

(3848)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

----- R. L. BROWN -----, Complainant
vs.

----- ARLENE BROWN -----, 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 R. L. Brown is forever divorced from the said Arlene Brown for and on account of

ABANDONMENT. The agreement entered into by and between the parties dated August 8, 1956, is confirmed and it is hereby ORDERED, ADJUDGED AND DECREED that all property, real or personal, standing in the name of the respective parties, shall be and remain the respective properties of the named parties, without any claim of either against the property of the other.

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 R. L. Brown the Complainant pay the cost herein to be taxed, for which executed may issue.

This 13th day of August, 1956

Hubert W. 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. 3848 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

R. L. BROWN

Complainant

vs.

ARLENE BROWN

Respondent

DIVORCE DECREE

*Filed:
8/13/56
Alice J. Duck, Reg.
D.*

 R. L. Brown
 vs.
 Arlene Brown

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, _____
 and testimony of R. L. Brown

and in behalf of Defendant upon Answer and Waiver

By
James W. Bentley
Attorney for Plaintiff

W. J. Smith

 Register.

RECORDED
3846

No. _____

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

R. L. BROWN

vs.

ARLENE BROWN

NOTE OF TESTIMONY

Filed in **FILED** Open Court this _____

day of **AUG 13**, 19**56**, 194 _____

ALICE J. DUCK, Register

Register.

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

R. L. BROWN

Complainant

VS.

ARLENE BROWN

Respondent

I, Melba D. Cobb

as ~~Register and~~ Commissioner

have called and caused to come before me R. L. Brown

witness named in the Requirement for Oral Examination, on the 11th day of August 1956, at the office of Ernest M. Bailey, Attorney at Law, in Fairhope, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said R. L. Brown doth depose and say as follows:

STATEMENT OF R. L. BROWN:

My name is Rhodie L. Brown. I am a resident of Baldwin County, Alabama, residing in Montrose. The Respondent, Arlene Brown, and I were married in Biloxi, Mississippi on December 16, 1954. The Respondent and I have been husband and wife since that date even though there have been periods of separation. For more than one year next preceding the filing of these proceedings for a divorce there has been an abandonment of my bed on the part of the Respondent. The Respondent and I have not had marital relations of husband and wife for a period in excess of one year.


Complainant

ORAL EXAMINATION

I, Melda D. Cobb, 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 him and he signed the same in the presence of myself and of Ernest M. Bailey, Attorney at Law

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 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 11th day of August, 1956

Melda D Cobb (L.S.)

No. 19648 Page

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

R. L. BROWN

vs. Complainant

ARLENE BROWN

Respondent

Oral Deposition

Filed 11, 1956

FILED
AUG 13 1956, Register

Recorded in

Record

Vol. _____ Page _____

Register

7008

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: MELDA D. COBB

Fairhope, Alabama

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 R. L. Brown

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein R. L. Brown

_____, Complainant
and Arlene Brown

_____, Respondent

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

Witness 10th day of August, 1956

Alvin J. Duck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 3848

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

R. L. BROWN

Complainant

VS.

ARLENE BROWN

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Melda D. Cobb

WITNESSES:

R. L. Brown

[Faint, mostly illegible text from the reverse side of the document is visible through the paper. Some words like "deposition" and "witness" are faintly discernible.]

STATE OF ALABAMA) IN THE CIRCUIT COURT OF
BALDWIN COUNTY) BALDWIN COUNTY, ALABAMA
) IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Arlene Brown 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 R. L. Brown, as Complainant, against Arlene Brown, as Respondent.

Witness my hand this the 10th day of August, 1956.

REGISTER

R. L. BROWN,) IN THE CIRCUIT COURT OF
 Complainant) BALDWIN COUNTY, ALABAMA
vs.) IN EQUITY
ARLENE BROWN,) Respondent

Comes your Complainant, R. L. BROWN, and files this his Bill of Complaint for divorce against ARLENE BROWN, and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are over the age of twenty-one years and are bona fide residents of Baldwin County, Alabama, residing in Fairhope, Alabama.

SECOND:

That your Complainant and the Respondent were married on, to-wit, December 16, 1954 in Biloxi, Mississippi and lived together as man and wife until on account of the matters hereinafter complained of, your Complainant has lived separate and apart from the Respondent.

