

(3238)

DIVORCE DECREE

Printed by Moore Printing Co.

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

NELDA FAYE COLEMAN

, Complainant

vs.

SAMUEL R. COLEMAN

, 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

Nelda Faye Coleman is forever divorced from the said Samuel R. Coleman for and on account of voluntary abandonment

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the court, that the Complainant be given the permanent care, custody and control of Diane Coleman, and that the Respondent pay the Complainant the sum of FORTY (\$40.00) DOLLARS per month for the support of Diane Coleman.

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 Nelda Faye Coleman the Complainant pay the cost herein to be taxed, for which execution may issue.

This 23 day of April, 1954

Helen 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.

41  
No. 3234

Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Nelda Beye Coleman

Complainant

vs.

Samuel B. Coleman

Respondent

**DIVORCE DECREE**

FILED

APR 23 1954

ALICE J. DUCK, Register

NELDA FAY COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

RULE TO SHOW CAUSE

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
CASE NO. 3238

This day came Nelda Faye Coleman and filed herein her verified petition praying that Samuel R. Coleman be required to appear and show cause, if any he have, why he should not be punished as for a contempt in regard to the nature of things set out in the verified petition; and upon consideration of the said petition, it is

Ordered, adjudged and decreed by the court that the said Samuel R. Coleman appear before the court at 9 A.M. on the 25 day of June, 1954, in the court room of the Circuit Court of Baldwin County, at Bay Minette, Alabama, and show cause, if any he have, why he should not be punished as for a contempt.

Let a copy of said petition and of this rule to show cause be served forthwith, personally upon the said Samuel R. Coleman by any sheriff of the State of Alabama.

Done this 8 day of June, 1954.

Hubert M. Hall  
JUDGE

Received in Sheriff's Office  
this 9 day of June 1954  
TAYLOR WILKINS, Sheriff

*m3238*  
*Baldwin*

NELDA FAY COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

Received \_\_\_\_\_ day of \_\_\_\_\_ 1954  
and on 10 day of avg 1954  
I served a copy of the within  
on \_\_\_\_\_

by service on Samuel R. Coleman

TAYLOR WILKINS, Sheriff  
By J. D. Brown D.S.

Samuel R. Coleman  
NOT FOUND in Jefferson County this  
the 16 day of June 1954  
HOLT A. McDOWELL, Sheriff,  
Jefferson Co., Ala.  
By E. M. Vitch D.S.

RULE TO SHOW CAUSE

FILED

JUL 8 1954

ALICE J. DUCK, Registrar

*Star Rt Bay...*

Respondent's address is

Samuel R. Coleman  
1529 16th Short St.  
Bessemer, Alabama

RECEIVED

JUN 11 1954

SHERIFF'S OFFICE  
BESSEMER, ALA.

190 Bes

PETITION

NELDA FAY COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
CASE NO. 3238

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT:

Comes your Petitioner, Nelda Faye Coleman and respectfully shows unto  
Your Honor as follows:

1.

That on the 23rd day of April, 1954, in the above entitled cause, a  
final decree was rendered divorcing your Petitioner, the Complainant, from  
Samuel R. Coleman, her husband; and in said decree the said Samuel R. Coleman  
was directed to pay your Petitioner the sum of Forty (\$40.00) Dollars per  
month for the support of their child, Diane Coleman.

2.

That the said Samuel R. Coleman has failed since the date of this  
decree to make the said payment of \$40.00 per month as required by said  
decree, all though having the sufficient means to comply with said decree,  
and has willfully and contemptuously refused to obey said decree.

Premises considered, your Petitioner prays that a rule be issued  
to the said Samuel R. Coleman requiring him at a time and place to be  
therein stated, to appear before the court and show cause, if any he have,  
why he should not be punished as for a contempt.

And Petitioner prays for such other and further and general relief as  
may be proper.

