(3710)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

CHARLOTTE MARIE ZIGLAR, Complainant

vs.

JIMMY ZIGLAR, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~[illegible]~~ on 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 Charlotte Marie Ziglar is forever divorced from the said Jimmy Ziglar for and on account of Cruelty

It is further ordered, adjudged and decreed by the Court that the Complainant, Charlotte Marie Zigla r, be and she is hereby awarded the permanent care custody and control of the minor child born to the union of said parties, namely, Jane Ziglar, with the Respondent hereby being given the right to visit s aid child at all reasonable times.
It is further ordered, adjudged and decreed by the Court that the Respondent, Jimmy Ziglar pay the s um of $15.00 per month to the Complainant toward the support of the said minor child , Jane Ziglar.

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 Jimmy Ziglar the Respondent pay the cost herein to be taxed, for which executed may issue.

This 7th day of June 1956.

Herbert M Stall
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

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_____

Complainant

vs.

_____

_____

Respondent

DIVORCE DECREE

8581. NOTE OF TESTIMONY 1M-7-46 Printed By The Baldwin Times

Cha rlotte Marie Ziglar

vs.

Jimmy Ziglar

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 a nd w aiver and the testimony of Charlotte Marie Ziglar and A.R. Bain as set out in the oral deposition

and in behalf of Defendant upon

James A. Hendrix

Alice J. Duck
Register.

No. 3710

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 7th

day of June, 1945

Alice J. Duck

Register.

Printed By The Baldwin Times

ORAL DEPOSITION

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

CHARLOTTE MARIE ZIGLAR Complainant

VS.

JIMMY ZIGLAR Respondent

I, GRADY P. GILBERT JR.
as ~~Register and~~ Commissioner
have called and caused to come before me Charlotte Marie Ziglar
and A. R. Bainer

witness es named in the Requirement for Oral Examination, on the 2 day of May 1956, at the office of James A. Hendrix in Robertsdale, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Charlotte Marie Ziglar and A. R. Bainer doth depose and say as follows:

My name is Charlotte Marie Ziglar, I am over 16 years old and have lived in Baldwin County, Alabama, for more than the past 2 years. Jimmy Ziglar is over 18 years old and lives in Robertsdale , Alabama. Jimmy and I were married on June 7, 1954 at Lucedale, Mississippi. On about January 4, 1956, Jimmy committedd an assult upon me, by hitting and stricking me, he has committedd actual violence upon my person, attended with danger my life and health; that since said time and as a result of said assult we have not lived together nor have we in any way recognized each other as husband and wife. We had one child, a girl, about 1½ years old, namely Jane Ziglar; said child is now in the care, custody, and control of me, further that I am a fit and proper person to be awarded the permanent care, custody, and control of said minor child, Jane Ziglar.

Charlotte Marie Ziglar

My name is A. R. Bain, I am the father of Charlotte Marie Ziglar, she is over 16 years old and has lived in Baldwin County, Alabama for more than the past 2 years. Jimmy Ziglar is over 18 years old and lives in Robertsdale, Alabama. Jimmy and Charlotte were married in Lucedale, Mississippi, on June 7, 1954. About January 4, 1956, Jimmy beat Charlotte up pretty bad and she left him as a result of this beating, she was afraid that if she lived with him he would committ violence on her person which would endanger her life and health, and since said date, January 4, 1956, they have not lived together as husband and wife. They had one child, a girl, named Jane Zigler, who is now about 1½ years old; said child is now in the care, custody, and control of its mother, Charlotte Marie Ziglar, and I feel that she is a fit and proper person to be awarded the permanent care, custody, and control of the said child, Jane Ziglar.

A R Bain

ORAL EXAMINATION.

I, Grady P. Gilbert, as Register and Commissioner hereby certify that the foregoing deposition 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 Grady P. Gilbert and James A. Hendrix at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witnesses; that I am not of counsel or 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 2nd day of June, 1956.

Grady P. Gilbert Jr. (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs.

Complainant

Respondent.

Oral Deposition

Filed June 2 1956, 195 6

Alice J. Reed, Register.

Recorded in _____ Record

Vol. _____ Page _____

_____, Register

CHARLOTTE MARIE SIGLER, Complainant, VS. JIMMY SIGLER, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY NO. 3710.

