

(3354)

DIVORCE DECREE

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

MAGGIE LEE MILSTID

, Complainant

vs.

FLOYD MILSTID

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Answer & 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

Maggie Lee Milstid

is forever divorced from the

said Floyd Milstid for and on account of

Abandonment

It is further ordered, adjudged and decreed by the Court that the Complainant be and she is hereby awarded the care, custody and control of the said minor children: Floyd Milstid, age 15 years; Charles Malcolm Milstid, age 13 and Guy Loyd Milstid, age 11 years.

It is further ordered, adjudged and decreed by the Court that the mother of said children, Maggie Lee Milstid, be given and she is hereby granted the sum of Eighty-Five (\$85.00) Dollars per month for maintenance and support for said children.

It is further ordered, adjudged and decreed that the Respondent, Floyd Milstid, do and is hereby awarded the care, custody and control of the said Isaac Malvin Milstid, age 16 years.

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 the payment of the cost of this suit.

It is further ordered that Maggie Lee Milstid

the Respondent pay the cost herein to be taxed, for which execution may issue.

This 18<sup>th</sup> day of September, 1950

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. 3357 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

MAGGIE LEE MITTID

Complainant

vs.

FLOYD MITTID

Respondent

**DIVORCE DECREE**

*Filed 9-18-34  
Alice French  
Clerk*

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

MAGGIE LEE MILSTID

Complainant

VS.

FLOYD MILSTID

Respondent

I, Ivrlene Nixon

as Register and Commissioner

have called and caused to come before me Maggie Lee Milstid and William L. Deanwitness SS named in the Requirement for Oral Examination, on the 17 day of September1954, at the office of C. LaNair Thompsonin Bay Minette, Alabama, and having first sworn said Witness SS to speak thetruth, the whole truth, and nothing but the truth, the said Maggie Lee Milstid and WilliamL. Dean doth depose and say as follows:

That my name is Maggie Lee Milstid, I am over the age of 21 years and a resident of Perdido, Alabama, and have been all my life. The Respondent Floyd Milstid, is over the age of 21 years and a resident of Perdido, Alabama, and has been all his life. We were married in Baldwin County on July 2, 1932, and lived together as husband and wife in Perdido, Alabama since that time; on or about September 1, 1953 the Respondent abandoned me and we have not lived together as husband and wife since that time. There were seven children born as fruits of this marriage, four of whom are under the age of 18 being as follows: Isaac Malvin Milstid, age 16 years; Floyd Milstid, Jr., age 15 years; Charles Rudolph Milstid, age 13 years; and Guy Loyd Milstid, age 11 years. I respectfully submit unto this Honorable Court that I am a fit, suitable and proper person to have the care, custody and control of the three younger children, the older of the four, Isaac Malvin Milstead, desiring to live with his father, and I respectfully ask this Honorable Court to grant me the care, custody and control of the three younger children in accordance with an agreement entered into this day as to the custody and support and made a part of this petition. I further ask this Honorable Court to grant me \$85.00 per month for maintenance and support for the three younger children until such time as each reaches the age of 18. A property settlement having been entered into as to the land and a personal property settlement having been entered into, a copy of which is attached hereto, no support is asked on the part of the Petitioner.

Maggie Lee Milstid

That my name is William L. Dean, I am over the age of twenty-one years. I know both parties to this cause, they are both over the age of 21 years and have resided near Perdido, Alabama all their life. They were married on July 2, 1932, in Baldwin County, Alabama, and lived together as husband and wife until September 1, 1953, at which time the respondent abandoned the Complainant and they have not lived together as husband and wife since that date. Of the seven children born as fruits of this marriage four are under the age of 18, and I respectfully represent unto this Honorable Court that the Complainant is a fit, suitable and proper person to have the care, custody and control of the three younger children, the other one preferring to live with his father. A suitable property settlement has been made between the parties.

William L. Dean

ORAL EXAMINATION

I, Lyrlene Nixon, as Register and Commissioner hereby certify that the foregoing deposition son 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 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 17<sup>th</sup> day of September, 1951.

Lyrlene Nixon (L. S.)

