

3768

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LESLIE H. SHEPHERD JR.

Complainant

vs.

MARY LOU SHEPHERD

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~PROPERTY SETTLEMENT~~ 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 Leslie H. Shepherd Jr. is forever divorced from the said Mary Lou Shepherd for and on account of

IT IS FURTHER ORDERED ADJUDGED AND DECREED, That the Complainant, Leslie H. Shepherd Jr., the father of said child, shall have the care, custody, and control of the child, Mary Devota Shepherd, age about six years.

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 Leslie H. Shepherd Jr. the Complainant pay the cost herein to be taxed, for which executed may issue.

This 17 day of May, 1956

[Signature] 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.

RECORDED  
No. 3768

Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

LESLIE H. SHEPHERD JR.

Complainant

vs.

MARY LOU SHEPHERD

Respondent

DIVORCE DECREE

*Filed 5-14-56  
Alice J. [unclear]  
[unclear]*

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

LESLIE H. SHEPHERD JR.

Complainant

VS.

MARY LOU SHEPHERD

Respondent

I, Lois Wilson

as Register and Commissioner

have called and caused to come before me Leslie H. Shepherd Jr., and Willie F. Peacock

witness es named in the Requirement for Oral Examination, on the 13th day of April 1956, at the office of C. LeNoir Thompson in Bay Minette, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Leslie H. Shepherd Jr., and Willie F. Peacock doth depose and say as follows:

That my name is Leslie H. Shepherd, Jr., I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than two years next preceeding. The Respondent, Mary Lou Shepherd, is over the age of 20 and is a resident of Baldwin County, Alabama. We were married at Lucedale, Mississippi on November 15, 1949 and lived together as husband and wife until a divorce was granted on August 2, 1954 in this Circuit Court. 59 days later we went back together and lived together as husband and wife in Fairhope, Alabama and maintained a home there until December 26, 1955 at which time we separated. That on to-wit April 11, 1956 and on prior occasions thereto the Respondent Mary Lou Shepherd committed adultery with a man whose name is unknown to your Complainant. Your Complainant found the parties together away from home about 11:00 o'clock in the night time in a compromising position. Your Complainant has not lived with the said Respondent as her husband since that time. There was born as fruits of this marriage between the parties one child, Mary Devota Shepherd, age about 6 years and your Complainant respectfully submits to this Honorable Court that during the separation that he had the care, custody and control of the said child and that he is a fit, suitable and proper person to have the care custody and control of said child and that he proposes to maintain said child in his mothers home, that his mothers is Mrs. Emma Alice Shepherd of Fairhope.

Leslie H. Shepherd Jr.

That my name is Willie F. Peacock, I know both parties to this cause, the complainant is over the age of 21 and the respondent is over the age of 20 and both are residents of Baldwin County, Alabama and have been more than two years next preceeding. They were originally married in Lucedale, Mississippi on November 15, 1949 and lived together as husband and wife until they were divorced on August 2, 1954. 59 days later they went back together as husband and wife and lived together in Fairhope, Alabama until they separated on December 26, 1955. On April 11, the said Respondent was found with a man whose name is unknown to me in the night time away from home and in a compromising position. The Respondent had been with this man on previous occasions and under like circumstances. They have not lived together as husband and wife since April 11, 1956. There was born as fruits of this marriage between the parties one child, Mary Devota Shepherd, age about 6 years and the Complainant has had the care, custody and control of this child during the separation and kept the child with his mother, Mrs. Emma Alice Shepherd in Fairhope. I respectfully recommend that the Complainant is a fit, suitable and proper person to have the care custody and control of this child and that Mrs. Emma Alice Shepherd's home is a suitable place in which the child may be maintained. There is not property to be divided and I do not believe the parties to this cause will live together again as husband and wife.

Willie F. Peacock

**ORAL EXAMINATION.**

I, Lois Wilson, as Register and Commissioner hereby certify that the foregoing deposition s on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witness es; that I am not of counsel or 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 April, 1956

Lois Wilson (L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

LESLIE H. SHEPHERD JR.

vs. Complainant

MARY LOU SHEPHERD

Respondent.

**Oral Deposition**

Filed May 10, 1956

Oliver J. Puckett, Register.

Recorded in \_\_\_\_\_

Record \_\_\_\_\_

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register \_\_\_\_\_

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Lois Wilson

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Leslie H. Shepherd Jr., and Willie F. Peacock

a witnesses in behalf of Leslie H. Shepherd Jr. in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Leslie H. Shepherd Jr.,

and Mary Lou Shepherd, Complainant

Respondent

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

Witness day of 195

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. \_\_\_\_\_

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

**LESLIE H. SHEPHERD JR.**

Complainant

VS.

