

4142

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

KENNETH J. COOK, Complainant

vs.

CAROL ANN COOK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Oportet~~ 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 KENNETH J. COOK is forever divorced from the said CAROL ANN COOK for and on account of adultery.

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 Kenneth J. Cook the complainant pay the cost herein to be taxed, for which executed may issue.

This 29th day of October 19 59

[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 29th day of October 19 59

Register of Circuit Court, In Equity.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama

(In Equity)

KENNETH J. COOK

COMPLAINANT

vs.

CAROL ANN COOK

RESPONDENT

I, Alice L. Miller

as Register and Commissioner

have called and caused to come before me Kenneth J. Cook

witness named in the requirement for Oral Examination, on the 29th 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 Kenneth J. Cook

doth depose and say as follows:

My name is Kenneth J. Cook and I am the complainant in the above styled cause.

The respondent and I were lawfully married to each other in Oak Harbor, Washington on the 26th day of May, 1959.

On or about October 11, 1959, the respondent left the home of complainant and stayed away the entire night with a man whose name is unknown to complainant. On or about October 12, 1959, the respondent left the home of complainant in the company of another man, returning home several hours later; after the respondent returned home she remained in the automobile with a man, whose name is unknown to your complainant for a period of time of approximately one and one-half hours; on or about October 12, 1959, the respondent told the complainant that she had committed adultery with a man, whose name was unknown to your complainant; that she was in love with another man and no longer cared to live with your complainant.

FILED

OCT 29 1959

ALICE J. DUCK, CLERK REGISTER

Kenneth J. Cook
Kenneth J. Cook

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 _____ and _____ 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 29th 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 _____

Register.

RECORDED IN

Record

Vol. _____ Page _____

Register.

KENNETH J. COOK,

Complainant

vs.

CAROL ANN COOK,

Respondent

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, _____
Amendment to Bill of Complaint and testimony of complainant.

and in behalf of Defendant upon Answer and Waiver

JAMES R. OWEN
Solicitor for Complainant.

Ellie J. Duke
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.

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 Kenneth J. Cook

a witnesses in behalf of complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Kenneth J. Cook

and Carol Ann Cook, Complainant

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

Witness 29 day of October, 1959

Alice J. Duck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

KENNETH J. COOK,	§	IN THE CIRCUIT COURT OF
Complainant,	§	BALDWIN COUNTY, ALABAMA
vs.	§	---
CAROL ANN COOK,	§	IN EQUITY.
Respondent.	§	

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

Your Complainant, Kenneth J. Cook, respectfully represents
and shows unto the Court and your Honor as follows:

1. That he is over the age of twenty-one years and is a
bona fide resident of Baldwin County, Alabama. The Respondent is
over the age of twenty-one years and is a resident of the State of
Washington, her address being Post Office Box 33, Oak Harbor,
Washington.

2. Your Complainant and the Respondent were lawfully
married in Oak Harbor, Washington, on the 26th day of May, 1959.

3. Complainant further avers that said Respondent did,
on or about the first week in October, 1959, commit adultery with
person or persons whose names are unknown to your Complainant.

The premises considered, your Complainant makes the said
Carol Ann Cook a party respondent to this Bill of Complaint, and in
order that the Complainant may have the relief herein prayed for,
may it please the court to cause the State's writ of subpoena to
issue, directed to the said Carol Ann Cook, commanding her to
answer, plead or demur to this Bill of Complaint within the time
required by law; and that on a final hearing of this cause, that
your Honor will enter a decree divorcing your Complainant from the
Respondent and that your Honor will order and decree such other,
further and difference relief as may be just and proper, the
premises considered.

FILED

OCT 21 1959

ALICE J. DUCK, Register



Attorney for Complainant.

KENNETH J. COOK,	Ø	IN THE CIRCUIT COURT OF
Complainant,	Ø	
vs.	Ø	BALDWIN COUNTY, ALABAMA
CAROL ANN COOK,	Ø	IN EQUITY.
Respondent.	Ø	

ANSWER AND WAIVER:

Now comes the Respondent, Carol Ann Cook, in the above styled cause and accepts service of a copy of the Bill of Complaint heretofore filed in this cause, and for answer to said Bill of Complaint, and to each and every paragraph thereof, says:

1. She admits the allegations of paragraphs numbered 1 and 2.
2. She denies each and every allegation contained in paragraph 3 of the Bill of complaint and demands strict proof thereof.

Respondent hereby submits herself to the jurisdiction of this court and waives notice of the time and place of taking testimony in said cause, waives issuance of the formal commission to take testimony in said cause, and consents that the testimony be taken before a Notary Public, without further notice to her, and further waives notice of the time and place of submission of said cause, and consents that said cause may be submitted for a final decree at any time or place without further notice to her of such submission.

Carol Ann Cook
Respondent.

STATE OF WASHINGTON

COUNTY OF ISLAND

I, RAYMOND J. BLACK, a Notary Public, within and for said County in said State, hereby certify that Carol Ann Cook, 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 the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 23rd day of October, 1959.

