

(2581)

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LENA MAE GREEN, Complainant

vs.

JOHNNY W. GREEN, 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 LENA MAE GREEN is forever divorced from the said JOHNNY W. GREEN for and on account of

crimality

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

This 12th day of December, 19 50

J. J. Madhewy 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. 2581 Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

LENA MAE GREEN

Complainant.

vs.

JOHNNY W. GREEN

Respondent.

DIVORCE DECREE

FILED
DEC 12 1950
ALICE I. BUCK, Register

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

LENA MAE GREEN

Complainant

VS.

JOHNNY W. GREEN

Respondent

I, Alice A. Christian

as ~~Register~~ and Commissioner

have called and caused to come before me Elda May Graves and Lena Mae Green

witness^{es} named in the Requirement for Oral Examination, on the 5th day of December 1945, 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 Elda May Graves and Lena Mae Green doth depose and say as follows:

I am 42 years old.

My name is Elda May Graves. I am the mother of Lena Mae Green, the complainant in the above styled cause. I know that Lena Mae married John W. Green on or about April 21, 1941. I also know that they used to fight much of the time, and about 1945 she had to leave him because he was beating her so much. One time he beat her so hard that I had to take her to Dr. Stanley for about a month. He did not work much and did not want her to work. She left him in 1945 and they have not lived together since. They have one son who is now nine years old and he has been living with his father since they separated.

Elda May Graves

Elda May Graves

My name is Lena Mae Green. I am 24 years old and am the complainant in the above styled case. I married Johnny W. Green on or about April 21, 1941. Johnny fussed much of the time and would not want me to go any place and when I did he fussed and when I got back. At the time that I left him he hit me over the head with a belt buckle. I talked to Johnny Davis about it, he was the Justice of the peace at that time, and he told me that if I could not stand to live with him, just to go and not take anything with me. I was afraid to live with him because he was ~~was~~ mean and I was nervous and upset all the time. I was pregnant at the time that I left him, but the baby was born before time and lived only about 8 hours after it was born. We have one son about nine years old who has been living with his father since we separated in 1945, and he still continues to live with his father.

Lena Mae Green

Lena Mae Green

ORAL EXAMINATION.

I, Alice A. Christian, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition^s 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 5th day of December, 1947 50.

Alice A. Christian (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

JENA MAE GREEN

vs. Complainant

JOHNNY W. GREEN

Respondent.

Oral Deposition

Filed 12-9, 1947

Alice A. Christian Recorded in Register.

Vol. _____ Page _____ Record

_____, Register.

LENA MAE GREEN,

Complainant

vs.

JOHNNY GREEN,

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

ANSWER

Now comes Johnny Green, 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 the age of twenty-one years 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 thereof.

3. The 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.

Witness to signature
J. Michaelson, Not.

Johnny L. Green
Respondent

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

I, *J. Michaelson*, a Notary Public in and for said County and State, do hereby certify that Johnny Green, whose name is signed to the foregoing answer, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said answer, he executed the same voluntarily on the day the same bears date.

Given under my hand this the 1st day of December, 1950.

J. Michaelson
Notary Public

RECEIVED
MAY 17 1950
U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C.

TO DIRECTOR, FBI
FROM SAC, MEMPHIS (44-1987)

RE MEMPHIS TELETYPE TO BUREAU AND MOBILE, MAY 16, 1950.
RE MOBILE TELETYPE TO BUREAU, MAY 16, 1950.
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Filed 12-9-50
Alice French
Register

Recorded
700 2581
Answer

44-1987-1000

RE MOBILE TELETYPE TO BUREAU, MAY 16, 1950.
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44-1987-1000

LENA MAE GREEN

vs.

JOHNNY W. GREEN

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,

Agreement, Commission to Take Testimony, Testimony of Elda May Graves and
Lena Mae Green

and in behalf of Defendant upon Answer and Waiver and Agreement

James P. ...
Solicitor

... ..
Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

LENA MAE GREEN

vs.

