

3905

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

NOLA E. PEACOCK, Complainant

vs.

WILLIE F. PEACOCK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Answer and waiver, stipulation 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 NOLA E. PEACOCK is forever divorced from the said WILLIE F. PEACOCK for and on account of Cruelty.

It is further ordered, adjudged and decreed that Nola E. Peacock shall be swarded the care, custody and control of her minor children, James William Peacock, Marie Peacock and Deloris Lee Peacock, and that the said Willie F. Peacock shall pay the said Nola E. Peacock the sum of ONE HUNDRED (\$100.00) DOLLARS per month for the support and maintenance of such children, and that the said Willie F. Peacock shall have the right to visit such children at reasonable and proper times.

It is further ordered, adjudged and Decreed that Willie F. Peacock pay Chason & Stone the sum of \$75.00 to apply on their Solicitor's fee, which amount shall be paid within 30 days from the date of this decree.

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 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 further ordered that Willie F. Peacock the Respondent pay the cost herein to be taxed, for which executed may issue.

This 28th day of January, 1957

Hubert M. Hall

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. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
JAN 28 1957
ALICE J. DUCK, Register

STATE OF ALABAMA

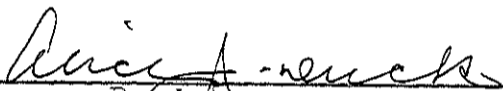
IN THE CIRCUIT COURT - IN EQUITY

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Willie F. Peacock 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 Nola E. Peacock, as Complainant, against Willie F. Peacock, as Respondent.

Witness my hand this 22nd day of October, 1956.



Register

NOLA E. PEACOCK,	{	
Complainant,	{	IN THE CIRCUIT COURT OF
vs.	{	BALDWIN COUNTY, ALABAMA
WILLIE F. PEACOCK,	{	IN EQUITY.
Respondent.	{	

Comes your Complainant, Nola E. Peacock, and files this her Bill of Complaint for divorce against Willie F. Peacock, and shows unto your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and Respondent are over the age of twenty-one years, and are both resident citizens of Baldwin County, Alabama, residing at Fairhope, and that they have been such residents for more than five years last past.

SECOND:

That your Complainant and Respondent were married on heretofore to-wit, October 19, 1948, and lived together as man and wife until, on account of the matters hereinafter complained of, your Complainant was compelled to leave the Respondent and live separate and apart from him; that on or about March 15, 1956, the Respondent committed acts of violence on the person of your Complainant attended with danger to her life or health; that on or about that date she was four months pregnant and he struck her in her stomache with his fist, hit her on the face and choked her and caused her to have a miscarriage. Your Complainant had reasonable apprehension that if she continued to live with the Respondent her life and health would be in danger and she has not lived with him as his wife since that date as above mentioned when he struck her.

THIRD:

That there was born to your Complainant and the Respondent three children whose names and ages are shown as follows:

James William Peacock, seven years,
Marie Peacock, six years,
Deloris Lee Peacock, one year.

That your Complainant now has the custody and control of such minor children and she is a fit and proper person to have their care, custody and control. The Respondent is not a fit and proper person to have the custody, care and control of such children.

FOURTH:

Your Complainant is now working as a waitress and earns, including her tips, approximately \$175.00 per month. With this earning she is able to support herself but she is not able to support her minor children. The Respondent is now employed at Eglin Air Force Base and earns approximately \$300.00 a month. He also has a partial disability pension of approximately \$66.00 a month. He has not supported your Complainant or her children since their separation except for the payment of rent due on the house in which your Complainant and her children were living which amounts to approximately \$40.00 a month. Your Complainant has employed Chason & Stone to prosecute this suit but she is not able to pay a reasonable Solicitor's fee for their services.

PRAYER FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the above named Willie F. Peacock be made a party Defendant to this cause by the usual writ or process of this Honorable Court requiring him to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent; that your Honor will award your Complainant the full custody and control of her minor children; that your Honor will also decree that the Complainant be allowed to remarry if she sees fit. That your Honor will also order & decree that the Respondent pay your Complainant for the support of their children, a reasonable amount and

will ascertain and fix a reasonable Solicitor's fee to be paid by the Respondent to Chason & Stone as Solicitors for the Complainant. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

W. E. Reeves
Complainant

CHASON & STONE
Solicitors for Complainant

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NOLA E. PEACOCK)	
)	IN THE
COMPLAINANT,)	CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
)	
VS.)	IN EQUITY.
)	
WILLIE F. PEACOCK)	NO. 3905
)	
RESPONDENT.)	

