

3539

ALMA CHRISTINE BROWN,  
Complainant,  
VS.  
JOHN WILLIAM BROWN,  
Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

FINAL DECREE

This cause coming on to be heard on this date was submitted for a final decree upon the pleadings and proof as noted by the register and the agreement made and entered into by the Complainant and Respondent on August 8, 1955, upon consideration of all of which, it is, ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant and the Respondent are dissolved, and the said Alma Christine Brown is forever divorced from the said John William Brown for and on account of cruelty.

2. That the Complainant and Respondent are hereby permitted to again contract marriage subject to the provisions of paragraph five hereof.

3. The agreement heretofore made and entered into between the Complainant and Respondent on to-wit, August 8, 1955, is hereby ratified in all respects and made a part of this decree in all of its terms and conditions as if fully written herein.

4. The costs of these proceedings are hereby taxed against the Respondent.

5. That the Complainant and the Respondent shall not marry again, except to each other, until sixty days after the date hereof and if an appeal from this decree is taken within sixty days from the date hereof neither the Complainant nor Respondent shall marry again, except to each other, during the pendency of said appeal.

ORDERED, ADJUDGED AND DECREED on this the 29 day of August, 1955.

Hubert M. T. Lee  
Judge.

FINAL DECREE

ALMA CHRISTINE BROWN,  
Complainant,  
VS.  
JOHN WILLIAM BROWN,  
Respondent.

FILED

AUG 29 1955

ALICE J. DUCK, CLERK

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

*Handwritten notes in the left margin, including a signature and some illegible text.*

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ALMA CHRISTINE BROWN,  
Complainant

-vs-

JOHN WILLIAM BROWN,  
Respondent

IN THE CIRCUIT COURT OF THE

~~THE~~ ~~JUDICIAL~~ ~~CIRCUIT~~  
BALDWIN COUNTY  
OF ALABAMA

IN EQUITY

NO. 3539

ANSWER AND WAIVER OF RESPONDENT

Comes the respondent and accepts service of a copy of the bill of complaint in the above styled cause and expressly waives any further or additional service thereof, and for answer thereto, says as follows:

1. Respondent admits the allegations of Paragraphs 1, 2, 3.
2. Respondent denies the allegations of Paragraph 4 and 5 and demands strict proof thereof.

And Respondent further waives the issuance of a commission to take testimony in this cause and waives notice of the time and place of the taking of such testimony, and Respondent agrees that this cause may be submitted for final decree without further notice to him.

This 26th day of July, 1955.

John William Brown  
Respondent

WITNESSES:

Harold G. Skinner  
Mary P. Rudey

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

ALMA CHRISTINE BROWN

Complainant

VS.

JOHN WILLIAM BROWN

Respondent

I,

as Register and Commissioner

have called and caused to come before me Alma Christine Brown, the

witness named in the Requirement for Oral Examination, on the August 1955, 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 Alma Christine Brown doth depose and say as follows:

That she is over the age of twenty-one years and is a 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 Complaint. That the Respondent, John William Brown, is over the age of twenty-one years and resides in Jefferson County, Alabama.

Your Complainant and the Respondent were lawfully married on or about to-wit, April 22, 1948, in Bay Minette, Alabama, and lived together as man and wife until the month of September, 1954.

There was born to this marriage the following children, Dollie Mae Borwn, Shirley Ann Brown, Diania Brown and Alma Ruth Brown. Said children are now in the care, custody and control of your Complainant and she is the fit and proper person to have the care, custody and control of said children.

Your Complainant further deposes and says that the said Respondent did during the month of September, 1954, and many times subsequent thereto commit actual violence on her person attended with danger to her health or life and that he 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 if she continues to live with him.

Alma Christine Brown

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 proof made before me of the identity of said witness \_\_\_\_\_; that I am not of counsel or 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 23<sup>rd</sup> day of August, 1955.

Mary Lou Blackburn (S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent.

Oral Deposition

Filed \_\_\_\_\_, 195\_\_\_\_\_

Register.