JOHNNY W. GREEN

NOTE OF TESTIMONY

Filed in Open Court this 9th

day of Nov, 1948

W. J. Green
Register.

Printed By The Baldwin Times

Vertical text on the right side of the page, including a large, faint signature or stamp that appears to read "W. J. Green".

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

AGREEMENT

KNOW ALL MEN BY THESE PRESENTS, That this agreement made and entered into by and between Lena Mae Green, party of the first part and Johnny Green, party of the second part, WITNESSETH:

WHEREAS, the parties hereto are husband and wife and have come to the conclusion that it is absolutely impossible for them to any longer live together; whereas, a suit is now pending in the Circuit Court of Baldwin County, Alabama, in Equity, by the party of the first part as Complainant against the party of the second part as Respondent;

WHEREAS, the parties have reached a full and complete agreement as to alimony, custody of the children and payment of all costs.

1.

The party of the first part is to give all custody, care and control of the minor son, John Wesley Green, Jr., to the party of the second part.

2.

The party of the second part is to pay \$20.00 towards the costs of this action, and the balance is to be paid by the party of the first part.

3.

Complainant agrees to execute a quit claim deed to their home in Pilgrim's Colored Quarters, Southeast of Foley, Alabama, to the Respondent.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals this the 27 day of November, 1950.

Lena Mae Green (SEAL)
Lena Mae Green, Party of the First Part

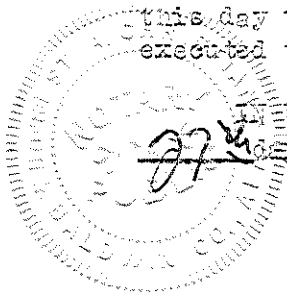
Johnny Green (SEAL)
Johnny Green, Party of the Second Part

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

I, Forest A. Christian, a Notary Public in and for said County and State, do hereby certify that Lena Mae Green and Johnny Green, whose names are signed to the foregoing agreement, and who are known to me, acknowledged before me on this day that, being informed of the contents of the said agreement, they executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this the 27 day of November, 1950.

Forest A. Christian
Notary Public



Handwritten note: This is a copy of the original agreement.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

Circuit Court

To Alica A. 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 Elda May Graves and Lena Mae Green

as witnesses in behalf of Lena Mae Green in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Lena Mae Green

Complainant

and Johnny W. Green

Respondent

on oath, to be by you administered, upon then 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 5th day of December, 1950

Arling J. Welch
Register

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 2581

THE STATE OF ALABAMA
Baldwin County
CIRCUIT COURT

LENA MAE GREEN

Complainant

VS.

JOHNNY W. GREEN

Respondent
~~Defendant~~

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Alica A. Christian

WITNESSES:

Elda May Graves

Lena Mae Green

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

December 8, 1950

Honorable Telfair J. Mashburn, Jr.
Judge of Circuit Court
Bay Minette, Alabama

Re: Lena Mae Green
vs: Johnny W. Green

Dear Judge Mashburn:

This divorce proceeding involves colored folks and as you see from the testimony, they have not lived together since 1945. They have one boy about 9 or 10 years of age. I have ween him and he appears to be getting along well with his father and grandmother. Lena is maid for Dr. Michaelson here in Foley, and the doctor is also of the opinion that it would be of interest to the parties and to society for these people to get a divorce.

Yours very truly,

Forest A. Christian

Enclosures

WITMONS

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon JOHNNY W. GREEN, 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 LENA MAE GREEN, against the said JOHNNY W. GREEN, 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, ALICE J. DUCK, Register of said Court, this the 9th day of November, 1950.

