

858

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

PEGGY KAST

Complainant

VS

GUSTAV J. KAST

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~
~~OR Answer & Waiver of the Respondent~~ 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 here-
tofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,
and that the said Peggy Kast
is forever divorced from the said

Gustav J. Kast

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 Peggy Kast and Gustav J. Kast

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

It is further ordered that Peggy Kast

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

This 26th day of

August, 1942.

J. M. 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. 858 Page

The State Of Alabama
Baldwin County

In Circuit Court, In Equity

PEGGY KAST
vs. Complainant.

GUSTAV J. KAST
Respondent.

DIVORCE DECREE

THE STATE OF ALABAMA,
Baldwin County

}

CIRCUIT COURT

TO Frances Brantley

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 Peggy Kast and Angus Merchant

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

PEGGY KAST Complainant

and

GUSTAV J. KAST Defendant,

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

Witness 24 day of Aug, 1945
[Signature]

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 GUSTAV J. KAST 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 PEGGY KAST against said GUSTAV J. KAST, and further to do and perform what said Judge shall order, and direct in that behalf, and this the 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 24
day of Aug, 1942.


Register.

PEGGY KAST, COMPLAINANT,

IN THE CIRCUIT COURT OF

VS.

BALDWIN COUNTY, ALABAMA,

GUSTAV J. KAST, RESPONDENT.

IN EQUITY.

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

And now comes your Complainant, PEGGY KAST, and humbly complaining against the Respondent, GUSTAV J. KAST, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant is over twenty-one years of age, and a resident of Baldwin County, Alabama, and has been for more than one year next preceding the filing of the Bill of Complaint in this cause; that the Respondent is over twenty-one years of age and a nonresident of the State of Alabama, and whose Post Office address is Presque Isle, Maine;

2.

That the Complainant and the Respondent were married at Hollywood, Florida, on March 15, 1940, and lived together as husband and wife until September 14, 1941;

3.

That on, to-wit: September 14, 1941, the Respondent cursed, threatened and abused the Complainant, and threatened to do violence to her person; that his conduct was such that it gave her every reasonable apprehension to believe and she did actually believe that if she continued to live with him as his wife he would continue to carry out his threats and do violence to her person which

would necessarily endanger her life and health.

PRAYER FOR PROCESS

Wherefore, the premises considered, your Complainant prays that your Honor will by proper process, make the said GUSTAV J. KAST 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 a final hearing hereof, your Honor will grant unto her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; and that your Honor will give and grant unto her such other, further, different and 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: *Shirley Lane*
Solicitors for Complainant.

PEGGY KAST, COMPLAINANT,

VS.

GUSTAV J. KAST, RESPONDENT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

And now comes the Respondent, in his own proper person, and accepts service of summons and complaint in this cause, and denies each and every allegation contained in the Bill of Complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking testimony on behalf of the Complainant, the right to cross examine the Complainant's witnesses, and agrees that this cause be submitted for final decree forthwith, without notice.

Gustav J. Kast
Respondent.

NO. 858 / 4

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

PEGGY KAST

Complainant

VS.

GUSTAV J. KAST

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

858

PEGGY KAST, COMPLAINANT,

VS.

GUSTAV J. KAST, RESPONDENT.

BILL OF COMPLAINT

Filed August 24, 1942
J. J. Beck
By

BEERE & HALL

858 2

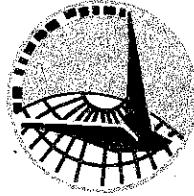
PEGGY KAST, COMPLAINANT,

VS.

GUSTAV J. KAST, RESPONDENT

ANSWER

Filed August 24, 1942
B. S. Beach



5TH FERRYING GROUP
LOVE FIELD, TEXAS

Aug. 19-44

Dear Sir:

In regards to a divorce granted Peggy Kast and Gustav Kast on August 16th 1942, I would like some information on the case.

I need a copy of the divorce papers at once, so if you could send me some information as to the cost of a copy, I would gladly forward the money at once for a copy, as if there is no charge would you kindly send me a copy at once, as it is urgent I have a copy. It would be deeply appreciated.

Thanking you very much

Sincerely
Sgt. Gustav J. Kast 34240821
500th Air Base Unit
Hdq. & Hq. Sq.
Berry Field
Washville 4 Tenn.

