

(1360)

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

MARY LOUISE FONDREN

Complainant

VS.

JOHN H. FONDREN

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 MARY LOUISE FONDREN

is forever divorced from the said JOHN H. FONDREN

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 JOHN H. FONDREN the RESPONDENT pay the cost herein to be taxed, for which execution may issue.

This 6th day of July, 1945

J. W. Hare
Judge Circuit Court, in Equity.

I, ROBERT S. 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 JULY, 1945

Register of Circuit Court, in Equity

No. 1360 Page _____

The State of Alabama
BALDWIN COUNTY
IN CIRCUIT COURT, IN EQUITY

MARY LOUISE FONDREN

vs. Complainant

JOHN H. FONDREN

Respondent

DIVORCE DECREE

Filed this _____ day of

July, 1945

Register

Mary Louise Fondren

vs.

John H. Fondren

THE STATE OF ALABAMA
Baldwin County

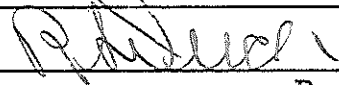
IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,
Answer and waiver and Testimony of Complainant and

J.H. Hodges

and in behalf of Defendant upon

Elliott G. Rickarby



Register.

No. 1360

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Mary Louise Fondren

vs.

John H. Fondren

NOTE OF TESTIMONY

Filed in Open Court this 30

day of July, 1945

R. H. [Signature]
Register.

Printed by The Baldwin Times, Bay Minette.

MARY LOUISE FONDREN

Complainant

E Q U I T Y

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

vs

JOHN H. FONDREN

Respondent.

Comes JOHN H. FONDREN, respondent in the above styled cause, and for answer to the bill of complaint says she denies each and every allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony of the time and place set for taking same and of the right to introduce evidence in his own behalf. He further agrees that this cause may be submitted for final decree at any time on the pleading and Complaint's evidence as noted by the Register.

John H. Fondren
Respondent

Before me the undersigned Notary personally appeared John H. Fondren who is known to me to be the Respondent above named and who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.

Witness my hand official seal this the ~~20th~~ day of July, 1945.

Elliot B. Rinkley
Notary Public, Baldwin County, Alabama.

1945 JUL 30 10 15 AM

John H. Fondren

IN RE: MARY LOUISE FONDREN, Complainant, vs. JOHN H. FONDREN, Respondent.

WHEREAS the above-named parties have been joined in the above-captioned cause and the Respondent has filed the following answer and waiver:

John H. Fondren

I, the undersigned, being duly sworn, depose and say that the foregoing is a true and correct statement of the facts and circumstances of the case as set forth in the complaint.

Subscribed and sworn to before me this 30th day of July, 1945.

Notary Public for the State of California

My commission expires on the 31st day of July, 1946.

Witness my hand and the seal of my office this 30th day of July, 1945.

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Notary Public for the State of California

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Witness my hand and the seal of my office this 30th day of July, 1945.

1366

RECORDED

MARY LOUISE FONDREN, Complainant, vs. JOHN H. FONDREN, Respondent.

ANSWER AND WAIVER.

John H. Fondren
July 3 1945

WITNESSED BY ME, CLERK OF COURT, on this 30th day of July, 1945.

CLERK OF COURT

COURT CLERK

TO THE

HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA: IN EQUITY:

Comes MARY LOUISE FONDREN, and by this her Bill of Complaint presented against JOHN H. FONDREN, respectfully shows:

FIRST: That Complainant and Defendant are both over the age of twenty-one years; that both are now and have been for more than five years bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married at Mobile, Alabama, in January, 1944, but have not lived together since June 1, 1945.

THIRD: That since said marriage the Defendant has threatened Complainant with cruelty and when under the influence of liquor is dangerous and for this reason she left him on three separate occasions the last time for good about June 1, 1945, fearing from his actions that when intoxicated he would carry out his threats of violence, which has given her reasonable apprehension to fear serious danger to her person, if not to life itself.

THE PREMISES CONSIDERED, Complainant prays that JOHN H. FONDREN be made party defendant to this cause, and by proper process required to answer this bill within the time prescribed by Law.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said John H. Fondren, granting her the right to marry again should she so desire and to have such other, further or different relief as to equity may seem meet.

Bevin L. P. P. P.
Solicitor for Complainant

1360

RECORDED

MARY LOUISE FONDREN,
Complainant.

vs

JOHN H. FONDREN.

BILL OF COMPLAINT

Filed July 3 1945
D. D. D.
D. D. D.

RECEIVED

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Faint, mostly illegible text, possibly a court record or docket entry.

E Q U I T Y, No,

MARY LOUIS FONDREN,
Complainant,

CIRCUIT COURT OF BALDWIN COUNTY

vs

ALABAMA.

JOHN H. FONDREN,
Respondent.

DEPOSITIONS OF MARY LOUISE FONDREN AND J. H. HODGES, WITNESSES
FOR COMPLAINANT.

The said witnesses, being by me first duly sworn, upon examination by the Solicitor for the Complainant, testified as is hereinafter set forth:

MARY LOUISE FONDREN

I am the Complainant in this cause, am over the age of twenty-one years and a lifelong resident of Baldwin County, as is my husband whom I married in January, 1944. Since our marriage we lived east of Point Clear in Baldwin County up to about the first of this month, but not always together as our marriage was not a success. We parted on three occasions and came back together twice, but this last time we parted about the first of June and have been apart since. I will not go back to him as he is cruel to me and from his threats I fear he will do me more serious harm when he is intoxicated, than he has already done, perhaps kill me in a fit of anger. His past treatment has shown me what kind of man he is.

Mary Louise Fondren

J. H. HODGES

I am well acquainted with both John Fondren and his wife and have known both for a number of years. I live in the same community and am related to him by marriage. They have not gotten along well together and she has left him on three previous occasions and recently, about the first of June, since which time they have remained apart, she living with her parents. She is wise in leaving him as he has been cruel to her and if they continued to stay together he is apt to do her serious harm. I have never seen him strike her, but have heard them when they had quarrels and know what kind of man he is and that for her own welfare she is doing the right thing in leaving him before he does her harm.

J. H. Hodges

I, HELEN P. BAUGH, acting as commissioner by agreement of parties hereby certify that in the case of MARY LOUISE FONDREN vs JOHN H. FONDREN, pending on the Equity side of the Circuit Court of Baldwin County, I caused MARY LOUISE FONDREN and J. H. HODGES, witnesses for the Complainant, to appear before me at my office in Fairhope, Alabama, where, after being duly sworn, upon examination by the Solicitor for the Complainant, they testified as is herein set out; and their testimony after being reduced to writing was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner this the 2nd day of July, 1945.

Helen P. Baugh
Commissioner

1360

Testing

Free July 3rd 1941
R. Baker
Dealer