

4040

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NO \_\_\_\_\_

COMPLAINT

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

Your Complainant, Mary Ann Gates, represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and has been for three years next preceding the filing of this her Bill of Complaint, and is fifteen years of age: That the Respondent is a bona fide resident of Baldwin County, Alabama, and is over twenty-one years of age.

2.

That your Complainant and the Respondent married at Quinton, Mississippi, on May 14, 1956, and lived together as husband and wife until on to-wit: April 28, 1957, at which time they separated and since which time they have not lived together as husband and wife up to the filing of this bill.

3.

That the Respondent has committed actual violence on her person attended with danger to her life and health by striking her at their home in Daphne, Baldwin County, Alabama, on to-wit: April 28, 1957, and as a result of his striking her, the Complainant became sick, nervous, upset and badly bruised and which was dangerous to her life or health, that the Respondent has struck, threatened and abused the Complainant on previous occasions.

4.

That the Complainant is now expecting a child as a result of this marriage, and is under the care of a Doctor, and that she is informed by the Doctor that the child is to be born sometime in July. That because of her present condition she is unable to work to provide for her support, and she has no funds to provide for her medical care or support during the prosecution of this cause.

Your Complainant further avers that she is without means or money to pay an attorney's fee for his services for the prosecution of this cause, and that the Respondent is an able bodied man, capable of supporting your Complainant, and her expected child.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Your Complainant prays that the Respondent, Bernard Gates, be made a party Respondent to this cause by the usual writ of 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.

Complainant further prays that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent, and that she be allowed to remarry if she sees fit.

Complainant further prays that upon a hearing of this cause this Honorable Court will make all necessary orders and decrees as may be proper, fixing a sufficient amount of money to be paid by the Respondent, to the Complainant for her support and the support of her expected child and Medical expenses necessary for the birth of her expected child, and compelling the payment of same.

Your Complainant further prays that this Court will immediately issue an order or decree referring it to the Register of this Court to hold a reference to ascertain and report to the Court what amount of temporary support should be paid to your Complainant during the pendency of this cause, and also order a reference and take testimony and ascertain and report to the Court a proper amount of Solicitors fees to be allowed your Complainant's Solicitor for representing her in these proceedings, and upon the coming in of said report that this Court will confirm such report and make all necessary orders or decrees requiring the said Bernard Gates to pay the same.

Complainant prays for all such other further and different relief to which she may be entitled and as in duty bound she will ever pray.

Mary Ann Gates

John V. Duck  
Solicitor for Complainant

4040  
MARY ANN GATES  
COMPLAINANT

BEVERLY GAVES  
HELEN COMENAL

IT IS ORDERED

DOCK BATES  
1/13/16

Solicitor for Complainant  
John A. Brock

she may be entitled and as in duty bound she will ever pray.

Complainant prays for all such other further and different relief to which  
or decrees regarding the said Bernard Gates he may be entitled.

report that this Court will confirm such report and make all necessary orders  
for representing her in these proceedings, and upon the coming in of said  
a proper amount of Solicitors fees to be allowed your Complainant's Solicitor  
order a reference and take testimony and ascertain and report to the Court  
should be held to your Complainant during the pendency of this cause, and also  
reference to ascertain and report to the Court what amount of temporary support  
an order or decree referring it to the Registrar of this Court to hold a

Your Complainant further prays that this Court will immediately issue  
of same.

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for her support and the support of her expected child and Medical expenses  
sufficient amount of money to be paid in the Respondent's to the Complainant  
Court will make all necessary orders and decrees as may be proper, fitting  
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Respondent, and that she be allowed to remain in it she sees fit.

Your Honor will grant unto your Complainant an absolute divorce from said  
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this Court and the Statutes in such cases made and provided,  
or done within the time and under the penalties prescribed by the laws of

process of this Honorable Court referring him to appear and plead, answer  
Bernard Gates, he make a Birth Recordbook to this cause by the usual writ of

THE REMINDER COMPLETED, YOUR COMPLAINANT PRAYS THAT THE RESPONDENT'S

BEHAVIOR FOR PROGRESS AND BETTER

4040

MARY ANN GATES

COMPLAINANT

BERNARD GATES

RESPONDENT

BILL OF COMPLAINT

COPY

FILED  
JUN 1 1957  
J. DUCK, Register

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN EQUITY

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

ANSWER AND WAIVER

Comes the Respondent, Bernard Gates, in the above styled cause and for answer to the Bill of Complaint heretofore filed in said cause, and to each and every paragraph thereof says:

He denies each and every allegation contained therein and demands strict proof thereof.

