

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BONNIE BRADLEY SHIVER

Complainant

vs.

JACOB THOMAS SHIVER SR.

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 Bonnie Bradley Shiver is forever divorced from the said Jacob Thomas Shiver Sr. for and on account of Cruelty.

It is further ordered adjudged and decreed that the said Bonnie Bradley Shiver is hereby awarded the care, custody and control of the minor children Jacob Thomas Shiver Jr., and William Miles Shiver, AND

It is further ordered, adjudged and decreed that the said Jacob Thomas Shiver Sr., shall pay to the Complainant, Bonnie Bradley Shiver, the sum of \$40.00 per month for each of said children as maintenance and support for said children until each shall have reached his eighteenth birthday.

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 payment of the cost of this suit.

It is further ordered that Bonnie Bradley Shiver the Complainant pay the cost herein to be taxed, for which executed may issue.

This 25 day of

July, 1955

Hubert 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.

No. 3578

Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

JOHNIE BRADLEY SILVER

Complainant

vs.

JACOB THOMAS SILVER SR.

Respondent

**DIVORCE DECREE**

FILED  
JUL 25 R

ANCE L. DECK, Register

CIVIL SUBPOENA — COPY — 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 will be barred. B. T. 9-53-1M

THE STATE OF ALABAMA, Baldwin County.

S. D. Page No.

CIRCUIT COURT

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

Case No. 3578

Oct Term, 1957

YOU ARE HEREBY COMMANDED TO SUMMON

Miles Shiner - 328 B Fayette St. Richard

if to be found in your County, at the instance of the Recept  
to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House  
thereof, by 9:00 o'clock of the forenoon, on the 2nd day of Oct, 1957, 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 Bonnie B. Shiner, Plaintiff and Jacob J. Shiner, Defendant.  
Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 30 day of Sept, 1957

Berey J. Shiner

CLERK.

ORDER

BONNIE SHIVER DIXON

COMPLAINANT

VS

JACOB THOMAS SHIVER

RESPONDENT

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

This cause coming on to be heard on the verified petition of Bonnie Shiver Dixon, and amendment thereto in which she asks the court to cause the Respondent to appear and show cause to the court why he should not be punished for contempt for failure to pay support money to the petitioner for the use of their two minor children, Jacob Thomas Shiver, Jr., and William Miles Shiver, in accordance with the mandates of prior decrees in this cause.

Upon this cause being called and in open court both parties to this cause, personally and by their attorneys mutually agreed that the petitioner would forego and forfeit all past due support money upon the Respondent's agreement to pay the petitioner \$100.00; said amount to be payable in four equal monthly installments and upon his further agreement to increase the amount of support money he was paying the petitioner for the support of his children from Fifty (\$50.00) Dollars to Eighty (\$80.00) Dollars per month.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the last decree entered in this cause be and the same is hereby modified so as to make the payments to be paid by the Respondent to the Complainant be increased to FORTY (\$40.00) DOLLARS per month for each of the children aforesaid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent pay the Petitioner, in addition to the aforesaid sum, the sum of TWENTY FIVE (\$25.00) DOLLARS per month for four consecutive months. The first payment of both aforesaid sums to be due and payable November 2nd. All other payments to be due and payable upon the same date of each succeeding month.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Respondent, pay the cost in this cause for which execution may issue.

Done this 8 day of October, 1957.

Robert M. Hall  
Judge, 28th Judicial Circuit

FILED

OCT 8 1957


CLERK I. DICK. Registrar

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Respondent, Jacob Thomas Shiver, Sr., be and he is hereby granted the right to have the custody, care and control of the minor children, Jacob Thomas Shiver, Jr. and

William Miles Shiver, for the months of July and August of each year and further that he shall have the custody of said children for the second and fourth week-end of each other month in the year, beginning at 4:00 o'clock P. M. on Friday, and ending at 6:00 o'clock on Sunday afternoon, conditioned that the Respondent shall pick up and return said children to their home.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent, Jacob Thomas Shiver, Sr., pay the cost in this suit, for which execution may issue.

This 8th day of June, 1957.

  
Judge, 28th Judicial Circuit  
of Alabama.

FILED  
JUN 8 1957  
ALICE J. DUCK, Register

M <sup>5M</sup>

Book 7

Page 346

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BONNIE SHIVER DIXON

COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3579½

This case having been set for trial on the 26 day of July, 1958, and the same having not been heard on this date the court decreeing that the same be continued until a later date.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this cause be reset for a hearing on the 11 day of October, 1958, at 10 AM

It is further ordered that a copy of this order be served on Jacob Thomas Shiver, Sr., by the Sheriff of Baldwin County, Alabama.

Done this 16 day of September, 1958.

Hubert M. Stace  
JUDGE

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to serve a copy of the foregoing order and make a return thereof according to law. This 16 day of September, 1958.

Hubert M. Stace  
JUDGE



3578

Received 16 day of Sept 1958  
at on 18 day of Sept 1958

Served a copy of the within Order  
Jacob Thomas Shiver

Service on \_\_\_\_\_  
\_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W. A. Zolbert D. S.  
9 miles north  
of B.M.

Sheriff claims 18 miles at  
Ten Cents per mile Total \$ 1.80  
TAYLOR WILKINS, Sheriff  
BY Zolbert  
DEPUTY SHERIFF

BONNIE SHIVER DIXON  
COMPLAINANT  
VS  
JACOB THOMAS SHIVER, SR.,  
RESPONDENT

ORDER

FILED  
SEP 18 1958  
ANNIE J. DUCK, CLERK  
REGISTER

BONNIE SHIVER (DIXON)	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA,
VS	Ø	IN EQUITY
JACOB THOMAS SHIVER, SR.,	Ø	NO. 3578
RESPONDENT	Ø	

Comes now your Complainant, Bonnie Shiver Dixon, who is over the age of twenty-one years and respectfully represents and shows unto Your Honor as follows:

That on the 25th day of July, 1955, a final decree was rendered in the above styled cause, divorcing your Complainant from Jacob Thomas Shiver Sr. That among other things this decree provided that Jacob Thomas Shiver Sr., would pay your Complainant certain monies for the support of their two children, Jacob Thomas Shiver, Jr., and William Miles Shiver. Your Complainant shows to the court further that she caused the Respondent in this cause to be cited for contempt and upon the hearing of this citation your Honor rendered an order dated the 8th day of October, 1957, decreeing that the Respondent pay the Complainant the sum of Twenty-Five (\$25.00) Dollars per month for four consecutive months and ordering him to pay to the Complainant the sum of Eighty (\$80.00) Dollars per month in addition thereto, for the support of the aforesaid children. Said order further decreed that the first payment of both aforesaid sums be due and payable on the 2nd day of November. That the Respondent has failed to pay this amount to date.

