

4619

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ROXIE S. TODD, Complainant

vs.

WILLIAM S. TODD, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso on X~~ Waiver and Answer 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 ROXIE S. TODD is forever divorced from the said WILLIAM S. TODD ~~for and on account of X~~

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant, ROXIE S. TODD, be, and she is hereby, awarded the care, custody and control of the minor children of this marriage, JANIE DIANE TODD and WILLIAM CARLTON TODD, with rights of reasonable visitation in the respondent, WILLIAM S. TODD.

It is futher 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 futher ordered that ROXIE S. TODD the complainant pay the cost herein to be taxed, for which executed may issue.

This 10 day of June, 1959

[Signature] 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.

112

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

JUN 10 1959

ALICE J. DUCK, CLERK
REGISTER

ROXIE S. TODD,

Complainant,

VS.

WILLIAM S. TODD,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. _____

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

Your complainant, ROXIE S. TODD, respectfully represents and shows unto your Honor as follows:

1. That your complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama; that the respondent, WILLIAM S. TODD, is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama;

2. That your complainant and the respondent were lawfully married at Hartwell, Georgia, on, to-wit: the 5th day of July, 1950;

3. That the respondent has made numerous threats of doing her physical harm and, from his manner and conduct toward her, she is reasonably convinced that, should she continue to live with him as his wife, he will commit an actual violence on her person which would necessarily endanger her life or health; that, because of respondent's treatment of her, she has been forced to leave him several times in the past, and, on his promises to do better, has returned to him, but she is finally convinced that it would not be safe for her to return to him; that, because of his treatment of her, she was forced to leave him, on, to-wit: the 10th day of April, 1959, and has not, since that time, returned to live with him as his wife;

4. That there was born to this marriage two children: JANIE DIANE TODD, age seven years, and WILLIAM CARLTON TODD, age two years; that your complainant is a fit and proper person to have the care, custody and control of said children, and that it would be to their interest to be placed in her custody;

THE PREMISES CONSIDERED, your complainant makes the said WILLIAM S. TODD a party respondent to this bill of complaint, and in order that she may have the relief hereinafter prayed for, may it please your Honor to cause the State's Writ of Subpoena to be is-

sued, directed to the said WILLIAM S. TODD, commanding him to plead, answer or demur to this bill of complaint within the time prescribed by law;

Your complainant further prays that, on a final hearing of this cause, your Honor will make and enter a decree forever divorcing your complainant from the said respondent, and giving to her the care, custody and control of the children, JANIE DIANE TODD AND WILLIAM CARLTON TODD, with rights of reasonable visitation in the respondent WILLIAM S. TODD; and your complainant prays for such other, further, different or general relief as in equity and good conscience she may be entitled to receive; and, as in duty bound, she will ever pray, etc.

FILED

June
19 1950

ALICE J. DUCK, CLERK
REGISTER

Julius H. Madeline
SOLICITOR FOR COMPLAINANT

ROXIE S. TODD,
Complainant,
VS.
WILLIAM S. TODD,
Respondent,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. _____

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 each and every allegation contained in paragraph 3 of said bill of complaint and demands strict proof thereof.
4. He admits the allegations contained in paragraph 4 of said bill of complaint.

witness:

Jefair J. Maddame

William S. Todd
Respondent

FILED

June
10-1959

ALICE J. DUCK, CLERK
REGISTER.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. _____

ROXIE S. TODD,
Complainant,

VS.

WILLIAM S. TODD,
Respondent.

WAIVER AND ANSWER

FILED

MAY 10 1959

Juni
ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Roxie S. Todd,
COMPLAINANT

vs.

