses named in the Requirement for Oral Examination, on the 30th day of January 1959, at the office of CHASON & STONE in Bay Minette, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Jack Sconfienza, Jr. and Doris A. Powell doth depose and say as follows:

TESTIMONY OF JACK SCONFENZA, JR.

My name is Jack Sconfienza, Jr. and I am the Complainant in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, In Equity, in which Yvonne A. Sconfienza is the Respondent. I am now in the Air Force of the United States of America and I was in such service at the time I married the Respondent on February 25, 1956. I resided in the State of Alabama for approximately eighteen months prior to the time Yvonne A. Sconfienza abandoned me. She is a resident citizen of the State of Alabama, and has resided in Loxley, An Baldwin County, Alabama, ever since I first knew her except for approximately one year when we lived at Selma, Alabama. I am over the age of twenty-one years and I am informed and believe that Yvonne A. Sconfienza is over the age of twenty-one years. We lived together as man and wife from February 25, 1956 until February 2, 1957, when Yvonne A. Sconfienza voluntarily abandoned me without just cause or legal excuse and she has failed and refused to live with me since that date. We have not lived together as man and wife since February 2, 1957. There was born of our marriage one child, Mitchell Lee Sconfienza who is now approximately seventeen months of age. He is now in the custody of and under the control of Yvonne A. Sconfienza in Loxley, Alabama and has been in her custody and her control since his birth according to information she has given me. Yvonne A. Sconfienza is a fit and proper person to have the care, custody and control of our minor child and I am willing for her to keep custody of such child. I do not know the exact amount that will be paid as an allowance for support of such minor child while I am in the Air Force but I am willing for the Court to decree that she is to receive for the support of such minor child the amount fixed by law, for such support.

TESTIMONY OF DORIS A. POWELL

My name is Doris A. Powell and I am the aunt of Yvonne A. Sconfienza. I have known her all of her life and she had had the care, custody and control of her minor son, Mitchell Lee Sconfienza since his birth, during which period of time she has resided in Loxley, Alabama. She is a fit and proper person for the care, custody and control of such minor child. Her personal habits are very good and I am sure that she will take good care of such child.

Doris A. Powell

ORAL EXAMINATION.

I, Blanche White, as ~~REGISTERED~~ Commissioner hereby certify that the foregoing deposition ~~s~~ on Oral Examination was taken down by me in writing in the words of the witness ~~es~~ and read over to them and they signed the same in the presence of myself and John 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 30th day of January, 1959.

Blanche White (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

JACK SCONFIENZA, JR.

vs. Complainant

YVONNE A. SCONFIENZA

Respondent.

Oral Deposition

Filed _____, 1959

FILED

, Register.

JAN 30 1959
Recorded in

ALICE L. DICK, CLERK
REGISTER, Record

Vol. _____ Page _____, Register.

STATE OF ALABAMA


BALDWIN COUNTY

IN THE CIRCUIT COURT OF - IN EQUITY

TO: ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Yvonne A. Sconfienza 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, Alabama, In Equity, by Jack Sconfienza, as Complainant, against Yvonne A. Sconfienza, as Respondent.

Witness my hand this the 31 day of January, 1959.


Register

JACK SCONFENZA, JR.,	I	
Complainant,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
YVONNE A. SCONFENZA,	I	
Respondent.	I	IN EQUITY
	I	

Comes your Complainant, Jack Sconfienza, Jr., and files this his Bill of Complaint for divorce against Yvonne A. Sconfienza, and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant is now in the Air Force of the United States of America and was in such service at the time of the marriage to the Respondent. That Complainant resided in the State of Alabama for approximately eighteen months immediately prior to the time that the Respondent abandoned him as hereinafter referred to. The Respondent is a resident citizen of the State of Alabama, now residing at Loxley, Baldwin County, Alabama. She has resided in the State of Alabama all of her life and in Baldwin County all of her life except for a period of about twelve months when she resided in Selma, Alabama. The Complainant and the Respondent are both over the age of twenty-one years.

