

4824

DIVORCE DECREE

MOORE PRINTING COMPANY - EAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ORA LEE MCANALLY, Complainant

vs.

EARL MCANALLY, 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 Ora Lee McAnally is forever divorced from the said Earl McAnally for and on account of Cruelty

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 Ora Lee McAnally the Complainant pay the cost herein to be taxed, for which executed may issue.

This 27th 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.

m

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

filed
1-27-60
W. J. [unclear]
Reg

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

ORA LEE McANALLY COMPLAINANT

vs.

EARL McANALLY RESPONDENT

I, Helen McDowell

as Register and Commissioner

have called and caused to come before me Ora Lee McAnally and Agnes Madison

witness es named in the requirement for Oral Examination, on the 26 day of Jan.
1960, at the office of Thompson & White

in Bay Minette, Alabama, and having first sworn said witness es to speak the

truth, the whole truth, and nothing but the truth, the said Ora Lee McAnally and Agnes

Madison doth depose and say as follows:

My name is Ora Lee McAnally. I am over the age of 21 and a resident of Alabama and have been more than two years next preceding. The Respondent, Earl McAnally, is also over the age of 21 and has resided in Alabama more than two years next preceding. We were married in Lucedale, Mississippi on December 15, 1956, and lived together in Alabama as husband and wife until on or about November 15, 1959, at which time I was forced to leave him because for some time the Respondent had threatened and abused me and when he began to carry out his threats on this occasion by striking and beating me, I became in fear of my life or health and left him. I have not lived with him as his wife since that occasion. There are no children as fruits of our marriage and no property to be divided.

Ora Lee McAnally

My name is Agnes Madison. I know both parties to this cause. They are both over the age of 21 and have been residents of Alabama more than two years next preceding. They were married at Lucedale, Mississippi on December 15, 1956, and we were living in the same apartment house with them on or about November 15, 1959 when the Respondent after threatening and abusing the Complainant began striking and beating her so that she was in fear of her life or health and she came over and stayed with us until things were quieted down and straightened out. I do not believe she will ever live with him again as his wife. They do not have any children as fruits of this marriage nor do they have any property to be divided.

Agnes Madison

ORAL EXAMINATION

I, Helen McDowell 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. LeNoir Thompson 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 26 day of January, 1960.
Helen McDowell (L. S.)

No. _____	Page _____
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
ORA LEE MCANALLY	COMPLAINANT
vs.	
EARL MCANALLY	RESPONDENT
ORAL DEPOSITION	
Filed <u>JAN 26 1960</u>	19 <u>60</u>
FILED	
Alice J. Duck, Register	Register.
RECORDED IN	Record
Vol. _____	Page _____
Register.	

THE STATE OF ALABAMA
Baldwin County



Circuit Court

TO: HELEN MCDOWELL

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

ORA LEE MCANALLY
AND
AGNES MADISON

a witness in behalf of ORA LEE MCANALLY
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

ORA LEE MCANALLY

, Complainant

and

EARL MCANALLY

Respondent

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

Witness 26 day of

Jan

, 1956

Alice J. Luck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ORA LEE MCANALLY

Complainant

VS.

EARL MCANALLY

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

HELEN MCDOWELL

WITNESSES:

ORA LEE MCANALLY
AGNES MADISON

ORA LEE MCANALLY

vs.

EARL MCANALLY

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, testimony of Ora Lee McAnally and Agnes Madison

and in behalf of Defendant upon answer and waiver

C. L. Davis Thompson

Alvin J. Clark

Register.

M

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

ORA LEE, McANALLY

vs.

EARL McANALLY

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon EARL McANALLY, to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in equity by ORA LEE McANALLY, as Complainant and against EARL McANALLY, as Respondent.

WITNESS my hand this the 26 day of Jan. 1960.

Walter J. Cook
Register.

ORA LEE McANALLY * IN THE CIRCUIT COURT OF
COMPLAINANT * BALDWIN COUNTY, ALABAMA
VS * IN EQUITY.
EARL McANALLY * CASE NO. _____
RESPONDENT *

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

Your Complainant, Ora Lee McAnally, respectfully represents unto your Honor and this Honorable Court as follows:

-1-

That your Complainant is over the age of 21 and is a resident of Alabama and has been more than two years next preceding; the Respondent is over the age of 21 and is a resident of Alabama and has been more than two years next preceding.

-2-

That your Complainant and the Respondent married in Lucedale, Mississippi, on December 15, 1958, and lived together as husband and wife in Alabama until November 15, 1959.

-3-

That on to-wit November 15, 1959, and on several occasions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually

believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

-4-

There are no children as fruits of this marriage and no property to be divided.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Earl McAnally, party Respondent to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent. Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

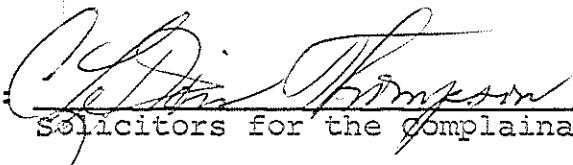
FILED

JAN 26 1960

ALICE J. DUCK, Register

THOMPSON & WHITE

BY:


Solicitors for the complainant

4829

ORA LEE MCANALLY

COMPLAINANT

VS

EARL MCANALLY

RESPONDENT

* * * * *

BILL OF COMPLAINT

* * * * *

FILED
JAN 26 1960
ALICE J. DUCK, Register

30
10

ORA LEE McANALLY * IN THE CIRCUIT COURT OF
 COMPLAINANT * BALDWIN COUNTY, ALABAMA
 VS * IN EQUITY.
 EARL McANALLY * CASE NO. _____
 RESPONDENT *

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to the ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant, the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Earl McAnally

STATE OF ALABAMA
 ESCAMBIA COUNTY

I, Marjette Little Thomas, a Notary Public, in and for said County, in said State, hereby certify that Earl McAnally, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 18th day of January, 1960.

FILED

JAN 26 1960

ALICE J. DUCK, Register

Marjette Little Thomas
 Notary Public, Escambia County,
 Alabama

My Commission Expires Dec. 31, 1960