

THOMAS F. DABBS,)	
Complainant,)	IN THE CIRCUIT COURT OF
-vs-)	BALDWIN COUNTY, ALABAMA
CAROL FRANCES DABBS,)	IN EQUITY
Respondent.)	CASE NO. 4265

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

Comes the Respondent in the above styled cause, and the Petitioner herein, and shows unto this Honorable Court the following:-

1. That on or about, to-wit, April 5, 1958, she was taken from her place of employment in Foley, Baldwin County, Alabama, to the office of Arthur C. Epperson, Attorney at Law, Foley, Alabama, by her husband, and was there told by her husband and by the said Attorney, that he proposed to file against her a Bill of Complaint for Divorce, alleging as grounds thereof, cruelty. That at this time and place she was furnished a typed Answer and Waiver accepting service of a Bill of Complaint, which, however, was not furnished to the Respondent, waiving notice of filing of interrogatories, and the right to cross same, waiving notice of taking of testimony, consenting that testimony might be taken and the cause submitted for Final Decree, and for answer to the Complaint, she stated that she admitted the allegations of Paragraph 1, that she admitted the allegations of Paragraph 2, and that she denied each and every material allegation of Paragraph 3 of the Bill of Complaint.

2. The Respondent, who is your Petitioner herein, further shows unto the Court that on or about the 12th day of April, 1958, a Bill of Complaint charging your Respondent with cruelty was filed in the office of the Register of the Circuit Court of Baldwin County, Alabama, in Equity, and that she believes the Answer executed by her was filed therewith.

3. The Respondent, who is your Petitioner, further shows unto the Court that there are marked as filed on that same date, to-wit, April 12, 1958, the following:-

- (a). Oral Deposition of Thomas F. Dabbs, describing acts of cruelty.
- (b). Oral Deposition of Thomas F. Dabbs, describing acts of adultery.
- (c). Bill of Complaint of Thomas F. Dabbs, signed by Arthur C. Epperson, as Solicitor for Complainant, alleging adultery.
- (d). Oral Deposition of E. H. Logue, describing acts of adultery.
- (e). Note of Testimony.

4. The Respondent, who is your Petitioner herein, further shows unto the Court that she had no knowledge of a Bill of Complaint for divorce alleging as grounds thereof adultery having been filed against her, nor did she have any copy thereof, nor did she file any Answer thereto.

5. Petitioner further shows unto the Court that the dates of taking testimony on the oral depositions alleging adultery are undated, whereas, the Oral Deposition setting out acts of cruelty is dated as of the 12th day of April, 1958.

6. Respondent, who is your Petitioner, herein, further shows unto the Court that no Bill of Complaint for divorce had been filed against her on the date when she signed the Answer thereto.

7. Your Respondent, who is your Petitioner herein, further shows unto the Court that no Commission to take Deposition was issued in this cause.

8. Respondent, who is your Petitioner herein, further shows unto the Court that on the 30th day of April, 1958, a letter was written to Alice J. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, requesting substitution of a Bill of Complaint, and Oral Depositions in this cause, a copy of which is attached hereto and marked Exhibit "A" and is specifically made a part hereof.

9. Your Respondent, who is the Petitioner herein, further shows unto the Court that on the 2nd day of June, 1958, there was rendered against her a Decree of Divorce, not alleging therein, the grounds thereof, however, Petitioner further shows that she is neither guilty of cruelty nor adultery, and that she has had no opportunity to answer or defend the charges made against her as to adultery, and that she has specifically denied the charges of cruelty.

10. Respondent, who is your Petitioner herein, further shows unto the Court that this Divorce was obtained by fraud.

11. Respondent, who is your Petitioner herein, further shows that fraud has been perpetrated upon her in that, she signed a denial of acts of cruelty as an answer to a Bill of Complaint which had not been filed, and that thereafter, a Bill of Complaint charging her with adultery was substituted therefor, without her knowledge, and without notice to her, and without service of any kind upon her, and that the waiver of notice that she had signed charging cruelty was used against her in the charge of adultery, without her knowledge or consent.

12. That the testimony given against your Petitioner herein in said cause was false and prejured, in that she is not guilty of either of the charges made against her.