THIRD:

Complainant avers that the said Respondent voluntarily abandoned the bed of your Complainant for more than one year next preceding the filing of this Bill of Complaint, since which time the Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife; that the Complainant and Respondent have not had marital relations as husband and wife for more than one year next preceding the filing of this Bill of Complaint.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Arlene Brown be made a party Defendant to this cause by the usual writ or process, requiring her to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause Your Honor will grant unto the Complainant an absolute divorce from said Respondent and will decree that the parties be allowed to remarry if they see fit. Should your Complainant be mistaken in the relief prayed for, that Your Honor will grant to him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.

R. L. Brown
COMPLAINANT

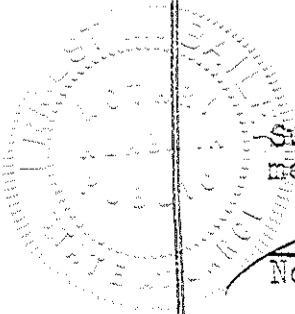
STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared R. L. BROWN, who after being by me first duly and legally sworn, says;

That the allegations contained in the foregoing Bill of Complaint are true.

Sworn to and subscribed before me, this 13th day of August, 1956.

James M. Bailey
Notary Public, State of Alabama
at Large



R. L. BROWN,	¶	IN THE CIRCUIT COURT OF
Complainant	¶	BALDWIN COUNTY, ALABAMA
vs.	¶	IN EQUITY
ARLENE BROWN,	¶	
Respondent	¶	

Comes the Respondent in the above styled cause and for answer to the Bill of Complaint in said cause and each and every paragraph thereof separately and severally says:

1. That she admits the allegations contained in Paragraph I of the Bill of Complaint.
2. That she admits the allegations contained in Paragraph II of the Bill of Complaint.
3. That she denies each and every ^{other} allegation of the Bill of Complaint and demands strict proof thereof.

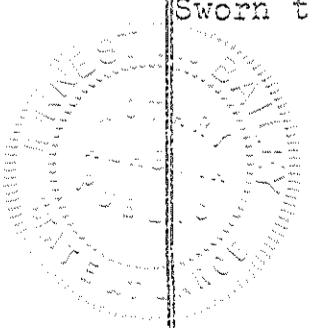
The Respondent hereby accepts service of a copy of the Summons and Bill of Complaint in said cause and waives notice of the taking of testimony in said cause and waives notice of submission thereof and agrees that the testimony may be taken and the cause submitted without further notice to her.

Arlene Brown
Respondent

WITNESS:

Sworn to and subscribed before me this 11th day of August, 1956.

Samuel M. Bailey
Notary Public
State of Alabama at Large




AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, That this Agreement is entered into in writing between Arlene Brown, hereinafter to be known as the first party, and R. L. Brown, who is sometimes known as Rhodie Lee Brown, hereinafter to be known as the second party, and it is agreed as follows, to-wit:

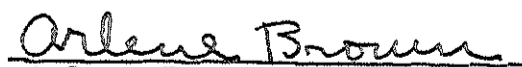
1. That the parties hereto are husband and wife, but that marital difficulties have arisen which they are not able to reconcile and it is anticipated that the second party will institute an action for divorce against the first party and will prosecute the same to a final decree of divorce.

2. That for and in consideration of the sum of \$500.00 in hand paid by the second party to the first party, the receipt whereof is hereby acknowledged, together with other considerations which have passed from the second party to the first party, each party does hereby release the other from all claim of every kind and nature against the other party or against the property or possessions of the other party, and property, either real or personal, money, personal effects and other property belonging to or standing in the name of the respective parties shall be and remain their respective properties without any claim of either one against the property or monies or possessions of the other. That the first party is hereby released by the second party from all and any claims which she has or may have against him for all things, including solicitor fees, attorney fees, Court costs and suit money by reason of the anticipated divorce action by the second party against the first party.

WITNESS the hands and seals of each party hereto, on this the 8th day of August, 1956.



R. L. BROWN (SEAL)



Arlene Brown (SEAL)

WITNESSES:

