(4688)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

CHARLOTTE McMANUS, Complainant

vs.

VERNON EUGENE MCMANUS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Notice by Registered Mail 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 Charlotte McManus is forever divorced from the said Vernon Eugene McManus for and on account of Voluntary Abandonment,

and it is further ORDERED, ADJUDGED AND DECREED that the Complainant be and is hereby awarded the care, custody and control of her minor child, Cheryl Darlene McManus. Respondent is granted visitation rights at all reasonable times.

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 Charlotte McManus the Complainant pay the cost herein to be taxed, for which executed may issue.

This 15th day of October 1959

Hubert M. Hall

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.

LITHO IN U.S.A.

No. 4688 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Charlotte McManus

Complainant

vs.

Vernon Eugene McManus

Respondent

DIVORCE DECREE

FILED
OCT 15 1959
ALICE J. DUCK, Register

HARRY J. WILTERS, JR.
TOLBERT M. BRANTLEY
ASSOCIATE:
PHYLLIS S. NESBIT

LAW OFFICES OF
WILTERS & BRANTLEY
P. O. BOX 327
BAY MINETTE, ALABAMA

P. O. BOX 337
ROBERTSDALE, ALABAMA

PHONES
BAY MINETTE 5151
ROBERTSDALE WI 7-4682

August 29, 1959

Mrs. Alice J. Duck
Register in Equity
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed is a divorce complaint of Charlotte McManus.

The respondent is a non-resident and may be served by registered mail at the following address:

Vernon Eugene McManus
Midway Route
Montecello, Arkansas

Let me know when you have perfected service on the defendant.

Sincerely yours,

Phyllis S. Nesbit

(Mrs.) Phyllis S. Nesbit
Attorney at Law
Robertsdale, Alabama

Charlotte McManus

Vs.

Vernon Eugene McManus

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the _____ day of _____, 19____, a copy of the Bill of Complaint filed in this cause was sent to Vernon Eugene McManus

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on the _____ day of _____, 19____, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said Vernon Eugene McManus

_____ Defendant.

This the 15 day of Oct, 1959

Alice J. Duck Register.

FILED
OCT 15 1959
ALICE J. DUCK, Register

8600 - Motion for Decree Pro Confesso After Service by Registered Mail.

The State of Alabama,
Baldwin County

No._____ CIRCUIT COURT, IN EQUITY

Charlotte McManus, Complainant

Vs.

Vernon Eugene McManus, Defendant

Motion is hereby made for a Decree Pro Confesso against Vernon Eugene McManus, Defendant in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant____, and that said summons was duly served by Registered Mail, according to law, and that said Defendant____has___failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 15th day of October, 1959.

FILED
OCT 15 1959
ALICE J. DUCK, Register

Butler, Brantley & Nesbit
Phillips S. Nesbit, Solicitor.

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No. 4688

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

Charlotte McManus

Complainant

Vs.

Vernon Eugene McManus

Respondent

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this _____ day of

FILED

_____, 19____

OCT 15 1959

_____, Register

ALICE J. DUCK, Register

Entered in O. B. _____ Page _____

The Baldwin Times, Bay Minette, Alabama

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, $300

MONTICELLO SEP 2 2 30PM 1959 ARK.

POSTMARK OF DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN TO

REGISTERED NO.	NAME OF SENDER Alice J. Dunk, Register
CERTIFIED NO. 194710	STREET AND NO. OR P. O. BOX Box 239
INSURED NO.	CITY, ZONE AND STATE Bay Minette, Alabama

C55—16—71548-4

4688

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee ☐ Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE *(must always be filled in)*

Vernon Eugene McFarlin

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

FILED
SEP 3 1959
U.S. DISTRICT CT.
CLERK
REGISTER

DATE DELIVERED	ADDRESS WHERE DELIVERED *(only if requested in item #1)*
9-2-59	

C55—16—71548-4 GPO

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons VERNON EUGENE McMANUS, to appear and plead, answer or demur within thirty days from the service hereto to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by CHARLOTTE McMANUS, as Complainant and against VERNON EUGENE McMANUS, as Respondent.

WITNESS my hand this the 31 day of Aug, 1959.

Register

CHARLOTTE McMANUS		IN THE CIRCUIT COURT OF
COMPLAINANT		BALDWIN COUNTY, ALABAMA,
VS		IN EQUITY
VERNON EUGENE McMANUS		NO. _____
RESPONDENT		

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

Your Complainant, CHARLOTTE McMANUS, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident citizen of Baldwin County, Alabama and has been for more than one year preceding the filing of this Bill and now twenty-one years of age; that your Respondent is a non-resident citizen of Baldwin County and is over the age of twenty-one years of age.

2.

That your Complainant and the Respondent married at Pascagoula, Mississippi, on February 19, 1957 and lived together as husband and wife in Baldwin County, Alabama, until on to-wit; May 15, 1958.

3.

That on, to-wit, May 15, 1958, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

That there was born to the marriage between your Complainant and the Respondent, one child, CHERYL DARLENE McMANUS, now eleven months of age, who is now and has been all of her life with her mother, the Complainant; that your Complainant is a suitable, fit and proper person to have her care, custody and control.