SECOND:

That your Complainant and the Respondent were married on heretofore, to-wit: February 25, 1956, and they lived together as man and wife until February 2, 1957, when the Respondent voluntarily abandoned your Complainant and she has failed and refused to live with him as his wife since that time. That such Respondent abandoned your Complainant without just cause or legal excuse.

THIRD:

There was born of the marriage of your Complainant and the Respondent one child, Mitchell Lee Sconfienza, who is now approximately seventeen months of age. Such child is now in the custody of and under the control of Yvonne A. Sconfienza in Loxley, Alabama,

and has been in her custody and control since his birth. The Complainant alleges that the Respondent is a fit and proper person to have the care, custody and control of such minor child. Your Complainant hereby offers to pay for the support and maintenance of such minor child for the length of time that he remains in military service the amount fixed by such service for the support of such minor child of such serviceman.

PRAYER FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the above named Yvonne A. Sconfienza be made a part Defendant to this cause by the usual writ or process of this Honorable Court requiring her 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 that Your Honor will grant unto your Complainant an absolute divorce from said Respondent; that Your Honor will award the Respondent the full custody and control of their minor child; that Your Honor will also decree that both parties be allowed to remarry if they see fit. Should your Complainant be mistaken in the relief prayed for, that there be granted to him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.

Jack Sconfienza, Jr.
Complainant.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, John D. Dason, a Notary Public, in and for said County in said State, personally appeared Jack Sconfienza, Jr., who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

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

Sworn to and subscribed before me on this 30 day of January, 1959.

John D. Dason

JACK SCONFENZA, JR.,	X	
Complainant,	X	IN THE CIRCUIT COURT OF
vs.	X	BALDWIN COUNTY, ALABAMA
YVONNE A. SCONFENZA,	X	
Respondent.	X	IN EQUITY

Comes the Respondent, Yvonne A. Sconfienza, in the above cause and accepts service of a copy of the Summons and Bill of Complaint filed in said cause.

For answer to the Bill of Complaint filed in said cause the Respondent says:

1. That she admits the allegations of the first paragraph of the Bill of Complaint.

2. That she admits the allegations of the second paragraph of the Bill of Complaint as to the date of marriage and date of separation but she denies all of the other allegations of the second paragraph and demands strict proof thereof.

3. The Respondent admits the allegations of the third paragraph of the Bill of Complaint.

The Respondent hereby agrees that this cause may be submitted and the testimony taken without further notice to her.

Yvonne A. Sconfienza

WITNESS:

Dee A. Hucker
Register

RECORDED

FILED

JAN 22 1959

ALICE J. DUNK, CLERK
REGISTER

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. 4495

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon Jack Sconfienza, Jr.

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

Jack Sconfienza, Jr.

, Defendant

by Yvonne A. Sconfienza

, Plaintiff

Witness my hand this 18th day of June 1963.

Alice J. Luck

, Clerk

YVONNE A. SCONFENZA,)	
)	
Complainant)	IN THE CIRCUIT COURT OF
)	
vs)	BALDWIN COUNTY, ALABAMA
)	
JACK SCONFENZA, JR.,)	IN EQUITY
)	
Respondent.)	

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

1. Comes your Complainant and shows unto this Honorable Court that she is over the age of twenty-one years and a resident citizen of Baldwin County, Alabama, residing in Loxley, and that she has been such a resident citizen for more than one year; that Jack Sconfienza, Jr. is over the age of twenty-one years and is in the United States Air Force, his present address being SSgt. Jack Sconfienza, Jr., 46th Air Defense Missile Squadron (BOMARC), United States Air Force, McGuire Air Force Base, New Jersey.

2. Complainant further shows unto this Honorable Court that she and the Respondent were formerly husband and wife and that a divorce decree was granted in Equity Cast # 4495 in Baldwin County, Alabama on the 30th day of January, 1959 granting a divorce to her and the Respondent.

