

ELIZABETH FIELDS,
Complainant,
VS.
CARL FIELDS,
Respondent.

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

And now comes the Respondent, in his own proper person, and denies each and every allegation contained in the Complainant's Bill of Complaint and demands strict proof of the same.

The Respondent accepts service of summons and complaint in this cause; waives notice of the taking of testimony on behalf of the Complainant, and the right to cross-examine Complainant's witnesses, and agrees that this matter be submitted for final decree forthwith without further notice.

WITNESSES:

M. B. Hamilton

Carl F. Fields
Respondent.

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, That this AGREEMENT made and entered into on this 24th day of March, 1941, by and between ELIZABETH FIELDS, Party of the First Part, and CARL FIELDS, Party of the Second Part, WITNESSETH:

WHEREAS, there is pending in the Circuit Court of Baldwin County, Alabama, in Chancery, a suit for divorce, filed by the Party of the First Part against the Party of the Second Part, on the ground of cruelty; and

WHEREAS, the parties have one child, a minor three years of age, who is living with her mother at Loxley, in Baldwin County, Alabama; and

WHEREAS, the parties have reached an agreement as to the care, custody and control of said child and as to permanent alimony for the support and maintenance of the Party of the First Part and of the said child.

NOW, THEREFORE, these presents witnesseth: That the Party of the First Part shall have the care, custody and control of said minor child, Elizabeth Mearl Fields, and that the Party of the Second Part shall pay to the Party of the First Part the sum of One Hundred and Forty-four (\$144.00) Dollars per year, as permanent alimony for the support of the Party of the First Part and said minor child, such payments to be made on the 20th day of June of each year, the first payment of One Hundred and Forty-four (\$144.00) Dollars to be paid on June 20th, 1941, and a like amount on the same date of each succeeding year thereafter.

IT IS EXPRESSLY UNDERSTOOD that this settlement is reached and agreed on between the parties in full settlement of any and all claims for alimony or otherwise that the Party of the First Part may have against the Party of the Second Part.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals in duplicate on the day and year first above written.

Elizabeth M. Fields (SEAL)
Carl F. Fields (SEAL)

STATE OF ALABAMA,)
BALDWIN COUNTY.)

I, H. M. Hall, a Notary Public, in and for said County, in said State, hereby certify that Elizabeth Fields and Carl Fields, whose names are signed to the foregoing instrument, 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 the same bears date.

Given under my hand and seal on this 24th day of March, 1941.

H. M. Hall
Notary Public, Baldwin County, Alabama.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO MRS. O'BYRNE J. WHITLEY,

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 Elizabeth Fields and Mrs. W. C. Champion

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

is Complainant and Carl Fields

is Defendant,

on oath to be by you administered, upon them to take and certify the deposition of the witness and return the same to our Court, with all Convenient speed, under your hand.

Witness 24th day of March, 1941

R.S. Duch

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon CARL FIELDS to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery Jurisdiction, within thirty days after the service of summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by ELIZABETH FIELDS against CARL FIELDS, and further to do and perform what said Judge shall order and direct in that behalf. And this the said Respondent shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this 24th day of March, 1941.

R. S. Duck
Register.

ELIZABETH FIELDS, Complainant, VS. CARL FIELDS, Respondent.))))))))	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.
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TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,
 IN EQUITY:

And now comes your Complainant, ELIZABETH FIELDS, and humbly complaining against the Respondent, CARL FIELDS, respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That both your Complainant and Respondent are residents of Baldwin County, Alabama, and over twenty-one years of age.

SECOND:

That your Complainant and Respondent were married at Pensacola, Florida, on to-wit, October 20th, 1937, and lived together as husband and wife, in Baldwin County, Alabama, until on to-wit, September 25th, 1939.

THIRD:

That, on to-wit, September 25th, 1939, and at various other times, the Respondent threatened and abused the Complainant, and on two occasions did actual violence to her person by striking her; that the conduct of the Respondent was such that your Complainant had every reasonable apprehension to believe and she did actually believe that if she continued to live with the Respondent, he would carry out his threats and do further violence to her person, which would necessarily endanger her life and health.

FOURTH:

That there was born to said marriage between your Complainant and the Respondent one child, Elizabeth Mearl Fields, now three years old, and who is now and has been all of her life with your Complainant, who is ready, able and willing to care and provide for said child.

FIFTH:

That the Respondent is an able-bodied man, easily capable of providing alimony for the support and maintenance of said child, Elizabeth Mearl Fields.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said CARL FIELDS 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.

