

The State of Alabama, Baldwin County

Circuit Court, In Equity

LUVERT BROOKS, Complainant

vs.

FRANKLIN BROOKS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree and Confession~~ 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 LUVERT BROOKS is forever divorced from the said FRANKLIN BROOKS for and on account of Separation from bed and board for more than two years

It is further ordered, adjudged and decreed by the Court that the care, control and custody of the two minor children, Benjamin Brooks and Lawrence Brooks be in the Mother, Luvert Brooks the complainant in this cause, until further orders of this Court.

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 Luvert Brooks the Complainant pay the cost herein to be taxed, for which execution may issue.

This 11th day of October, 1951

J. H. J. Marshall, Jr.
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. 2227 Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

LUVERT BROOKS

Complainant

vs.

FRANKLIN BROOKS

Respondent

DIVORCE DECREE

FILED

OCT 11 1951

ALICE J. DUCK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

LUVERT BROOKS)
Complainant)

-vs-)

FRANKLIN BROOKS)
Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

This cause being submitted for final decree in behalf of the complainant, the complainant offers the following testimony, to-wit:

1. Bill of Complaint
2. Answer and waiver of respondent
3. Commission to take testimony
4. Oral depositions of Complainant's witnesses.

Arthur L. Eperson
Solicitor for Complainant

Archie L. Wheeler
Registrar

2727

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

LUVERT BROOKS
Complainant

-VS-

FRANKLIN BROOKS
Respondent

Note of Submission

FILED

OCT 4 1951

ALICE J. DUCK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

THE STATE OF ALABAMA)
BALDWIN COUNTY)

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

LUVERT BROOKS

Complainant

-vs-

FRANKLIN BROOKS

Respondent

I, Bobby Lucile Jackson, as register and commissioner have called and caused to come before me, Luvert Brooks and Maziabelle Barnett, witnesses named in the Requirement for Oral Examination on the second day of October, 1951, at the office of Bobby Lucile Jackson, in Foley, Alabama, and having first sworn said witnesses to speak the truth, the whole truth, and nothing but the truth, the said Luvert Brooks and Maziabelle Barnett doth depose and say as follows:

My name is Luvert Brooks. I am twenty-three years of age and a resident of Baldwin County, Alabama. Franklin Brooks is over the age of twenty-one years and is a resident of Baldwin County, Alabama. Franklin Brooks and I were married May 7, 1944 at Foley, Alabama. We have two children, Benjamin Brooks who is six years old and Lawrence Brooks who is five years old. I have been a resident of Alabama all of my life.

Sometime before Lawrence was born my husband started running around with another girl and not coming home like he ought to. We had several arguments and finally I took Benjamin and went to my Mother's house. That was sometime in April, 1946. Since that time I and the children have lived with my Mother and I have worked for our living. My husband has not given me or the children anything for our support or welfare since I left him nor have we had anything to do with each other since then.

Luvert Brooks

My name is Maziabelle Barnett. I am over twenty-one years of age and live in Foley, Alabama. Luvert Brooks is my sister. Back in 1946, just before Lawrence was born, Luvert and Franklin separated and Luvert came home to live with our mother. To my knowledge Luvert has not had anything to do with Franklin or lived with him since then. Franklin has not given her anything for the support of herself or their children either since then. Luvert has had to work to take care of them and pay all of the bills.

Mazi Bell Barnett

I, Bobby Lucile Jackson, as register and commissioner hereby certify that the foregoing depositions on Oral Examination was taken Down by me in Writing in the words of the witnessess and read over to them and they signed the same in the presence of myself Bobby Lucile Jackson at the time and place herein mentioned: that I have personal knowledge of personal identity of said witnessess; that I am not of counsel or kin to any parties to said cause, or in any manner interested in the results thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this ~~second~~ ^{Third} day of September, 1951.

Bobby Lucile Jackson (L.S.)

no 2727

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

LUVERT BROOKS
Complainant

-vs-

FRANKLIN BROOKS
Respondent

Oral Depositions

FILED

OCT 4 1951

ALICE E. DUCK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
MOBILE, ALABAMA

LUVERT BROOKS)
Complainant)
-vs-)
FRANKLIN BROOKS)
Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE TELFAIR J. MASHEURN, Jr., JUDGE OF THE CIRCUIT COURT
SITTING IN EQUITY:

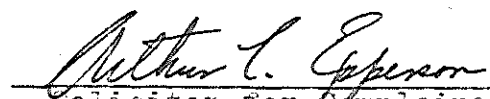
Your complainant, Luvert Brooks, respectfully represents and shows
unto your Honor:

1. That the complainant is over the age of twenty-one years and is
a resident of said State and County, and has been a bona fide resident
of said state for more than two years next preceding the filing of this
bill of complaint; that Franklin Brooks is over the age of twenty-one
years and is a resident of Baldwin County, Alabama.

2. That your complainant and respondent were lawfully married on or
about to-wit; May 7, 1944, at Foley, Alabama, and of this marriage two
children have been born, Benjamin Brooks, six years old and Lawrence
Brooks, five years old.

3. The Complainant further shows unto the Court that she has lived
separate and apart from the bed and board of Franklin Brooks her husband
for two years next preceding the filing of this bill of complaint and
without support from him for herself or their children during said two
years and further that she has been a bona fide resident of Alabama during
said period.

The premises considered, your complainant makes the said Franklin Brooks
a party respondent to this bill of complaint, and in order that the com-
plainant may have the relief herein prayed for, may it please your Honor
to cause the State's writ of subpoena to be issued, directed to the said
Franklin Brooks, Commanding him to answer, plead or demur to this bill of
complaint, within the time required by law; and that on a final hearing
of this cause, that your Honors will enter a decree divorcing your comp-
lainant from the said respondent, granting the complainant the right to
remarry and granting the complainant the care, control and custody of the
two minor sons of the parties; and that your Honor will grant such other,
further and different relief as unto your Honor may seem just and proper,
and your complainant will ever pray.


Solicitor for Complainant

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
INEQUITY

LUVERT BROOKS
Complainant

-VS-

FRANKLIN BROOKS
Respondent

BILL OF COMPLAINT

RECORDED

FILED

OCT 4 1951

ALICE L. DUCK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

LAVERT BROOKS

Complainant

-vs-

FRANKLIN BROOKS

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Now comes the respondent Franklin Brooks, and for answer to the bill of Complaint herein says as follows;

1. He denies each and every material allegation contained in said bill of complaint and demands strict proof of same.

2. The respondent hereby waives notice of taking of testimony in this cause, notice of submitting said cause for final decree, and such other, further or different notice to which he might otherwise be entitled.

Franklin Brooks

Respondent

Garold English
Witness

Mrs. Bertha Carson
Witness

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

LUVERT BROOKS
Complainant

-VS-

FRANKLIN BROOKS
Respondent

Answer and Waiver

FILED

OCT 4 1951

ALICE L. DICK, Clerk

RECORDED

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

THE STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO: BOBBY LUCILE JACKSON, Foley, Alabama.

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 Luvert Brooks and Mazie Bell Barnett as witnessess in behalf of Luvert Brooks in a cause pending in our Circuit Court in Baldwin County, of said State, Wherein Luvert Brooks is Complainant and Franklin Brooks is respondent, on oath, to be by you administered upon them, to take and certify the depositions of the witnessess and return the same to the Court, with all convenient speed, under your hand.

Witness third day of October, 1951.

Wesley H. Hester
Register

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

LUVERT BROOKS

Complainant

-VS-

FRANKLIN BROOKS

Respondent

Commission to take deposition

FILED
OCT 4 1951
ALICE A. DICK, CLERK

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

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