

THE STATE OF ALABAMA }
Baldwin County }

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

Minnie Lee Thomas

COMPLAINANT

VS.

Clyde Thomas

RESPONDENT

Virginia Keel

I, _____

as Register and Commissioner _____

have called and caused to come before me Minnie Lee Thomas and Bertie Bell Herring

witness named in the Requirement for Oral Examination, on the 7th day of March

19⁴⁴, at the office of Beebe & Hall

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

the whole truth, and nothing but the truth, the said Minnie Lee Thomas

doth depose and say as follows:

My name is Minnie Lee Thomas. I am over twenty-one years of age. I formerly at Georgiana, in Butler County, but am now living in Foley, Baldwin County, Alabama, which is now my permanent home.

The Respondent is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama.

The Respondent and I married at Luverne, in Crenshaw County, Alabama, on the 17th day of December, 1934. We lived together as man and wife until the 18th day of April, 1943.

The Respondent on April 18th, 1943 and on various occasions prior thereto the ~~xxx~~ threatened and abused me, and on several occasions did actual violence to my person by striking me, and choking me. I was confined to my bed for a week under the care of Dr. McKinley of Foley, Alabama, as a result of the abuses of the Respondent. The conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with him he would do further violence to my person, which would endanger my life and health.

The Respondent is a man of violent and ungovernable temper, and his conduct toward me was such as to render life unbearable with him.

We have two children, Clarence R. Thomas and Charles W. Thomas. They are now with their Uncle Zema Thomas, a ~~xxxx~~ brother of the Respondent. The Respondent has no home in which to keep the children, and necessarily has to leave them with his folks. Zema Thomas has five children and is not suitably fixed to care and provide for my children. I am now living with my Sister at Foley, and have a good and proper and suitable place to care and provide for the children, and am working in the ship yard and am financially able to care and provide for them. My home is right on the highway, and the school bus passes along in front of the door. I will send the children to school.

Minnie L. Thomas

Bertie Belle Herring, a witness for the Complainant, being first duly sworn, deposes and says:

I live at Summerdale, in Baldwin County, Alabama, and am personally acquainted with the Complainant and the Respondent in this cause, and knew them during the time they lived together as husband and wife. I know that the Respondent often mistreated the Complainant, and that he committed

ORAL EXAMINATION

I, Virginia Keel, 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 Hubert M. Hall 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 7th day of March, 1944.

Virginia Keel (L. S.)

No. 1046 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Jhoad

Complainant

Vs.

Zharovs

Respondent

ORAL DEPOSITION

Filed March 5 1944
Virginia Keel Register

RECORDED IN _____

Record _____

Vol. _____ Page _____

Register _____

actual violence to her person, but stringing and choking her. The last time it was necessary, after the Respondent beat the Complainant, for her to go to Dr. McKinley, who advised ~~to~~ her to remain in bed for a week, during which time he treated her.

The Conduct of the Respondent was such as to cause the Complainant to have every reasonable apprehension to believe, and she did actually believe that if she continued to live with him, he would continue to mistreat her, which would necessarily endanger her life and health.

We have a home and three small children and are in position to aid the Complainant in caring for her children, and will aid her in every way possible.

Bertie Bell Herring

Minnie Lee Thomas,

Complainant,

vs

Clyde Thomas,
Respondent,

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA.

IN EQUITY

Minnie Lee Thomas, being first duly sworn, deposes and says that she is personally acquainted the Clyde Thomas, and knows of her own personal knowledge that the said Clyde Thomas is not in the Military or naval service of the United States.

Minnie Lee Thomas

Sworn to and subscribed before me this the 7th day of March, 1944.

Hustee

Notary Public, Baldwin County, Alabama.

1046

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

MINNIE LEE THOMAS

Complainant

VS

CLYDE THOMAS

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decrees Pro Confesso **personal service** 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,

MINNIE LEE THOMAS

and that the said _____ is forever divorced from the said

CLYDE THOMAS

Cruelty

for and on account of _____

Complainant is awarded the custody of the minor children namely, Clarence R. Thomas and Charles W. Thomas, until the further orders of the Court.

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.

MINNIE LEE THOMAS AND CLYDE THOMAS

It is further ordered that _____ be, and ~~they~~ hereby permitted to again contract marriage upon the payment of the cost of this suit.

