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STATE OF ALABAMA

BAIDWIN COUNTY

AGREEMENT

WHEREAS, Maybelle Burroughs and Roy B. Burroughs intermarried and during the time this marriage existed there was born to the said Maybelle Burroughs one child, namely Terry Mellish Burroughs and WHEREAS, the said Maybelle Burroughs and Roy B. Burroughs have concluded that they cannot longer live together as husband and wife and as a result of this conclusion the said Maybelle Burroughs has instituted a proceeding for divorce against the said Roy B. Burroughs and WHEREAS the said Maybelle Burroughs has, as a part of her proceeding for divorce petitioned for custody and control of the said minor child and for support for said minor child to be paid by the said Roy B. Burroughs and WHEREAS, the said Roy B. Burroughs denies that he is the father of the said child and therefore that he is not responsible for the support and maintenance of said minor child, however the said Maybelle Bourroughs alleges that the child is the respondent's child, and further that he, the respondent, does not question the right of custody and control by the mother and WHEREAS, it is mutually agreed between the said Maybelle Burroughs and Roy B. Burroughs that he should not be required to pay for the support and maintenance of said minor child and the parties have definitely concluded that there can be no reconciliation, NOW THEREFORE, in consideration of the mutual agreements and in consideration of the said Roy B. Burroughs not contesting the proceeding for divorce and in consideration of the benefit and interests accruing to each of the said parties, it is agreed as follows:

1. That Maybelle Burroughs will not now or hereafter demand or receive any support for Terry Mellish Burroughs from Roy B. Burroughs.
2. That Roy B. Burroughs will not contest the divorce proceedings
3. Further that there is no property of which to divide among the parties hereto.

WITNESS our hands and seals on this the 28<sup>th</sup> day of April, 1959.

Maybelle Burroughs (SEAL)  
Ron Wither  
Attorney for above witness  
Roy Burroughs (SEAL)  
E. L. Gass  
Attorney for above witness

agreement

FILED

APR 29, 1959

ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ROY B. BURROUGHS 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 MAYBELLE BURROUGHS, as Complainant, and against ROY B. BURROUGHS as Respondent.

WITNESS my hand this the 2 day of February, 1959.

Alice J. Luck  
Register

MAYBELLE BURROUGHS

COMPLAINANT

VS

ROY B. BURROUGHS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY;

Comes now your Complainant and respectfully shows unto your Honor as follows:

1.

That your Complainant and the Respondent are both over twenty-one years of age and are bona fide resident citizens of Baldwin County, Alabama, and have been for more than one year next preceding the filing of this Bill of Complaint.

2.

That your Complainant and Respondent were married on September 12, 1957, in Pascagoula, Mississippi, and lived together as husband and wife in Baldwin County, Alabama, until on January 30, 1958.

3.

That on to-wit, January 30, 1958, the Respondent abandoned the bed and board of your complainant and has remained away voluntarily and continuously since that time.

4.

That there was born to the marriage between your Complainant and the

one child, Terry Mellish Burroughs, now 6 months old; that your Complainant is a fit and proper person to have the care, custody and control of the minor child.

5.

The Complainant avers that the Respondent is an abled bodied man and is presently earning a substantial salary.

6.

That the Complainant has employed the firm of Wilters & Brantley to represent her in this matter of divorce and has no means of paying them for their services.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Roy B. Burroughs 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 on a final hearing of this cause, Your Honor will enter a decree granting your Complainant a divorce from the Respondent and granting her the right to remarry; your Complainant further prays that your Honor will by said decree grant her the permanent care, custody and control of her minor child, Terry Mellish Burroughs; Your Complainant further prays that your Honor will order the Respondent to pay the Complainant support money for his minor child; your Complainant further prays that the Court will ascertain a reasonable attorneys fee to be paid the firm of Wilters & Brantley for representing the Complainant in this cause and cause the Respondent to pay the same, together with the cost of this proceedings; Your Complainant further prays for such other, different or further relief to which the Complainant may in equity be entitled.

*filed Feb. 5, 1959*  
*Alice J. Luck, reg.*  
*Executed: Feb. 12, 1959*

Wilters & Brantley

*[Signature]*  
Solicitors for the Complainant

Maybelle Burroughs

vs.

