

4676

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LEONA M. RODERICK, Complainant

vs.

DEWEY J. RODERICK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Waiver and Answer 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 Leona M. Roderick is forever divorced from the said Dewey J. Roderick for and on account of Cruelty; the Separation Agreement executed by the Parties is approved and made a part of this decree.

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 Dewey J. Roderick the Respondent pay the cost herein to be taxed, for which executed may issue.

This 12 day of August 1959
Hubert M. Hall
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 ___, 19___

Register of Circuit Court, In Equity.

No. 4676 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

LEONA M. RODERICK

Complainant

vs.

DEWEY J. RODERICK

Respondent

DIVORCE DECREE

FILED

AUG 12 1959

ALICE J. DUCK, CLERK
REGISTER

ORAL DEPOSITION

STATE OF ALABAMA)

COUNTY OF BALDWIN)

LEONA M. RODERICK,)	IN THE CIRCUIT COURT OF
Complainant,)	BALDWIN COUNTY, ALABAMA
VS.)	IN EQUITY
DEWEY J. RODERICK,)	
Respondent.)	

I, Vera Daniels, as Register and Commissioner, have called and caused to come before me Leona M. Roderick, witness, named in the requirement for Oral Examination, on the 4th day of August, 1959, at the office of James A. Brice, Attorney at Law, Foley, Alabama, and having first sworn said witness to speak the truth, the whole truth, and nothing but the truth, the said Leona M. Roderick doth depose and say as follows:

My name is Leona M. Roderick. I am Complainant in the cause entitled Leona M. Roderick vs. Dewey J. Roderick. Both the respondent and deponent are adults and we have been residing in Baldwin County, Alabama, since March, 1957. We were married on March 21, 1952, at Patuxent, Maryland. Since our marriage, the respondent has adopted my oldest child, Thelma, and the youngest child, Gale, was borne of our marriage. Since our marriage, Dewey has become increasingly irritable and hard to get along with. Last week, he picked an argument with me and slapped me across the face and cut my cheek with his ring. I am afraid to live with him any longer and fear for my safety if I should. We separated on the 4th day of August, 1959, and have not lived together since.

Further deponent saith not.


 (L.S.)
Leona M. Roderick

ORAL EXAMINATION

I, Vera Daniels, 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 and read over to her and she signed the same in the presence of myself and James A. Brice, at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof made before me of the identity of said witness; 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 4th day of August, 1959.


Vera Daniels (L.S.)

FILED

AUG 11 1959

ALICE J. DUCK, CLERK
REGISTER

BILL OF COMPLAINT

LEONA M. RODERICK,) IN THE CIRCUIT COURT OF
COMPLAINANT)
VS.) BALDWIN COUNTY, ALABAMA,
DEWEY J. RODERICK,) IN EQUITY
RESPONDENT)

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

Comes your complainant, Leona M. Roderick, and respectfully avers and shows unto your Honor and to this Court as follows:

1. That your complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama, and has been such for more than one year next preceeding the filing of this cause; that the respondent, Dewey J. Roderick, is a bona fide citizen of Baldwin County, Alabama, and has been such for more than one year next preceeding the filing of this cause, and further, is over the age of twenty-one years.

2. That your complainant and the respondent intermarried at Patuxent, Maryland, on March 21, 1952, and ever since have been and are now husband and wife.

3. That Gale Roderick, who is less than one year old, was borne of this marriage; that your complainant is the natural Mother, by a prior marriage, of Thelma Roderick, eight years of age, who was adopted by the respondent. That the parties have entered a separation agreement, which is attached hereto.

4. Your complainant further avers and charges that on the 3rd day of August, 1959, the respondent, without cause or justification using his hands and closed fists, struck and beat your complainant about the face and body a number of times, inflicting bruises and injuries upon the body of your complainant, attended with great danger to her health and life; and from his manner and conduct toward her, she is reasonably convinced that he will commit further actual physical violence upon her person attended with danger to her health and life; that on, to-wit: the 4th day of August, 1959,

she separated from and abandoned the said respondent, and is now living separate and apart from him.

THE PREMISES CONSIDERED, your complainant prays that the respondent be made a party respondent to this Bill of Complaint by the usual process of this Honorable Court, and the statutes in such cases made and provided, requiring him to plead, answer or demur, within the time and within the manner provided by law; and that on the final hearing of this cause that your Honor will enter a decree divorcing your complainant from the said respondent, granting both parties the right to remarry, awarding the custody and control of said minor children to your complainant, approving and ordering the parties to abide by the separation agreement filed herewith. And complainant further prays that your Honor will grant such other, further, different, and general relief to which the complainant may be entitled as in duty bound she will ever pray.


