

(4865)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BARBARA IRELAND, Complainant

vs.

JAMES IRELAND, 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

BARBARA IRELAND is forever divorced from the said JAMES IRELAND for and on account of

Cruelty, and it is further ordered, adjudged, and decreed that the Respondent shall not be required to pay alimony and support to the complainant for such periods of time as she is self-sustaining, the Respondent is ordered to provide Complainant with reasonable support and maintenance in the event she should become unable to sustain or support herself through no fault of her own. It is further, Ordered, Adjudged and Decreed that any and all alimony shall terminate when and if the Complainant should marry again.

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 BARBARA IRELAND the Complainant pay the cost herein to be taxed, for which executed may issue.

This 10th day of March 1960

James 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.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

MAR 10 1960
ALBERT BUCK, CLERK
REGISTRAR

CERTIFICATE

I, Peggy Preston, 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 ~~Mobile~~ Baldwin County, Alabama, Sitting in Equity, No. _____, wherein

Barbara Ireland is Complainant, and James Ireland

is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as such commissioner, caused Barbara Ireland, and Dorothy Hahn

who ^{are} were made known to me, to come before me at 3:00 o'clock P M., on March 8, 19 60, at 56 S. Conception St. Mobile, Alabama; that said witnesses were first duly sworn

by me as stated; that they were then examined by WILLIAM GRAYSON, Solicitor for the Complainant., and cross-examined by _____

Solicitor for Guardian Ad Litem & _____, and they testified in Attorney Ad Litem for _____

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, ~~XXXXXX who was physically unable to sign XXXX~~

~~XXXXXX reading and signing of same~~ in my presence and in the presence of said Solicitor for

Complainant. Solicitor for _____ and Guardian Ad Litem & _____ Attorney Ad Litem for _____

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 8th day of March, 19 60.

Peggy Preston
Commissioner

TESTIMONY OF BARBARA IRELAND, WITNESS ON HER OWN BEHALF:

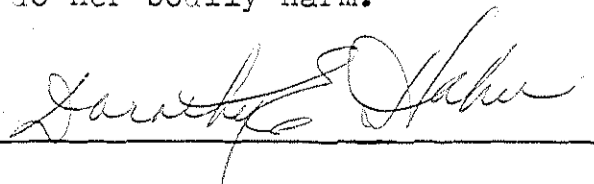
I am the Complainant in this cause and I am the wife of the Respondent. The Respondent and I were married to each other on August 7, 1954 in Flushing, New York. Both myself and the Respondent are each over the age of twenty-one years and were such at the time of the filing of the bill of complaint herein. I am a bona-fide resident citizen of the State of Alabama and the Respondent is a resident of the State of New York. There are no minor children as issue of our marriage. The Respondent has inflicted actual violence upon my person, attended with danger to my life and health, and from his conduct there is reasonable apprehension of such violence being inflicted upon my person if I were to ever live with the Respondent again in any respect as husband and wife. The Respondent treated me with courtesy and respect for the first two years of our marriage, after that he began to treat me with a course of cruelty and abuse. He became unreasonably jealous and he also developed a mean and nasty disposition. As the days would go by he would become more unreasonable and violent by nature. On several occasions the Respondent assaulted me with his fists and threatened to beat me when he became enraged. He has cursed me for vile and nasty names and he has made threats to do me bodily harm. On several other occasions the Respondent slapped me on and about my body in a rough and violent manner. He hit me so hard on these occasions that I was sore and suffered pain for a day or longer. On several other occasions the Respondent shoved and pushed me about in a rough and violent manner while in a fit of temper and rage. His face turned white with anger and I was very much afraid of him. I have not lived with the Respondent for the past two months because of his cruelty and abuse and I know that if I were to ever live with him again that he would inflict actual violence upon my person, attended with danger to my life

and health and I have reasonable apprehension of such violence being inflicted upon my person if I were to ever live with the Respondent again in any respect as husband and wife.

Barbara Ireland

TESTIMONY OF DOROTHY E. HAHN, WITNESS ON BEHALF OF THE COMPLAINANT.

