

3836

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ALBERT B. THOMPSON, Complainant

vs.

MABLE H. THOMPSON, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree~~ ~~Confession~~ Respondent's answer & 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

ALBERT B. THOMPSON is forever divorced from the said MABLE H. THOMPSON

UPON CONSIDERATION OF THE WRITTEN AGREEMENT ENTERED INTO BETWEEN THE COMPLAINANT AND THE RESPONDENT TOUCHING THE CARE, CONTROL, CUSTODY, SUPPORT AND MAINTENANCE OF THE MINOR CHILD OF THE MARRIAGE, WANDA LOUISE THOMPSON, IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT AS FOLLOWS:

1. THAT THE SAID WRITTEN AGREEMENT IS HEREBY RATIFIED AND APPROVED AND THE CARE, CONTROL, CUSTODY, SUPPORT AND MAINTENANCE OF THE SAID MINOR CHILD OF THE MARRIAGE, NAMELY WANDA LOUISE THOMPSON, IS AWARDED TO THE FATHER, THE COMPLAINANT.

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 ALBERT B. THOMPSON the COMPLAINANT pay the cost herein to be taxed, for which executed may issue.

This 2nd day of AUGUST 1956

Hubert M. Hall Judge Circuit Court, In Equity.

I, ALICE J. DUCK, 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 2nd day of AUGUST, 1956.

Register of Circuit Court, In Equity.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

ALBERT R. THOMPSON
Complainant

vs.

MABLE H. THOMPSON

Respondent

DIVORCE DECREE

FILED
AUG 2 1956
ALICE J. DUCK, Register

ALBERT B. THOMPSON

vs.

MABLE H. THOMPSON

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, _____
RESPONDENT'S ANSWER AND WAIVER, COMMISSION TO TAKE TESTIMONY,
ORAL DEPOSITIONS OF COMPLAINANT'S WITNESSES INCLUDING EXHIBIT
"A" AGREEMENT BETWEEN THE PARTIES

and in behalf of Defendant upon _____

Arthur C. Johnson
SOLICITOR FOR COMPLAINANT

Alice J. ...
Register.

RECEIVED

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

ALBERT B. THOMPSON

vs.

MABLE H. THOMPSON

NOTE OF TESTIMONY

Filed in Open Court this
day of **FILED**, 194

AUG 2 1956

MICHAEL L. HUGHES, Clerk

Register.

Printed by the Baldwin Times

ALBERT B. THOMPSON vs. MABLE H. THOMPSON

ALBERT B. THOMPSON)	
COMPLAINANT)	IN THE CIRCUIT COURT OF
)	
VS.)	BALDWIN COUNTY, ALABAMA
)	
MABLE W. THOMPSON)	IN EQUITY
RESPONDENT)	

Comes the respondent in the above-styled cause and accepts service of a Bill of Complaint heretofore filed in this cause; waives notice of the filing of interrogatories in this 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 complaint heretofore filed in this cause the respondent says:

1. She admits the allegations in paragraph one of the bill of complaint.
2. She admits the allegations of paragraph two of the bill of complaint.
3. She denies each and every material allegation contained in paragraph three of the said bill of complaint and requires strict proof thereof.
4. The respondent for answer to paragraph four avers that said agreement is a just and fair agreement and prays the Court that should the Court grant the complainant a divorce, that said agreement be incorporated into the decree and made a part thereof.

Mable H. Thompson
RESPONDENT

Justice Darden
WITNESS

Virginia Williams
WITNESS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ALBERT B. THOMPSON
COMPLAINANT
VS.

MABLE H. THOMPSON
RESPONDENT

ANSWER AND WAIVER

FILED

AUG 2 1956

AUGUST 1 1956, Registered

ARTHUR. C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

Exhibit A

STATE OF ALABAMA

BALDWIN COUNTY

THIS AGREEMENT made and entered into this the Third day of July, 1956, by and between Albert R. Thompson, hereinafter referred to as the party of the first part, and Mable H. Thompson, hereinafter referred to as the party of the second part.

WITNESSETH

WHEREAS, the parties hereto have been husband and wife since September, 1950, and as a result of such union have one minor child, Wanda Louise Thompson; and,

WHEREAS, the parties have been separated and living apart for over a year and have definitely concluded that it is impractical for them to live together as man and wife; and,

WHEREAS, the party of the first part is contemplating bringing an action for a divorce and it is the desire to settle the matter of the care, control, support and maintenance of the said minor child of the marriage without litigation.

NOW, THEREFORE, in consideration thereof, and of the mutual agreement hereinafter made, they have mutually agreed to the following terms and conditions.

1. That the care, control and custody of the said minor child be in the father, the party of the first part, with rights of visitation at reasonable times and places in the mother, the party of the second part.

2. That in the event the party of the first part insists on his express determination to file a suit for divorce, against the party of the second part, it shall be thoroughly understood that the party of the second part denies and expects to continue to deny that the party of the first part is in any way entitled to a divorce, and in the event that the Court, upon hearing should then decide that the party of the first part is entitled to a divorce, then it is agreed and understood that this agreement and all of its terms shall be submitted to the Court for its approval and shall not be executed until and unless the Court does approve the same.

This agreement has been made and executed by the parties hereto in good faith on the day and date hereinabove set forth, with full understanding of all of its provisions, and with the mutual promise on the part of each to comply therewith faithfully and completely.

Justin Darden
WITNESS

Virginia Richards
WITNESS

Albert R. Thompson
PARTY OF THE FIRST PART

Mable H. Thompson
PARTY OF THE SECOND PART

EXHIBIT "A"

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ALBERT B. THOMPSON

VS.

MABLE H. THOMPSON

AGREEMENT

FILED

AUG 2 1956

ALICE J. BUCK, CLERK

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

ALBERT B. THOMPSON)	
COMPLAINANT)	IN THE CIRCUIT COURT OF
-VS-)	BALDWIN COUNTY, ALABAMA
MABLE H. THOMPSON)	IN EQUITY
RESPONDENT)	

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

Your complainant Albert B. Thompson respectfully represents and shows unto your Honor:

1. That complainant is over the age of twenty-one years and is a resident of said State and County, and has been a bona fide resident of said State for more than one year next preceding the filing of this bill of complaint; that Mable H. Thompson is over the age of twenty-one years and resides in Baldwin County, Alabama.

2. That your complainant and respondent were lawfully married on or about, to-wit: September 10, 1950 in Lucedale, Mississippi, and that your complainant and respondent have one minor child Wanda Louise Thompson born to them during a previous marriage to each other.

3. Complainant further avers that said respondent voluntarily abandoned the bed and board of complainant for more than one year next preceding the filing of this bill of complaint, since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

4. That complainant and respondent have entered into an agreement with reference to the custody, control, support and maintenance of the said minor child, a copy of which is hereto attached as Exhibit A and made a part thereof; and by the terms of which agreement the complainant shall have the care, control and custody of the said minor child.

Complainant avers that this is a reasonable, just and proper agreement and prays the Court that in the event a decree of divorce is given in this cause that the Court will decree that the parties keep and abide by the terms of said agreement.

The premises considered; your complainant makes the said Mable H. Thompson 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 Mable H. Thompson, commanding her 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, that your Honor will enter a decree divorcing your complainant from said respondent; and that your Honor will grant such other, further and different relief as unto your Honor may seem just and proper, and your complainant will ever pray.


Solicitor for Complainant

3836

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

ALBERT B. THOMPSON
COMPLAINANT
VS.

MABLE H. THOMPSON
RESPONDENT

BILL OF COMPLAINT

FILED

AUG 2 1956

ALICE J. DUCK, Register

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALA.

ALBERT B. THOMPSON
Complainant
vs.
MABLE H. THOMPSON
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: Albert B. Thompson
and Asberry L. McGehee

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

Arthur C. Epperson
Solicitor for Complainant

NOTE:

Complainant suggests the name of Virginia Hillhouse
as a suitable and competent person to act as commissioner upon the examination of said witnesses.

Arthur C. Epperson
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION

ALBERT B. THOMPSON

Complainant

vs.

MABLE H. THOMPSON

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this **FILED** day of -----

AUG 2 1956

194-----

ALICE J. DUCK, Register

Register

Moore Printing Co.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

ALBERT B. THOMPSON

Complainant

VS.

MABLE H. THOMPSON

Respondent

I, Virginia Hillhouse

as Register and Commissioner

have called and caused to come before me Albert B. Thompson
and Asberry L. McGehee

witnesses named in the Requirement for Oral Examination, on the 2nd day of August
1945, at the office of Virginia Hillhouse
in Foley, Alabama, and having first sworn said Witness es to speak the
truth, the whole truth, and nothing but the truth, the said Albert B. Thompson
doth depose and say as follows:

My name is Albert B. Thompson and I am over the age of 21 years. I am a resident of Baldwin County, Alabama and have been for more than one year before the filing of this bill for divorce. Mable H. Thompson is over the age of 21 years and is a resident of Baldwin County, Alabama. I legally married Mable H. Thompson on September 10, 1950 in Lucedale, Mississippi. We have one daughter Wanda Louise Thompson who is nine years old and who was born to us during our first marriage. Mable H. Thompson voluntarily abandoned me over a year ago before the filing for this divorce, since which time we have not lived together nor in any way recognized each other as husband and wife. Mable H. Thompson and I entered into an agreement dated July 3, 1956 as to the custody, care, control of our child Wanda Louise Thompson and Mable Thompson agreed to give me the care and control of Wanda Louise and I agreed to support Wanda Louise. This agreement is marked Exhibit "A" for identification and attached to my testimony and made a part thereof

Albert B. Thompson

My name is Asberry L. McGehee. I am over the age of 21 years. I have been personally acquainted with Albert B. Thompson for over two years. I know that he is a resident of Baldwin County, Alabama and has been residing in Elberta, Alabama for nearly two years. I know that he and his wife have not been living together for quite a long time.

Asberry L. McGehee

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ORAL EXAMINATION.

I, VIRGINIA HILLHOUSE, 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 es and read over to them and they signed the same in the presence of myself VIRGINIA HILLHOUSE 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 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 2nd day of August, 1956.

Virginia Hillhouse (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

ALBERT B. THOMPSON

vs. Complainant

MABLE H. THOMPSON

Respondent.

Oral Deposition

Filed FILED 1956

Aug 2 1956, Register.

Recorded in ALB A 1007, 1008 Record

Vol. _____ Page _____ Register.