FILED

OCT 27 1959

ALICE J. DUCK, CLERK REGISTER

36

Raymond J. Black
Notary Public

RAYMOND J. BLACK, LCDR, UNITED STATES NAVY
PATROL SQUADRON TWO
NAS WHIDBEY ISLAND, WASHINGTON

4743

ALICE DOWDEN
Complainant,

-vs-

CHARLES MARVIN DOWDEN,
Respondent.

() IN THE CIRCUIT COURT OF
() BALDWIN COUNTY, ALABAMA
() INEQUITY:
()
()
()

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
SITTING IN EQUITY:

Comes the Complainant and shows unto Your Honors and unto
this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were
married to each other on April 18, 1959 in Rosenberg, Texas.
Both the Complainant and the Respondent are each over the age of
twenty-one years. The Complainant is a bona-fide resident citizen
of the State of Alabama and has been such for more than one year
next preceding the filing of the bill of complaint herein. The
Respondent is a resident of the State of Florida. There are no
children as issue of their marriage.

TWO

The Respondent has committed actual violence upon the person
of the Complainant, attended with danger to her life or health, or
from his conduct there is reasonable apprehension of such violence.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction of
this cause, will make the said Charles Marvin Dowden, party-respondent
hereto, and will cause him to appear, plead, answer or demur hereto
within the time allowed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to
grant her an absolute divorce from the bonds of matrimony with the
Respondent, and Complainant further prays for such other, further or
different relief as in equity she may be due, and as in duty bound
she will ever pray, etc.

FILED

OCT 23 1959

ALICE J. DUCK, CLERK
REGISTER

William Sargent
Solicitor for Complainant.

4744

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

CHARLES V. MOODY

COMPLAINANT

vs.

JEANETTE MOODY

RESPONDENT

I, Peggy Preston

as Register and Commissioner

have called and caused to come before me Jeanette Moody and Naomi Moody,

witnesses named in the requirement for Oral Examination, on the 23rd day of October
19 59, at the office of William Grayson, Attorney,

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

truth, the whole truth, and nothing but the truth, the said Jeanette Moody and Naomi Moody

doth depose and say as follows:

ORAL EXAMINATION

I, Peggy Preston 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 William Grayson, 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 23rd day of October, 19 59.

Peggy Preston (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

vs.

RESPONDENT

ORAL DEPOSITION

Filed _____, 19 _____

, Register.

RECORDED IN

Record

Vol. _____ Page _____

, Register.

TESTIMONY OF CHARLES V. MOODY, WITNESS ON HIS OWN BEHALF

(My name is Charles V. Moody and I am the Complainant in this cause. I am the husband of the Defendant and we were married to each other on December 24, 1954 in Leaksville, Mississippi. Both myself and the Respondent are each over the age of twentyone years and both myself and the Respondent are bona-fide resident citizens of Mobile County, Alabama, State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There are no minor children as issue of our marriage. The Respondent has voluntarily abandoned my bed and board for more than one year next preceding the filing of the bill of complaint herein. It was in March of 1958, the 8th I believe when the Defendant abandoned me. She took all her clothes and personal belongings and left. She told me that she never had any intentions of living with me again in any respect as husband and wife again. She told me that she just had to get away from me. I have tried on several different occasions to get the Defendant to come back to me, and on each of these occasions she has reaffirmed her intentions that she never intends to live with me and she has failed and refused to do so.

Charles V. Moody

TESTIMONY OF NAEMI MOODY, WITNESS ONEBEHALF OF THE COMPLAINANT.

My name is Naomi Moody and I am a sister of the Complainant. The Complainant is the husband of the Respondent and they were married to each other on December 24, 1954 in Leaksville, Mississippi. Both the Complainant and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. Both the Complainant and the Respondent are each over the age of twenty-one years. There are no minor children as issue of their marriage. The Respondent voluntarily abandoned the bed and board of the Complainant for more than one year next preceding the filing of the bill of complaint herein. I know of my own personal knowledge that the Complainant has not lived with the Respondent in any respect as husband and wife. I see my brother quite frequently and I would know if heard the Respondent were living together.

Naemi Moody

No. CHARLES V. MOODY Complainant
Vs. JEANETTE MOODY Defendant

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA IN EQUITY

ANSWER AND WAIVER

Comes the defendant 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.

I agree 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 such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

I further agree that Peggy Preston, may take the testimony in this cause without the issuance of a commission.

ATTEST:

1. _____

Jeanette S. Moody Defendant

2. Complainant agrees that Peggy Preston

this cause as commissioner, without issuance of a commission.

Charles V. Moody Complainant

NOTE: The space below is intended for "Agreements Between the Parties".

Complainant releases the Defendant from all claims of alimony and support, both temporary and permanent, and Defendant releases the Complainant from all claims of alimony and support, both temporary and permanent as to herself alone.

Complainant agrees that the Defendant is the sole owner of the 1955 Plymouth automobile, and agrees to give her a bill of sale to same.