Respondent, who is your Petitioner herein, therefore prays that a copy hereof be served upon Thomas F. Dabbs, the Complainant, and upon Arthur C. Epperson, as his Solicitor, that your Honor will set a date for the hearing and determination of this her plea, and that upon a final hearing of the same, your Honor will set aside and declare as null and void, the Decree of Divorce in favor of the Complainant against the Respondent, rendered as of the 2nd day of June, 1958.

Carol Frances Dabbs
Respondent and Petitioner

Arthur C. Epperson
Solicitor for Respondent and Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

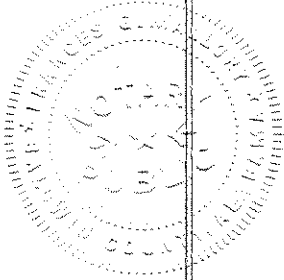
Before me, FRANCES G. MALLORY, a Notary Public in and for said County in said State, personally appeared CAROL FRANCES DABBS, who is known to me, and who, after being by me first duly and legally sworn, deposes and says that the matters and facts alleged in the foregoing petition are true to the best

of her knowledge, information and belief.

Carol Frances Dabbs

Sworn to and subscribed before me,
a Notary Public, on this the 23rd
day of July, 1958.

Frances G. Mallory
Notary Public, Baldwin County
State of Alabama



C O P Y

EXHIBIT "A"

Office: Phone WH 3-4951

ARTHUR C. EPPERSON
Attorney at Law
10 So. McKenzie St. - P. O. Box 706

Res: Phone WH 3-6381

Foley, Alabama

May 30, 1958

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Please substitute the enclosed Bill of Complaint and Oral Deposition in the Dabbs divorce suit.

I would also appreciate your dating the Oral Deposition to correspond with the date on the other Deposition.

Please submit the papers to the Judge. This is alleging a new ground for divorce. Thank you very much.

Sincerely,

s/ Arthur

Arthur C. Epperson

THOMAS F. DABBS,

Complainant,

-vs-

CAROL FRANCES DABBS,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

CASE NO. 4265

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

Comes the Respondent in the above styled cause, and the
Petitioner herein, and shows unto this Honorable Court the
following:-

1. That on or about, to-wit, April 5, 1958, she was taken
from her place of employment in Foley, Baldwin County, Alabama,
to the office of Arthur C. Epperson, Attorney at Law, Foley,
Alabama, by her husband, and was there told by her husband and
by the said Attorney, that he proposed to file against her a
Bill of Complaint for Divorce, alleging as grounds thereof,
cruelty. That at this time and place she was furnished a typed
Answer and Waiver accepting service of a Bill of Complaint, which,
however, was not furnished to the Respondent, waiving notice of
filing of interrogatories, and the right to cross same, waiving
notice of taking of testimony, consenting that testimony might
be taken and the cause submitted for Final Decree, and for answer
to the Complaint, she stated that she admitted the allegations of
Paragraph 1, that she admitted the allegations of Paragraph 2,
and that she denied each and every material allegation of Para-
graph 3 of the Bill of Complaint.

2. The Respondent, who is your Petitioner herein, further
shows unto the Court that on or about the 12th day of April, 1958,
a Bill of Complaint charging your Respondent with cruelty was
filed in the Office of the Register of the Circuit Court of
Baldwin County, Alabama, in Equity, and that she believes the
Answer executed by her was filed therewith.

3. The Respondent, who is your Petitioner, further shows
unto the Court that there are marked as filed on that same date,
to-wit, April 12, 1958, the following:-

- (a). Oral Deposition of Thomas F. Dabbs, describing acts of cruelty.
- (b). Oral Deposition of Thomas F. Dabbs, describing acts of adultery.
- (c). Bill of Complaint of Thomas F. Dabbs, signed by Arthur C. Epperson, as Solicitor for Complainant, alleging adultery.
- (d). Oral Deposition of E. H. Logue, describing acts of adultery.
- (e). Note of Testimony.

4. The Respondent, who is your Petitioner herein, further shows unto the Court that she had no knowledge of a Bill of Complaint for divorce alleging as grounds thereof adultery having been filed against her, nor did she have any copy thereof, nor did she file any Answer thereto.