Roy B. Burroughs

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 Complainant and witness

and in behalf of Defendant upon Answer and Waiver

*Alice J. Luck*

Register.

WILTERS AND BRANTLEY

BY *[Signature]*

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

**THE STATE OF ALABAMA**

**Baldwin County**

**IN EQUITY**

**Circuit Court of Baldwin County**

Maybelle Burroughs

VS.

Roy B. Burroughs

**NOTE OF TESTIMONY**

Filed in Open Court this \_\_\_\_\_

day of \_\_\_\_\_, 194

Register.

Printed by the Baldwin Times

**THE STATE OF ALABAMA**  
**Baldwin County**

**Circuit Court**

TO: DELTA H. GWALTNEY

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 Maybelle Burroughs and Mary Belle Harper

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

\_\_\_\_\_, Complainant  
and Roy B. Burroughs is

\_\_\_\_\_, Respondent  
on oath, to be by you administered, upon Maybelle Burroughs and Mary Belle Harper  
to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 28 day of April, 1949

Alice J. Luck  
Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

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

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

Maybelle Burroughs

Complainant

VS.

Roy B. Burroughs

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

Delta H. Gwaltney

WITNESSES:

Maybelle Burroughs

Mary Belle Harper

FILED

APR 25 1939

ALICE L. DUCK, CLERK, REGISTERED



THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

MAYBELLE BURROUGHS

COMPLAINANT

vs.

ROY B. BURROUGHS

RESPONDENT

I, DELTA H. GWALTNEY

as ~~DESKBOOK~~ Commissioner

have called and caused to come before me Maybelle Burroughs and

Mary Belle Harper

witnesses named in the requirement for Oral Examination, on the 28th day of April  
19 59, at the office of Wilters and Brantley

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

truth, the whole truth, and nothing but the truth, the said Maybelle Burroughs and

Mary Belle Harper doth depose and say as follows:

My name is Maybelle Burroughs and the respondent's name is Roy B. Burroughs. We are both residents of Baldwin County, Alabama and over the age of 21. We were married on September 13, 1957 at Pascagoula, Mississippi. There was one child born to this union of our marriage, Terry Mellis Burroughs age eight months. I have entered into an agreement with Roy B. Burroughs that he doesnot have to pay any support or maintenance of this child. That on to-wit: the 31st day of January, 1958, the said respondent departed from my bed and board and we have lived separate and apart from that time and that he has contributed no support or maintenance to me or our child during this period.

Maybelle Burroughs

My name is Mary Belle Harper. I have known Maybelle Burroughs and Roy B. Burroughs all their married life and I know that they have not lived together as husband and wife from January, 1958. There was one child born to this marriage, Terry Mellis Burroughs. In my opinion Maybelle Burroughs is a fit and proper person to have the care, control and custody of this child.

Mary Belle Harper

I, Delta H. Gwaltney 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 Phyllis S. Nesbit 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 28 day of April, 19 59  
Delta H. Gwaltney (L. S.)

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THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
Maybelle Burroughs	
COMPLAINANT	
vs.	
Roy B. Burroughs	
RESPONDENT	
ORAL DEPOSITION	
Filed _____, 19 _____	APR 29 1959
ALICE L. BURROUGHS, REGISTER	
Vol. _____	Page _____
Record _____	
Register _____	

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**VS**

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ROY B. BURROUGHS



IN EQUITY

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*Answer & Waiver*

**FILED**

**APR 29 1959**

**ALICE J. DUCK, CLERK  
REGISTER**

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MAYBELLE BURROUGHS

, Complainant

vs.

ROY B. BURROUGHS

, Respondent

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

Maybelle Burroughs is forever divorced from the  
said Roy B. Burroughs for and on account of

Voluntary abandonment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the  
Complainant be and she is hereby awarded the care, custody and  
control of the minor child.

It is futher 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 futher ordered that Maybelle Burroughs  
the Complainant pay the cost herein to be taxed, for which executed may issue.

This 29 day of April 1959

Robert M. Moore  
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.

4500

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THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

MAYBELLE BURROUGHS  
Complainant

vs.

ROY B. BURROUGHS  
Respondent

DIVORCE DECREE