

(4429)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

RAY J. ALLEN, Complainant

vs.

SEENA BERNICE ALLEN, 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 Ray J. Allen is forever divorced from the said Seena Bernice Allen for and on account of Voluntary Abandonment

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT that the Respondent be and she is hereby awarded the care, custody and control of the minor children - - - subject to the right of the Complainant to visit them at reasonable times.

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 Seena Bernice Allen the Respondent pay the cost herein to be taxed, for which executed may issue.

This 27 day of January 1959 Robert 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. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Delta H. Gwaltney

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 Ray J. Allen and Otis Benjamin Taylor

a witness in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Ray J. Allen is

, Complainant

and Seena Bernice Allen is

Respondent

on oath, to be by you administered, upon Ray J. Allen and Otis Benjamin Taylor to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 8 day of Jan.

Alice J. Luck 1959
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Ray J. Allen

Complainant

VS.

Seena Bernice Allen

FILED

JAN 8 1950

Defendant

COMMISSIONER TO TAKE DEPOSITION
ALICE J. BOON, REGISTER

COMMISSIONER:

Delta H. Gwaltney

WITNESSES:

Ray J. Allen

Otis Benjamin Taylor

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Ray J. Allen COMPLAINANT

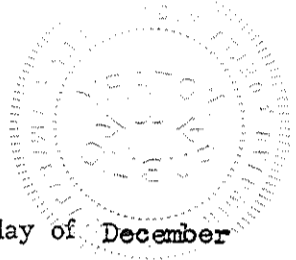
vs.

Seena Bernice Allen RESPONDENT

I, Delta H. Gwaltney

as ~~Register~~ and Commissioner

have called and caused to come before me Ray J. Allen and Otis Benjamin Taylor



witnesses named in the requirement for Oral Examination, on the 5th day of December 19 58, at the office of Mrs. Phyllis S. Nesbit

in Robertsdale, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Ray J. Allen and Otis Benjamin

Taylor doth depose and say as follows:

My name is Ray J. Allen, I am over twenty-one years of age and a bona fide resident citizen of Baldwin County, Alabama. The Respondent, Seena Bernice Allen is over the age of twenty-one years and is a resident of Oakland, California. I and Seena Bernice were married at Wickford, Rhode Island on July 25, 1952 and we lived together as husband and wife until October 10, 1957 at which time she left home and took the children. She has remained away voluntarily and continuously since that time. We have three children; Bradley Marc ^{son} who is seven years old, Leslee Beth a daughter who is five years old and Wendy Sue, a daughter who is three years old. The children have lived all of their lives with their mother and I consider her a suitable, fit and proper person to have their care custody and control. I give my consent for full adoption privileges to be granted to Seena Bernice upon her future marriage, should such occur.

Ray J. Allen

My name is Otis Benjamin Taylor and I live at 4426 Lillian Highway, Pensacola, Florida.

I am personally acquainted with the Complainant, Ray J. Allen who is a resident of Baldwin County, Alabama and who is over the age of twenty-one years. I am not personally acquainted with the Respondent who lives in Oakland, California. I know of my own knowledge that the Complainant has not lived with the respondent for over a year and I have heard repeatedly that the Respondent refuses and states that she will not come to Alabama to live with the Complainant.

Otis Benjamin Taylor.

ALABAMA TO BE KEPT IN THE
EVIDENCE ROOM OF THE
COURT

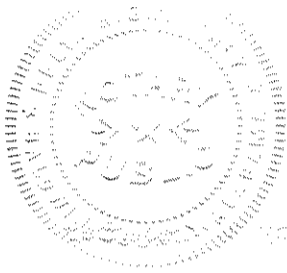
ORAL EXAMINATION

I, Delta H. Gwaltney as ~~Register~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witnesses _____ and read over to them and they _____ signed the same in the presence of myself and Mrs. Phyllis S. Nesbit _____ 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 5th day of December, 19 58.

Delta H. Gwaltney (L. S.)



No. _____

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Ray J. Allen

COMPLAINANT

vs.

Seena Bernice Allen

RESPONDENT

ORAL DEPOSITION

FILED

Filed

JAN 5 1959

19

ALICE J. DICK, CLERK, REGISTER
RECORDED IN

Register.

Record

Vol. _____

Page _____

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons SEENA BERNICE ALLEN, 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 RAY J. ALLEN, as Complainant and against Seena Bernice Allen, as Respondent.

Witness my hand this the 8 day of November, 1958.

Alice J. Luck
Register

RAY J. ALLEN
COMPLAINANT
VS
SEENA BERNICE ALLEN
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY
NO. 4429

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

Your Complainant, Ray J. Allen, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age and a bona fide resident citizen of Baldwin County, Alabama.

2.

That the Respondent, Senna Bernice Allen, is over the age of twenty-one years and is a resident of Oakland, California.

3.

That your Complainant and the Respondent married at Wickford, Rhode Island, on July 25, 1952, and lived together as husband and wife, until October 10, 1957.

4.

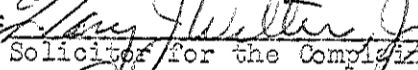
That on, to-wit, October 10, 1957, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

That there were born to the marriage between your Complainant and the Respondent, three children; Bradley Marc, now seven years of age, Leslee Beth, now five years of age and Wendy Sue, now three years of age, all of whom are now and have been all of their lives with their mother, the Respondent; that the Respondent is a suitable, fit and proper person to have their care, custody and control.