No. <u>22674</u>	Page _____
The State of Alabama	
Baldwin County.	
In Circuit Court, In Equity	
MAGGIE LEE HILSTID	
vs.	Complainant
FLOYD HILSTID	
Respondent	
Oral Deposition	
Filed <u>9-17</u> , 19 <u>51</u>	Recorded in _____
_____ Register	
Vol. _____	Page _____

MAGGIE LEE MILSTID

vs.

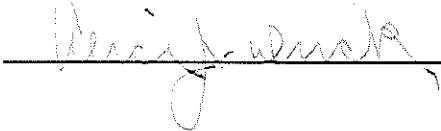
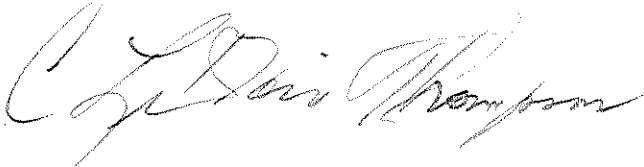
FLOYD MILSTID

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, \_\_\_\_\_

Maggie Lee Milstid and William L. Dean

and in behalf of Defendant upon Answer &amp; Waiver

  
Register.

No. ....

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

MAGGIE LEE MISTID

vs.

FLOYD MISTID

NOTE OF TESTIMONY

Filed in Open Court this 17

day of Sept, 1947

Register.

Printed By The Baldwin Times

MAGGIE LEE MILSTID,  
 COMPLAINANT,  
 VS  
 FLOYD MILSTID,  
 RESPONDENT.

IN THE CIRCUIT COURT OF  
 BALDWIN COUNTY, ALABAMA  
 IN EQUITY

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

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

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.

Floyd Milstid

STATE OF ALABAMA

BALDWIN COUNTY

I, C. LeNoir Thompson, a Notary Public, in and for said County, in said State, hereby certify that Floyd Milstid, whose name is signed to the foregoing instrument, and who is known to me, acknowledge before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 17 day of September, 1954.

C. LeNoir Thompson  
 Notary Public, Baldwin County, Alabama

FILED

9-17-54

ALICE J. DUCK, Clerk

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Lvrleene Mixon

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 Maggie Lee Milstid and William L. Dean

as witnesses in behalf of Maggie Lee Milstid in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Maggie Lee Milstid

\_\_\_\_\_, Complainant

and Floyd Milstid

\_\_\_\_\_, Respondent

on oath, to be by you administered, upon \_\_\_\_\_  
to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 17 day of Sept, 1944

David J. [Signature]  
Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_



STATE OF ALABAMA  
BALDWIN COUNTY

BE IT HEREBY AND HEREINAFTER agreed between the parties to this instrument that on September 18, 1954, the said MAGGIE LEE MILSTID obtained a divorce from FLOYD MILSTID in which decree the custody of the following named children was granted to the said MAGGIE LEE MILSTID:

Floyd Milstid, then age 15 years; Charles Rudolph Milstid, then age 13 years; and Guy Loyd Milstid, then age 11 years.

Since that date the said Floyd Milstid has entered the Naval Air Force and by these presents the said Maggie Lee Milstid does release from the decree of the court the responsibility set out in said decree for the payment of support and maintenance of the several children.

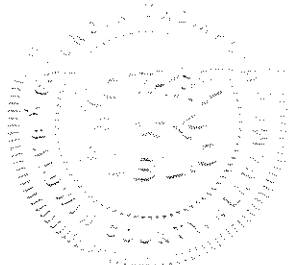
The said Maggie Lee Milstid does not by this instrument waive her right to custody but does expressly waive further support for the two remaining children and shall hereafter claim them as her dependents.

To all of which the said Floyd Milstid, respondent in the above cause does agree and ratify.

Maggie Lee Milstid  
Maggie Lee Milstid.

Floyd Milstid  
Floyd Milstid.

Before me the undersigned authority personally appeared Maggie Lee Milstid and Floyd Milstid, who are known to me and who being informed of the contents of the foregoing agreement voluntarily executed same on this the 16th day of February, 1957.



C. L. Davis  
Notary Public, Baldwin County, Alabama.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to sum ons Floyd Milstid 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 Maggie Lee Milstid, as Complainant and against Floyd Milstid, as Respondent.

Witness my hand this the \_\_\_\_ day of September, 1954.

Register.

