

2481

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MARJORIE CARTER MILSTEAD

Complainant

vs.

LEONARD MILSTEAD

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Con-~~
~~fesso~~ on Answer and Waiver 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 Marjorie Carter Milstead is forever divorced from the
said Leonard Milstead 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 the Complainant and Respondent be, and they are hereby per-
mitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Leonard Milstead
the Respondent pay the cost herein to be taxed, for which execution may issue.

This 2nd day of June, 19 50

Julius G. Madhury, Jr.
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 June, 19 50

Register of Circuit Court, In Equity.

No. 2481 Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

MARJORIE CARTER MISTEAD

Complainant.

vs.

LEONARD MISTEAD

Respondent.

DIVORCE DECREE

FILED
JUN 2 1950
JAMES A. DICK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: PEGGY GUY

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 _____

Marjorie Carter Wilstead and Nathan Harvill

as witnesses in behalf of _____ Marjorie Carter Wilstead _____ in a cause pending in our Circuit Court in Baldwin County, of said State, wherein _____

Marjorie Carter Wilstead, Complainant
and _____

Leonard Wilstead Respondent

on oath, to be by you administered, upon _____ Peggy Guy _____

to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 1st day of June, 1945.

Amey W. W. W.
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 2481

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

MARJORIE CARTER MITCHELL

Complainant

vs.

LEONARD MITCHELL

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

PEGGY GUY

WITNESSES:

MARJORIE CARTER MITCHELL

NATHAN HARVILL

MARJORIE CARTER MILSTEAD

vs.

LEONARD MILSTEAD

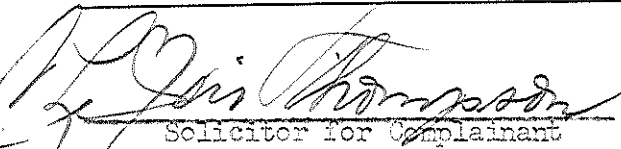
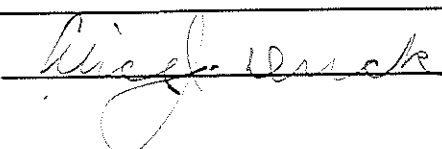
THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,

and oral depositions of Marjorie Carter Milstead

and Nathan Harvill.

and in behalf of Defendant upon answer and waiver


Solicitor for Complainant
Register.

RECORDED

No. 2481

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

MARJORIE CARTER MILSTEAD

vs.

LEONARD MILSTEAD

NOTE OF TESTIMONY

Filed in Open Court this

day of JUN 1, 1950, 194

AMPE J. DICK, Registrar

Register.

Printed By The Baldwin Times

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

MARJORIE CARTER MILSTEAD

Complainant

VS.

LEONARD MILSTEAD

Respondent

I, Peggy Day

as Register and Commissioner in the above styled cause

have called and caused to come before me Marjorie Carter Milstead and Nathan Harvill

Marjorie Carter Milstead and Nathan Harvill

witnesses named in the Requirement for Oral Examination, on the 1st day of June

1945, at the office of C. LeVain Thompson

in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Marjorie Carter Milstead and Leonard Milstead doth depose and say as follows:

That my name is Marjorie Carter Milstead, that I am over the age of twenty-one and a resident of Alabama and have been for more than two years next preceding. That the Respondent in this cause is also over the age of twenty-one and a resident of Alabama more than two years next preceding. That we were married February 19th, 1949 and lived together as husband and wife until April 10th, 1950 at which time we separated and have not lived together as husband and wife, since that date. The cause of the separation was cruelty, as my husband drank considerably and while under the influence of intoxicants, on coming home, would abuse me through no fault of my own. On several occasions this happened and the last time, the night before Easter Sunday, he came home drinking and struck me about the face and head and in my side, placing me in fear of my life or health and because of this we separated. I know that I can not live with him any more and I want my divorce. There are no children as fruits of this marriage and there is no property to be divided.

Marjorie Carter Milstead

That my name is Nathan Harvill, I am over the age of twenty-one and a resident of Alabama and I know the parties to this cause; that they are over the age of twenty-one and have been residents of Alabama for some years. I know they were married and lived together as husband and wife until the time of their separation early this year. I have known Leonard Milstead for several years and that when he is drinking he sometimes becomes mean. On one of these occasions this year he assaulted his wife and because of that I understand she no longer lives with him.