MRS. NOLA E. PEACOCK, THE COMPLAINANT, BEING FIRST DULY SWORN,
 TESTIFIED:

Examination by Mr. Chason.

Q. Is your name Nola E. Peacock?

A. Yes sir.

Q. Are you the complainant in a suit for divorce against Willie F. Peacock, which you filed in the Circuit Court of Baldwin County, Alabama, in equity, on October 22, 1956?

A. Yes sir.

Q. Where do you live?

A. Fairhope.

Q. Where does Willie F. Peacock live?

A. At the time I think he is living at Crestview, Florida.

Q. At the time this suit was filed where did he live?

A. Fairhope.

Q. Baldwin County?

A. Yes sir.

Q. Had you and Willie both been resident citizens of Fairhope
for the last five years before you filed this complaint?

A. Yes sir.

Q. Now when did you marry Willie F. Peacock?

A. October 19, 1948.

Q. Did you live with him as his wife?

A. Yes sir.

Q. For a number of years?

A. Yes sir.

Q. For a number of yhears?

A. Yes sir.

Q. When did you separate?

A. March 15, 1956

Q. Have you lived with him as his wife since that time?

A. No sir.

Q. On March 15, 1956, were you pregnant?

A. Yes sir.

Q. About how long?

A. The Doctor said four months.

Q. The Doctor told you that you were four months pregnant?

A. Yes sir.

Q. Did Willie Peacock commit any acts of cruelty on you on or about that date?

A. Yes sir.

Q. What did he do to you?

A. He jumped on me and hit me.

Q. Where did he hit you?

A. In the stomach twice and choked me and hit me in the face.

Q. Did you have a miscarriage as a result of him hitting you in the stomach?

A. Yes sir, two weeks later.

Q. Did you have reasonable apprehension if you continued to live with him that your life and health would be in danger?

A. Yes sir, he threatened my life.

Q. Did you leave him at that time?

A. Yes sir.

Q. And you have not lived with him since?

A. No sir.

Q. Have you any children as a result of this marriage?

A. Yes sir, three.

Q. What are their names?

A. James William Peacock, Seven, Estelle Marie Peacock, six and Deloris Lee Peacock is two.

Q. They would be the children that you named in your complaint as James William, Marie and Deloris Lee Peacock?

A. Yes sir.

Q. Are you a fit and proper person to have their care, custody and control?

A. I think so.

Q. Do you think your husband would be a proper person to have their custody?

A. No, I don't think he would be.

Q. At the time you filed this complaint you said you were working as a waitress, earning approximately \$175.00 a month. Where were you working?

A. At the Grand Hotel.

Q. Do you still work at the Grand Hotel?

A. No sir, I quit last week.

Q. Do you have a job now?

A. No sir.

Q. Where was your husband employed at the time you filed your bill of complaint?

A. Eglin Air Force Base.

Q. About how much was he earning at that time?

A. From \$275.00 to \$300.00 a month.

Q. Does he have a partial disability pension?

A. Yes sir.

Q. How much is that?

A. About \$66.00 a month.

Q. You stated in your complaint that he had not supported you from the time of your separation up to the filing of your suit. Is that true?

A. Yes sir.

Q. Since you filed this complaint has he been paying you some support?

A. Yes sir.

Q. How much support has he been giving?

A. Starting the first of December \$100.00 a month - He has paid \$100.00 a month for two months.

Q. Did you employ Chason & Stone as your Solicitors to prosecute this suit?

A. Yes sir.

Q. Have you paid them a portion of their fee for handling the suit?

A. Yes sir.

Q. Now did you and Willie Peacock, your husband, enter into an agreement on the day of November 7, 1956, in my presence and in the presence of Mrs. Daisy Vines, who was working in the Clerk's office regarding the support of your children?

A. Yes sir.

Q. In that agreement it was stated that he would pay you \$100.00 a month for the maintenance and support of your children?

A. Yes sir;.

Q. In that agreement you said you did not want anything for your own support?

A. That is correct.

Q. It was also stated that you were to have the custody of the children with his right to visit them at reasonable and proper times?

A. Yes sir.

Q. Do you still ask the Court to approve this separation agreement and make it a part of the decree, with the Court's permission?

A. Yes sir.

Q. Is there any chance of you and Willie F. Peacock living together again and making a home for those children together?

A. No sir, there's not a chance.

I hereby certify that the foregoing is a true and correct transcript of the testimony as taken by me in open Court, before Hon. Hubert M. Hall, Judge of said Court, on January 28, 1957.

This 28th day of January, 1957.