3. Complainant further shows that as a part of the decree of divorce, the Court ordered, adjudged and decreed. . . .
"Yvonne A. Sconfienza is hereby awarded the full care, custody and control of Mitchell Lee Sconfienza, the minor child of the parties and Jack Sconfienza, Jr. is hereby ordered and directed to pay for the support and maintenance of such child the amount fixed by the Air Force as an allotment for the support of such dependent child". This minor child is now six years of age and is still in the care, custody and control of your Complainant.

4. Complainant further shows that for approximately one year from and after the divorce, she was paid for the support and maintenance of the said minor child in the sum of \$79.00

per month, and that from that time until December of 1962, she was paid \$39.00 a month for the support of said child. Complainant further shows that she has received no payment for the support and maintenance of the said minor child since December of 1962.

PRAYER FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the said Jack Sconfienza, Jr. be made a party defendant to 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; and that upon a final hearing of this cause, that your Honor will fix and determine the amount to be paid to her by the said Jack Sconfienza, Jr. for the support and maintenance of the minor child; and that your Honor will fix and determine the amount in arrears which the said Jack Sconfienza, Jr. should pay and which is due to the Complainant, and that he be ordered to pay this said sum, including a set and specified monthly payment. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

Yvonne A. Sconfienza

STATE OF ALABAMA

BALDWIN COUNTY

Before me, C. G. Chason, a Notary Public in and for said County in said State, personally appeared Yvonne A. Sconfienza, who is known to me and who, after being by me first duly and legally sworn, deposes and says under oath that the matters and facts contained in the foregoing complaint are true.

Yvonne A. Sconfienza

Sworn to and subscribed before me
on this the 16th day of June, 1963.

C. G. Chason
Notary Public, Baldwin County
State of Alabama

FILED

JUN 18 1963

ALICE I. DUCK, CLERK
REGISTER

Yvonne A. Sconfienza

Vs.

Jack Sconfienza, Jr.

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 18th
day of June, 1963, a copy of the Bill of Complaint filed in this cause was
sent to Jack Sconfienza, Jr.

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and returned receipt demanded addressed to the Register of this Court; and that on the
1st day of July, 1963, such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur
to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and
decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed
against the said Jack Sconfienza, Jr.

Defendant—

This the 12th day of August, 1963

Alice S. Duck Register.

The State of Alabama,
Baldwin County.

4495
No. CIRCUIT COURT, IN EQUITY.

YVONNE A. SCONFIENZA

Complainant

Vs.

JACK SCONFIENZA, JR.

Defendant

Motion is hereby made for a Decree Pro Confesso against

JACK SOONFIENZA, JR.

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant....., and that said summons was duly served by Registered Mail, according to law, and that said Defendant.....has..... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

JACK SCONFENZA, JR.

vs.

YVONNE A. SCONFENZA

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,
Answer and Waiver and Testimony of Jack Sconfienza, Jr. and
Doris A. Powell

and in behalf of Defendant upon

Deirdre Smith
Deirdre Smith
Deirdre Smith
Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this

FILED

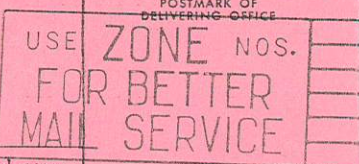
day of

JAN 30 1959

, 194

ALICE I. DUCK, CLERK
REGISTER

Register,



POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO.	NAME OF SENDER
	Alice J. Duck, Register
CERTIFIED NO.	STREET AND NO. OR P.O. BOX
277376	P.O. Box 239
INSURED NO.	CITY, ZONE AND STATE
	Bay Minette, Alabama

C55-16-71548-4

POB Form 3811 Jan. 1958

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver ONLY to addressee ☒ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Jack Scorsone

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item # 1)

JUN 28 1963