Nathan Harvill

ORAL EXAMINATION.

I, Peggy Guy, as Register and Commissioner hereby certify that the foregoing deposition son Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 1st day of June, 1950

Peggy Guy (L. S.)

NO. 2481 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

MARJORIE CARTER MITCHELL

vs. Complainant

LEONARD MITCHELL

Respondent.

Oral Deposition

Filed 5-1-, 1950

West. L. Smith, Register.
Recorded in

Vol. _____ Page _____
Record

, Register.

MARJORIE CARTER MILSTEAD

Complainant

Vs

LEONARD MILSTEAD

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

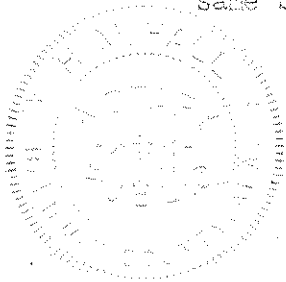
The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Leonard Milstead

STATE OF ALABAMA
BALDWIN COUNTY

I, J. L. Luce, a Notary Public, in and for said County, in said State, hereby certify that Leonard Milstead, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 1st day of June, 1950.



J. L. Luce
Notary Public, Baldwin County, Alabama.

70 248 RECORDED

MARJORIE CARTER MILSTEAD

Complainant

Vs

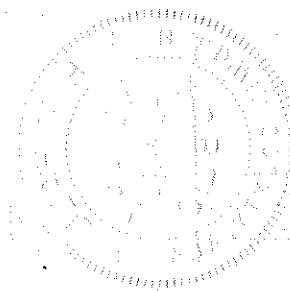
LEONARD MILSTEAD

Respondent

ANSWER AND WAIVER

Filed 6-1-50
Auc. J. Auch
Register

From the law office of
LeNoir Thompson
Bay Minette, Alabama



STATE OF ALABAMA)
BALDWIN COUNTY)

You are hereby commanded to summon LEONARD MILSTEAD, to appear and plead, answer or demur, within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in equity, by MARJORIE CARTER MILSTEAD, as Complainant, and against LEONARD MILSTEAD, as Respondent.

WITNESS my hand this 1 day of June, 1950.

Alice J. Duck
Register

MARJORIE CARTER MILSTEAD

Complainant

Vs

LEONARD MILSTEAD

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE TELFAIR J. MASHEURN, JR., JUDGE OF THE TWENTY-EIGHTH JUDICIAL CIRCUIT, BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes the Complainant, Marjorie Carter Milstead, who shows unto your Honor the following facts:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and over twenty-one years of age; that the Respondent is a bona fide resident of Baldwin County, Alabama, and over twenty-one years of age.

2.

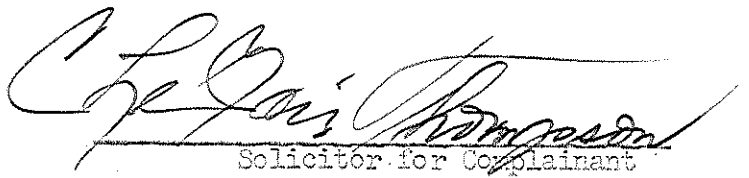
That your Complainant and Respondent married at Pascagoula, Mississippi, on February 19th, 1949, and lived together as husband and wife until April 10, 1950.

3.

Your Complainant avers and charges that the said Respondent did on or about the 10th day of April, 1950, and many times prior thereto, assault, beat, hit, and strike Complainant; that said Respondent has committed actual violence on her person attended with danger to her health or life; Complainant avers and charges that Respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health.

WHEREFORE the premises considered your Complainant prays that your Honor will by proper process make the said Leonard Milstead, pray 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 make and enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that she be granted such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Solicitor for Complainant

702481 RECORDED

MARJORIE CARTER MILSTEAD

Complainant

Vs

LEONARD MILSTEAD

Respondent

SUMMONS AND COMPLAINT

FILED

JUN 1 1950

ALICE J. DUCK, Register

From the law office of
G. LeHoir Thompson
Bay Minette, Alabama

B/c