Respondent hereby submits himself to the jurisdiction of this Honorable Court and Waives notice of the time and place of taking testimony in said cause, waives the issuance of a formal Commissioner to take testimony in said cause and consents that testimony may be taken without further notice to him and further waives notice of the time and place of submission of said cause and consents that said cause may be submitted for final decree at any time or place without further notice to him of such submission.

Bernard Gates  
Respondent

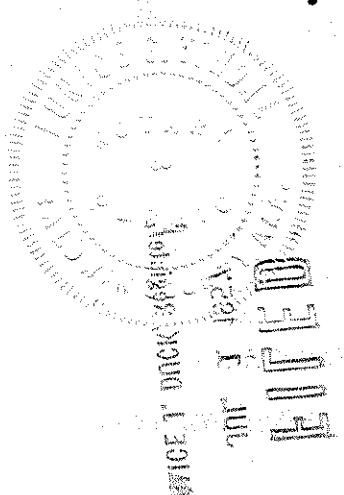
STATE OF ALABAMA

BALDWIN COUNTY

I, Lawrence B. Prudal, a Notary Public, in and for said County in said State, hereby certify that Bernard Gates, whose name is signed to the foregoing instrument, and who is known to me to be the Respondent above named, acknowledged before me on this day that he executed the same voluntarily with knowledge of its contents.

Witness my hand and seal this the 1st day of July, 1957

Lawrence B. Prudal  
Notary Public



11018

MARY ANN GATES

vs.

BERNARD GATES

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 MARY ANN GATES

and in behalf of Defendant upon ANSWER AND WAIVER

*W. J. ...*

Register.

No. 4040

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

MARY ANN GATES

vs.

BERNARD GATES

**NOTE OF TESTIMONY**

Filed in Open Court this 1st

day of July, 1957.

Being A. Newk  
Register.

Printed by the Baldwin Times

**FILED**

JUL 1 1957

ALICE J. DUCK

2.51

MARY ANN GATES,	)	IN THE CIRCUIT COURT OF BALDWIN
	)	
VS.	)	COUNTY, ALABAMA.
	)	
BARNARD GATES.	)	IN EQUITY.
	)	
	)	NO. 4040

MARY ANN GATES, THE COMPLAINANT, BEING FIRST DULY SWORN, TESTIFIED:

Examination by Mr. Duck.

- Q. What is your name?
- A. Mary Ann Gates.
- Q. What is your husband's name?
- A. Barnard Gates.
- Q. When were you married?
- A. 14th day of May, 1956.
- Q. Where?
- A. Quitman, Mississippi.
- Q. How long did you live with your husband?
- A. From May 14, 1956, to April 28, 1957.
- Q. Why did you separate?
- A. He left from home and he struck and beat me.
- Q. You are now expecting a child as a result of this marriage?
- A. Yes sir.
- Q. Do you work?
- A. No sir.
- Q. Do you have any funds to pay a Solicitor for this divorce decree?
- A. No sir.
- Q. Or to cover your medical and Doctor Expenses?
- A. No sir.
- Q. Is your husband working at this time?
- A. I hear he is.
- Q. Do you know approximately how much he makes?
- A. Around \$45.00 or \$50.00 a week.
- Q. Do you feel that if you continued to live with your husband

that it would be dangerous to your life and health?

A. I do.

---

I hereby certify that the foregoing is a true and correct transcript of the testimony in the above styled cause as taken by me in open Court on this day.

This 1st day of July, 1957.

Louise H. H. H. H.  
Court Reporter



MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN  
EQUITY

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

ANSWER AND WAIVER

Comes the Respondent, Bernard Gates, in the above styled cause and for answer to the Bill of Complaint heretofore filed in said cause, and to each and every paragraph thereof says:

He denies each and every allegation contained therein and demands strict proof thereof.

