

5951

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JANET S. KREINER, Complainant

vs.

EUGENE W. KREINER, 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

JANET S. KREINER is forever divorced from the said EUGENE W. KREINER for and on account of

ABANDONMENT

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 JANET S. KREINER the COMPLAINANT pay the cost herein to be taxed, for which executed may issue.

This 21st day of JANUARY, 19 57

Hubert M. Trace 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 January, 19 57

Register of Circuit Court, In Equity.

No. .... Page .....

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

JANET S. KREINER

Complainant

vs.

EUGENE W. KREINER

Respondent

**DIVORCE DECREE**

FILED

JAN 21 1957

ALICE J. DUCK, Register

JANET S. KREINER

vs.

EUGENE W. KREINER

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, \_\_\_\_\_  
and Oral Deposition \_\_\_\_\_

and in behalf of Defendant upon Answer and Waiver \_\_\_\_\_

*Co  
Counsel in Building  
For Complainant*

*W. J. Black*

Register.

No. ....

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

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

JANET S. KREINER

vs.

EUGENE W. KREINER

**NOTE OF TESTIMONY**

Filed in Open Court this .....

day of **FILED** January 21, 1957

JAN 21 1957

Register.

**ALICE L. DUCK** *Ally*

Printed by the Baldwin Register

STATE OF ALABAMA )  
BALDWIN COUNTY )

AFFIDAVIT

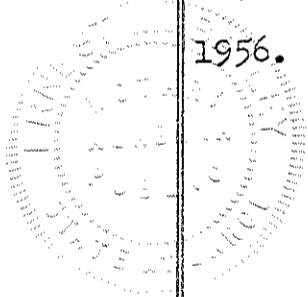
Before me, Ernest M. Bailey, Notary Public in and for the State of Alabama at Large, personally appeared Janet Kreiner, who is known to me and, who, being by me first duly sworn, deposes and says:

That she is the Complainant in that certain action pending in the Circuit Court of Baldwin County, Alabama, wherein Janet Kreiner is the Complainant and Eugene Kreiner is the Respondent; that the last known residency of the said Respondent, Eugene Kreiner, was to the best of her knowledge and belief, in care of Mrs. Gertrude Kreiner, 113 West Vorhees Street, Reading, Ohio; that the residency of the Respondent is otherwise unknown to her and cannot be ascertained by reasonable effort; that the Respondent, Eugene Kreiner, is over the age of twenty-one years.

Janet Kreiner  
Janet Kreiner

Sworn to and subscribed before me on this the 26<sup>th</sup> day of December, 1956.

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



NOTARY PUBLIC  
STATE OF ALABAMA  
AT LARGE  
ERNEST M. BAILEY  
BALDWIN COUNTY, ALABAMA

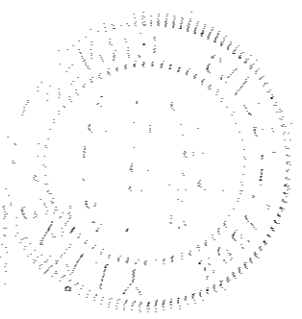
Alabama, do hereby  
affirm and swear

I, the undersigned, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of the Court of Baldwin County, Alabama.

Witness my hand and seal of office this 11th day of January, 1957, at the City of Montgomery, Alabama.

ALICE A. BUSCA, Clerk

Subscribed and sworn to before me this 11th day of January, 1957, at the City of Montgomery, Alabama.



3957

AFFIDAVIT OF NON-RESIDENCY

JANET S. KREINER,  
Complainant  
vs.  
EUGENE W. KREINER,  
Respondent

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

FILED  
JAN 11 1957  
ALICE A. BUSCA, Clerk

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: MELDA D. COBB

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 JANET S. KREINER

a witnesses in behalf of JANET S. KREINER in a cause pending in our Circuit Court in Baldwin County, of said State, wherein JANET S. KREINER

\_\_\_\_\_ , Complainant  
and EUGENE W. KREINER

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

Witness 19<sup>th</sup> day of JANUARY, 1957

Wing Duck  
Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

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

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

JANET S. KREINER

Complainant

VS.

EUGENE W. KREINER

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:  
MELDA D. COBB

WITNESSES:  
JANET S. KREINER

*[Faint, illegible text, likely bleed-through from the reverse side of the page]*



ERNEST M. BAILEY

ATTORNEY AT LAW

221 FAIRHOPE AVE.

TELEPHONE WAVERLY 8-9759

FAIRHOPE, ALABAMA

January  
9th  
1957

Clerk, Circuit Court of  
Baldwin County  
Bay Minette, Alabama

In Re: Kreiner vs. Kreiner

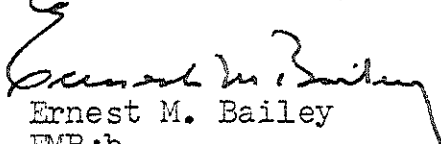
Dear Mrs. Duck:

Enclosed herewith find Bill of Complaint in the above proceedings, together with Affidavit of last known residency.