The Complainant shows further unto the court that a further rule to show cause was issued against Jacob Thomas Shiver Sr., on his failure to pay alimony as directed by the Court; that on a hearing dated February 11, 1958, the Respondent appeared in court and on this date the court decreed that he pay to the Complainant in this cause the sum of ONE HUNDRED (\$100.00) DOLLARS per month payable in two equal installments of Fifty (\$50.00) Dollars each. That on the 16th day of February, 1958, the Respondent paid the Complainant \$48.00. This being the total amount paid to your Complainant since the first contempt citation in this cause.

The Complainant avers that at this last above said contempt proceeding the court ruled that unless payments were made as directed by the court that the Respondent would be in contempt of court.

Your Complainant avers that the Respondent has failed to comply with the courts orders and that he is now in contempt of court and prays that the court punish him for such contempt in such manner as the court feels advisable.

Your Complainant prays for such other, further or different relief as may be meet and proper.

Bonnie Shiver Dixon  
Bonnie Shiver (Dixon)

STATE OF ALABAMA

COUNTY OF BALDWIN

Before me Evelyn Watts, a Notary Public, in and for said county, in said State, personally appeared Bonnie Shiver (Dixon), who being by me first duly sworn, deposes and says that the facts contained herein are true and correct.

Bonnie Shiver Dixon

Sworn to and subscribed before me on this the 5 day of April, 1958.

Evelyn Watts  
Notary Public,

3578 *Article*

Received 20 day of May 1958  
and on 27 day of June 1958  
served a copy of the within Petition  
on Jacob Thomas Shivers

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W. A. Talbert D.

9 miles north  
of B.M.

Sheriff claims 18 miles at  
Ten Cents per mile Total \$1.80  
TAYLOR WILKINS, Sheriff  
BY Talbert  
DEPUTY SHERIFF

BONNIE SHIVER (DIXON)  
COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.,  
RESPONDENT

PETITION

*Respondent lives on*  
*Murphy Ave*  
*Tulhatch, Ala*

FILED

MAY 20 1958

ALICE J. DUCK, Register

PETITION FOR CHANGE OF CUSTODY

BONNIE SHIVER DIXON

COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
CASE NO. 3578

Comes now the Complainant in the above styled cause and shows unto Your Honor that she and the Respondent are each over the age of 21 years, that she is a bona fide resident citizen of Mobile County, Alabama, and that Jacob Thomas Shiver Sr., is a bona fide resident citizen of Baldwin County, Alabama.

That on July 25, 1955, the Complainant obtained a divorce from the Respondent for an on account of cruelty; that in said decree the complainant was given the full care, custody and control of their minor children, Jacob Thomas Shiver Jr., and William Miles Shiver; that in said decree the court ordered the Respondent to pay the Complainant \$40.00 per month for support and maintenance for each child until they reached 18.

That on June 8, 1958, this decree was modified reducing the monthly payments to \$25.00 per month for each of said children and was further modified by giving Jacob Thomas Shiver Sr., the custody of the children for the months of July and August of each year and giving him their custody the second and fourth weekends of every month. The Complainant shows unto Your Honor that this decree was rendered on decree pro confesso that she did not appear in court and consent to nor resist this change.

Your Complainant avers that since the time of the original divorce decree the Complainant has remarried and is living in a good christian and comfortable home and is raising a family by a second husband; that they are in every respects fit and proper persons to have the complete care, custody and control of the aforesaid minor children.

The Complainant further avers that your Respondent Jacob Thomas Shiver Sr., has remarried since the time of the original divorce decree; that he has started a family by his second marriage. Your Complainant avers that the Respondent and his wife are not the proper persons to have the care,

custody and control of the said minor children. That the Respondent has taken the children and kept them for period of time in excess of that decreed by the court. He has caused and is causing much harassment and disturbance to your Complainant in the picking up and leaving the children. That one of the children is now in the custody of the Respondent; that this is without the consent or wishes of your Complainant.

The Complainant further shows the court that neither the aforesaid minor children are desirous of living with the Respondent at any time and it would be to their best interest to re-grant the full care, custody and control of these said minor children to your Complainant.

Complainant further shows unto Your Honor that the Respondent is an able bodied man and earns a salary in excess of \$400.00 per month. That the amount of support money awarded in the original decree is insufficient to care for the said minor children; that they have grown older and the cost of sending them to school have increased since that time.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Jacob Thomas Shiver, Sr., party respondent to this cause of action, 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 prays that Your Honor will grant her the full care custody and control of Jacob Thomas Shiver Jr., and William Miles Shiver, Complainant prays further that Your Honor will increase the amount of the support money now awarded her in support of said children to such an amount as Your Honor feels meet and just. Complainant prays for other further or different relief to which she may be in equity entitled.

Wilters & Brantley

BY: Sallie M Brantley  
Solicitors for the Complainant

3578

~~2578~~

ceived 16 day of Sept 1958

l on 18 day of Sept 1958

erved a copy of the within Petition  
Jacob Thomas Shiver Jr.

service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By W. A. Talbot D. S.

9 miles north  
of B M

Sheriff claims 18 miles at 180

Ten Cents per mile Total \$ 18.00  
TAYLOR WILKINS, Sheriff

BY Talbot  
DEPUTY SHERIFF

BONNIE SHIVER DIXON

COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.

RESPONDENT

PETITION FOR CHANGE OF CUSTODY

FILED

SEP 15 1958

ALICE J. DUCK, Register

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

Bonnie B. Shivers  
Complainant,  
Vs. Jacob Thomas Shivers  
Respondent.

In the Circuit Court.  
In Equity No. 3578.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Complainant  
Bonnie B. Shivers  
Respondent

by the Sheriff of Mobile County, on the 24 day of April,  
1957

And it further appears to the Register, that that the said \_\_\_\_\_

Bonnie B. Shivers

\_\_\_\_\_ the complainant  
Respondent, having to the date hereof,  
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of Ruben M. Kinley Solicitors  
Respondent  
for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said \_\_\_\_\_

Bonnie B. Shivers

This 5<sup>th</sup> day of June, 1957.

David J. Adams  
Register.



THE STATE OF ALABAMA, }  
Baldwin County } No. 35-78 Circuit Court, In Equity.

Bonnie B. Shiver Complainant

Vs.

Jacob Thomas Shiver, Jr. Defendant

Motion is hereby made for a Decree Pro Confesso against

Bonnie B. Shiver

Complainant  
Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons  
Complainant upon said Defendant ....; and that said summons was duly served according to law, and that said Defendant ..

has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 14th day of June 1957

Paul H. McKinley

Solicitor.