Recorded in

Record

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

Register

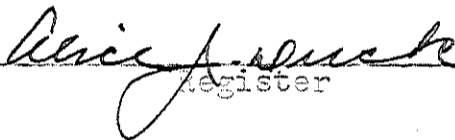
FILED  
AUG 24 1955  
MADE 1 DAY  
RECORDED

ALMA CHRISTINE BROWN,  
Complainant,  
VS.  
JOHN WILLIAM BROWN,  
Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

NOTE OF TESTIMONY

This cause coming on to be heard on this date is submitted on behalf of the Complainant upon the following: Summons and Complaint, Agreement made and entered into between Complainant and Respondent on August 8, 1955, and Testimony of Alma Christine Brown, and is submitted on behalf of the Respondent upon answer and waiver.

  
Register

JAMES R. OWEN  
Solicitor for Complainant

NOTE OF TESTIMONY

ALMA CHRISTINE BROWN,  
Complainant

VS.

JOHN WILLIAM BROWN,  
Respondent.

IN THE CIRCUIT COURT OF  
BAJDWIN COUNTY, ALABAMA

IN EQUITY

**FILED**

AUG 23 1955

W. J. DUCK, Register

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, as such time and place as you may appoint, to call before you and examine Alma Christine Brown

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Alma Christine Brown is

Complainant  
and John William Brown is

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

Witness 22nd day of August, 1955

Bevie J. ...  
Register.

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

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



STATE OF ALABAMA )  
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John William Brown to appear within thirty days from the service of this writ in the Circuit Court, Equity Side, to be held for said County at the place of holding the same, then and there to answer the complaint of Alma Christine Brown.

WITNESS my hand this 8th day of June, 1955.

*Archie J. Reese*  
Register

Respondent's address is Route 1, Box 55, Adamsville, Alabama.

\* \* \* \* \*

ALMA CHRISTINE BROWN,	)	
Complainant,	)	IN THE CIRCUIT COURT OF
VS.	)	BALDWIN COUNTY, ALABAMA
JOHN WILLIAM BROWN,	)	IN EQUITY
Respondent.	)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Complainant, Alma Christine Brown, respectfully represents unto the court and your honor as follows:

1. Your Complainant is over the age of twenty-one years and is a 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 Complaint. That the Respondent, John William Brown, is over the age of twenty-one years and resides in Jefferson County, Alabama.

2. Your Complainant and the Respondent were lawfully married on or about, to-wit, April 22, 1948, at Bay Minette, Baldwin County, Alabama, and lived together as man and wife until the month of September, 1954.

3. There was born to this marriage the following children: Dollie Mae Brown, six years of age, Shirley Ann Brown,

five years of age, Diania Brown, three years of age and Alma Ruth Brown, two years of age. The said children are now in the care, custody and control of your Complainant and she alleges that she is a fit and proper person to have the care, custody and control of said minor children.

4. Your Complainant avers and charges that the said Respondent did during the month of September, 1954, and many times subsequent thereto commit 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 or health if she continues to live with him.

5. Your Complainant avers that it has become necessary for her to employ an attorney to represent her in this cause and that she is without funds to pay her said attorney for services rendered and to be rendered in this cause.

The premises considered, your Complainant makes the said John William Brown a party respondent to this Bill of Complaint and in order that your Complainant may have the relief prayed for herein, may it please the court to cause the States Writ of Subpoena to be issued, directed to the said John William Brown, commanding him to plead, answer or demur to this Bill of Complaint, within the time required by law; and that upon a final hearing of this cause, that your honor will make and enter a decree divorcing your Complainant from the said Respondent, awarding the care, custody and control of the said minor children to your Complainant, will fix a monthly sum to be paid to your Complainant by the Respondent for alimony and order that the Respondent pay said monthly sum, fix an amount to be paid to your Complainant's attorney for his services rendered in this cause and order that this sum be paid by the said Respondent and that your honor will grant such

other, further and different relief as may seem just and proper,  
the premises considered.



Solicitor for Complainant.

