(2896)

DIVORCE DECREE

MOORE PTG. CO.

The State of Alabama, Baldwin County

Circuit Court, In Equity

SADIE LOUISE HILL, Complainant

vs.

WILLIAM J. HILL, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Exxxxxx Xxxxxxxx~~ Answer and waiver of respondent 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 Sadie Louise Hill is forever divorced from the said William J. Hill for and on account of cruelty. 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 minor children, William J. Hill, Jr., and Sadie Louise Hill, with the respondent having the right to visit said children at reasonable and proper times. It is further ORDERED, ADJUDGED and DECREED by the Court that the respondent pay to the complainant the sum of $100.00 per month for the maintenance and support of the said minor children.

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 William J. Hill, the respondent, the _____ pay the cost herein to be taxed, for which execution may issue.

This 20th day of October, 19 52

Telfair 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.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

_____

_____

Complainant

vs.

_____

_____

Respondent

DIVORCE DECREE

FILED
OCT 20 1952
ALICE J. DUCK, Register

SADIE LOUISE HILL,

Complainant,

VS.

WILLIAM J. HILL,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY.
NO. 2896

D E C R E E.

This cause coming on to be heard is submitted on the Petition of the Respondent, William J. Hill, for a change of the decree rendered by this Court on the 20th day of October, 1952, the answer of the Complainant, Sadie Louise Hill, and the testimony heard ore tenus by the Court, and the same having been considered and understood by the Court, and the Court being of the opinion that the Petitioner, William J. Hill, is entitled to the relief prayed for in said Petition;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

1. That, beginning with the first day of January, 1955, the Respondent, WILLIAM J. HILL, shall pay to the Complainant, SADIE LOUISE HILL, for the support and maintenance of their minor children, WILLIAM J. HILL, JR. AND SADIE LOUISE HILL, the sum of EIGHTY ($80.00) DOLLARS per month, payment to be made FORTY ($40.00) DOLLARS on the first and FORTY ($40.00) DOLLARS on the fifteenth of each month.

2. That the Petitioner, WILLIAM J. HILL, pay the costs of this proceeding, for which let execution issue.

DONE AND ORDERED this 28th day of December, 1954.

Hubert M Hall
JUDGE.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NO. 2896

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SADIE LOUISE HILL,

Complainant,

VS.

WILLIAM J. HILL,

Respondent.

****

D E C R E E.

Filed
12-28-54
Ance L. Nichols

8581. NOTE OF TESTIMONY

Printed by the Baldwin Times, Bay Minette, Alabama.

SADIE LOUISE HILL

vs.

WILLIAM J. HILL

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, Answer and waiver of Respondent and testimony of Sadie Louise Hill and Althea Smith

and in behalf of Defendant upon answer and waiver

Thomas R. Dean
Attorney for Complainant

Register.

No. .....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

SADIE LOUISE HILL

vs.

WILLIAM J. HILL

NOTE OF TESTIMONY

Filed in Open Court this .....

day of ....., 194.....

Register.

Printed by the Baldwin Times

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERRIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon William J. Hill 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 Sadie Louise Hill, as Complianant, and against William J. Hill, as Respondent.

_____

Register of Circuit Court of Baldwin County, Alabama.

SADIE LOUISE HILL, Complainant, VS. WILLIAM J. HILL, 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, SITTING IN EQUITY:

Your Complainant, Sadie Louise Hill, respectfully represents and shows unto your Honor as follows:

1. Your Complainant is over the age of twenty-one years and is a bona fide resident of Baldwin County, Alabama, and has been a bona fide resident citizen of the State of Alabama for more than one year next preceding the filing of this Bill of Complain; that the Respondent is over the age of twenty-one years and is a resident of Baldwin County, Alabama.

2. Your Complainant and Respondent were lawfully married on or about, to-wit: February 14, 1946, at Lucedale, Mississippi, and lived together as man and wife until on or about February, 1952.

3. Your Complainant avers and charges that the said Respondent did at various times prior to February, 1952, assault, beat, hit and strike Complainant; that said Respondent has committed actual violence on her person attended with danger to her health or life. Complainant avers and charges that Respondent has made numerous threats of doing her physical harm, and from his manner and conduct toward her, she is reasonably convinced that he will commit an actual violence upon her person attended with danger to her life and health.