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court, In Equity

Vs.

Motion for Decree Pro Confesso on  
Personal Service

Filed 6-4 1957

Reice J. Duncanson  
Register.

Recorded in \_\_\_\_\_ Record

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

Register.

BONNIE (DIXON) SHIVER                    ()   IN THE CIRCUIT COURT OF  
COMPLAINANT                               ()   BALDWIN COUNTY, ALABAMA,  
VS    ()   IN EQUITY  
JACOB THOMAS SHIVER, SR.                ()   CASE NO. 3578  
RESPONDENT                                ()

Bonnie (Dixon) Shiver having filed her verified petition praying that Jacob Thomas Shiver, Sr 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 the things set out in the verified petition; and upon consideration of said petition, it is

Ordered, Adjudged and decreed, by the Court that the said Jacob Thomas Shiver, Sr. appear before the court at 9 o'clock on the 1 day of Dec, 1957, 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 Joseph Thomas Shiver, Sr. by the Sheriff of Baldwin County, Alabama.

Done this the 5 day of Sept, 1957.

Robert M. Stace  
Judge

FILED  
SEP 5 1957  
ALICE J. BECK, Register

RULE TO SHOW CAUSE

BONNIE (DIXON) SHIVER            Ø    IN THE CIRCUIT COURT OF  
COMPLAINANT                   Ø    BALDWIN COUNTY, ALABAMA,  
VS                               Ø    IN EQUITY  
JACOB THOMAS SHIVER, SR.       Ø    CASE NO. 3578  
RESPONDENT                   Ø

Comes now your petitioner, Bonnie (Dixon) Shiver, who is over the age of twenty-one years and respectfully represents and shows unto your Honor as follows:

1.

That on the 25th day of July, 1955, a final decree was rendered in the above entitled cause, divorcing your petitioner from Jacob Thomas Shiver, Sr. That by said divorce decree, your petitioner was awarded the care, custody and control of Jacob Thomas Shiver, Jr. and William Miles Shiver and the Respondent was therein ordered to pay your petitioner the sum of FORTY (\$40.00) DOLLARS per month for each of the said children for their maintenance and support. That by interlocutory decree dated June 8, 1957, the original decree in this cause was modified so as to reduce the amount paid to the petitioner for each of the said children to TWENTY FIVE (\$25.00) DOLLARS per month and further modified to give the care, custody and control of said minor children to the Respondent, Jacob Thomas Shiver, Sr., for the months of July and August of each year and to give him the custody of said children the second and fourth week of each month in the year.

2.

That the said Jacob Thomas Shiver, Sr. has since the 25th day of July, 1957, failed to make the payments as ordered by your Honor's decree. That he has had sufficient means to comply with said decree, and has willfully and contemptuously refused to obey said decree. That from the date of said decree the Respondent has paid the Complainant only SEVENTY FIVE (\$75.00) DOLLARS.

3.

That the amount allowed in the interlocutory decree for the support and maintenance of the children of your petitioner is insufficient. That the Re-

spondent is an able-bodied man and earns an amount in excess of FOUR HUNDRED (\$400.00) DOLLARS per month and in the opinion of your petitioner, the support money being paid to her for the use of her children should be increased.

4.

That it is not to the best interest of the said minor children that they be allowed to stay with the Respondent during the months of July and August. They do not want to stay with their father during these months and they are over such an age that the court should consider their wishes in determining their custody. Jacob Thomas Shiver, Jr. is now fifteen years of age and William Miles Shiver is now ten years of age. Your petitioner says further that the Respondent does not give them proper attention while they are in his home. He fails to discipline them properly, fails to clothe them properly and does not look after their general welfare and needs.

Premises considered, your petitioner prays that a rule be issued to the said Jacob Thomas Shiver, Sr. requiring him at a time and place to be therein stated to appear before the court and show cause, if any he has, why he should not be punished for contempt and to show why the support money he pays the petitioner for the use of her children should not be increased and why the custody of the children should not be changed so as to give your petitioner the full care, custody and control of said minor children.

Your petitioner prays for such further, other or different relief as may be meet and proper.

Bonnie Dixon Shiver  
Bonnie (Dixon) Shiver

STATE OF ALABAMA

BALDWIN COUNTY

Before me,

Robert M. Brantley

Notary Public in and for said County and State personally appeared Bonnie (Dixon) Shiver, who is known to me, who being by me first duly sworn, deposes and says: That she has knowledge of the facts stated in the above petition.. That the same are true.

Bonnie Dixon Shiver  
Bonnie (Dixon) Shiver

Sworn to and subscribed before me this 29 day of Aug, 1957.

Robert M. Brantley  
Notary Public, Baldwin County, Alabama.

Received 6 day of Sept 1957  
and on 12 day of Sept 1957  
serve a copy of the within Order  
on Jacob Thomas Shiver, Sr.

by          on         

TAYLOR WILKINS, Sheriff

By W. A. Tolbert D. S.

B. me

No. 3578

Bonnie Dylon Shiver

vs.

Jacob Thomas Shiver, Sr.

FILED

SEP 5

1957

MADE & CO.

Bonnie Bradley Shiver  
Complainant

Vs

Jacob Thomas Shiver  
Respondent

In the Circuit Court of  
Baldwin County, Alabama  
In Equity. No. \_\_\_\_\_

Now comes the Respondent and moves this Honorable Court to dismiss the petition of the Complainant for change of custody of the Infant children of the parties and for grounds for said motion assigns the following;

1.

The courts discourage oft repeated harassing litigation over custody of Infant children.

2.

No change of circumstances or changed conditions are shown, which would justify changing custody of said children at this time.

3 .

At the time of the divorce, the Complainant agreed for the Respondent to have the care, custody and control of said children during the summer months and the Respondent incorporated that agreement into his answer and waiver, making that a condition of the divorce

and concerning the citation to show cause for contempt, the Respondent shows unto this Honorable court that he had the care, custody and control of said minor children during the period in question and to permit the Complainant to receive money for their support during such period would be absurd and an unjust enrichment of the Complainant.

*Robert M. Bradley*

Solicitor for the Respondent

I Robert M Bradley one of  
the Attorneys for Bonnie Bradley  
Shiver hereby accept service of  
the foregoing Petition, this the  
30th Day of Sept. 1967.