SOLICITOR FOR COMPLAINANT

4676

Lerna M. Rodenick

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Newey Rodenick

FILED

AUG 11 1959

ALICE J. DUCK, CLERK
REGISTER

WAIVER AND ANSWER

LEONA M. RODERICK,)	IN THE CIRCUIT COURT OF
Complainant,)	BALDWIN COUNTY, ALABAMA
VS.)	IN EQUITY.
DEWEY J. RODERICK,)	
Respondent.)	

Comes the respondent in the above styled cause and accepts service of a bill of complaint filed heretofore in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the bill of complaint heretofore filed in this cause, respondent says:

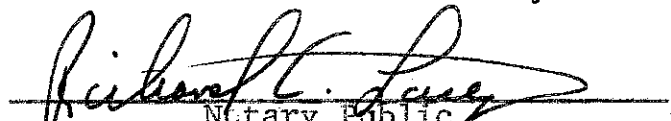
1. He admits the allegations contained in paragraph 1 of said bill of complaint.
2. He admits the allegations contained in paragraph 2 of said bill of complaint.
3. He admits the allegations contained in paragraph 3 of said bill of complaint.
4. He denies each and every allegation contained in paragraph 4 of said bill of complaint and demands strict proof thereof.


Respondent

STATE OF ALABAMA)
BALDWIN COUNTY)

I, the undersigned Notary Public in and for said County and State, hereby certify that Dewey J. Roderick, 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, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 4th day of August, 1959.


Notary Public

FILED
AUG 11 1952
ALICE J. DUCK, CLERK
REGISTER

LEONA M. RODERICK, Complainant,

vs.

DEWEY J. RODERICK, Respondent.

THE STATE OF ALABAMA

Baldwin County

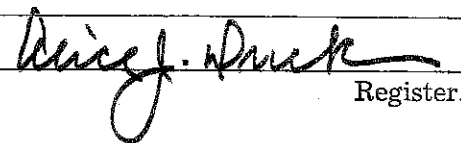
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, and
testimony by deposition.

and in behalf of Defendant upon answer and waiver


SOLICITOR FOR COMPLAINANT


Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

VS.

NOTE OF TESTIMONY

Filed in Open Court this **FILED**

day of **AUG 11-59**, 194.....

Alice J. Duck CLERK
REGISTER

Register.

SEPARATION AGREEMENT

STATE OF ALABAMA)

COUNTY OF BALDWIN)

This separation agreement, made and entered into in triplicate by and between Dewey J. Roderick, herein called the first party, and Leona M. Roderick, herein called the second party, WITNESSETH:

WHEREAS, the parties were married on March 21, 1952, and,

WHEREAS, serious differences have arisen between the parties hereto rendering it impossible for them longer to live together as husband and wife, and by reason thereof they have separated on August 4, 1959, and are now living separate and apart; and

WHEREAS, each of the parties hereto desires to settle and adjust all marital interest and all rights and claims in and to the property of the other now and hereafter acquired; NOW, THEREFORE, it is mutually agreed as follows:

That from the date of this agreement, the custody of their children, who are minors, namely, Thelma Roderick, age 3, and Gale Roderick, age 6 months, shall be vested in the second party, Leona M Roderick, subject to the right of reasonable visitation by the husband, Dewey J. Roderick.

That the expenses of supporting, providing and educating said children shall be borne by the first party, not to exceed \$100.00 per month until April, 1964.

It is further mutually understood and agreed that the first party is to have all furniture and personal household goods now belonging to the parties hereto.

It is further mutually understood and agreed that after the signing of these presents both parties are to be forever barred from any right, claim, dower or interest in and to the property of the other.

In case either party hereto shall for any cause obtain a divorce from the other the provisions of this agreement shall, insofar as practicable be embodied in the decree of divorce.

IN WITNESS WHEREOF, the parties have set their hands and seals on this the 4th day of August, 1959.

Dewey J. Roderick (L.S.)
Dewey J. Roderick

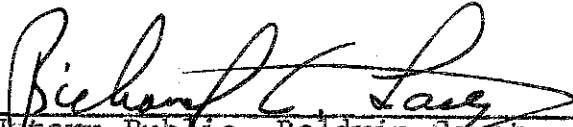
Leona M. Roderick (L.S.)
Leona M. Roderick

STATE OF ALABAMA)

COUNTY OF BALDWIN)

I, the undersigned Notary Public in and for said County and State, hereby certify that Dewey J. Roderick and Leona M. Roderick, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 4th day of August, 1959.


Notary Public, Baldwin County, Alabama

4676

FILED

AUG 11 1959

ALICE J. DUCK, CLERK
REGISTER