4. That there was born to the marriage between your Complainant and the said Respondent two children, William J. Hill, Jr., age 4 years and Sadie Louise Hill, age 9 months, who are now and have been all of their lives, in the custody, care and control of your Complainant, who is a fit and proper person to care for the said children; that your Complainant and the Respondent have entered into an agreement that your Complainant have the custody of said children and that the Respondent will pay her $100.00 per month for the care and maintenance of said children.

The premises considered, your Complainant makes the said ~~Sadie Louise~~ William J. Hill a party respondent to this Bill of Complaint, and in order that the Complainant may have the relief herein prayed for,

may it please the Court to cause the States Writ of Subpoena to be issued, directed to the said William J. Hill, 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 Complainant be granted a divorce from said Respondent; that she be awarded the permanent custody, care and control of the said minor children; that the said Respondent be ordered by the Court to pay to your Complainant the monthly sum of $100.00 for the care and maintenance of said minor children, and that your Honor grant other, further and different relief as may be just and proper.

James R. Owen

Solicitor for Complainant

NO 2846 RECORDED

BILL OF COMPLAINT

SADIELOUISE HILL,
Complainant

VS.

WILLIM J. HILL
Respondent

FILED
SEP 20 1952
ALICE J. HUCK, Register

ORAL DEPOSITION

Printed by the Baldwin Times, Bay Minette, Alabama.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

SADIE LOUISE HILL Complainant

VS.

WILLIAM J. HILL Respondent

I, Mary Lou Blackburn

as ~~Registrar and~~ Commissioner

have called and caused to come before me Althea Smith, one of the

witness~~es~~ named in the Requirement for Oral Examination, on the ____ day of ____ 1952, at the office of James R. Owen in Bay Minette, ____, Alabama, and having first sworn said Witness ____ to speak the truth, the whole truth, and nothing but the truth, the said Althea Smith ____ doth depose and say as follows:

My name is Althea Smith and I live in Bay Minette, Baldwin County, Alabama.

I am personally acquainted with the Complainant and the Respondent in this case and have lived in the same house with them for the past three years. The Respondent left the house where the Complainant was living during the month of February 1952 and has not returned to live with her since. At various times the Respondent would return for a very short visit with the Complainant but these visits were infrequent and seldom lasted for more than one hour.

The Complainant and the Respondent have two children, a boy and a girl. These children have always been in the care, custody, and control of the Complainant and I think she is a fit and proper person to care for the said children.

Althea Smith

ORAL EXAMINATION.

I, Mary Lou Blackburn, 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 her and she signed the same in the presence of myself and James R. Owen 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 1st day of October, 1942

Mary Lou Blackburn (L. S.)

NO. PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

SADIE LOUISE HILL

vs. Complainant

WILLIAM J. HILL

Respondent.

Oral Deposition

Filed, 194

, Register.

Recorded in

Record

Vol. Page

, Register.

COMMISSION TO TAKE DEPOSITIONS B.T.-2-47-200

THE STATE OF ALABAMA,
BALDWIN COUNTY.

Circuit Court

TO: Mary Lou Blackburn

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 Sadie Louise Hill and Althea Smith

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Sadie Louise Hill

, Complainant

and William J. Hill

Respondent

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

Witness _____ day of September, 1952.

Alice J. Duck
Alice J. Duck Register.

Commissioner's Fee, $_____

Witness' Fees, $_____

No. 2896

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

SADIE LOUISE HILL

Complainant

VS.

WILLIAM J. HILL

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

MARY LOU BLACKBURN

WITNESSES:

SADIE LOUISE HILL

ALTHEA SMITH

ORAL DEPOSITION

Printed by the Baldwin Times, Bay Minette, Alabama.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

SADIE LOUISE HILL, Complainant

VS.