MINNIE LEE THOMAS

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

This 11th day of March, 1944

J. M. Hare
Judge Circuit Court, in Equity

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

vs. Complainant.

Respondent.

DIVORCE DECREE

innie Lee Thomas,		IN THE CIRCUIT COURT OF
Complainant		
VS		BALDWIN COUNTY, ALABAMA,
Clyde Thomas,		
Respondent		IN EQUITY.

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT:

Your Oratrix, Minnie Lee Thomas, most respectfully shows unto your Honor:

First. That she is over the age of twenty-one years and is a bona-fide resident of Butler County, Alabama, and has been a citizen of Butler County, Alabama, all her life; that the Respondent, Clyde Thomas is over the age of twenty-one years and is a bona-fide resident of Baldwin County, Alabama, but is now temporarily residing in Butler County, Alabama.

Second. That your Oratrix and the Respondent were legally married in Crenshaw County, Alabama, on the 17th day of December, 1934, and lived together as man and wife until the 18th day of April, 1943; and that while they were living together as man and wife, the Respondent treated your Oratrix with great cruelty and committed actual violence on her person, threatened her with bodily harm, which said violence was attended with danger to her life and health.

Third. That your Oratrix and the Respondent have two children, Clarence R. Thomas, a boy, age eight years, and Charles W. Thomas, a boy, age 5, and that said children are now living with their uncle, Zema Thomas, in Butler County, Alabama.

Fourth. That at the time of the separation, the Respondent took the children and carried them to the said Zema Thomas, and has refused to permit her to have said children since said separation; that she is able to rear her children and is entitled to their custody.

1001

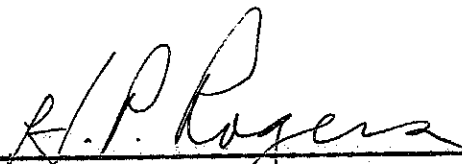
THE PREMISES CONSIDERED, COMPLAINANT PRAYS:

First. That the Respondent, Clyde Thomas, be made party defendant to this bill of complaint as required by law and the rules of this Honorable Court.

Second. That this Honorable Court will render a decree giving Complainant the custody of said minor children, Clarence R. Thomas and Charles W. Thomas.

Third. That on the final hearing of this cause, a decree be rendered dissolving the bonds of matrimony existing between Complainant and Respondent, and permitting Complainant to remarry.

Fourth. Complainant prays for such other, further and general relief as under the facts, and in equity and good conscience she may be entitled.



Of Greenville, Alabama

Solicitor for Complainant

Minnie Lee Thomas.
Complainant,
Vs. Clyde Thomas.
Respondent.

In the Circuit Court.
In Equity No. 1046.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

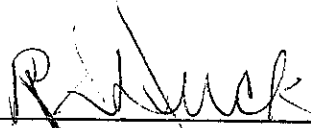
In this cause, it appears to the Register, that service was had on the Respondent
Clyde Thomas.

by the Sheriff of Butler County, on the 22 day of January,
1944.

And it further appears to the Register, that the said Clyde Thomas.

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 Howell P Rogers. 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 Thomas.

This 28th. day of February, 1944.


Register.

RECORDED

No. 1046.

**CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
IN EQUITY**

Minnie Lee Thomas.

Complainant,

Vs.

Glyde Thomas.

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this 28th day of Feb.,
1944.

R S Wack.

Register.

Baldwin Times Print

MINNIE LEE THOMAS

VS.

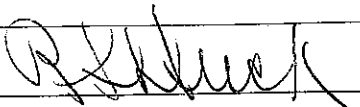
CLYDE THOMAS

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, Decree pro bono fesso
on personal service against the Respondent, and testimony of Minnie Lee
Thomas and Bertie Bell Herring and affidavit on non service

and in behalf of Defendant upon

 Register.

No. 1046 **RECORDED**

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Thomas

VS.

Thomas

NOTE OF TESTIMONY

Filed in Open Court this 8th

day of March 1944

[Signature]

Register.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, } No. 1046.
BALDWIN COUNTY

CIRCUIT COURT BALDWIN COUNTY

January. TERM, 194 4

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon CLYDE THOMAS.

to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against CLYDE THOMAS.

_____, Defendant

by MINNIE LEE THOMAS.

_____, Plaintiff

Witness my hand this 14th day of January. 194 4

R. L. Duck Clerk.