

4802

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

SHIRLEY A. KLINGBEIL, Complainant

vs.

ROBERT E. KLINGBEIL, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ 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

SHIRLEY A. KLINGBEIL is forever divorced from the said ROBERT E. KLINGBEIL for and on account of

Cruelty. IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Complainant, Shirley A. Klingbeil be and she is hereby granted custody and control of the six children of this marriage, namely, Kenneth Edward Klingbeil, Douglas Gene Klingbeil, Stanley E. Klingbeil, Roy Lee Klingbeil, Nancy Lynn Klingbeil and Michael Paul Klingbeil, and that she be granted the sum of \$156.90 per mo. as alimony and support for herself and her children, and in the event of her remarriage, the sum of \$96.90 per month for support and maintenance of the said children.

IT IS FURTHER ORDERED AND DECREED by the Court that the Respondent, Robert E. Klingbeil, be and he is hereby granted rights of reasonable visitation to said minor children, and that he is adjudged to be the owner of the 1953 Ford automobile & furniture noted in Complaint.

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 Shirley A. Klingbeil the Complainant pay the cost herein to be taxed, for which executed may issue.

This 26 day of January 1960

Robert M. Stone

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

*Filed 1-24-60  
Alice J. [unclear]  
Reed*

SHIRLEY A. KLINGBEIL,	)	
Complainant,	)	IN THE CIRCUIT COURT OF
-vs-	)	BALDWIN COUNTY, ALABAMA
ROBERT E. KLINGBEIL,	)	IN EQUITY
Respondent.	)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, Shirley A. Klingbeil, and files this  
her Bill of Complaint for divorce against Robert E. Klingbeil,  
and respectfully represents and shows unto your Honor:-

1. That the Complainant is over the age of twenty-one years  
and is a bona fide resident citizen of Foley, Baldwin County,  
Alabama, having been such a resident citizen for her lifetime.  
That Robert E. Klingbeil, who is over the age of twenty-one years,  
is presently in the United States Air Force, his address being  
A/lc, Serial Number AF 37810370, 3615 Pilot Training Wing, Craig  
Air Force Base, Selma, Alabama.

2. That the Complainant and Respondent were lawfully  
married on June 15, 1952.

3. Complainant further avers that the Respondent has committ-  
ed actual physical violence on her person attended with danger to  
her life and health, and from his conduct toward her, she is  
reasonably apprehensive of other and further violence, so much so  
that she can no longer live with the Respondent; that the Respon-  
dent has made numerous threats of doing her other and further  
physical harm, and from his manner and conduct toward her she is  
reasonably convinced that he will commit actual violence on her  
person attended with danger to her life or health.

4. Complainant further shows to the Court that there was  
born of this marriage 6 children, namely, Kenneth Edward Klingbeil,  
age 6 years, Douglas Gene Klingbeil, age 5 years, Stanley Earl  
Klingbeil, age 4 years, Roy Lee Klingbeil, age 2½ years, Nancy  
Lynn Klingbeil, age 1½ years, and Michael Paul Klingbeil, age 4  
months, who are in the care, custody and control of the Complai-  
nant.

5. Complainant shows that she and the Respondent jointly own a 1953 Ford automobile, and furniture for four (4) rooms, which she considers to be his property.

6. Complainant further shows that the Respondent is financially able to pay to her the sum of One Hundred Fifty-six and 90/100 Dollars (\$156.90) per month as alimony and support for her children, and the sum of Ninety-six and 90/100 Dollars (\$96.90) per month for support and maintenance of the children in the event of her re-marriage.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Your Complainant prays that Robert E. Klingbeil be made a party defendant of this cause by the usual process of this Honorable Court, requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that she be granted a divorce from the said Robert E. Klingbeil, and that she be granted custody and control of the minor children hereinabove named, Complainant further prays that the Respondent be required to pay the sum of One Hundred Fifty-six and 90/100 Dollars (\$156.90) per month to her for alimony and support for herself and the minor children as above set out, and the sum of Ninety-six and 90/100 Dollars (\$96.90) per month for the support and maintenance of the children in the event of her re-marriage. Complainant further prays that the Respondent be granted sole title to the 1953 Ford Automobile, and the furniture jointly owned, and that she be granted such other, further, different and general relief to which she may be entitled and as in duty bound she will ever pray.

  
Solicitor for Complainant

FILED

JAN 4 1960

ALICE J. DUCK, Register

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: FRANCES G. MALLORY

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 Shirley A. Klingbeil and Nancy Ann Miller

a witness in behalf of Shirley A. Klingbeil  
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

Shirley A. Klingbeil

, Complainant

and

Robert E. Klingbeil

Respondent

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

Witness 4 day of Jan .

, 1960 .

