

711

LEONA PARKER DEAN :
: :
COMPLAINANT : :
: : IN THE CIRCUIT COURT OF
: :
VS. : : BALDWIN COUNTY, ALABAMA
: :
GEORGE THOMAS DEAN : : IN EQUITY NO. _____
: :
DEFENDANT :

TO THE HONORABLE FRANCIS W. HANE JUDGE
OF THE TWENTY FIRST JUDICIAL CIRCUIT IN THE STATE OF ALABAMA.
SITTING IN EQUITY.

Now comes your complainant, Leona Parker Dean, humbly complaining of the defendant, George Thomas Dean, in a matter of divorce, as will hereinafter appear, and represents and shows unto Your Honor as follows:

FIRST: That both the complainant and the defendant are over the age of twenty one (21) years, and are both residents of Baldwin County, Alabama.

SECOND: That complainant and defendant were married to each other other on the 10th day of October 1936, in Baldwin County, Alabama, and lived together thereafter as man and wife until on to-wit, the 20th day of February 1941.

THIRD: That there were born to the union of the complainant and the defendant two children, David Lee Dean, a boy now about four years of age and Carolyn Dean a girl now about five weeks old. That the complainant loves these children with the lasting love of a mother, and is a suitable person to have the care and custody of these children while the defendant, owing to the fact that he is dissolute, and lives a wild and profligate life is not a suitable person to be entrusted with the care and custody of the children, and that the children have been in the custody of the complainant ever since the separation.

FOURTH: That the defendant had for sometime prior to February 20th, 1941, been engaged in adulterous relations with one Mamie Hadley. That this conduct was not known to the complainant until the 20th day of February 1941, at which time, upon discovering his infidelity she ceased to live with him as his wife and has not returned to live with him as his wife, did not connive or collude with him in the commission of his fault, nor has she forgiven him for the same.

FIFTH: That the defendant is an able bodied man and is well able to provide for and maintain the complainant and the children born to the union. That he has a salary amounting to \$45.00 per month, owns real property worth appromixately \$400.00 and owns cattle and personalty worth appromixately \$400.00, while the complainant is sickly and is unble to maintsin and provide for herself and her children.

P R A Y E R F O R P R O C E S S.

TO the end that equity may be had in the premises, the complainant prays that a summons will be issued and served upon the complainant, together with a copy of this Bill within the time, and under the penalties prescribed by law and the rules of this Honorable Court.

P R A Y E R F O R R E L I E F.

Premises considered, the complainant prays that on a final hearing of this cause your Honor will make and enter a decree dissolving the bonds of matrimony heretofore existing between the complainant and the defendant and granting to the complainant the right *To* again marry should she so desire. The complainant prays that in and by virtue of the decree entered in this cause she will be granted the full and complete custody of the minor children David Lee Dean and Carolyn Dean. Complainant further prays that in and by virtue of said decree she will be given alimony payable to her in such sums and at such times as is ^{deemed} expedient by the Court.

Complainant prays all other and
further general relief to which she may be entitled, the
premises considered, and will ever pray, etc., etc..


FRANK C. HORNE
SOLICITOR FOR THE COMPLAINANT

LEONA DEAN,

COMPLAINANT

VS.

GEORGE THOMAS DEAN,

DEFENDANT.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY,

ALABAMA.

IN EQUITY. NO. _____

Now comes George Thomas Dean, the petton named as defendant in the foregoing cause and for answer to the Bill of Complaint heretofore exhibited in this cause says that he denies each and every allegation contained therein and demands strict proof of the same with the exception of the residence of the parties which he admits. He waives service by the Sheriff of a summons or of a copy of the Bill of Complaint. He waives notice of the filing of interrogatories, waives the ten days allowed by law to cross them, the right to cross them and consents that this cause may be submitted upon oral examination taken down before the Register of this Court or a Commissioner duly appointed. He consents that this cause be submitted upon note of testimony by the Register to the Judge for decree in vacation. He also avers that he has not been inducted into Military service and that he has received no questionnaire and is in no manner engaged in the military service of the United States. He requests that in the event a decree is granted in this cause he will, in and by virtue of the terms of the same be given the right to again marry should he so desire.

