

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BETTY SINCLAIR, Complainant

vs.

HOWARD SINCLAIR, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Waiver~~ 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 Betty Sinclair is forever divorced from the said Howard Sinclair for and on account of

Cruelty; that further, said Betty Sinclair is hereby awarded care, custoday and control of the said minor children, Anthony Howard Sinclair, age 4, and Silas Stevens Sinclair, age 18 months, and that such shall be subject to rights of visitation by the said Howard Sinclair, which shall include, but shall not be limited to the following: The said Howard Sinclair shall have the right to custody, care and control of said children from 5p.m. on Saturday, til 5p.m. on Sunday, every second and fourth weekend in each month; that the said Howard Sinclair shall pay to the said Betty Sinclair the sum of \$15.00 per week for the support and maintenance of the said children; further that said payments shall continue for a period of two years, at the end of which time, said support payments shall be readjusted in accordance with the circumstances of each party; neither party shall remove said children from jurisdiction of this Court.

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 Howard Sinclair the respondent pay the cost herein to be taxed, for which executed may issue.

This 14 day of July, 1959.

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

Betty Sinclair

Complainant

vs.

Howard Sinclair

Respondent

DIVORCE DECREE

FILED
JUL 14 1959
ALICE J. DUCK, Register

The State of Alabama, BALDWIN County.

IN CIRCUIT COURT IN EQUITY.

Betty Sinclair vs. Complainant

Howard Sinclair Defendant
Commissioner

Oral examination before the ~~Register~~ of the following witnesses:

Betty Sinclair and Ann McHugh

who reside in Alabama, said examination being conducted in Baldwin County Alabama,
on this the 29 day of June, and there being present Betty Sinclair
and Ann McHugh

The said witnesses being first sworn to speak the truth, the whole truth, and nothing but the truth, testified as follows: My name is Betty Sinclair and I am the complainant
in the above styled cause. I am married to Howard Sinclair
and we have two children. Anthony Howard Sinclair, age 4
and Silas Stevens Sinclair, age 18 months. I am pregnant at
this time by my husband, and the child will be born in
October. I am 20 years old and I am a resident of Baldwin
County, Alabama, and my husband is 26 years old and is a
resident of Baldwin County, Alabama. On or about June 22,
1959, my husband threatened me and said that he would take
my life, and I am afraid that if I continued to live with
him, he would do me bodily harm, and that he would commit
a violent act on my person. He has in the past struck me,
choked me, and threatened my life. I know from circumstances
that he would do so, and is fully capable of carrying out
his threats. He has tried to take his own life on two occasions
one time shooting himself with a .45 calibre pistol, just over
the heart. My husband is able-bodied and capable of earning

\$250 per month. He can pay to me the sum of \$15.00 per week as support for the children.

I am a fit and proper person to have custody of the children.

Betty Sinclair

My name is Ann McHugh and I am a friend of the said Betty Sinclair. I have read her statement and it is true to the best of my knowledge and belief. I have felt that she was in danger of bodily harm for several years now, and feel that her husband's actions on his own person demonstrate the fact that he would take her life.

Betty Sinclair is a fit and proper person to have custody of the children, in my opinion.

Ann McHugh

I,

hereby certify that the foregoing depositions \$ on oral examination taken down by me in writing

I enclose the said Oral Examination in an envelope to the Register of said Court, and placed the same

Given under my hand and seal this the 29 day of June, 1959.

Anne B. Owens (L. S.)

WITNESS FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day _____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

_____ days' attendance at \$1.50 per day_____ \$_____

REGISTER'S FEES.

_____ days at \$1.50 per day _____ \$

_____ words at 20 cents per hundred _____ \$

The State of Alabama,

Baldwin County.

IN CIRCUIT COURT, IN EQUITY

Betty Sinclair

vs. Complainant,

Howard Sinclair

Defendant

Deposition Taken Before Register on Oral Examination

Deposition of Betty Sinclair

and Ann McHugh
for _____

Filed 6 day of July, 1957

Published by order of the Court, [Signature]

day of _____, 19____

Register

Betty Sinclair Complainant
vs.
Howard Sinclair Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No.

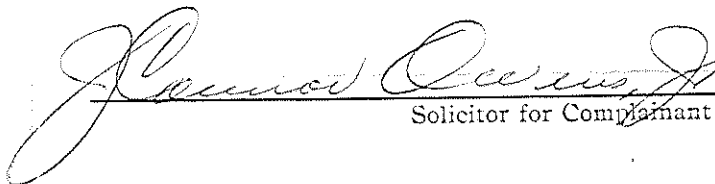
DEMAND FOR ORAL EXAMINATION

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from Bay Minette
Alabama, in the County of Baldwin
Alabama, the place of trial of said cause, to-wit:

Betty Sinclair and Ann McHugh

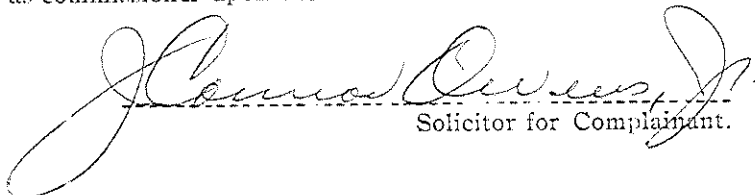
2. That said Complainant requires an oral examination of said witnesses before a Commissioner appointed by the Register of this Court.


