

3550

CONSOLIDATED CITY OF JACKSONVILLE

HUMAN RESOURCES DEPARTMENT

Veterans Service Division  
Courthouse, Room 301  
Jacksonville, Florida 32202

November 21, 1974

RE: LLOYD, Columbus E.  
XC: 27 166 637

Clerk of Court of Equity  
Baldwin County Courthouse  
Bay Minetti, Alabama

Dear Sir:

Please furnish this office with a certified copy of the following document:

DIVORCE DECREE FOR: Cecil Weaver and Lillie H. Weaver divorced o/a  
Jan. 1952 (please search the year 1952) at  
Bay Minetti, Alabama

Since the above will be used in connection with a claim to the Veterans Administration, we understand that no fee is charged for same.

Thank you for your kind and prompt attention to this request.

Very truly yours,

*Elmer R. Kelley*  
Elmer R. Kelley  
VETERANS SERVICE OFFICER

ERK/deb

Case No.  
3550

CECIL WEAVER,

Complainant,

VS.

LILLIE HAZEL WEAVER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY  
NO. 3550

Now comes the Respondent, Lillie Hazel Weaver, and for answer to the Bill of Complaint filed against her in this cause and for her Cross Bill says:

1. She admits the allegations of paragraph numbered one of the Bill of Complaint.

2. She admits the allegations of paragraph numbered two of the Bill of Complaint.

3. She denies the allegations of paragraph numbered three of the Bill of Complaint and demands strict proof thereof.

4. She denies the allegations of paragraph numbered four of the Bill of Complaint and demands strict proof thereof.

5. She admits the allegations of paragraph numbered five of the Bill of Complaint.

6. For further answer to the Bill of Complaint the Respondent alleges that during the month of August, 1953, the Complainant committed numerous assaults upon her body accompanied with threats to do further violence to her; that the acts of violence were attended with danger to her life and health and from his conduct there is reasonable apprehension that if she continued to live with the said Complainant he would commit further violence upon her person attended with danger to her life and health.

There were born to the Respondent and Complainant three children, Joan Weaver, a daughter eight years of age, Daniel Weaver, a son six years of age and Randall Weaver, a son four years of age, each and all of whom now reside with the Respondent, their mother, who is in all respects a fit and proper person to have the permanent

care, custody and control of the said minor children and the Respondent further alleges that it is to the best interest of the said minor children that they remain in her custody and under her control.

Respondent alleges that several weeks ago the Complainant wrote her a letter and advised her that he desired to get a divorce as he was contemplating another marriage and that he wanted the Respondent to file a Bill for divorce against him, but that he would not give any money to her for the support of their three minor children.

Respondent alleges that the Complainant has made numerous threats against her and that she is afraid that the said Complainant will do actual violence to her or her said children during the pendency of this suit unless this court enjoins him from further molesting her pending a final decree in this cause.

Respondent alleges that it has been necessary for her to employ an attorney to represent her in this suit which was brought by the said Complainant and that she is without funds to pay her said attorney for services rendered and to be rendered by him in this cause.

#### PRAYER FOR PROCESS

Respondent prays that this answer be taken and treated in all respects as a cross bill and that the usual process of this Honorable Court issue to Complainant and Cross Respondent, Cecil Weaver, requiring him to appear and plead, answer or demur to this cross bill within the time prescribed by law and under the rules and practice of this Honorable Court.

#### PRAYER FOR RELIEF

Respondent and Cross Complainant respectfully prays for the following separate and several relief:

1. That the Court will make and enter a proper decree giving and granting to the Respondent and Cross Complainant the temporary custody and control of the said minor children, Joan Weaver, Daniel Weaver and Randall Weaver during the pendency of this

suit and that on a final hearing hereof that the Court make and enter a proper decree giving and granting the Respondent and Cross Complainant the permanent custody and control of the said minor children.

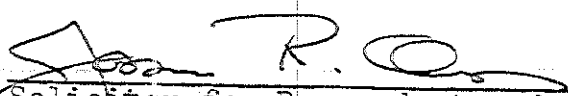
2. That the Court will make and enter an order or decree temporarily enjoining the Complainant and Cross Respondent from molesting or interfering with the Respondent or Cross Complainant in any way during the pendency of this suit and that on a final hearing hereof that the Court make and enter an order or decree permanently enjoining the said Complainant and Cross Respondent from molesting or interfering with the Respondent or Cross Complainant in any way.

3. That the Court will make and enter a proper decree divorcing the Respondent and Cross Complainant from the Complainant and Cross Respondent and will fix the reasonable monthly amount to be paid to the Respondent and Cross Complainant as alimony and a reasonable monthly amount to be paid to the Respondent and Cross Complainant for maintenance and support of the said minor children.