Respondent hereby submits himself to the jurisdiction of this Honorable Court and Waives notice of the time and place of taking testimony in said cause, waives the issuance of a formal Commissioner to take testimony in said cause and consents that testimony may be taken without further notice to him and further waives notice of the time and place of submission of said cause and consents that said cause may be submitted for final decree at any time or place without further notice to him of such submission.

Bernard Gates  
Respondent

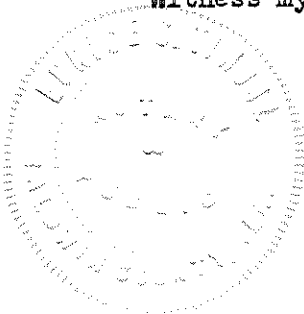
STATE OF ALABAMA

BALDWIN COUNTY

I, Erwin S. Sordal, a Notary Public, in and for said County in said State, hereby certify that Bernard Gates, whose name is signed to the foregoing instrument, and who is known to me to be the Respondent above named, acknowledged before me on this day that he executed the same voluntarily with knowledge of its contents.

Witness my hand and seal this the 1st day of July, 1957

Erwin S. Sordal  
Notary Public



4040

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

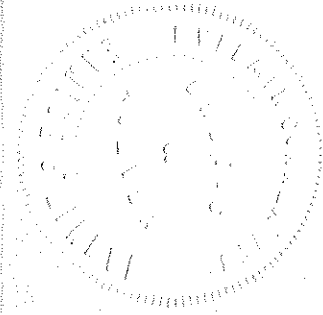
RESPONDENT

ANSWER AND WAIVER

**FILED**

JUL 1 1957

ALICE J. DUCK, Registrar



MARY ANN GATES  
COMPLAINANT  
VS.  
BERNARD GATES  
RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY  
NO \_\_\_\_\_

COMPLAINT

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

Your Complainant, Mary Ann Gates, represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and has been for three years next preceding the filing of this her Bill of Complaint, and is fifteen years of age: That the Respondent is a bona fide resident of Baldwin County, Alabama, and is over twenty-one years of age.

2.

That your Complainant and the Respondent married at Quinton, Mississippi, on May 14, 1956, and lived together as husband and wife until on to-wit: April 28, 1957, at which time they separated and since which time they have not lived together as husband and wife up to the filing of this bill.

3.

That the Respondent has committed actual violence on her person attended with danger to her life and health by striking her at their home in Daphne, Baldwin County, Alabama, on to-wit: April 28, 1957, and as a result of his striking her, the Complainant became sick, nervous, upset and badly bruised and which was dangerous to her life or health, that the Respondent has struck, threatened and abused the Complainant on previous occasions.

4.

That the Complainant is now expecting a child as a result of this marriage, and is under the care of a Doctor, and that she is informed by the Doctor that the child is to be born sometime in July. That because of her present condition she is unable to work to provide for her support, and she has no funds to provide for her medical care or support during the prosecution of this cause.

Your Complainant further avers that she is without means or money to pay an attorney's fee for his services for the prosecution of this cause, and that the Respondent is an able bodied man, capable of supporting your Complainant, and her expected child.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Your Complainant prays that the Respondent, Bernard Gates, be made a party Respondent to this cause by the usual writ of 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.

Complainant further prays that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent, and that she be allowed to remarry if she sees fit.

Complainant further prays that upon a hearing of this cause this Honorable Court will make all necessary orders and decrees as may be proper, fixing a sufficient amount of money to be paid by the Respondent, to the Complainant for her support and the support of her expected child and Medical expenses necessary for the birth of her expected child, and compelling the payment of same.

Your Complainant further prays that this Court will immediately issue an order or decree referring it to the Register of this Court to hold a reference to ascertain and report to the Court what amount of temporary support should be paid to your Complainant during the pendency of this cause, and also order a reference and take testimony and ascertain and report to the Court a proper amount of Solicitors fees to be allowed your Complainant's Solicitor for representing her in these proceedings, and upon the coming in of said report that this Court will confirm such report and make all necessary orders or decrees requiring the said Bernard Gates to pay the same.

Complainant prays for all such other further and different relief to which she may be entitled and as in duty bound she will ever pray.

