

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Katherine B. Dixon

Complainant

vs.

Ernest T. Dixon

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 Katherine B. Dixon is forever divorced from the said Ernest T. Dixon for and on account of

Habitual intemperance and cruelty

It is further ordered, adjudged and decreed that Complainant shall have custody and control of Opal Dolores Dixon and Ernest T. Dixon, Jr., minor children but that Respondent shall have the right of reasonable visitation

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 Complainant

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

This 31st day of October, 1950.

Jeffrey J. Mashburn 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.

RECORDED

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
NOV 1 1950
ALICE I. DUCK, Register

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Katherine B. Dixon

Complainant

Ernest T. Dixon VS.

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me

Katherine B. Dixon and Mrs. S. T. Moseley

witnesses named in the Requirement for Oral Examination, on the 15 day of August
~~1951~~ 1950, at the office of E. A. Cramer, Attorney,
in Fairhope, Alabama, and having first sworn said Witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Katherine B. Dixon

doth depose and say as follows:

I am 29 years old and my husband, Ernest T. Dixon, is 30. We were married on November 19th 1938 at Pascagoula, Mississippi. We have two children, Opal Dolores, aged 8 years, and Ernest T., Jr., aged 6 years. We have lived in Baldwin County, Alabama, since our marriage. When we were married, my husband was not a drinker. Within the past several years, his drinking habits have gotten worse and worse until, for at least two years past, he has been unable to hold a job or to work more than an occasional day. He has not brought any money home and has taken money that I earn and spent it on liquor. To add to this, he has been beating me, threatening that he would kill me. The last time, July 9th 1950, he was so bad that my father called the police. When they got to the house, my husband had his gun out and dared the officers to come in and get him. They did finally get him and took him to the Fairhope Jail. Later, I filed a charge against him and asked that he be put under a peace bond. Unable to furnish the bond, he had been in the Jail at Bay Minette until a few days ago when he sent me word that he would sign over our place to me and would not defend a divorce action. Papers were signed by him to effect this and I advised the Judge (Perkins) that I withdrew my charge and asked that he be released. My husband has promised that he would not come near me or the children but would go to Mobile. Of course, I would not deny him the reasonable and sober visitation with our children whose custody I ask for in the event I am granted a divorce. After repeated chances given him when he promised to do better and did not, I cannot conceive of living with him again. I am deathly afraid of him. In fact, when he attacked me last, I was just shortly out of the hospital after a serious operation.

Katherine B. Dixon

And the said ~~Mrs.~~ S. T. Moseley doth depose and say:

I know that my daughter has been having a great deal of trouble with her husband. I also know that he has been drinking regularly and staying drunk a good deal of the time during the past more than a year. From her appearance, from time to time, she must have been beaten. On July 9th, last, I heard him making the threats that he would kill her. He had his gun. We called the police in. I have read her testimony above and the way she tells about that is the way it happened. I feel that her life would be in constant danger if she had to live with him any longer.

S. T. Moseley

ORAL EXAMINATION.

I, Frances G. Crawford, 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—and read over to ———— and ———— signed the same in the presence of myself ————

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof

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

Given under my hand and seal, this 15TH day of August, ~~194~~ 1950.

Frances G. Crawford (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed _____, 194

FILED
CCT

Alleg. 1. DUEX, Registered in
24 1950

Register.

Record

Vol. _____

Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Mrs. Frances G. Crawford

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 Katherine B. Dixon and S. T. Mosley

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Katherine B. Dixon

and Ernest T. Dixon, Complainant

Ernest T. Dixon Respondent

on oath, to be by you administered, upon them to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 4th day of August, 1950

Alvin J. Luck
Register.

Commissioner's Fee, \$ NONE

Witness' Fees, \$ NONE

KATHERINE B. DIXON

vs.

ERNEST T. DIXON

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 the Complainant and Witness

and in behalf of Defendant upon _____ Answer and Waiver

Deirdre [Signature]
Register.

RECORDED

No. 2508

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

KATHERINE B. DIXON

vs.

ERNEST T. DIXON

NOTE OF TESTIMONY

Filed in Open Court this 31st

day of October, 1945.

Register.

Printed By The Baldwin Times

Katherine B. Dixon
Complainant,
VS.
Ernest T. Dixon
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.
NO 2508

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Bay Minette, in the County of Baldwin

Alabama, the place of trial of said cause, to-wit:

Katherine B. Dixon

S. T. Moseley

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

EA. Crawford
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Frances G. Crawford

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

EA. Crawford
Solicitor for Complainant.

BT-6-40-500

DEMAND FOR ORAL EXAMINATION.

.....,
Complainant,

Vs.

.....,
Respondent.

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

Filed this 14th day of Aug,

1940...

Wesley J. Newberry
Register.

E. A. CRAMER
ATTORNEY AT LAW
FAIRHOPE, ALABAMA

July 15th 1950.

Mrs. Alice Duck, Register
Circuit Court
Bay Minette, Alabama.

Re: Katherine B. Dixon

vs

Ernest T. Dixon

Dear Mrs. Duck:

Please enter the enclosure, assigning a number to it, and hold
same subject to further advice.

I believe that there will be a waiver filed within a short time.

