

1125

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

CALLA MAI BELL

Complainant

VS

HORATIO A. BELL

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 CALLA MAI BELL is forever divorced from the said

HORATIO A. BELL

for and on account of CRUELTY

It is further ordered, adjudged and decreed that the Complainant be, and she is, hereby allowed to resume her former name, Calla Mai Tanner.

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 Calla Mai Bell and Horatio A. Bell be, and ~~they are~~ hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 29th day of June, 1944

S. W. Stare
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.

CALLA MAI BELL

COMPLAINANT

VS.

HORATIO A. BELL

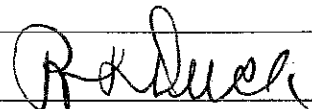
RESPONDENT

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 of the Respondent, and testimony of complainant's witnesses

and in behalf of Defendant upon _____

 Register.

CALLA MAI BELL
Complainant,
VS.
HORATIO A. BELL
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

Bay Minette....., in the County of Baldwin.....

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

Calla Mai Bell

Mrs. Margaret Hart

Ella Hamburg

2. That said complainant requires an oral examination of said witnesses before a com-

missioner appointed by the Register of this Court.

BEEBE & HALL

BY *[Signature]*
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Bernice F. Reid.....

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

BEEBE & HALL

BY *[Signature]*
Solicitor for Complainant.

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon HORATIO A. BELL 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 CALLA MAI BELL against the said Horatio A. Bell, and further to do and perform what the said Judge shall order and direct in that behalf, and theis 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 24 day of May, 1944.

R. S. Duck
Register.

CALLA MAI BELL,
COMPLAINANT

VS

HORATIO A. BELL
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Now comes your Complainant, Calla Mai Bell, and humbly complaining against the Respondent, Horatio A. Bell, 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 they are both over the age of twenty one years;

2.

That they were married in Birmingham, Alabama, on to-wit the 4th day of March, 1940, and lived together as husband and wife until to-wit May 22nd, 1944.

3.

That on, to-wit May 22nd, 1944, the Respondent cursed, threatened

DEMAND FOR ORAL EXAMINATION.

CALIA MAI BELL
.....
Complainant,

Vs.

HORATIO A. BELL
.....
Respondent.

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

Filed this 29 day of June,

1944.....

Radner
.....
Register.

RECORDED

No. _____

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

CALIA MAI BELL

COMPLAINANT

VS.

HONATIO A. BELL

RESPONDENT

NOTE OF TESTIMONY

Filed in Open Court this 29

day of June 1944

[Handwritten Signature]

Register.

RECORDED

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

CALLA MAI BELL

RECORDED

vs. Complainant.

HORATIO A. BELL

Respondent.

DIVORCE DECREE

THE STATE OF ALABAMA,
Baldwin County



CIRCUIT COURT

TO Bernice F. 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

Calla Mai Bell, Mrs. Margaret Hart, Ella Hamburg

as witnesses in behalf of Calla Mai Bell in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Call a Mai Bell

Complainant
and Horatio A. Bell

Defendant,
on oath to be by you administered, upon

to take and certify the deposition s of the witness es and return the same to our Court, with all Convenient speed, under your hand.

Witness 28th day of June 19 44.

R. DeLoach

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

CALLA MAI BELL

Complainant

vs.

HORATIO A. BELL

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

1/25

THE STATE OF ALABAMA
Baldwin County

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

CALLA MAI BELL COMPLAINANT

VS.

HORATIO A. BELL RESPONDENT

I, BERNICE F. REID

as Register and Commissioner

have called and caused to come before me CALLA MAI BELL, MRS. MARGARET HART,
ELLA HAMBURG

witnesses named in the Requirement for Oral Examination, on the 28th day of June
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

Calla Mai Bell doth depose and say as follows:

My name is Calla Mai Bell, I am a bona fide resident of Baldwin County, Alabama, over twenty one years of age. The Respondent Horatio A. Bell is a bona fide resident of Baldwin County, Alabama, over twenty one years of age.

The Respondent and I married in Birmingham, Alabama, on March 4th, 1940. We lived together as husband and wife until May 22nd, 1944.

On May 22nd, 1944, the respondent threatened and abused me, and did actual violence to my person by choking me; that on various occasions prior thereto he had cursed, threatened and abused me, and committed actual violence to my person which necessarily endangered my life and health.

The conduct of the Respondent is such as to render it absolutely impossible for me to live with him. I operate a hotel and fishing lodge on Bear Point, in Baldwin County, Alabama, and the conduct of the Respondent, and his treatment of me is such that it hinders the business and many of the patrons have left on account of his conduct.

The conduct of the respondent is such as to give me every reasonable apprehension to believe, and I do actually believe, that if I continue to live with him he will carry out his threats and do violence to my person which will necessarily endanger my life and health.

We have no children and own no property jointly.

Calla mai Bell

Mrs. Margaret Hart, a witness for the Complainant, being first duly sworn, deposes and says: My name is Margaret Hart. I am a resident of Gadsden, Alabama, but am now, and have been for the past three weeks, staying down with Mr. Bell at Bear Point, in Baldwin County, Alabama. I have, during the time that I have been at Mrs. Bell's place, often heard Mr. Bell curse Mrs. Bell. Last Tuesday morning early Mrs. Bell complained that Mr. Bell had, during the preceding night, choked her. Mr. Bell was apprehended last Tuesday for his treatment of Mrs. Bell and placed in the Baldwin County jail under a peace proceeding in the Justice Court in Foley.

Mrs. Margaret Hart

ORAL EXAMINATION

I, Bernice F. Reid, as Register and Commissioner hereby certify that the foregoing depositions 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 and of H. 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 28th day of June, 1944.

Bernice F. Reid (L. S.)

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THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Complainant

Vs.

Respondent

ORAL DEPOSITION

Filed June 24, 1944

Bernice F. Reid, Register

RECORDED IN

Record _____

Vol. _____ Page _____

Register _____

Ella Hamburg, a witness for the Complainant, being first duly sworn, deposes and says: My name is Ella Hamburg. I am a resident of Foley, in Baldwin County, Alabama. I have on several occasions heard the Respondent curse, threaten and abuse the complainant and several times he has done actual violence to her person by striking her and choking her. The conduct of the respondent is and has been such as to render it absolutely impossible for the complainant to live with him. I know of my own personal knowledge and continued observation that the conduct of the Respondent is such as to give the Complainant every reasonable apprehension to believe, and she does believe that if she continues to live with him, he will carry out his threats and do further violence to her person, which would necessarily endanger her life and health.

Ella Hamburg