*Robert M Bradley*

Motion to Dismiss  
Action

Filed 9-30-57  
Arling J. [unclear]  
Pres

THE COURT OF COMMONS  
IN SENATE  
DOING JUSTICE  
AT THE CITY OF WASHINGTON  
THIS 29th DAY OF SEPTEMBER 1957

XXXXXXXXXXXX  
THE COURT OF COMMONS  
IN SENATE  
DOING JUSTICE  
AT THE CITY OF WASHINGTON  
THIS 29th DAY OF SEPTEMBER 1957



BONNIE SHIVER DIXON,

COMPLAINANT,

VS.

JACOB THOMAS SHIVER, SR.,

RESPONDENT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY CASE NO. 3578<sup>1</sup>/<sub>2</sub>

M O T I O N

Comes now the Complainant by her attorney and shows unto the Court that on the 11th day of November, 1958, Your Honor entered the following decree in this cause: "This being the day set to hear a petition of the Complainant for a rule to show cause and the Complainant and Respondent appearing personally in court and the Complainant by her attorney. The court after hearing oral testimony taken in this cause finds that Jacob Thomas Shiver, Sr., in in contempt of court for his failure to obey the decree of this court heretofore rendered in this cause; that he has failed to pay support money for the support of Jacob Thomas Shiver, Jr., and William Miles Shiver, the children of the Complainant and Respondent; that he is as of this day in arrears in the sum of EIGHT HUNDRED FIFTY (\$850.00) DOLLARS.

Because of the Respondents contemptuous failure to obey the prior decrees of this court, the Court does hereby find the said Jacob Thomas Shiver, Sr., in contempt of court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Jacob Thomas Shiver, Sr., is in contempt of court and he is hereby sentenced to jail to stay until he does purge himself. This penalty is suspended however conditioned on the Respondent, Jacob Thomas Shiver, Sr., paying Bonnie Shiver Dixon the sum of FIFTY (\$50.00) DOLLARS on the 1st and 15th day of each month, the first payment being due and payable the 1st day of November, 1958.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this payment of \$50.00 bi-monthly continue until the said Jacob Thomas Shiver, Sr., has paid the \$850.00 now in arrears and has paid the monthly support money accruing during the said period of time, at which time the payments to be made by Jacob Thomas Shiver, Sr., shall be reduced to the amount of EIGHTY(\$80.00) DOLLARS per month."

Petitioner further shows unto the Court that the Respondent has failed to obey this decree and is presently behind FOUR HUNDRED AND SEVENTY-FIVE (\$475.00) DOLLARS in the payments ordered to be paid in the above said decree.

Premises considered, Complainant prays that Your Honor with forthwith withdraw his suspension of a jail sentence imposed upon Jacob Thomas Shiver, Sr., by the above said decree and cause him to be placed in jail until he purges himself of the contempt as above decreed.

Respectfully submitted.

WILTERS & BRANTLEY

By:

Robert M. Brantley

Solicitors for Complainant

Shivers

VS

Dr. Ford

Motion

FILED

APR 15 1959

ALICE J. DUCK, CLERK  
REGISTER

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY CASE NO. 35785

# MOTION

Comes now the Complainant by her attorney and shows unto the Court that on the 11th day of November, 1958, Your Honor entered the following decree in this cause: "This being the day set to hear a petition of the Complainant for a rule to show cause and the Complainant and Respondent appearing personally in court and the Complainant by her attorney. The court after hearing oral testimony taken in this cause finds that Jacob Thomas Shiver, Sr., in in contempt of court for his failure to obey the decree of this court heretofore rendered in this cause; that he has failed to pay support money for the support of Jacob Thomas Shiver, Jr., and William Miles Shiver, the children of the Complainant and Respondent; that he is as of this day in arrears in the sum of EIGHT HUNDRED FIFTY (\$850.00) DOLLARS.

Because of the Respondents contemptuous failure to obey the prior decrees of this court, the Court does hereby find the said Jacob Thomas Shiver, Sr., in contempt of court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Jacob Thomas Shiver, Sr., is in contempt of court and he is hereby sentenced to jail to stay until he does purge himself. This penalty is suspended however conditioned on the Respondent, Jacob Thomas Shiver, Sr., paying Bonnie Shiver Dixon the sum of FIFTY (\$50.00) DOLLARS on the 1st and 15th day of each month, the first payment being due and payable the 1st day of November, 1956.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this payment of \$50.00 bi-monthly continue until the said Jacob Thomas Shiver, Sr., has paid the \$850.00 now in arrears and has paid the monthly support money accruing during the said period of time, at which time the payments to be made by Jacob Thomas Shiver, Sr., shall be reduced to the amount of EIGHTY(\$80.00) DOLLARS per month.

Petitioner further shows unto the Court that the Respondent has failed to obey this decree and is presently behind FOUR HUNDRED AND SEVENTY-FIVE (\$475.00) DOLLARS in the payments ordered to be paid in the above said decree.

Premises considered, Complainant prays that Your Honor with forthwith withdraw his suspension of a jail sentence imposed upon Jacob Thomas Shiver, Sr., by the above said decree and cause him to be placed in jail until he purges himself of the contempt as above decreed.

Respectfully submitted.

WILLIAMS & BRANTLEY

By: *William M. Brantley*  
Solicitors for Complainant

FILED  
JUL 12 1933  
U.S. DISTRICT COURT  
NORTH CAROLINA  
BY

AMENDMENT TO RULE TO SHOW CAUSE

BONNIE (DIXON) SHIVER	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA,
VS	Ø	IN EQUITY
JACOB THOMAS SHIVER, SR.	Ø	NO. 3578
RESPONDENT	Ø	

Comes now your Petitioner and amends Section 2 of her rule to show cause to read as follows:

2.

That the said Jacob Thomas Shiver, Sr., has since the 25th day of July, 1955, failed to make the payments as ordered by your Honor's decree. That he has had sufficient means to comply with said decree, and has willfully and contemptuously refused to obey said decree. That from the date of said decree the Respondent has paid the Complainant only SEVENTY FIVE (\$75.00) DOLLARS..

Bonnie Dixon Shiver  
Bonnie (Dixon) Shiver

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Robert M Brantley, a Notary Public, in and for said County and State personally appeared Bonnie (Dixon) Shiver, who is known to me, who being by me first duly sworn, deposes and says: That she has knowledge of the facts stated in the above petition. That the same are true.

Bonnie Dixon Shiver  
Bonnie (Dixon) Shiver

Sworn to and subscribed before me this 2 day of October, 1957.

Robert M Brantley  
Notary Public, Baldwin County, Alabama.

BONNIE SHIVER (DIXON)

COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.,

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 3578

This cause being presented to the Court on the verified petition of Bonnie Shiver Dixon for rule nisi against Jacob Thomas Shiver, Sr., on failure to pay alimony as directed by the Court, it is ordered that the respondent, Jacob Thomas Shiver, Sr., be and he is hereby commanded to be and appear before this Court on the 11 day of February, 1958, at 9 o'clock A M., and show cause, if any he has, why the petition should not be granted and why he should not be adjudged in contempt of Court.

