

4756

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

GLADYS RODRIGUEZ, Complainant

vs.

EPHRAIM RODRIGUEZ, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confessio~~ Answer & Waiver of Respondent 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 Gladys Rodriguez is forever divorced from the said Ephraim Rodriguez for and on account of voluntarily abandonment.

It is further ORDERED, ADJUDGED AND DECREED by the Court that Gladys Rodriguez, the complainant in this cause, shall have the permanent care, custody and control of Steven Rodriguez and Robert Rodriguez, the minor children of said parties.

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 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 Gladys Rodriguez the complainant pay the cost herein to be taxed, for which executed may issue.

This 16th day of October 19 59

Robert M. Jace

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.

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No. ----- Page -----

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

GLADYS RODRIGUEZ,)	IN THE CIRCUIT COURT OF
Complainant,)	
vs.)	BALDWIN COUNTY, ALABAMA
EPHRAIM RODRIGUEZ,)	IN EQUITY.
Respondent.)	

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

Your Complainant, Gladys Rodriguez, respectfully represents and shows unto the Court and your Honor as follows:

1. The Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama.

The Respondent is over the age of twenty-one years and is a resident of the State of New York.

2. The Complainant and the Respondent were lawfully married on or about, to-wit, June 20, 1949, at New York City, New York.

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

4. There was born to the Complainant and Respondent during this marriage, two children, namely, Steven Rodriguez, age 9 years, and Robert Rodriguez, age 7 years, sons, who are now in the care, custody and control of your Complainant, who is a fit and proper person to have the care, custody and control of said minor children.

The premises considered, your Complainant makes the said Ephraim Rodriguez party respondent to this Bill of Complaint and in order that Complainant may have the relief herein prayed for, may it please the Court to cause the Respondent to appear and plead, answer or demur to this Bill of Complaint within the time prescribed by law and under the rules and practices of this Court; that the Court will see fit to grant her an absolute divorce from the bonds of matrimony with the Respondent, and granting both the Complainant and the Respondent the right to remarry, and that your Honor will grant your Complainant the care, custody and control of said minor children of

the parties; that your Honor will allow the Respondent to see and visit said minor children at all reasonable times; that your Honor will grant such other, further and different relief as unto your Honor may seem just, fit and proper in the premises.


Solicitor for Gladys Rodriguez

James R. Owen,
Solicitor for Complainant.

FILED
OCT 16 1959
ALICE J. DUCK, Registrar

GLADYS RODRIGUEZ,)
)
) COMPLAINTANT,)
)
) vs.)
)
) EPHRAIM RODRIGUEZ,)
)
) RESPONDENT.)

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

ANSWER AND WAIVER

Comes the Respondent in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegations of said Bill of Complaint and demands strict proof thereof.

Respondent agrees that the testimony in this cause may be taken by deposition on oral examination, and waive notice of the time and place of the taking of such testimony and agrees that this cause may be submitted for final decree at any time.

Respondent waives all notices to which he may be entitled by law in this cause.

Respondent agrees and consents that the testimony in this cause may be taken by a commissioner, without issuance of a commission.

Ephraim Rodriguez
RESPONDENT

WITNESS:

Daniel Thomas

Edna E. Cook

FILED

OCT 16 1959

ALICE J. DUCK, Register

GLADYS RODRIGUEZ

vs.

EPHRAIM RODRIGUEZ

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 Complainant.

and in behalf of Defendant upon Answer & Waiver

[Handwritten signature]

[Handwritten signature]
Register.

m

No. _____

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

Register.

Printed by the Baldwin Times

Register

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

GLADYS RODRIGUEZ

COMPLAINANT

vs.

EPHRAIM RODRIGUEZ

RESPONDENT

I, Alice L. Miller

~~as Register and Commissioner~~

have called and caused to come before me Gladys Rodriguez

witness _____ named in the requirement for Oral Examination, on the 16th day of October
19 59, at the office of James R. Owen
in Bay Minette, Alabama, and having first sworn said witness _____ to speak the
truth, the whole truth, and nothing but the truth, the said Gladys Rodriguez

doth depose and say as follows:

My name is Gladys Rodriguez and I am the complainant in the above styled cause.

The respondent and I were lawfully married on June 20, 1949, in New York City, New York.

The respondent voluntarily abandoned my bed and board for more than one year next preceding the filing of this bill of complaint and we have not lived together nor in anyway recognized each other as husband and wife since that time.

The respondent and I have two children, Steven Rodriguez, age 9 and Robert Rodriguez, age 7, who are now in my care, custody and control and I am a fit and proper person to have the care, custody and control of said minor children.

Gladys Rodriguez

I, Alice L. Miller 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 James R. Owen 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 16 day of October, 19 59

Alice L. Miller (L. S.)

No. Page

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

vs.

RESPONDENT

ORAL DEPOSITION

Filed , 19

FILED

OCT 16 1959

ALICE L. DUCK, Register
RECORDED IN

Record

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Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: ALICE L. MILLER

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 Gladys Rodriguez

a witness in behalf of complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Gladys Rodriguez

and Ephraim Rodriguez

, Complainant

Respondent

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

Witness 16th day of October

, 195 9

Alice J. Quirk
Register.

Commissioner's Fee, \$

Witness' Fees, \$