4. That the Court will ascertain and fix a reasonable amount to be paid by the Complainant and Cross Respondent to the Respondents and Cross Complainant's solicitor of record for services rendered and to be rendered in this cause.

5. Respondent and Cross Complainant further prays for such other, further and general relief as she may be equitably entitled to, the premises considered.

Respectfully submitted,

  
Solicitor for Respondent and Cross Complainant.

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Lillie Hazel Weaver, 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 Cecil Weaver, as Complainant and against Lillie Hazel Weaver as Respondent.

WITNESS my hand this the 15 day of June, 1955.

Archie H. Hester  
Register.

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CECIL WEAVER

COMPLAINANT

VS

LILLIE HAZEL WEAVER

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Your Complainant, Cecil Weaver, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a bona fide resident of Baldwin County, Alabama, the Respondent is over the age of 21 and is a bona fide resident of Baldwin County, Alabama.

2.

That your Complainant and the Respondent married in Bay Minette, Baldwin County, Alabama, on April 6, 1946 and lived together as husband and wife until August 15, 1953.

3.

That on August 15, 1953, while your Complainant and Respondent were living together as husband and wife in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

Your Complainant further avers and alleges that said Respondent has been guilty of adultery with divers parties and persons whose names to your Complainant

are unknown and that although your Complainant and the Respondent have been apart continually for approximately 23 months in which no contact was had between them. The said Respondent has given birth to a baby now approximately five or six months old, the paternity of which your Complainant has no knowledge.

5.

There was born as fruits of this marriage between the Complainant and the Respondent three children, Joan Weaver age 3 years, Daniel Weaver age 6 years, and Randall Weaver age 4 years.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Lillie Hazel Weaver, party Respondent to this bill of complaint requiring her 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 hearing hereof, your Honor will enter an order and decree granting to him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that a decree be made awarding to Eugene Weaver and Alean Weaver, uncle and aunt of said children, the care, custody and control of the minor children, Joan Weaver age 3 years, Daniel Weaver age 6 years, and Randall Weaver age 4 years; subject to rights of visitation on the part of your Complainant and of the Respondent; Your Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

Cecil Weaver  
Complainant.  
Edwin Thompson  
Solicitor for the Complainant.

3550  
RECORDED

Received 15 day of June 1955  
and on 16 day of June 1955  
served a copy of the within SEC  
on \_\_\_\_\_

By service on Lillie Hazel Weaver

TAYLOR WILKINS, Sheriff  
By Colley D. Steadman D. S.

CECIL WEAVER

COMPLAINANT

VS.

LILLIE HAZEL WEAVER

RESPONDENT

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SUMMONS AND COMPLAINT

\*\*\*\*\*

FILED

JUN 15 1955

ALICE J. DUCK, Register

From the law offices of

G. LeNoir Thompson  
Attorney-At-Law  
Bay Minette, Alabama

CECIL WEAVER

COMPLAINANT

VS

LILLIE HAZEL WEAVER

RESPONDENT

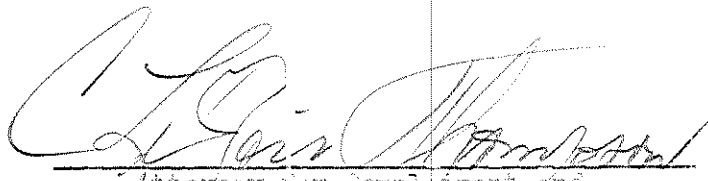
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. 3550

Comes the Complainant and Cross-Respondent and denies each and every allegation of the cross bill filed in said cause.

  
Attorney for Complainant and  
Cross-Respondent.



3550

FILED

DEC 1955

ALICE J. BUCK, BOSTON

CECIL WEAVER

COMPLAINANT

VS

LILLIE HAZEL WEAVER

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. 3550

Comes the Complainant by his attorney of record C. LeMoire Thompson and moves to dismiss the complaint filed in this cause, this the 16th day of June, 1955.

*C. LeMoire Thompson*

FILED  
JUN 23 1955

ALICE J. DECK, Register

CECIL WEAVER

COMPLAINANT

VS

LILLIE HAZEL WEAVER

RESPONDENT

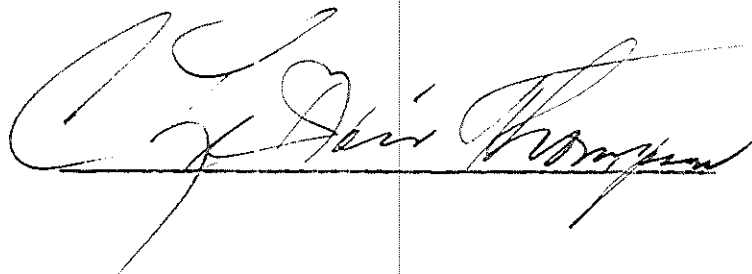
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

No. 3550

Comes C. LeNoir Thompson and withdraws his appearance as attorney for Cecil Weaver, Complainant in the above styled cause, this the 18th day of June, 1955.

