

3825

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

WILLIE MAE WESLEY, Complainant

vs.

LAWRENCE E. WESLEY, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro-Confesso 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 WILLIE MAE WESLEY is forever divorced from the

said LAWRENCE E. WESLEY for and on account of CRUELTY--- It is further ordered, adjudged and decreed that the respondent be and is hereby awarded the care, custody, and control of Patricia Ann Wesley from September 10 to May 1 each year with the exception of week-ends when the complainant shall be in custody of said child; the complainant is hereby awarded custody of Patricia Ann Wesley from May 1 until September 10 each year. The custody of Donnie Edward Wesley shall be shared by both the complainant and respondent on a six month basis each per year until he attains school age at which time custody is awarded as applies to Patricia Ann Wesley. It is further ordered, decreed and adjudged by the court that the respondent pay to the complainant the amount of ten dollars each week for the support of said children during the time that the complainant has custody of said children.

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 LAWRENCE E. WESLEY the Respondent pay the cost herein to be taxed, for which executed may issue.

This 12th day of July, 1956

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.

No. 3825 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: GERTRUDE M. BANKESTER

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 WILLIE MAE WESLEY

a witnesses in behalf of WILLIE MAE WESLEY in a cause pending in our Circuit Court in Baldwin County, of said State, wherein WILLIE MAE WESLEY is

Complainant
and LAWRENCE E. WESLEY IS

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

Witness 11 day of July, 1956

Marie J. ...
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 3825

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

COMMISSION TO TAKE DEPOSITION

COMMISSIONER: _____

WITNESSES: _____

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Complainant

Defendant

Witness

Commissioner

Witness

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

WILLIE MAE WESLEY

Complainant

VS.

LAWRENCE E. WESLEY

Respondent

I, GERTRUDE M. BANKESTER

as Register and Commissioner

have called and caused to come before me WILLIE MAE WESLEY

witness named in the Requirement for Oral Examination, on the 11 day of July 1956, at the office of James A. Hendrix in Robertsdale, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Willie Mae Wesley doth depose and say as follows:

My name is Willie Mae Wesley, I am over twenty-one years old and live in Fairhope, Alabama. Lawrence E. Wesley is over twenty-one years old and lives in Fairhope, Alabama, both of us have lived there for more than the past two years. Lawrence and I were married April 7, 1948 at Monroeville, Alabama. On April 22, 1956, Lawrence hit me and threatened to do me bodily harm and from his conduct and attitude toward me I was afraid that he would cause me permantly body injury. This happened at our home and there are no other witnesses to same. We had two children, a girl, Patricia Ann, now about seven years old, and a boy, Donnie Edward, now about three years old. I believe that we are both suitable people to be awarded custody of the children for a certain portion of each year; and I believe that it would be to the best interest of all concerned to split the custody of the children.

Willie Mae Wesley

ORAL EXAMINATION.

I, GERTRUDE M. BANKESTER, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to her and she signed the same in the presence of myself GERTRUDE M. BANKESTER and JAMES A. HENDRIX at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; 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 11 day of July, 1956

Gertrude M. Bankester (L. S.)

NO. 3695 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent.

Oral Deposition

Filed _____, 195_____

FILED
Register.

Recorded in 1956

~~FILED~~
Record

Vol. _____ Page _____, Register

WILLIE MAE WESLEY

vs.

LAWRENCE E. WESLEY

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 and testimony of Willie Mae Wesley as set out
in the oral deposition.

and in behalf of Defendant upon

James A. Hendrix

Alvina J. ...
Register.

RECORDED

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 JUL 11 1956 194.....

ALICE J. DICK, Clerk

Register.

WILLIE MAE WESLEY
Complainant
vs.
LAWRENCE E. WESLEY
Respondent.

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

ANSWER AND WAIVER

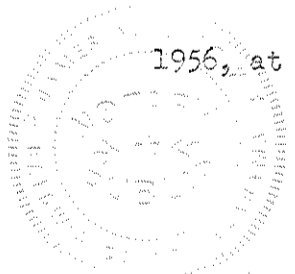
Comes now the Respondent, Lawrence E. Wesley, and for answer to the Bill of Complaint heretofore filed against him in said cause as follows:

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

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

Lawrence E. Wesley
LAWRENCE E. WESLEY

Sworn to and subscribed before me this the 11th day of July, 1956, at Robertsdale, Alabama.



James G. Hendrix
Notary Public, Baldwin County, Alabama

STATE OF ALABAMA, BALDWIN COUNTY

WILLIE MAE WESLEY,)	IN THE CIRCUIT COURT OF
Complainant)	BALDWIN COUNTY, ALABAMA,
vs.)	IN EQUITY.
LAWRENCE E. WESLEY,)	
Respondent)	

To the Honorable Judge of the Circuit Court of Baldwin County,
Sitting in Equity:

Comes now the Complainant, WILLIE MAE WESLEY, humbly complaining of the Respondent, LAWRENCE E. WESLEY, in a matter of divorce, and represents and shows unto Your Honor as follows:

FIRST: That Complainant, WILLIE MAE WESLEY, is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State for more than two years next preceding the filing of this Bill of Complaint; that Respondent is over the age of twenty-one years and is now living in Fairhope, Baldwin County, Alabama.

SECOND: That your complainant and respondent were married on or about, to-wit: April 7, 1948, at Monroeville, Alabama.

THIRD: Your complainant avers and charges that the said respondent did on or about the 22nd day of April, 1956, commit an assault upon your complainant by hitting, beating and striking said complainant; that said respondent has committed actual violence on your complainant attended with danger to her life and health; that since assault she has not lived with said respondent and as a result of said assault.

FOURTH: Your complainant further avers and shows unto your Honor that there was born to the union of said complainant and respondent two children, a girl, namely PATRICIA ANN WESLEY, now about 7 years old, a boy, namely DONNIE EDWARD WESLEY, now about 3 years old; that said children are now in the care, custody, and control of the respondent, their father:

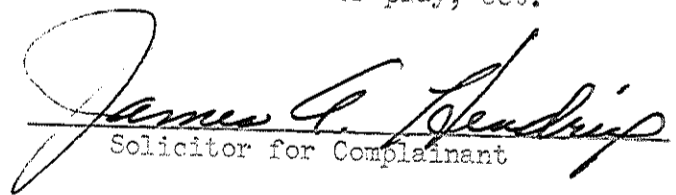
PRAYER FOR PROCESS

Wherefore the premises considered, complainant prays that the said LAWRENCE E. WESLEY, be made party Respondent to this cause, and by proper process required to answer this bill within the time prescribed by law.

PRAYER FOR FINAL RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree forever dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent, and will grant to the Complainant a full and absolute divorce from the Respondent, and that in and by virtue of the said decree the Complainant will be granted the right to again contract marriage. The complainant prays that in and by virtue of the said decree the custody of the minor children born to the union of the said parties, be split between Complainant and Respondent, subject to the further orders of this Honorable Court. The Complainant prays that Your Honor will award her an amount of money with which to support and maintain the minor children born to the union of the said parties, during the time she has custody of said children, to be paid by the Respondent to the Complainant.

Complainant prays all other further and general relief to which she may be entitled, the premises considered and she will ever pray, ect.


Solicitor for Complainant