

4874

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

FRANCES T. HAFFNER

Complainant

vs.

WALTER C. HAFFNER, SR.,

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Answer, Waiver & Agreement, 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 FRANCES T. HAFFNER

is forever divorced from the

said WALTER C. HAFFNER, SR., for and on account of

CRUELTY: The parties hereto have entered into an agreement, which is in writing, and on file in this cause; the Court approves said agreement, and orders and decrees as follows: That the Complainant be, and hereby is, awarded the custody and control of thier minor child, subject to the right of the Respondent to see and visit with said child at all reasonable and seasonable times, and The Respondent is hereby ordered to pay to the Complainant the sum of \$350.00 per month as support and maintenance for the duration of her life or until she may marry again, that is to say, that in the event the Complainant should marry again such action on her part shall terminate and end any alimony payments on the part of the Respondent to the Complainant. Defendant is further ordered to deed his interest in the homeplace to their son, Walter C. Haffner, JR.

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 Frances T. Haffner, the Complainant pay the cost herein to be taxed, for which executed may issue.

This 11th day of March 19 60.

Robert M. Stone

Judge Circuit Court, In Equity

I, ALICE J. DUCK, 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 March 19 60.

Register of Circuit Court, In Equity.

No. 4874 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

FRANCES T. HAFFNER

Complainant

vs.

WALTER C. HAFFNER, SR.,

Respondent

DIVORCE DECREE

FILED  
MAR 11 1960  
ALICE J. DUCK, CLERK  
REGISTER

FRANCES T. HAFFNER

THE STATE OF ALABAMA

Baldwin County

vs.

WALTER C. HAFFNER, SR.,

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, Answer, Waiver and Agreement, and Deposition of Frances T. Haffner and Elizabeth Davis, witness on behalf of the Complainant in this cause.

WILLIAM GRAYSON, SOLICITOR FOR COMPLAINANT

and in behalf of Defendant upon

*Wm. Grayson*  
Register.

*m*

No. 4894

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

**IN EQUITY**  
Circuit Court of Baldwin County

FRANCES. T. HAFFNER

VS.

WALTER C. HAFFNER, SR.,

**Note of Testimony**

Filed in Open Court this

**FILED**

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

**MAR 11 1960**

**ALICE J. DUCK, CLERK**  
**REGISTER Register.**

# CERTIFICATE

I, Peggy S. 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 BALDWIN ~~Mobile~~ <sup>XXXXX</sup> County, Alabama, Sitting in Equity, No. \_\_\_\_\_, wherein

Frances T. Haffner is Complainant, and Walter C. Haffner, Sr. is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as such commissioner, caused FRANCES T. HAFFNER, and MRS. ELIZABETH DAVIS

are who were made known to me, to come before me at 3:00 o'clock P M., on March 10, 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 \_\_\_\_\_

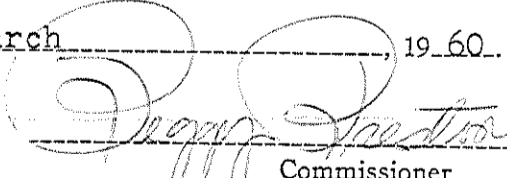
response thereto as is hereinabove written; and the testimony was by me reduced to writing as given by said witnesses in narrative form, and as near might be the identical language of said witnesses, and that, after said testimony had been so reduced to writing, it was by me read over to said witnesses;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

~~waved their 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 \_\_\_\_\_

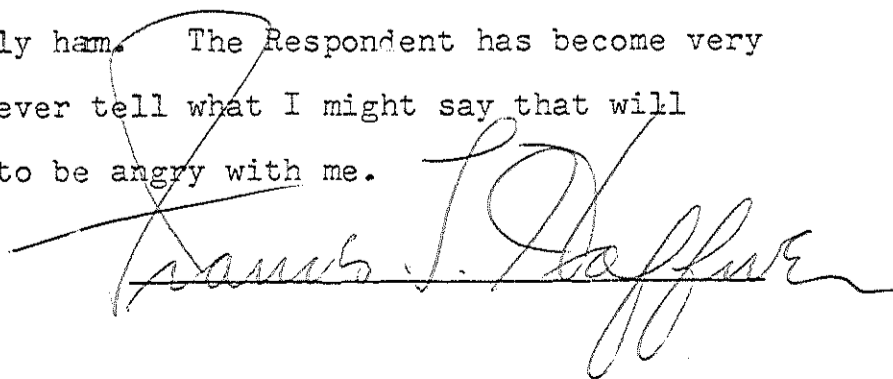
I further certify that I am not of counsel or kin to any of the parties to the said cause, and am not in anywise interested in the result thereof, and that the depositions are true and correct as given by the witnesses.

Witness my hand this 10th day of March, 19 60.

