

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

GERTRUDE WALZ, Complainant

vs.

JOE CURTIS WALZ, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXXXXXXXX~~ 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 Gertrude Walz is forever divorced from the said Joe Curtis Walz for and on account of Cruelty.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the Respondent, Joe Curtis Walz, shall have the permanent care, custody and control of the minor child, Anthony Keith Walz, age 20 months.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the Complainant, Gertrude Walz, shall have reasonable rights of visitation with the minor child, Anthony Keith Walz, age 20 months.

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 Joe Curtis Walz the Respondent pay the cost herein to be taxed, for which executed may issue.

This 27 day of February 1959 Hubert 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.

M

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

GERTRUDE WALZ

Complainant

vs.

JOE CURTIS WALZ

Respondent

DIVORCE DECREE

FILED

FEB 27 1959

ALICE J. DUCK, CLERK  
REGISTER

*Handwritten signature*

POST OFFICE DEPARTMENT  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID  
PAYMENT OF POSTAGE \$300



NEW HOPE FOR HEARTS  
SUPPORT  
THE HEART FUND

POSTMARK OF  
DELIVERING OFFICE

INSTRUCTIONS.—Show name, address and number of article below. Complete "Instructions to Delivering Employee" on other side, when applicable. Moisten gummed ends and securely attach to back of article. Endorse front of article RETURN RECEIPT REQUESTED.

RETURN TO  
▼

REGISTERED NO.	NAME OF SENDER <i>Alvin J. Duck</i>
CERTIFIED NO. <i>676571</i>	STREET AND NO. OR P. O. BOX <i>Box 239</i>
INSURED NO.	CITY, ZONE, AND STATE <i>Bay, Marietta Ala</i>

36-71645-3

POD Form 3811, Dec. 1955

4516

INSTRUCTIONS TO DELIVERING EMPLOYEE

- DELIVER ONLY TO ADDRESSEE (20¢ additional)
- SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE

X Ruth A. Smith

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)

3. DELIVERY DATE

2/27/59

4.

FILED  
 MAR 2 1959  
 U.S. POST OFFICE  
 DUCK CREEK  
 REGISTER

610-71548-8 GPO

(4577)

270

Jane L. Walker  
261 N. Cary Lane  
Warrington Branch  
Pensacola, Fla

Serve By  
Registered Mail  
Today

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons JOE CURTIS WALZ, 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 GERTRUDE WALZ, as Complainant, and against JOE CURTIS WALZ, as Respondent.

WITNESS my hand this the 26 day of February, 1959.

Alicia J. Wicks  
Register.

\*\*\*\*\*

GERTRUDE WALZ	*	IN THE CIRCUIT COURT OF
COMPLAINANT	*	BALDWIN COUNTY, ALABAMA.
VS	*	IN EQUITY.
JOE CURTIS WALZ	*	CASE NO. _____
RESPONDENT	*	

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

Your Complainant, Gertrude Walz, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your complainant is over the age of 21 and a resident of Alabama, and have been all my life; The Respondent is over the age of 21 and a resident of Baldwin County, Alabama and has been all his life.

2.

That your Complainant and the Respondent married at Lucedale, Mississippi, on September 18, 1954, and lived together as husband and wife in Baldwin County, Alabama, until October 1, 1958.

3.

That on October 1, 1958, and on several occasions prior thereto the Respondent threatened and abused the complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the respondent was such as to give the complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

4.

There was born as fruits of this marriage between the complainant and the respondent one child, Anthony Keith Walz, age about 20 months, and there has been a property settlement made.

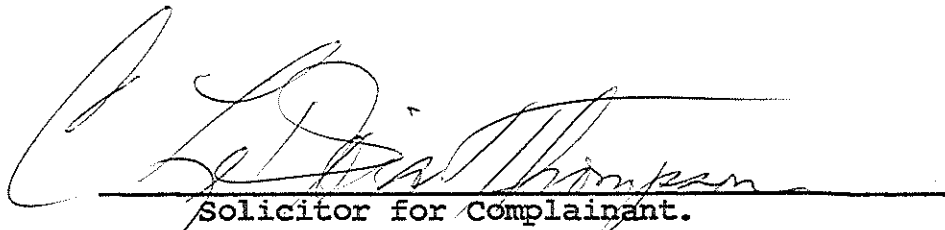
WHEREFORE, the premises considered, your complainant prays that your Honor will by proper procedure make the said Joe Curtis Walz, party respondent to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the respondent; and that a decree be made awarding to the respondent the care, custody and control of the minor child, Anthony Keith Walz, age about 20 months; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

FILED

FEB. 26, 1959

MADE L. NICK, CLERK  
REGISTER

  
Solicitor for Complainant.

457

GERTRUDE WALZ

COMPLAINANT

VS

JOE CURTIS WALZ

RESPONDENT

SUMMONS AND COMPLAINT

FILED

FEB 26 1959

ALICE J. DUCK, CLERK REGISTERED

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GERTRUDE WALTZ  
 COMPLAINANT  
 VS  
 JOE CURTIS WALTZ  
 RESPONDENT

\* IN THE CIRCUIT COURT OF  
 \* BALDWIN COUNTY, ALABAMA.  
 \* IN EQUITY  
 \* CASE NO. \_\_\_\_\_  
 \*  
 \*

Now comes the Respondent and accepted service of the summons and complaint in this cause.