5. Petitioner further shows unto the Court that the dates of taking testimony on the oral depositions alleging adultery are undated, whereas, the Oral Deposition setting out acts of cruelty is dated as of the 12th day of April, 1958.

6. Respondent, who is your Petitioner, herein, further shows unto the Court that no Bill of Complaint for divorce had been filed against her on the date when she signed the Answer thereto.

7. Your Respondent, who is your Petitioner herein, further shows unto the Court that no Commission to take Deposition was issued in this cause.

8. Respondent, who is your Petitioner herein, further shows unto the Court that on the 30th day of April, 1958, a letter was written to Alice J. Duck, as Clerk of the Circuit Court of Baldwin County, Alabama, requesting substitution of a Bill of Complaint, and Oral Depositions in this cause, a copy of which is attached hereto and marked Exhibit "A" and is specifically made a part hereof.

9. Your Respondent, who is the Petitioner herein, further shows unto the Court that on the 2nd day of June, 1958, there was rendered against her a Decree of Divorce, not alleging therein, the grounds thereof, however, Petitioner further shows that she is neither guilty of cruelty nor adultery, and that she has had no opportunity to answer or defend the charges made against her as to adultery, and that she has specifically denied the charges of cruelty.

10. Respondent, who is your Petitioner herein, further shows unto the Court that this Divorce was obtained by fraud.

11. Respondent, who is your Petitioner herein, further shows that fraud has been perpetrated upon her in that, she signed a denial of acts of cruelty as an answer to a Bill of Complaint which had not been filed, and that thereafter, a Bill of Complaint charging her with adultery was substituted therefor, without her knowledge, and without notice to her, and without service of any kind upon her, and that the waiver of notice that she had signed charging cruelty was used against her in the charge of adultery, without her knowledge or consent.

12. That the testimony given against your Petitioner herein in said cause was false and prejured, in that she is not guilty of either of the charges made against her.

Respondent, who is your Petitioner herein, therefore prays that a copy hereof be served upon Thomas F. Dabbs, the Complainant, and upon Arthur C. Epperson, as his Solicitor, that your Honor will set a date for the hearing and determination of this her plea, and that upon a final hearing of the same, your Honor will set aside and declare as null and void, the Decree of Divorce in favor of the Complainant against the Respondent, rendered as of the 2nd day of June, 1958.

Carol Frances Dabbs
Respondent and Petitioner

Arthur C. Epperson
Solicitor for Respondent and Petitioner

STATE OF ALABAMA

BALDWIN COUNTY

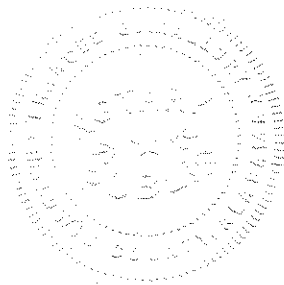
Before me, FRANCES G. MALKORY, a Notary Public in and for said County in said State, personally appeared CAROL FRANCES DABBS, who is known to me, and who, after being by me first duly and legally sworn, deposes and says that the matters and facts alleged in the foregoing petition are true to the best

of her knowledge, information and belief.

Carol Frances Dobb

Sworn to and subscribed before me,
a Notary Public, on this the 23rd
day of July, 1958.

Francis G. Mallory
Notary Public, Baldwin County
State of Alabama



OFFICE: PHONE WH 3-4951

ARTHUR C. EPPERSON
ATTORNEY AT LAW
10 So. MCKENZIE ST.—P. O. BOX 706
FOLEY, ALABAMA

RES.: PHONE WH 3-6381

May 30, 1958

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay Minette, Alabama

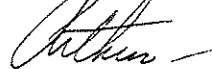
Dear Mrs. Duck,

Please substitute the enclosed Bill of Complaint and Oral Deposition in the Dabbs divorce suit.

I would also appreciate your dating the Oral Deposition to correspond with the date on the other Deposition.

Please submit ~~the~~ the papers to the Judge. This is alleging a new ground for divorce. Thank you very much.

Sincerely,



Arthur C. Epperson

A. Epperson

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

THOMAS F. DABBS, Complainant

vs.

