

1560

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

CHAFFER IDELL BROCK

Complainant

VS

WILL BROCK

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ **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 heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,

and that the said CHAFFER IDELL BROCK

is forever divorced from the said

WILL BROCK

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 both parties

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

It is further ordered that WILL BROCK

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

This 17th day of March, 19 44.

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 March, 19 44

Register of Circuit Court, in Equity.

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

CHAFFER IDELL BROOK

vs. Complainant.

WILL BROOK

Respondent.

DIVORCE DECREE

CHAFFER IDELL BROCK
Complainant

E Q U I T Y

Vs.

IN THE CIRCUIT COURT OF

WILL BROCK

BALDWIN COUNTY, ALABAMA

Respondent

DEPOSITIONS OF

CHAFFER IDELL BROCK, ~~PERCY B. SKINNER~~ and
MARY DUNSON

WITNESSES FOR COMPLAINANT

The said witnesses, being duly sworn upon examination by the Solicitor for Complainant, testified as follows:

MRS. CHAFFER IDELL BROCK

I am the Complainant in this cause. Both my husband and I are over the age of twenty-one years and bona fide residents of Baldwin County, living near Fairhope. We were married in Fairhope on the Eighth day of October, 1943 and lived together as husband and wife up to about the first of the month when his conduct toward me became so cruel that I was forced to leave him in fear of my life. He is a man, as I discovered to my sorrow, that is a hard drinker and when drinking is cruel and unreasonable. When he is drinking he mistreats me. One day last January, I do not remember the date, he kicked me so violently that I was confined to my bed for a long time and I am still unable to be about. I was treated by Dr. P. B. Skinner who saw the bruise but I did not tell him how I got it though he seemed to suspect it. At other times when irritated with me he would pinch me so severely that my flesh would be marked with livid spots.

From his disposition and treatment I am afraid to continue living with him so have left him and I am now staying with one of my children by a former marriage.

Mrs Chaffer Idell Brock

MRS. MARY DUNSON

I am well acquainted with Mrs. William Brock and know that she and her husband have been having trouble. He is a hard drinker. Sometime last January, I was with Mrs. Brock and she showed me some bad bruises that she had on her leg where she said her husband had pinched her. Her flesh was black and blue and obviously showed that she had been cruelly treated. She told me that he did this when he was drinking. Mrs. Brock is a little woman, very frail, and not in good health and if she continued to live with her husband, in my opinion, she would not live much longer. For a woman in her condition to continue to live with Brock would be to take her life in her hands.

Mrs Mary Dunson

CERTIFICATE

I, Sim T. Andrews, acting as commissioner by agreement of parties hereby certify that in the case of CHAFFER IDELL BROCK, Complainant, vs. WILL BROCK, Respondent, pending on the Equity side of the Circuit Court of Baldwin County, I caused CHAFFER IDELL BROCK and MARY DUNSON, witnesses for the Complainant, to appear before me at their respective homes in Fairhope, Alabama, where, after being duly sworn, upon examination by the Solicitor for the Complainant, they testified as is herein set out; and their testimony after being reduced to writing was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

In witness whereof, I hereto set my hand and seal as commissioner this the 25th day of February, 1944.


Commissioner

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

Comes SCAFFER IDELL BROCK, and by this her Bill of Complaint, presented against WILL BROCK, respectfully shows;

FIRST: That Complainant and Defendant are both over the age of twenty-one years; and for more than one year prior to this date bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married in Baldwin County on the Eighth day of October 1943, and have since then lived together as husband and wife up to approximately the First day of February 1944 when she left him because of his cruel treatment.

THIRD: That Defendant is a man given to the excessive use of liquor and when intoxicated abuses and mistreats Complainant. In January last, he kicked her so violently in the side that she was compelled to obtain medical aid and was confined to her bed for a considerable period. On other occasions he has pinched her so severely that her limbs were black and blue thereafter for days.

Because of Defendants repeated intoxication and his abuses and treatments she fears that to continue to live with him would occasion further violence and serious injury to her health if not life itself.

FOURTH: That Defendant is an able bodied man actively employed in defense work from which he draws good wages but spends much of this in drink.

THE PREMISES CONSIDERED, Complainant prays that Will Brock be made party defendant to this cause, and by proper process required to answer this Bill within the time required by Law.

Complainant further prays that an order of reference be made requiring the Register of this Court to hold a reference to ascertain a suitable amount to be allowed Complainant out of the estate of Defendant as alimony "pendente lite" and for the payment of her Solicitor in the presentation in this cause, also what amount would be proper as permanent alimony if and when the decrees of divorce

be rendered. That upon such report an order be made requiring the payment of counsel fees and temporary alimony.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said Will Brock, granting her the right to marry again should she so desire; a suitable sum as permanent alimony, and such other further or different relief as to equity may seem meet.

Elliot B. Reynolds
Solicitor for Complainant

CHAFFER IDELL BROCK,
Complainant,

vs

WILL BROCK,
Respondent.

E Q U I T Y.

CIRCUIT COURT OF
BALDWIN COUNTY, Alabama
ALABAMA.

Comes Will Brock, Respondent in the above style cause and for answer to the Bill of Complaint says he denies each allegation of same.

Respondent hereby waives service of notice, notice of demand for oral examination of Complainant's witnesses, of the issue of commission to take testimony, as the time and place set for taking same and of the right to introduce evidence in his own behalf. He further agrees that this cause may be submitted for final decree in vacation at any time on the pleading and Complainant's evidence as noted by the Register.

Will Brock

Respondent.

BEFORE ME, the undersigned Notary, personally appeared Will Brock, who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.
Witness my hand and official seal this the 6th day of *March*, 1944.

E. Cramer
Notary Public, Baldwin County, Ala.

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Brack

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Brack

Lathrop at

Complaints.

Recd Mar 16 1944

J. H. Dyer
J. H. Dyer

1060

RECORDED

CHAFFER IDELL BROCK

vs.

WILL BROCK

- - -

ANSWER AND WAIVER

Filed March 18 1944
J. H. Brock
J. H. Brock

Brady

THE STATE OF ALABAMA,
BALDWIN COUNTY

VS.

Brady

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

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

and history at Complainant's witness

and in behalf of Defendant upon _____

Answer and Waiver

R. [Signature]

Register.

No. 1060

RECORDED

The State of Alabama,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

Brast

VS.

Brast

NOTE OF TESTIMONY

Filed in Open Court this 16
day of March 1944

Robert

Register.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,
BALDWIN COUNTY

No. 1060.

CIRCUIT COURT BALDWIN COUNTY

Feb. TERM, 1944

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Will Brock.

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

Will Brock.

Respondant.

by Caffer Idell Brock.

Complainant.

Witness my hand this 10th. day of Feb. 194 4

[Signature]
Clerk.