(3913)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

FANNIE L. PHILLIPS, Complainant

vs.

CLAUDE G. PHILLIPS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on 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 FANNIE L. PHILLIPS is forever divorced from the said CLAUDE G. PHILLIPS for and on account of

CRUELTY

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 CLAUDE G. PHILLIPS the RESPONDENT pay the cost herein to be taxed, for which executed may issue.

This 6th day of November 1956

Hubert M. Hill

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

FANNIE L. PHILLIPS

Complainant

vs.

CLAUDE G. PHILLIPS

Respondent

DIVORCE DECREE

FILED

NOV 6 1956

ALICE J. DUCK, Register

8581. NOTE OF TESTIMONY

Printed by the Baldwin Times, Bay Minette, Alabama.

FANNIE L. PHILLIPS,
COMPLAINANT

vs.

CLAUSE G. PHILLIPS,
RESPONDENT

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, AND TESTIMONY OF FANNIE L. PHILLIPS

and in behalf of Defendant upon ANSWER AND WAIVER

Solicitor for Complaint

Alice J. Deck, D.C. Register.

No. .....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

FANNIE L. PHILLIPS

vs.

CLAUDE G. PHILLIPS

NOTE OF TESTIMONY

Filed in Open Court this ....

day of ....., 194 .....

FILED
NOV 6 1956
ALICE J. DUCK, Register

..... Register.

Printed by the Baldwin Times

COMMISSION TO TAKE DEPOSITIONS B.T.-500-11-54

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: RUTH K. HOWELL

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 FANNIE L. PHILLIPS

a witnesses in behalf of COMPLAINANT in a cause pending in our Circuit Court in Baldwin County, of said State, wherein FANNIE L. PHILLIPS is

, Complainant

and CLAUDE G. PHILLIPS is

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 6 day of November, 1956

Alice J. Duck
Register.

Commissioner's Fee, $

Witness' Fees, $

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

FANNIE L. PHILLIPS

Complainant

VS.

CLAUDE G. PHILLIPS

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

RUTH K. HOWELL

WITNESSES:

FILED

NOV 6 1956

ALICE J. DUCK, Register

ORAL DEPOSITION

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

FANNIE L. PHILLIPS Complainant

VS.

CLAUDE G. PHILLIPS Respondent

I, RUTH K. HOWELL
as Register and Commissioner
have called and caused to come before me
FANNIE L. PHILLIPS

witness named in the Requirement for Oral Examination, on the ____ day of ____ 195____, at the office of ____ in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said FANNIE L. PHILLIPS doth depose and say as follows:

My name is Fannie L. Phillips and I am the Complainant in this cause. I am over the age of 21 years and I reside in Loxley, Alabama and have lived there for more than a year. The Respondent, Claude G. Phillips is over 21 years of age and has lived in Loxley, Alabama for more than a year.

I was married to Claude G. Phillips on August 15, 1955 in Lucedale, Mississippi. We lived together as husband and wife until October 25, 1956. On that day he threatened to strike me and he struck me with his hand on my body. I am afraid he will strike me again and injuring me seriously.

We have no children born to us.

I have not lived with him as husband and wife since October 25, 1956.

FILED
NOV. 6 1956
ALICE J. DUCK, Register

Fannie L. Phillips

ORAL EXAMINATION.

I, RUTH K. HOWELL, 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 and read over to HER and she signed the same in the presence of myself

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proom made before me of the identity of said witness; 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 6 day of November, 1956.

Ruth K. Howell (L. S.)

NO. PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

FANNIE L. PHILLIPS
vs. Complainant

CLAUDE G. PHILLIPS
Respondent.

Oral Deposition

Filed , 195

, Register.

Recorded in

Record

Vol. Page

, Register

FANNIE L. PHILLIPS COMPLAINANT VS CLAUDE G. PHILLIPS RESPONDENT	)	IN THE CIRCUIT COURT BALDWIN COUNTY, ALABAMA IN EQUITY NUMBER: 3913

.-.-.-.

Comes now Respondent in the above styled cause and accept services a copy of the Complainant's bill of complaint and waives further notice and waives all further notices of taking of testimony and submission, and for answer to the bill and each paragraph thereof, says:

1. Respondent admits to the allegations containing in paragraph 1.

2. Respondent admits to the allegations to paragraph 2.

3. Respondent denies the allegations containing in paragraph 3 and demands strict proof thereof.

4. Respondent admits to the allegations containing in paragraph 4.

Claude G. Phillips

Sworn to and subscribed before me this the 6th day of November, 1956.

W. E. Hayes
Notary Public, Baldwin County, Alabama

FILED
NOV 6 1956
ALICE J. DUCK, Register

FANNIE L. PHILLIPS

Complainant

VS

CLAUDE G. PHILLIPS

Respondent

IN EQUITY

NUMBER: _____

ANSWER AND WAIVER

FANNIE L. PHILLIPS Complainant, VS CLAUDE G. PHILLIPS Respondent,	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY NUMBER: 3913

.-.-.-.

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

Comes now the Complainant in the above styled cause and relates as follows:

I

Complainant and Respondent are both over the age of 21 years and are and have been resident citizens of Baldwin County, Alabama for more than one year next preceeding the filing of this Bill.

II

Complainant and Respondent were married in Lucedale, Mississippi on August 15, 1955 and lived together as husband and wife until October 25, 1956.

III

On or about October 25, 1956 and on divers occasions prior thereto the Respondent committed actual violence upon her person attended with danger to her life or health, or that from his conduct there was and is a reasonable apprehension of such violence attendant with danger to her life or health.

IV

There are no children born of this marriage.

Now therefore, the premises considered, Complainant prays that this Honorable Court will cause process to issue to the said Respondent, Claude G. Phillips requiring him to plead, answer or demur to same within the time allowed by law.

And Complainant further prays that upon final hearing of this cause Your Honor will grant to her an absolute divorce forever barring the bonds of matrimony exesting between Complainant and Respondent, and that Your Honor will grant such other, further, different or general relief to which Complainant may be in equity and good conscience entitled.

Fannie L. Phillips

W. C. Hagan

Solicitor for Complainant.

FANNIE L. PHILLIPS

Complainant

VS

CLAUDE G. PHILLIPS

Respondent

IN EQUITY

NUMBER 3913

BILL OF COMPLAINT

FILED
NOV 6 1956
ALICE B. DUCK, Register

Oscar G. Wilkey - Pl Sol