

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

Fred Stoll Complainant.

VS.

Myrtle Stoll Respondent.

I, T.W. Richerson,

as Register and Commissioner

have called and caused to come before me Fred Stoll, I.T. Rhodes and W.D. Stapleton,

witness named in the Requirement for Oral Examination, on the 14th day of September, 1926, at the office of Register,

in Bay Minette, Alabama, and having first sworn said witness to speak the truth, the whole truth, and nothing but the truth, the said witnesses

doth depose and say as follows:

My name is Fred Stoll. I am the husband of Myrtle Stoll. We were married in the year 1916 and lived together as man and wife until the month of May 1925 at which time the said Myrtle Stoll committed the act of adultery with Dock Purvent. I did not connive or condone the said act of adultery. I am over twenty-one years of age and have lived in Baldwin County, Alabama for a period of more than three years next before the filing of this bill for divorce. Myrtle Stoll is over twenty-one years of age and resides at Cantonment, Florida. Myrtle Stoll came out of the bed room of my house with Dock Purvent following her--they were in the bed room together and this was after I had ordered Dock Purvent to stay away from my place or home--we lived at Summerdale, Alabama and the said act of adultery was committed in Summerdale, Baldwin County, Alabama.

Myrtle Stoll also committed adultery with Floyd Hatfield--she met Floyd Hatfield one night about nine o'clock near my home and they were together, lying on the ground and got up and came to the house--this was in the spring of 1925 and short time before we separated. Myrtle Stoll was also on Satsuma beach one night with Floyd Hatfield and did not return until about five o'clock the next morning and told me that she committed the act of adultery with Hatfield and received five dollars in payment--they were together all night on Satsuma beach in Baldwin County, Alabama,

Myrtle Stoll also committed adultery with Reuben Ard about the month of May 1925. Mr. I. T. Rhodes and Judge Stapleton were with me when we reached the house and Reuben Ard came out of the house where my wife Myrtle Stoll was alone and another man came out of the barn with her daughter. Myrtle Stoll has numerous man callers against my wishes and without my consent although I have requested her not to do so. She has the reputation of being an extremely lewd woman. A number of the best citizens of Summerdale, Alabama caused Myrtle Stoll to leave Summerdale on account of her having sexual intercourse with so many men.

I deny that I have at any time ever mistreated Myrtle Stoll, nor have I ever cursed or abused her in any way nor threatened to do her bodily harm. I have never threatened her life. I never drew a razor on Myrtle

Stoll. I did not threaten to murder her unless she left but her leaving was done on account of the citizens of Summerdale and this was done after having her up in court of Mr. Bruce Etheridge, Justice of Peace on account of her lewd conduct and she was given a chance to either leave or be prosecuted for adultery. It is generally known in Summerdale that Myrtle Stoll is a common prostitute and that she is training her children to follow in footsteps. Miss Lula Dunn of the Child welfare department stated to me that Myrtle Stoll was not living a proper life and causing her children to come up in the same way and requested that I take steps to prevent this and offered her assistance in obtaining the children in order that they might be taken away from Myrtle Stoll and not brought up under such conditions.

In the year 1921 during the month of April I had a settlement with Myrtle Stoll, my wife, and paid her Three Hundred Dollars in full settlement of alimony and attorneys fee for representing her in any manner whatever. I attach a copy of this agreement and mark same as exhibit "A".

Fred J. Stoll

Sworn and subscribed to before me this 14th day of September, 1926.

T. W. Beaman

Register Circuit Court, Baldwin
County, Alabama.

Testimony of L. T. Rhodes:

My name is L. T. Rhodes--I am over twenty-one years of age. I know Fred Stoll and was with Judge W. D. Stapleton and Fred Stoll about the month of May, 1925 at the time we saw Reuben Ard come out of the house of Fred Stoll and saw the wife, Myrtle Stoll, come out of the house also. They had been in the house and both came out. I did not see any other person in the house. No body else came out of the house and I did not see any other person about the premises except I saw another man whom I did not know come out of the barn with a young woman whom Fred Stoll said was her daughter. They were not working about the place but simply came out of the house and the young woman and man came out of the barn. This was in Baldwin County, Ala

L. T. Rhodes

Sworn and subscribed to before me this 14th day of September, 1926.

T. W. Beaman

Register Circuit Court, Baldwin
County, Alabama.

W. D. Stapleton,

Witness for complainant who being duly sworn

testified as follows:- My name is W. D. Stapleton, I am over the age of 21 years, I know Fred Stoll, and was with Mr. L. T. Rhodes and Fred Stoll about the month of May 1925, at the time we saw Reuben Ard come out of the house of Fred Stoll, and saw the wife Myrtle Stoll come out of the house also.

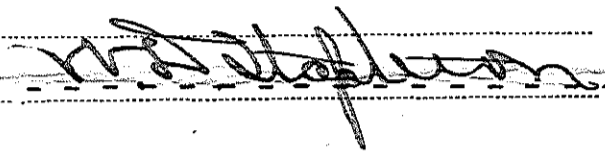
They had been in the house and both came out. I did not see any other person in the house. No one else came out of the house and I

~~did not see any other person in the house. He also came out~~

of the house and I did not see any other person about the premises
except I saw another man I did not know come out of the barn with a
young woman, whom Fred Stoll said was Myrtle Stoll's daughter.

They were not working about the place but simply came out of the
house and the young woman and man came out of the barn.

This was in Baldwin County, Alabama.



Subscribed and sworn to before

me this 19th day of Sept 1926.

D. W. [unclear] Register.

ORAL EXAMINATION.

I, T.W. Richerson, 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^{es} and read over to them and they signed the same in the presense of myself and H.D. Moorer, at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness^{es} or had proof made before me of the identity of said witness^{es}; 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 14th day of September, 1926.

T.W. Richerson (L. S.)

NO. 521. PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Fred J. Stoll

vs. Complainant

Myrtle Stoll

Respondent.

Oral Deposition

Filed Sept 14th, 1926.

T.W. Richerson Register.
Recorded in

Record

Page

Vol. Register

STATE OF ALABAMA,
BALDWIN COUNTY.

IN THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA, ----- IN EQUITY.

Your Orator, Fred Stoll, respectfully represents unto Your Honor as follows:-

FIRST:-

That he is a bona fide resident citizen of Baldwin County, Alabama, residing at Seminole, Alabama, that he is over the age of twenty one years and has resided in Baldwin County, for more than three years immediately preceeding the filing of this bill.

SECOND:-

That Myrtle Stoll is a resident of the State of Florida and resides in Cantonment, in said State; that she is over the age of twenty one years.

THIRD:-

That Your Orator and the said Myrtle Stoll were lawfully married in the year 1916 and lived together as husband and wife, until to-wit:- the latter part of May, 1925, at which time the said Myrtle Stoll committed the act of adultery with one Dock Burvent; *Robert Aird & Felicity Hatfield* that Your Orator did not connive or condone the said offense; said act was committed in Baldwin County, Alabama.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED Your Orator respectfully prays that the said Myrtle Stoll, be made party respondent to this bill of complaint by the usual process of this Honorable Court; that such orders, decrees and publications be made as necessary to perfect service on the said Myrtle Stoll and that she be required to demur, plead to or answer the same within the time and under the penalties as provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause Your Honor will grant unto Your Orator an absolute divorce from the said Myrtle Stoll.

That if Your Orator is mistaken in the relief prayed for then Your Honor will grant unto him such other, further, different and general relief as he may in justice and equity be entitled, he will ever pray, etc.,

HAMILTON & MOORER,
Attorneys for Complainant.

FOOTNOTE:-

Defendant is required to answer every allegation in the foregoing bill, paragraph one to three inclusive, but not under oath, answer under oath is hereby expressly waived.

HAMILTON & MOORER,
Attorneys for Complainant.

The State of Alabama, }
Baldwin County.

No. 520

CIRCUIT COURT, IN EQUITY

Fred Stoll

Complainant

vs.

Myrtle Stoll

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

on account of committing adultery

It is further ordered, that the said Fred Stoll

be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said ~~Myrtle Stoll~~ Myrtle Stoll

pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then

execution for such costs may issue against the said ~~Myrtle Stoll~~ Fred Stoll

It is further ordered, adjudged and decreed that said Fred Stoll

shall not again marry except to said Myrtle Stoll

until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to

said Myrtle Stoll during the pendency of said appeal

This 14th day of February, 1921.

John D. Leigh
Judge of the Circuit Court of Baldwin County.

THE STATE OF ALABAMA, }
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

I, _____ Register of said Circuit Court of said County,

Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on

the _____ day of _____, 1921, in the cause of

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____, 1921.

Register.

M

No. 520

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.
BALDWIN COUNTY, ALA.

Fred Stoll

vs.

Myrtle Stoll.

DECREE OF DIVORCE.

Filed in office this 14th
day of February, 1927
D. W. McInnis
Register.

E. O. M.

It is hereby ordered, that the wife, Myrtle Stoll, do stand separated from the husband, Fred Stoll, from and after the date hereof, until such order be made by the Court, as to the custody of the children of the marriage, and the support of the same, and the division of the property of the parties, and the costs of this proceeding, and the wife do stand separated from the husband, Fred Stoll, from and after the date hereof, until such order be made by the Court, as to the custody of the children of the marriage, and the support of the same, and the division of the property of the parties, and the costs of this proceeding, and the wife do stand separated from the husband, Fred Stoll, from and after the date hereof, until such order be made by the Court, as to the custody of the children of the marriage, and the support of the same, and the division of the property of the parties, and the costs of this proceeding.

Witness my hand and the seal of this Court, this 14th day of February, 1927.

Judge of the Circuit Court of Baldwin County.

WITNESSES:
JAMES STATE OF ALABAMA

CERESIA GUYER, CLERK

I, the undersigned, Clerk of the Circuit Court of Baldwin County, Alabama, do hereby certify that the above is a true and correct copy of the decree rendered in this cause on the 14th day of February, 1927, in the case of Fred Stoll vs. Myrtle Stoll.

Clerk of the Court

Deputy Clerk

Witness my hand and the seal of this Court, this 14th day of February, 1927.

STATE OF ALABAMA,
BALDWIN COUNTY.

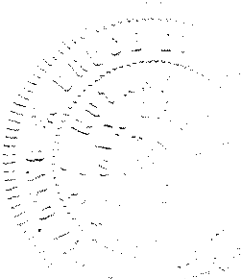
Before me, Bruce Estess a Notary Public
personally appears Fred J. Stoll
in and for said County in said State, who being by me first duly and legally
sworn doth depose and say:-

That he is the husband of Myrtle Stoll and knows of
his own knowledge that she is a non-resident of the State of Alabama, and that
her place of residence is Cantonment, Florida and that she is over the age of
twenty one years.

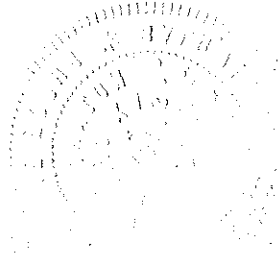
Fred J. Stoll

Sworn to and subscribed before
me this 11 day of August, 1925.

Bruce Estess
Notary Public, Baldwin Co., Ala.,



Myrtle Stoll
11/18/25



Filed Aug 13/1921 -
D. Williams
Register

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The State of Alabama }
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Myrtle Stoll,

of Cantonment Fla., ~~County~~ ^{&&&&&} to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Fred J. Stoll,

against said

Myrtle Stoll,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 13th day of August,

1925.

T. W. Richerson
Register.

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this

day of 192

Sheriff.

Executed this day of

192

by leaving a copy of the within summons with

Defendant.

Sheriff.

By

Deputy Sheriff.

Aug 13th 1925

Copy of Book

Copy of Deed

sent by Reg. Secy's

to Dept of Commerce
S.A.

J. M. Robinson
Register

Serve on

Circuit Court of Baldwin County
In Equity

No.

SUMMONS

Fred J. Stoll

vs.

Myrtle Stoll

Solicitor for Complainant.

Hamilton & Moorers.

Recorded in Vol. Page

STATE OF ALABAMA,
BALDWIN COUNTY.

IN THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA, - - - - - IN EQUITY.

Your Orator, Fred Stoll, respectfully represents unto Your Honor as follows:-

FIRST:-

That he is a bona fide resident citizen of Baldwin County, Alabama, residing at Seminole, Alabama, that he is over the age of twenty one years and has resided in Baldwin County, for more than three years immediately preceeding the filing of this bill.

SECOND:-

That Myrtle Stoll is a resident of the State of Florida and resides in Cantonment, in said State; that she is over the age of twenty one years.

THIRD:-

That Your Orator and the said Myrtle Stoll were lawfully married in the year 1916 and lived together as husband and wife, until to-wit:- the latter part of May, 1925, at which time the said Myrtle Stoll committed the act of adultery with one Dock Burvent; that Your Orator did not connive or condone the said offense; said act was committed in Baldwin County, Alabama.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED Your Orator respectfully prays that the said Myrtle Stoll be made party respondent to this bill of complaint by the usual process of this Honorable Court; that such orders, decrees and publications be made as necessary to perfect service on the said Myrtle Stoll and that she be required to demur, plead to or answer the same within the time and under the penalties as provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause Your Honor will grant unto Your Orator an absolute divorce from the said Myrtle Stoll.

That if Your Orator is mistaken in the relief prayed for then Your Honor will grant unto him such other, further, different and general relief as he may in justice and equity be entitled, he will ever pray, etc.,

HAMILTON & MOORER,
Attorneys for Complainant.

FOOTNOTE:-

Defendant is required to answer every allegation in the foregoing bill, paragraph one to three inclusive, but not under oath, answer under oath is hereby expressly waived.

HAMILTON & MOORER,
Attorneys for Complainant.

Fred J. Toll

No 521 vs. Myrtle Toll

CIRCUIT COURT OF

Greene COUNTY.
IN EQUITY.

I, *T. M. Riceman*, Register of said Court, do hereby certify that I

did, on the *13* day of *Aug* 192*4*, send to

Myrtle Toll Defendant.

whose address was *Charo La.*

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill

of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the *20* day of *Aug* 192*4*.

Witness my hand, this *21* day of *Aug* 192*4*.

T. M. Riceman
Register.

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No. 521

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

David J. Stoll

vs.

Myrtle Stoll

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this

21st

day of

Aug

1926

D. W. Whelan

Register.

RECORDED

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 521.

Term, 192

Fred Stoll

Complainant

vs.

Myrtle Stoll.

Defendant

To T.W. Richerson, Register:

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Hon. H. D. Moorner,

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

H. D. Moorner

Solicitor for Complainant.

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Fred Stoll

vs.

Myrtle Stoll.

REQUEST FOR DECREE IN
VACATION

Sept . 14th

192 6

FILED

T. W. Beckwith

Register

RECORDED

RECORDED IN RECORD

VOL. PAGE.....

Register

8581 NOTE OF TESTIMONY

Fred Stoll

vs.

Myrtle Stoll.

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,
Testimony of Fred Stoll, L.T. Rhodes and W.D. Stapleton,
and Exhibit A.

and in behalf of Defendant upon



Register.

4
No. 521.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Fred Stoll

vs

Myrtle Stoll.

RECORDED

NOTE OF TESTIMONY

Filed in Open Court this 14th
day of Sept 1926

D. W. Peterson
Register

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

FRED J. STOLL,
Complainant,

-vs-

BILL FOR DIVORCE.

MYRTLE STOLL,
Defendant.

ANSWER.

The answer of Myrtle Stoll, defendant, to the bill of complaint of Fred J. Stoll, complainant, or to so much thereof as this defendant is advised it is material or necessary for her to make answer unto, answering says:

1. Defendant admits the allegations as contained in the first and second paragraphs of complainant's bill.
2. Defendant admits that she was regularly and legally married to the complainant as alleged, and lived with the complainant until the 22~~6~~ day of July, 1925, but denies that it was the latter part of May, 1925, when she separated from the complainant as alleged in his bill of complaint in the third paragraph.
3. This defendant specifically denies the allegation of complainant's bill as contained in the third paragraph, that at the time, the latter part of May, 1925, or at any other time before that time, or since that time, that she committed the act of adultery with one Dock ^{Purcut} ~~Purcut~~, or with any other person as in said bill alleged, and the complainant well knows that the statement he has made in his bill of complaint against this defendant that she committed an act of adultery is utterly false and untrue and is a deliberate and unqualified falsehood and slander without any justification or excuse on his part, except the wilful meanness of the complainant and his desire to blast and destroy her good name and character.
4. And this defendant further answering complainant's bill

of complaint, says that the reason she left the complainant is because of his cruel treatment of her and his abuse and cursings of her on that, and many other occasions prior to that time when he has cursed and abused her and threatened to do her bodily harm, and on the 22d day of July, 1925, the day she left him and on many other occasions before that time he had threatened her life, and because of his refusal to support defendant and a daughter of defendant by a former marriage; that on the 22d day of July, 1925 complainant drew a razor on defendant and threatened her life if she did not leave and being fearful of her life, and knowing complainants violent and ungovernable temper and knowing that he would carry into execution his threat to murder her if she did not leave, she took her daughter and fled from their home in Baldwin County, Alabama, and came to where her relatives were in Escambia County, Fla.

5. Defendant further showeth unto Your Honor in answer to complainant's bill of complaint, that she is poor and without means whatever of support and without money with which to prosecute her defense to this suit; that complainant is the owner of a farm of eighty acres and a homestead in Baldwin County, Ala., about four miles from Seminole, Ala; that complainant is also the owner of a 30 acre tract of land and homestead thereon in Escambia County, Fla.; that he has his homestead in Baldwin County, Ala., well stocked with chickens, cows, horses, mules, etc., having a large flock of chickens, twenty-two head of hogs, ten head of cattle, four cows that are milking, one horse and one mule, together with farm implements, wagon, etc., and defendant further says that on the place he is renting he has a farm in cultivation and a crop of sweet potatoes of about eleven acres that he expects to get at least 100 bushels per acre from; seven or eight acres of corn, hay and velvet beans and other farm products out of which he should receive large returns and that he is now harvesting and selling

the sweet potatoes and getting large returns; that complainant is well able to support defendant and the three infant children of complainant and defendant, to-wit: Ethel Stoll, seven years of age; Myrtle Lee Stoll, five years of age and Bertha Stoll, three years old, which children are now with defendant and she is without means to support them, except as she is helped by her relatives in Escambia County, Florida.

She therefore prays that this court will allow her temporary alimony for the support of herself and the said children of complainant and defendant during the pendency of this suit, together with a reasonable sum for solicitor's fee to employ and pay her solicitor in the prosecution and defense of this suit, and also a sum for her court costs in this proceeding.

And defendant having fully answered complainant's bill of complaint, prays that the bill of complaint herein filed may be dismissed and that she may have judgment for her costs against the complainant in this behalf most wrongfully sustained.

Myrtle Stoll
Defendant.

R. P. Reed
Solicitor for Defendant.

STATE OF FLORIDA,
ESCAMBIA COUNTY.

Before the undersigned authority this day personally
came and appeared Myrtle Stoll, defendant in the above entitled
cause, who being by me first duly sworn says that the foregoing
answer is true.

Myrtle Stoll

Sworn to and subscribed before me
this 3d day of September, A. D. 1925.

Anna E. Fisher

Notary Public.



COPY

Exhibit "A"

STATE OF ALABAMA,

BALDWIN COUNTY.

This agreement made and entered into this 1st., day of April, 1921, by and between Frederick Stoll, hereinafter referred to as the party of the first part and Myrtle Stoll, his wife, hereinafter referred to as party of the second part, WITNESSETH:

That for and in consideration of the sum of Three Hundred Dollars, in hand paid by the party of the first part to the party of the second part, the receipt of the same is hereby acknowledged, the said party of the second part does hereby release the said party of the first part from the payment of alimony, temporary or permanent or from the payment of attorneys fees in representing her in any manner whatsoever. This being and intended as a full settlement and division of the property as man and wife and that each party hereto forever releases the other from all liability of whatever kind or nature.

Dated at Bay Minette, Alabama, this the 1st., day of April, 1921.

FRED STOLL,

WITNESS:- Henry D. Moorer.

Myrtle Stoll.

Recd. original for use in passing on title for I. A. Dye, 9/26/25

N. C. Stone.