Charles V. Moody COMPLAINANT. Jeanette S. Moody DEFENDANT.

STATE OF ALABAMA COUNTY OF MOBILE

I, PEGGY S. PRESTON, a NOTARY PUBLIC in and for said State and County, do hereby certify that _____, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that being informed of the contents of the instrument, she executed the same voluntarily on the day same bears date.

Witness my hand and seal this 22nd day of October 19 59 Peggy S. Preston NOTARY PUBLIC

Filed 10-23-59 Davis J. ... Register

STATE OF Alabama COUNTY OF Mobile

CHARLES V. MOODY,
Complainant,

-vs-

JEANETTE MOODY,
RESPONDENT.

() IN THE CIRCUIT COURT OF
() BALDWIN COUNTY, ALABAMA
() INEQUITY:
()
() NO. _____

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
IN EQUITY:

Comes the Complainant and shows unto Your Honors and unto
this Honorable Court as follows:

ONE

Complainant is the husband of the Respondent and they were
married to each other on December 24, 1954 in Leaksville, Mississippi.
Both the Complainant and the Respondent are each over the age of
twenty-one years and both the Complainant and the Respondent are
bond-fide resident citizens of the State of Alabama and have been
such for more than one year next preceding the filing of the bill of
complaint herein. There are no minor children as issue of their
marriage.

TWO

The Respondent voluntarily abandoned the bed and board of the
Complainant for more than one year next preceding the filing of the
bill of complaint herein.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction
of this cause, will make the said Jeanette Moody, prty-respondent
hereto, and will cause her to appear, plead, answer or demur
hereto within the time allowed by law and the rules of this Honorable
Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to
grant him an absolute divorce from the bonds of matrimony with the
Respondent, and Complainant further prays for such other, further or
different relief as in equity he may be due, and as in duty bound
he will ever pray, etc.

FILED

OCT 23 1959

ALICE L. DUCK, CLERK
REGISTER

William S. Geyer
SOLICITOR FOR COMPLAINANT.

14744

[Handwritten scribbles]

Charles V. Moody
vs
Jeanette Moody

Bill of Complaint

FILED

OCT 23 1959

**ALICE J. DICK, CLERK
REGISTERED**

805

[Faint handwritten notes]

[Faint handwritten notes]

[Faint handwritten notes]

[Faint, mostly illegible text]

[Faint, mostly illegible text]

[Faint, mostly illegible text]

[Faint, mostly illegible text]

[Faint, mostly illegible text]

[Faint, mostly illegible text]

CHARLES V. MOODY

No. _____ VS. _____

JEANETTE MOODY

Entered on _____

Min. Book No. _____ Entry _____

~~W. E. B. DUCK~~, Register
ALICE J. DUCK

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

1. Bill of Complaint
2. Answer, Waiver and Agreement
3. Testimony of ~~Curtis V. Moody and of Jeanette~~
Curtis V. Moody and of Namoi Moody, witness on his behalf.

William S. ...
Solicitor—For Complainant

FOR RESPONDENT

FILED, 10-24-59

Alice J. Duck Register

Solicitor—For Respondent

No. _____

CHARLES V. MOODY

Vs.

JEANETTE MOODY

ORDER OF SUBMISSION
NOTE OF EVIDENCE

Filed

FILED

OCT 24 1959

Ent. Min. No. _____

ALICE J. DUCK, Register
REGISTER
Entry

BALDWIN

THE STATE OF ALABAMA, ~~MOBILE~~ COUNTY

CHARLES MOODY -

Complainant,

No.

vs.

CIRCUIT COURT — IN EQUITY
AT MOBILE, ALABAMA
DAY WINSIE,

Entered on _____

JEANETTE MOODY

Defendant

Min. Book No. _____ Entry _____

DECREE OF DIVORCE

This cause is submitted for decree on the pleadings, ~~decrees pro confesso~~ and the testimony as shown by the note of submission on file, and on consideration, it is ordered, adjudged and decreed by the Court that the Complainant is entitled to relief, and that the bonds of matrimony heretofore existing between the Complainant and the Defendant be and the same are henceforth dissolved and annulled.

It is further ordered and decreed that Complainant and Defendant be, and hereby are permitted to again contract marriage, subject to such provision of the law as regulate the marriage of divorced persons, and in no event before the expiration of sixty days after the rendition of this decree.

The Defendant having waived all her claims as to alimony and support, no order is made as to same.

COMPLAINANT

It is further ordered that _____
pay the cost of this suit, for which execution may issue.

Dated, November 2, 1959) Hubert M. Vane
Judge

FILED
NOV 2 1959
ALICE L. DUCK, CLERK
REGISTER

47744

m

CIRCUIT COURT OF ~~MOBILE~~ COUNTY
BALDWIN
IN EQUITY

AT ~~MOBILE~~, ALABAMA
BAY MINETTE,

No. _____

CHARLES V. MOODY
VS.

JEANETTE MOODY

DECREE

Entered on _____

Min. Book No. _____ Entry _____