EAC:gw Encl.

Most sincerely,

A handwritten signature in cursive script, reading "E. A. Cramer", followed by a long horizontal flourish line.

E. A. Cramer

E. A. CRAMER

ATTORNEY AT LAW
FAIRHOPE, ALABAMA

July 24th 1950.

Mrs. Alice Duck, Register
Circuit Court
Bay Minette, Alabama.

Re: Katherine B. Dixon

Vs

Ernest T. Dixon

Dear Mrs. Duck:

Will you please issue summons in the above
titled case and have the Respondent served. He is, presently,
lodged in the County Jail.

Please advise me on completion of service.

Best personal regards.

EAC:gw

Sincerely,

A handwritten signature in cursive script, reading "E. A. Cramer", followed by a horizontal line.

P. S.- I filed the Bill of Complaint expecting that a waiver
would be filed.

E. A. C.

Katherine B. Dixon	:	CIRCUIT COURT
Complainant	:	BALDWIN COUNTY
vs	:	ALABAMA
Ernest T. Dixon	:	IN EQUITY
Respondent	:	

To The Honorable Telfair J. Mashburn, Jr., Judge of said Court, sitting in Equity;

Comes Katherine B. Dixon, Complainant, and exhibits this, Her Bill of Complaint against Ernest T. Dixon, and represents unto Your Honor as follows:

First:

Complainant, whose age is 29 years, and Respondent, Ernest T. ^{Dixon} Smith, whose age is 30 years, intermarried on November 19th 1938 at Pascagoula, Mississippi.

Second:

At the time of said marriage, parties hereto were residents of the State of Alabama, and for more than three years past, they have been residents of Baldwin County, Alabama, and they do continue, presently, as such residents.

Third:

To said marriage were born two children, namely: Opal Dolores Dixon, now aged 8 years, and Ernest T. Dixon, Jr., now aged 6 years.

Fourth:

For some time past and subsequent to the said marriage, Respondent has become addicted to the habitual use of alcoholic beverages to the degree that he has been regularly intoxicated therefrom.

Fifth:

For more than one year past, Respondent has committed numerous acts of violence upon the person of Complainant and has conducted himself toward ^{her} in such manner as to put her in fear of her life, limb and health and, from his conduct, there is reason to feel apprehensive that he may continue to do so.

Sixth:

Through the efforts of Complainant, the parties have been able to enter into a contract for the purchase of a home with the land upon which same is situated, being located at the Southeast Corner of Pecan Street and Church Street in the Town of Fairhope, Alabama.

The premises considered, Complainant prays that said Ernest T. Dixon be made party Defendant hereto by appropriate and legal process and that he be compelled ^{within the time prescribed by law} to plead, demur or answer the several paragraphs herein and that he be further compelled to abide and obey all orders and decrees made in the premises.

Complainant further prays, upon a hearing of the within cause, that a decree be ordered granting her an absolute divorce from said Ernest T. Dixon, granting her the custody and control of said minor children, giving her the equity in and to said property, granting her such amounts as alimony and support as, to Your Honor, may seem meet and proper, and granting such other, different and additional relief as, to Your Honor, may seem meet and proper.

E. G. Granger
Solicitor for Complainant

2508

Katherine B. Dyson

vs.

Ernest J. Dyson

Bill of Complaint

FILED
JUL 17 1950
ALICE J. DUCK, Register

E. A. Cramer

[Handwritten signature]
2508

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2508

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Ernest T. Dixon

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

Ernest T. Dixon

Defendant

by

Katherine B. Dixon

Plaintiff

Witness my hand this

17th

day of

July

1950

Clerk

No. 2508

Page

RECORDED

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

KATHERINE B. DIXON

Plaintiffs

vs.

ERNEST T. DIXON

Defendants

SUMMONS and COMPLAINT

Filed ~~XXXXXX~~ 7-17-59, 19

Alice French, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Jaill
RECEIVED IN OFFICE

7-26, 19*50*

Taylor Wilkins, Sheriff

I have executed this summons

this *7-26*, 19*50*

by leaving a copy with

Ernest T Dixon

Taylor Wilkins Sheriff
H F Hall Deputy Sheriff

Katherine B. Dixon
Complainant

vs

Ernest T. Dixon
Respondent

Circuit Court
Baldwin County
Alabama
In Equity

Comes Ernest T. Dixon, Respondent in the above titled cause, and, for answer to the Bill of Complaint therein, says that he denies each and every allegation therein contained.

Further, Respondent hereby waives the right to demand for oral testimony, the right to cross examine Complainants' witnesses or to introduce evidence in his own behalf, and he agrees that the within cause may be submitted for final decree at any time without further notice to him and upon Complainants' pleadings and evidence as noted by the Register of Your Honorable Court.

Ernest T. Dixon

State of Alabama
Baldwin County

Before me, John R. Rouse, a Notary Public in and for said County and State, appeared Ernest T. Dixon, known to me, and, being fully informed of the contents of the foregoing answer and waiver, he acknowledged that he signed same voluntarily with full knowledge of the contents thereof.

Given under my hand and seal this 1st day of Aug., A. D. 1950.

John R. Rouse
Notary Public, Baldwin County, Ala.