A handwritten signature in cursive script, reading "C. LeNoir Thompson", written over a horizontal line.

FILED

JUN 23 1955

ALICE A. DECK, Register

CECIL WEAVER,

Complainant and Cross Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and Cross Complainant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NO. 3550

ORDER

The Answer and Cross Bill in the above styled cause having been presented to me and it appearing therefrom that the Respondent and Cross Complainant requests certain temporary relief as prayed for therein, it is, therefore,

Ordered that the 5th day of August, 1955, at 10:00 A. M. be set as a day and time for hearing evidence in support of the Respondent and Cross Complainant's allegations contained in her Answer and Cross Bill relative to said temporary relief.

ORDERED, ADJUDGED AND DECREED on this the 26th day of July, 1955.

*Herbert M. G. Hall*  
Judge.

ORDER

CECIL WEAVER,

Complainant and  
Cross Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and  
Cross Complainant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3550

FILED

JUL 25 1932

ALICE J. RECK, Register

CECIL WEAVER,

Complainant,

VS.

LILLIE HAZEL WEAVER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3550

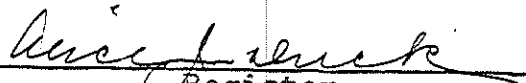
NOTE OF TESTIMONY

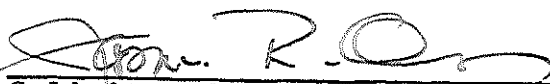
This cause coming on to be heard is submitted for a decree on behalf of the Complainant on the following:

1. Original Bill of Complaint.
2. Answer to Cross Bill of Respondent and Cross Complainant.
3. Testimony of Complainant and Cross Respondent, Cecil Weaver, Emily Melton and Bessie Gilbert.

The said cause is submitted for a decree on behalf of the Respondent and Cross Complainant on the following:

1. Answer and Cross Bill.
2. Testimony of Respondent and Cross Complainant, Lillie Hazel Weaver, Selma Guy, Annie Mae McNeil and Jane Nowling.

  
Register

  
Solicitor for Respondent and Cross Complainant.



CECIL WEAVER,

Complainant and Cross  
Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and Cross  
Complainant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY. NO. 3550

ORDER SETTING DAY FOR HEARING

The parties to this cause having agreed, by their  
Attorneys, that it be set for hearing on September 9, 1955, it is,  
therefore,

ORDERED that the said cause be and it hereby is set  
for hearing on September 9, 1955, at 10 o'clock A. M.

ORDERED ON this the 9<sup>th</sup> day of August, 1955.

Hubert M. Hall  
Judge

ORDER SETTING DAY FOR HEARING

CECIL WEAVER,

Complainant and Cross  
Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and Cross  
Complainant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY. NO. 3550

*Equity*

~~CIVIL~~ SUBPOENA — ORIGINAL — In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred.

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT

Case No. 3550 Dec. 7<sup>th</sup> 1955 TERM, 1955

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded to Summon 1- Mrs. Bessie Gilbert - 102 Vaughn Ave. - Bay Minette  
2- Mrs. Emily Melton - Rt. I. - Bay Minette

if to be found in your County, at the instance of the Plaintiffs  
to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House  
thereof, by 10:00 o'clock of the forenoon, on the 23<sup>rd</sup> day of Dec November, 1955, and from  
day to day and term to term of said Court until discharged by law, then and there to testify, and the truth  
to say, in a certain cause pending, wherein Cecil Weaver, Plaintiff and Lillian  
Hayel Weaver, Defendant.

Herein Fail Not, and have you then and there this Writ.

Given under my hand and seal, this 17 day of Nov., 1955.

Alice J. Duck Clerk.

Received in office this 17 day of

Nov., 1955

Myron W. Wicks  
SHERIFF

I have executed this writ:

12/9/55

Jay W. Wicks  
SHERIFF

J. H. Wicks  
7 mi E. B. M. 14 miles

ORIGINAL

No. 3550

Page

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Cecil W. Wicks

Plaintiff

Vs.