Louise Anderson
Court Reporter

STATE OF ALABAMA

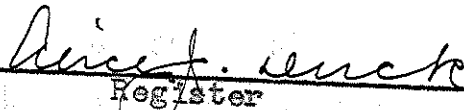
BALDWIN COUNTY

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Willie F. Peacock 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 Nola E. Peacock, as Complainant, against Willie F. Peacock, as Respondent.

Witness my hand this 22nd day of October, 1956.


Register

NOLA E. PEACOCK,
Complainant,
vs.
WILLIE F. PEACOCK,
Respondent.

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

Comes your Complainant, Nola E. Peacock, and files this her Bill of Complaint for divorce against Willie F. Peacock, and shows unto your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and Respondent are over the age of twenty-one years, and are both resident citizens of Baldwin County, Alabama, residing at Fairhope, and that they have been such residents for more than five years last past.

SECOND:

That your Complainant and Respondent were married on heretofore to-wit, October 19, 1948, and lived together as man and wife until, on account of the matters hereinafter complained of, your Complainant was compelled to leave the Respondent and live separate and apart from him; that on or about March 15, 1956, the Respondent committed acts of violence on the person of your Complainant attended with danger to her life or health; that on or about that date she was four months pregnant and he struck her in her stomach with his fist, hit her on the face and choked her and caused her to have a miscarriage. Your Complainant had reasonable apprehension that if she continued to live with the Respondent her life and health would be in danger and she has not lived with him as his wife since that date as above mentioned when he struck her.

THIRD:

That there was born to your Complainant and the Respondent three children whose names and ages are shown as follows:

James William Peacock, seven years,
Marie Peacock, six years,
Deloris Lee Peacock, one year.

That your Complainant now has the custody and control of such minor children and she is a fit and proper person to have their care, custody and control. The Respondent is not a fit and proper person to have the custody, care and control of such children.

FOURTH:

Your Complainant is now working as a waitress and earns, including her tips, approximately \$175.00 per month. With this earning she is able to support herself but she is not able to support her minor children. The Respondent is now employed at Eglin Air Force Base and earns approximately \$300.00 a month. He also has a partial disability pension of approximately \$66.00 a month. He has not supported your Complainant or her children since their separation except for the payment of rent due on the house in which your Complainant and her children were living which amounts to approximately \$40.00 a month. Your Complainant has employed Chason & Stone to prosecute this suit but she is not able to pay a reasonable Solicitor's fee for their services.

PRAYER FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the above named Willie F. Peacock be made a party Defendant to this cause by the usual writ or process of this Honorable Court requiring him to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent; that your Honor will award your Complainant the full custody and control of her minor children; that your Honor will also decree that the Complainant be allowed to remarry if she sees fit. That your Honor will also order & decree that the Respondent pay your Complainant for the support of their children, a reasonable amount and

will ascertain and fix a reasonable Solicitor's fee to be paid by the Respondent to Chason & Stone as Solicitors for the Complainant. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

W. E. Leacock
Complainant

CHASON & STONE
Solicitors for Complainant

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IN WISCONSIN
WILHELM GOMMEL VIVIAN
IN THE CIRCUIT COURT OF

Respondent

AUGUST E. LEVCOCK

vs.

Complainant

MARY E. LEVCOCK

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SUMMONS AND BILL OF COMPLAINT

NOLA E. PEACOCK,
Complainant,
vs.
WILLIE F. PEACOCK,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
OCT 22 1956
ALICE J. DUCK, Register

EMORY & HOWARD
ATTORNEYS FOR PLAINTIFFS

COMPLAINANT



emory & howard
attorneys for plaintiff
nola e. peacock
willie f. peacock
complainant
respondent

NOLA E. PEACOCK,	I	
Complainant,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
WILLIE F. PEACOCK,	I	IN EQUITY
Respondent	I	

Comes the Respondent, Willie F. Peacock, in the above styled cause and accepts service of a copy of the Summons and Bill of Complaint filed in said cause and waives further service of the same.

For answer to the Bill of Complaint filed in said cause the Respondent says:

FIRST:

That he admits the allegations of the "First" paragraph of the complaint.

SECOND:

The Respondent admits the allegations of the "Second" paragraph of the Bill of Complaint as to the date of their marriage and the date of their separation but he denies all of the other allegations of the "Second" paragraph of the Complaint.

THIRD:

The Respondent admits all of the allegations of the "Third" paragraph of the Bill of Complaint except the allegation that he is not a fit and proper person to have the custody of his children, which allegation he denies.

