

3485

DIVORCE DECREE

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

MARY LOUISE McPHERSON, Complainant

vs.

THOMAS CLINTON McPHERSON, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Conesso & X~~
Answer and Waiver and Testimony as noted by the Register, and upon con- sideration 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

MARY LOUISE McPHERSON is forever divorced from the said THOMAS CLINTON McPHERSON 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 MARY LOUISE McPHERSON the Complainant pay the cost herein to be taxed, for which execution may issue.

This 8th day of March, 1955.

Hubert M Hall
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
MAR 7 1955
MRS. L. BECK, CLERK

The State of Alabama, { Circuit Court of Baldwin County, Alabama
Baldwin County. (In Equity)

MARY LOUISE McPHERSON Complainant

VS.

THOMAS CLINTON McPHERSON Respondent

James R. Owen

I,

as Register and Commissioner

have called and caused to come before me Mary Louise McPherson

witness named in the Requirement for Oral Examination, on the 8th day of March

1955, at the office of Telfair J. Mashburn, Jr.

in Bay Minette, Alabama, and having first sworn said Witness to speak the

truth, the whole truth, and nothing but the truth, the said Mary Louise McPherson

doth depose and say as follows: "My names is Mary

Louise McPherson. I am the complainant in this cause and I am over the age of twenty. I am a bona fide resident citizen of Bay Minette, Baldwin County, Alabama, where I have lived all of my life. The respondent is over the age of twenty-one years and is abona fide resident citizen of Baldwin County, Alabama, and is presently at Ft. Benning, Georgia, where he is serving in the U. S. Army. I was married to the respondent at Lucedale, Mississippi, on the 1st day of December, 1951. For the first year or two, my husband and I got along fine, but after that, he began to let his temper get the best of him. He would become violently angry with me about nothing, and would threaten to beat me and would curse me. Finally, on or about the 15th day of August, 1954, he carried out his threats and committed actual violence on me by striking me with his fists. I believe that if I tried to live with him as his wife he would beat me again, and it would be dangerous to my life or health. I am afraid to try to live with him further as his wife. I believe it would be best for both of us to go our separate ways. We have no children or community property." Further deponent says not.

Mary Louise McPherson


ORAL EXAMINATION

I, James R. Owen, 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 Telfair J. Mashburn, Jr.

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness... or had proof 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 8th day of March, 1955.

 (L. S.)

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

vs. Complainant

Respondent

Oral Deposition

Filed _____, 19____

FILED

MAR 8 1955 Register

Recorded in _____ Record

Vol. _____ Page _____, Register

MARY LOUISE McPHERSON,
Complainant,

VS.

THOMAS CLINTON McPHERSON,
Respondent.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. _____

ANSWER AND WAIVER.

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 filing of interrogatories in said 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 bill of complaint heretofore filed in this cause, respondent says:

1. He admits the allegations contained in paragraph 1 of said bill of complaint.
2. He admits the allegations contained in paragraph 2 of said bill of complaint.
3. He denies the allegations contained in paragraph 3 of said bill of complaint and demands strict proof thereof.

Thomas C. McPherson
Respondent.

FILED

March 8, 1955

LICE J. DUCK, Register

witness

Joyce Davis

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. _____

MARY LOUISE MCPHERSON,
Complainant,

VS.

THOMAS CLINTON MCPHERSON,
Respondent.

ANSWER AND WAIVER.

FILED
MAR 8 1955
ALICE J. DUCK, Register

MARY LOUISE McPHERSON,
Complainant
vs.
THOMAS CLINTON McPHERSON
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: Mary Louise McPherson

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

Jeffrey G. Madlock, Jr.
Solicitor for Complainant

NOTE:

Complainant suggests the name of James R. Owen
as a suitable and competent person to act as commissioner upon the examination of said witnesses.

Jeffrey G. Madlock, Jr.
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION

Complainant

vs.

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this _____ day of _____

FILED

MAR 8 1955

Moore Printing Co. Register

194

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: James R. Owen

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 Mary Louise McPherson

as witnesses in behalf of MARY LOUISE McPHERSON in a cause pending in our Circuit Court in Baldwin County, of said State, wherein ~~MARY LOUISE McPHERSON~~

MARY LOUISE McPHERSON, Complainant
and

THOMAS CLINTON McPHERSON Respondent

on oath, to be by you administered, upon _____
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 8 day of March, 1955

Arice J. Duck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant—

vs.

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED

8 1955
WITNESSES:

ALICE J. ROCK, Registrar

MARY LOUISE McPHERSON.

Complainant.

vs.

THOMAS CLINTON McPHERSON,

Respondent.

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 and Testimony of Mary Louise McPherson.

and in behalf of Defendant upon Answer and Waiver.

Leice J. Duke

Register.

Jeffery J. Maddox, Jr.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

FILED

8 1955

Register.

Printed by the Baldwin County Register.

ALICE J. DUBK, Register

MARY LOUISE McPHERSON,
Complainant,

VS.

THOMAS CLINTON McPHERSON,
Respondent.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NO. _____

BILL OF COMPLAINT.

Comes your Complainant, MARY LOUISE McPHERSON, and files this her Bill of Complaint for divorce against THOMAS CLINTON McPHERSON, and shows unto your Honor and unto this Honorable Court as follows:

1. That complainant is over the age of eighteen years and is a resident of said State and County, and has been a bona fide resident of said State for more than two years next preceding the filing of this bill of complaint; that THOMAS CLINTON McPHERSON is over the age of twenty-one years and resides in Fort Benning, Georgia.

2. That your complainant and respondent were lawfully married on or about, to-wit: the 1st day of December, 1951, at Lucedale, Mississippi.

3. That on about the 15th day of August, 1954, the said respondent did assault, beat, hit and strike complainant; that the respondent has committed actual violence on her person attended with danger to 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 or health.

PRAYER FOR PROCESS AND RELIEF.

The premises considered, your complainant makes the THOMAS CLINTON McPHERSON a party respondent to this bill of complaint, and in order that 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 THOMAS CLINTON McPHERSON, 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, your Honor will make and enter a decree divorcing your complainant from the respondent; and that your Honor will grant such other, further or different relief as unto your Honor may seem just and proper, and, as in duty bound, your complainant will ever pray, etc.

Jellair G. Marshall
Solicitor for Complainant.

FILED

March 8, 1955

ALICE J. DUCK, Register