William S. Todd,
RESPONDENT

I, ALICE COX

as ~~Register and~~ Commissioner

have called and caused to come before me ROXIE S. TODD

witness named in the requirement for Oral Examination, on the 25th day of May
19 59 , at the office of Telfair J. Mashburn, Esq.

in Bay Minette , Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said ROXIE S. TODD

doth depose and say as follows: "My name is
ROXIE S. TODD. I am the complainant in this cause and I am over the
age of twenty-one years. I am a bona fide resident citizen of Bald-
win County, Alabama, residing at Bay Minette, Alabama, where I have
resided for more than the last pasttwo years. The respondent, WILLIAM
S. TODD, is over the age of twenty-one years and is a resident of
Bay Minette, Baldwin County, Alabama. The respondent and I were
married at Hartwell, Georgia, on the 5th day of July, 1950. We have
lived in Baldwin County for the last past years. About two or
three years ago, my husband began to mistreat, threaten and abuse
me. On several occasions, his treatment of me became so violent as
to give me reasonable cause to believe that, if I continued to live
with him as his wife, he would commit actual physical violence on my
person which would necessarily endanger my life or health, and
because of that fear I left him, but because of the children I would
go back to him. Finally, his abuse became worse and on or about the
10th day of April, I became convinced that it would be dangerous to
my life or health if I continued to live with him as his wife, and
I left him at that time and have not since that time returned to
live with him as his wife. We have two children, JANIE DIANE TODD,
age seven years, and WILLIAM CARLTON TODD, age two years. I feel
that I am the proper person to have the care, custody and control
of these children. We have arranged between ourselves for the support
of the children and for a division of our property." Further deponent
says not.

Roxie S. Todd

ORAL EXAMINATION

I, ALICE COX as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me 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, Esq. 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 25th day of May , 19 59 .

Alice Cox (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ROXIE S. TODD,

COMPLAINANT

vs.

WILLIAM S. TODD,

RESPONDENT

ORAL DEPOSITION

Filed **FILED**, 19

ALICE J. DICK
REGISTER
RECORDED IN

, Register.

Record

Vol.

Page

, Register.

The State of Alabama, }
Baldwin County

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

ROXIE S. TODD,

Complainant

VS.

WILLIAM S. TODD,

Defendant

In Equity.

The Complainant

requests the oral examination of the following named witnesses, on behalf of the

complainant - viz:

ROXIE S. TODD

said witnesses reside in the County of Baldwin

State of Alabama.

ALICE COX who resides at

or, The Register of this Court is suggested as a suitable person to be appointed Commissioner to take the deposition of said witness on such oral examination.

FILED

July 10 1933

ALICE I. DUCK, CLERK REGISTER

J. J. Madeline

Solicitor for COMPLAINANT

CIRCUIT COURT OF
Baldwin County, Alabama

IN EQUITY

ROXIE S. TODD,

Complainant

vs.

WILLIAM S. TODD,

Defendant

DEMAND FOR ORAL EXAMINATION

Filed _____ 19__

Register.

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: ALICE COX

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 ROXIE S. TODD

as witnesses in behalf of ROXIE S. TODD in a cause pending in our Circuit Court in Baldwin County, of said State, wherein ROXIE S. TODD

IS THE, Complainant
and WILLIAM S. TODD

is the Respondent

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

Witness 27th day of May, 1949

Miss J. Duke
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

**THE STATE OF ALABAMA
Baldwin County**

CIRCUIT COURT

ROXIE S. TODD,

Complainant

VS.

WILLIAM S. TODD,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

FILED

Jesse
MAY 10 1959

**ALICE J. DUCK, CLERK
REGISTER**

[Faint, mostly illegible text, likely bleed-through from the reverse side of the page]

ROXIE S. TODD,

vs.

WILLIAM S. TODD,

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,
Waiver and Answer, and testimony of the Complainant, ROXIE S. TODD

and in behalf of Defendant upon Waiver and Answer

J. Fair J. Maddison

W. J. Clark

Register.

No. -----

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

ROXIE S. TODD,

VS.

WILLIAM S. TODD,

Note of Testimony

Filed in Open Court this -----

FILED

day of -----, 19-----

June 10 1959

Alice J. Duck
ALICE J. DUCK, CLERK Register.

MOORE PRINTING CO., BAY MINETTE, ALA.

4619