FOURTH:

The Respondent admits all of the allegations of the "Fourth" paragraph of the complaint except to the allegation of his earnings which alleges that he earns approximately Three Hundred Dollars (\$300.00) per month. He denies that allegation and alleges that his

earnings are approximately Two Hundred Seventy-five Dollars (\$275.00) per month.

The Respondent waives notice of the taking of testimony in said cause and notice of submission of said cause and hereby agrees that the testimony may be taken and the cause submitted without further notice to him.

Willie F. Pascock
Respondent

WITNESS:

Daisy M. Vines
Deputy Register

NOLA E. PEACOCK,	I	
Complainant,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
WILLIE F. PEACOCK,	I	IN EQUITY
Respondent.	I	

The Complainant in the above styled cause having filed suit for divorce from the Respondent in said cause and the parties to such proceeding now desiring to enter into an agreement as to the custody and support of their children hereby stipulate and agree as follows:

FIRST:

It is agreed between the parties that Nola E. Peacock is a fit and proper person to have the care, custody and control of their minor children, James William Peacock, Marie Peacock and Doloris Lee Peacock, with the right of Willie F. Peacock to visit such children at reasonable and proper times.

SECOND:

It is agreed between the parties hereto that Willie E. Peacock shall pay Nola E. Peacock the sum of One Hundred Dollars (\$100.00) per month for the maintenance, education and support of the above named children, the first payment to be made by him on the first day of December, 1956 and the same amount on the same day of each successive month hereafter until changed by a decree of this court.

THIRD:

It is understood and agreed between the parties hereto that Nola E. Peacock shall not be paid any alimony or support for herself and that she will not seek to obtain any such alimony or support in her Bill of Complaint for divorce.

FOURTH:

It is further agreed between the parties hereto that the

Respondent will pay Seventy-five Dollars (\$75.00) to apply on the Solicitors fee due Chason & Stone and that he will pay the court cost which accrues in such divorce action.

IN WITNESS WHEREOF, Nola E. Peacock and Willie F. Peacock have hereunto set their hands and seals on this the 7th day of November, 1956.

Willie F. Peacock (SEAL)

Nola E. Peacock (SEAL)

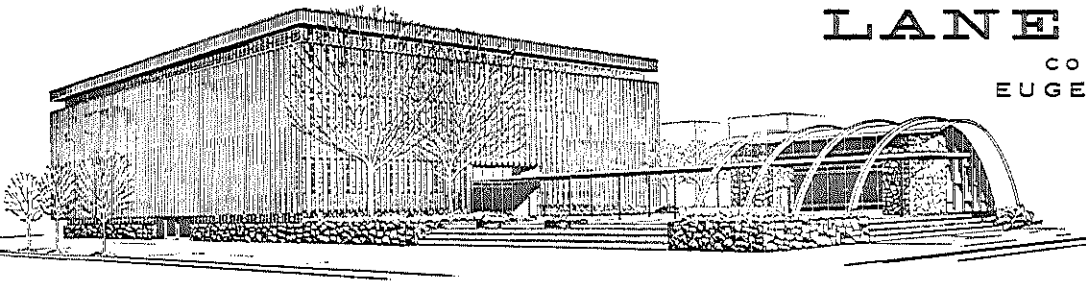
WITNESSES:

[Signature]
[Signature]

FILED

NOV 7 1956

ALICE J. DUCK, Register



LANE COUNTY

COURT HOUSE
EUGENE, OREGON

BOARD OF
COUNTY COMMISSIONERS
FRANK ELLIOTT
JESS HILL
KENNETH NIELSEN

DEPARTMENT OF VETERANS' AFFAIRS

OFFICE OF:
W. A. (WALLY) BORTZ, DIRECTOR
Phone 342-1311 Ext. 239 or 747-7897

April 4, 1968

RE: PEACOCK, WILLIE F.

OUR FILE: 13 596

Gentlemen:

We are assisting the above captioned in a claim for benefits from the U.S. Veterans Administration. In order to complete the claim it is necessary that this office be furnished a certified copy of the following:

- MARRIAGE CERTIFICATE
- DIVORCE DECREE
- DEATH CERTIFICATE

Husband's full name	<u>Willie F. Peacock</u>
Wife's full name	<u>Nola Estelle Peacock</u>
Date	<u>1956</u>
Place	<u>Baldwin County, Alabama</u>

Your assistance in this matter will be greatly appreciated. An addressed envelope is enclosed for your convenience.

Yours truly,

W. A. BORTZ
Service Officer

Enclosure
Envelope

Done
4-23-68

88-028-02

Note: I could find no record of this marriage.

Record Clerk,
Miss Mosley

*Sorry! we need a
Divorce Decree - not marriage - we got it.*