Mary Ann Gates

John V. Duck  
Solicitor for Complainant

4040

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

v RESPONDENT

BILL OF COMPLAINT

FILED  
JUL 1 1957  
ALICE J. DUCK, Register

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

Upon consideration of the Petition of Mary Ann Gates filed in this cause, the same being duly read, considered and understood by the Court, it is, therefore, the Judgment of this Court, and it is ordered, adjudged and decreed by the Court that the Register of this Court hold a reference according to law, and under the rules of this Court, and ascertain and report to this Court what will be a reasonable amount to be allowed to the Complainant, Mary Ann Gates, for maintenance and her support and for her necessary medical expenses for the birth of her expected child, during the pendency of this suit, and that a proper attorney's fee for the Petitioner's attorney be determined, and that the Register of this Court give notice of holding of said reference according to law.

Done this the 30 day of May, 1957.

G. Hubert M. Face  
Circuit Judge

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 Bernard Gates 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 Mary Ann Gates, as Complainant, against Bernard Gates, as Respondent.

Witness my hand this 30 day of May, 1957.

Bevie J. White  
Register

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

C O M P L A I N T

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

Your Complainant, Mary Ann Gates, represents unto your Honor  
and this Honorable Court as follows:

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County, Alabama, and has been for three years next preceding  
the filing of this her Bill of Complaint, and is fifteen years  
of age; That the Respondent is a bona fide resident of Baldwin  
County, Alabama, and is over twenty-one years of age.

2.

That your Complainant and the Respondent married at Quinton,  
Mississippi, on May 14, 1956, and lived together as Husband and  
Wife until on to-wit: April 28, 1957, at which time they separ-  
ated and since which time they have not lived together as Husband  
and wife up to the filing of this bill.

3.

That the Respondent has committed actual violence on her per-  
son attended with danger to her life and health by striking her  
at their home in Daphne, Baldwin County, Alabama, on towit: the  
28th day of April, 1957, and as a result of his striking her,  
the Complainant became sick, nervous, upset and badly bruised and  
which was dangerous to her life or health, that the Respondent has  
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4.

That the Complainant is now expecting a child as a result of  
this marriage, and is under the care of a Doctor, and that she is  
informed by the Doctor that the child is to be born sometime in  
July. That because of her present condition she is unable to work  
to provide for her support, and she has no funds to provide for  
her medical care or support during the prosecution of this cause.



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PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Your Complainant prays that the Respondent, Bernard Gates, be made a party Respondent to this cause by the usual writ of 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.

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Complainant prays for all such other further and different relief to which she may be entitled and as in duty bound she will ever pray.

Mary Ann Gates  
Complainant

John V. Duck  
Solicitor for Complainant

STATE OF ALABAMA  
BALDWIN COUNTY

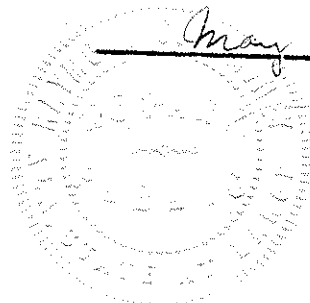
Personally appeared before me the undersigned authority, Mary Ann Gates, who, being by me first duly sworn, says:

I am the Complainant in the above entitled cause and I am without funds with which to support myself and to pay my medical expenses, and with which to pay my Solicitor for his services and the Respondent, Bernard Gates, is a resident of Baldwin County, Alabama, and he is an able bodied man, regularly employed; that he is well able to furnish me with money with which to pay support to me and my medical expenses, and a Solicitors fee and I wish this Court to direct the Register thereof to hold a reference to ascertain what amount of money the Respondent should be required to pay to me for these purposes.

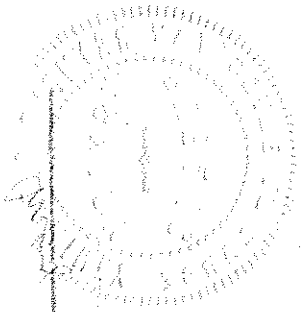
Mary Ann Gates  
Mary Ann Gates

Subscribed and sworn to before me this the 30<sup>th</sup> day of May, 1957.

Raymond S. Donney  
Notary Public, Baldwin County  
Alabama



240-10-10



1927.