Solicitor for Complainant

NOTE:

Anne B. Owens

Complainant suggests the name of
as a suitable and competent person to act as commissioner upon the examination of said witnesses.


Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION

Betty Sinclair

Complainant

vs.

Howard Sinclair

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this 6 day of July 1957

194---

Beiraghi Register
Moore Printing Co.

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Anne B. Owens

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 Betty Sinclair and Ann McHugh

as witnesses in behalf of Betty Sinclair in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Betty Sinclair

_____, Complainant
and Howard Sinclair

_____, Respondent

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

Witness 29 day of June, 1959.

Deirdre J. Venable
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Betty Sinclair

Complainant

VS.

Howard Sinclair

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Anne B. Owens

WITNESSES:

Betty Sinclair

Ann McHugh

Betty Sinclair

vs.

Howard Sinclair

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 and waiver, agreement, testimony of the Betty~~
Sinclair and Ann McHugh

and in behalf of Defendant upon _____

Howard Sinclair
Attorney for Complainant

W. J. Smith
Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Betty Sinclair

vs.

Howard Sinclair

NOTE OF TESTIMONY

Filed in Open Court this 6

day of July, 1947

Becky J. Sinclair
Register.

Printed by the Baldwin Times

BETTY SINCLAIR,
Complainant,
vs.
HOWARD SINCLAIR,
Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____.

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND TO THE HONORABLE H.M. HALL, JUDGE THEREOF:

Now comes your Complainant, Betty Sinclair, and files this her Bill of Complaint for divorce against Howard Sinclair, and shows unto your Honor and unto this Honorable Court as follows:

I.

That your Complainant is 20 years of age and that the Respondent is 26 years of age, and that both are resident citizens of Baldwin County, Alabama.

II.

That your Complainant and the Respondent were married heretofore, to-wit: October 2, 1954, and lived together as man and wife until, on account of matters hereinafter complained of, your Complainant was compelled to leave the Respondent and live separate and apart from him; that on or about June 22, 1959, the Respondent struck your Complainant with his hand or fist and pushed her, and threatened bodily harm to her; that your Complainant had reasonable apprehension that if she continued to live with him her life and health would be in danger.

III.

That there was born to your Complainant and the Respondent two children, Anthony Howard Sinclair, age 4, and Silas Stevens Sinclair, age 18 months; that your Complainant is a fit and proper person to have the care, custody and control of the said minor children; that your Complainant is pregnant at the present time, the child being expected in October, and that Complainant is a fit and proper person to have the care, custody and control of said unborn child.

IV.

That your Complainant further alleges that the Respondent is able to provide support for the children herein. That he is an able-bodied person and earning, or capable of earning, approximately \$250.00 a month. That your Complainant further alleges that the Respondent is able to provide \$15.00 per week as support and maintenance for the minor children.

PRAYER FOR PROCESS

The premises considered, your Complainant respectfully prays that the above named Howard Sinclair be made a party Respondent to this cause by the usual writ or process of this Honorable Court requiring him 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.

PRAYER FOR RELIEF

The premises considered, your Complainant respectfully prays that upon a final hearing of this cause that your Honor will enter an order divorcing the Complainant from the Respondent; your Complainant further prays that your Honor will also enter an order or decree awarding the care, custody and control of the said minor children, Anthony Howard Sinclair and Silas Stevens Sinclair, to your Complainant; that this Honorable Court will further provide that the Respondent pay to the Complainant as support for said minor children, the sum of \$15.00 per week; that your Honor will also enter a decree allowing the Complainant to remarry if she sees fit. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further, and different relief to which she may be entitled and as in duty bound she will ever pray.

Betty Sinclair
Complainant

J. Connor Owens, Jr.
Solicitor for Complainant

FILED

JUL 6 1959

ALICE J. DUCK, Register

BETTY SINCLAIR,
Complainant,

vs.

HOWARD SINCLAIR,
Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____.

AGREEMENT

Now comes Betty Sinclair, and Howard Sinclair and execute this agreement for the consideration of the Court as follows:

1. It is agreed between the parties hereto that the said Betty Sinclair is a fit and proper person to have the care and custody and control of the said minor children as shown in the Bill of Complaint. The parties agree between themselves that the husband shall have the right of reasonable visitation of the children, and they hereby set every second and fourth Saturdays, beginning at 5:00 P.M. and ending on the Sunday next following at 5:00 P.M., as a reasonable time in which the said Howard Sinclair shall have the care, custody and control of the children.

2. The parties to this suit further agree that neither party shall take the children beyond the bounds of the State of Alabama at any time or under any conditions unless the other party has agreed thereto in writing, or upon order of this Court.

