

918

# The State Of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

DOMMA FULLER.

Complainant

VS

JOHN W FULLER

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso 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 Domma Fuller.  
is forever divorced from the said

John W Fuller

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 Domma Fuller. and John W Fuller.  
be, and they hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Domma Fuller.  
the Complainant. pay the cost herein to be taxed, for which execution may issue.

This 8<sup>th</sup> day of April. 19 43.

A. N. Bare  
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.

THE STATE OF ALABAMA  
Baldwin County

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

Domma Fuller

COMPLAINANT

VS.

John W. Fuller

RESPONDENT

E.W. Holt

I,

as ~~ENGINEER~~ Commissioner under and by virtue of my appointment by the Circuit court in Equity

have called and caused to come before me Domma Fuller, Dottie Locke

witness named in the Requirement for Oral Examination, on the 3rd day of April

1943, at the office of W.M. Anderson

in Montgomery, Alabama, and having first sworn said witness to speak the truth,

the whole truth, and nothing but the truth, the said \_\_\_\_\_

Domma Fuller doth depose and say as follows:

My name is Domma Fuller, I am Complainant in the above stated cause, and John W. Fuller is who is named as the Defendant, his my husband; we were married during the year 1917 in Autauga county Alabama, and we are both over twenty one years of age, I reside in Barber county where the separation took place, Defendant is working in Montgomery I do not where he claims as his residence now; I have lived in the state of Alabama a all of my life.

We do not live together and have not for some-time; Defendant was most cruel to me in that, he inflicted violence on my person, presented a gun at me threatening at the time he did it to kill me, and his said abusive acts of cruelty were such as caused me to fear that my life and health was in danger and I could not love with him longer.

Domma Fuller

The witness Dottie Lock, being first duly sworn doth depose and say; I know each of the parties to this suit, they are husband and wife; were married before I can recollect, and I am 26 years old. Both of them are over 21 years of age. Defendant works in Montgomery at the present time, but I do not know of my own knowledge if he has a permanent residence, Complainant is here now but the separation took place in Baldwin county where she makes her residence when at the home.

They are not living together now, and have not for about six months, Defendant was cruel to Complainant, would swear at her, and at one time just before the separation shot at her, but the gun struck under her feet. and I do not remember now just what threats he made against her at the time, her children told me that he choked and slapped her, that is Complainant. Complainant was industrious, and helped all she could to make a living, kept house, ran a store, and part of time operated a grist mill, but Defendant was all the while cruel and mean to her.

Dottie Locke

THE STATE OF ALABAMA, }  
Baldwin County }

CIRCUIT COURT

TO E. W. Aselt

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 Orally Domingo Fuller

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

Domingo Fuller

is Complainant

and J. W. Fuller

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 3 day of April, 1943.

Commissioner's Fee \$ paid

Witness' Fees, \$     

F. S. Duck  
By Alice J. Duck  
D. C.

REGISTER

State of Alabama } In Barber county Alabama circuit court in Equity.  
Barber County. ( )

Comes your Defendant John W. Fuller, and makes answer to the bill of complaint  
*by and through*  
filed in said cause as follows:

- 1--- Defendant admits the allegation contained in the first paragraph of said bill.
- 2--- Defendant denies each allegation contained in the second paragraph of said bill, and demands proof there of.

*J W Fuller*

Defendant.

And now comes John W Fuller, defendant in the above stated cause and waives service of summons by a legal officer, and hereby accepts service thereof.

And Defendant further waives legal notice of the time and place of taking testimony by Complainant, and here by agrees for said cause to be submitted for final decree.

*J W Fuller*

Defendant

*Witness:  
E. H. Hall  
800 - 10th St  
Montgomery Ala*

Personally appeared before me, John W. Fuller, whose name is signed to the foregoing Acknowledgement who says on oath that after reading over the foregoing answer and waiver, he signed the same voluntarily on the day the same bear date.

Witness my hand this day of March 1943.

*W. E. Zimmerman*

Notary Public.

Domma Fuller, Complainant | In Circuit Court of Baldwin County Alabama;  
vs | In Equity.  
John F. Fuller |  
Defendant. |

To the Honorable \_\_\_\_\_ judge of said Court:-

Comes your Oratrix Domma Fuller, and Humbly complaining shows to the Court;  
First.-- That she is over twenty one years old and a resident of said county in  
said state, and that her husband John W Fuller is a resident of Montgomery County Alab-  
ama, and is over legal age,.

Second:; That Oratrix was married to Defendant in the year 1917 in Autauga County  
Alabama, and tried to be to him a faithful and affectionate wife, but that Defend-  
and was cruel to her after said marriage and become more and more cruel as  
time passed on, and Oratrix alleges and avers that in a fit or passion before  
she left him, Defendant slapped her down and kicked her causing her great humil-  
iation and grief, and produced in her mind, and gave her reasonable apprehension  
that her life and health was in danger, and that to further cause such apprehension  
Defendant just before she left him presented a gun at her and threataded to kill  
her thus driveing her from his home in terror and dismay, in Baldwin County Alabama.

Premises considered, Oratrix prays this Honorable Court tp cause the state(s)  
subpoena to issue to Defendant under the rules and subject to the penalties  
of the law in such cases made and provided;

And Oratrix prays, may it please the Court after hearing this cause,  
for a full and final divorce from the Defendant and for leave to marry again. And as in  
duty bound Oratrix will ever pray. etc.

*Chas. E. Zimmerman*  
Solicitor for Complainant.

Note: The ~~sample~~ Defendant is required to answer each allegation contained in the  
foregoing bill of Complaint; but oath is hereby waived.

*Chas. E. Zimmerman*  
Solicitor for Complainant

STATE OF ALABAMA,  
BALDWIN COUNTY

}

CIRCUIT COURT, IN EQUITY.

No. 918. April Term, 194 43

Domma Fuller, Complainant

Vs.

John W Fuller, Defendant

To \_\_\_\_\_, Register

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Gas E Timmerman,

\_\_\_\_\_ 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 vaca-

**The State of Alabama,**

Baldwin County

CIRCUIT COURT, IN EQUITY

~~Obama Fuller.~~

Vs.

John W Fuller.

**REQUEST FOR DECREE IN  
VACATION**

Filed April. 6th, 194 3

*R. S. Deuch*

Register.

Recorded in \_\_\_\_\_ Record

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

Register.

D. Emma Fuller.

VS.

John W Fuller.

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, \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

and in behalf of Defendant upon \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

*R. R. R.*

Register.



No. 918.

**The State of Alabama,**  
BALDWIN COUNTY

**IN EQUITY**

CIRCUIT COURT OF BALDWIN COUNTY

Domna Fuller.

VS.

John W Fuller.

**NOTE OF TESTIMONY**

Filed in Open Court this 6th

day of April 194 3

*R. J. [Signature]*

Register.

AFTER FIVE DAYS RETURN TO  
M. ANDERSON, AGENT  
REAL ESTATE CORPORATION  
GENERAL SALES SERVICE CO., INC.  
"THE ANDERSON SYSTEM"  
65 1/2 SOUTH COURT STREET  
MONTGOMERY, ALA.

25  
John W. Fuller  
E. W. Holt Cord

To Reginald Benning Cord  
Birmingham  
Receiv'd. Cord

Amount of Miller

207  
John Walker

---

John Walker

John Walker

---

David Fuller

207  
John Walker