

5940

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Hazel Lowrey

, Complainant

vs.

George Lowrey

, 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 Hazel Lowrey is forever divorced from the said George Lowrey for and on account of Cruelty

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 the payment of the cost of this suit.

It is further ordered that Hazel Lowrey the Complainant pay the cost herein to be taxed, for which execution may issue.

This 14th day of January, 1953.

J. J. Mableberry, 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. 2947 Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Hazel Lowrey

Complainant

vs.

George Lowrey

Respondent

DIVORCE DECREE

FILED

1-14-53

ALISE J. DUCK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Hazel Lowrey Complainant

VS.

George Lowrey Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Hazel Lowrey and R. C. Smith

witness es named in the Requirement for Oral Examination, on the 12 day of January
194 53 at the office of Hubert M. Hall
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 Hazel Lowrey and R. C. Smith
doth depose and say as follows:

My name is Hazel Lowrey. I am a resident of Loxley in Baldwin County, Alabama, where I have lived all my life.

The Respondent, George Lowrey is a resident of Mexia, Alabama, and is nineteen years of age.

The Respondent and I married in Lucedale, Mississippi, on June 25th, 1952. We lived together in Loxley, Alabama, until about July 15th, 1952, when for the reasons herein stated I was forced to quit living with the Respondent and we have not lived together since that time.

The Respondent after our marriage threatened and abused me and threatened to do violence to me person which would necessarily endanger my life and health. The conduct of the respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with him he would carry out his threats and do actual violence to me person which would necessarily endanger my life and health.

Cross examination by guardian ad litem:

The respondent did not support me after our marriage. We lived in the home with my parents and I had to look to them for a greater part of my support.

Hazel Lowrey

My name is R. C. Smith. I am the father of the Complainant in this cause. She and the Respondent lived in the home with me while they were living together. I live at Loxley in Baldwin County. The Respondent mistreated my daughter and did not support her. I necessarily had to care for her. I know that the Complainant cannot live in any peace with the Respondent. I know that it is to the best interest of both that they be divorced.

Cross examination by guardian ad litem.

The Complainant and Respondent have no children or community property. It is to the best interest of all interested parties that they be granted a divorce.

R. C. Smith

ORAL EXAMINATION.

I, Evelyn Watts, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition^s on Oral Examination was taken down by me in writing in the words of the witness^{es} and read over to them and they signed the same in the presence of myself and Hubert M. Hall

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness^{es} or had proom 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 12 day of January, 1945.

Evelyn Watts (L. S.)

NO. 2947 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Hazel Lowrey

vs. Complainant

George Lowrey

Respondent.

Oral Deposition

Filed _____, 194

FILED

Register.

1-13-63
Recorded in

ALICE I BRYK, Register Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons GEORGE LOWREY 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 HAZEL LOWREY as Complainant and against George Lowrey.

WITNESS MY HAND this the 12 day of January, 1953.

Register

HAZEL LOWREY

COMPLAINANT

VS

GEORGE LOWREY

RESPONDENT

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

TO HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, Hazel Lowrey, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and seventeen years of age; that your Respondent is a resident of the state of Alabama, and nineteen years of age.

2.

That your Complainant and the Respondent married at Lucedale, Mississippi on June 25, 1952, and lived together as husband and wife until on to-wit: July 15, 1952.

3.

That on to-wit, July 15, 1952, and on various occasions prior thereto the Respondent cursed, threatened and abused your Complainant and threatened to do actual violence to her person, which would necessarily endanger her life and health; that the conduct of the Respondent was such as to give your Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with the Respondent he would do actual violence to her person which would necessarily endanger her life and health.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said George Lowrey 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 final hearing hereof, Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant 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.



Solicitor for the Complainant

RECORDED

NO 2947

HAZEL LOWREY

COMPLAINANT

VS

GEORGE LOWREY

RESPONDENT

BILL OF COMPLAINT

FILED

1-13-53

ALICE J. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Evelyn Watts

KNOW YE: that we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Hazel Lowrey and R. C. Smith

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Hazel Lowrey

Complainant
and George Lowrey

Respondent

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

Witness 12th day of Jan, 1953

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 2947

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Hazel Lowrey

Complainant—

vs.

George Lowrey

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

FILED

Alice I. Brock, Registrar

HAZEL LOWREY,)
COMPLAINANT,)
VS
GEORGE LOWREY,
RESPONDENT)

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

Now comes the respondent, George Lowrey, in his own proper person, and accepts service of summons and complaint in this cause, and waives any and all further notices.

The Respondent admits the allegations as to ages, residences, and marriage, but denies all allegations as to cruelty, and demands strict proof of the same.

The Respondent waives notice of the time of taking 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.

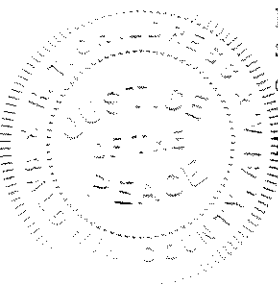
George E. Lowrey

State of Alabama)
Baldwin County)

I, H. P. Children Justice of Peace, a ~~notary~~ public in and

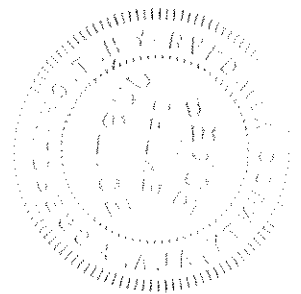
for said county in said state hereby certify that George Lowrey whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 13th day of Jan-1953, 1952.



H. P. Children J.P.
Notary Public, Baldwin Co., Ala.

RECORDED
NO 2-9-47



HAZEL LOWREY

COMPLAINANT

VS

GEORGE I. LOWREY

RESPONDENT

ANSWER AND WAIVER

FILED

1-13-53

MADE BY [unclear]

Hazel Lowrey

vs.

George Lowrey

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,
and testimony of Hazel Lowrey and R. C. Smith

and in behalf of Defendant upon answer and waiver

[Handwritten signature]

[Handwritten signature]

Register.

No. 2947

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Hazel Lowrey

vs.

George Lowrey

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

FILED

1-13-53 Register.

Printed By The Baldwin Times

ALICE J. DUCK, Register