

(4548)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Ruby Doris Dowdle, Complainant

vs.

Claudius Martin Dowdle, 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 Ruby Doris Dowdle is forever divorced from the said Claudius Martin Dowdle for and on account of

Cruelty. IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the court, that the Complainant be and she is hereby awarded the care, custody and control of the two minor children, Claudius Martin Dowdle, Jr., and Cynthia Anne Dowdle, subject to the right of the Respondent to visit them at reasonable times and have them visit him at reasonable times.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that the Respondent pay to the Complainant the sum of SIXTY (\$60.00) DOLLARS per month for the maintenance and support of the two minor children.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that all other provisions made in the separation agreement shall be incorporated in this decree as though herein fully set out.

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 Claudius Martin Dowdle the Respondent pay the cost herein to be taxed, for which executed may issue.

This 13 day of April 1959 2 John M. Stone 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.

m

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Ruby Doris Dowdle

Complainant

vs.

Claudius Martin Dowld

Respondent

DIVORCE DECREE

Ruby Doris Dowdle

vs.

Claudius Martin Dowdle

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 of Respondent and testimony of Ruby Doris Dowdle and Melba R. Freeman

and in behalf of Defendant upon

*Walter & Brambley
by Gay J. Walter Jr.*

Alice J. Duck
Register.

M

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Ruby Doris Dowdle

vs.

Claudius Martin Dowdle

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

FILED

APR 13 1959 Register.

Printed by the Baldwin Times

ALICE I. DUCK, CLERK REGISTER

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Evelyn Watts

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 Ruby Doris Dowdle and Melba R. Freeman

a witness in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Ruby Doris Dowdle

, Complainant

and Claudius Martin Dowdle

Respondent

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

Witness 12 day of April

, 1959

Alice J. Smith
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Ruby Doris Dowdle

Complainant

VS.

Claudius Martin Dowdle

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Evelyn Watts

WITNESSES:

Ruby Doris Dowdle
Melba R. Freeman

FILED

ALICE L. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Ruby Doris Dowdle COMPLAINANT

vs.

Claudius Martin Dowdle RESPONDENT

I, Evelyn Watts

as ~~Register and~~ Commissioner

have called and caused to come before me Ruby Doris Dowdle and Melba R. Freeman

witness es named in the requirement for Oral Examination, on the 6 day of April 19 59, at the office of Wilters & Brantley

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 Ruby Doris Dowdle and

Melba R. Freeman doth depose and say as follows:

My name is Ruby Doris Dowdle and the Respondent is Claudius Martin Dowdle. We are both over the age of 21 years and residents of Baldwin County, Alabama. We were married in Lucedale, Mississippi, on June 29, 1950. On the night of February 18th of this year and on various occasions prior to this time, The Respondent had a violent argument with me and cursed, threatened and abused me in a most severe manner and threatened to do harm to me which would endanger my life and health; that the conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with the Respondent he would do actual violence to my person, which would necessarily endanger my life and health.

As a result of our marriage we have two children, Claudius Martin Dowdle, Jr., age 3½ years and Cynthia Anne Dowdle, age 2 years. The Respondent and I have entered into a separate agreement and it is attached to the Bill of Complaint and made a part of it, and I feel that under the circumstances that it is a reasonable agreement.

I feel that I am a fit and proper person to have the care, control and custody of our two children.

Ruby Doris Dowdle

My name is Melba Freeman. I know Ruby Doris Dowdle and Claudius Dowdle and have known them all their married life. I know that they haven't gotten along well at all during their married life and I think it is to their best interest that they be separated. Ruby Doris Dowdle is a fit and proper person to have their care, custody and control of their children, and it is my opinion that it would be to their best interest that she be given their care, custody and control.

Melba R. Freeman

I, Evelyn Watts 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 Harry J. Wilters Jr.

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 6th day of April, 19 59

Evelyn Watts (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Ruby Doris Dowdle

COMPLAINANT

vs.

Claudius Martin Dowdle

RESPONDENT

ORAL DEPOSITION

Filed **FILED** _____ 19 _____

APR 13 1959

Register: **ALICE L. BUCK** CLERK

Record: **RECORDED**

Vol. _____ Page _____

Register: _____

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon CLAUDIUS MARTIN DOWDLE 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 RUBY DORIS DOWDLE as Complainant, and against Claudius Martin Dowdle, as Respondent.

WITNESS my hand this the 12 day of April, 1959.

Alice J. Luck
Register

RUBY DORIS DOWDLE	∅	IN THE CIRCUIT COURT OF
COMPLAINANT	∅	BALDWIN COUNTY, ALABAMA,
VS	∅	IN EQUITY
CLAUDIUS MARTIN DOWDLE	∅	
RESPONDENT	∅	

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

Your Complainant, Ruby Doris Dowdle, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both over the age of twenty-one years and are bona fide resident citizens of Baldwin County, Alabama.

2.

That your Complainant and the Respondent were married at Lucedale, Mississippi, on June 29, 1950, and lived together as husband and wife until on to-wit: February 18, 1959.

3.