This cause being regularly called, on this a regular day for the calling of the docket of this Court and the parties not answering, it is ordered by the Court that this cause be continued until May 9, 1956.

IT IS FURTHER ORDERED that this cause be, and it is hereby set down for the taking of testimony and submission for a final decree on May 9, 1956, at the Courthouse, in Bay Minette, Alabama, beginning at 9:00 o'clock A. M.

IT IS FURTHER ORDERED that a copy of this order be mailed to the respective parties of record.

Dated this April 17, 1956.

Hubert M. Hall
Judge, 28th Judicial Circuit

FILED
APR 18 1956
ALICE J. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS B.T.-500-11-54

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: GRADY P. GILBERT, JR.

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 CHARLOTTE MARIE ZIGLAR and A. R. BAIN

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

and JIMMY ZIGLAR 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 2nd day of June, 1951

Alice J. Duck
Register.

Commissioner's Fee, $

Witness' Fees, $

No._____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

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_____

_____ Complainant

VS.

_____

_____

_____

_____ Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

_____

_____

WITNESSES:

_____

_____

8601. Motion for Decree Pro Confesso on Publication. MPCO

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____ _____, Term, 19____

ERVIELENE ODOM Complainant

Vs.

DAVID ODOM Defendant

Motion is hereby made for a Decree Pro Confesso against DAVID ODOM

_____ Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 28th day of May, 19 56

746 Code

E. G. Rickarby Jr. Solicitor.

E. G. RICKARBY, JR.

No._____ Page_____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

_____

_____

Complainant _____

Vs.

_____

_____

Defendant _____

Motion for Decree Pro Confesso on Publication

Filed _____ 19_____

_____

Register.

Recorded in _____ Record

Vol._____ Page_____

_____

Register.

Moore Printing Co., Bay Minette, Ala.

DECREE PRO CONFESSO OF PUBLICATION

B.T.-10-46-200

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____ _____, Term, 19____

ERVIELENE ODOM _____ Complainant

Vs.

DAVID ODOM _____ Defendant

In this cause it appears to the Register Alice J. Renick that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 29th day of March, 19 56, in the Fairhope Courier, a newspaper published in Fairhope, Baldwin County, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 27 day of March, 1956 and _____

And it now further appearing to the Register Alice J. Renick, that the said DAVID ODOM

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the Register Alice J. Renick that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said DAVID ODOM

This 28 day of May, 19 56

Alice J. Renick Register.

No._____ Page_____

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

ERVIELENE ODOM

Vs.

DAVID ODOM

Decree Pro Confesso of Publication

Issued _____, 19____

_____
Register.

Recorded in _____ Record

Vol. _____ Page _____

_____
Register.

The Baldwin Times, Bay Minette, Ala.

CHARLOTTE MARIE ZIGLER, Complainant vs. JIMMY ZIGLER, Respondent	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

ANSWER AND WAIVER

Comes now the Respondent , JIMMY ZIGLER, and for answer to the Bill of Complaint heretofore filed against him in said cause as follows:

1. That he denies each and every allegation of the said Bill of Complaint and demands strict proof thereof.

And for further answer to said Bill of Complaint the Respondent hereby accepts service of a copy and notice of the filing of the said Complaint and hereby waives any further notice to him of the day set for hearing, the taking of testimony or the submission for final decree of the above styled cause and does here consent that the same may be submitted and testimony taken without further notice to him.

Jimmy Zigler
JIMMY ZIGLER

Sworn to and subscribed before me this the 16th day of February, 1956, at Robertsdale, Alabama.

J. P. Mashburn, Jr.
Notary Public, Baldwin County, Alabama

FILED
JUN 7 1956
ALICE J. DUCK, Register

CHARLOTTE MARIE ZIGLER Complainant VS JIMMY ZIGLER Respondent	))))))	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY NO. 3710

APPOINTMENT OF GUARDIAN AD LITEM.

In this cause, it appearing to the Register, Alice J. Duck, that JIMMY ZIGLER is a minor, and,

In the said proceeding it being made to appear to the Register, Alice J. Duck, that said minor is interested in the result of said proceedings for divorce.

It is therefore ordered, by the Register that Telfair J. Mashburn, Jr. be and he is hereby appointed Guardian Ad Litem to represent the said Jimmy Zigler, upon hearing of the said application.

