

(3198)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County
CIRCUIT COURT, IN EQUITY

Beulah Mae Foote, Complainant
vs.
Clyde Foote, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on personal service 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 Beulah Mae Foote is forever divorced from the said Clyde Foote 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 permitted to again contract marriage upon the payment of the cost of this suit.

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

This 19th day of February, 1954.

Hubert M. Hall

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. _____ Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Beulah Mae Foote
Complainant

vs.

Clyde Foote

Respondent

DIVORCE DECREE

FILED
FEB 19 1954

ALICE J. DICK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Dixie Peterson

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 Paulah Mae Foote and E. D. Cobb

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

_____, Complainant
and Clyde Foote

_____, Respondent

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

Witness 17th day of February, 1951

Dixie Peterson
Register.

Commissioner's Fee, \$_____

Witness' Fees, \$_____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Beulah Mae Foote

Complainant—

vs.

Clyde Foote

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

Dixie Peterson

WITNESSES:

Beulah Mae Foote

B. D. Cobb

Beulah May Foote

Clyde Foote

vs.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
 Testimony of Complainant and Witness, E. D. Cobb

and in behalf of Defendant upon Decree Pro Confesso

Arthur L. Epperson
 attorney for Complainant

W. J. [Signature]
 Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 18th

day of February, 1944

Reice J. Smith
Register.

Printed by the Baldwin Times

THE STATE OF ALABAMA, }
Baldwin County }

No. _____ Circuit Court, In Equity.

BEULAH MAE FOOTE

Complainant---

Vs.

CLYDE FOOTE

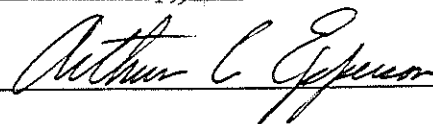
Defendant----

Motion is hereby made for a Decree Pro Confesso against CLYDE FOOTE

Defendant-----

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant... ha failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 16th day of February 1954



Solicitor.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

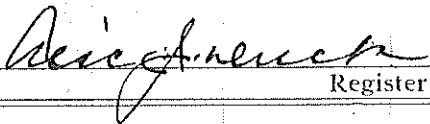
Circuit Court, In Equity

BEULAH MAE FOOTE
Vs.

CLYDE FOOTE

Motion for Decree Pro Confesso on
Personal Service

Filed 2-16 19 54


Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

Paulah Mae Foote
Complainant,
Vs.
Clyde Foote
Respondent.

In the Circuit Court.
In Equity No. _____.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent _____

Clyde Foote

by the Sheriff of Baldwin County, on the 11th day of January,
1945

And it further appears to the Register, that that the said Clyde Foote

_____ the Respondent, having to the date hereof,
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of Arthur C. Erpenson Solicitors

for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said Clyde Foote

This 17th day of February, 1945

Archie J. Wacker
Register.

BEULAH MAE FOOTE
Complainant

VS.

CLYDE FOOTE
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your complainant Beulah Mae Foote, respectfully
represents and shows unto your Honor:

1. That the complainant is over the age of
twenty-one years and is a resident of Baldwin County, Alabama
and has been a bona fide resident of said State for more than
one year next preceding the filing of this bill of complaint.
That Clyde Foote is over the age of twenty-one years and resides
in Baldwin County, Alabama.

2. That your complainant and respondent were law-
fully married March 15, 1951, at Portsmouth, Virginia and that
of this marriage there are no children.

3. Your complainant avers and charges that the
said respondent did on or about the Ninth day of January, 1954,
and many times subsequent thereto assault, beat, hit, strike
the complainant; that said respondent has committed actual vio-
lence 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 con-
duct toward her, she is reasonably convinced that he will com-
mit an actual violence upon her body, attended with danger to
her life or health.

The premises considered, your complainant makes
the said Clyde Foote a party respondent to this bill of comp-
laint, and in order that complainant may have the relief herein
prayed for, may it please your Honor to cause the State's writ
of subpoena to be issued, directed to the said Clyde Foote, com-
manding him to answer plead or demur to this bill of complaint,
within the time required by law; and that on a final hearing of
this cause, that your Honor will enter a decree divorcing your
complainant from said respondent, granting the complainant reason-
able attorney's fees for her solicitor if this cause be contested;
and that your Honor will grant such other, further or different
relief as unto your Honor may seem just and proper.


ATTORNEY FOR THE COMPLAINANT

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RECORDED
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

BUELAH MAE FOOTE
Complainant

Vs.

CLYDE FOOTE
Respondent

BILL OF COMPLAINT

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

*Filed
1-11-54
Arthur C. Epperson
Register*

*note: 13.10.1954
and must
be sealed by returning
to J. P. Cobb
Respondent in favor
of B. Cobb
1-11-54*

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

BEULAH MAE FOOTE

Complainant

VS.

CLYDE FOOTE

Respondent

I, Dixie Peterson

as Register and Commissioner

have called and caused to come before me BEULAH MAE FOOTE

and B. D. Cobb

witness ES named in the Requirement for Oral Examination, on the 18 day of February
1954, at the office of Dixie Peterson

in Foley, Alabama, Alabama, and having first sworn said Witness ES to speak the
truth, the whole truth, and nothing but the truth, the said Beulah Mae Foote

doth depose and say as follows:

My name is Beulah Mae Foote. I am over the age of twenty-one years and have resided in Baldwin County, Alabama for more than two years before beginning this suit for divorce. Clyde Foote is over the age of twenty-one years and is a resident of Baldwin County, Alabama.

Clyde Foote and myself were married lawfully on March 15, 1951 at Portsmouth Virginia. We do not have any children.

On January ninth 1954, Clyde came in off of his shrimp boat and immediately started drinking heavy as he always does when he is ashore. After he has had a few drinks and other things he wants he starts getting mean. Nearly everytime he is in from shrimping he beats me up. This time he started being disagreeable right away and hit me several times during the afternoon. That night he kept drinking more and started accusing me of sleeping with other men. I tried to get him to stop drinking and not to talk foolishly as he knew I had not been going out with other men. He got very mad and said he was going to kill me this time and then jumped on me and started beating me up. I am afraid that if I ever live with him again or if he got me off alone that he would kill me.

Beulah Mae Foote.

My name is B. D. Cobb. I am Town Constable for the City of Foley. I am acquainted with Beulah Mae Foote and Clyde Foote. They have resided in Foley for a couple of Years. I have on several occasions been called on in my duties as constable to go to their house and stop Clyde Foote from beating up on Beulah Mae Foote his wife. I do not recall the exact date last time but it was around the first week in January of this year. Mrs. Foote was considerably bruised up from the result of Clyde Foote beating her.

B. D. Cobb

ORAL EXAMINATION

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I, DIXIE PETERSON, as Register and Commissioner hereby certify that the foregoing deposition S on Oral Examination was taken down by me in writing in the words of the witness as and read over to them and they signed the same in the presence of myself

Dixie Peterson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proom made before me of the identity of said witness as; 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 18th day of February, 19-54

Dixie Peterson (L. S.)

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

Baulah Mae Foote

vs.

Complainant

Clyde Foote

Respondent

Oral Deposition

Filed 2-18, 1954

Dee J. Lewis Register
Recorded in

Record

Vol. _____ Page _____

Register