WHEREFORE, the premises considered, your Complainant prays that Your Honor will by proper process make the said VERNON EUGENE McMANUS, party Respondent to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof, Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that your Complainant be awarded the permanent care, custody and control of the minor child, CHERYL DARLENE McMANUS; Your Complainant prays for such, other, further, different or general relief as she may be in equity and good conscience entitled to receive.

Filed
Aug. 31, 1959

WILTERS, BRANTLEY and NESBIT

BY: Phyllis S. Nesbit
Solicitor for the Complainant

No. 4688

STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT
IN EQUITY

CHARLOTTE McMANUS

COMPLAINANT

VS

VERNON EUGENE McMANUS

RESPONDENT

BILL OF COMPLAINT

WILTERS, BRANTLEY AND NESBIT

FILED

AUG 31 1959

ALICE J. DUCK, CLERK
REGISTER

8581—NOTE OF TESTIMONY

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

Charlotte McManus

Complainant

vs.

Vernon Eugene McManus

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, Decree Pro Confesso after Notice by Registered Mail, Testimony of Charlotte McManus and witness Mrs. Minnie MacSchultz

and in behalf of Defendant upon

WILTERS, BRANTLEY AND NESBIT
BY: Phyllis S. Nesbit

Alice J. Duke
Register.

m

No. 4688

THE STATE OF ALABAMA
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Charlotte McManus

Complainant

VS.

Vernon Eugene McManus

Respondent

Note of Testimony

Filed in Open Court this _____

day of _____, 19____

Register.

MOORE PRINTING CO., BAY MINETTE, ALA.

ORAL DEPOSITION

Printed by The Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

CHARLOTTE McMANUS COMPLAINANT

vs.

VERNON EUGENE McMANUS RESPONDENT

I, DELTA H. GWALTNEY

as ~~Register and~~ Commissioner

have called and caused to come before me Charlotte McManus and Mrs. Minnie Mae Schultz

witness es named in the requirement for Oral Examination, on the 13th day of October 19 59, at the office of Wilters, Brantley and Nesbit

in Robertsdale, Alabama, and having first sworn said witness es to speak the truth, the whole truth, and nothing but the truth, the said Charlotte McManus and Mrs. Minnie Mae McManus doth depose and say as follows:

My name is Charlotte McManus and I am the Complainant in this suit. I am a bona fide resident of Baldwin County and have been for over a year next preceeding this filing of this case. I and the Respondent, Vernon Eugene McManus were married at Pascagoula, Mississippi on February 19, 1957 and we lived together as husband and wife until May 15, 1958. On May 14, I and the Respondent had an argument and on May 15, 1958, the respondent left the home and never returned. He has remained away from me voluntarily and continuously since that time. I went to work at Chemstrand in Pensacola November 5, 1958 to make a living for me and my baby. I have one child, Cheryl Darlene McManus who is now eleven months old. My mother cares for my baby while I work and I and my baby live with my parents. I believe that the home that I have for my baby is a christian one and that I am a fit and proper person to have care of my child.

Charlotte McManus

My name is Mrs. Minnie Mae Schultz and I am the greataunt of the Complainant, Charlotte McManus. I know of my own knowledge that the complainant and the respondent were married in Pascagoula, Mississippi on Feb. 19, 1957. I know that there was one child born to them, a girl, named Cheryl Darlene McManus and that she is about elevenmonths old now. I know that the respondent has not come to see the Correspondent since she has been with her mother and father. The home she and her baby now live in is a good christian home and I believe that Charlotte is a fit and proper person to have the care, custody and control of her child. I also think it is best that she be granted a divorce from the respondent. He has never come to see her or her baby since the baby has been Born.

Mrs Minnie Mae Schultz

ORAL EXAMINATION

Printed by The Baldwin Times

I, DELTA H. GWALTNEY 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 Phyllis S. Nesbit 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 13th day of October, 1959.

Delta H. Gwaltney (L. S.)

No. 4699 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Charlotte McManus
COMPLAINANT

vs.

Vernon Eugene McManus
RESPONDENT

ORAL DEPOSITION

Filed FILED, 19
OCT 15 1959
ALICE J. DUCK, Register, Register.

RECORDED IN Record

Vol. Page

Register.

COMMISSION TO TAKE DEPOSITIONS B.T.-2-49-200

THE STATE OF ALABAMA
Baldwin County } Circuit Court

TO: Delta H. Gwaltney

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 Charlotte McManus and Mrs. Minnie Mae Schultz

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

Charlotte McManus

, Complainant

and

Vernon Eugene McManus

Respondent

on oath, to be by you administered, upon Charlotte McManus and Mrs. Minnie Mae Schultz to take and certify the deposition~~s~~ of the witness~~es~~ and return the same to our Court, with all convenient speed, under your hand.

Witness 13th day of October, 1959

Alice J. Quick
Register.

Commissioner's Fee, $

Witness' Fees, $

No. 4688

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Charlotte McManus

Complainant

VS.

Vernon Eugene McManus

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Delta H. Gwaltney

WITNESSES:

Charlotte McManus

Mrs. Minnie Mae Schultz

FILED
OCT 15 1959
ALICE J. DUCK, Register