

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,  
Baldwin County.

} NO. \_\_\_\_\_ TERM, 194\_\_\_\_\_.

Lucile Chavers,

Complainant—

VS.

Hibbard Chavers.

Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a Bill of Complaint and Answer  
having been filed ~~XXXXXXXXXXXX~~ the Respondent,  
and evidence having been taken, and the cause being ready for submission for final decree, ~~and~~  
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ the complainant, by her  
Solicitor<sup>s</sup> 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.

Hylant Chason & Chason  
Solicitor— for Complainant—

Lucile Chavers

VS.

Hibbard Chavers

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,

Testimony of Lucile Chavers and Evie Lou Chavers, and  
Request for Decree in Vacation

and in behalf of Defendant upon

*Nylant Chason*  
Solicitor for Complainant

RECORDED

RECORDED

No. 733

The State of Alabama,

BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

LUCILE CHAVERS

VS.

HIBBARD CHAVERS

NOTE OF TESTIMONY

Filed in Open Court this 11

day of July 1942

R. S. D. [Signature]

Register.

NO. 735

**LUCILE CHAVERS**

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Complainant—

VS.

**HIBBARD CHAVERS**

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Respondent—

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**Request For Decree In Vacation**

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Filed July 11, 1942  
Blair

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Register.

1833

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LUCILE CHAVERS

Complainant

VS

HIBBARD CHAVERS

Respondent

Answer by Defendant

This cause coming on to be heard was submitted upon Bill of Complaint, on \_\_\_\_\_ 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 Lucile Chavers is forever divorced from the said

Hibbard Chavers

for and on account of habitual drunkenness

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 Lucile Chavers and Hibbard Chavers,

be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Lucile Chavers

the Complainant, pay the cost herein to be taxed, for which execution may issue.

This 18<sup>th</sup> day of

July

1942

F. W. Hare  
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. 836 - Page RECORDED

**The State Of Alabama**  
**Baldwin County**

In Circuit Court, In Equity

.....  
.....  
vs. Complainant.

.....  
.....  
Respondent.

**DIVORCE DECREE**

*Filed July 20 1944*  
*[Signature]*  
*[Signature]*

The State Of Alabama Baldwin County

CIRCUIT COURT IN EQUITY

*[Faint, illegible text from the reverse side of the document]*

THE STATE OF ALABAMA, }  
Baldwin County

CIRCUIT COURT

TO Jettie Terrill

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 Lucile Chavers and Evie Lou Chavers

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

Lucile Chavers is

Complainant

and

Hibbard Chavers is

Defendant,

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

Witness 7th day of July 1942

*R. Duck*

REGISTER

Commissioner's Fee \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

THE STATE OF ALABAMA  
Baldwin County

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

LUCILE CHAVERS \_\_\_\_\_ COMPLAINANT

VS.

HIBBARD CHAVERS \_\_\_\_\_ RESPONDENT

I, Jettie Terrell \_\_\_\_\_

as Register and Commissioner \_\_\_\_\_

have called and caused to come before me Lucile Chavers and Evie Lou Chavers \_\_\_\_\_

witness— named in the Requirement for Oral Examination, on the 9th day of July,

19 42, at the office of Hybart, Chason & Chason \_\_\_\_\_

in Foley, \_\_\_\_\_, Alabama, and having first sworn said witness— to speak the truth,

the whole truth, and nothing but the truth, the said Lucile Chavers and Evie Lou \_\_\_\_\_

Chavers \_\_\_\_\_ doth depose and say as follows:

My name is Lucile Chavers and I am 31 years of age and a resident of Foley, Baldwin County, Alabama, having resided therein for over twelve years. I married Hibbard Chavers on October 21st, 1925, and we lived together until May 22nd, 1942, on which date we separated. Hibbard didn't drink at all when we got married, and didn't drink very much until the last eleven months, at least he didn't start staying drunk until then. He has had three separate jobs within this last eleven months, and can't, or won't, keep any of them. I never see any of his money any more, and have been supporting myself and the children since January, 1941. I own the house where we lived and there was no rent to pay, but I have bought all the groceries, my cloths, and cloths for the children. Instead of coming straight home from work, it would be eight or nine o'clock every night when he came home, and he would always be drunk. I could have stood the drinking, if that had been all, but when he would get drunk he would do things that I just couldn't stand. He would curse at me and the children, throw things at me, and run around



Lucile

CHAVERS,  
Complainant,

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

-vs-

IN EQUITY.

HIBBARD CHAVERS,

Respondent.

Comes the Respondent, Hibbard Chavers, and denies the allegations of the Complaint, and each and every count thereof, filed in the above styled cause, and demands strict proof thereof. The Respondent waives service, taking of testimony, and notice of submission of said cause.

Hibbard Chavers

LUCILE CHAVERS  
Complainant

-vs-

HIBBARD CHAVERS  
Respondent

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

Comes your Complainant Lucile Chavers, and exhibits this, her Bill of Complaint for divorce against Hibbard Chavers and shows unto your Honor and this Court as follows:-

FIRST:

That your Complainant is over the age of twenty-one years and is a bona fide resident of the State of Alabama, having resided for more than ten years, her present address being Foley, Alabama; that the Respondent is a resident of Toulmonville, Alabama, residing at 2213 Park Avenue.

SECOND:

That your Complainant and the Respondent were married on, heretofore, to-wit, October 21, 1925, and lived together as man and wife until May 22, 1942, when because of the matters and facts hereinafter complained of, your Complainant was compelled to live separate and apart from the Respondent; that the Respondent after marriage became addicted to habitual drunkenness so that it was impossible for your Complainant to live with him; that there were born to your Complainant and the Respondent two children whose names and ages are as follows: Leon Chavers, age 15; Erdist Chavers age 14.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that Hibbard Chavers be made a party defendant to this cause by the usual process of this Honorable Court requiring him to plead, answer, or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Complainant be granted a divorce from the said Respondent and that she be granted the custody of their children above named and that your Complainant be given the right to remarry. Should your Complainant be mis-

(page two)

taken in the relief prayed for that there be granted to her such other, different and general relief to which she may be entitled, and as in duty bound she will ever pray.

Hyatt, Chason & Chason  
Solicitors for Complainant.

ORAL EXAMINATION

I, Jettie Terrall, 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— and read over to them and they signed the same in the presence of myself \_\_\_\_\_ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness— or had proof made before me of the identity of said witness—; 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 9th day of July, 19 42.

Jettie Terrall (L. S.)

No. 5235 Page \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

IN CIRCUIT COURT, IN EQUITY

LUCILE CHAVERS

Complainant

Vs.

HIBBARD CHAVERS

Respondent

**ORAL DEPOSITION**

Filed July 11, 1942  
J. J. [Signature], Register

RECORDED IN

Record \_\_\_\_\_

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register \_\_\_\_\_

RECORDED

NO. 835

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

**LUCILE CHAVERS**

Complainant

VS.

**HIBBARD CHAVERS**

Defendant

**Commission To Take Deposition**

**COMMISSIONER:**

**Witnesses:**