

ZERA FLOYD

VS.

LEROY FLOYD

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, agreement as to custody of minor children,
and testimony as noted by the Register

and in behalf of Defendant upon _____

RS. Duck Register.

ZERA FLOYD
COMPLAINANT

VS

LEROY FLOYD
Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, Alabama
IN EQUITY.

Comes LEROY FLOYD, and answering the Complainant's complaint, says that the matters therein alleged are untrue, and demands strict proof of the same.

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

Leroy Floyd
Defendant.

WITNESS:

W. C. Reube
Bernice Reid

1130

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

ZERA FLOYD Complainant

VS

LERROY FLOYD 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 ZERA FLOYD is forever divorced from the said

LERROY FLOYD
for and on account of cruelty

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent Leroy Floyd, be awarded the custody of the minor children, namely Ida Ruth Floyd, age thirteen years, Viola Floyd, age nine years, and Loretta Floyd, age six years. and that Complainant Zera Floyd be allowed to see the said children at reasonable times.

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

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

This 6th day of June, 1944
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 _____, 19____

Register of Circuit Court, in Equity.

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

ZERA FLOYD

GLADYS DANIEL

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

ZERA FLOYD

Complainant

and LEROY FLOYD

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 5th day of June, 19 44.

R.S. Luck

REGISTER

Commissioner's Fee \$

Witness' Fees. \$

ZERA FLOYD
Complainant,
VS.
LEROY FLOYD
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 ofBALDWIN.....

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

.....ZERA FLOYD.....

.....GLADYS DANIEL.....

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

BEEBE & HALL

.....BY.....

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.....

Solicitor for Complainant.

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA -- GREETINGS;

WE COMMAND YOU, that you summon LEROY FLOYD 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 ZERA FLOYD against the said Leroy Floyd, 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
_____ day of June, 1944.

R. S. Duck
Register.

ZERA FLOYD,
COMPLAINANT

VS

LEROY FLOYD,
DEFENDANT.

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, Zera Floyd, and humbly complaining against the Defendant, Leroy Floyd, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant is a bona fide resident of Baldwin County, Alabama, living at Foley; that she is over the age of twenty one years; that the Respondent is a bona fide resident of the State of Alabama, living at Fort Deposit, in Lowndes County, Alabama, that he is over the age of twenty one years;

2.

That they were married in Luverne, Alabama, on January 18th, 1930, and lived together as husband and wife until April 15th, 1944;

3.

That on, to-wit, the 15th day of April, 1944, the Defendant cursed, threatened and abused the Complainant, and did actual violence to her person by striking her; that he is a man of violent and ungovernable

temper and without just cause or reasonable excuse flies into a rage, curses and abuses the complainant, and at various times, has struck her and she fears if she continues to live with him he will do her bodily harm attendant with danger to her life or health, and that such cruelty was the cause of their separation; that such acts of cruelty have happened at frequent intervals, and last occurred immediately before their separation as aforesaid.

4.

That there was born to this union, three children, namely Ida Ruth Floyd, age thirteen years, Viola Floyd, age nine years, and Loretta Floyd, age six years; that by agreement between the parties filed in this cause, the custody of the said children is to be awarded to the Defendant and that Complainant is to have the right to visit them at seasonable times.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process, make the said Leroy Floyd party defendant 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 Defendant, and that your Honor will give and grant unto her such other, further or different relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

Zera Floyd
Complainant.

BEEBE & HALL

By W. C. Beebe
Solicitors for Complainant.

STATE OF ALABAMA

BALDWIN COUNTY.

ZERA FLOYD,
COMPLAINANT

VS

LERROY FLOYD
DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

IT IS AGREED, by and between the parties in the above styled cause, that in the event the Court shall render a decree of divorce to the Complainant, the custody of the children, namely Ida Ruth Floyd, age thirteen years, Viola Floyd, age nine years, and Loretta Floyd, age six years, be awarded to Respondent, Leroy Floyd, and that Complainant be given the right to visit the children at any reasonable times.

IT IS FURTHER AGREED that the Complainant will not claim any alimony or attorneys fees, and that she will pay the costs of Court.

IN WITNESS WHEREOF, they have hereunto set their hands on this the 3rd day of June, 1944.

Zera Floyd
Leroy Floyd

WITNESS:

W. C. Beck

No. 1131

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

ZERA FLOYD

COMPLAINANT

VS.

LEROY FLOYD

NOTE OF TESTIMONY

Filed in Open Court this 5th

day of June 1944

R. S. Plueck
Register.

ZERA FLOYD, COMPLAINANT

VS

LEROY FLOYD, DEFENDANT.

AGREEMENT AS TO CUSTODY OF
MINOR CHILDREN.

Filed

6-3-44

R.S. Mucke

W.C. Beall

ZERA FLOYD, COMPLAINANT

VS

LEROY FLOYD, DEFENDANT

SUMMONS AND COMPLAINT.

filed

6-5-44

R.S. Webb.

Ray

BT-6-40-500

DEMAND FOR ORAL EXAMINATION.

ZERA FLOYD
Complainant,

Vs.

LERoy FLOYD
Respondent.

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

Filed this ~~0-14~~ day of *Jan*,
194*4*.....

F. S. Puck
Register.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ZERA FLOYD

COMPLAINANT

VS. Complainant

LEROY FLOYD

RESP

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

No. 1131 Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

ZERA FLOYD

vs. Complainant.

LEROY FLOYD

Respondent.

DIVORCE DECREE

1131
ZERA FLOYD, COMPLAINANT

VS

LEROY FLOYD, DEFENDANT

ANSWER AND WAIVER.

Filed

6-5-44

*P. S. Muck
Reg.*

THE STATE OF ALABAMA
Baldwin County

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

ZERA FLOYD

COMPLAINANT

VS.

LEROY FLOYD

RESPONDENT

I, Bernice Reid

as Register and Commissioner

have called and caused to come before me ZERA FLOYD and GLADYS DANIEL

witnesses named in the Requirement for Oral Examination, on the 5th day of June

19 44, 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 Zena Floyd

doth depose and say as follows:

My name is Zena Floyd. I am over 21 years of age. I am the wife of Leroy Floyd. He is ^{now} age of 21 years. We married in Luverne, Alabama, January 18, 1930. We lived together until April 15, 1944 when because of his cruelty, I was compelled to leave him. We separated at Fort Deposit. Since then I have lived with my mother at Foley. He is a man of violent temper and for years he has been cruel to me and has frequently struck me with his hands and fists, cursed and threatened. He has been getting worse and I had to leave him. Should I have stayed with him he would have done me bodily harm attendant with danger to my life or health. We have not lived together since April 15, 1944.

Zena Floyd

Gladys Daniel being duly sworn deposes and says; My name is Gladys Daniel. I am 18 years old. I am a sister to Zera Floyd I have known him to strike her and curse her. This has been going on for years. He is violent when mad. Should she continue to live with him, I believe he would do her bodily harm.

Gladys Daniel

ORAL EXAMINATION

I, Bernice F. Reid, as Register and Commissioner hereby certify that the foregoing deposition ~~s~~ on Oral Examination was taken down in writing by me in the words of the witness ~~es~~ and read over to them and they signed the same in the presence of myself and of W. C. Beebe at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proof 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 5th day of June, 19 44.

Bernice F. Reid (L. S.)

No. 1131 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

ZERRA FLOYD

Complainant

Vs.

LEROY FLOYD

Respondent

ORAL DEPOSITION

Filed 6-2-, 19 44

P. S. DeLoach, Register

RECORDED IN

Record

Vol. _____ Page _____

Register