It is further ordered that a copy of this petition and this order be served on the said Jacob Thomas Shiver Sr., by the Sheriff of Baldwin County, Alabama.

Done and ordered, this the 24 day of January, 1958.

Hubert M. Hall  
Circuit Judge

TO ANY SHERIFF OF THE STATE OF ALABAMA-GREETING:

You are hereby commanded to execute the foregoing and due return thereof make according to law.

This, the 24 day of January, 1958

Hubert M. Hall  
Circuit Judge

2/11/58 Continued to 3/13/58  
Hubert M. Hall Judge

BONNIE SHIVER (DIXON)

COMPLAINANT

VS

JACOB THOMAS SHIVER, SR.

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY  
NO. 3578

Comes now your Petitioner, Bonnie Shiver Dixon, who is over the age of twenty-one years and respectfully represents and shows unto your Honor as follows:

That on the 25th day of July, 1955, a final decree was rendered in the above styled cause, divorcing your petitioner from Jacob Thomas Shiver Sr. That among other things this decree provided that Jacob Thomas Shiver Sr., would pay your petitioner certain monies for the support of their two children, Jacob Thomas Shiver, Jr., and William Miles Shiver. Your Petitioner shows to the court further that she caused the Respondent in this cause to be cited for contempt and upon the hearing of this citation Your Honor rendered an order dated the 8th day of October, 1957, decreeing that the Respondent pay the Petitioner the sum of Twenty Five (\$25.00) Dollars per month for four consecutive months and ordering him to pay to the Complainant the sum of Eighty (\$80.00) Dollars per month in addition thereto, for the support of the aforesaid children. Said order further decreed that the first payment of both aforesaid sums be due and payable on the 2nd day of November. That the Respondent has failed to pay this amount to date.

Premises considered your Petitioner prays that a rule be issued to said Jacob Thomas Shiver, Sr., requiring him at a time and place to be therein stated, to appear before this court and show cause, if any he has, why he should not be punished for contempt for his failure to obey said decree.

Your Petitioner prays for such other, further or different relief as may be meet and proper.

Bonnie Shiver Dixon  
Bonnie Shiver (Dixon)

STATE OF ALABAMA

COUNTY OF Mobile

Before me Paula Richard, a Notary Public, in and for



said County, in said State, personally appeared Bonnie Salver ( Dixon),  
who being by first duly sworn, deposes and says that the facts contained  
herein are true and correct.

Bonnie Shiner Dixon

Sworn to and subscribed before me on this the 8 day of November, 1957.

Quida Rikard  
Notary Public,

QUIDA RIKARD  
My Commission Expires August 15, 1959

received 24 day of Jan 1958  
id on 2 day of Feb 1958

served a copy of the within Petition  
Opiah Thomas Dixon

se vice on \_\_\_\_\_

3578 ✓

TAYLOR WILKINS, Sheriff  
By W. A. Tolbert D. S.

COMPLAINANT

VS

10 miles north of D.M.

JASON THOMAS DIXON, AD.

RESPONDENT

Sherriff claims 20 miles of  
Ten Conts per mile Total 2.00  
TAYLOR WILKINS, Sheriff  
BY Tolbert  
DEPUTY SHERIFF

15128

PETITION FOR RULE TO SHOW CAUSE

FILED

NOV 15 1957

ALICE J. DUCK, Register

Received in office this 30 day of

Sept

1952

SHERIFF

I have executed this writ:

SHERIFF

ORIGINAL

No. 3578

Page

THE STATE OF ALABAMA

## Baldwin County

**CIRCUIT COURT**

Bonnie B. Shivers

Plaintiff

Vs.

Jacob J. Shriver

Defendant

**CIVIL SUBPOENA**

Issued this 9-30-57 day of

195

Clerk

Rec'd 10/2/57

9/30

*Egypt*  
~~Subpoena~~

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. 3578 OCT TERM, 1957

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded to Summon

1. Thomas Shiver, Jr. 32813 Fayette  
Prichard  
2. Miles Shiver "

if to be found in your County, at the instance of the Deputy  
to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House  
thereof, by 9:00 AM o'clock of the forenoon, on the 2<sup>nd</sup> day of Oct, 1957, 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 Bonnie B. Shiver, Plaintiff and Jacob J.  
Shiver, Defendant.

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

Given under my hand and seal, this 30 day of Sept, 1957.

Archie J. Duck Clerk

Bonnie B. Shivers	ℓ	In the Circuit Court of
Complainant	ℓ	Baldwin County, Alabama
Vs	ℓ	In Equity
Jacob Thomas Shiver, Sr.	ℓ	
Respondent	ℓ	

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

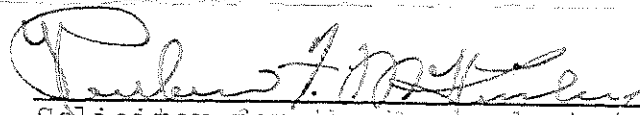
~~Your Respondent in the above styled cause respectfully~~  
shows unto your Honor the following;

That in the Summons and Complaint in the above styled  
cause and the Oral Deposition of the Complainant, as well  
as by oral agreement, the Respondent was to have the care, custody and  
control of said minor children during the summer months.  
By oral agreement between Respondent and Complainant this was  
extended to include the weekends. Due to some unexplained  
reason, this agreement was not incorporated into the divorce  
decree in said cause.

Of a recent date, the Complainant has failed and refused  
to permit the said children to visit the Respondent of her  
own free will.

The divorce decree states that the Respondent is to pay  
the Complainant \$80.00 per month for the maintenance of said  
minor children. The financial condition of the Respondent  
has been such that he has had to take Chapter 13 of the Federal  
Bankruptcy act under the Wage Earners Plan, to pay a large  
debt and he is still in Bankruptcy Court. The Complainant  
agreed orally with the Respondent that she would waive said  
provision of said decree during the period of said Bankruptcy.

Wherefore, the premises considered, your Respondent  
prays that your Honor will amend said divorce decree to con-  
form with the prayer and agreement on file in said cause,  
granting to the Respondent the care, custody and control of  
said minor children during said summer months and on week-  
ends. Your Respondent further prays that Your Honor will  
amend said decree to read that "the payments of \$80.00 per  
month from the Respondent to the Complainant are suspended  
during the summer months while the children are with the  
Respondent". Your Respondent prays for such other, further,  
different or general relief as he may in Equity and good  
conscience be entitled to receive. He offers to do such equity  
in the premises as may be required of him and further prays  
for a reduction in said alimony payments, if your Honor can  
so see fit.

