

(4812)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MARGARET LANGLEY MANG, Complainant

vs.

HERBERT EDWARD MANG, 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 MARGARET LANGLEY MANG is forever divorced from the said HERBERT EDWARD MANG for and on account of Cruelty

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 ~~Complainant~~ MARGARET LANGLEY MANG the Complainant pay the cost herein to be taxed, for which executed may issue.

This 24 day of January 19 60

[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

1-21 1960

ALICE J. DUCK, CLERK  
REGISTERED

MARGARET LANGLEY MANG, Complainant a Witness in her own behalf, being first duly sworn, deposes as follows:

My name is Margaret Langley Mang. I am thirty-seven years of age, having been born January 5, 1923, at Little Rock, Arkansas. I have lived in Mobile County, Alabama for thirty-two years, and I presently reside at 2590-A Skylark Boulevard, City and County of Mobile, State of Alabama. I am employed at Merchants National Bank of Mobile, as a Statement Clerk, and have been employed by the Merchants National Bank for sixteen years. My husband, Herbert Edward Mang, is thirty-six years of age, and is a bona fide resident citizen of the State of Alabama, having been born and raised in Mobile County. He presently lives in the city and County of Mobile, State of Alabama, but I do not know his exact address.

My husband, Herbert Edward Mang, and I were married February 6, 1954, at Pascagoula, Mississippi. No children have been born of our marriage, and I am not now pregnant. My marriage to Herbert Edward Mang has never been real happy, and we have had difficulty, which began within three months of our marriage.

My husband, Herbert, had difficulty adjusting after he came out of the service. He receives a disability pension, and even though the Veterans Administration has made numerous efforts to get him to accept employment, he never holds a job more than several weeks at a time. He takes his pension money and drinks it up and spends it on other women, and then comes home drunk and tells me about it.

My husband first threatened me three months after our marriage. Periodically, since that time, on so many different occasions that I don't remember, he has lost his temper when he was drunk, and threatened me in various ways. When he is in one of his vile tempers, he comes home and tries to knock the door down and breaks dishes, and tries to tear up the house. Within the last month, my husband has come home on two occasions, after calling me by telephone in a belligerent and drunken state, and tried to get in the house and do damage to me and my son by a former marriage. When he does this, I lock the door (if he comes to the front door) and my son and I go out the back and stay away from home, living with our family and friends, until such a time as he calms down.

Most recently, about one week before Christmas, he came home and was at the door cursing and threatening and kicking at the door, frightening my son by a previous marriage, with his banging on the door. He kicked and banged

the door so violently, that he knocked the glass out over the back door, and jarred the house so violently, that the globe covering the ceiling light in the kitchen was viberated out of its socket, and fell to the kitchen floor.

Since I have been married to myhusband, Herbert Edward Mang, his conduct has been such towards me, that I have reasonable apprehension of violence, based on his uncontrollable temper and drunkenness, that I have separated from his bed and board, and have remained so separated, and I am separated from him now.

I am sorry to file suit for a divorce, but I cannot live with my Husband, Herbert Edward Mang, any longer, for fear that he will commit violence on my person attended with danger to my life and health, in such a way that it might impair me for life, or he might even kill me.

I ask this Court to give me a divorce.

ESTER LOTT DONAVAN, A Witness on behalf of the complainant, being first duly sworn, deposes as follows:

My name is Ester Lott Donavan. I am thirty-nine years of age, and live at Route 1, Box 235, Theodore, Mobile County, Alabama. I am employed by the Merchants National Bank as a bookkeeper, and have been so employed for approximately twelve years. I am married to Edgar R. Donavan, and we have one daughter, eighteen years of age.

I am acquainted with Margaret Langley Mang, who is also employed at the Merchants National Bank, and I know of my own personal knowledge that she is over the age of twenty-one years, and a bona fide resident citizen of Mobile County, Alabama. I am also acquainted with Herbert Edward Mang, and I know of my own personal knowledge that he is a bona fide resident citizen of Mobile County, Alabama, and over the age of twenty-one years. I know of my own personal knowledge that both Margaret and Herbert have lived in Mobile County since the time of their marriage back in 1954.

I recall the occasion in the early part of 1954, when Margaret and Herbert got married. I think they got married in Pascagoula. I remember how excited Margaret was just before she got married. I also know that they have no children.

I was very sorry to learn within a few months after Margaret and Herbert married in 1954, that their marriage was not doing well. I recall that Margaret came to work and would cry and tell me about the trouble she was having with Herbert. On more than one occasion, Margaret has told me that Herbert would come home and try to kick the door in. She has also told me about the occasions, when she would have to leave home, because Herbert would come home and try to kick the door in.

Most Recently, Margaret told me about an occasion, just before Christmas, when Herbert came home drunk and tried to kick the back door in and kicked the door so violently, that he broke the panes of glass over the back door, and vibrated the kitchen so, that the globe covering the kitchen light fell to the floor. On numerous occasions, Margaret has told me that she has had to get in the car and leave for fear of what Herbert would do to her and Lannie, if they remained in the house.