Nelda Faye Coleman  
Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

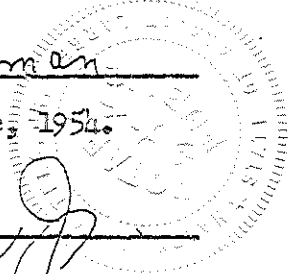
Before me Harry J. Wilting, a Notary Public, in and for said  
County and State, personally appeared Nelda Faye Coleman, who is known to me  
and who being by me first duly sworn, deposes and says: that she has knowledge

of the facts stated in the above petition and the same are true.

Nelda Faye Coleman

Sworn to and subscribed before me on this the 8 day of June, 1954.

E. J. Wilton, Jr.  
Notary Public,



Received in Sheriff's Office  
this 7 day of June 1954  
TAYLOR WILKINS, Sheriff

Baldwin *Pf*

*Samuel R. Coleman*  
NOT FOUND in Jefferson County this  
the 16 day of June 1954  
HOLT A. McDOWELL, Sheriff,  
Jefferson Co., Ala.,  
By E. M. Vitch D.S.

*Samuel R. Coleman*  
*Powell and*  
Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
and on 10 day of Aug. 1954  
I served a copy of the within \_\_\_\_\_  
on \_\_\_\_\_  
By service on *Samuel R. Coleman*

TAYLOR WILKINS, Sheriff  
By J. Horn D.S.  
333

RECEIVED

JUN 11 1954

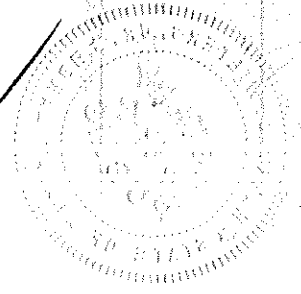
SHERIFF'S OFFICE  
BESSEMER, ALA.

FILED  
JUN 8 1954

ALICE J. DUCK, Register

*Res*

190



## COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT

TO: Evelyn Watts

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 Nelda Faye Coleman and Cliver R. Johnson

as witnesses in behalf of complainant in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein \_\_\_\_\_  
Nelda Faye Coleman

\_\_\_\_\_, Complainant  
and Samuel R. Coleman

\_\_\_\_\_ Respondent

on oath, to be by you administered, upon Nelda Faye Coleman and Oliver R. Johnson

to take and certify the deposition\_\_\_\_\_ of the witness\_\_\_\_\_ and return the same to our Court, with all convenient speed, under your hand.

Witness 22<sup>nd</sup> day of April, 1956

*Amey J. Nichols* Register.

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

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



No. 3238

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

**CIRCUIT COURT**

Nelda Faye Coleman

Complainant—

**vs.**

Samuel R. Coleman

Defendant—

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER**

Evelyn Watts

**WITNESSES:**

Nelda Faye Coleman

Oliver R. Johnson

Nelda Faye Coleman

vs.

Samuel R. Coleman

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, \_\_\_\_\_  
and testimony of Nelda Faye Coleman

and in behalf of Defendant upon \_\_\_\_\_ answer and waiver

*Robert M. Brantley*

*Wm. J. Luck*

Register.

No. *3238*

**THE STATE OF ALABAMA**

**Baldwin County**

**IN EQUITY**

**Circuit Court of Baldwin County**

*Nelda Faye Coleman*

**VS.**

*Samuel R. Coleman*

**NOTE OF TESTIMONY**

Filed in Open Court this *22*

day of *April*, 19*44*

*Archie French*  
Register.

Printed by the Baldwin Times

The State of Alabama,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

NELDA FAYE COLEMAN

Complainant

VS.

SAMUEL R. COLEMAN

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Nelda Faye Coleman and Oliver R. Johnson

witness named in the Requirement for Oral Examination, on the 22 day of April

1954, at the office of Wilters & Brantley

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

truth, the whole truth, and nothing but the truth, the said Nelda Faye Coleman and Oliver R.

