

(3726)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MABEL SKINNER HUTCHINS, Complainant

vs.

ELMER WILLIAM HUTCHINS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ 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 Mabel Skinner Hutchins is forever divorced from the said Elmer William Hutchins for and on account of Cruelty.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the Respondent shall pay to the Complainant, Mabel Skinner Hutchins, for maintenance and support for herself the sum of One Hundred Fifty (\$150.00) Dollars, per month.

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 payment of the cost of this suit.

It is further ordered that Elmer William Hutchins the Complainant pay the cost herein to be taxed, for which executed may issue.

This 20th day of February, 1956

Hubert M. Steel

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. 3726

Page

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

MABEL SKINNER HUTCHINS

Complainant

vs.

ELMER WILLIAM HUTCHINS

Respondent

DIVORCE DECREE

FILED
FEB 23 1956
ALICE J. DICK, Register

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: LOIS WILSON

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 Mabel Skinner Hutchins and Erma Lee Hutchins

a witnesses in behalf of Mabel Skinner Hutchins in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Mabel Skinner Hutchins

_____ , Complainant
and Elmer William Hutchins
_____ 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 _____ day of _____, 195_____

Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

MADEL SKINNER HUTCHINS

Complainant

VS.

ELMER WILLIAM HUTCHINS

Respondent

I, Lois Wilson

as Register and Commissioner

have called and caused to come before me Mabel Skinner Hutchins and Erma Lee Hutchins

witnesses named in the Requirement for Oral Examination, on the 4th day of February 1956, at the office of C. LeNoir 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 Mabel Skinner Hutchins and Erma Lee Hutchins doth depose and say as follows:

That my name is Mrs. Mabel Skinner Hutchins, I am the Complainant in this cause, my husband Elmer Williams Hutchins is the respondent in this cause. We are both over the age of 21 and have been residents in Baldwin County, Alabama more than one year next preceeding. We were married in Tarboro North Carolina October 19, 1926 and lived together as husband and wife until August 4, 1955. We have one son as fruits of our marriage who is now over the age of 21. We had been having difficulty some time prior to the separation on August 4, 1955 and my husband had abused and mistreated me endangering my life or health so that I have been under the constant care of a doctor in Baldwin County and I am still under his care. The treatment being required because of the way my husband mistreated me. I know that we can never live together again as husband and wife and respectfully ask this Honorable Court to grant a divorce and maintenance of \$150.00 a month because I am under a doctor's care made necessary by the treatment of my husband. There has been agreed between the parties to this cause a property settlement in which my husband's equity in our home which is in our joint name is conveyed to me.

Mabel S. Hutchins

That my name is Erma Lee Hutchins, I know both parties to this cause. They are both over the age of 21 and have been residents of Baldwin County, Alabama more than one year next preceeding. They were married in Tarboro North Carolina October 19, 1926 and lived together as husband and wife until the separation occurred in Baldwin County on August 4, 1955. Mrs. Hutchins Complainant in this cause has been under the care of a doctor in Baldwin County Alabama because of the abuse and mistreatment on the part of her husband and she is presently under the doctor's care. I believe that her cost of maintenance and medical expense will amount to not less than \$150.00 a month as she is unable to work and needs continued medical treatment. They have one son as fruits of their marriage and he is over 21 years of age. I do not believe they will ever live together again as husband and wife.

Erma Lee Hutchins

ORAL EXAMINATION.

I, Lois Wilson, as Register and Commissioner hereby certify that the foregoing deposition^s 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 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 4th day of February, 1956

Lois Wilson (L. S.)

NO. 3126 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

LABEL SKINNER HUDCHINS

vs. Complainant

EMER WILLIAM HUDCHINS

Respondent

Oral Deposition

Filed _____, 195

FILED
Register.

Recorded in
Nov 1 1956

Record

Vol. _____

Register

MABEL SKINNER HUTCHINS

vs.

ELMER WILLIAM HUTCHINS

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, _____
Testimony of Mabel Skinner Hutchins and Erma Lee Hutchins _____

and in behalf of Defendant upon Answer and Waiver. _____

Erma Lee Hutchins

W. J. ...
Register.

No. 3726.....

RECORDED

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

MABEL SKINNER HUTCHINS

vs.

ELMER WILLIAM HUTCHINS

NOTE OF TESTIMONY

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

FILED
FEB 20 1950
ALICE L. BULL

Register.

Printed by the Baldwin Times

MABEL SKINNER HUTCHINS

COMPLAINANT

VS

ELMER WILLIAM HUTCHINS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

CASE NO. _____

Now comes the Respondent and accepted 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 demands strict proof of the same.

The Respondent further agrees to pay the sum of One Hundred Fifty (\$150.00) Dollars per month as maintenance and support to the Complainant herein in addition to a property settlement made between the parties.

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.

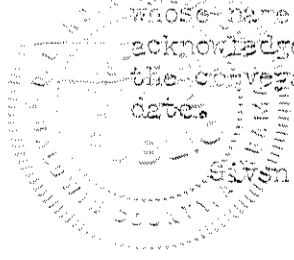
Elmer William Hutchins, Jr.

STATE OF ALABAMA
BALDWIN COUNTY

I, C. Perry Thompson, a Notary Public, in and for said County, in said State, hereby certify that Elmer William Hutchins, 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 4th day of January, 1956.

C. Perry Thompson
Notary Public, Baldwin County, Alabama.



STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summons ELMER WILLIAM HUTCHINS, 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 MABEL SKINNER HUTCHINS, as Complainant and against ELMER WILLIAM HUTCHINS as Respondent.

WITNESS my hand this the _____ day of February, 1956.

Register.

MABEL SKINNER HUTCHINS

COMPLAINANT

VS

ELMER WILLIAM HUTCHINS

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Your Complainant, Mabel Skinner Hutchins, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a bona fide resident of Alabama and has been more than one year next preceeding; The Respondent is over the age of 21 and a resident of Alabama and has been more than one year next preceeding.

2.

That your Complainant and the Respondent married in Tarboro, North Carolina on October 19, 1926, and lived together as husband and wife in Baldwin County, Alabama, until August 4, 1955.

3.

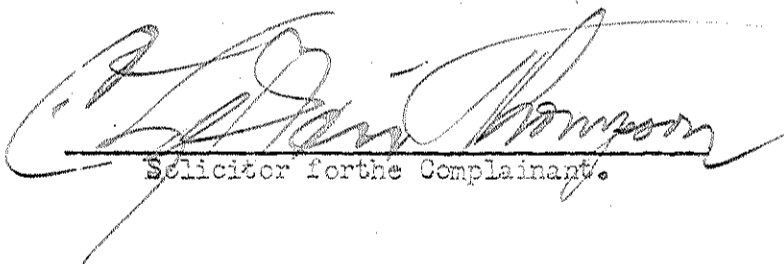
That on August 4, 1955, and on several occasions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

4.

There is one son as fruits of our marriage who is over the age of
21.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Elmer William Hutchins, 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 a hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; That your Honor will grant to the Complainant as maintenance and support for herself the sum of One Hundred Fifty (\$150.00) Dollars per month, inasmuch as your Complainant is in ill health and unable to work and has expended her years of good health and devoted her interest during that time to rearing the Respondent's child, fruits of this marriage; 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 the Complainant.

3726 RECORDED

Mabel Skinner Hutchins

vs

Elmer Williams Hutchins

3726

FILED
FEB 20 1956

ALICE J. DUCK, Register