Complainant further prays that upon the final hearing of this cause, your Honor will give and grant unto her a decree of absolute divorce, forever barring the bonds of matrimony existing between her and the Respondent, CARL FIELDS; that a further decree may be made and entered awarding to your Complainant the care, custody and control of said minor child, Elizabeth Mearl Fields, and that the Respondent be required to pay to the Complainant, as permanent alimony, such amount as your Honor shall deem just and proper; that your Honor will give and grant unto her such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

BEEBE & HALL,

By: 

Solicitors for Complainant.

ELIZABETH FIELDS,
 Complainant,
 VS.
 CARL FIELDS,
 Respondent.

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

This cause coming on to be heard was submitted upon the original Bill of Complaint, Answer and Waiver of the Respondent, Agreement between the Complainant and Respondent, and Proof as noted by the Register, and the Court, after due consideration, is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of cruelty.

IT IS FURTHER ORDERED that the Complainant and Respondent be and they are hereby permitted to again contract marriage, upon the payment of the costs in this cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said ELIZABETH FIELDS shall not again marry, except to the said CARL FIELDS, until sixty days after this date, and that if an appeal is taken within sixty days, she shall not again marry, except to the said CARL FIELDS, during the pendency of the appeal.

IT IS FURTHER ORDERED that the Respondent pay the costs herein taxed, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Complainant, ELIZABETH FIELDS, shall have the custody, care and control of her minor child, Elizabeth Mearl Fields.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent, CARL FIELDS, shall pay to the Complainant, ELIZABETH FIELDS, the sum of One Hundred Forty-four (\$144.00) Dollars per year as permanent alimony, the first payment to be made on June 20th, 1941, and a like payment on the same date of each succeeding year thereafter.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this Court shall retain jurisdiction of this cause.

Dated at Monroeville, Monroe County, Alabama, this 28th day of March, 1941.

J. M. Hare
 Judge of the Circuit Court of Baldwin County, Ala

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

ELIZABETH FIELDS,

Complainant

vs.

CARL FIELDS

Defendant

Commission To Take Deposition

COMMISSIONER:

O'Byrne J. Whitley

Witnesses:

Elizabeth Fields

Mrs. W. C. Champion

RECORDED

AGREEMENT:

ELIZABETH FIELDS,

Complainant,

VS.

CARL FIELDS,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed March 24th, 1941.

J. S. Duck
Register.

RECORDED

ANSWER AND WAIVER:

ELIZABETH FIELDS,

Complainant,

VS.

CARL FIELDS,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed March 24th, 1941.

R. S. Duck
Register.

RECORDED

FINAL DECREE:

ELIZABETH FIELDS,

Complainant,

VS.

CARL FIELDS,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed March 29, 1941
R. S. Muck, Register

707
RECORDED

Executed 3-24 1941
by serving copy of within Summons and
Complaint on

Carl Field

BILL OF COMPLAINT

W.R. Stuart Sheriff
By M.B. Hamilton Deputy Sheriff

ELIZABETH FIELDS,
Complainant,
VS.
CARL FIELDS,
Respondent.

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

FILED March 24th, 1941.

M.S. Duck
Register.

ELIZABETH FIELDS

vs.

CARL FIELDS

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, _____
Agreement between Complainant and Respondent, Commission to take testimony,
Testimony of Elizabeth Fields and Mrs. W. C. Champion, and Request for Decree
in Vacation;

and in behalf of Defendant upon Answer and Waiver

R. S. Dorch

Register.

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STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 193_____

ELIZABETH FIELDS _____, Complainant

Vs.

CARL FIELDS _____, Defendant

To HON. R. S. DUCK _____, Register :

In the above stated cause ~~xxx Decree Pro Confesso~~ an Answer and Waiver having been filed by the Respondent, ~~xxx Decree Pro Confesso~~ having been taken against the ~~xxx Defendant~~ and evidence having been taken, and the cause being ready for submission for final decree, ~~and xxx defense having been interposed~~, the Complainant, by Beebe & Hall

_____ Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

BEEBE & HALL
By: [Signature]
Solicitor for Complainant.

RECORDED

No. _____ Page _____

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY

ELIZABETH FIELDS,

Vs.

CARL FIELDS

**REQUEST FOR DECREE IN
VACATION**

Filed March 24th _____, 193⁴¹

R.S. Duch

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

ELIZABETH FIELDS

vs.

CARL FIELDS,

NOTE OF TESTIMONY

Filed in Open Court this 24th

day of March 193 41

R. S. Duch

REGISTER