

2903

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BEULAH MAE FLOYD, Complainant

vs.

CHARLES E. FLOYD, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer & 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 Beulah Mae Floyd is forever divorced from the said Charles E. Floyd for and on account of

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 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 Beulah Mae Floyd the Complainant pay the cost herein to be taxed, for which execution may issue.

This 19th day of November, 1952.

Walter A. Madlberg, 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. 2923 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

BEULAH MAE FLOYD

Complainant

vs.

CHARLES E. FLOYD

Respondent

**DIVORCE DECREE**

**FILED**

NOV 21 1952

ALICE J. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Lyræene Mixon

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 Beulah Mae Floyd and Sarah Johnson

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

Beulah Mae Floyd

Complainant

and

Charles E. Floyd

Respondent

on oath, to be by you administered, upon Beulah Mae Floyd and Sarah Johnson to take and certify the deposition<sup>s</sup> of the witness<sup>es</sup> and return the same to our Court, with all convenient speed, under your hand.

Witness 8th day of Nov, 1942

*W. J. Welch*

Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. 2903

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

BEULAH MAE FLOYD

Complainant

vs.

CHARLES E. FLOYD

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

WITNESSES:

*[Faint, illegible text from the reverse side of the document is visible through the paper. The text appears to be a deposition transcript or legal proceedings, but it is too light to transcribe accurately.]*

THE STATE OF ALABAMA  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

BEULAH MAE FLOYD

Complainant

VS.

CHARLES E. FLOYD

Respondent

I, Lvrleene Nixon

as Register and Commissioner

have called and caused to come before me Beulah Mae Floyd and Sarah Johnson

witnesses named in the Requirement for Oral Examination, on the 8th day of November 1945, at the office of C. L. Noir Thompson in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Beulah Mae Floyd and Sarah Johnson doth depose and say as follows:

That my name is Beulah Mae Floyd, I am over the age of 21, and a resident of Baldwin County, Alabama, and have been all my life. The Respondent, Charles E. Floyd is also over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding. We were married at Lucedale, Mississippi, on May 23, 1949, and lived together as husband and wife until on or about the 14th of September, 1952, at which time we separated. That on the 14th of September and prior thereto Charles E. Floyd had threatened, abused, and mistreated me until I was in fear of my life or health, and after that date on or about the 17th of October, since this petition was filed, he came to my mother's house with a single bar shot gun and threatened me and other on the premises, grabbing me and choking me so I know we could never live together again as husband and wife, there was born as fruits of this marriage of your Complainant and Respondent one child, Norman Lee Floyd, age about two years. Norman Lee has been in the permanent care, custody, and control of the petitioner since his birth, and I respectfully represent unto this Honor Court as your Petitioner, I am a fit, suitable, and proper person to have the permanent care, custody, and control of the said Norman Lee Floyd.

At the present time your Petitioner is pregnant and your petitioner does ask this Honorable Court for the permanent care, custody, and control of the said unborn child upon its birth since the said unborn child is and will be the fruit of this marriage between the Petitioner and Respondent.

I know that we can never live together as husband and wife again, and I respectfully ask this Honorable Court to grant me my divorce.

*Beulah Mae Floyd*

That my name is Sarah Johnson, I know both parties to this cause, they are both over the age of 21 and residents of Baldwin County, Alabama, and have been for more than two years next preceding. They were married at Lucedale, Mississippi on May 23, 1949, and lived together as husband and wife until on or about September 14, 1952 at which time Beulah Mae left her husband the Respondent, because of his threats and abuse, and because she had become in fear of her life and health, then on the 17th day of October, 1952, the said Charles E. Floyd came to my house with a shot gun and threatened to shoot some of the people there, after he had been disarmed he flew into a rage and grabbed and choked Beulah Mae until others present grabbed and stopped him, there is one child, Norman Lee Floyd, age about 2 years now born as fruits of this marriage, and Beulah Mae is pregnant. I respectfully represent unto this Honorable Court that Beulah Mae is a fit, suitable, and proper person to have the care, custody, and control of Norman Lee Floyd, and she has had the constant care, custody, and control since his birth. I also represent unto this Honorable Court that she is a fit, suitable, and proper person to have the permanent care, custody, and control of the unborn child upon its birth.

*Sarah Johnson*

ORAL EXAMINATION.

I, Lyrleene Mixon, 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 witness es and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson 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 8th day of November, 194 52.

Lyrleene Mixon (L. S.)

NO. 2902 PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

BEULAH MAE FLOYD

vs. Complainant

CHARLES E. FLOYD

Respondent.

Oral Deposition

Filed 11-17, 19452

W. G. LeMaster, Register.  
Recorded in

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

BEULAH MAE FLOYD	∅	IN THE CIRCUIT COURT OF
COMPLAINANT	∅	BALDWIN COUNTY, ALABAMA
VS	∅	IN EQUITY
CHARLES E. FLOYD	∅	
RESPONDENT	∅	

Now comes the Respondent, Charles E. Floyd, and accepts service of summons and complaint in this cause.



