

(4517)

DIVORCE DECREE

MOORE PRINTING COMPANY - EAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

----- SYLVESTER BROWN, JR. -----, Complainant
vs.

----- DOLORIS S. BROWN -----, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso 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 ----- Sylvester Brown, Jr. ----- is forever divorced from the said ----- Doloris S. Brown ----- for and on account of Abandonment. It is further ORDERED, ADJUDGED AND DECREED that ----- the Stipulated Agreement attached to Bill of Complaint in this cause is hereby ratified and confirmed. -----

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 ----- SYLVESTER BROWN, JR. ----- the Complainant ----- pay the cost herein to be taxed, for which executed may issue.

This 2 day of March 19 59.

Robert M. Stone

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. 4519 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

SYLVESTER BROWN, JR.

Complainant

vs.

DOLORIS S. BROWN

Respondent

DIVORCE DECREE

FILED
MAR 21 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 Doloris S. Brown 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 Sylvester Brown, Jr., Complainant, against Doloris S. Brown, as Respondent.

Witness my hand this the 2 day of ^{March}~~February~~, 1959.

Alice J. Luck
REGISTER

SYLVESTER BROWN, JR.	¶	IN THE CIRCUIT COURT OF
Complainant		BALDWIN COUNTY, ALABAMA
vs.	¶	IN EQUITY
DOLORIS S. BROWN,	¶	
Respondent		

Comes your Complainant, Sylvester Brown, Jr., and files his Bill of Complaint for divorce against Doloris S. Brown, and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are over the age of twenty-one years and that your Complainant is a resident citizen of Baldwin County, Alabama for more than one year next preceding the filing of this cause, and that the Respondent's residency is Phoenix, Arizona.

SECOND:

That the Complainant and the Respondent were married on, to-wit, heretofore, May 15, 1944 in Los Angeles, California, and lived together as husband and wife until on, to-wit: February 8, 1958, when on account of the matters hereinafter complained of, your Complainant lived separate and apart from the Respondent. Complainant further avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of

this Bill of Complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

THIRD:

- That there was born of this marriage between Complainant and Respondent the following named minor children: Sylvester Brown, III, aged twelve years and Carl Terry Brown, aged eleven years. That the Complainant and Respondent have previously agreed as to the custody, care and control of the said minor children as shown by Stipulated Agreement attached hereto and made a part hereof. The Complainant and Respondent are jointly possessed of certain real and personal property and have agreed to the disposition of such property as shown in said agreement attached hereto.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Doloris S. Brown be made a party 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 Your Honor will confirm and ratify the Stipulated Agreement attached hereto; that Your Honor will grant unto Complainant an absolute divorce from Respondent and will decree that the parties be allowed to remarry if they see fit. Should your Complainant be mistaken in the relief prayed for, that there be granted unto him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.


COMPLAINANT

STATE OF ALABAMA - BALDWIN COUNTY:

Before me, the undersigned authority, personally appeared Sylvester Brown, Jr., the Complainant in the above cause, and avers that the allegations contained in the foregoing Bill of Complaint are true and correct.


SYLVESTER BROWN, JR.

Sworn and subscribed to before me this the 19th day of February, 1959.

FILED

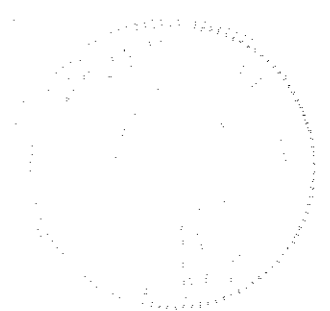
MAR 2 1959

ALICE L. DUCK, CLERK
REGISTER

139


NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

14579



SYLVESTER BROWN, JR.
Complainant

vs.

DOLORIS S. BROWN,
Respondent

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED

MAR 21 1956

ALICE J. DUCK, CLERK,
REGISTER

SYLVESTER BROWN, JR.	‡	IN THE CIRCUIT COURT OF
Complainant		BALDWIN COUNTY, ALABAMA
vs.	‡	IN EQUITY
DOLORIS S. BROWN,	‡	
Respondent		

ANSWER AND WAIVER

Comes the Respondent in the above styled cause and for answer to the Bill of Complaint filed in said cause and each and every paragraph thereof, separately and severally, says:

1. Respondent admits the allegations of the first paragraph of the Bill of Complaint.
2. Respondent admits the allegations of the second paragraph of the Bill of Complaint as to the date of marriage and date of separation but denies all other allegations contained in this paragraph and demands strict proof thereof.
3. Respondent admits the allegations of the third paragraph of the Bill of Complaint.

Respondent hereby accepts service of a copy of the summons and Complaint in this cause and waives further service of the same. Respondent also waives notice of taking of testimony in this cause and notice of submission of the cause and agrees that the testimony may be taken and the cause submitted without further notice to her.

Doloris S. Brown

 RESPONDENT

STATE OF ARIZONA)
 MARICOPA COUNTY)

I, the undersigned notary public in and for said state and county, certify that Doloris S. Brown, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day same bears date.

Given under my hand and seal this the 19th, day of February, 1959.

My commission expires June 29 1962.

Eleanor Hartsell

 NOTARY PUBLIC

FILED

MAR 2 1959

ALICE J. DUCK, CLERK
 REGISTER

4519

SYLVESTER BROWN, JR.

COMPLAINANT

VS.