Subscribed and sworn to before me this 20th day of

MARY ANN GATES

*Mary Ann Gates*

during to pay for me for these purchases.

to ascertain what amount of money the Respondent should be re-

this Court to direct the Register thereof to hold a reference

to me and my medical expenses' and a collector fee and I wish

to be well able to furnish me with money with which to pay without

visitors' and he is an able bodied man, regularly employed; that

the Respondent, Bernard Gates, is a resident of St. Louis, Missouri,

expenses' and with which to pay my collector for his services and

without funds with which to support myself and to pay my medical

I am the complainant in the above entitled cause and I am

MARY ANN GATES, being by me tried and known, says:

Personally appeared before me the undersigned authority,

BALTHAM COUNTY, MISSOURI

MARY ANN GATES  
COMPLAINANT  
VS.  
BERNARD GATES  
RESPONDENT

W. 4040

Notices for Complaint  
John A. Brock

COMPLAINANT

*Mary Ann Gates*

will ever bind.

refers to which she may be entitled and as in and to which she

Complaint binds for all such other losses and expenses

MARY ANN GATES

COMPLAINANT

VS.

BERNARD GATES

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

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Done this the 30 day of May, 1957.

Hubert M. Hall  
Circuit Judge

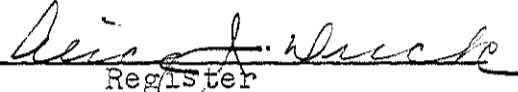
STATE OF ALABAMA  
BALDWIN COUNTY

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summon Bernard Gates 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 Mary Ann Gates, as Complainant, against Bernard Gates, as Respondent.

Witness my hand this 30 day of May, 1957.

  
Register

MARY ANN GATES	¶	
COMPLAINANT	¶	IN THE CIRCUIT COURT OF
VS.	¶	BALDWIN COUNTY, ALABAMA
BERNARD GATES	¶	IN EQUITY
RESPONDENT	¶	

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Complainant

John V. Duck  
John V. Duck  
Solicitor for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

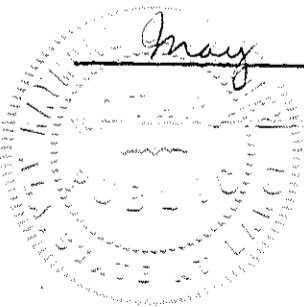
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Mary Ann Gates  
Mary Ann Gates

Subscribed and sworn to before me this the 30<sup>th</sup> day of May, 1957.

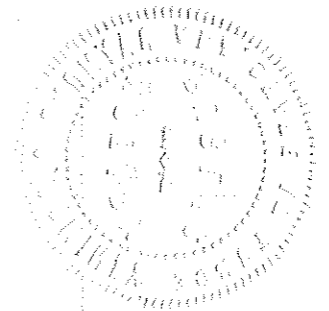
Raymond A. Dominicy  
Notary Public, Baldwin County  
Alabama





Received 30 day of May 1957  
and on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
served copy of the within B/c  
by Mary Ann Gates  
by service on \_\_\_\_\_

*no. 4048*



TAYLOR WILKINS, Sheriff  
By \_\_\_\_\_ D. S.

MARY ANN GATES  
COMPLAINANT  
VS.  
BERNARD GATES  
RESPONDENT

BILL OF COMPLAINT

RETURNED

Not found in my county after diligent search and inquiry.

This 29 day of July 1957  
Chester C. Noble, Sheriff  
Clarke County  
Chester C. Noble Sheriff

FILED  
MAY 30 1957  
ALICE J. DUCK, Register

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MARY ANN GATES, Complainant

vs.

BARNARD GATES, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~DECEASED~~ 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 Mary Ann Gates is forever divorced from the said Barnard Gates for and on account of cruelty.

IT IS FURTHER ORDERED, ADJUDGED AND DECRRRED by the Court that the Respondent, Barnard Gates, pay to the Complainant, Mary Ann Gates, the sum of SEVENTEEN AND 50/100 (\$17.50) DOLLARS per week, payable each two weeks, beginning on July 15, 1957.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT, that the Respondent pay to John V. Duck, as Solicitor for the Complainant the sum of FIFTY AND (\$50.00) 00/100 DOLLARS.

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 Barnard Gates, the Respondent pay the cost herein to be taxed, for which executed may issue.

This 1st day of July 19 57

[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.

4090

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

**FILED**

JUL 1 1957

MAICE J. DUCK, Register