ALMA CHRISTINE BROWN,  
Complainant

VS.

JOHN WILLIAM BROWN,  
Respondent

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:  
§

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY,  
ALABAMA  
IN EQUITY

A G R E E M E N T

Comes the complainant and respondent in the above styled cause and desiring to enter into an agreement settling their financial affairs subject to the approval of this Honorable Court and subject to the granting of a decree in this cause. Said agreement may be incorporated in any final decree of divorce written herein:

1. The complainant, Alma Christine Brown, shall have the full care, custody and control of the minor children of the parties, namely; Dollie Mae Brown, age six (6); Shirley Ann Brown, age five (5); Diania Brown, age three (3); and Alma Ruth Brown, age two (2); and the respondent, John William Brown, shall have the right of visitation of said children at such times and places as may be reasonable.

2. The respondent agrees to pay to the complainant the sum of Sixty (\$60.00) Dollars per month for a period of one year, after which time the respondent agrees to pay to the complainant the sum of One Hundred (\$100.00) Dollars per month thereafter. It is mutually agreed between the parties that in the event that the respondent is earning more than Two Hundred Fifty (\$250.00) Dollars per month, net, the complainant shall be paid a proportionately larger amount and it is further agreed between the parties that in the event the respondent is earning less than Two Hundred Fifty (\$250.00) Dollars per month, net, the complainant shall receive a proportionately smaller amount. It is further agreed between the parties that in the event the respondent is involved in a strike, lock-out, layoff, or becomes sick or disabled and unable to work and draw his usual salary that the aforesaid payments shall be suspended during said period of time.

The respondent further agrees that he will make available to the complainant his federal and state income tax returns and all pay vouchers of his earnings for her inspection upon her demand thereof in writing. All agreements contained in this document shall date from the day a final decree is entered in this cause.

3. The respondent agrees to pay all the costs of this proceeding and to include a reasonable attorney's fee in the amount of Seventy-Five (\$75.00) Dollars to the complainant's solicitor of record for his services rendered herein.

This the 8<sup>th</sup> day of August, 1955.

WITNESSES:

*John R. O.*

*Mary R. Purdy*

*Alma Christine Brown*  
Alma Christine Brown, Complainant

*John William Brown*  
John William Brown, Respondent

ALMA CHRISTINE BROWN (GIBBS),

Complainant,

VS.

JOHN WILLIAM BROWN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3539

MOTION TO DISMISS

Now comes the complainant in the above styled cause by her solicitor and moves the court to dismiss the petition for contempt heretofore filed in said cause.

*[Handwritten Signature]*  
Solicitor for Complainant

ORDER

This cause having been submitted on the motion of the complainant to dismiss the said cause: It is, therefore, ORDERED, ADJUDGED AND DECREED that the said cause be and it hereby is dismissed.

ORDERED on this the 25<sup>th</sup> day of January, 1965.

*J. J. Maskeburn*  
Judge

FILED  
JAN 25 1965  
ALICE J. RICK, CLERK

ALMA CHRISTINE BROWN (GIBBS)

Complainant,

VS.

JOHN WILLIAM BROWN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3539

PETITION FOR RULE TO SHOW CAUSE

Your petitioner, Alma Christine Gibbs, formerly Alma Christine Brown, who is over the age of twenty-one years, respectfully shows unto the court and your honor as follows:

1. That on the 29th day of August, 1955, in the above styled cause, a final decree was rendered divorcing your petitioner from the respondent. In and by the terms of the said decree an agreement between complainant and respondent made and entered into on to-wit, August 8, 1955, was ratified in all respects and made a part of the said decree and all of its terms and conditions as if fully written in said final decree. In and by the terms of the said agreement, the respondent, John William Brown, agreed to pay to the complainant the sum of \$60.00 each month for a period of one year, after which time the respondent agreed to pay to the petitioner the sum of \$100.00 each month thereafter. The respondent further agreed to pay all costs of the proceeding and a reasonable attorney's fee in the amount of \$75.00 to James R. Owen, complainant's solicitor for his services rendered.

