

MAUDE S. WARD,

Complainant,

VS.

JESSE E. WARD,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3720

NOTE OF TESTIMONY

This cause coming on to be heard on this date is submitted for a final decree on behalf of the Complainant on the following:

1. Original Bill of Complaint
2. Agreement made and entered into between the Complainant and Respondent on the 15th day of February, 1956.
3. Testimony of Maude S. Ward, the Complainant taken in open court on this date.

The said cause is submitted on behalf of the Respondent on the following:

1. Answer and waiver.

Rebecca J. ...
 Register

JAMES R. OWEN
 Attorney for Complainant

NOTE OF TESTIMONY

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Complainant,
VS.
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Respondent.

RECORDED

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY NO. 3720

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MAUDE S. WARD,

Complainant,

VS.

JESSE E. WARD,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FINAL DECREE

This cause coming on to be heard on this date was submitted for a final decree upon the pleadings and proof as noted by the Register and the agreement made and entered into by the Complainant and Respondent on ~~January~~ ^{February} 15, 1956, upon consideration of all of which it is, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant and the Respondent are dissolved and the said Maude S. Ward is forever divorced from the said Jesse E. Ward for and on account of voluntarily abandonment.

2. That the Complainant and Respondent are hereby permitted to again contract marriage subject to the provisions of Paragraph 5 hereof.

3. The agreement heretofore made and entered into between the Complainant and the Respondent on to-wit, ~~January~~ ^{February} 15, 1956, is hereby ratified in all respects and made a part of this decree in all of its terms and conditions as if fully written herein.

4. The costs of these proceedings are hereby taxed against the Respondent.

5. That the Complainant and the Respondent shall not marry again, except to each other, until sixty days after the date hereof and if an appeal from this decree is taken within sixty days from the date hereof neither the Complainant nor the Respondent shall marry again, except to each other, during the pendency of said appeal.

ORDERED, ADJUDGED AND DECREED on this the 16th day of January, 1956.

Hubert M. Hall
Judge.

#25

MAUDE S. WARD,
Complainant
VS.
JESSIE E. WARD
Respondent

IN THE
CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.
IN EQUITY

TESTIMONY TAKEN IN CHAMBERS, ON THE 15TH day of FEBRUARY, 1956
BEFORE HON. HUBERT M. HALL, JUDGE OF SAID COURT:

MRS. MAUDE S. WARD, THE COMPLAINANT, BEING FIRST DULY SWORN,
TESTIFIED AS FOLLOWS:

Examination by Mr. Owen.

Q. State your name?
A. Maude S. Ward

Q. Mrs. Ward, are you over 21 years of age?
A. Yes sir.

Q. Are you a resident of Baldwin County, Alabama?
A. Yes sir.

Q. Have you been a bona fide resident of the State of Alabama
for more than one year before you filed this bill of complaint?
A. Yes sir.

Q. And your husband's name is Jessie E. Ward?
A. Yes sir.

Q. Is he over the age of 21 years?
A. Yes sir.

Q. What is his address?
A. He lives in Escambia County, Alabama

Q. When were you and Jessie E. Ward married?
A. August 15, 1945.

Q. Where were you married?
A. North Ireland.

Q. How long did you live together as man and wife?
A. 'Till February 1954.

Q. Did you all have any children, Mrs. Ward?
A. One.

A. What is his name?
A. Jessie Eugene Ward.

Q. When was he born?
A. In July of 1948.

Q. Where is the child now?
A. He is living with me.

Q. Living with you?
A. Yes sir.

- Q. In your opinion, Mrs. Ward, are you a fit and proper person to have the care, custody and control of this child?
- A. Yes sir.
- Q. Tell the Court what happened in February of 1954, between you and your husband?
- A. He just left and said he was coming back and didn't ever come back.
- Q. Have you all lived together as man and wife since February, 1954?
- A. No sir.
- Q. Has he ever written or contacted you in any way about coming back and living with you?
- A. No sir.
- Q. I believe you and your husband have entered into an agreement relative to the support and maintenance of you and the child and as to the custody and control of the Child?
- A. That is right.

I hereby certify that the foregoing is a true and correct transcript of the testimony as taken by me in Chambers, before Hon. Hubert M. Hall, Judge of the 28th Judicial Circuit of Alabama on the 15th day of February, 1956.

This 15th day of February, 1956.

Laura S. Sweeney
Official Court Reporter

MAUDE S. WARD,)	
)	
Complainant,)	IN THE CIRCUIT COURT OF
)	
VS.)	BALDWIN COUNTY, ALABAMA
)	
JESSE E. WARD,)	IN EQUITY
)	
Respondent.)	