My name is Dorothy E. Hahn and I am the mother of the Complainant. The Complainant is the wife of the Respondent and they were married to each other on August 7, 1954 in New York. Both the Complainant and the Respondent are each over the age of twenty-one years and were such at the time of the filing of the bill of complaint herein. The Complainant is a bona-fide resident citizen of the State of Alabama and the Respondent is a resident of the State of New York. There are no minor children as issue of their marriage. The Respondent has inflicted actual violence upon the person of the Complainant, attended with danger to her life and health, and from his conduct there is reasonable apprehension of such violence. The Complainant and the Respondent got along together for the first part of their marriage very well. However, after they had been living together for a year or two troubles seemed to have developed between them I noticed that the Respondent was acting rather harshly towards the Complainant from time to time. As the weeks went by the Respondent displayed a bad and unreasonable temper. He would become angry with the Complainant for no good reason and would say nasty things to her. On several occasions I have heard the Respondent threaten to inflict actual violence upon the Complainant. The Complainant has complained to me from time to time that the Respondent had assaulted her and threatened her. She also told me, that he had slapped her about her body in a rough and violent manner. I have even heard the Respondent insinuate that if the Complainant did not live just as he expected her to that he would even go so far as to kill her. I have been present when the Respondent has shoved and pushed the Complainant about in a rough and violent manner on several occasions. I have reason to believe that if the Complainant and the Respondent were to ever live together again as husband and wife that he would do her bodily harm.



BARBARA IRELAND,
COMPLAINANT,

VS

JAMES IRELAND,

Respondent.

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

NO. _____

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

Comes the Complainant in the above styled cause and shows
unto this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were
married to each other on August 7, 1954 in Flushing, New York.
Both the Complainant and the Respondent are each over the age
of twenty-one years. The Complainant is a bona-fide resident
citizen of the State of Alabama and the Respondent is a resident
of the State of New York. There are no minor children as issue
of their marriage.

TWO

The Respondent has committed actual violence upon the person
of the Complainant, attended with danger to her life or health,
or from his conduct there is reasonable apprehension of such
violence.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction
of this cause, will make the said James Ireland, party-respondent
hereto, and will cause him to appear, plead, answer or demur
hereto, within the time allowed by law and the rules of this
Honorable Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to grant her an absolute divorce from the bonds of matrimony with the Respondent, and Complainant further prays for such other, further or different relief as in equity she may be due, and as in duty bound she will ever pray, etc.


SOLICITOR FOR COMPLAINANT.

Filed
3-4-60

BARBARA IRELAND

No. _____ VS. _____

JAMES IRELAND

Entered on _____

Min. Book No. _____ Entry _____

~~W. Elwood Houghton~~ Register

ALICE J. DUCK,

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. Answer, Waiver and Agreement
3. Testimony of Barbara Ireland and of Mrs. Dorothy Eahn witness on behalf of the Complainant in this cause.

William Grayson
Solicitor—For Complainant

FOR RESPONDENT

FILED, 3-8-60

Alice J. Duck Register

Solicitor—For Respondent

m

No. _____

BARBARA IRELAND

Vs.

JAMES IRELAND

ORDER OF SUBMISSION
NOTE OF EVIDENCE

Filed 3-9-60

Wiegman
Register

Ent. Min. No. _____ Entry _____

RECEIVED BY THE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535
MARCH 9 1960
COMMUNICATIONS SECTION
FBI
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WASHINGTON, D. C. 20535
MARCH 9 1960
COMMUNICATIONS SECTION
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BARBARA IRELAND

No. Vs.

JAMES J. IRELAND

Complainant

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 Mrs. Peggy Preston, may take the testimony in this cause without the issuance of a commission.

James Ireland Defendant

Complainant agrees that Mrs. Peggy Preston, may take the testimony in this cause as commissioner, without issuance of a commission.

Barbara Ireland Complainant

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

Complainant agrees that the Defendant is the sole owner of the automobile.

Complainant releases the Defendant from all claims of alimony and support, both temporary and permanent, until such time as she ceases to be self-sustaining through no fault of her own; and at such time as she shall remarry, the Defendant shall be relieved of any further obligation of support whatsoever.

ATTEST:

- 1. Lottie M. Field
2. [Signature]

Barbara Ireland COMPLAINANT
James Ireland DEFENDANT

Filed 3-8-60

STATE OF
COUNTY OF

I, a NOTARY PUBLIC in and for said State and County, do hereby certify that, 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, executed the same voluntarily on the day same bears date.

Witness my hand and seal this day of, 19

NOTARY PUBLIC

Filed STATE OF
Register COUNTY OF

No. _____

Vs.

ANSWER AND WAIVER

Filed, 3-8, 1960.

Alice J. Duck
Register

49657