

4804

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JANETTE HAZEL BLACK, Complainant

vs.

GLENNON BLACK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree~~ ^{Written Agreement} ~~Waiver and Answer~~ 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 JANETTE HAZEL BLACK is forever divorced from the said GLENNON BLACK

It is further ORDERED, ADJUDGED AND DECREED that the written agreement between the parties, dated May 7th, 1959, with regard to custody and support of the minor children, be, and it is hereby, made a part of this Decree, and both parties are hereby ordered to keep and abide by the terms of said agreement.

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 JANETTE HAZEL BLACK the Complainant pay the cost herein to be taxed, for which executed may issue.

This 4 day of January 1960

[Signature] 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

*Filed 1-4-60
Alice J. Duck,
Reg.*

JANETTE HAZEL BLACK,
Complainant,

VS.

GLENNON BLACK,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. _____

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

Your complainant, JANETTE HAZEL BLACK, respectfully represents
and shows unto your Honor:

1. That she is over the age of twenty-one years and is a resi-
dent of Baldwin County, Alabama; that GLENNON BLACK is over the age of
twenty-one years and is a resident of Baldwin County, Alabama;

2. That your complainant and the respondent were lawfully mar-
ried on or about, to-wit: May 10, 1951, at Ephrata, Washington.

3. Your complainant avers and charges that said respondent did
on or about the 15th day of April, 1959, and many times prior thereto,
abuse and threaten your complainant with physical violence; that re-
spondent has made numerous threats of doing her physical harm and from
his manner and conduct toward her, she is reasonably convinced that he
will commit an actual violence upon her person, attended with danger
to her life or health.

4. That your complainant and the respondent have entered into
a written agreement with regard to custody of their minor children
and support and maintenance, a copy of which is attached hereto as
Exhibit A and made a part hereof. And complainant avers that this is
a reasonable, just and proper agreement and prays the Court in the
event a decree of divorce is given in this cause that the Court will
decree that the parties keep and abide by the terms of said agreement.

THE PREMISES CONSIDERED, your complainant makes the said GLENNON
BLACK a party respondent to this bill of complaint, and in order that
complainant may have the relief herein prayed for, may it please your
Honor to cause the State's Writ of Subpoena to be issued, directed to
the said GLENNON BLACK, commanding him to plead, answer or demur to
this bill of complaint within the time required by law; and complainant
further prays that on a final hearing of this cause, your Honor will
enter a decree divorcing your complainant from said respondent and
ordering both parties to keep and abide by the terms of the agreement
submitted herewith as Exhibit A; and complainant prays for such other,
further, different or general relief as in equity and good conscience

she may be entitled to receive, and, as in duty bound, she will
ever pray, etc.

Julius H. Madelara
SOLICITOR FOR COMPLAINANT

FILED

JAN. 2 - 1960

ALICE J. DUCK, CLERK
REGISTER

SEPARATION AGREEMENT

THIS AGREEMENT, Made and entered into on this the 7 day of May, 1959, by and between JANETTE HAZEL BLACK, hereinafter referred to as the party of the first part, and GLENNON BLACK, hereinafter referred to as the party of the second part:

WITNESSETH:

WHEREAS, the parties hereto have been husband and wife for a period of eight years, and as a result of such union have two children, SHERRY LYNN BLACK, age seven years, and GLENDA RENEE BLACK, age four years; and

WHEREAS, said parties have definitely concluded that under conditions now existing it is impracticable for them to live together as husband and wife;

NOW, THEREFORE, IN CONSIDERATION THEREOF, and of the mutual agreements hereinafter made, they have mutually agreed to a complete separation under the following express terms and conditions:

1. The said parties shall entirely and completely separate as man and wife, live separate and apart, and neither party hereafter shall in any way harass, threaten, intimidate, or otherwise act in any way so as to embarrass or humiliate the other party.
2. The party of the first part shall have the custody and control of the children, above named, SHERRY LYNN BLACK AND GLENDA RENEE BLACK, with reasonable rights of visitation on the part of the party of the second part; and the party of the second part shall have the right to have said children visit him, when he has a suitable place for them to stay, during such periods of the year as will not interfere with their schooling.
3. Both parties hereto agree that they will not, during such periods as they have the custody of the children, try to turn the children against the other party.
4. The party of the second part agrees that he will continue in effect the allotment from his pay with the United States Air Force for the benefit of the party of the first part and the said children; it being further understood and agreed that in consideration of the foregoing he shall be, and hereby is, re-

leased from any further obligation of any kind or character, except as hereinafter provided, to contribute towards the support and maintenance of said children and the party of the first part, and that he shall not be in any way liable for any debts that may be incurred by the party of the first part, and the party of the first part agrees that she will not in any way use the credit of the party of the second part, or in any way attempt to make charges or credit accounts against him.

It is further agreed and understood that the party of the first part is to receive their automobile, a 1957 Plymouth Belvedere, and that the party of the second part will make proper conveyance of the title to said car to her; and that the party of the second part will continue to make the monthly payments on said automobile until it is completely paid for.

It is further agreed and understood that the parties hereto shall sell their House Trailer, as already arranged and agreed upon, and that the party of the first part shall receive the down payment of FOUR HUNDRED (\$400.00) DOLLARS; and that the balance of the sale price is to go to, and belong to, the said party of the second part.

5. It is further agreed and understood that the party of the first part shall have the right to return to Alabama to live, and to carry the Children with her, but that she shall not remove the children permanently from Alabama without the consent of the party of the second part.

THIS AGREEMENT has been made and executed by the parties hereto on the day and date hereinabove first set forth, in good faith, with full understanding of all of its provisions, and with the mutual promise on the part of each to comply therewith faithfully and completely, as witness our hands and seals.

