

THE STATE OF ALABAMA }
Baldwin County }

Circuit Court of Baldwin County, Alabama,
(In Equity)

Catherine Marie Brunson _____
COMPLAINANT

vs.

Joseph C. Brunson _____
RESPONDENT

I, T. J. Mashburn, Jr

as Register and Commissioner _____

have called and caused to come before me Catherine Marie Brunson and

Mrs. Pearl Atwell

witness ^{es} named in the requirement for Oral Examination, on the 16th day of ~~March~~ April

194 1, at the office of H. E. Smith, Attorney at Law,

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 witnesses

do ~~not~~ depose and say as follows:

TESTIMONY OF CATHERINE MARIE BRUNSON.

My name is Catherine Marie Brunson and I am the complainant in this cause for divorce against Joseph C. Brunson. I am over the age of twenty-one years, reside in Bay Minette, Baldwin County, Alabama, and have been a bona fide resident of Baldwin County, Alabama, for more than one year next preceding the filing of the bill of complaint in this cause. The respondent, Joseph C. Brunson, is over the age of twenty-one years and resides in Baldwin County, Alabama.

I and the respondent, Joseph C. Brunson, were lawfully married to each other on the 19th day of December 1938 by J. M. Franklin, Justice of the Peace, at Bay Minette, Alabama, and lived together as man and wife until the 3rd day of June, 1940.

On the 3rd day of June, 1940, the respondent, Joseph C. Brunson, committed actual violence on my person attended with danger to my life or health by slapping me with his hand and threatening to do further violence, and there being reasonable apprehension of further acts of such violence, I for my safety and health went to my folks, that is, my mother and sister, here~~in~~ in Bay Minette, Alabama, to live. Such acts of violence and quarrelling and threat-ening me had repeatedly occurred for several months before June 3rd, 1940. The respondent and myself have not lived together as man and wife or otherwise since June 3rd, 1940. The respondent is and was on said last date and prior thereto a man of ungovernable temper, was exceedingly jealous of me, always accusing me of things I did not do, and besides striking me, made my life so miserable for me that I lost in weight and was continually in fear of violence from him. I have been since working and making my own living without any support from him. I fear for my safety if I went back to him.

Catherine Marie Brunson

Catherine Marie Brunson

Complainant

vs.

Joseph C. Brunson

Respondent

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, _____
answer of Respondent; commission to take deposition;
testimony of Catherine Marie Brunson and Mrs. Pearl Atwell;
request for decree in vacation;

and in behalf of Defendant upon answer and waiver

R. S. Dush

Register.

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO T. J. Mashburn Jr.,

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 Catherine Marie Brunson and Mrs. Pearl Atwell

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Catherine Marie Brunson

Complainant
and Joseph C. Brunson

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 16 day of April, 1941.

R. S. Duch

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

Catherine Marie Brunson,
Complainant,

versus

Joseph C. Brunson,
Respondent.

)
)
)
)
)

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

ANSWER OF RESPONDENT.

Now comes the respondent, Joseph C. Brunson, and for answer to the bill of complaint filed in the above entitled cause, denies each and every allegation thereof and demands strict and legal proof of the same.

Respondent hereby waives all notice of filing or service of process of the said bill of complaint, and further waives all notice of the taking of testimony in said cause and of the submission of said cause for final decree.

Respondent having fully answered prays to be dismissed with his cost in this behalf expended.

WITNESS:

A. E. Stapleton

Joseph C. Brunson
Respondent.

Catherine Marie Brunson, :
 Complainant, :
 vs :
 Joseph C. Brunson, :
 Respondent. :

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

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT, SITTING IN EQUITY:

Your complainant, Catherine Marie Brunson, brings this her bill of complaint against Joseph C. Brunson, and respectfully shows and alleges unto your Honor and the Court as follows:

1. Complainant is over the age of twenty-one years, resides in Bay Minette, Baldwin County, Alabama, and has been a bona fide resident of Baldwin County, Alabama, for more than one year next preceding the filing of this her bill of complaint. The respondent, Joseph C. Brunson, is over the age of twenty-one years and resides in Baldwin County, Alabama.

2. Complainant and the respondent were lawfully married to each other on the 19th day of December, 1938, by J.M. Franklin, Justice of the Peace, at Bay Minette, Alabama, and lived together as man and wife until, to-wit: the 3rd day of June, 1940.

3. On said last date of, to-wit: the 3rd day of June, 1940, the respondent committed actual violence on the person of complainant attended with danger to her life or health by slapping her with his hand and threatening to do further violence, and there being reasonable apprehension of further acts of such violence, complainant for her safety and health on said last date left their home in Bay Minette, Alabama, and went to her folks also in Bay Minette, Alabama, to live. Such acts of violence and quarreling and threatening had repeatedly occurred for several months before said last date. Complainant and respondent have not lived together as man and wife or otherwise since said date of, to-wit: June 3, 1940.

WHEREFORE, the premises considered, complainant prays that a summons be issued directed to the said Joseph C. Brunson, requiring him to appear and plead, answer or demur to this bill of complaint within the time required by law; and that upon a final hearing hereof your Honor and the Court will grant to complainant a decree of absolute divorce from the said Joseph C. Brunson, with permission to complainant to remarry, should she see fit so to do; and that such other and further relief may be granted to complainant as your Honor may deem proper in the premises.

H. C. Smith

 Solicitor for Complainant.

THE STATE OF ALABAMA, }
Baldwin County.

No. 715 Circuit Court, In Equity

Catherine Marie Brunson

vs.

Complainant

Joseph C. Brunson

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~answer~~ ^{and waiver} ~~pro confesso~~ and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

For and on account of cruelty;

It is further ordered that the said Catherine Marie Brunson and Joseph C. Brunson be, and they are hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Joseph C. Brunson pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may be issued against the said Catherine Marie Brunson.

It is further ordered, adjudged and decreed that said Catherine Marie Brunson shall not again marry except to said Joseph C. Brunson until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Joseph C. Brunson during the said pendency of appeal.

This 17th day of April 1931

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

STATE OF ALABAMA, }
Baldwin County.

Circuit Court, In Equity.

I, _____ Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the _____ day of _____ 1931 in the cause of _____

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____ 1931

Register

RECORDS

No. _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

**CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.**

VS.

DECREE OF DIVORCE

Filed in office this 17th

day of April 1941

R. S. Duce
REGISTER

F. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

RECORDED

Bill of Complaint

*Filed April 14, 1941.
R.S. Duck, Register*

Answer RECORDED

Filed April 14, 1941
R.S. Buck, Registrar

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

Commission To Take Deposition

COMMISSIONER:

Witnesses:

I, T. J. Mashburn, Jr as ~~Register and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presence of myself and H. E. Smith

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof 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 16th day of April 1941.

J. J. Mashburn, Jr (L. S.)
Commissioner

No. _____ Page _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

VS.

RESPONDENT

ORAL DEPOSITION

Filed April 16, 1941

H. S. Black, Register.

RECORDED IN

Record

Vol. _____ Page _____

Register

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 16th _____

day of April _____ 1941

R. S. Smith

REGISTER

RECORDED

No. _____ Page _____

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

Vs.

**REQUEST FOR DECREE IN
VACATION**

Filed April 16, 1911

R. S. Deek
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.