George Thomas Dean
DEFENDANT.

Sworn to and subscribed before me this 5th day of April, 1941.

R. J. [Signature]
NOTARY PUBLIC, ESCAMBIA COUNTY,
ALABAMA.

LEONA PARKER DEAN

COMPLAINANT

VS.

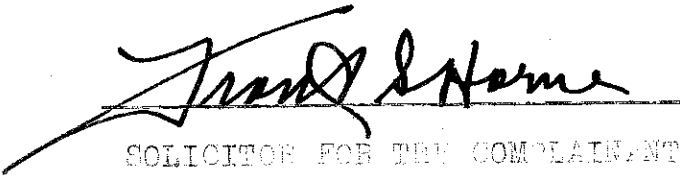
GEORGE THOMAS DEAN
DEFENDANT

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA.

SITTING IN EQUITY. NO. _____

Now comes the Complainant and files this, her motion that the testimony of the witnesses, Leona Dean and Lettie Wright, witnesses for the Complainant, be taken on oral examination before a commissioner, and suggests the name of Miss Mable Flemings, Atmore, Alabama as a suitable person to take deposition of the witnesses on oral examination.


SOLICITOR FOR THE COMPLAINANT

LEONA DEAN :
COMPLAINANT : IN THE CIRCUIT COURT OF
VS. : BALDWIN COUNTY, ALABAMA.
GEORGE THOMAS DEAN, L
DEFENDANT. : IN EQUITY. NO. _____

It is hereby agreed by and between Leona Dean and George Thomas Dean, subject to the approval of the Judge of the Twenty first Judicial Circuit of Alabama, that the care, custody and control of the minor children of said parties, namely, David Lee Dean, a boy, now about four years old, and Carolyn Dean, a girl, now about one month old, shall be and remain with their mother, the said Leona Dean. It is further agreed that the said George Thomas Dean shall have the right to visit the said children at all reasonable times and places.

And the said parties do further mutually agree that the said Leona Dean for the support of herself and the said minor children mentioned above shall be paid an amount, which under present conditions, has been agreed on between the parties, to be FIFTEEN DOLLARS (\$15.00) per month; said payments to begin at once and to continue until the said children have reached the age of eighteen years. Should the husband lose his job, or suffer a reduction in salary, or an increase in salary or income this amount shall be altered accordingly.

It is further agreed that this amount is to be paid to the said Leona Dean as and for alimony, maintenance or support and that in the decree which will be entered in this cause the Judge of the Twenty first Judicial Circuit is requested by each of the parties to order the sum paid as alimony by the said George Thomas Dean to the said Leona Dean.

IN WITNESS WHEREOF the parties have hereunto set their hands and affixed their seals in duplicate, this the ~~5th~~ day of April, 1941.

Leona Dean (SEAL)
George Thomas Dean (SEAL)

THE STATE OF ALABAMA

ESCAMBIA COUNTY.

I, *A. J. King*, a Notary Public in and for said County in said State, hereby certify that Leona Dean and George Thomas Dean, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date, 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 this 5th day of April, 1941.

A. J. King
NOTARY PUBLIC
ESCAMBIA COUNTY, Alabama.

Upon consideration of the above matter the court approves the above agreement insofar as to award the custody and control of the minor children, David Lee Dean and Carolyn Dean to their mother, Leona Dean. The court also approves the above agreement in so far as to award to the said Leona Dean as permanent alimony the sum of Fifteen Dollars per month to be paid to her by the said George Thomas Dean in regular monthly installments, Subject to the further orders of this Court.

JUDGE OF THE TWENTY FIRST JUDICIAL
CIRCUIT of ALABAMA. SITTING IN EQUITY.

RECORDED

Answer

*Filed April 7, 1941
R.S. Duvall, Register*

RECORDED

Notice to John D. Williams

Filed April 7, 1941
R. S. Dwyer, Register

Agreement

RECORDED

Filed April 7, 1941
R.S. Dreck, Registrar

RECORDED

Bill of Complaint

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 711

LEONA DEAN,
COMPLAINANT

VS.

GEORGE T. DEAN,
DEFENDANT.

Filed April 7, 1941

R. S. Duch, Register