AGREEMENT

Now comes the Complainant and the Respondent in the above styled cause and desiring to enter into an agreement settling their financial affairs subject to the approval of this honorable Court and subject to the granting of a decree in this cause. Said agreement may be incorporated in any final decree of divorce granted by this Court and may also be used as evidence for or against either of the said parties in this Court or any other jurisdiction:

1. The Complainant, Maude S. Ward, shall have the full care, custody and control of the minor child of the parties, namely, Jesse Eugene Ward, and the Respondent, Jesse E. Ward, shall have the right of visitation of said child at such times and places as may be reasonable.

2. The Respondent agrees to pay to the Complainant the sum of Fifty Dollars (\$50.00) each month for the support and maintenance of herself and her said minor child. The said amount to be paid by the Respondent will be paid Thirty-five Dollars (\$35.00) for the support and maintenance of the said child and Fifteen Dollars (\$15.00) for the support and maintenance of the Complainant. It is mutually agreed between the parties that in the event the Respondent is earning more than Two Hundred Fifty Dollars (\$250.00) per month, net, the Complainant shall receive a proportionately larger amount for the support and maintenance of said minor child. The Respondent further agrees that he will make available to the Complainant his Federal and State Income Tax Returns and all pay vouchers of his earnings for her inspection upon her demand thereof in writing. All agreements contained in this document shall date from a day a final decree is entered in this cause. The monthly payments shall be paid \$25.00 on the 1st day of each month and \$25.00 on the 15th day of each month.

3. Respondent agrees to pay all of the costs of this proceeding including an attorney's fee of Fifty Dollars (\$50.00) for the Complainant's solicitor of record for his services rendered herein.

Dated this the 15th day of ~~January~~ ^{February}, 1956.

Wanda S. Ward

Jesse E. Ward

MAUDE S. WARD,)	
)	
Complainant,)	IN THE CIRCUIT COURT OF
)	
VS.)	BALDWIN COUNTY, ALABAMA
)	
JESSE E. WARD,)	IN EQUITY
)	
Respondent.)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Complainant, Maude S. Ward, respectfully represents unto the Court and your Honor as follows:

1. Your Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident citizen of the State of Alabama for more than one year next preceding the filing of this Bill of Complaint. The Respondent, Jesse E. Ward, is over the age of twenty-one years and is a resident of Escambia County, Alabama.


2. Your Complainant and the Respondent were lawfully married on or about to-wit, August 15, 1945, at Clough, North Ireland, and lived together as husband and wife until on or about to-wit, February 15, 1954.

3. There was born to this marriage one child, Jesse Eugene Ward, a son, born July 1, 1946. The said child is now in the care, custody and control of your Complainant and she alleges that she is a fit and proper person to have the care, custody and control of said minor child.

4. Your Complainant avers that the said Respondent voluntarily abandoned the bed and board of your 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.

The premises considered, your Complainant makes the said Jesse E. Ward a party respondent to this Bill of Complaint and in order that your Complainant may have the relief prayed for herein, may it please the Court to cause the State's Writ of Subpoena to be issued, directed to the said Jesse E. Ward, commanding him to

plead, answer or demur to this Bill of Complaint, within the time required by law; and that upon a final hearing of this cause, that your Honor will make and enter a decree divorcing your Complainant from the said Respondent, awarding the care, custody and control of the said minor child to your Complainant, will fix a monthly sum to be paid to your Complainant by the Respondent for alimony and support of herself and her said minor child and that the Respondent pay said monthly sum, and that your Honor will grant such other, further and different relief as may seem just and proper, the premises considered.


Solicitor for Complainant

MAUDE S. WARD,

Complainant,

VS.

JESSE E. WARD,

Respondent.

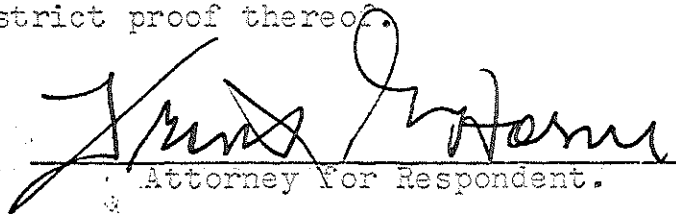
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ANSWER AND WAIVER

Now comes the Respondent, by his attorney, and waives notice of the filing of the Bill of Complaint in the above styled cause and consents and agrees that the said cause be set for hearing, testimony taken and final decree rendered without further notice to him.

For answer to the said Bill of Complaint the Respondent says:

1. He denies each and every allegation of the Bill of Complaint and demands strict proof thereof.


Attorney for Respondent.

WAIVER AND NOTICE 3720

RECORDED

MAUDE S. WARD,

Complainant,

VS.

JESSE E. WARD,

Respondent.

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IN EQUITY

FILED
1956

ALICE L. HARRIS, Recorder

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