  
Solicitor for the Respondent

✓ 2459 3578 245  
Bonnie B. Shiver  
Complainant  
Vs  
Jacob Thomas Shiver, Sr.  
Respondent

Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
and on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
I served a copy of the within \_\_\_\_\_  
on \_\_\_\_\_  
By service on \_\_\_\_\_  
TAYLOR WILKINS, Sheriff  
By \_\_\_\_\_ D.

EXECUTED  
This 24th day of April, 1957.  
by serving a copy of the within on  
Bonnie B. Shiver  
RAY D. BRIDGES, Sheriff  
By H. B. Sanders D.S.

Petition for Modification  
of divorce decree

The Sheriff claims 10  
miles at 10c per mile for  
a total of \$ 1.00  
Ray Bridges, Sheriff  
Mobile County, Alabama

FILED  
APR 18 1957  
ALICE A. BUCK, Register

BONNIE BRADLEY SHIVER,  
Complainant,

IN THE CIRCUIT COURT OF

VS

BALDWIN COUNTY, ALABAMA

JACOB THOMAS SHIVER, SR.  
Respondent

IN EQUITY NO. 3578

This cause coming on to be heard is submitted for a decree upon the petition for modification of divorce decree filed by the Respondent, Jacob Thomas Shiver, Sr., decree pro confesso on personal service and testimony of Jacob Thomas Shiver, Sr.

The Complainant, Bonnie Bradley Shiver, on July 25, 1955, secured a divorce from the Respondent, Jacob Thomas Shiver, Sr., and in which the custody, care and control of the minor children, Jacob Thomas Shiver Jr. and William Miles Shiver, was awarded to Complainant and the Respondent was ordered to pay \$40.00 per month for each of said children.

The Court, after considering the pleadings and proof, is of the opinion that the Respondent, Jacob Thomas Shiver, Sr. is entitled to the relief prayed for.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the original decree of divorce heretofore granted in this cause be, and the same is modified in accordance with the petition of the Respondent.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the payments to be made by the Respondent to the Complainant be reduced to TWENTY FIVE (\$25.00) DOLLARS per month for each of said children as maintenance and support thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Respondent, Jacob Thomas Shiver, Sr., be and he is hereby granted the right to have the custody, care and control of the minor children, Jacob Thomas Shiver, Jr. and William Miles Shiver, for the months of July and August of each year and further that he shall have the custody of said children for the second and fourth week-end of each other month in the year, beginning at 4:00 o'clock P.M. on Friday, and ending at 6:00 o'clock on Sunday afternoon, conditioned that the Respondent shall pick up and return said children to their home.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent,  
Jacob Thomas Shiver, Sr. pay the cost in this suit, for which execution  
may issue.

This 8th day of June, 1957.

Hubert M. Hall /s/  
\_\_\_\_\_  
Judge, 28th Judicial Circuit of  
Alabama.

Filed Jun 8 1957  
Alice J. Duck, Register



STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Jacob Thomas Shiver Sr., 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 Bonnie B. Shiver as Complainant and against Jacob Thomas Shiver, Sr., as Respondent.

WITNESS my hand this the \_\_\_\_\_ day of June, 1955.

Register.

\*\*\*\*\*

BONNIE B. SHIVER

COMPLAINANT

VS

JACOB THOMAS SHIVER, Sr.

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, Bonnie B. Shiver, respectfully represents unto Your Honor and this Honorable Court as follows:

10

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 Moss Point, Mississippi, on November 1, 1941 and lived together as husband and wife until January 3, 1955.

3.

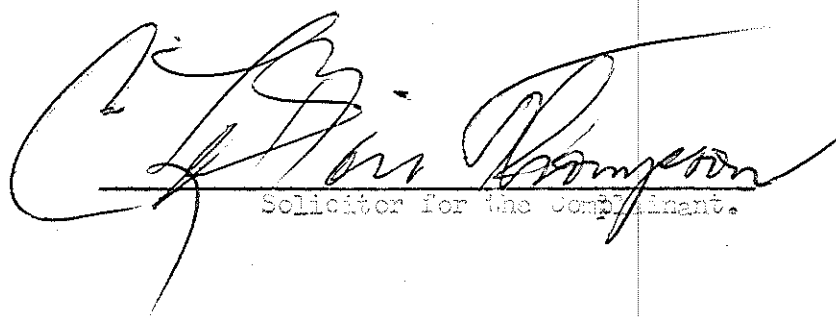
That on January 3, 1955, and on several occasions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

4.

There was born as fruits of this marriage between the Complainant and the Respondent two children, Jacob Thomas Shiver Jr., age 13 years, and William Miles Shiver, age 8 years, and there is no property to be divided.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Jacob Thomas Shiver Sr., 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 hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that a decree be made awarding to the Complainant the care custody and control of the minor children, Jacob Thomas Shiver Jr., age 13 years, and William Miles Shiver, age 8 years, with the provisions that the said children may visit with their father at reasonable times and during the summer months as may be mutually agreeable between the children and the Respondent; that your Honor will order the Respondent who is a man of considerable means with an income exceeding \$300.00 a month, to pay over to your Complainant as maintenance and support for each minor child the sum of \$40.00 per month; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Solicitor for the Complainant.

BONNIE B. SHIVER

COMPLAINANT

VS

JACOB THOMAS SHIVER SR.

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

Now comes the Respondent and accepted service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent agrees for the Complainant, Bonnie B. Shiver, to have the care, custody and control of the two minor children, Jacob Thomas Shiver, Jr., age 13 years, and William Miles Shiver, age 8 years, during school time.

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

Jacob T Shiver Sr.

STATE OF ALABAMA  
BALDWIN COUNTY

I, C. Lewis Thompson, a Notary Public, in and for said County, in said State, hereby certify that Jacob Thomas Shiver, Sr., 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 23 day of July, 1955.

C. Lewis Thompson  
Notary Public, Baldwin County, Alabama.

RECORDED

BURRIS BRADLEY SHIVER

COMPLAINANT

VS

JACOB THOMAS SHIVER SR.

