

(4891)

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JUDY HAVRANEK, Complainant

vs.

JIMMIE HAVRANEK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer and Waiver, Note of Evidence 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 JUDY HAVRANEK is forever divorced from the said JIMMIE HAVRANEK for and on account of Cruelty.

Respondent to have custody of the children, Anita Havranek and James Havranek, subject to reasonable visitation by Complainant in accordance with agreement between parties filed herewith.

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 again 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 JUDY HAVRANEK, the Complainant pay the cost herein to be taxed, for which executed may issue.

This 4th day of April 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.

FILED

APR 4 1961

ALICE L. DUCK, CLERK REGISTER

Witness my hand and seal this the _____ day

of _____, 19 _____

Register of Circuit Court, In Equity.

No. 1891 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

JUDY HAVRANEK

Complainant

vs.

JIMMIE HAVRANEK

Respondent

DIVORCE DECREE

E. G. RICKARBY,
Attorney-at-Law
Fairhope, Alabama

JUDY HAVRANEK,	§	IN THE CIRCUIT COURT OF
Complainant,	§	BALDWIN COUNTY, ALABAMA,
-VS-	§	IN EQUITY.
JIMMIE HAVRANEK,	§	
Respondent.	§	

BILL OF COMPLAINT

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

Comes JUDY HAVRANEK by this her Bill of Complaint presented against JIMMIE HAVRANEK, and respectfully shows:

FIRST: That the Complainant and Respondent are both bona fide residents of Baldwin County, Alabama, and have been such for over three years next preceding the filing of this Bill of Complaint, and that the Complainant is nineteen years of age and the Respondent is twenty-five years of age.

SECOND: Complainant and Respondent were married on, or about the 15th day of December, 1956, in Fairhope, Alabama, and have lived together as husband and wife until about the 1st of December, 1959, when Complainant and Respondent were separated for reasons hereinafter stated.

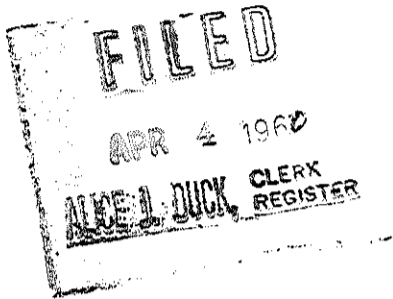
THIRD: That the Respondent, JIMMIE HAVRANEK, committed actual violence upon the person of his wife, JUDY HAVRANEK, with danger to her life and health by striking her, and that from the Respondent's conduct, the Complainant has reasonable apprehension to believe that he will commit further violence to her person with danger to her life or health.

FOURTH: There have been born to this marriage two children, namely, Anita Havranek, a daughter, age two, and James Havranek, a son, age, eight months. It is now to the best interest for these children to be under the care and custody of the Respondent, subject to reasonable visitation by this Complainant.

THE PREMISES CONSIDERED, Complainant prays that JIMMIE HAVRANEK be made party defendant to this cause, and by proper process required to plead, answer or demur within the time prescribed by law.

Complainant further prays that on a final hearing of this cause, a Decree of Divorce from the bonds of matrimony be rendered, forever divorcing her from the said JIMMIE HAVRANEK, and that the agreement as to the

custody of the children filed herewith be confirmed by this Court and the Complainant be granted the right to resume her maiden name if she so desires, and that the Court will grant to the Complainant such other different or further relief as to Equity may seem meet.



E. G. RICKARBY,
Solicitor for Complainant.

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JUDY HAVRANEK,

Complainant,

-VS-

JIMMIE HAVRANEK,

Respondent.

BILL OF COMPLAINT

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

JUDY HAVRANEK
Complainant
VS
JIMMIE HAVRANEK
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ANSWER AND WAIVER

Comes the respondent, JIMMIE HAVRANEK, in the above styled cause and for answer to the Bill of Complaint heretofore filed in said cause, and to each and every paragraph thereof, says:

He denies each and every allegation contained therein and demands strict proof thereof.

Respondent hereby submits himself to the jurisdiction of this Honorable Court and waives notice of the time and place for taking testimony in said cause, waives the issuance of a formal commissioner to take testimony in said cause and consents that testimony may be taken without further notice to him and further waives notice of the time and place of submission of said cause and consents that said cause may be submitted for final decree at any time or place without further notice to him of such submission.