Alice J. Duck
Register

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BILL OF COMPLAINT

LENA MAE GREEN,

COMPLAINANT

VS:

JOHNNY W. GREEN,

RESPONDENT

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

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

Your Complainant, LENA MAE GREEN, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about April 31st, 1941, Complainant intermarried with said JOHNNY W. GREEN in Baldwin County, Alabama, and they lived together as man and wife until about 1945, most of the time residing in Baldwin County, Alabama, and that Complainant has been a bona fide resident citizen of Alabama, for one year next preceding the filing of this bill.

1. That from the Respondent's conduct there is reasonable apprehension of violence upon the person of the Complainant which puts her in constant fear of danger of her life or health.

2. Respondent, more than one year next preceding the filing of this Bill of Complaint, did voluntarily abandon the bed and board of complainant, and said abandonment has been voluntarily and continuous to the date hereof.

3. That there was born to said marriage, one child, who is still under age, namely: John Wesley Green, Jr., age 9 years, who has been residing with his father for the past five years, who is a fit and proper person to have his care, maintenance and control, and requests custody of said child; that the Respondent is an able bodied man, easily capable of maintaining and supporting the said minor child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said JOHNNY W. GREEN 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

Bill of Complaint - Lena Mae Green vs. Johnny W. Green.

- Page 2 -

Honorable Court:

Complainant further prays that upon a final hearing hereof your Honor will grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; and that your Honor will give and grant her such other, further, different or general relief as she may be entitled to receive, and as in duty bound she will ever pray.

Lena Mae Green
Complainant

W. W. Chubb
Solicitor for Complainant

*12 P. M.
1870-81*

IN DUTY
BALDWIN COUNTY, ALABAMA
IN THE CIRCUIT COURT OF

RESPONDENT

JOHNNY W. GREEN

VS:

COMPLAINANT

LENA MAE GREEN

SUMMONS & BILL OF COMPLAINT

1870-81

no 2581

SUMMONS & BILL OF COMPLAINT

LENA MAE GREEN

COMPLAINANT

VS:

JOHNNY W. GREEN

RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed
12-9-50
Lena Mae Green
Reg.

[Handwritten signature]

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SUMMONS

THE STATE OF ALABAMA,)
)
 BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon JOHNNY W. GREEN, 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 LENA MAE GREEN, against the said JOHNNY W. GREEN, 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, ALICE J. DUCK, Register of said Court, this the 9th day of December, 1950.

Alice J. Duck
 Register

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BILL OF COMPLAINT

LENA MAE GREEN,))) COMPLAINTANT))) VS:))) JOHNNY W. GREEN,))) RESPONDENT)))))))))))))))))))	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY.
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TO THE HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

Your Complainant, LENA MAE GREEN, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about April 21st, 1941, Complainant intermarried with said JOHNNY W. GREEN in Baldwin County, Alabama, and they lived together as man and wife until about 1945, most of the time residing in Baldwin County, Alabama, and that Complainant has been a bona fide resident citizen of Alabama, for one year next preceding the filing of this bill.

1. That from the Respondent's conduct there is reasonable apprehension of violence upon the person of the Complainant which puts her in constant fear of danger of her life or health.
2. Respondent, more than one year next preceding the filing of this Bill of Complaint, did voluntarily abandon the bed and board of complainant, and said abandonment has been voluntarily and continuous to the date hereof.
3. That there was born to said marriage, one child, who is still under age, namely: John Wesley Green, Jr., age 9 years, who has been residing with his father for the past five years, who is a fit and proper person to have his care, maintenance and control, and requests custody of said child; that the Respondent is an able bodied man, easily capable of maintaining and supporting the said minor child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said JOHNNY W. GREEN 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

Bill of Complaint - Lena Mae Green vs. Johnny W. Green.

- Page 2 -

Honorable Court;

Complainant further prays that upon a final hearing hereof your Honor will grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; and that your Honor will give and grant her such other, further, different or general relief as she may be entitled to receive, and as in duty bound she will ever pray.

Lena Mae Green
Complainant

James C. Brown
Solicitor for Complainant