RESPONDENT

\* \* \* \* \*

ANSWER AND WAIVER

\* \* \* \* \*

FILED

JUL 25 1953

ALICE J. DUCK, Register

From the law offices of  
C. LeNoir Thompson  
Attorney-At-Law  
Bay Minette, Alabama

BONNIE SHIVER (DIXON)  
COMPLAINANT  
VS  
JACOB THOMAS SHIVER, SR.,  
RESPONDENT

Q  
Q IN THE CIRCUIT COURT OF  
Q  
Q BALDWIN COUNTY, ALABAMA,  
Q  
Q IN EQUITY  
Q  
Q NO. 3578  
Q

This cause being presented to the Court on the verified petition of Bonnie Shiver Dixon for rule nisi against Jacob Thomas Shiver, Sr., on failure to pay alimony as directed by the Court, it is ordered that the Respondent, Jacob Thomas Shiver, Sr., be and he is hereby commanded to be and appear before this Court on the 26 day of July, 1958, at 9 o'clock A M, and show cause, if any he has, why the petition should not be granted and why he should not be adjudged in contempt of Court.

It is further ordered that a copy of this petition and this order be served on the said Jacob Thomas Shiver Sr., by the Sheriff of Baldwin County, Alabama.

Done and ordered, this the 26 day of June, 1958.

Robert M. Hall  
Circuit Judge

TO ANY SHERIFF OF THE STATE OF ALABAMA GREETINGS:

You are hereby commanded to execute the foregoing and due return thereof make according to law.

This the 21 day of June, 1958.

Robert M. Hall  
Circuit Judge.

## THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

BONNIE BRADLEY SHIVER

Complainant

VS.

JACOB THOMAS SHIVER SR.

Respondent

I, Lois Howard

as Register and Commissioner

have called and caused to come before me Bonnie Bradley Shiver and Ernestine Shiverwitnesses named in the Requirement for Oral Examination, on the 23rd day of July  
1955, at the office of C. LeNoir Thompsonin Day Linnette, Alabama, and having first sworn said Witnesses to speak the  
truth, the whole truth, and nothing but the truth, the said Bonnie Bradley Shiver and Ernestine Shiver  
doth depose and say as follows:

That my name is Bonnie B. Shivers, I am over the age of 21 and have been a resident of Alabama more than ten years. The Respondent is over the age of 21 and a resident of Alabama since birth. We were married in Moss Point, Mississippi on November 1, 1941 and lived together as husband and wife in Alabama until on or about January 3, 1955. That on January 3, 1955 and several occasions prior thereto the respondent threatened and abused me and did abuse me to such an extent that I was afraid for my life or health and I was further afraid that if he did the actual violence he threatened that my life or health would be endangered if I continued to live with him as his wife and accordingly I was forced to leave him. I do not believe we will ever live together again as husband and wife. We have two children as fruits of this marriage, Jacob Thomas Shivers Jr., age 13 years, and William Miles Shivers, age 8 years and there is no property to be divided. And I respectfully represent to this Honorable Court that I am a fit suitable and proper person to have their care, custody and control. However I do ask that the court grant to me their care, custody and control during the summer months of each year and I have no objection to the court granting rights of visitation on the part of the respondent and the right of the children to visit with the respondent during the summer months as mutually agreeable between them. I respectfully ask for reasonable support in the amount of \$80.00 per month being \$40.00 per month as maintenance and support for each child. I do not ask alimony for myself.

Bonnie Bradley Shiver

That my name is Ernestine Shiver, I know both parties to this cause. They are both over the age of 21 and are residents of Alabama and have been such residents more than two years next preceeding. They were married at Moss Point Mississippi on November 1, 1941 and lived together as husband and wife until on or about January 3, 1955. They have two children as fruits of their marriage, Jacob Thomas Shiver Jr., age 13 years, and William Miles Shiver, age 8 years. I respectfully represent to this Honorable Court that the complainant is a fit suitable and proper person to rear these children and to have their care custody and control in accordance with the determination of this Honorable Court. There is no reason to my knowledge why the respondent should not be allowed such visitation as he may wish. It appears to me that \$40.00 a month is sufficient to maintain each child in the standard of life in which they have become accustomed. The reason for the separation was cruelty on the part of the respondent who when suddenly angered made such threats and his actions and abusiveness was such that the complainant was placed in fear of her life or health. I do not believe that she will ever live with him again as his wife.

Ernestine Shiver

## THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

BONNIE BRADLEY SHIVER

Complainant

VS.

JACOB THOMAS SHIVER SR.

Respondent

I, Lois Howard

as Register and Commissioner

have called and caused to come before me Bonnie Bradley Shiver and Ernestine Shiverwitnesses named in the Requirement for Oral Examination, on the 23rd day of July  
1955, at the office of C. LeNoir Thompsonin Day Minette, Alabama, and having first sworn said Witnesses to speak the  
truth, the whole truth, and nothing but the truth, the said Bonnie Bradley Shiver and  
Ernestine Shiver doth depose and say as follows:

That my name is Bonnie B. Shivers, I am over the age of 21 and have been a resident of Alabama more than ten years. The Respondent is over the age of 21 and a resident of Alabama since birth. We were married in Moss Point, Mississippi on November 1, 1941 and lived together as husband and wife in Alabama until on or about January 3, 1955. That on January 3, 1955 and several occasions prior thereto the respondent threatened and abused me and did abuse me to such an extent that I was afraid for my life or health and I was further afraid that if he did the actual violence he threatened that my life or health would be endangered if I continued to live with him as his wife and accordingly I was forced to leave him. I do not believe we will ever live together again as husband and wife. We have two children as fruits of this marriage, Jacob Thomas Shivers Jr., age 13 years, and William Miles Shivers, age 8 years and there is no property to be divided. And I respectfully represent to this Honorable Court that I am a fit suitable and proper person to have their care, custody and control. However I do ask that the court grant to me their care, custody and control during the summer months of each year and I have no objection to the court granting rights of visitation on the part of the respondent and the right of the children to visit with the respondent during the summer months as mutually agreeable between them. I respectfully ask for reasonable support in the amount of \$80.00 per month being \$40.00 per month as maintenance and support for each child. I do not ask alimony for myself.

Bonnie Bradley Shiver

That my name is Ernestine Shiver, I know both parties to this cause. They are both over the age of 21 and are residents of Alabama and have been such residents more than two years next preceeding. They were married at Moss Point Mississippi on November 1, 1941 and lived together as husband and wife until on or about January 3, 1955. They have two children as fruits of their marriage, Jacob Thomas Shiver Jr., age 13 years, and William Miles Shiver, age 8 years. I respectfully represent to this Honorable Court that the complainant is a fit suitable and proper person to rear these children and to have their care custody and control in accordance with the determination of this Honorable Court. There is no reason to my knowledge why the respondent should not be allowed such visitation as he may wish. It appears to me that \$40.00 a month is sufficient to maintain each child in the standard of life in which they have become accustomed. The reason for the separation was cruelty on the part of the respondent who when suddenly angered made such threats and his actions and abusiveness was such that the complainant was placed in fear of her life or health. I do not believe that she will ever live with him again as his wife.

