

4853

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MILDRED MADDEN PARRISH, Complainant

vs.

CHARLES RAY PARRISH, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree~~ 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 MILDRED MADDEN PARRISH is forever divorced from the said CHARLES RAY PARRISH for and on account of

[Blank lines for additional text]

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 MILDRED MADDEN PARRISH the Complainant pay the cost herein to be taxed, for which executed may issue.

This 24th day of May 19 60

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.

Filed 5-24-60
Alice J. Welch
Recy

112

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

MILDRED MADDEN PARRISH,

Complainant

No. VS.

Entered on _____

Min. Book No. _____ Entry _____

~~W. E. Swartz~~ Register

Alice J. Duck

CHARLES RAY PARRISH,

Respondent

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. Agreement by complainant and respondent as to commissioner.
3. Testimony of Mildred M. Parrish, complainant.
4. Testimony of Johnnie Walker, witness for complainant.
5. Certificate of Curtis L. Moody, commissioner.

FILED, 5-19-60
Alice J. Duck Register

[Signature]
Solicitor for Complainant

FOR RESPONDENT

1. Answer and waiver.
2. Agreement by complainant and respondent as to commissioner.

~~Solicitor for Respondent~~

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No.....

Mildred Madden Parrish,
Complainant

Vs.

Charles Ray Parrish,
Respondent

**ORDER OF SUBMISSION
NOTE OF EVIDENCE**

Filed.....

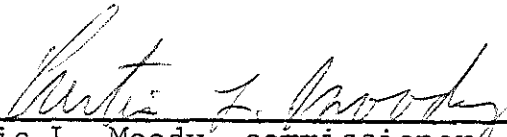
FILED
MAY 10 1960
ALICE J. DUCK, CLERK REGISTER

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

CERTIFICATE

I, Curtis L. Moody, the commissioner named in that certain agreement made and entered into on the 10th day of March, 1960 by and between Charles Ray Parrish, respondent and Mildred Madden Parrish, complainant, said agreement pertaining to that certain cause now pending in the Honorable Circuit Court of Baldwin County, Alabama, Sitting in Equity, wherein Mildred Madden Parrish is complainant and Charles Ray Parrish is respondent, under and by virtue of the power conferred upon me in such agreement as such commissioner, caused the said Mildred Madden Parrish, complainant and Johnnie Walker, a witness on behalf of said complainant, both of whom were made known to me, to come before me at 10:30 O'clock A. M. on the 16th day of May, 1960 at Room 424, Greystone Building, Mobile, Alabama; that said persons were first duly sworn by me; that they were then examined by B. F. Stokes, III, ^{in response} Solicitor for Complainant, and they testified/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 as might be identical in language of the said witnesses, and that, after said testimony had been so reduced to writing, it was by me read over to the said witnesses, who assented to and signed the same in my presense and in the presence of said Solicitor for Complainant. I certify that these depositions are true and correct as given by said witnesses, and that the respondent was not present at this hearing, having waived the right to be present. I further certify that I am not of counsel or of kin to any of the parties to the said cause, and am not in anywise interested in the result thereof.

Witness my hand this 16th day of May, 1960.



Curtis L. Moody, commissioner

STATE OF ALABAMA
COUNTY OF BALDWIN

TESTIMONY OF MILDRED MADDEN PARRISH

Before me, the undersigned commissioner, personally appeared Mildred Madden Parrish, who was by me duly sworn on oath and who stated as follows:

My name is Mildred Madden Parrish and I am the complainant in a divorce suit now pending in the Circuit Court of Baldwin County, Alabama. The respondent in that case is Charles Ray Parrish. Both the respondent and I are over the age of twenty-one years and I am a bona fide resident citizen of Mobile County, Alabama and I have been for all my life. The respondent, my husband, used to live here in Mobile County, Alabama but he recently moved to Pensacola, Florida. However, he has submitted to the jurisdiction of the Court in this divorce case. The respondent and I were married by ceremony on June 15, 1957. No children were born to me and the respondent during our marriage. On several occasions subsequent to our marriage the respondent committed several crimes against nature, said crimes against nature having been committed with other men. About six months after we were married, Vincent Emmons was visiting us in our house trailer and in the early hours of the morning I awoke and was startled to notice my husband in another room making advances toward Mr. Emmons. He made these advances by fondling the private parts of the said Mr. Emmons and by doing other things which are too shocking for me to repeat. Also, on a number of occasions since that time I have had male friends of my husbands to come to me and tell me that my husband, Charles Ray Parrish, had made advances to them or propositions to them. Also, my husband himself has admitted to me that he committed unnatural acts and that he had these unnatural inclinations and tendencies.