Jimmie Havranek
JIMMIE HAVRANEK

STATE OF ALABAMA

BALDWIN COUNTY

I, the undersigned Notary Public, in and for said County in said State, hereby certify that JIMMIE HAVRANEK, whose name is signed to the foregoing instrument and who is known to me to be the respondent above named, acknowledged before me on this day that he executed the same voluntarily with knowledge of its contents.

WITNESS my hand and official seal this the 26 day of July, 1960.

Filed
4-4-60

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Frankford
Notary Public, Baldwin County, Alabama

STATE OF ALABAMA,

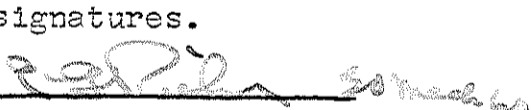
BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS that Whereas JUDY HAVRANEK and JIMMIE HAVRANEK are contemplating a divorce action and wish to make arrangements for the care and custody of their two children and for the support and counsel fees, IT IS AGREED THAT (1) the children, namely ANITA HAVRANEK, a daughter, age, two, and JAMES HAVRANEK, a son, age, eight months, should be under the care and custody of the Respondent, JIMMIE HAVRANEK, and that he will support said children; and (2) that the Complainant, JUDY HAVRANEK, is to have the right to visit these children at reasonable times and places; and, also, (3) that the household furniture is to go to the Respondent in this cause.


The Respondent, JIMMIE HAVRANEK has paid the Complainant, JUDY HAVRANEK, the sum of FIVE HUNDRED DOLLARS (\$500.00) in full settlement of all claims. The respondent is to pay for the costs and expenses of securing this divorce which is an attorney's fee of ONE HUNDRED DOLLARS (\$100.00) and the costs of Court.

It is understood that neither of the parties shall molest or intervene with the other party.

IN WITNESS WHEREOF the parties have hereunto set their hands and seals on the date set opposite their respective signatures.



JUDY HAVRANEK



JIMMIE HAVRANEK

FILED

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ALICE L. DUCK, CLERK
REGISTER

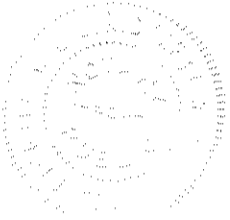
STATE OF ALABAMA,

BALDWIN COUNTY.

I, the undersigned notary public, in and for said County, in said State, hereby certify that JUDY HAVRANEK and JIMMIE HAVRANEK, whose names are signed to the foregoing agreement, and who are known to me, acknowledged before me on this day that being informed of the contents of the instrument, they executed the same voluntarily on the day that same bears date.

Given under my hand and official seal this 4 day of April

1960.





Notary Public

JUDY HAVRANEK,

Complainant,

-VS-

JIMMIE HAVRANEK,

Respondent.

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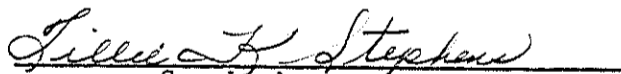
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

I, TILLIE K. STEPHENS, commissioner, acting under commission in the divorce suit of JUDY HAVRANEK vs. JIMMIE HAVRANEK, pending in the Equity side of the Circuit Court of Baldwin County, Alabama, hereby certify that I have caused the witnesses in this cause, namely, JUDY HAVRANEK and FAYE HARRELL, who were made known to me and known to be the identical witnesses called by the parties, to come to my office in the old bank building at 392 Fairhope Avenue, Fairhope, Alabama, where said witnesses, after being first duly sworn by me, upon examination of E. G. Rickarby, Esquire, solicitor for the Complainant, did testify as shown by the attached testimony and that their testimony was by me reduced to writing as given by them as near as might be in their identical language and, after being so reduced to writing, was read over by the said witnesses who assented to and signed the same in my presence.

I further certify that I am not of counsel or kin to either of the parties to the cause, nor anywise interested in the results thereof.

IN WITNESS, I hereunto set my hand as commissioner on this the

26th day of March, 1960.


Commissioner

JUDY HAVRANEK,

COMPLAINANT,

-VS-

JIMMIE HAVRANEK,

RESPONDENT.