WHEREFORE, the premises considered, your Complainant prays that Your Honor will by proper process make the said Seena Bernice Allen, party Respondent to this bill of complaint requiring her 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 further 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 the Respondent be awarded the permanent care, custody and control of the minor children, Bradley Marc, Leslee Beth and Wendy Sue; Your Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

WILTERS AND BRANTLEY

BY: 
Solicitor for the Complainant

4429

RAY J. ALLEN

COMPLAINANT

VS

SENNA BERNICE ALLEN

RESPONDENT

BILL OF COMPLAINT

FILED

NOV 8 1958

ALICE J. DJEK, Register

RAY J. ALLEN

COMPLAINANT

VS

SEENA BERNICE ALLEN

RESPONDENT

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

ANSWER AND WAIVER

Now comes the Respondent, in her 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 therein contained 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.

Seena Bernice Allen

STATE OF CALIFORNIA
COUNTY OF Alameda

I, Margaret Dutton, a Notary Public, in and for said County, in said State, hereby certify that Seena Bernice Allen, 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, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 24th day of November, 1958.

Margaret Dutton
Notary Public

My commission expires December 17, 1960

Ray J. Allen
Complainant

vs

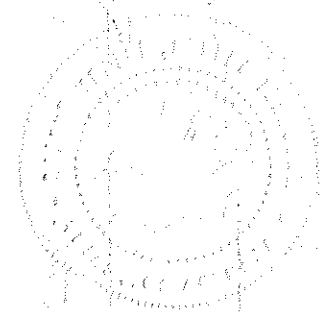
Seena Bernice Allen
Respondent

ANSWER AND WAIVER

FILED

JAN 8 1959

ALICE J. DUCK, CLERK
REGISTER



Ray J. Allen

vs.

Seena Bernice Allen

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 Complainant and witness.~~

and in behalf of Defendant upon _____

Alice J. Duck

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Ray J. Allen

VS.

Seena Bernice Allen

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

Register.

Printed by the Baldwin Times

STATE OF ALABAMA

BALDWIN COUNTY

AGREEMENT FOR FUTURE ADOPTION OF CHILDREN

This agreement, made this 5th day of December, 1958, by and between Ray J. Allen, the father, and Seena Bernice Allen, the mother, Witnesseth:

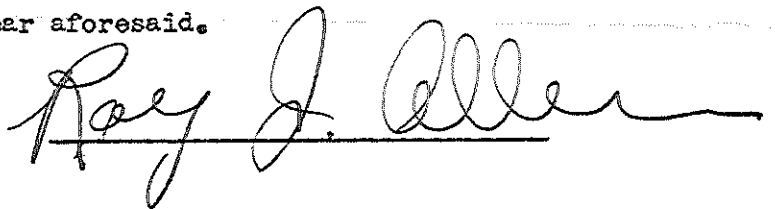
Whereas, said Ray J. Allen is the father of the following three children born during his marriage with Seena Bernice Allen: Bradley Marc, 7 years; Leslee Beth, 5 years; and Wendy Sue, 3 years; and

Whereas, said Ray J. Allen is unable to provide or cause to be provided suitable care for said infants, or to properly provide or cause to be provided suitable care, nurture, and education for said infants; and

Whereas, said Seena Bernice Allen, the mother, is a resident of Oakland, California and has been for more than one year and is a suitable, fit and proper person to have custody of the three infants and is ready and willing to accept the care, nurture, and education of the three infants;

Now, therefore, by reason of the above-stated facts, and in consideration of the agreement aforesaid, the said Ray J. Allen does hereby relinquish in favor of the said Seena Bernice Allen, all his rights as father of said infants, and does hereby surrender and renounce all right, title, and interest of every nature in and control over said infants from this time forth, and does hereby consent that the said infants shall be adopted by and be the children of the future husband of Seena Bernice should she marry again.

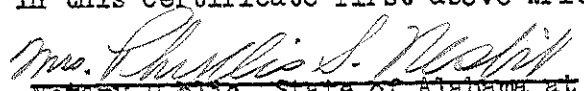
In witness whereof, the said Ray J. Allen has hereunto set his hand and seal the day and year aforesaid.

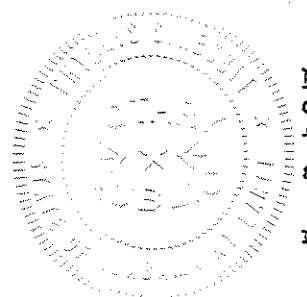


STATE OF ALABAMA
BALDWIN COUNTY

On this 5th day of December, A.D. 1958, before me, a notary public in and for the said county and state, residing therein, duly commissioned and sworn, personally appeared Ray J. Allen, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

In witness whereof I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Notary Public, State of Alabama at
Large



bernh

Ray J. Allen

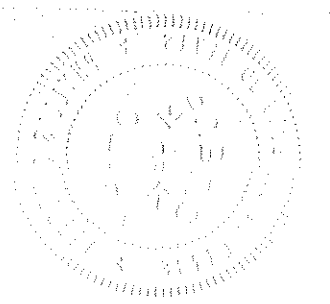
Complainant

vs

Seena Bernice Allen

Respondent

AGREEMENT FOR THE
ADOPTION OF CHILDREN



FILED

JAN 8 1959

ALICE J. DUCK, CLERK
REGISTERED

[Handwritten signature]

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