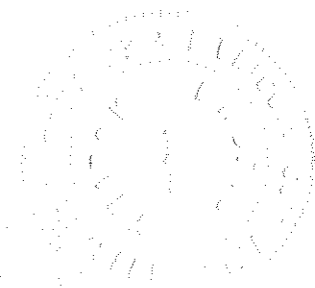
DOLORIS S. BROWN,

RESPONDENT

ANSWER AND WAIVER

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
MAR 2 1959
ALICE J. DUCK, CLERK
REGISTER



SYLVESTER BROWN, JR.

vs.

DOLORIS S. BROWN

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 Oral Testimony before Commissioner

and in behalf of Defendant upon Answer and Waiver


SOLICITOR FOR COMPLAINANT


Register.

112
4519

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

SYLVESTERBROWN, JR.

VS.

DOLORIS S. BROWN

Note of Testimony

Filed in Open Court this

FILED

day of, 19.....

MAR 2 1959

ALICE J. DUCK, CLERK REGISTER

Register.

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

SYLVESTER BROWN, JR. COMPLAINANT

vs.

DOLORIS S. BROWN RESPONDENT

I, Helen Bailey

as Register and Commissioner

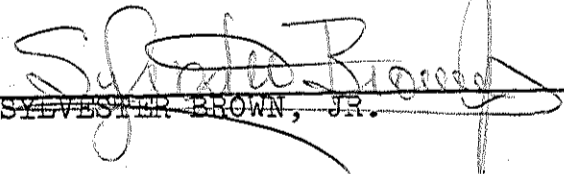
have called and caused to come before me Sylvester Brown, Jr. and C. Arthur
Pickering

witnesses named in the requirement for Oral Examination, on the 13th day of February,
19 59 , at the office of Ernest M. Bailey

in Fairhope , Alabama, and having first sworn said witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Sylvester Brown, Jr. and

C. Arthur Pickering doth depose and say as follows:

My name is Sylvester Brown, Jr. and I am the Complainant in the above
cause. I am a bona fide resident of Baldwin County, Alabama and have
been for more than one year next preceeding the filing of this cause. The
Respondent and I are both over the age of twenty-one years. The Respondant
and I were married on May 15, 1944 in Los Angeles, California and lived
together as husband and wife until on February 8, 1958. At that time,
the Respondent voluntarily abandoned my bed and board and has remained
away voluntarily and continuously since that time.


SYLVESTER BROWN, JR.

My name is C. Arthur Pickering. I am over the age of twenty-one years and
a resident of Baldwin County, Alabama. I know the Complainant in the
above styled cause and know of my own personal knowledge that the Respondent
voluntarily left the Complainant's bed and board on February 8, 1958 and
has remained away voluntarily and continuously since that time.


C. ARTHUR PICKERING

ORAL EXAMINATION

I, Helen Bailey 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 Ernest M. Bailey 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 19th day of February, 1959.

Helen Bailey (L. S.)

4519

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

SYLVESTER BROWN, JR.

COMPLAINANT

vs.

DOLORIS S. BROWN,

RESPONDENT

ORAL DEPOSITION

Filed _____, 19 _____

FILED

MAR 2 1959

, Register.

ALICE J. BROWN, REGISTER

Record

Vol. _____ Page _____

, Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Helen Bailey

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 Sylvester Brown, Jr. and C. Arthur Pickering

a witness in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Sylvester Brown, Jr.

and Doloris S. Brown

, Complainant

Respondent

on oath, to be by you administered, upon Sylvester Brown, Jr. and C. Arthur Pickering to take and certify the deposition of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 19th day of February

, 1959
W. J. ...
Register.

Commissioner's Fee, \$

Witness' Fees, \$

4519

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

SYLVESTER BROWN, JR.

Complainant

VS.

DOLORIS S. BROWN

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:
Helen Bailey

WITNESSES:

Sylvester Brown, Jr.
C. Arthur Pickering

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SYLVESTER BROWN, JR.

Complainant

vs.

DOLORIS S. BROWN,

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

S T I P U L A T E D A G R E E M E N T

It is hereby stipulated and agreed by and between the parties hereto as follows:

1.

That Respondent shall have full care, custody and control of the minor children, Sylvester Brown, III, and Carl Terry Brown, for a period of nine months during the calendar year and Complainant shall have the care, custody and control of said minor children for the term of three months during the calendar year. The Complainant shall pay to Respondent as and for support of said children, during the periods in which custody is vested in Respondent, a sum equal to one-fourth of his monthly earnings. The Complainant, in addition thereto, shall pay all medical expenses incurred by and for said children in excess of \$25.00 per month during periods in which the children are in the custody of the Respondent.

2.

The parties are jointly possessed of certain real property located at 205 Fels Avenue, Fairhope, Alabama, and which property shall be sold and the Complainant and Respondent shall divide the net proceeds therefrom equally between them.

In the event either party to this agreement shall institute divorce proceedings, the agreement and stipulations herein contained may be made a part of such proceedings and the Court having jurisdiction of said proceedings may confirm and ratify the agreement.

IN WITNESS WHEREOF, the parties to this agreement have hereunto set their hands and seals on this the 19th day of February, 1959.

Sylvester Brown, Jr. (SEAL)
COMPLAINANT

WITNESS FOR COMPLAINANT:

Helen Bailey

Doloris S. Brown (SEAL)
RESPONDENT

WITNESS FOR RESPONDENT:

Edward Zionta

FILED

MAR 9 1959

Alice L. Dix, Clerk, Register

4519

SYLVESTER BROWN, JR.

COMPLAINANT

VS.

DOLORIS S. BROWN,

RESPONDENT

STIPULATED AGREEMENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
MAR 2 1959
ALICE L. DUCK, CLERK
REGISTER

[Handwritten signature]