**MARY LOU SHEPHERD**

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

**LOIS WILSON**

WITNESSES:

**LESLIE H. SHEPHERD JR.**

**WILLIE F. PEACOCK**

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LESLIE H. SHEPHERD Jr.

MARY LOU SHEPHERD

vs.

THE STATE OF ALABAMA

Baldwin County

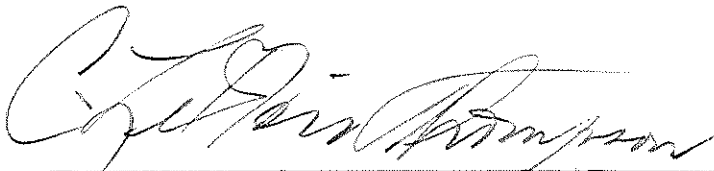
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, \_\_\_\_\_  
Oral Deposition of Leslie H. Shepherd Jr., and Willie F. Peacock

and in behalf of Defendant upon Answer and Waiver.

Register.



RECORDED

No. ....

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

**LESLIE H. SHEPHERD JR.**

vs.

**MARY LOU SHEPHERD**

**NOTE OF TESTIMONY**

Filed in Open Court this 10<sup>th</sup> .....

day of May ....., 1946.

Alise J. Deek  
W Register.



LESLIE H. SHEPHERD, Jr.

COMPLAINANT

VS

MARY LOU SHEPHERD

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

Now comes the Respondent and accepted service of the summons complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Mary Lou Shepherd

STATE OF ALABAMA

BALDWIN COUNTY

I, Frank P Probst, a Notary Public, in and for said County, in said State, hereby certify that Mary Lou Shepherd, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 13 day of April, 1956

Frank P Probst  
Notary Public, Baldwin County, Ala

LESLIE H. SHEPHERD JR.

COMPLAINANT

VS

MARY LOU SHEPHERD

RESPONDENT

\*\*\*\*\*

ANSWER AND WAIVER

\*\*\*\*\*

FILED

MAY 10 1956

ALICE J. DUCK, Clerk

From the law offices of  
C. LeNoir Thompson  
Attorney-At-Law  
Bay Minette, Alabama

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Mary Lou Shepherd to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity by Leslie H. Shepherd, as Complainant and against Mary Lou Shepherd, as Respondent.

Witness my hand this the 13 day of April, 1956.

Alice J. Duck  
Register.

LESLIE H. SHEPHERD Jr.

COMPLAINANT

VS

MARY LOU SHEPHERD

RESPONDENT

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

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

Your Complainant, Leslie H. Shepherd, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 years of age, the Respondent is over the age of 20 years and both are residents of Baldwin County, Alabama and have been more than two years next preceeding.

2.

That your Complainant and Respondent married at Lucedale, Mississippi on November 15, 1949 and lived together as husband and wife until they were divorced on August 2, 1954 by this Honorable Court; that 59 days later on to-wit September 29th they went back together and established a common law marriage in Fairhope, Alabama by living as husband and wife until they separated on December 26, 1955 in Baldwin County, Alabama.

3.

That on to-wit April 11, 1956 the said Respondent herein committed adultery with a man whose name is unknown to your Complainant.

4.

There was born as fruits of this marriage between the parties to this cause, one child, Mary Devota Shepherd, age about 6 years; that said

child is in the care, custody and control of your Complainant; that your Complainant, the father of said child is a fit, suitable and proper person to have the care, custody and control of said child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Mary Lou Shepherd, party Respondent to this bill of complaint requiring her 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 grant to him an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent.

That the care, custody and control of the child, Mary Devota Shepherd, be awarded to the Complainant, and that upon a final hearing of this cause, that your Complainant be awarded such other further, different or general relief as he may be in equity and good conscience entitled to receive.

Leslie K. Shepherd  
Complainant.

3768

X

3768

Received 13 day of \_\_\_\_\_ 19\_\_\_\_

and on 13 day of April 1956

I served a copy of the within \_\_\_\_\_

on \_\_\_\_\_

Mary Lou Shepherd

By service on \_\_\_\_\_

Leslie Sheppard

VS

Mary Lou Sheppard

TAYLOR WILKINS, Sheriff

By W. H. Tolbert D. 93

0 miles

S

FILED

APR 13 1956

ALICE J. DUCK, Register