

1205

Josephine Lysek Frego

VS.

John James Frego, Jr.

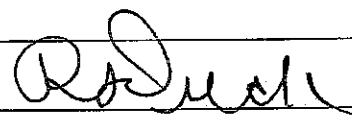
THE STATE OF ALABAMA,
BALDWIN COUNTY

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 Defendant and deposition of Complainant

and in behalf of Defendant upon _____



Register.

No. 1205

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

VS.

NOTE OF TESTIMONY

Filed in Open Court this 4
day of Oct 1944
R. M. ...
Register.

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194__

Josephine Lysek Frego
Complainant—

VS.

John James Frego, Jr.
Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a n Answer and Waiver
having been filed the Respondent—,
and evidence having been taken, and the cause being ready for submission for final decree, and
no defense having been interposed, the complainant—, by Beebe & Hall,
Solicitors— of record, now files with the Register of this Court this written request to deliver the
papers in this cause to the Judge for final decree in vacation.

Beebe & Hall
By: M. C. Beebe
Solicitors— for Complainant—.

NO. 1505

Complainant—

VS.

Respondent—

Request For Decree In Vacation

Filed

Oct 4

, 1944

R. J. [Signature]

Register.

JOSEPHINE LYSEK FREGO
COMPLAINANT

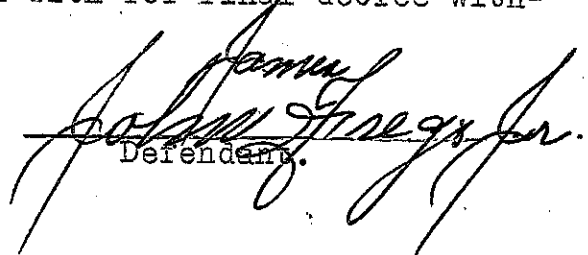
VS.

JOHN JAMES FREGO
DEFENDANT

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

And now comes the Defendant in his own proper person and accepts service of the summons and complaint in the above styled cause, and denies each and every allegation contained in the bill of complaint, 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 Complainant's witnesses, and agrees that this cause be submitted forth with for final decree without further notice.


Defendant.

Witness:



1305

Cramer &
Werner

Graphische Sympact Kunst

vs

John James French

~~Robert~~ 4 1944
Robert
Peters

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA --- GREETING:

WE COMMAND YOU, that you summon JOHN JAMES FREGO to be and appear before the Judge of the Circuit Court of Baldwin County, 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 JOSEPHINE LYSEK FREGO against the said JOHN JAMES FREGO, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Defendant shall in no wise omit, under penalty of the law. 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 4th day of October, 1944.

R. S. Duck
Register.

JOSEPHINE LYSEK FREGO
COMPLAINANT

VS.

JOHN JAMES FREGO
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, IN EQUITY:

Now comes your Complainant, JOSEPHINE ^{Lyssek} FREGO, and humbly complaining against the Defendant, JOHN JAMES FREGO, JR., respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant and the Defendant are both bona fide residents of Baldwin County, Alabama, and are both over the age of twenty-one years;

2.

That they were married at Daphne, Alabama, on the 28th day of December, 1942, and lived together as husband and wife in Baldwin County, Alabama, until October 1, 1944.

3.

That on, to-wit: October 1, 1944, in Baldwin County, Alabama, they separated; that the cause of their separation was Defendant's cruel and inhuman treatment of the Complainant, that for some time and at frequent intervals he has struck her and threatened to kill her, and that on October 1, 1944, he became enraged and cursed, threatened and abused her and threatened to kill her and because of such threats and abuses she left him; that she separated from him then and there and they have not lived together since and Complainant fears that should she continue to live with him he would do her bodily harm attendant with danger to her life or health, and that from his conduct Complainant has reasonable apprehension to believe and she does believe that if she continued to live with him he would do her bodily harm. Complainant wishes to resume her maiden name of Josephine Lysek.

Wherefore the premises considered, your Complainant prays that your Honor will, by proper process, make the said John James Frego, Jr., party Defendant to this Bill of Complaint, requiring him to plead, answer or demur to the same within the time and under the penalty 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.

Beebe & Hall

By

J. A. Beebe
Attorneys for Complainant.

1505-

Summers &
Complent

Josephine Sybil Frogg

vs.

John James Frogg

Handed to 1/1/44
John James Frogg

The State of Alabama,
Baldwin County.

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

Josephine Lysek Frego Complainant.

VS.

John James Frego, Jr. Respondent.

I, Virginia Keel

as Registrar and Commissioner

have called and caused to come before me

Josephine Lysek Frego

witness named in the Requirement for Oral Examination, on the 4th day of October

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 Josephine Lysek Frego

doth depose and say as follows:

My name is Josephine Lysek Frego. I am the Complainant in the cause pending in the Circuit Court of Baldwin County, in Equity, against John James Frego, Jr. for divorce. We were married at Daphne, Alabama, on December 28, 1942. I am over the age of twenty-one years. John James Frego, Jr., the Defendant, is over the age of twenty-one years. We both reside in Baldwin County, Alabama. We lived together as husband and wife until October 1, 1944 when we separated. I left him because of his extreme cruelty. He is a man of ungovernable temper and has for some time without just cause at frequent intervals become enraged and cursed, threatened and abused me and on numerous occasions has struck me and has threatened my life. On Sunday, October 1, 1944, he became enraged and to prevent his doing me bodily harm I left home and we have not lived together since. Should I continue to live with him I am afraid that he would commit such acts of violence on my person as would endanger my life or health. We have no children.

Josephine Lysek Frego

ORAL EXAMINATION.

I, Virginia Keel, as Register and Commissioner hereby certify that the foregoing deposition... on Oral Examination was taken down in writing by me in the words of the witness... and read over to her and she signed the same in the presense of myself and W. C. Beebe 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 4 day of October 1944

Virginia Keel (L. S.)

NO. 1208 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Josephine Sykes, Jr.
vs
Complainant

John James Sykes, Jr.
Respondent.

Oral Deposition

Filed Oct 4, 1944

Recorded in
Book 1208
Register.

Record

Vol. _____ Page _____

Register

Josephine Lysek Frego
Complainant,
VS.
John James Frego, Jr.
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:

Josephine Lysek Frego

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: *H. C. Beebe*
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Virginia Keel

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

Beebe & Hall
By: *H. C. Beebe*
Solicitor for Complainant.

1205

DEMAND FOR ORAL EXAMINATION.

Complainant,

Vs.

Respondent.

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

Filed this 4 day of Oct,

1944

W. Paul
Register.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Virginia Keel

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 Josephine Lysek Frego

as witnesses in behalf of Josephine Lysek Frego in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Josephine Lysek Frego Complainant

and John James Frego

Defendant,

on oath to be by you administered, upon oral examination

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

Witness 4 day of Oct 19 1974

Richard

REGISTER

Commissioner's Fee \$

Witness' Fees \$

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

Commission To Take Deposition

COMMISSIONER: _____

Witnesses: _____

1205