Johnson doth depose and say as follows:

My name is Nelda Faye Coleman. I am the Complainant in the above styled cause and Samuel R. Coleman is the Respondent. I am 19 years of age and the Respondent is over twenty-one years of age, and residents of the State of Alabama, and have been for more than one year next preceding the filing of the bill of complaint.

The Respondent and I were married on the 10th day of July, 1951, at Lucedale, Mississippi. After which we lived in Baldwin County together as husband and wife, until on or about April 1, 1953, at which time the Respondent abandoned my bed and board. He and I have not lived together since that date nor has he given me any money for support and maintenance. There was born to our marriage one child, Diane Coleman, 4 months old. The Respondent has not given me any money for support and maintenance of Diane.

Samuel R. Coleman is a welder and earns on an average of \$75.00 a week. I am not working and need help for support of my child.

I am the suitable and fit person to have the care, control and custody of our daughter, Diane Coleman. At the present time I and my daughter Diane, are living with my mother in her home. This is a suitable and fit home with a christian atmosphere. My mother is most willing for my daughter and I to make her home ours.

Nelda Faye Coleman

My name is Oliver R. Johnson, I am the uncle of Nelda Faye Coleman. I know that Nelda Faye is 19 years old and that Samuel Coleman is over 21 years of age. That they are both residents of the State of Alabama and have been for the last 5 years. I know that Nelda Faye and Samuel were married to one another at Lucedale, Mississippi, on July 10, 1951. That they lived together in Baldwin County, Alabama, until on or about April 1, 1953; at which time Samuel left Nelda Faye. I know that they have not lived together as man and wife since that time and that Nelda Faye has received no support money for herself or her child since this date. I know that there was born to this union a child named Diane Coleman, now 4 months old; that Nelda Faye is a fit and proper person to have the care, custody and control of her child. At the present time Nelda Faye is living in the home with her mother and grandparents; that this is a good christian home and a proper place to rear a child of this age.

Oliver R. Johnson

ORAL EXAMINATION

I, Evelyn Watts, 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 Tolbert M. Brantley

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es 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 22 day of April, 1954.

Evelyn Watts (L. S.)

No. 3438 Page \_\_\_\_\_

The State of Alabama  
Baldwin County.

In Circuit Court, In Equity

Nelda Faye Coleman

vs. Complainant

Samuel R. Coleman

Respondent

Oral Deposition

Filed 4-22, 1954

Christine Register  
Recorded in

Record

Vol. \_\_\_\_\_

Page \_\_\_\_\_

, Register

NELDA FAY COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

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

Now comes the Respondent, in his own proper person, and admits the allegations contained in the bill of complaint filed in the above styled cause, as to ages, residences, and marriage, but denies all other allegations contained therein and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine the Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Samuel R. Coleman Jr.

STATE OF ALABAMA  
COUNTY OF Jackson

I, Monroe A. Smith, a Notary Public, in and for said County, in said State, hereby certify that Samuel R. Coleman, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 6 day of April, 1954.

Monroe A. Smith  
Notary Public,

32 386 RECORDED

NELDA FAYE COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

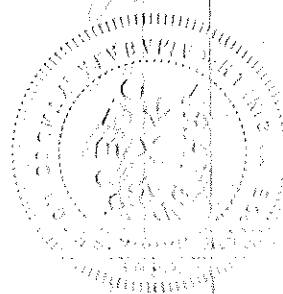
RESPONDENT

ANSWER AND WAIVER

FILED

MAR 22 1954

ALICE A. DICK, Registrar



STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons SAMUEL R. COLEMAN 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 NELDA FAYE COLEMAN as Complainant and against SAMUEL R. COLEMAN, as Respondent.

WITNESS my hand this the \_\_\_\_ day of April, 1954.