Done this the 26 day of January, 1956.

Alice J. Duck
Register

CONSENT TO ACT.

I, Telfair J. Mashburn, Jr., hereby consent to act as guardian ad litem for Jimmy Zigler, a minor, upon hearing of the above cause.

Witness my hand this 26 day of January, 1956.

Telfair J. Mashburn, Jr.
Guardian Ad Litem

3710

Charlotte Marie Zigler
vs.
Jimmy Zigler

Appointment and
acceptance

Guardian Ad Litem

STATE OF ALABAMA, BALDWIN COUNTY

CHARLOTTE MARIE ZIGLER, Complainant	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.
vs.	)	
JIMMY ZIGLER, Respondent	)	

To the Honorable Judge of the Circuit Court of Baldwin County,

Sitting in Equity:

Comes now the Complainant, CHARLOTTE MARIE ZIGLER, humbly complaining of the Respondent, JIMMY ZIGLER, in a matter of divorce, and represents and shows unto Your Honor as follows:

FIRST: That Complainant, CHARLOTTE MARIE ZIGLER, is over the age of sixteen years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State for more than two years next preceding the filing of this Bill of Complaint; that Respondent is under the age of twenty-one years AND OVER THE AGE OF EIGHTEEN YEARS and is now living in Robertsdale, Baldwin County, Alabama.

SECOND: That your complainant and respondent were married on or about, to-wit: June 7, 1954 at Lucedale, Mississippi.

THIRD: Your complainant avers and charges that the said respondent did on or about the 4th day of January, 1956, commit an assault upon your complainant by hitting, beating and striking said complainant; that said respondent has committed actual violence on your complainant attended with danger to her life and health; that since assault she has not lived with said respondent and as a result of said assault.

FOURTH: Your complainant further avers and shows unto Your Honor that there was born to the union of said complainant and respondent one child, a girl, namely JANE ZIGLER, now about sixteen months old; that said child is now in the care, custody, and control of the Complainant its mother; and further that the complainant is a fit and proper person to be awarded the

permanent care, custody, and control of said minor child.

FIFTH: That the Respondent is an able bodied man, well able to provide for and maintain the said child born to the union of the complainant and respondent, in a manner suitable with her station in life; that the complainant is now in a destitute condition and has no means of support for the said minor child.

PRAYER FOR PROCESS

Wherefore the premises considered, complainant prays that the said JIMMY ZIGLER, be made party Respondent to this cause, and that a guardian ad litem appointed to represent him, and by proper process required to answer this bill within the time prescribed by law.

PRAYER FOR FINAL RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree forever dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent, and will grant to the Complainant a full and absolute divorce from the Respondent, and that in and by virtue of the said decree the Complainant will be granted the right to again contract marriage. The complainant prays that in and by virtue of the said decree she will be awarded the custody of the minor child born to the union of the said parties, subject to the further orders of this Honorable Court. The Complainant prays that Your Honor will award her an amount of money with which to support and maintain the minor child born to the union of the said parties, to be paid by the Respondent to the Complainant.

Complainant prays all other further and general relief to which she may be entitled, the premises considered and she will ever pray, ect.

FILED
Jan. 26 1956
ALICE L. BUCK, Register

James A. Hawkins
Solicitor for Complainant.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

No. 3710

Circuit Court, Baldwin County

Jan. 26 TERM, 19 56

BOOK 021 PAGE 138

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon

JIMMY ZIGLER

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

JIMMY ZIGLER, Defendant

by

CHARLOTTE MARIE ZIGLER, Plaintiff

Witness my hand this 26 day of January 19 56

[illegible], Clerk

Ridale x

No. 3710 Page

The State of Alabama
Baldwin County

CIRCUIT COURT

CHARLOTTE MARIE ZIGLER

Plaintiffs

vs.

JIMMY ZIGLER

Defendants

Summons and Complaint

Filed JAN. 26 1956

Alice J. Duck Clerk

J. A. Hendrix
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

Jan. 26 1956

, Sheriff

I have executed this summons

this 7 Feb 1956

by leaving a copy with

Jimmy Zigler

Sheriff charges 50 miles at
Ten Cents per mile Total $ 5.00

by Weatherson
Deputy Sheriff

Taylor Walker Sheriff

Elleigh C. Read Deputy Sheriff

Robertsdale
ala