MAGGIE LEE MILSTID,

COMPLAINANT,

VS

FLOYD MILSTID,

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, Maggie Lee Milstid, respectfully represents unto

Your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both bona fide residents of Baldwin County, Alabama, and are both over the age of twenty-one.

2.

That your Complainant and the Respondent married in Baldwin County on July 2, 1932, and lived together as husband and wife until September 1, 1953.

3.

That on, to-wit, September 1, 1953, said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of this bill of complaint, since which time Complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

4.

There were born as fruits of this marriage seven children, of which four are under the age of 18, being: Isaac Malvin Milstid, age 16 years; Floyd Milstid, Jr., age 15 years; Charles Rudolph Milstid, age 13 years; and Guy Loyd Milstid, age 11 years; that your Petitioner is a fit, suitable

and proper person to have the care, custody and control of these children; however, the father, the respondent herein, is a fit, suitable and proper person to have the care, custody and control of Isaac Malvin Milstid, age 16 years.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Floyd Milstid, 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.

That your Complainant be awarded the care, custody and control of the three minor children; Floyd Milstid, Jr., age 15 years; Charles Rudolph Milstid, age 13 years and Guy Loyd Milstid, age 11 years; that your Honor will grant to the Complainant permanent maintenance for said children in the amount of Eighty-Five (\$85.00) Dollars per month and inasmuch as a property settlement has been made between the parties your Petitioner seeks no personal alimony, and that upon a final hearing of this cause, that your Honor will render a decree granting to your Complainant permanent alimony for the support and maintenance of said minor children, and your Complainant prays for such other, further or general relief to which she may be entitled, and your Complainant prays, etc.

FILED

9-17-54

ALICE J. DUCK, Clerk

*C. LeRois Thompson*  
Solicitor for the Complainant.

BOOK 015 PAGE 467

THIS AGREEMENT made and entered into on this the 14th day of September, 1954, by and between Floyd Milstid hereinafter referred to as the party of the first part, and Maggie Lee Milstid, hereinafter referred to as the party of the second part:

Witnesseth:

Whereas, the parties hereto have been husband and wife for a period of twenty-two (22) years, and as a result of such union have seven (7)

children, of which four (4) hereinafter named are under the age of 18 years.

Whereas said parties definitely concluded that under conditions now existing it is impracticable for them to live together as man and wife.

Now, therefore, in consideration thereof, and of the mutual agreements hereinafter made, they have mutually agreed to a complete separation under the following express terms and conditions:

1. The said parties shall entirely and completely separate as man and wife, live separate and apart, and neither party hereafter shall in any way harass, threaten, intimidate, or otherwise act in any way so as to embarrass or humiliate the other party.

2. The party of the first part agrees to support the four children named herein: Isaac Malvin Milstid, Floyd Milstid, Jr., Charles Rudolph Milstid and Guy Loyd Milstid, whether in the custody of the party of the second part or in his own custody, providing as a total support for three of the children aforesaid the sum of Eighty-five ( \$85.00) Dollars per month and in the event of sickness or accident, to provide to the best of his ability, medical care as may be required.

It is further agreed that the custody of the four children aforesaid shall be in the custody of the party of the second part with the further agreement, however that the said Isaac Malvin Milstid may reside with the father if he so desires. It is agreed between the parties that the four children, aforesaid, shall at reasonable and convenient times visit with the other parent and either parent and either parent may visit any of the children at convenient times, the welfare of the said children being paramount at all times. It is understood and agreed that if the exigencies of education or other factors in the best interest of the children make it desirable that said children or any of them reside with either parent, that the welfare of the said children will be the paramount consideration in arriving at the same residence of the child or children in said consideration.

It is further agreed as each child reaches 18 years of age the support shall be reduced in the amount of fifteen (\$15.00) Dollars until the youngest child has reached 18 years or married.

It is further agreed between the parties that a property settlement be made at this time of land and of personal property which settlement becomes a part of this agreement.

It is further agreed between the parties that each party does by these presents release any and all claims against any property which the other party retains under this personal property settlement, copy of which is attached hereto.

Floyd Milsted

Maggie Lee Miletid

Executed in the presence of:

[Signature]

Notary Public, Baldwin County, Alabama.

FILED

9-17-54

ALICE J. DUCK, Clerk