\_\_\_\_\_  
Register

NELDA FAYE COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

Q

Q

Q

Q

Q

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

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

Your Complainant, Nelda Faye Coleman, respectfully represents unto Your  
Honor and this Honorable Court as follows:

1.

That your Complainant is 19 years of age and a bona fide resident of the State of Alabama, and has been for more than one year next preceding the filing of the bill of complaint; that the Respondent is over twenty-one years of age and a resident of the State of Alabama.

2.

That your Complainant and the Respondent married at Lucedale, Mississippi, on July 10th, 1951, and lived together as husband and wife in Baldwin County, Alabama, until April 1, 1953.

3.

That on, to-wit, April 1, 1953, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

That there was born to the marriage between your Complainant and the Respondent, one child, Diane Coleman, now four months old, who is now and



and has been all of her life with her mother, the Complainant; that Your Complainant is a suitable, fit and proper person to have his care, custody and control.

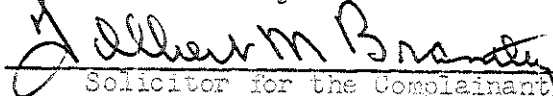
5.

That the Respondent is an abled bodied man now working as a welder and earning on an average of \$75.00 a week; that the Complainant is without funds or means of supporting her child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Samuel R. Coleman, 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.

Your Complainant further prays that upon a final hearing hereof your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; your Complainant further prays that your Honor will grant the Complainant the permanent care, custody and control of her minor child, Diane Coleman and further prays that your Honor will order the Respondent to pay the Complainant a reasonable sum for the support of the minor child, Diane Coleman; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

Hilters & Brantley

  
Solicitor for the Complainant

703238  
RECORDED

NELDA FAYE COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

BILL OF COMPLAINT

FILED

APR 22 1954

ALICE J. DICK, Register

ORDER OF CONTINUANCE

NELDA FAY COLEMAN

COMPLAINANT

VS

SAMUEL R. COLEMAN

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
CASE NO. 3238

It appearing to the Court that service has not been perfected in this cause, it is therefore ordered that this case be continued and reset for a hearing at 10 a. M. on the 23 day of August, 1954.

Let a copy of the original petition, rule to show case, and this order, be served forthwith, personally upon the said Samuel R. Coleman, by any Sheriff of the State of Alabama.

Done this 9 day of August, 1954.

Hubert M. Hester  
JUDGE

Received 10 day of Aug 1954  
and on 10 day of Aug, 1954

I served a copy of the within \_\_\_\_\_  
on \_\_\_\_\_

By service on Samuel R. Coleman

TAYLOR WILKINS, Sheriff  
By J. D. Horn D. S.

FILED  
AUG 9 1954  
ALICE J. DICK, Register

*[Faint, mostly illegible handwritten text, possibly bleed-through from the reverse side of the page.]*

ORDER OF CONTINUANCE

NELDA FAYE COLEMAN  
COMPLAINANT  
VS  
SAMUEL R. COLEMAN  
RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
NO. 3238

It appearing to the court that this case was heretofore set for a hearing on the 23rd day of August, 1954, but this cause was not heard on this date. It is Therefore, Ordered, that this case be continued and reset for a hearing at 10 o'clock on the 20 day of Sept., 1954.

That this order be served forthwith, personally, upon the said Samuel R. Coleman by any sheriff of the State of Alabama.

Done this 3 day of September, 1954.

Hubert M. Wale  
JUDGE

3238

Received 3 day of Oct 1954  
and on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
I served a copy of the within order of commitment  
on \_\_\_\_\_

By service on Samuel R. Coleman

TAYLOR WILKINS, Sheriff

By J. P. [unclear]

FILED

1954

ALICE J. DUCK, Register

Near Smith's -

Samuel R. Cabman has gone back  
to Bay Minette Star Rt #1. With his  
Mother Mrs S. R. Coleman, he is supposed  
to have a job on the New Dauphin Island  
Bridge now mobile -

C. M. With

Deputy Smith Bess. also