CAROL FRANCES DABBS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Respondent's 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 THOMAS F. DABBS is forever divorced from the said CAROL FRANCES DABBS.

It is further Ordered, Adjudged and Decreed that the Respondent resume her maiden name CAROL FRANCES NORTHCUTT.

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 futher ordered that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon payment of the cost of this suit.

It is further ordered that THOMAS F. DABBS the Complainant pay the cost herein to be taxed, for which executed may issue.

This 2 day of June 19 58

Julius M. Hall Judge Circuit Court, In Equity.

I, ALICE J. DUCK, 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 April, 1958.

Register of Circuit Court, In Equity.

No. 4265 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

JUN 1 1958

ALICE J. DUCK, Register

THOMAS F. DABBS

Complainant

vs.

Carol Frances Dabbs

Respondent

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, _____
Respondent's answer and waiver; Commission to take oral deposition
of the complainant's witness; Oral deposition of the complainant's
witness.

and in behalf of Defendant upon _____

Arthur C. Epperson
Solicitor for the Complainant

Bevie J. Davis
Register.

No. 4265

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

THOMAS F. DABBS

Complainant

vs.

Carol Frances Dabbs

Respondent

NOTE OF TESTIMONY

Filed in Open Court this

day of **FILED** April, 1945

APR 12 1958

ALICE J. BECK, Register Register.

Printed by the Baldwin Times

THE STATE OF ALABAMA
 Baldwin County.

Circuit Court of Baldwin County, Alabama
 (In Equity)

THOMAS F. DABBS Complainant

VS.

CAROL FRANCES DABBS Respondent

I, Justine Gardner
 as Register and Commissioner _____
 have called and caused to come before me E. H. LOGUE

witness _____ named in the Requirement for Oral Examination, on the _____ day of April
19458, at the office of Justine Gardner
 in Foley, Alabama, and having first sworn said Witness _____ to speak the
 truth, the whole truth, and nothing but the truth, the said E. H. LOGUE

doth depose and say as follows:

My name is E. H. Logue. I reside in Baldwin County, Alabama. I am over twenty-one years of age. I'm acquainted with Thomas F. Dabbs and have been a close friend of his for several years. I'm also acquainted with is wife Carol Frances Dabbs.

On the evening of March 6, 1958 I was out at the Windmill, which is a drive-in restuarant, about one mile South of Foley, Alabama. When I saw Carol Frances Dabbs with a man, not her husband. Thomas F. Dabbs, her husband I knew was working. I had heard from some of my other friends that Carol was running around on Tom. Tom had mentioned to me that he thought that she was and that some of the other boys had hinted that she was going out when hewas working. He asked me to keep an eye out to see if I could find out anything for him.

I left and drove to a side road just South of the Windmill and watched to see if they came down in the direction of the Gulf. In about fifteen or twenty minutes , about 8P.M. Carol Frances Dabbs came by with this man in a GMAC pickup truck. I drove up behind them and started following them at a distance. A couple miles down the road they turned off to the left on a side road and I followed them two or three miles on this road to where they turned into some pine woods. I drove on down the road past where they turned off and saw the lights on the truck go out. I went on down to the end of the road and turned my lights off and then turned around and drove back real slow with out my lights to about where I was when their lights went out. I parked my car on the edge of the road and sat there about twenty or thirty minutes. I then decided to walk up the road to where they turned off in the woods. I found a little trail where they had driven into the woods. I started following it real careful until I walked up almost to the truck. I then slipped around to the side close to the truck. I could over hear what was going on. They were unmistakably in a sexual embrace. I remained very quite and very shortley one of them struck a cigarette lighter for Carol to find her pants. I eased farther away, thinking they were getting ready to leave. However after about thirty minutes they were still there. I slipped back to my car and left.

I decided not to tell Tom Dabbs because I was afraid he might kill her or someone else, but after he caught this other boy at his house and left Carol I decided to tell him.

E. H. Logue

ORAL EXAMINATION.

I, Justine Gardner, 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 him and he signed the same in the presence of myself Justine Gardner

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 _____ day of April, 1948.

Justine Gardner (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Walter

vs. Complainant

Walter

Respondent.

Oral Deposition

Filed 4-12, 1948

Leicyl W. Moore, Register.