Because of this conduct of the respondent, he and I separated in August, 1959 and have not lived together since that time, and of course I cannot resume living with him because of his being a homosexual. I would like to have an absolute divorce from the bonds of matrimony; would like to be permitted to contract marriage again if I should so desire and would also like to be allowed to resume the use of my maiden name^{which is Mildred Madden}. I am not making any demands for alimony from my husband.

Mildred Madden Parrish
Mildred Madden Parrish


Curtis L. Moody
Curtis L. Moody, commissioner

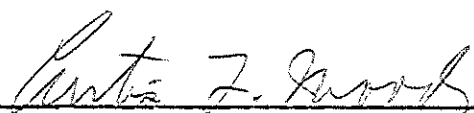
STATE OF ALABAMA
COUNTY OF BALDWIN

TESTIMONY OF JOHNNIE WALKER

Before me, the undersigned commissioner, personally appeared Johnnie Walker, who was by me duly sworn on oath and who stated as follows:

My name is Johnnie Walker and I am a sister of the complainant, Mildred Madden Parrish, who has a divorce suit pending against her husband, Charles Ray Parrish, in the Baldwin County Alabama Circuit Court. I know that my sister is a bona fide resident citizen of Mobile County, Alabama and that her husband is a non resident of the State of Alabama, his place of residence being Pensacola, Florida. He formally was a resident of Mobile County, Alabama. My sister married him in June, 1957 and they had no children. I know that after the marriage of my sister to the respondent that he committed crimes against nature, said crimes having been committed with other men. I have seen him make advances and propositions towards my husband and I have also been informed by my husband that he has made such advances and propositions. I also know from discussing with my sister, the complainant, and other persons that Charles Ray Parrish is a homosexual, because he has made many advances and propositions and has committed unnatural sex acts and crimes against nature with many other men. Because of this intolerable situation, my sister separated from the respondent in August, 1959 and I feel that she ought to be entitled to a divorce from him because of this situation.


Johnnie Walker


Curtis L. Moody, commissioner

BEN F. STOKES, III

ATTORNEY AT LAW

P. O. Box 1182

MOBILE, ALABAMA

May 18, 1960

424 Greystone Bldg.
104 St. Joseph Street

HEmlock 3-1673

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

RE: Mildred Madden Parrish VS Charles Ray
Parrish

Dear Mrs. D^Uck:

I am enclosing herewith an answer and waiver, and an agreement pertaining to appointment of commissioner, all pertaining to the above styled cause, and I would appreciate it if you would file the same in this matter. Also, I am enclosing the commissioner's envelope containing the commissioner's certificate and testimony in this cause. In addition, I am enclosing a note of evidence and order of submission, which I would also appreciate your filing as soon as you receive this letter.

I believe the filing of all the foregoing matters would put this case in order to be placed on the Judge's desk for his consideration.

Therefore, as soon as you receive this letter I would appreciate if if you would calculate the court costs and send me a notice as to the amount and I will immediately send you my check. If there is anything irregular about any of these papers, I would appreciate your advising me and I will correct the same at once.

Thanking you for your kind cooperation I am,

Sincerely yours,



B. F. Stokes, III

BS:M
Enc.

MILDRED MADDEN PARRISH,) IN THE CIRCUIT COURT OF BALDWIN
Complainant) COUNTY, ALABAMA
VS) SITTING IN EQUITY
CHARLES RAY PARRISH,)
Respondent) CASE NO. 4558

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT:

Comes now the complainant, Mildred Madden Parrish, in the above styled cause and brings this bill of complaint against the respondent, Charles Ray Parrish, and would show unto your Honor as follows:

1. That both she and the respondent are over the age of twenty-one years and that both she and the respondent are bona fide resident citizens of Mobile County, Alabama, and have been such for more than one year next preceeding the filing of this bill of complaint.
2. That she and the respondent are married, their marriage having been solemnized on June 15, 1957.
3. That no children have been born to complainant and respondent.
4. That after the marriage of complainant and respondent, respondent has committed crimes against nature, said crimes against nature having been committed with other men.