*Alice J. Luck*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

SHIRLEY A. KLINGBELL

Complainant

VS.

ROBERT E. KLINGBELL

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:  
FILED

JAN 4 1960

ALICE J. DUCK, Register

SHIRLEY A. KLINGBEIL

THE STATE OF ALABAMA  
Baldwin County

vs.

ROBERT E. KLINGBEIL

IN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,  
and Testimony of Shirley A. Klingbeil and Nancy Ann Miller

and in behalf of Defendant upon Answer and Waiver

Solicitor for Complainant

Register.

*m*

No. \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

SHIRLEY A. KLINGBEIL

VS.

ROBERT E. KLINGBEIL

**Note of Testimony**

Filed in Open Court this \_\_\_\_\_

day of \_\_\_\_\_, 19\_\_\_\_\_

**FILED**

JAN 4 1960  
ALICE J. DUCK, Register

Register.



SHIRLEY A. KLINGBEIL,  
Complainant,  
-vs-  
ROBERT E. KLINGBEIL,  
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 heretofore filed 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.

And for answer to the Bill of Complaint heretofore filed in this cause, Respondent says:

1. He admits the allegations contained in Paragraph 1 of the 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 thereof.
4. He admits the allegations contained in Paragraph 4 of said Bill of Complaint.
5. He admits the allegations contained in Paragraph 5 of said Bill of Complaint.
6. He admits the allegations contained in Paragraph 6

of said Bill of Complaint.

Robert C. Klug  
Respondent

Sworn to and subscribed before me,  
on this the 29 day of December,  
1959.

James A. Brum  
Notary Public, Baldwin County  
State of Alabama

(affix Seal)

FILED

JAN 4 1960

ALICE J. DUCK, Register

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

SHIRLEY A. KLINGBEIL COMPLAINANT

vs.

ROBERT E. KLINGBEIL RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Shirley A. Klingbeil and Nancy Ann Miller

witnesses named in the requirement for Oral Examination, on the 30th day of December 19 59 , at the office of C. G. Chason

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

truth, the whole truth, and nothing but the truth, the said Shirley A. Klingbeil

and Nancy Ann Miller doth depose and say as follows:

STATEMENT OF SHIRLEY A. KLINGBEIL:

My name is Shirely A. Klingbeil. I am over the age of twenty-one years and a resident citizen of Foley, Baldwin County, Alabama, having been such a resident citizen for all of my life. Robert E. Klingbeil is over the age of twenty-one years and is a resident of the State of Alabama, but is now in the United States Air Force. We were married on June 15, 1952, Robert E. Klingbeil has on various occasions beat me with his fist and otherwise abused me, so that I was hurt and bruised, and has threatened me with other and further violence. I am afraid to live with him as husband and wife, and have been so afraid for a long time, for fear that he will do me additional harm. Because of my fear of him, we were separated about Christmas of 1958, and have not lived together as husband and wife since that time. There was born of this marriage 6 children, namely, Kenneth Edward Klingbeil, age 6 years, Douglas Gene Klingbeil, age 5 years, Stanley Earl Klingbeil, age 4 years, Roy Lee Klingbeil, age 2½ years, Nancy Lynn Klingbeil, age 1½ years, and Michael Paul Klingbeil, age 4 months. They are in my care, custody and control, and I am a fit and proper person to have their custody and control. He is an A/1c in the United States Air Force, and makes a good income, and in addition receives an allotment. He is financially able to pay, including his allotment, the sum of \$156.90 as alimony and support, and in the event I re-marry, the sum of \$56.90, for the support and maintenance of the minor children. We own a 1953 automobile and furniture for 4 rooms, which was in our joint names, however, I consider this to be his property.

Signed: Shirley A. Klingbeil

TESTIMONY OF NANCY ANN MILLER:

My name is Nancy Ann Miller. I am over the age of twenty-one years and a resident of Baldwin County, Alabama. I am personally acquainted with Shirley A. Klingbeil and Robert E. Klingbeil. They are both over the age of twenty-one years, and she is a resident citizen of Foley, Alabama, having been such a resident citizen all of her life. He is now stationed in the United States Air Force. They were married on June 15, 1952, and

ORAL EXAMINATION

I, Frances G. Mallory 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 C. G. Chason 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 30th day of December, 19 59 .

*Frances G. Mallory* (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

SHIRLEY A. KLINGBELL

COMPLAINANT

vs.

ROBERT E. KLINGBELL

RESPONDENT

ORAL DEPOSITION

Filed \_\_\_\_\_, 19 \_\_\_\_\_

Register.

RECORDED IN  
FILED

Record

JAN 4 1960

Vol. \_\_\_\_\_  
ALICE J. DUCK, Register

Register.