

1080

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

MARGARET HILL

Complainant

VS

DAN F. HILL

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decrees Pro Confesso on Answer and waiver of Respondent, 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 Margaret Hill is forever divorced from the said

Dan F. Hill

for and on account of Cruelty.

It is further ordered, adjudged and decreed by the Court that the Complainant Margaret Hill be, and she is hereby permitted to resume her maiden name, Margaret Kelly;

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 Margaret Hill and Dan F. Hill be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 17th day of

Maret

19 44

DAN HILL
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. 1082 Page

The State Of Alabama
Baldwin County

In Circuit Court, In Equity

MARGARET HILL

vs. Complainant

DAN F. HILL

Respondent

DIVORCE DECREE

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Barnice S. Reid

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

Margaret Hill

Lorena Kelly

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

Margaret Hill

Complainant
and Dan F. Hill

Defendant,
on oath to be by you administered, upon
to take and certify the deposition... of the witness... and return the same to our Court, with all convenient speed, under your hand.

Witness 16th day of March 19 44

[Handwritten Signature]

REGISTER

COMMISSIONER'S FEE, \$ _____

WITNESS' FEES, \$ _____

MARGARET HILL
Complainant,
VS.
DAN F. HILL
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.
NO.

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from
....., in the County of

Alabama, the place of trial of said cause, to-wit:.....

Margaret Hill
Lorena Kelly

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

BEEBE & HALL

By *[Signature]*
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Bernice S. Reid,

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

BEEBE & HALL

BY *[Signature]*
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION.

MARGARET HILL

Complainant,

Vs.

DAN F. HILL

Respondent.

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA—IN EQUITY.

Filed this *16.* day of *March*,

194*4*

R. Hill

Register.

NO. 1080

The State of Alabama

BALDWIN COUNTY

CIRCUIT COURT

MARGARET HILL

vs. Complainant

DAN F. HILL

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

THE STATE OF ALABAMA }
Baldwin County

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

Margaret Hill COMPLAINANT

VS.

Dan F. Hill RESPONDENT

I, Bernice S. Reed

as Register and Commissioner

have called and caused to come before me

Margaret Hill
Lorena Kelly

witness— named in the Requirement for Oral Examination, on the 16 day of March
1944, at the office of Beecher Hill
in Bay Minneth, Alabama, and having first sworn said witness— to speak the truth,
the whole truth, and nothing but the truth, the said Margaret Hill

doth depose and say as follows:

My name is Margaret Hill. I am a bona fide resident of Baldwin County, Alabama, nineteen years of age. The Respondent, Dan F. Hill is over twenty one years of age, and a resident of Baldwin County, Alabama.

The Respondent and I were married in Louisville, Kentucky on December 1st, 1942, and lived together as husband and wife until February 1st, 1943.

The Respondent is a man that drinks, and while under the influence of strong drink has a violent and ungovernable temper. The Respondent on February 1st, 1943, and at various other times prior thereto, while we were living together as husband and wife, cursed, threatened and abused me, and on one particular occasion did violence to my person by beating me with his fist, which necessarily endangered my life and health. The conduct of the Respondent was such as to give me every reasonable apprehension to believe, and I do believe, that if I continued to live with him he would do violence to my person which would necessarily endanger my life and health.

The Respondent and I have no children, and no property.

Margaret Hill

Lorena Kelly, a witness for Complainant, being first duly sworn, deposes and says:

My name is Lorena Kelly. I am personally acquainted with the Complainant and the Respondent in the above styled case. I had occasion to be around them quite a bit while they were living together as husband and wife. I know of my own personal knowledge that while the Complainant and the Respondent were living together as husband and wife, the Respondent often threatened and abused the complainant and committed actual violence to her person by striking her with his fist.

The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did believe that if she continued to live with him he would carry out his threats and do violence to her person which would necessarily endanger her life and health. The complainant is at present living with me, and has been since she was forced to leave the Respondent.

ms mollie Lorena Kelley

1080

RECORDED

MARGARET HILL
COMPLAINANT

VS

DAN F. HILL
RESPONDENT.

ANSWER AND WAIVER.

MARGARET HILL
COMPLAINANT

Joseph M. ... 16/1/44
R. ...
SA

MARGARET HILL

COMPLAINANT

VS.

DAN F. HILL

RESPONDENT

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, _____
answer and waiver of Respondent, and testimony of complainant's witnesses;

and in behalf of Defendant upon _____

_____ Register.

Register.

day of *March* 1944

Filed in Open Court this *16*

NOTE OF TESTIMONY

RESPONDENT

DAN F. HILL

VS.

COMPLAINANT

MARGARET HILL

CIRCUIT COURT OF BALDWIN COUNTY

IN EQUITY

BALDWIN COUNTY

The State of Alabama,

No.

RECORDED

1680

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WE COMMAND YOU, that you summon DAN F. HILL to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction within sixty days after the service of the summons, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by MARGARET HILL against the said DAN F. HILL and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty, etc. And we further command that you return this writ with your Execution thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 16th day of March, 1944.

R. S. Duck
Register.

MARGARET HILL, COMPLAINANT	}	IN THE CIRCUIT COURT OF
VS		BALDWIN COUNTY, ALABAMA
DAN F. HILL RESPONDENT.		IN EQUITY.

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

Now comes your Complainant, MARGARET HILL, and humbly complaining against the Respondent, Dan F. Hill, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant and the Respondent are bona fide residents of Baldwin County, Alabama; and that the Complainant is nineteen years of age, the Respondent over twenty one years of age;

2.

That they were married in Louisville, Kentucky, in December, 1942, and lived together as husband and wife until February 1st, 1943;

3.

That, on to-wit, February 1st, 1943 and at various times prior thereto, the Respondent cursed, threatened and abused the complainant and did actual violence to her person by striking her, which necessarily endangered her life and health; that the conduct of the Respondent was such as to give the

Complainant every reasonable apprehension to believe, and she did actually believe, that the Respondent would carry out his threats and do violence to her person which would necessarily endanger her life and health.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process, make the said Dan F. Hill party 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 give and grant unto her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent, and that your Honor will give and grant unto her such other, further, different and general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

BEEBE & HALL

By *[Signature]*
Solicitors for Complainant.

1080

RECORDED

MARGARET HILL
COMPLAINANT

VS

DAN F. HILL
RESPONDENT

SUMMONS AND COMPLAINT.

Filed March 16 1944
Philip
Pryor