Recorded in

Record _____

Vol. _____ Page _____

Register.

THOMAS F. DABBS)
Complainant)
VS)
CAROL FRANCES DABBS)
Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, SITTING IN EQUITY:

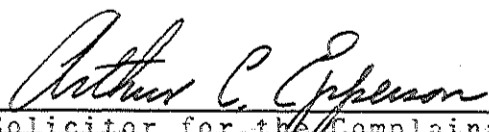
Your complainant Thomas F. Dabbs, respectfully represents
and shows unto your Honor:

1. That the Complainant is over the age of twenty-one
years of age and is a bona fide resident of Baldwin County, Alabama;
that Carol N. Dabbs is over the age of eighteen years and is a
resident of Baldwin County, Alabama.

2. That your complainant and respondent were lawfully
married on or about to-wit: November 28, 1957, in Lucedale,
Mississippi, and that of this union there are no children.

3. Your complainant further avers and alleges that said
respondent has been guilty of adultery with divers parties and
persons whose names to your complainant are unknown.

The premises considered, your complainant makes the siad
Carol Frances Dabbs a party respondent to this bill of complain and
in order that the complainant may have the relief herein prayed
for may it please your Honor to cause the State's writ of subpoena
to be issued, directed to the said Carol Frances Dabbs, commanding
her 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 Honor will enter a decree divorcing your complainant
from the said respondent; that respondent be allowed to resume her
maiden name Carol Frances Northcutt; and that your Honor will grant
such other, further or different relief as unto your Honor may seem
just and proper, and your complainant will ever pray.


Solicitor for the Complainant

4265-

Thomas F. Dabbs

vs

Carol Frances Dabbs

Bill of Complaint

FILED

APR 12 1958

ALICE J. DOCK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

THOMAS F. DABBS Complainant

VS.

CAROL FRANCES DABBS Respondent

I, Justine Gardner
as Register and Commissioner
have called and caused to come before me

witness named in the Requirement for Oral Examination, on the 12 day of April
1945, at the office of Justine Gardner
in Foley, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Thomas F. Dabbs
doth depose and say as follows:

My names is Thomas F. Dabbs. I am twenty-two years of age. Carol Frances Dabbs is over eighteen years of age and is a resident of Baldwin County, Alabama, and has been a resident of Baldwin County, Alabama all her life.

I married Carol Frances Northcutt Dabbs on November 28, 1957, at Lucedale, Mississippi. We have resided at Foley, Alabama since our marriage and until I left her last week. We do not have any children and she was not pregnant when I left her.

Carol Frances Dabbs has committed adultery with one or more persons since our marriage.

I became aware that she was having or letting men come to see her at our home when I was away at work, after noticing several things about her and the house. I talked to a couple of my friends about it and theyu told me that she was dating when I was at work and with one man in particular. Last Thursday afternoon I got off from work when I knew this other man was off work and went home. When I got there, this man was there setting on the sofa trimming my wifes toe nails. He jumped up and started apologizing, but I worked him over pretty good on general principals before he could get in his car and leave. When I came back to the house I found my wife had no clothes on except for her dress and the bed in the bedroom was messed up. I started to kill her right then but something suddenly came over me and I realized she wasn't worth it. I made her put on some clothes and get all of her other clothes and carried her to Robertsdale and left her with her mother and dad.

Thomas F. Dabbs

ORAL EXAMINATION.

I, Justine Gardner, 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 him and he signed the same in the presence of myself Justine Gardner

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 12 day of April, 1945

Justine Gardner (L. S.)

4265-

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed FILED, 1945

APR 12 1958, Register.

Recorded in ALMA J. BERRY, Register Record

Vol. _____ Page _____ Register.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

THOMAS F. DABBS Complainant

VS.

CAROL FRANCES DABBS Respondent

I, Justine Gardner
as Register and Commissioner
have called and caused to come before me Thomas F. Dabbs

witness named in the Requirement for Oral Examination, on the ____ day of ____
194____, at the office of Justine Gardner
in Foley, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Thomas F. Dabbs
doth depose and say as follows:

My name is Thomas F. Dabbs. I'm over twenty-one years of age and reside in Foley Baldwin County, Alabama. Carol Frances Dabbs respondent is over the age of eighteen years and is a resident of Baldwin County, Alabama. I was lawfully married to Carol Frances Dabbs November 28, 1957, in Lucedale, Mississippi and we do not have any children.

