

4399

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

VERNON E. ARD, Complainant

vs.

GILDA RUTH ARD, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ and Respondent's Answer & 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 VERNON E. ARD is forever divorced from the said GILDA RUTH ARD for and on account of VOLUNTARY 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 VERNON E. ARD the COMPLAINANT pay the cost herein to be taxed, for which executed may issue.

This 11 day of OCTOBER 19 58

[Signature]

Judge Circuit Court, In Equity.

I, ALICE J. DUCK, 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 OCTOBER, 19 58

Register of Circuit Court, In Equity.

No. 4399 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

OCT 13 1958

ALICE J. DUCK, CLERK
REGISTER

VERNON E. ARD

vs.

GILDA RUTH ARD

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, _____

Respondent's answering waiver appointment of commissioner
 to take oral deposition; oral deposition of complainant's
 witnesses; agreement of parties mark "Exhibit A".

and in behalf of Defendant upon _____

Arthur Epperson
 Attorney for the Complainant

Deirdre J. ...
 Register.

No. 4399.....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

ALICE J. DUCK CLERK
REGISTER

Printed By The Baldwin Times

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

VERNON E. ARD

Complainant

VS.

GILDA RUTH ARD

Respondent

I, CAROL YVONNE WEBSTER

as Register and Commissioner

have called and caused to come before me VERNON E. ARD

witness named in the Requirement for Oral Examination, on the 10 day of October 1958, at the office of CAROL YVONNE WEBSTER in FOLEY, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said VERNON E. ARD doth depose and say as follows:

My name is Vernon E. Ard, I am over the age of 21 years, and I am a resident of Baldwin County, Alabama, and have been all my life. Gilda Ruth Ard is over the age of 21 years, and is a resident of Baldwin County, Alabama.

I was lawfully married to Gilda Ruth Ard on April 13, 1947, at Meridian, Mississippi. We do not have any children.

Gilda Ruth Ard voluntarily abandoned me over a year ago, before I filed this complaint for a divorce. We have not lived together or in any way recognized each other as husband and wife since she abandoned me.

I have entered into an agreement with Gilda Ruth Ard regarding alimony payments to her which agreement is marked "Exhibit A" and included herewith my testimony. By this agreement I have agreed to pay her \$75.00 a month alimony beginning November 1, 1958 and continuing until one of us gets married again. It is to stop completely when either one of us gets married again. I think that it is a reasonable agreement.

Vernon E. Ard

ORAL EXAMINATION.

I, CAROL YVONNE WEBSTER, 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 CAROL YVONNE WEBSTER

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 10th day of October, 1958

Carol Yvonne Webster (L. S.)

NO. 4349 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed **FILED**, 194

OCT 10, Register.

ALICE J. BOON,
REGISTER

Record

Vol. _____

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, Register.

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: ~~YVONNE~~ CAROL YVONNE WEBSTER

Foley, Alabama

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 Vernon E. Ard

a witnesses in behalf of Vernon E. Ard in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Vernon E. Ard

Complainant

and Gilda Ruth Ard

Respondent

on oath, to be by you administered, upon him 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 October, 1958

Marie J. Neuk
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 4399

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

VERNON E. ARD

Complainant

VS.

GILDA RUTH ARD

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

CAROL YVONNE WEBSTER

WITNESSES:

VERNON E. ARD

any testimony given by the witness in this deposition shall be admissible in evidence in any trial of the case in which the deposition is taken, and the testimony shall be given under oath and the witness shall be sworn to tell the truth, the whole truth, and nothing but the truth.

I, the undersigned, do hereby certify that the foregoing is a true and correct copy of the deposition of Gilda Ruth Ard as taken on this 10th day of August, 1980, at the residence of the said Gilda Ruth Ard, in Baldwin County, Alabama.

Signature of Commissioner
Carol Yvonne Webster
I, the undersigned, do hereby certify that the foregoing is a true and correct copy of the deposition of Gilda Ruth Ard as taken on this 10th day of August, 1980, at the residence of the said Gilda Ruth Ard, in Baldwin County, Alabama.

Signature of Complainant
Vernon E. Ard
Signature of Defendant
Gilda Ruth Ard

VERNON E. ARD)
COMPLAINANT)
VS.)
GILDA RUTH ARD)
RESPONDENT)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes the respondent in the above styled cause and accepts service of a bill of complaint hereto filed in this cause; waives notice of the filing of the interrogatories in this cause, and the right to cross same; waives notice of the taking of testimony in said cause and consents that the same may be taken and the cause submitted for final devree; and for answer to the Complainant's bill of complaint heretofore filed in this cause the respondent says:

1. She admits the allegations of paragraph one of the bill of complaint.
2. She admits the allegations of paragraph two of the bill of complaint.
3. She denies each and every material allegation contained in paragraph three of the said bill of complaint and requires strict proof of the same.