Lillian Hazel Wicks

Defendant

Equity  
**CIVIL SUBPOENA**

Issued this 17 day of

November, 1955

Alvin J. Wicks  
Clerk

CECIL WEAVER,

Complainant,

VS.

LILLIE HAZEL WEAVER,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY NO. 3550

DECREE

The Answer and Cross Bill of the Respondent and Cross Complainant having been presented to me on this date, and it appearing to the Court that the Respondent and Cross Complainant is entitled to the temporary relief therein prayed for, it is, therefore,

ORDERED, ADJUDGED AND DECREED that the Respondent and Cross Complainant be awarded temporary care, custody and control of her three minor children, Joan Weaver, Daniel Weaver and Randall Weaver.

It is further ORDERED, ADJUDGED AND DECREED that the Complainant and Cross Respondent be and he hereby is enjoined from molesting or interfering with the Respondent and Cross Complainant and the three minor children named above, in any way, during the pendency of this suit.

ORDERED, ADJUDGED AND DECREED on this 5<sup>th</sup> day of August, 1955.

Hubert M. Hall

DECREE

CECIL WEAVER,

Complainant,

VS.

LILLIE HAZEL WEAVER,

Respondent.

FILED

AUG 6 1934

ALICE J. DOCK, Register

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NO. 3550

Hazel Weaver, the sum of Sixty Dollars (\$60.00) each month as alimony for the support and maintenance of herself and the said minor children, said payments to begin on the first day of February, 1956, and monthly thereafter on the 1st day of each month, provided, however, that in the event the Complainant and Cross Respondent, Cecil Weaver, at anytime in the future enters the Military Service of the United States, then in that event the amount of alimony to be paid to the Respondent and Cross Complainant, Lillie Hazel Weaver, as alimony for the support and maintenance of herself and said minor children shall be the amount or amounts designated by the Dependents Assistance Act of 1950 and any amendments thereto.

5. That the Complainant and Cross Respondent, Cecil Weaver, pay to James R. Owen, as solicitor for the Respondent and Cross Complainant the sum of One Hundred Dollars (\$100.00) for his services rendered in this cause for the Respondent and Cross Complainant; said solicitor's fees to be paid by the Complainant and Cross Respondent within sixty days from this date.

6. That the said Respondent and Cross Complainant, Lillie Hazel Weaver, and the Complainant and Cross Respondent, Cecil Weaver, are hereby permitted to again contract marriage upon the payment of the costs of court in this cause provided however, that neither shall remarry again except to each other until sixty days after this date, and if an appeal from this decree is taken within sixty days from the date hereof then neither shall marry again except to each other during the pendency of said appeal.

7. That the Complainant and Cross Respondent, Cecil Weaver, pay the costs of this proceeding for the collection of which let execution issue after the expiration of sixty days from this date.

ORDERED, ADJUDGED AND DECREED on this the 20 day of January, 1956.

Hubert M. Stace  
Judge.

FINAL DECREE

CECIL WEAVER,

Complainant and  
Cross Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and  
Cross Complainant.

RECEIVED

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3550

FILED

JAN 20 1956

ALICE L. DICK, CLERK



CECIL WEAVER,

Complainant and  
Cross Respondent,

VS.

LILLIE HAZEL WEAVER,

Respondent and  
Cross Complainant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3550

FINAL DECREE

This cause coming on to be heard was submitted for a final decree upon the pleadings and proof as noted by the Register, upon consideration of all of which the court is of the opinion that the Complainant, Cecil Weaver, is not entitled to the relief prayed for in said Bill of Complaint and the court is of the further opinion that the Respondent and Cross Complainant, Lillie Hazel Weaver, is entitled to the relief prayed for in her Answer and Cross Bill, it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the relief prayed for by the Complainant and Cross Respondent in his Bill of Complaint is hereby refused and denied.

2. That the relief prayed for by the Respondent and Cross Complainant in her Cross Bill of Complaint is hereby granted, and the bonds of matrimony heretofore existing between the Cross Respondent and the Cross Complainant are dissolved and the said Lillie Hazel Weaver is forever divorced from the said Cecil Weaver for and on account of cruelty as alleged in her Cross Bill.

3. That the care, custody and control of the minor children of the said marriage, heretofore existing between Cecil Weaver and Lillie Hazel Weaver, namely, Joan Weaver, Daniel Weaver, and Randall Weaver is awarded to the Respondent and Cross Complainant, Lillie Hazel Weaver, with the right on the part of the Complainant and Cross Respondent, Cecil Weaver, the father of the said children to visit said children at reasonable times and places.

4. That the Complainant and Cross Respondent, Cecil Weaver, pay over to the Respondent and Cross Complainant, Lillie