The Respondent admits the allegations as to the ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the complainant, the right to cross-examine complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

A property settlement having been agreed upon between the parties as to real property owned by the parties and the said respondent having had custody of the said Anthony Keith Waltz, an infant of about 20 months of age, said respondent agrees to maintain and continue to care for the said child.

*Joe Curtis Waltz*

STATE OF ALABAMA  
 BALDWIN COUNTY

I, *Clifford Thompson*, a Notary Public, in and for said County, in said State, hereby certify that Joe Curtis Waltz, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 16 day of February, 1959.

*Clifford Thompson*  
 Notary Public, Baldwin County, Alabama.

FILED  
 FEB 26 1959  
 ALICE J. DUCK, CLERK REGISTER

GERTRUDE WALZ  
COMPLAINANT  
VS  
JOE CURTIS WALZ  
RESPONDENT

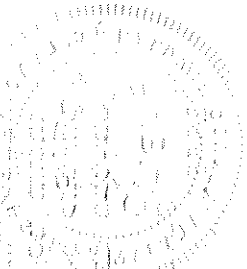
FILED

\* \* \* \* \*  
ANSWER AND WAIVER  
\* \* \* \* \*

FILED

FEB 26 1951

ALICE J. DUCK, CLERK  
REGISTER



[The main body of the document contains several paragraphs of text that are largely illegible due to extreme blurring and heavy noise. Some fragments are visible, such as '...in the ...', '...of the ...', and '...the ...'. The text appears to be an answer and waiver to a complaint.]

GERTRUDE WALZ

vs.

JOE CURTIS WALZ

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,  
Testimony of Gertrude Walz and Mrs. Louise Quinley

and in behalf of Defendant upon Answer and Waiver

*C. L. Bin Thompson*

*Allice*

Register.

*M*  
No. -----

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

**IN EQUITY**  
Circuit Court of Baldwin County

**GERTRUDE WALZ**

VS.

**JOE CURTIS WALZ**

**Note of Testimony**

Filed in Open Court this -----

day of **FILED** -----, 19-----

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: LOIS WILSON

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 Gertrude Walz and Mrs. Louise Quinley

a witness in behalf of Gertrude Walz in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein Gertrude Walz

, Complainant

and Joe Curtis Walz

Respondent

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

Witness 26 day of Feb.

, 1957

*W. J. ...*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

GERTRUDE WALZ

Complainant

VS.

JOE CURTIS WALZ

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

LOIS WILSON

WITNESSES:

GERTRUDE WALZ  
MRS. LOUISE QUINLEY

FILED

SEP 26 1959

ALICE J. DICK, CLERK  
REGISTER

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THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

GERTRUDE WALZ

COMPLAINANT

vs.

JOE CURTIS WALZ

RESPONDENT

I, Lois Wilson

as Register and Commissioner

have called and caused to come before me Gertrude Walz and Mrs. Louise Quinley

witnesses named in the requirement for Oral Examination, on the 16th day of February  
19 59 , at the office of C. LeNoir Thompson

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

truth, the whole truth, and nothing but the truth, the said Gertrude Walz and Mrs.

Louise Quinley

doth depose and say as follows:

That my name is Gertrude Walz, I am over the age of 21 and a resident of Alabama and have been all my life, the Respondent Joe Curtis Walz is also over the age of 21 and a resident of Alabama and has been a resident of Baldwin County all his life. We were married on September 18, 1954, at Lucedale, Mississippi and lived together as husband and wife until our separation occurred on or about October 1, 1958 at Bay Minette. There was born as fruits of our marriage one child, Anthony Keith Walz, age about 20 months and the said child is presently in the care, custody and control of the respondent herein and I have no objection to the said care, custody and control continuing having agreed to leave the child where he is. The cause of the separation being the Respondent herein mistreating and abusing me and on occasion striking me without fault on my part so as to place me in fear of my life or health and on the first of October, 1958 the abuse became so drastic that when he struck me and threatened me I knew that if I continued to live with him my life or health would be in danger and I was forced to leave and I know that we will never live together again as husband and wife and a property settlement being agreed upon as to the real property owned jointly by us I respectfully ask this Honorable Court for a divorce.

*Gertrude Walz*

That my name is Mrs. Louise Quinley, I know both parties to this cause, they are both over the age of 21 and residents of Baldwin County, and have been more than 24 years next preceding, they were married on or about September 18, 1954 in Lucedale, Mississippi and lived together as husband and wife until on or about October 1, 1958. There was born as fruits of this marriage one child Anthony Keith Walz age about 20 months and the respondent Joe Curtis Walz has had the care, custody and control of this child since birth. I respectfully represent that Joe Curtis Walz is a fit, suitable and proper person to have the permanent care, custody and control of the said infant. I do not believe they will ever live together again as husband and wife. The cause of the separation being the respondent struck and threatened the complainant leaving bruises about her body and placing her in fear of her life or health.

*Mrs Louise Quinley*

ORAL EXAMINATION

I, LOIS WILSON 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. LeNoir Thompson 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 16th day of February, 19 59 .

Lois Wilson (L. S.)

No. Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

GERTRUDE WALZ

COMPLAINANT

vs.

JOE CURTIS WALZ

RESPONDENT

ORAL DEPOSITION

FILED

Filed FEB 26 1959, 19

ALICE L. DUCK, CLERK  
RECORDED IN Register.

RECORDED IN

Record

Vol.

Page

Register.