WILLIAM J. HILL, Respondent

I, Mary Lou Blackburn

as ~~Register and~~ Commissioner

have called and caused to come before me Sadie Louise Hill, one of the

witnesses named in the Requirement for Oral Examination, on the 29 day of September 1952, at the office of James R. Owen

in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Sadie Louise Hill doth depose and say as follows:

My name is Sadie Louise Hill. I am a bona fide resident of Baldwin County, Alabama, where I have resided for more than four years prior to the filing of the Bill of Complaint in this cause. I am presently staying at Uriah, Alabama.

The respondent is over twenty-one years of age and a resident of Baldwin County, Alabama.

The respondent and I married on or about February 14, 1946 at Lucedale, Mississippi and lived together as man and wife until about February, 1952, at which time the respondent abandoned my through no fault of my own. We have not lived together as husband and wife since February, 1952.

Just prior to the time the respondent abandoned me, he came to the house where I was living with our two children, and in a fit of temper he assaulted and struck me, committing actual violence on my person. At this time the respondent made threats of doing me physical harm and from his manner and conduct I am reasonably convinced that he will commit an actual violence upon my person, attended with danger to my life and health, if we try to continue to live together as husband and wife.

The respondent and I have two children, William J. Hill, Jr., four years of age, and Sadie Louise Hill, nine months of age. These children are now and have been all of their lives in my care, custody and control. I am a fit and proper person to care for the said children.

The respondent and I have entered into an agreement that I shall have the custody of the said children in the event of a divorce and that the respondent will pay me $100.00 per month for the care and maintenance of said children.

The respondent and I have further agreed that he shall pay the costs of this divorce and he shall have the right to visit the said children at reasonable and proper times.

Sadie Louise Hill

ORAL EXAMINATION.

I, Mary Lou Blackburn, 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 her and she signed the same in the presence of myself and James R. Owen 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 29th day of September, 1952.

Mary Lou Blackburn (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

SADIE LOUISE HILL

vs. Complainant

WILLIAM J. HILL

Respondent.

Oral Deposition

Filed _____, 194__

_____, Register.

Recorded in

_____ Record

Vol. _____ Page _____

_____, Register.

SADIE LOUISE HILL Complainant VS. WILLIAM J. HILL, Respondent.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

Comes the Respondent in the above styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the Bill of Complaint heretofore filed in this cause, respondent says:

1. He admits the allegations contained in paragraphs 1, 2, and 4.

2. He denies each and every allegation contained in paragraph 3 of said Bill of Complaint and demands strict proof thereof.

William J. Hill

Respondent

102896

ANSWER AND WAIVER

RECORDED

SADIE LOUISE HILL

Complainant

VS.

WILLIAM J. HILL

Respondent

FILED
SEP 20 1952
ALICE J. DUCK, Clerk

SADIE LOUISE HILL, Complainant,	)	IN THE CIRCUIT COURT OF
VS.	)	BALDWIN COUNTY, ALABAMA.
WILLIAM J. HILL, Respondent.	)	IN EQUITY. NO. _____

PETITION FOR CHANGE OF DECREE.

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

Comes now WILLIAM J. HILL, Petitioner, and shows unto your Honor and this Honorable Court as follows:

1. That your Petitioner is over the age of 21 years and is a resident of the State of Alabama, presently residing at 38, 7th Street, Prichard, Alabama. That SADIE LOUISE HILL is over the age of 21 years and is a non-resident of the State of Alabama, residing at 830 North Solvay Street, Detroit, Michigan.

2. That on, to-wit; the 20th day of October, 1952, this Honorable Court made and entered a decree, granting a divorce in favor of said SADIE LOUISE HILL and against your Petitioner, WILLIAM J. HILL; that, under the terms of said decree, the said SADIE LOUISE HILL was awarded the care, custody and control of their minor children, WILLIAM J. HILL, JR., AND SADIE LOUISE HILL; and your Petitioner was ordered to pay to the said SADIE LOUISE HILL, ONE HUNDRED ($100.00)DOLLARS per month for the support and maintenance of said minor children.

3. That your Petitioner has complied with the terms of said decree and has made said payments, monthly, up until this time.

4. That said SADIE LOUISE HILL has taken said minor children out of the jurisdiction of this court and is now living with the said children in Detroit, Michigan, as set out in paragraph 1 hereof.

5. That your Petitioner has remarried and is now living with his wife at 38, 7th Street, Prichard, Alabama, as set out in paragraph 1 hereof.

