4663

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

NELDA JO PLATT, Complainant

vs.

JOHN B. PLATT, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~DEMURRER~~ on ~~Answer & 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 NELDA JO PLATT is forever divorced from the said JOHN B. PLATT for and on account of CRUELTY

The Complainant having waived all her claims as to alimony and support, no order is made as to same.
The Complainant is hereby permitted to resume the use of her former name of Nelda Jo Lolley.

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 Nelda Jo Platt the Complainant. pay the cost herein to be taxed, for which executed may issue.

This 1st day of August 19 59

Hubert M Stell

Judge Circuit Court, In Equity.

I, ALICE J. DUCK, 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 AUGUST, 1959

_____

Register of Circuit Court, In Equity.

LITHO IN U.S.A.

No._____ Page_____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

NELDA JO PLATT

Complainant

vs.

JOHN B. PLATT

Respondent

DIVORCE DECREE

FILED
AUG 4 1959
ALICE J. DUCK, CLERK REGISTER

5M—9-57

CERTIFICATE

I, Peggy Preston, the Commissioner appointed by the Court and named in the attached commission, or named by agreement of the parties, in that certain cause now pending in the Honorable Circuit Court of ~~Mobile County~~ Baldwin County, Alabama, Sitting in Equity, No._____, wherein NELDA JO PLATT is Complainant, and JOHN B. PLATT is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as such commissioner, caused NELDA JO PLATT, and JEAN CONELLY who ~~were~~ are made known to me, to come before me at 12:00 o'clock P M., on July 31st, 19 59, at 56 S Conception Street Mobile, Alabama; that said witnesses were first duly sworn by me as stated; that they were then examined by WILLIAM GRAYSON, Solicitor for the COMPLAINANT. ~~and examined by~~

Solicitor for Guardian Ad Litem & Attorney Ad Litem for _____, and they testified in response thereto as is hereinabove written; and the testimony was by me reduced to writing as given by said witnesses in narrative form, and as near might be the identical language of said witnesses, and that, after said testimony had been so reduced to writing, it was by me read over to said witnesses; who assented to and signed same, ~~who assented to and signed same, when read by them and signed or when~~ ~~was read and signed of same~~, in my presence and in the presence of said Solicitor for

Complainant ~~Solicitor for and Guardian Ad Litem & Attorney Ad Litem for~~

I further certify that I am not of counsel or kin to any of the parties to the said cause, and am not in anywise interested in the result thereof, and that the depositions are true and correct as given by the witnesses.

Witness my hand this 31st day of July, 19 59.

Peggy Preston
Commissioner

TESTIMONY OF NELDA JO PLATT, WITNESS ON HER OWN BEHALF:

My name is Nelda Jo Platt and I am the Complainant in this cause. I am the wife of the Respondent and we were married to each other on March 17, 1959 in Santonia, Texas. Both myself and the Respondent are each over the age of twenty-one years. Both myself and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There are no minor children as issue of our marriage. My former name was Nelda Jo Lolley and in the event I am granted a divorce herein I would like to resume the use of that name. The Respondent has committed actual violence upon my person, attended with danger to life and health, and from his conduct there is reasonable apprehension of such violence being inflicted upon my person if I were to ever live with the Respondent again in any respect as husband and wife. The Respondent has a very quick and violent temper which he lets get the best of him when things don't go to suit him. He has on several different occasions lost his temper with me and has slapped me with his hands and fists on and about my body. On several occasions I was forced to wear bruises on and about my body. He has cussed and abused me on other occasions and has made threats in the presence of several different witnesses to kill me. It got to the point where I was afraid that the Respondent might carry out some of his threats and I withdrew from his bed and board.

Nelda Jo Platt

TESTIMONY OF JEAN CONNELLY, WITNESS ON BEHALF OF THE COMPLAINANT.

My name is Jean Connelly and I have known the Complainant in this cause for approximately six years. The Complainant is the wife of the Respondent and they were married to each other on March 17, 1959 in Santonia, Texas. Both the Complainant and the Respondent are each over the age of twenty-one years and both the Complainant and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There are no children as issue of their marriage. The Complainant's former name was Nelda Jo Lolley. The Respondent has committed actual violence upon the person of the Complainant, attended with danger to her life and health, and from his conduct there is reasonable apprehension of such violence being inflicted upon her person. I know of my own personal knowledge that the Respondent possesses a very quick temper and that he is easily angered. I have been present when the Respondent has lost his temper with the Complainant and has fussed and quarreled with her. I also was present on one of the occasions when the Respondent threatened to kill the Complainant. The Complainant has complained to me on several different occasions about the Respondent's having been cruel to her and about his having hit her. I have seen the bruises on and about her body which were the result of his hitting her.

