

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

Emma Jean Gibson, Complainant

vs.

John Henry Gibson, Respondent

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

Emma Jean Gibson is forever divorced from the said John Henry Gibson for and on account of

Cruelty.

The care, custody and control of the infant child, Patricia Ann Gibson, daughter of the Complainant and Respondent is hereby awarded to the Complainant, Emma Jean Gibson.

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 Emma Jean Gibson the Complainant pay the cost herein to be taxed, for which execution may issue.

This 1st day of June, 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

**Emma Jean Gibson**

Complainant

vs.

**John Henry Gibson**

Respondent

**DIVORCE DECREE**

**FILED**  
JUN 1 1954

**ALICE J. DUCK, Register**

State of Alabama  
County of Baldwin

To any Sheriff of the State of Alabama:

You are hereby commanded to summon John Henry Gibson 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 Emma Jean Gibson as Complainant and against John Henry Gibson as Respondent.

Witness my hand, this the 17<sup>th</sup> day of April 1954.

Dee J. Smith  
Register

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Emma Jean Gibson

Complainant

Vs

John Henry Gibson

Respondent

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\* In the Circuit Court of  
\* Baldwin County, Alabama  
\* In Equity

To Hon. Hubert M. Hall, Judge of the Circuit Court of Baldwin County, Alabama.

Your Complainant, Emma Jean Gibson respectfully represents unto Your Honor and this Honorable Court as Follows:

1.

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

2.

That your Complainant and Respondent married at Pascagoula, Mississippi on to-wit May 19, 1951 and lived together as husband and wife until on to-wit June 10, 1953, when they separated because of the cruelty of the Respondent.

3.

That on to-wit June 10, 1953 and on several occasions prior thereto the Respondent threatened and abused the Complainant, threatened to do violence to her person and actually did do violence to her person, which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him that he would carry out his threats and do actual violence to her person which would necessarily endanger her life and health.

4.

That there is one child as fruits of this marriage, Patricia Ann Gibson, age about eighteen months. The Complainant asks for the care, custody and control of this child, alleging that she is a fit and proper person to have this care, custody and control and the Respondent is not.

5.

Wherefore, the premises considered, your Complainant prays that your Honor will by proper process make the said John Henry Gibson 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 practices of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof, your Honor will grant to her an absolute divorce, forever barring the bonds of matrimony existing between your Complainant and Respondent and your Complainant prays for such other, further, different or general relief as she may in Equity and good conscience be entitled to receive.

Hubert M. Hall  
Solicitor for the Complainant

NO 3233

RECORDED

Emma Jean Gibson

Complainant

Vs

John Henry Gibson

Respondent

Robt. Dale  
Ala.

ved 12 day of April 1954  
on        day of        19        
ed a copy of the within         
        
ervice on         
By TAYLOR WILKINS, Sheriff D. S.

*Handled by Clerk  
April 3, 1954*

Summons and Complaint

FILED  
APR 12 1954

ALICE J. BOCK, RECLERK

Emma Jean Gibson

vs.

John Henry Gibson

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, Answer  
and Waiver and Oral Depositions

and in behalf of Defendant upon

*Frederick T. McFaily*  
*Solicitor for Complainant*

*Wing Duck*

Register.

No. ....

**THE STATE OF ALABAMA**

**Baldwin County**

**IN EQUITY**

**Circuit Court of Baldwin County**

**Ema Jean Gibson**

vs.

**John Henry Gibson**

**NOTE OF TESTIMONY**

Filed in Open Court this .....

day of ....., 194.....

**FILED**  
**JUN 1 1954**

**Register.**

Printed by the Baldwin Times

**ALICE J. ...**

State of Alabama  
County of Baldwin

To any Sheriff of the State of Alabama:

You are hereby commanded to summon John Henry Gibson 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 Emma Jean Gibson as Complainant and against John Henry Gibson as Respondent.

Witness my hand, this the 12<sup>th</sup> day of April 1954.

W. J. H. H. H.  
Register

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Emma Jean Gibson

Complainant

Vs

John Henry Gibson

Respondent

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In the Circuit Court of  
Baldwin County, Alabama.  
In Equity

To Hon. Hubert M. Hall, Judge of the Circuit Court of Baldwin County, Alabama.

Your Complainant, Emma Jean Gibson respectfully represents unto Your Honor and this Honorable Court as follows:

1.

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

2.

That your Complainant and Respondent married at Pascagoula, Mississippi on to-wit May 19, 1951 and lived together as husband and wife until on to-wit June 10, 1953, when they separated because of the cruelty of the Respondent.

3.

That on to-wit June 10, 1953 and on several occasions prior thereto the Respondent threatened and abused the Complainant, threatened to do violence to her person and actually did do violence to her person, which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him that he would carry out his threats and do actual violence to her person which would necessarily endanger her life and health.

4.

That there is one child as fruits of this marriage, Patricia Ann Gibson, age about eighteen months. The Complainant asks for the care, custody and control of this child, alleging that she is a fit and proper person to have this care, custody and control and the Respondent is not.