The Respondent admits the allegations, in the complaint, as to ages, residences, marriage, and child, but denies all allegations to the cruelty and demand strict proof of the same.

The Respondent admits that the Complainant is a suitable, fit, and proper person to have the custody, care, and control of the minor child, Norman Lee Floyd.

The Respondent waives notice of the time of taking testimony on the behalf of the Complainant; the right to cross-examine the Complainant's witnessess; and agrees that this cause be submitted for final decree without further notice.

It is expressively understood, and made a part hereof, that the Complainant waives all claims, as alimony or otherwise, against the Respondent, and waives any and all right to claim or seek any support for the minor child, and that the Complainant shall pay all court costs and attorneys fee, and that the Respondent shall be held free from any responsibilities either direct or indirectly.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals this the 30 day of October, 1952.

	<u>Beulah Mae Floyd</u> (SEAL)
Attorney for Complainant	<u>Charles E. Floyd</u> (SEAL)
	
Attorney for Respondent	

BEULAH MAE FLOYD

vs.

CHARLES E. FLOYD

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 & Waiver of Respondent, Testimony of Beulah Mae Floyd and Sarah Johnson

and in behalf of Defendant upon

*C. E. Johnson*

*W. J. ...*

Register.



No. 2903

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

BEULAH MAE FLOYD

vs.

CHARLES E. FLOYD

**NOTE OF TESTIMONY**

Filed in Open Court this .....  
day of ....., 194.....

**FILED**

Register.

Printed By The Baldwin Times

1952  
ALICE J. DUCK, Register

BEULAH MAE FLOYD	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY.
CHARLES E. FLOYD	Ø	
RESPONDENT	Ø	

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demand strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

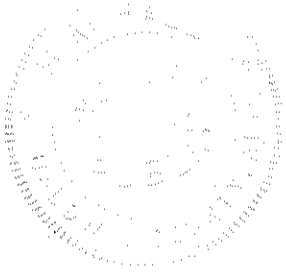
Charles E. Floyd

STATE OF ALABAMA  
BALDWIN COUNTY

I, Sam Lee, a Notary Public, in and for said County, in said State, hereby certify that Charles E. Floyd, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 20 day of Oct, 1952.

Sam Lee  
Notary Public, Baldwin County, Alabama



2902

BEULAH MAE FLOYD

COMPLAINANT

VS

CHARLES E. FLOYD

RESPONDENT

Answer & Waiver

From the Law Offices of  
C. LeNoir Thompson  
Attorney At Law  
Bay Minette, Alabama

FILED

NOV 17 1952

ALICE J. DUCK, Register



STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon CHARLES E. FLOYD 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 Beulah Mae Floyd as Complainant and against CHARLES E. FLOYD as Respondent.

WITNESS my hand this the 29th day of September, 1952.

Beulah Mae Floyd  
Register

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BEULAH MAE FLOYD  
COMPLAINANT

VS

CHARLES E. FLOYD  
RESPONDENT

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

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

Your Complainant, Beulah Mae Floyd, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both bona fide residents of Baldwin County, Alabama, and over twenty-one years of age.

2.

That your Complainant and the Respondent married at Lucedale, Mississippi, on May 23, 1949, and lived together as husband and wife until on, to-wit, September 14, 1952.

3.

That on, to-wit, September 14, 1952, the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health; that the conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would actual violence to her person which would necessarily endanger her life and health.

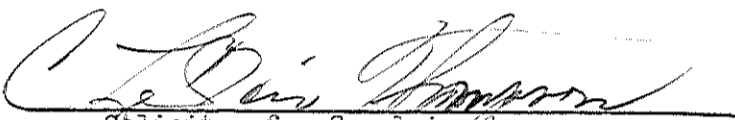
4.

That there was born between the marriage of your Complainant and the Respondent one child, Norman Lee Floyd, age about two; that your Complainant is the suitable, fit and proper person to have the care, custody, and control of said child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Charles E. Floyd party Respondent to this bill of complaint 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 Honorable Court.

Your Complainant further prays that upon final hearing hereof your Honor will grant to her an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent.

That the care, custody, and control of the child be awarded to the Complainant, and that upon a final hearing of this cause your Complainant prays for such other further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Solicitor for Complainant.

Received in Sheriff's Office  
this 1 day of Oct, 1952  
TAYLOR WILKINS, Sheriff

2903

B EULAH MAE FLOYD

COMPLAINANT

VS.

CHARLES E. FLOYD

RESPONDENT

*Stapleton*

Executed Oct 20 1952  
by serving copy of within Summons and  
Complaint on

*Charles E. Floyd*

*Taylor Wilkins* Sheriff  
*W. F. Hall* Deputy Sheriff

Bill of Complaint

From the Law Offices of  
C. LeNoir Thompson  
Attorney At Law  
Bay Minette, Alabama

FILED

SEP 29 1952

ALICE J. DUCK, Register

2903