P.S. The lawyers on the divorce case were Beebe & Hall
Way, Minette, Alabama.

The State of Alabama }
 Baldwin County } Circuit Court of Baldwin County, Alabama,
 (In Equity)

PEGGY KAST _____ COMPLAINANT

VS.

GUSTAV J. KAST _____ RESPONDENT

I, Frances Brantley

as Register and Commissioner _____

have called and caused to come before me _____

Peggy Kast and Angus Merchant

witnesses named in the requirement for Oral Examination, on the 18 day of August

1942, at the office of Beebe & Hall

in Bay Minette, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Peggy Kast

doth depose and say as follows:

My name is Peggy Kast, I am a resident of Baldwin County, Alabama and have been for the year next preceeding the filing of Bill of Complaint of this cause. I am over 21 years of age.

The respondent Gustav Kast is over 21 years of age and a non-resident of the State of Alabama. His home address being Miami, Florida, however, at present he is at Presque Isle, Maine.

The respondent and I were married at Hollywood, Florida, March 15, 1940. We lived together as husband and wife until September 14, 1941.

The respondent, in September, 1941 and at various times prior thereto, which condition grew worse from time to time, treated me in such a manner, cursed and abused me and often threatened to strike me until it became impossible for me to longer live with him. His conduct was such that it would give me every reasonable apprehension to believe and I did actually believe that if I continued to live with him he would do violence to my person which would necessarily endanger my life and health. I was forced on account of his conduct at a prior time to leave him, however, returned in an effort to make up and live with him in peace, however, found it impossible. For more than a year the respondent has contributed nothing toward my support. I have tried and finally concluded that it was absolutely impossible for us to live together as man and wife.

Peggy Kast

A Witness for the Complainant first duly sworn, deposes and says:

My name is Angus Merchant. I live at Robertsdale, Baldwin County, Alabama I am personally acquainted with the Complainant and the Respondent in the above styled cause. I had the occasion on several imes to be around and in their home while they were living together as husband and wife. I know from my own personal knowledge on several occasions just prior to the time they separated that the respondent cursed, threatened and abused the Complainant and on several occasions threatened to do violence to her person. I did not at any time see the respondent actually strike the Complainant, however, heard him on several occasions say that he was.

I know of my own personal knowledge that the conduct of the respondent

ORAL EXAMINATION

I, Frances Brantley 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 witnesses and read over to them and they signed the same in the presence of myself and H. M. Hall

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 19 day of August 1942.

Frances Brantley (L. S.)

No. 858 / Page 1

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

PEGGY KAST
COMPLAINANT

vs.

GUSTAV J. KAST
RESPONDENT

ORAL DEPOSITION

Filed Aug 24, 1942
Frances Brantley, Register.

RECORDED IN

Record

Vol. _____ Page _____

Register

toward the Complainant was such that it would give her every reasonable apprehension to believe that if she continued to live with him that he would do violence to her person which would necessarily endanger her life and health.

Angus Merchant

PEGGY KAST, COMPLAINANT

VS.

GUSTAV J. KAST, 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 and Waiver of the Respondent, and Testimony of Peggy Kast

 and Angus Merchant

and in behalf of Defendant upon _____

_____ Register.

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,
Baldwin County.

NO. }

_____ TERM, 194

Complainant: _____
PEGGY KAST,

VS.

Respondent: _____
GUSTAV J. KAST

TO R. S. DUCK, REGISTER:

In the above stated cause a n Answer and Halver

_____ the Respondent _____
having been _____ filled by _____
and evidence having been taken, and the cause being ready for submission for final decree, and
no defense having been interposed, the complainant, by _____ Beebe & Hall _____,
Solicitor^s 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

_____ Solicitor for Complainant _____

NO. 858

3

PEGGY KAST

Complainant—

VS.

GUSTAV J. KAST

Respondent—

Request For Decree In Vacation

Filed Aug 24, 1942

Podner
Register.

RECORDED

No. 558

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

PEGGY KAST

VS.

GUSTAV J. KAST

NOTE OF TESTIMONY

Filed in Open Court this 24

day of May 1942

R. J. [Signature]
Register.