I would appreciate your having service made on the Defendant by registered mail at the address as shown: Mr. Eugene W. Kreiner, 113 West Vorhees Street, Reading, Ohio.

Thanking you in advance, I am

Very truly yours,



Ernest M. Bailey

EMB:b

Enclosures

JANET S. KREINER,  
Complainant

vs.

EUGENE W. KREINER,  
Respondent

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

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

1. Respondent admits the allegations of the first paragraph of the Bill of Complaint.
2. Respondent admits the allegations of the second paragraph of the Bill of Complaint as to the date of marriage and date of separation but denies all other allegations of this paragraph and demands strict proof of the same.
3. Respondent admits the allegations of the third paragraph of the Bill of Complaint.

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

Eugene W. Kreiner  
EUGENE W. KREINER

WITNESS:

Donald H. Rolf

Sworn to and subscribed before me this 18<sup>th</sup> day of January, 1957.

Donald H. Rolf  
NOTARY PUBLIC STATE of Ohio  
DONALD H. ROLF



TO BALDWIN COUNTY ALA  
BALDWIN COUNTY ALABAMA  
JUDGE

JANET S. KREINER  
COMPLAINANT

1. I, JANET S. KREINER, do hereby certify that the foregoing and enclosed  
2. are true and correct copies of the original and all exhibits and  
3. to the best of my knowledge and belief, and I declare under penalty of perjury  
4. that the foregoing is true and correct.  
5. I declare under penalty of perjury that the foregoing is true and correct.  
6. I declare under penalty of perjury that the foregoing is true and correct.  
7. I declare under penalty of perjury that the foregoing is true and correct.  
8. I declare under penalty of perjury that the foregoing is true and correct.  
9. I declare under penalty of perjury that the foregoing is true and correct.  
10. I declare under penalty of perjury that the foregoing is true and correct.

JANET S. KREINER,  
COMPLAINANT  
VS.  
EUGENE W. KREINER,  
RESPONDENT  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

ANSWER AND WAIVER

FILED  
JAN 21 1957  
ALICE J. DUCK, CLERK



*Handwritten notes:*  
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100-100-100  
100-100-100



SECOND:

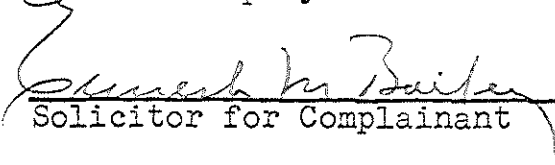
That your Complainant and the Respondent were married on the 26th day of April, 1952 at Cincinnati, Ohio, and lived together as man and wife until on, to-wit, September, 1954, when, on account of matters hereinafter complained of, the Complainant lived separate and apart from the Respondent. Complainant further avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of the Bill of Complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife; your Complainant further avers that the Respondent has failed and refused to support your Complainant for more than one year next preceding the filing of this Bill of Complaint.

THIRD:

That there were no children born of this marriage between your Complainant and the Respondent.

PRAYER FOR PROCESS AND RELIEF:

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

  
Solicitor for Complainant

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JANET S. KREINER,  
COMPLAINANT  
VS.

EUGENE W. KREINER,  
RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

BILL OF COMPLAINT AND SUMMONS

FILED  
JAN 11 1957  
ALICE A. BUCK, CLERK

... that she has been ...

... of the ...

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

JANET S. KREINER COMPLAINANT

vs.

EUGENE W. KREINER RESPONDENT

I, Melda D. Cobb

~~Registered~~ Commissioner

have called and caused to come before me Janet S. Kreiner

witness \_\_\_\_\_ named in the requirement for Oral Examination, on the 21st day of January  
19 57, 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 Janet S. Kreiner

doth depose and say as follows:

STATEMENT OF JANET S. KREINER:

My name is Janet S. Kreiner and the Respondent's name in this cause is Eugene W. Kreiner. I am a bona fide resident of the State of Alabama and have been for more than one year next preceding the filing of this cause.

On September, 1954 the Respondent voluntarily abandoned my bed and board and we have not lived together as man and wife since that date nor have we acknowledged each other as man and wife in any way.

Janet S. Kreiner *Janet S. Kreiner*

I, Melda D. Cobb 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 and read over to her and she signed the same in the presence of myself and Ernest M. Bailey at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof 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 21st day of January, 1957

Melda D. Cobb (L. S.)

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

**THE STATE OF ALABAMA,**  
BALDWIN COUNTY

**IN CIRCUIT COURT, IN EQUITY**

JANE S. KREINER  
COMPLAINANT

vs.  
EUGENE W. KREINER  
RESPONDENT

**ORAL DEPOSITION**

Filed \_\_\_\_\_ 19\_\_

**FILED**

JAN 21 1957  
RECORDED  
AUG 1 1957

Record \_\_\_\_\_

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

Register \_\_\_\_\_