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

TESTIMONY OF FAYE HARRELL, a Witness on Behalf of the Complainant:

FAYE HARRELL, being first duly sworn, testified as follows:

My name is FAYE HARRELL and I live in Fairhope, Baldwin County, Alabama, and have known Judy Havranek for over three years. Both, she and her husband, Jimmie Havranek, are residents of Fairhope, Baldwin County, Alabama. Judy is nineteen years old and Jimmie, her husband, is over the age of twenty-one years.

Judy and Jimmie were married when I first knew them and they lived here in Baldwin County, Alabama. I knew that they were not getting along very well and were having trouble, although I never saw him strike her.

I understand that both of them want a divorce, and together have made arrangements about the children.

Faye Harrell

FAYE HARRELL

Subscribed and sworn to before me this 26 day of March, 1960.

Lilli H. Stephens

COMMISSIONER

JUDY HAVRANEK,

Complainant,

- VS -

JIMMIE HAVRANEK,

Respondent.

*T E S T I M O N Y

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

JUDY HAVRANEK,	¶	
Complainant,	¶	IN THE CIRCUIT COURT OF
-VS-	¶	BALDWIN COUNTY, ALABAMA,
JIMMIE HAVRANEK,	¶	IN EQUITY.
Respondent.	¶	

TESTIMONY OF JUDY HAVRANEK, Complainant:

JUDY HAVRANEK, being first duly sworn, deposes and says as follows, to-wit:

My name is JUDY HAVRANEK and I am nineteen years old, and on the 15th day of December, 1956, I married the Respondent, JIMMIE HAVRANEK, in Fairhope, Baldwin County, Alabama, and I still reside in Baldwin County, Alabama.

We lived together as husband and wife but for the last year or so we have not lived together happily as he has struck me on several occasions. One of the occasions was in May, 1959, while I was carrying my baby son and he has threatened to strike me repeatedly until in December, 1959, I had to go back to my mother.

Since that time we have lived separate and apart although about the first of January, 1960, he came over to my mother's house and struck me. My mother knows about how sick I was after he struck me in May, 1959, but he has not made any threats about striking me when anybody was listening. Our house was right next to his mother's and is a part of the Havranek farm and the children spend most of the time with Mrs. Havranek and I believe that they would be better off with Mrs. Havranek because after I get a divorce I shall have to work and make a living. However, I still love my children and the children need their mother to visit them and so I ask that I be allowed to visit them at reasonable times.

I do not want any of the household furnishings and JIMMIE has paid me the FIVE HUNDRED DOLLARS (\$500.00) which he agreed.


JUDY HAVRANEK

Re: Testimony of Judy Havranek

Subscribed and sworn to before me this 26th day of
March, 1960.

Lillie K. Stephens
COMMISSIONER

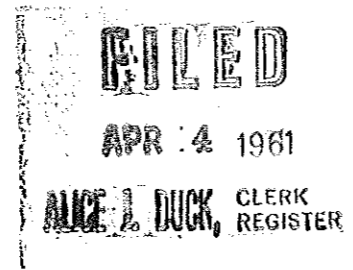
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JUDY HAVRANEK,
Complainant,

- VS -

JIMMIE HAVRANEK,
Respondent.

TESTIMONY



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


JUDY HAVRANEK,
Complainant,
-VS-
JIMMIE HAVRANEK,
Respondent.

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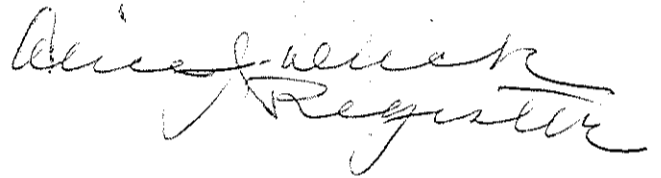
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

NOTE OF EVIDENCE

This cause is submitted for final decree on Complainant's Bill, Answer and Waiver, Custody Agreement, and depositions of Complainant and FAYE HARRELL.


E. G. RICKARBY,
Solicitor for Complainant.

FILED
APR 4 1991
ALICE J. DUCK, CLERK
REGISTER


Register

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JUDY HAVRANEK,

Complainant,

-VS-

JIMMIE HAVRANEK,

Respondent.

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NOTE OF EVIDENCE

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