I have known Margaret for twelve years, having worked with her day-in and day-out. I know her to be a truthful and honest woman, and I would believe her on oath, if she testified under oath, since I believe she would tell the truth.

I am sorry that any one has to get a divorce, but I do not see how Margaret has tolerated Herberts carrying-on as long as she has.

On the basis of what Margaret has told me, from Herbert's conduct towards her, she has reasonable apprehension of violence, and I know of my own personal knowledge, that she has separated from his bed and board for this reason, and has continued to be so separated.

I know that Margaret has tried to make a go of her marriage, because on a number of occasions, she has tried to straighten Herbert out, so that their marriage would work. It does not seem to have worked, and she has reached a point of no return.

# CERTIFICATE

I, Carolyn Fairley, the Commissioner appointed by the Court ~~and named~~  
~~in the attached commission~~, or named by agreement of the parties, in that certain cause now pending in  
the Honorable Circuit Court of Baldwin ~~Mobile~~ County, Alabama, Sitting in Equity, No. 4812, wherein  
Margaret Langley Mang is Complainant, and Herbert Edward Mang,  
is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as  
such commissioner, caused Margaret Langley Mang, and Ester Lott Donavan  
~~and~~ who were made known to me, to come before me at 3:45 o'clock P. M., on Thurs. Jan. 14,  
1960, at 207 Van Antwerp Building, Mobile, Alabama; that said witnesses were first duly sworn  
by me as stated; that they were then examined by Walter J. Lee, Solicitor for the  
Complainant, ~~and also examined by~~

~~Solicitor~~  
~~and~~ ~~and~~ ~~and~~, and they testified in  
~~answer to the following questions~~

response thereto as is hereinabove written; and the testimony was by me reduced to writing as given  
by said witnesses in narrative form, and as near might be the identical language of said witnesses, ~~and~~  
~~that after said testimony had been so reduced to writing, it was by me read over to said witnesses, who~~  
~~assented to and signed same, or who refused to sign same, who was physically unable to sign same, or~~  
waived the reading and signing of same, in my presence and in the presence of said Solicitor for

Walter J. Lee ~~Solicitor~~  
~~and~~ ~~and~~ ~~and~~  
~~Attorney at Law~~

I further certify that I am not of counsel or kin to any of the parties to the said cause, and am not  
in anywise interested in the result thereof, and that the depositions are true and correct as given by  
the witnesses.

Witness my hand this 19th day of January, 1960.

Mrs. Carolyn Fairley  
Commissioner

WALTER J. LEE  
LAWYER  
VAN ANTWERP BLDG.  
MOBILE, ALABAMA

January 19, 1960

Mrs. Alice J. Duck, Register  
Circuit Court of Baldwin County  
Bay Minette, Alabama

RE: MARGARET LANGLEY MANG, Complainant -vs- HERBERT  
EDWARD MANG, Respondent - Circuit Court of Baldwin  
County, Bay Minette, Alabama - CASE NO. 4812

Dear Mrs. Duck:

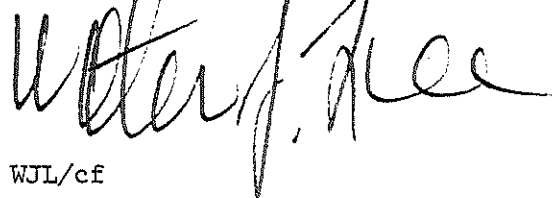
Attached find Note of Evidence and Testimonies in the  
above, which I submit for final decree, an Answer and  
Waiver having been filed.

Also attached find my Fiduciary Check NO.1527, with the  
amount left blank, payable to your order, to cover the  
accrued cost in the case. The Commissioner, Mrs. Carolyn  
Fairley, is employed in my office, and her commissioner's  
feemay be sent to her in care of me.

Please forward two copies of the decree.

If there are any questions concerning this matter, please  
call me collect, at HEMlock 3-5952, Mobile.

Respectfully,



WJL/cf

Enclosures



WALTER J. LEE  
LAWYER  
VAN ANTWERP BLDG.  
MOBILE, ALABAMA

January 6, 1960

The Honorable Register  
Circuit Court of Baldwin County  
Baldwin County Court House  
Bay Minette, Alabama

RE: MARGARET LANGLEY MANG, -vs- HERBERT EDWARD MANG,  
A Bill For Divorce

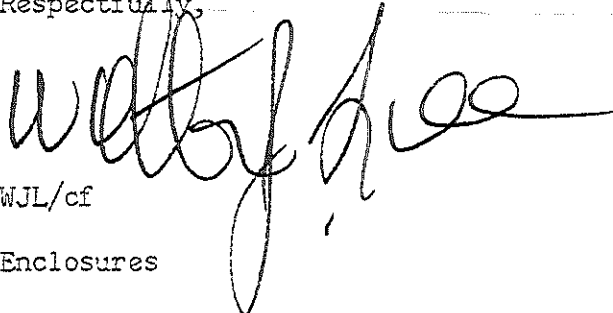
Honorable Sir:

I lodge herewith the Original Bill in the above cause  
for filing.