5.

Wherefore, the premises considered, your Complainant prays that your Honor will by proper process make the said John Henry Gibson 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 practices of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof, your Honor will grant to her an absolute divorce, forever barring the bonds of matrimony existing between your Complainant and Respondent and your Complainant prays for such other, further, different or general relief as she may in Equity and good conscience be entitled to receive.

W. J. H. H. H.  
Solicitor for the Complainant

W3233

Emma Jean Gibson

Complainant

Vs

John Henry Gibson

*Robert Dale,  
Ala.*

Respondent

Summons and Complaint

FILED

APR 12 1954

ALICE J. DUCK, Register



Emma Jean Gibson

Complainant

Vs

John Henry Gibson

Respondent

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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 testimony  
on behalf of the complainant; the right to cross examine  
complainant's witnesses and agrees that this cause be ~~sent~~  
submitted for final decree without further notice.

Witness: Loy Cooke,

Witness

W. H. Hordain

John Henry Gibson  
His mark

State of Alabama  
County of Baldwin

I, Robert M. McQuinn, a Notary Public, in and for  
said County in said State, hereby certify that John Henry  
Gibson, whose name is signed to the foregoing instrument and who  
is known to me, acknowledged before me on this day that being  
informed of the contents of this instrument, he executed the  
same voluntarily on the day the same bears date.

Robert M. McQuinn  
Notary Public, Baldwin County, Ala.

## COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT

TO: Mrs. Lois McKinley

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 Emma Jean Gibson and Gussie Mae Minchew

as witnesses in behalf of the Complainant in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein Emma Jean Gibson is

\_\_\_\_\_, Complainant.

and John Henry Gibson is

..... Respondent.....

on oath, to be by you administered, upon Emma Jean Gibson and Gussie Mae Minchew  
to take and certify the deposition ~~s~~ of the witnesses ~~es~~ and return the same to our Court, with all  
convenient speed, under your hand.

Witness 29<sup>th</sup> day of May, 1954

Alice J. Hensch Register.

Commissioner's Fee, \$\_\_\_\_\_

Witness' Fees, \$\_\_\_\_\_

No. \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

**Ema Jean Gibson**

Complainant—

vs.

**John Henry Gibson**

Defendant—

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER**

**Mrs. Lois McKinley**

**WITNESSES:**

**Ema Jean Gibson**

**Gussie Mae Minchew**

The State of Alabama,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Emma Jean Gibson

Complainant

VS.

John Henry Gibson

Respondent

I, Mrs. Lois McKinley

as Register and Commissioner in the case of Gibson Vs Gibson

have called and caused to come before me Emma Jean Gibson and Gussie Mae Minchew

witness SS named in the Requirement for Oral Examination, on the 29th day of May

19 54, at the office of Reuben F. McKinley, Attorney

in Bay Minette, Alabama, and having first sworn said Witness SS to speak the

truth, the whole truth, and nothing but the truth, the said Emma Jean Gibson and Gussie

Mae Minchew doth depose and say as follows: That my name is Emma Jean Gibson and I am the Complainant in this cause. I married the Respondent on to-wit May 19, 1951 at Pascagoula, Mississippi and lived with him as husband and wife until on to-wit June 10, 1953, when we seperated because of the cruelty of the Respondent. The conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did believe that if I continued to live with him that he would carry out his threats and do actual violence to my person, which would necessarily endanger my life and health. There was one child, Patricia Ann Gibson, age about 20 months born as fruits of this marriage. I ask for the care, custody and control of this child. I believe that I am a fit and proper person to be entrusted with the care, custody and control and that the Respondent is not. The Complainant and Respondent are both bona fide residents of Baldwin County, Alabama. I am over the age of 18 years and the Respondent is over the age of 21.

Emma Jean Gibson

That My name is Gussie Mae Minchew I know both the Complainant and the Respondent in this cause. I know that they were married on to-wit May 19, 1951 at Pascagoula, Mississippi and lived together until on to-wit June 10, 1953, when they seperated because of the cruelty of the Resp. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe that if she continued to live with him that he would carry out his threats and do actual violence to her person which would necessarily endanger her life and health. There was one child born as fruits of this marriage, Patricia Ann Gibson, age about 20 months. I believe that the Complainant is a fit and proper person to have the care, custody and control of this child and that the Respondent is not. The Respondent is over the age of 21 years and the Complainant is over the age of 18 years. Bothe are bona fide residents of Baldwin County, Alabama.

Gussie Mae Minchew

## ORAL EXAMINATION

I, Mrs. Lois McKinley, as Register and Commissioner hereby certify that the foregoing deposition... on 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 Reuben F. McKinley, Attorney

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness... 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 29th day of May, 1954

Mrs. Lois McKinley (L.S.)

## Oral Deposition

John Henry Gibson

Dama Jean Gibson

In Circuit Court, In Equity

The State of Alabama

Baldwin County.

FILED

JUN 11 1954

ALICE J. BROWN, Register

Vol.

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Register

Record

Respondent

Complainant