EXECUTED IN THE PRESENCE OF:

Mary W. Willett

Henry E. Johnson

Janette D. Black (SEAL)
PARTY OF THE FIRST PART.

Almon Black (SEAL)
PARTY OF THE SECOND PART.

Sworn to and subscribed before me this May 7, 1959

Clara W. Haefner
Notary Public

My Commission Expires June 24, 1959

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County



Circuit Court

TO: J. CONNOR OWENS, JR.,

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 JANETTE HAZEL BLACK

a witness in behalf of JANETTE HAZEL BLACK in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein

JANETTE HAZEL BLACK

is the , Complainant

and

GLENNON BLACK

is the Respondent

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

Witness 2nd day of January , 1950

Alice J. Luck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

JANETTE HAZEL BLACK

Complainant

VS.

GLENNON BLACK

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

JANETTE HAZEL BLACK

THE STATE OF ALABAMA
Baldwin County

vs.

GLENNON BLACK

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,
Written Agreement between the Parties, Waiver and Answer, and
Testimony of Janette Hazel Black

and in behalf of Defendant upon Written Agreement between the Parties, and
Waiver and Answer

Telfair J. Marbleberry
Solicitor for Complainant

Alice J. Duke
Register.

m

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

JANETTE HAZEL BLACK

VS.

GLENNON BLACK

Note of Testimony

Filed in Open Court this

day of, 19.....

Register.

JANETTE HAZEL BLACK
Complainant,
VS.
GLENNON BLACK
Respondent.

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

NO.....

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from
Bay Minette....., in the County of Baldwin.....

Alabama, the place of trial of said cause, to-wit: JANETTE HAZEL BLACK.....

.....
.....
.....

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

Jeffrey G. Mascheru
Solicitor for Complainant.

NOTE:

Complainant suggests the name of J. CONNOR OWENS, JR.

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

Jeffrey G. Mascheru
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION.

JANETTE HAZEL BLACK

Complainant,

Vs.

GLENNON BLACK

Respondent.

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

Filed this day of

194.....

FILED

JAN 2-1960

ALICE J. DUCK, CLERK
REGISTER

Register.

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

JANETTE HAZEL BLACK

COMPLAINANT

vs.

GLENNON BLACK

RESPONDENT

I, J. CONNOR OWENS, JR.,

as ~~Register~~ and Commissioner

have called and caused to come before me JANETTE HAZEL BLACK

witness named in the requirement for Oral Examination, on the 2nd day of January
19 60, at the office of Telfair J. Mashburn
in Bay Minette, Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said JANETTE HAZEL BLACK

doth depose and say as follows: "My name is

JANETTE HAZEL BLACK. I am the complainant in this cause. I am over the age of twenty-one years and I am a bona fide resident citizen of Baldwin County, Alabama, residing on RFD No. 1, Fairhope, Alabama, and I have been a resident citizen of Baldwin County, Alabama, for more than the last past two years. The respondent, GLENNON BLACK, is over the age of twenty-one years, and is a resident citizen of the State of Alabama, County of Baldwin, although he is temporarily out of the County while on duty with the United States Air Force. The respondent and I were married in Eprata, Washington, on May 10, 1951. We lived together as husband and wife, in various parts of the United States where my husband was stationed with the USAF, until about the 1st day of May, 1959. In April, 1959, my husband, who is of a very jealous nature, became jealous of me, without cause, and on several occasions threatened to do physical violence to my person. His abuse and threats finally became so violent that I became reasonably convinced that, should I continue to live with him as his wife, he would carry out his threats and commit an actual violence on my person which would necessarily endanger my life or health. Because of my fear of him, I left him about the 1st day of May, 1959. On his promise to do better, I returned to him in August, or September, 1959, but his conduct improved for only a short time, and I am convinced that, under present conditions, we can never live together as husband and wife. We have two little girls, SHERRY LYNN BLACK, age seven years, and GLENDA RENEE BLACK, age four years. We have entered into a written agreement with regard to the custody and support of these two children, a copy of which is attached to the Bill of Complaint in this Cause, as Exhibit "A". I believe this written agreement is fair to both parties in this cause, and I hereby ask the Court to adopt said written agreement and to make it a part of the decree in this cause." Further deponent says not.

Janette Hazel Black

ORAL EXAMINATION

I, **J. CONNOR OWENS, JR** 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 **Telfair J. Mashburn** 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 2nd day of January, 1960 .

Glenn Owens (L. S.)

No. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

JANETTE HAZEL BLACK

COMPLAINANT

vs.

GLENNON BLACK

RESPONDENT

ORAL DEPOSITION

FILED

Filed

JAN 2 1960, 19

ALICE J. DUCK, CLERK
REGISTER, Register.
RECORDED IN

Record

Vol. _____

Page _____

_____, Register.

JANETTE HAZEL BLACK,
Complainant,
VS.
GLENNON BLACK,
Respondent.

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

WAIVER AND ANSWER

Comes the respondent in the above styled cause and accepts service of a copy of the bill of complaint in said cause; waives notice of the filing of interrogatories in said 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 decree at any time.

And for answer to the bill of complaint in said cause, respondent says:

1. He admits the allegations contained in paragraph 1 of said bill of complaint.
2. He admits the allegations contained in paragraph 2 of said bill of complaint.
3. He denies each and every allegation contained in paragraph 3 of said bill of complaint and demands strict proof of the same.
4. He admits the allegations contained in paragraph 4 of said bill of complaint.

Janette A. Taylor
WITNESS,
Capt. U.S.A.C.

Glennon Black
RESPONDENT.

FILED

JAN 2 1960

ALICE J. DUCK, CLERK
REGISTER