WHEREFORE, complainant prays that your Honor will take jurisdiction of this cause, will cause appropriate process to be issued and served upon the respondent, commanding him to plead, answer or demur to this bill of complaint within the time allowed by law, that upon a hearing of this bill of complaint your Honor will grant complainant an absolute divorce from respondent, and that your Honor will allow complainant to resume the use of her maiden name and will allow her to again contract marriage, if she should ever so desire, and that your Honor will grant such other further or different relief which complainant might be entitled to receive, the premises considered.

Mildred Madden Parrish
Mildred Madden Parrish

STATE OF ALABAMA

COUNTY OF MOBILE

Before me the undersigned authority personally appeared Mildred Madden Parrish who was by me duly sworn on oath and who stated that she has read the foregoing bill of complaint and that the facts contained therein are true and correct.

Mildred Madden Parrish
Mildred Madden Parrish

SWORN and described to before me this 22 day of February, 1960.

FILED

FEB 23 1960

ALICE J. DUCK, CLERK
REGISTER

Kurt Z. [Signature]
Notary Public, Mobile County, Alabama

B. F. Stokes, III
B. F. Stokes, III, P. O. Box 1182,
Mobile, Alabama, Solicitor for
Complainant

4558

RECORDED

Bill of Complaint

Michael Madden Parrish

05

Charles Ray Parrish

MILDRED MADDEN PARRISH,) IN THE CIRCUIT COURT OF BALDWIN
 Complainant) COUNTY, ALABAMA
 VS) SITTING IN EQUITY
 CHARLES RAY PARRISH,)
 Respondent) CASE NO. _____

ANSWER AND WAIVER

Comes now the respondent in the above styled cause and for answer to the bill of complaint filed against him states that he admits the allegations of said complaint as to the ages, residence and marriage and denies each and every other allegation of said bill of complaint and demands strict proof thereof.

Respondent further states that he waives notice of the time and place of the hearing in the within cause and that said cause may be heard at any time and may be submitted for final decree at any time without any notice to respondent. Respondent further states that he waives all other notices to which he might otherwise be entitled to receive in the premises, but for the execution of these presents.

Charles Ray Parrish

 Charles Ray Parrish

STATE OF ALABAMA
 COUNTY OF _____

Before me the undersigned authority personally appeared Charles Ray Parrish, who was first duly sworn and stated on oath that the facts contained in the above instrument are true and correct.

Charles Ray Parrish

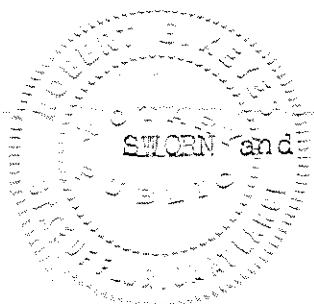
 Charles Ray Parrish

SWORN and subscribed to before me this 10th day of MARCH, 1960.

Robert E. Kaples

 Notary Public, _____

Notary Public, State of Florida et locum
 My commission expires Sept. 30, 1960.
 Bonded by American Surety Co. of N. Y.



MILDRED MADDEN PARRISH,) IN THE CIRCUIT COURT OF BALDWIN
 Complainant) COUNTY, ALABAMA
 VS) SITTING IN EQUITY
 CHARLES RAY PARRISH,)
 Respondent) CASE NO. _____

AGREEMENT

THIS AGREEMENT made and entered into on this 10th day of March, 1960 by and between Mildred Madden Parrish, complainant and Charles Ray Parrish, respondent, WITNESSETH:

WHEREAS, there is now pending in the Circuit Court of Baldwin County, Alabama, sitting in equity, a bill of complaint filed by Mildred Madden Parrish, where in she seeks a divorce and other relief,

NOW THEREFORE, complainant in said cause, Mildred Madden Parrish, and respondent in said cause, Charles Ray Parrish, do hereby expressly agree and consent that the testimony in said cause may be taken without issuance of a commission and the said parties do further agree that Curtis L. Moody, 422 Greystone Bldg., Mobile, Alabama shall act as commissioner in this cause.

Mildred Madden Parrish
 Mildred Madden Parrish

Charles Ray Parrish
 Charles Ray Parrish