I am not forwarding a carbon copy for the Respondent, since  
I expect to obtain an Answer and Waiver.

If there are any questions concerning this matter, please  
call me long distance collect at HEMlock 3-5952.

Respectfully,



Walter J. Lee

WJL/cf

Enclosures

MARGARET LANGLEY, MANG  
Complainant,  
No. 4812 VS  
HERBERT EDWARD MANG,  
Respondent

Entered on \_\_\_\_\_  
Min. Book No. \_\_\_\_\_ Entry \_\_\_\_\_  
Alice J. Duck,  
~~W. E. WOOD~~ Register

**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) Original Bill of Complaint
- 2) Answer and Waiver Agreement
- 3) Depositions of Witnesses for Complainant,  
Margaret Langley, Mang, and Ester Lott Donavan

FILED, 1-20-60  
*Beicy Hensch* Register

*Walter J. Duck*  
Solicitor—for Complainant

**FOR RESPONDENT**

\_\_\_\_\_  
Solicitor—For Respondent

No.....

Vs.

**ORDER OF SUBMISSION  
NOTE OF EVIDENCE**

Filed

**FILED**

JAN 20 1950

ALICE J. DUCK, CLERK  
REGISTER

Register

Ent. Min. No..... Entry.....

MARGARET LANGLEY MANG, )

Complainant, )

-vs- :

HERBERT EDWARD MANG, )

Respondent. )

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

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

Comes now, Margaret Langley Mang, Complainant, and respectfully represents:

1) THAT she and Respondent are each over the age of twenty-one years; and that she and Respondent are bona-fide resident citizens of the County of Mobile, State of Alabama, and have been such for a period of time in excess of one year next immediately preceding the filing of this Bill of Complaint.

2) THAT Complainant is the lawful wife of the Respondent, having been lawfully married to him on, to-wit: February 6, 1954, at, to-wit: Pascagoula, Mississippi, of which marriage no children have been born.

3) THAT Respondent has committed actual violence on her person attended with danger to her life or health or that from his conduct towards her there is reasonable apprehension of such violence, that she has separated from his bed and board for this reason and remains so separated.

PRAYER FOR PROCESS:

Complainant prays that upon the filing of this Bill of Complaint that proper process issue to Herbert Edward Mang, making him a party respondent and requiring him to appear and plead, answer or demur to the allegations thereof within the time required by law and the rules of this Honorable Court.

PRAYER FOR RELIEF:

Complainant prays that upon the final hearing hereof that Your Honors will grant her an absolute divorce from the Respondent, and that Your Honors will grant her permission to remarry in the event she should so care and she prays for all other, further or different relief to which she is entitled, the premises considered.

*Filed 1-7-60*

SUBSCRIBED and sworn to before me  
this \_\_\_\_\_ day of January, 1960.

\_\_\_\_\_  
Notary Public, State of Alabama,  
At Large.

\_\_\_\_\_  
Complainant  
*Walter J. Lee*  
\_\_\_\_\_  
Walter J. Lee, Solicitor for Complainant

MARGARET LANGLEY MANG,

Complainant

No. 4812 Vs.

HERBERT EDWARD MANG,

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN  
~~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 Carolyn Fairley, may take the testimony in this cause without the issuance of a commission.

*Herbert Edward Mang*  
Defendant

Complainant agrees that Carolyn Fairley, may take the testimony in this cause as commissioner, without issuance of a commission.

*Margaret Langley Mang*  
Complainant

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

WITNESSED SIGNING OF THE DEFENDANT,  
HERBERT EDWARD MANG, IN ONE PLACE  
HEREON:

~~\_\_\_\_\_  
\_\_\_\_\_~~

WITNESSED SIGING OF COMPLAINANT, MARGARET  
LANGLEY MANG, IN ONE PLACE HEREON:

*Walter J. Lee*  
*Solicitor for Complainant*

STATE OF Alabama  
COUNTY OF Mobile

I, Roselle C. Finch, a NOTARY PUBLIC in and for said State and County, do hereby certify that Herbert Edward Mang, 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, he executed the same voluntarily on the day same bears date.

Witness my hand and seal this 11 day of January, 1960.  
Roselle C. Finch  
NOTARY PUBLIC

Filed 1-12-60 STATE OF Alabama  
Register COUNTY OF Mobile

No.

4812

Vs.

**ANSWER AND WAIVER**

Filed,

**FILED**

, 19

**JAN 12 1960**

**ALICE J. DUCK, CLERK  
REGISTER**