Gilda Ruth Ard
RESPONDENT

Uroune Webster
WITNESS

Ann Mills
WITNESS

4399

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

VERNON E. ARD
COMPLAINANT

VS.

GILDA RUTH ARD
RESPONDENT

ANSWER & WAIVER

FILED

OCT 10 1958

ALICE J. DUCK, CLERK
REGISTER

Arthur C. Epperson
Attorney at Law
Foley, Ala.

"Exhibit A"

STATE OF ALABAMA

BALDWIN COUNTY

THIS AGREEMENT made and entered into on this the 25th day of September 1958, by and between VERNON E. ARD hereinafter referred to as the party of the first part and Gilda Ruth Ard, hereinafter referred to as the party of the second part.

WITNESSETH:

Whereas, the parties hereto have been husband and wife since April 13, 1947, and

Whereas, the parties have been separated and living apart for over a year and have definitely decided and concluded that is impractical for them to live together as husband and wife, And

Whereas, the party of the first part is contemplating bringing an action for divorce and it is the desire of the parties hereto to settle the question of alimony or support for the party of the second part without litigation,

Now, therefore, in consideration thereof, and of the mutual agreement hereinafter made, they have agreed to the following;

1. That the party of the first part will pay to the party of the second part as alimony the sum of Seventy-five Dollars (\$75.00) per month, beginning November 1, 1958 and continuing each month thereafter until one or the other of the parties remarry.

2. It is mutually understood and agreed that upon the subsequent marriage of either the party of the first part or the subsequent marriage of the party of the second part that the alimony as above agreed upon will immediately terminate and the party of the second part will not be further entitled to alimony in any amount or sum.

3. That in the event the party of the first part insists on his express determination to file a suit for divorce against the party of the second part, it shall be thoroughly understood that the party of the second part denies and expects to continue to deny that the party of the first part is in any way entitled to a divorce, and in the event that the court upon hearing should decide that the party of the first part is entitled to a divorce, then it is agreed and understood that this agreement and all of its terms shall be submitted to the court for its approval and shall not be executed until and unless the Court does approve the same.

This agreement has been made and entered into in good faith on this the day first above set out, with full understanding of all of its provisions and with the mutual promise on the part on the part of each to comply therewith faithfully and completely.

Yvonne Webster
Witness

Vernon E. Ard
Party of the First Part

Ann Mills
Witness

Gilda Ruth Ard
Party of the Second Part

VERNON E. ARD)
COMPLAINANT)
VA)
GILDA RUTH ARD)
RESPONDENT)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

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

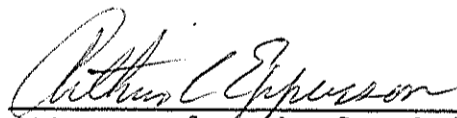
Your Complainant VERNON E. ARD, respectfully represents
and shows unto your Honor as follows:

1. That your complainant is over the age of twenty-one
years and is a resident of Baldwin County, Alabama, and has been
a bond fide resident of Baldwin County, Alabama for over one year
immediately preceding the filing of this bill of complaint; that
GILDA RUTH ARD is over the age of twenty-one years and is a bon-
fide resident of Baldwin County, Alabama.

2. That your Complainant and respondent were lawfully
married at Meridian, Mississippi on or about to-wit: April 13,
1947, and that of this marriage there are no children.

3. Your Complainant avers and alleges that the respondent
voluntarily abandoned the bed and board of 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 anyway recognized each other as husband and wife.

The premises considered, your complainant makes the said
GILDA RUTH ARD a party respondent to this bill of complaint, and
in order that the complainant may have the relief herein prayed
for, may it please your Honor to cause the State's writ of subpoena
to be issued to the said GILDA RUTH ARD, commanding her to answer,
plead or demur within the time required by law; and that on a
final hearing of this cause, that your Honor will enter a decree
divorcing your said Complainant from the said Respondent; and that
your Honor will grant such other, further or different relief as
unto your Honor may seem just and proper, and your Complainant
will ever pray.



Attorney for the Complainant

4399

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

VERNON E. ARD
COMPLAINANT

VS

GILDA RUTH ARD
RESPONDENT

BILL OF COMPLAINT

FILED

OCT 10 1958

ALICE J. DUCK, CLERK
REGISTER

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.