Jean Connelly

8581—NOTE OF TESTIMONY

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

NELDA JO PLATT
Complainant

vs.

JOHN B. PLATT,
~~Respondent~~

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, Waiver and Agreement and Deposition of Nelda Jo Platt and of Jean Connelly, witness on behalf of the Complainant in this cause.

William Thompson, attorney at Complainant'

and in behalf of Defendant upon

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

NELDA JO PLATT

VS.

JOHN B. PLATT

Note of Testimony

Filed in Open Court this

FILED

day of , 19

8 - A 1959

ALICE J. DUCK, CLERK REGISTER Register.

MOORE PRINTING CO., BAY MINETTE, ALA.

NELDA JO PLATT,	I	IN THE CIRCUIT COURT OF
Complainant,	I	BALDWIN COUNTY, ALABAMA
-vs-	I	
JOHN B. pLATT	I	
Respondent.	I	NO._____

TO THE HONORABLE JUDGES OF THE BALDWIN COUNTY CIRCUIT COURT, SITTING IN EQUITY:

Comes the Complainant and shows unto Your Honors and unto this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were married to each other on March 17, 1959 in Santonia, Texas. Both the Complainant and the Respondent are each over the age of twenty-one years and both the Complainant and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There are no children as issue of their marriage. The Complainant's former name was Nelda Jo Lolley.

TWO

The Respondent has committed actual violence upon the person of the Complainant, attended with danger to her life or health, or from his conduct there is reasonable apprehension of such violence.

PRAYER FOR PROCESS

Complainant further prays that Your Honors will take jurisdiction of this cause, will make the said John B. Platt, party-respondent hereto, and will cause him to appear, plead, answer or demur hereto within the time allowed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant furtherprays that Your Honors will will see fit to grant her an absolute divorce from the bonds of matrimony with the Respondent, and Complainant prays that in the event she is granted a divorce herein that she will be permitted to resume the use of her former name of Nelda Jo Lolley, and Complainant further prays for such other, further or different relief as in equity she may be due, and as in duty bound she will ever pray,etc.

William Thompson
SOLICITOR FOR COMPLAINANT.

Filed
July 30, 1959
Alice J. Duck

4663

FILED

JUL 30 1959

ALICE J. DUCK, CLERK
REGISTER

C. C. Equity 39—2M—8-58

NELDA JO PLATT No. Vs. JOHN B. PLATT	Complainant Defendant	IN THE CIRCUIT COURT OF ~~MOBILE~~ BALDWIN COUNTY, ALABAMA IN EQUITY

ANSWER AND WAIVER

Comes the defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegations of said Bill of Complaint and demands strict proof thereof.

I agree that the testimony in this cause may be taken by deposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

I further agree that Peggy Preston, may take the testimony in this cause without the issuance of a commission.

ATTEST:

1.

2 ~~Complainant agrees that~~ Peggy Preston, may take the testimony in this cause as commissioner, without issuance of a commission.

John B. Platt
Defendant

Nelda Jo Platt
Complainant

NOTE: The space below is intended for "Agreements Between the Parties".

Complainant releases the respondent from all claims of alimony and support.

Nelda Jo Platt
Complainant.

John B. Platt
Respondent.

STATE OF Alabama
COUNTY OF Mobile

I, Peggy S. Preston, a NOTARY PUBLIC in and for said State and County, do hereby certify that John B. Platt, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that being informed of the contents of the instrument, he executed the same voluntarily on the day same bears date.

Witness my hand and seal this 28th day of July, 1959.

Peggy S. Preston
NOTARY PUBLIC

Filed July 30, 1959
Alice J. Clark
Register

STATE OF Alabama
COUNTY OF Mobile

No. 4663

Vs.

ANSWER AND WAIVER

FILED

Filed, JUL 30 1959, 19

ALICE J. DUCK, CLERK REGISTER