WHEREFORE, THE PREMISES CONSIDERED, your Petitioner prays that this Honorable Court will take jurisdiction of this petition; and that it will, by proper process make SADIE LOUISE HILL a party ~~of~~ to this petition, requiring her to answer, plead or demur hereto, within the time, and under the pains and penalties, prescribed by law ~~in~~ and the practice of this Honorable Court; that upon a final hearing of this petition, your Honor will

make and enter a decree reducing the amount that your Petitioner is required to pay monthly to the said SADIE LOUISE HILL for the support and maintenance of their minor children to not more than FIFTY ($50.00) DOLLARS per month. And your Petitioner prays for such other, further, different or general relief as in equity and good conscience he may be entitled to receive, and, as in duty bound, he will ever pray, etc.

Telfair J. Mashburn Jr.
Solicitor for Petitioner

STATE OF ALABAMA,)
)
COUNTY OF BALDWIN.)

Before me, James R. Owen, a Notary Public in and for said County and State, personally appeared TELFAIR J. MASHBURN, JR., whose name is signed to the foregoing Petition as Solicitor for the Petitioner and who is known to me, and who, being first duly and legally sworn, deposes and says as follows: "I am the Solicitor for William J. Hill, the Petitioner above, and I prepared the foregoing Petition. I am informed and believe, and, on such information and belief, aver that the allegations of the Petition are true and correct." Further Deponent says not.

Telfair J. Mashburn Jr.

Sworn to and subscribed before me on this the 10th day of September, 1954.

James R. Owen
Notary Public, Baldwin County, Alabama.

FILED
9-10-54
ALICE J. DUCK, Register

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY.
NO. 2896 1/2

****

SADIE LOUISE HILL,
Complainant,

VS.

WILLIAM J. HILL,
Respondent.

****

PETITION FOR CHANGE
OF DECREE.

****

FILED
SEP 10 1954
ALICE J. DUCK, Register

Registered Mail

SADIE LOUISE HILL,	)	IN THE CIRCUIT COURT OF
Complainant,	)	BALDWIN COUNTY, ALABAMA.
Versus	)	IN EQUITY.
WILLIAM J. HILL,	)	NO. 2896
Respondent,	)	
	)	

Comes now the Complainant in the above styled cause and for answer to the petition filed therein by the Respondent, WILLIAM J. HILL, shows unto the Court as follows:

1. That no facts are averred in said petition showing any change of circumstances since the rendition of the decree awarding the care, custody and control of their minor children, WILLIAM J. HILL, JR., and SADIE LOUISE HILL, to SADIE LOUISE HILL and ordering the Respondent, WILLIAM J. HILL, to pay to the said SADIE LOUISE HILL, One Hundred ($100.00) Dollars per month for the support and maintenance of said minor children, and that as a matter of fact no change in circumstances has occurred such as would warrant the Court to modify the decree as therein prayed.

2. That since the rendition of said decree ordering the Respondent, WILLIAM J. HILL, to pay to the said SADIE LOUISE HILL, One Hundred ($100.00) Dollars per month for the support and maintenance of said minor children, the income of said Respondent, WILLIAM J. HILL, has not decreased and in fact exceeds his salary at the time of the original decree.

3. That the approximate cost to your Complainant for the support and maintenance of said children, is $150.00 per month.

4. That said Respondent, WILLIAM J. HILL, has failed or refused to pay Complainant, the monthly payments heretofore ordered by this Honorable Court from, to-wit, June 23, 1954, minus a payment of $150.00 during the month of August, 1954, and Complainant has been required to maintain said children from her own funds.

WHEREFORE, the premised considered, Complainant prays that your Honor will make no modification of said decree as prayed for by the Respondent herein insofar as the support and maintenance of said children are concerned, but will increase the amount of support and maintenance required to be paid by the said Respondent, and will order the Respondent to pay all installments now in arrears, and will enter such other and further orders as may be necessary or proper in the premised.

FILED
10-5-54
ALICE J. DOCK, Register

Mylan R. Engel
Mylan R. Engel, 915 Van Antwerp Bldg.
Mobile, Alabama, Solicitor for Complainant.