  
\_\_\_\_\_  
Commissioner

TESTIMONY OF MRS. FRANCES T. HAFFNER, WITNESS ON her OWN BEHALF:

My name is Frances T. Haffner, and I am the Complainant in this cause. I am the wife of the Respondent and we were married to each other on August 22, 1942 in Mobile, Alabama. Both the Respondent and myself are each over the age of twenty-one years and both myself and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There is one minor child as issue of our marriage, Walter C. Haffner, Jr., age sixteen years. Said child lives and resides with me and I think that I am a fit and proper person to be granted his sustody and control. The Respondent has committed 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 was a good and loving husband for the first part of our marriage, but in recent years his temper has become more and more uncontrollable. He loses his temper with me over the least little thing. He has abused me with words on many, many occasions and has made threats to do me harm. He has, on other occasions become agnry with me and pushed me and shoved me about in a very rough and violent manner. The Respondent is a very jealous person and he has accused me unjustly in the past few years and has lost his temper with me for nothing whatsoever. It has gotten to the point that the Respondent finds it almost impossible to control himself and I am afraid that he might lose his temper with me sometimes and do me bodily ham. The Respondent has become very moody lately and I can never tell what I might say that will upset him and cause him to be angry with me.

A handwritten signature in cursive script, appearing to read "Frances T. Haffner", written over a horizontal line.

TESTIMONY OF MRS. ELIZABETH T. DAVIS, WITNESS ON BEHALF OF THE COMPLAINANT.

My name is Mrs. Elizabeth T. Davis and I am a sister of the Complainant. The Complainant is the wife of the Respondent and they were married to each other on August 22, 1942 in Mobile, Alabama. 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. Both the Complainant and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There is one minor child as issue of their marriage, Walter C. Haffner, Jr., age sixteen years. Said child lives and resides with my sister, the Complainant and she is a fit and proper person to be granted his custody and control. The Respondent is a fit and proper person to be granted the right of visitation. The Respondent has committed 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 being inflicted upon the person of the Complainant if she were to ever live with the Respondent in any respect as husband and wife. I know that the Respondent is a highly nervous and easily disturbed person. He has lost his temper in my presence and has said things to the Complainant that were very unkind, and abusing. When the Respondent loses his temper he finds it very hard to get control of himself, and recently it seems that he becomes angrier and more violent each time. I have also been present when the Respondent has made accusations to the Complainant and has displayed a very unreasonable jealousy. He has even insinuated that he would do the Complainant harm if he ever caught her doing anything that he felt was wrong. He has lost his temper with the Complainant for no good reason whatsoever and has shoved and jerked her about in a very rough and violent manner while in my presence.

Elizabeth T. Davis

Mrs. Frances T. Haffner,  
Complainant,  
-vs-  
WALTER C. HAFFNER, SR.,  
Respondent.

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

X  
NO. \_\_\_\_\_  
X

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

Comes the Complainant and shows unto Your Honors and unto  
this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were married  
to each other on August 22, 1942 in Mobile, Alabama. Both the  
Complainant and the Respondent are bona-fide resident citizens of  
the State of Alabama and have been such for more than one year  
next preceding the filing of the bill of complaint herein. Both  
the Complainant and the Respondent are each over the age of twenty-  
one years. There is one minor child as issue of their marriage,  
Walter C. Haffner, Jr., age sixteen years. Said child lives and  
resides with the Complainant and she is a fit and proper person to  
be granted his custody and control.

TWO

The Respondent has committed 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  
being inflicted upon the person of the Complainant.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction of this  
cause, will make the said Walter C. Haffner, Sr., 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 that she will be awarded the custody and control of their minor child, 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.

*William S. Chapman*  
SOLICITOR FOR COMPLAINANT.

Respondent

*Filed*  
*3-10-60*

FRANCES T. HAFFNER  
Complainant

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

IN THE CIRCUIT COURT OF  
BALDWIN  
MOBILE COUNTY, ALABAMA

WALTER C. HAFFNER, SR.  
Defendant

IN EQUITY

ANSWER AND WAIVER,  
AGREEMENT

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 allegation of said Bill of Complaint and demands strict proof thereof.

I understand <sup>and agree</sup> that the testimony in this cause will be taken ~~in court~~ by deposition Court on oral examination, and waive notice of the time 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.

ATTEST: [Signature] \* - \* - \* Walter C. Haffner Defendant

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

Complainant and Defendant agree that Mrs. Peggy Preston, may take the depositions in this cause, without the issuance of a commission.

Defendant agrees to pay to the Complainant the sum of \$350.00 per month as support and maintenance for the duration of her life or until she may marry again, that is to say that in the event the Complainant should marry again such action on her part shall terminate and end any alimony payments on the part of the Respondent to the Complainant.

Defendant agrees to deed all his right, title and interest in and to the home place on Hollingers Island, Mobile County, Alabama to their son, Walter C. Haffner, Jr.

Defendant agrees that the Complainant should be granted the custody and control of said minor child, subject to his right to see and visit with said child at all reasonable times.

[Signature]  
DEFENDANT.  
[Signature]  
COMPLAINANT.

*Filed  
3-10-60*

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 \_\_\_\_\_