After our marriage we lived together in Foley, Alabama until February 27, 1958, when she forced me to leave her. Shortly after New Years, I begin to notice that several of our friends was paying more attention to Carol than they should be. I also noticed that she seemed to encourage them. We begin having arguments about that time and they kept getting worse. She would fly into a rage, curse me and hit me with anything she could get her hands on and would always inform me that she would do what she damn please. I felt quite sure that she was fooling around with one guy in particular while I was working. On this particular day, which was the 27th day of February, 1958, a friend of mine gave me a little information, which caused me to leave my job and go home. When I arrived home this Guy was there with my wife. I surprised them and I and this Guy had a fight and Carol took part beating me over the head with a shoe. After I had run this Guy off, Carol got a gun, that belonged to me, and threatened to kill me if I did not leave and if I came back. I am very much afraid of Carol and was afraid of her before this happened. I hid my gun a couple of weeks before, because I was afraid of her and I did not know that she had found it.

Thomas F. Dabbs

ORAL EXAMINATION.

I, Justine Gardner, 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 him and he signed the same in the presence of myself Justine Gardner

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 _____ day of _____, 194_____

Justine Gardner (L. S.)

NO. 4925 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Thomas F. Dabbs

vs. Complainant

Carol Frances Dabbs

Respondent.

Oral Deposition

Filed 4-12, 1948

Archie Shuck Register.

Recorded in

_____ Record

Vol. _____ Page _____

_____ Register.

THOMAS F. DABBS)
COMPLAINANT)
VS)
CAROL FRANCES DABBS)
RESPONDENT)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, SITTING IN EQUITY:

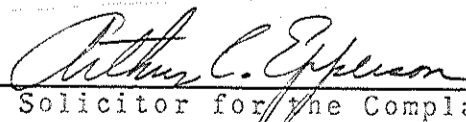
Your complainant Thomas F. Dabbs, respectfully represents
and shows unto your Honor:

1. That the complainant is over the age of twenty-one
years and is a bona fide resident of Baldwin County, Alabama;
that Carol Frances Dabbs is over the age of eighteen years and
is a resident of Baldwin County, Alabama.

2. That your complainant and respondent were lawfully
married on or about to-wit: November 28, 1957, in Lucedale,
Mississippi, and that of this union there are no children.

3. That your complainant further avers and charges that
the said respondent did on or about the 27th day of February, 1958,
and many times subsequent thereto assault, beat, hit and strike
complainant; that said respondent has committed actual violence
on his person attended with danger to his health or life;
complainant avers and charges that respondent has made numerous
threats of doing him physical harm and from her manner and conduct
toward him, he is reasonably convinced that she will commit an
actual violence upon his person, attended with danger to his life
or health.

The premises considered, your complainant makes the said
Carol Frances Dabbs a party respondent to this bill of complaint
and in order that the complainant may have the relief herein prayed
for may it please your Honor to cause the State's writ of subpoena
to be issued, directed to the said Carol Frances Dabbs, commanding
her 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 Honor will enter a decree divorcing your
complainant from the said respondent; that respondent be allowed
to resume her maiden name Carol Frances Northcutt; and that your
Honor will grant such other, further or different relief as unto
your Honor may seem just and proper, and your complainant will
ever pray.


Solicitor for the Complainant

THOMAS FLETHCHER DABBS)
Complainant)
VS.)
CAROL FRANCES DABBS)
Respondent)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes the respodent in the above-styled cause and accepts service of a Bill of Complaint hereto filed in this cause; waives notice of the filing of interrogatories in this cause, and the right to cross same; 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 complainant's Bill of Complaint heretofore filed in this cause the respondent says:

1. She admits the allegations in paragraph one of the said Bill of Complaint.
2. She admits the allegations of paragraph two of the said Bill of Complaint.
3. She denies each and every material allegation contained in paragraph three of the said bill of Complaint and requires strict proof thereof.

Carol Frances Dabbs
respondent

Dixie A. Law (witness)

Justine Gardner (witness)