2. That the said respondent has wholly failed to make any payments under and by virtue of the said agreement as required, although having the sufficient means to comply with the said decree and has willfully and contemptuously refused to obey said decree and comply with the aforesaid agreement.

The premises considered, your petitioner prays that a rule be issued to the said John William Brown requiring him at a time and place to be therein stated, to appear before the court and show cause, if any he have, why he should not be punished as for as contempt. Petitioner further prays for such other and further relief as may be just and proper, the premises considered.

*Alma Christine Brown Gibbs*  
Petitioner

FILED

JAN 3 1956

W. L. DICKSON  
REGISTER

STATE OF ALABAMA )  
                          \*  
BALDWIN COUNTY    )

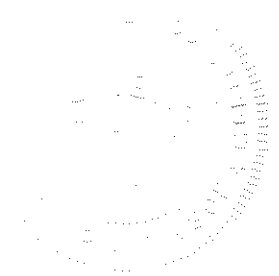
Before me, the undersigned authority, personally appeared Alma Christine Brown (Gibbs), who first being duly and legally sworn deposes and says: That she is the petitioner in the above styled cause; that she has knowledge of the facts stated in the above petition and that the same are true.

Alma Christine Brown Gibbs

Sworn to and subscribed before me  
on this the 5 day of January, 1965.

Rosa L. McManus

Notary Public, Mobile County, Alabama  
Com. expires Dec-19-1965



FILED  
JAN 5 1965  
BALDWIN COUNTY, ALABAMA



ALMA CHRISTINE BROWN (GIBBS)

Complainant,

VS.

JOHN WILLIAM BROWN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3539

RULE TO SHOW CAUSE

This day came Alma Christine Brown Gibbs and filed herein her verified petition praying that John William Brown be required to appear and show cause, if any he have, why he should not be punished as for a contempt in regard to the nature of things set out in the said verified petition and upon consideration of the said petition it is ORDERED, ADJUDGED AND DECREED by the court that the said John William Brown appear before the court at Bay Minette, Alabama, on the 26<sup>th</sup> day of January, 1965, at 10:00 o'clock A. M. in the courtroom of the Circuit Court of Baldwin County, Alabama, and show cause, if any he have, why he should not be punished as for a contempt.

Let a copy of the said petition and of this rule to show cause be forthwith personally served upon the said John William Brown by the Sheriff of Jefferson County, Alabama.

ORDERED, ADJUDGED AND DECREED on this the 6<sup>th</sup> day of January, 1965.

Jeffrey J. Madhoun  
Judge

The respondent's address is 928 Birmingham Street, Tarrant City, Alabama. He is employed at Pullman Station, Water Works Board of Birmingham.

FILED

ALICE J. DUCK

CLERK

JAN 8 1965

EXECUTED this the \_\_\_\_\_ day of \_\_\_\_\_ 196\_\_\_\_\_ by leaving a copy of the within with

*John William Brown*

MELVIN BAILEY, Sheriff  
Jefferson County, Alabama

By *Arnold Guy* D.S.

\_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_

\_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_\_

\_\_\_\_\_ copy of the within \_\_\_\_\_

\_\_\_\_\_ vice on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By \_\_\_\_\_ D.S.

Melvin Bailey, Sheriff of  
Jefferson County, Alabama,  
claims \$1.50 each for serving

\_\_\_\_\_ process(es) and \$1.00  
travel expense on each of

\_\_\_\_\_ process(es) or a total of

*\$250*  
*Arnold Guy* Deputy Sheriff.

*Baldwin Co.*  
*Circuit Ct. In Equity*

*3539*

*Anna Christine Brown (Gibbs)*

*VS*

*John William Brown*  
*928 B'ham St*  
*Tarrant City*

*works: Pullman Station*  
*Water Works Bldg B'ham*

*1. Petition*

JAN 7 4 05 PM '65

REC'D SHERIFF'S  
DEPT. SEPR. CO.

*Rule 20 Show Cause*