That on, to-wit, February 18, 1959, and on various occasions prior thereto, the Respondent had violent arguments with your Complainant and cursed, threatened and abused your Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health; that the conduct of the Respondent was such as to give your Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with the Respondent he would do actual harm to her person, which would necessarily endanger her life and health.

4.

That there was born to the marriage between your Complainant and the Respondent two children, Claudius Martin Dowdle Jr., age $3\frac{1}{2}$ years, and Cynthia Ann Dowdle, age 2 years, who are now and have been all of their lives with their mother, the Complainant; that your Complainant is a suitable fit and proper person to have their care, custody and control.

5.

That the Complainant and the Respondent have entered into a separation agreement and a copy is attached hereto and marked Exhibit "A" and made a part of this complaint as if herein fully set out.

WHEREFORE, the premises considered, the Complainant prays that Your Honor will by proper process make the said Claudius Martin Dowdle 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 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 their minor children, Claudius Martin Dowdle, Jr., and Cynthia Anne Dowdle; your Complainant further prays that the attached separation agreement be made a part of the decree; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

FILED

APR 13 - 59

ALICE J. DUNN, CLERK
RECEIVED A. DUNN, REGISTER

Wilters & Brantley

BY: 

Solicitors for the Complainant

4548

RUBY DORIS DOWDLE

COMPLAINANT

VS

CIAUDIUS MARTIN DOWDLE

RESPONDENT

BILL OF COMPLAINT

FILED

APR 13 1959

ALICE J. DUCK, CLERK
REGISTER

RUBY DORIS DOWDLE

COMPLAINANT

VS

CLAUDIUS MARTIN DOWDLE

RESPONDENT

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

Now comes the Respondent, in his own proper person, and admits the allegations contained in the Bill of Complaint filed in the above styled cause as to ages, residences, marriage and children, but denies all other allegations contained therein, 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.

C M Dowdle

Claudius Martin Dowdle

STATE OF ALABAMA
BALDWIN COUNTY

I, *Lang J. Witter, Jr.*, a Notary Public, in and for said County, in said State, hereby certify that Claudius Martin Dowdle, 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 said instrument, he executed the same voluntarily on the day the same bears date. Given under my hand and seal on this the 6 day of April, 1959.

FILED

APR 13 1959

**ALICE J. DUCK, CLERK
REGISTER**

Lang J. Witter, Jr.

Notary Public, Baldwin County, Alabama

RUBY DORIS DOWDLE

COMPLAINANT

VS

CLAUDIUS MARTIN DOWDLE

RESPONDENT

ANSWER AND WAIVER

FILED

APR 13 1959

ALICE J. DUCK, CLERK
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

This agreement made and entered into on this the 6th day of April, 1959, by and between Ruby Doris Dowdle, hereinafter referred to as the Party of the First Part and Claudius Martin Dowdle, hereinafter referred to as the Party of the Second Part, WITNESSETH:

WHEREAS the parties hereto have been husband and wife for a period of nine years and as a result of such union have two children, Claudius Martin Dowdle, age $3\frac{1}{2}$ years, and Cynthia Anne Dowdle, age 2 years; and

WHEREAS said parties have definitely concluded that under conditions now existing it is impractical for them to live together as man and wife.

NOW, THEREFORE, in consideration thereof, and of the mutual agreements hereinafter made, they have mutually agreed to a complete separation under the express terms and conditions.

1. The said parties would entirely and completely separate as man and wife, live separate and apart, and neither party hereafter shall in any way harrass, threaten, intimidate or otherwise act in any way so as to embarrass or humiliate the other party.

2. That the Party of the First Part shall have the custody, control and care of the said minor children, and that the party of the second part shall have the right to visit them and have the said children to visit him at reasonable times and for reasonable periods; that in the year 1960 the party of second part shall have the right to have the children visit him for reasonable periods of time expecially during his vacation, if it does not interfere with their school.

3. The Party of the Second Part shall pay to the Party of the First Part the sum of SIXTY (\$60.00) DOLLARS for the maintenance and support of the two minor children.

4. The Party of the Second Part agrees to convey to the Party of the First Part the house and land which they now own, and further agrees to pay all monthly house payments and the utilities until the house is sold or rented.

5. The Party of the Second Part agrees to pay all premiums on the burial policy with Gulf Life Insurance Company, and the hospital insurance with Alabama Life & Casualty Insurance Company.

This agreement has been made and executed by the parties hereto on the day and date hereinfirst above set forth, in good faith, with full understanding of all its provisions and with the mutual promise on the part of each to comply therewith faithfully and completely.

Ruby Doris Dowdle

Claudia Martin Dowdle

WITNESSES

Gary J. Walter, Jr.
Everett Watts

FILED

APR 13 1958

ALICE J. DUCK, CLERK
REGISTER

4548

RUBY DORIS DOWDLE
COMPLAINANT
VS
CLAUDIUS MARTIN DOWDLE
RESPONDENT

SEPARATION AGREEMENT

FILED

APR 13 1959

ALICE J. DUCK, CLERK
REGISTER