Ernestine Shiver

ORAL EXAMINATION.

I, Lois Howard, 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 C. LeNoir Thompson

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 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 23rd day of July, 1955

Lois Howard (L. S.)

NO. 3578 PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

EMMETT BRADLEY SILVER

vs. Complainant

JACOB THOMAS SILVER SR.

Respondent.

Oral Deposition

Filed \_\_\_\_\_, 195

Recorded in

, Register.

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

Record

FILED

ALICE J. DICK, Register



THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: LOIS HOWARD

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Bonnie Bradley Shiver and Ernestine Shiver

a witnesses in behalf of Bonnie Bradley Shiver in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Bonnie Bradley Shiver

Complainant and Jacob Thomas Shiver Sr.

Respondent 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 23 day of July, 1955

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 3578

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

**CIRCUIT COURT**

RONNIE BRADLEY SHIVER

Complainant

VS.

JACOB THOMAS SHIVER SR.

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

LOIS HOWARD

**FILED**  
JUL 25 1955

WITNESSES:

RONNIE BRADLEY SHIVER

ERNESTINE SHIVER

NONNIE BRADLEY SHIVER

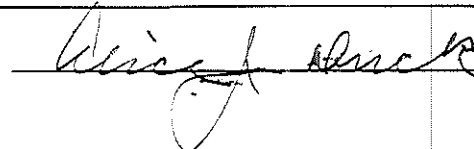
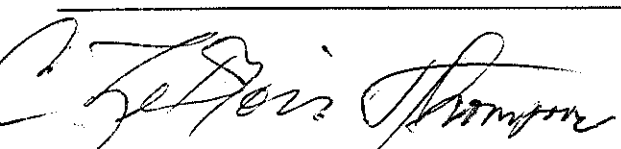
VS.

JACOB THOMAS SHIVER SR.

THE STATE OF ALABAMA  
Baldwin CountyIN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, \_\_\_\_\_  
Testimony of Bonnie Bradley Shiver and Ernestine Shiver.

and in behalf of Defendant upon Answer and Waiver.

  
Register.

No. 3578

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

BEATTIE BRADLEY SHIVER

vs.

JACOB THOMAS SHIVER SR.

NOTE OF TESTIMONY

Filed in Open Court this \_\_\_\_\_  
day of \_\_\_\_\_, 194\_\_\_\_\_

FILED

JUL 25 1925

Register.

Printed By The Baldwin Times

ALICE J. DICE, Register

\$2.50

FILED  
MAY 29 1957  
ALICE J. BUCK, Registrar

BONNIE B. SHIVER,

VS.

JACOB THOMAS SHIVER, SR.

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

May 29, 1957

MR. MCKINLEY, REPRESENTING THE RESPONDENT.

Q. Is this Jacob Thomas Shiver, Sr.?

A. It is.

Q. And you are the Respondent in this cause?

A. Yes sir.

Q. Mr. Shiver, on to-wit, the 25th day of July 1955 were you  
divorced from Bonnie B. Shiver?

A. Yes sir.

Q. And was there an agreement concerning the children at that  
time, Mr. Shiver?

A. Yes sir.

Q. What was that agreement?

A. That I should have them on week-ends and in the summer time  
when they are out of school.

Q. Have you had any other legal proceedings concerning the  
payment for support for these children?

A. Yes I have.

Q. Where was that?

A. Juvenile Court, Mobile County, Judge Inge.

Q. What did Judge Inge rule?

A. \$25.00 twice a month paid to the Juvenile Court.

Q. You did agree with the complainant to have the children on week-ends and during the summer vacation?

A. Yes sir, I was supposed to have them then.

MR. McKINLEY: I call the Court's attention to the original summons and complaint in said cause and also the oral depositions signed by the complainant in said cause, agreeing to what we are asking for.

Q. Is there anything else you would like to tell the court, Mr. Shiver, concerning this agreement?

A. I think that covers everything pretty well.

Q. Do you have any children by your second marriage?

A. Three.

Q. How many children did you have by the complainant in this cause?

A. Two.

Q. The three children are at home with you and your current wife?

A. Yes sir.

EXAMINATION BY THE COURT:

Q. Has your first wife remarried?

A. Yes sir.

Q. Do you know what her husband does?

A. Yes sir, he is carpenter foreman for International Paper Company.

Q. What does he make per week or month?

A. \$20.00 and something a ~~week~~ a day.

Q. Is your former working?

A. She is not working.

Q. Does she and her present husband own a home?

A. One and they are fixing to buy another one.

Q. Do you own your home?

A. No sir

Q. Do you have any income besides your wages?

A. No sir.

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C E R T I F I C A T E:

I hereby certify that the foregoing, consisting of pages 1 to 3 both inclusive, correctly sets forth a true and correct transcript of the testimony in the above styled cause, taken on this day by me in open Court.

This 29th day of May, 1957.

Louise A. [Signature]  
Official Court Reporter

BONNIE SHIVER DIXON

COMPLAINANT

VS

JACOB THOMAS SHIVER SR.,

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3578 $\frac{1}{2}$

DECREE

THIS being the day set to hear a petition of the Complainant for a rule to show cause and the Complainant and Respondent appearing personally in court and the Complainant by her attorney. The court after hearing oral testimony taken in this cause finds that Jacob Thomas Shiver Sr. is in contempt of court for his failure to obey the decree of this court heretofore rendered in this cause; that he has failed to pay support money for the support of Jacob Thomas Shiver Jr., and William Miles Shiver, the children of the Complainant and Respondent; that he is as of this day in arrears in the sum of EIGHT HUNDRED FIFTY (\$850.00) DOLLARS.

Because of the Respondents contemptuous failure to obey the prior decrees of this court, the Court does hereby find the said Jacob Thomas Shiver, Sr., in contempt of court.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Jacob Thomas Shiver, Sr., is in contempt of court and he is hereby sentenced to jail to stay until he does purge himself. This penalty is suspended however conditioned on the Respondent, Jacob Thomas Shiver, Sr., paying Bonnie Shiver Dixon the sum of FIFTY (\$50.00) DOLLARS on the 1st and 15th day of each month, the first payment being due and payable the 1st day of November, 1958.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this payment of \$50.00 bi-monthly continue until the said Jacob Thomas Shiver Sr., has paid the \$850.00 now in arrears and has paid the monthly support money accruing during the said period of time, at which time the payments to be made by Jacob Thomas Shiver Sr., shall be reduced to the amount of EIGHTY (\$80.00) DOLLARS per month.

Done this the 11th day of November, 1958.

*Hubert M. Hall*  
Circuit Judge