

1241

THE STATE OF ALABAMA Baldwin County

CIRCUIT COURT, IN EQUITY

Kathleen Adams Complainant

vs.

Chester Adams Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on personal service 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 Kathleen Adams is forever divorced from the said Chester Adams

for and on account of Statutory Cruelty

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 both parties be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Chester Adams the Respondent pay the cost herein to be taxed, for which execution may issue.

This 19th day of December, 1944

F. W. Hase
Judge Circuit Court, in Equity.

I, _____, Register of the Circuit Court for _____ 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. _____ Page _____

The State of Alabama

COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant,

Respondent.

DIVORCE DECREE

Kathleen Adams

VS.

Chester Adams

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____
Answer and Waiver, Depositions of Complainant's witnesses, and request
for decree in vacation.

and in behalf of Defendant upon _____

R. R. Ruc Register.
For the Plaintiff
Selection for Complainant

No. 1241

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

VS.

NOTE OF TESTIMONY

Filed in Open Court this 18

day of July 1944

Robert
Register.

Xmas

..... Kathleen Adams
Complainant,
VS.
..... Chester Adams
Respondent.

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

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:.....

..... Kathleen Adams and Chester Adams

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

.....
Solicitor for Complainant.

NOTE:

Complainant suggests the name of..... Alica Christian

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

.....
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION.

Kathleen Adams

Complainant,

Vs.

Chester Adams

Respondent.

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

Filed this day of,

194.....

Register.

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Kathleen Adams

Complainant

VS.

Chester Adams

Respondent

I, Alica Christian

as ~~Register~~ Commissioner

have called and caused to come before me

Kathleen Adams

witness es named in the Requirement for Oral Examination, on the 15 day of December 1944, at the office of Forest A. Christian in Foley, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Kathleen Adams doth depose and say as follows:

My name is Kathleen Adams and I am the Complainant in the case of Kathleen Adams vs. Chester Adams, in the Circuit Court of Baldwin County, Alabama, in Equity. I am twenty-one years of age and have lived in Baldwin County, Alabama, four or five years. I married Chester on September 24, 1942, at Pensacola, Florida, and we have lived in or near Foley since that time. Chester drinks whiskey and comes home drunk and is very mean and abusive and has hit me with his fist knocking me to the floor. I am afraid of him when he comes home drunk. Chester moved out of the house about two months ago, after I told him that I would not live with him if he continued to come home drunk and hit me. He is 47 years old.

Kathleen Adams

Floyd Stewart, first having been duly sworn doth depose and say that:

My name is Floyd Stewart and live near Foley. I am 51 years old and have known Chester Adams over five years and have known Kathleen Adams about two years. Chester Adams is about forty-five years of age and Kathleen Adams is about 21 or 22 years of age. Chester drinks whiskey and every two or three weeks gets drunk and is very rough and wants to fight and I was at his house one time when he hit his wife with his fist. They separated about two months ago. They have been married about two years.

Witness to mark:
Alica Christian
Alica A. Christian

Floyd Stewart
his mark

ORAL EXAMINATION.

I, Alica Christian, as ~~Register~~ 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 Forest A. Christian 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 16 day of December, 1944.

Alica A. Christian

NO 1341 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Kathleen Adams

vs. Complainant

Chester Adams

Respondent.

Oral Deposition

Filed Dec 18, 1944
W. B. B. B., Register.

Recorded in _____ Record

Vol. _____ Page _____, Register.

KATHLEEN ADAMS,)	
Complainant)	IN THE CIRCUIT COURT OF
)	
vs.)	BALDWIN COUNTY, ALABAMA
)	
CHESTER ADAMS,)	IN EQUITY.
Respondent)	

Interrogatories to be propounded to Kathleen Adams and Floyd Stewart who are resident citizens of Baldwin County, Alabama, and who are material witnesses on behalf of complainant, and whose deposition, when taken, will be offered in evidence on the trial of the said cause.

Interrogatory 1.

What is your name, age, and residence? Are you acquainted with complainant and respondent in the above entitled cause? If so, how long have you known them? How old is respondent? How old is complainant?

Interrogatory 2.

Were complainant and respondent ever married to each other? If yea, when and where? If so, please state how long they have lived together as man and wife?

Interrogatory 3.


Does he become intoxicated, abusive and rough and did he or not strike complainant and knock her to the floor, thereby bruising her about the face and body and put her in apprehension of danger to life and health?

Interrogatory 4.


Where does respondent now live? Does he live in Alabama? Where does complainant now live? In what County and State has she lived for one year last past?

Interrogatory 5.

State anything else you may know which will benefit complainant in this cause.


 Forest A. Christian, Foley, Alabama
 Solicitor for Complainant

Complainant suggests the name of Alica Christian as a suitable person to take the depositions of said above named witnesses.