3. That the parties hereto agree that the said Howard Sinclair shall pay to the said Betty Sinclair as support and maintenance for the said minor children the sum of \$15.00 a week. Said payments shall continue for a period of two years, at the end of which time the parties agree that circumstances shall be reconsidered and that they will at such time negotiate an additional figure of support consistent with the circumstances of either party.

4. Parties hereto agree that the said Betty Sinclair shall have the furniture which belongs to her.

FILED

JUL 6 1959

ALICE J. DUCK, Register

Betty Sinclair
Howard Sinclair

AGREEMENT

Filed
26-54
Amesbury
Mass

BETTY SINCLAIR,
Complainant,

vs.

HOWARD SINCLAIR,
Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA


IN EQUITY NO. _____.

ANSWER AND WAIVER

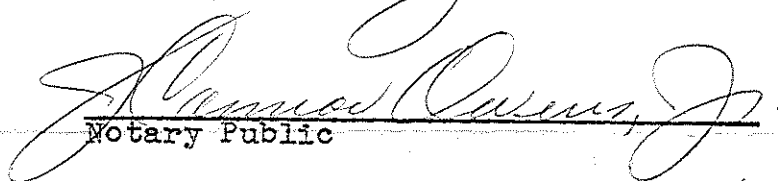
Comes now the Respondent, Howard Sinclair, and for answer to the Bill of Complaint heretofore filed against him, says as follows:

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

2. 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 days set for hearing, the taking of testimony or the submission for final decree of the above styled cause and does hereby consent that the same may be submitted and testimony taken without further notice to him.


Respondent

Sworn and subscribed to before me
this 29 day of June, 1959.


Notary Public

My commission expires 6/12/62.

(AFFIX SEAL)

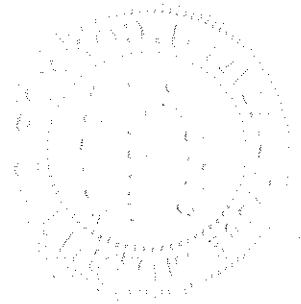
FILED

JUL 6 1959

ALICE J. DUCK, Register

ANSWER AND WAIVER

Filed 7-6-59
Wingfield
Rey



And it further appearing to the Court that the court costs in the administration of this guardian has been paid, including a fee of \$ 25⁰⁰ to Phyllis S. Nesbit, which is a reasonable compensation for her services as guardian ad litem; and including an attorneys fee of \$ 25⁰⁰, which is reasonable compensation to the guardian's attorney; and that the balance remaining on hand, \$ 340.45, to the credit of said ward.

And it further appearing to the Court that since the said guardian has resigned, it is to the best interest of the minor that said sum of money which has been paid in by said guardian to Alice J. Duck, Clerk of this Court, who after deducting any remaining court costs, guardian ad litem fee and minimum attorney fee shall pay over said monies to the Fiduciary Fund in the Office of the Judge of Probate of Baldwin County; it is, therefore,

Ordered, adjudged and decreed by the Court that said sum of \$ 340.45 be paid to W. R. Stuart, Probate Judge, Fiduciary Fund; it is therefore,

Ordered, adjudged and decreed further by the Court that ~~Eugenia Fincher as guardian of Pamela Frampton, the minor, and the~~ sureties on her bond be and they are hereby discharged from all further liability. Ordered further that all these proceedings be recorded.

Done this the 13 day of Aug, 1962.

1 Subst. R. H. H. H.
Circuit Judge.

IN RE THE ESTATE OF
PAMELA FRAMPTON, MINOR

X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

This being the day regularly appointed by the Court for a final settlement of the guardianship of the estate of Pamela Frampton, a minor, by Eugenia Fincher, as guardian of said ward; And it appearing to the Court that notice of the day appointed for said settlement has been given by posting for three successive weeks at the Court House door and three other public places in said County; and it further appearing to the Court that the Fidelity & Casualty Company of New York, a corporation, as surety on the bond of said guardian, has filed a paper in writing in this Court waiving notice of said petition for final settlement and consenting that said guardian be discharged; and that said Phyllis S. Nesbit heretofore appointed guardian ad litem by this Court to represent the interests of said ward in said settlement having in writing accepted said appointment and denied the correctness of each item and statement of said account, and the said Phyllis S. Nesbit appeared and represented said interests, and it further appearing to the Court that no necessity for the continuation of said guardianship account now exists, the said guardian having filed with this Court her resignation as such, the Court proceeds to examine the vouchers and to audit and state the account;

Whereupon it is shown that Eugenia Fincher, as the guardian aforesaid, received of the assets of said estate the sum of \$500.00; and that she has justly expended in and about the costs and charges necessary to the administration of said guardianship to-wit, \$20.00 as bond fees to the surety noted herein and court costs in the amount of \$42.37 leaving a cash balance of \$437.63 principal and \$11.50 interest earned; and said account appearing to be correct, it is,

~~Ordered, adjudged and decreed by the Court that said~~
account be and the same is hereby passed and allowed as stated. And it further appearing to the Court that the said guardian on this final settlement is entitled to a fee of \$25.00; it is therefore,

Ordered, adjudged and decreed by the Court that the guardianship fee of \$25.00 be approved and said fee be paid to said guardian.