 Forest A. Christian, Foley, Alabama
 Solicitor for Complainant

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Alica Christian

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 Kathleen Adams and Floyd Stewart

as witnesses in behalf of Kathleen Adams in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Kathleen Adams Complainant
and

Chester Adams Defendant,
on oath to be by you administered, upon oral examination

to take and certify the deposition s of the witness es and return the same to our Court, with all convenient speed, under your hand.

Witness 18 day of December, 1944

R. Duval

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1241

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Kathleen Adams

Complainant

VS.

Chester Adams

Defendant

Commission To Take Deposition

COMMISSIONER:

Alica A. Christian

Witnesses:

Kathleen Adams

and

Floyd Stewart

REQUEST FOR DECREE IN VACATION

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

CIRCUIT COURT, IN EQUITY.
NO. _____ SPRING TERM, 1945.

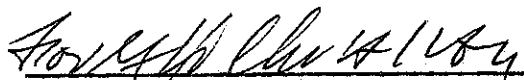
KATHLEEN ADAMS,
 Complainant

vs.

CHESTER ADAMS,
 Respondent

To: R. S. DUCK, Register

In the above stated cause a Decree Pro Confesso having been taken against the Respondent, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Forest A. Christian, Solicitor of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.



Forest A. Christian, Foley, Alabama
Solicitor for Complainant

1241

Report Finance

July 15 1944
Richard
Patterson

1246

Mom an Wain

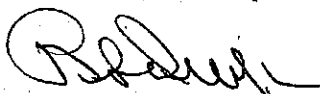
July 18 1944
P. D. Smith
P. D. Smith

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA -- GREETING:

WE COMMAND YOU, that you summon Chester Adams, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising chancery jurisdiction within thirty days after the service of the summons, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by Kathleen Adams, against the said Chester Adams, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty of the law. And we further command that you return this writ with your execution thereof.

WITNESS, R. S. Duck, Register of said Circuit Court, this 8 day of December, 1944.



Register.

KATHLEEN ADAMS,)
Complainant)
vs.)
CHESTER ADAMS,)
Respondent)

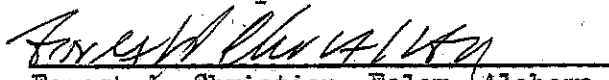
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY.

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your oratrix, Kathleen Adams, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about September 24, 1942, oratrix intermarried with said Chester Adams, at Pensacola, State of Florida, and that they lived together until about two months ago as man and wife, most of the time residing in the County of Baldwin, Alabama, and oratrix has been a bona fide resident citizen of Baldwin County for more than two years.

2. The respondent has committed actual violence upon the person of the Complainant attended with danger to her life and health or from his conduct there is reasonable apprehension of such violence, for when intoxicated, the Respondent is very rough and abusive and has struck the Complainant to the floor, thereby causing bruises about the face and body of the Complainant.

3. The premises considered, oratrix prays for a subpoena, directed to the said Chester Adams, directing him to answer the charge herein made against him, under the rules of this Court, and that he, Chester Adams, be made a party respondent to this bill; and that upon a final hearing of the evidence your Honor will order, adjudge and decree that the bonds of matrimony heretofore existing between your oratrix and the said Chester Adams be forever dissolved, and for such other relief as may in equity and good conscience be due your oratrix in the premises.


Complainant
Forest A. Christian, Foley, Alabama.
Solicitor for Complainant

I have the honor to acknowledge the receipt of your letter of the 11th inst. in relation to the above captioned matter. I am sorry that I cannot give you a more definite answer at this time, but I am sure that you will understand my position. I am sure that you will understand my position. I am sure that you will understand my position.

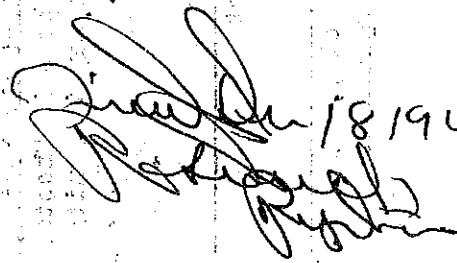
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Complaint

Adams
vs
Adams


 18/1944

KATHLEEN ADAMS,
Complainant

vs.

CHESTER ADAMS,
Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

ANSWER

Now comes Chester Adams, the Respondent named in the above entitled cause, and for answer to the Bill of Complaint filed against him herein says:

1. He admits that the Complainant is over twenty-one years of age and a bona fide resident citizen of Baldwin County, Alabama, and that he is over twenty-one years of age and a resident of Baldwin County, Alabama.

2. The Respondent denies each and all of the other allegations of the Bill of Complaint and demands strict proof of same.

3. Respondent waives all formalities and requirements of law in connection with the taking of testimony in this cause, submission of the cause for final decree and any and all other notice or notices of every kind and nature which are or may be required in this cause.


Respondent

