

ANNE FROST

No. _____ VS. _____

WILLIAM N. FROST

Entered on _____

Min. Book No. _____ Entry _____

~~W. Elsworth Hargrove~~, Register
Alice J. Duck,

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

1. Bill of Complaint
2. Answer, Waiver and Agreement
3. Testimony of Anne Frost and of Dan Allen, witness on behalf of the Complainant in this cause.

William S. Hargrove
Solicitor—For Complainant

FOR RESPONDENT

FILED,

FILED

OCT 31 1959

Register

Alice J. Duck, Register

Alice J. Duck

Solicitor—For Respondent

4714

m

No. _____

ANNE FROST

Vs.

WILLIAM N. FROST

ORDER OF SUBMISSION
NOTE OF EVIDENCE

Filed **FILED**

OCT 31 1959

ALICE J. DUCK, Register

Ent. Min. No. _____ Entry _____

4714
BALDWIN

THE STATE OF ALABAMA, ~~MOBILE~~ MOBILE COUNTY

ANNE FROST
Complainant,
No. vs.
WILLIAM N. FROST,
Defendant

CIRCUIT COURT — IN EQUITY
AT ~~MOBILE~~ ALABAMA
BAY MINETTE,
Entered on _____
Min. Book No. _____ Entry _____

DECREE OF DIVORCE

This cause is submitted for decree on the pleadings, ~~decrees pro confesso~~ and the testimony as shown by the note of submission on file, and on consideration, it is ordered, adjudged and decreed by the Court that the Complainant is entitled to relief, and that the bonds of matrimony heretofore existing between the Complainant and the Defendant be and the same are henceforth dissolved and annulled.

It is further ordered and decreed that Complainant and Defendant be, and hereby are permitted to again contract marriage, subject to such provision of the law as regulate the marriage of divorced persons, and in no event before the expiration of sixty days after the rendition of this decree.

The parties hereto have entered into an agreement, which is in open Court and on record in writing and on file in this cause; the Court approves said agreement and orders and decrees as follows:

The Defendant is hereby awarded the custody and control of their two minor children, subject to the right of the Complainant to see and visit with said children at all reasonable times.

The Complainant having waived all her claims as to alimony and support, no order is made as to same.

The Defendant is hereby ordered to pay the sum of \$50.00 to the Complainant's Solicitor of Record for his services herein on her behalf.

The Court retains jurisdiction of this cause for the purpose of making such other or further orders or decrees as may be necessary as to the carrying out of said agreement by said parties as the Court may deem proper, and as changed conditions may require.

It is further ordered that _____ Complainant _____
pay the cost of this suit, for which execution may issue.

Dated, November 2, 1959, Hubert M. Hall
Judge

m

CIRCUIT COURT OF MOBILE COUNTY
~~MOBILE~~ Baldwin
IN EQUITY

AT MOBILE, ALABAMA
Bay Minette,

No. _____

ANNE FROST
VS.

WILLIAM M. FROST

DECREE

Entered on _____

Min. Book No. _____ Entry _____

ANNE FROST,
Complainant,

-vs-

WILLIAM N. FROST,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN
~~XXXXXX~~ COUNTY, ALABAMA

IN EQUITY:

NO. _____

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN
ALABAMA, SITTING IN EQUITY.

Comes the Complainant and shows unto Your Honors and unto this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were married to each other on May 14, 1955 in Pascagoula, Mississippi. Both the Complainant and the Respondent are each over the age of twenty-one years and both the Complainant and the Respondent are bona-fide resident citizens of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. There are two minor children as issue of their marriage, Walter Frost, and William J. Frost.

TWO

The Respondent has committed actual violence upon the person of the Complainant, attended with danger to her life or health, or from his conduct there is reasonable apprehension of such violence.

PRAYER FOR PROCESS

Complainant further prays that Your Honors will take jurisdiction of this cause, will make the said William N. Frost, party-respondent hereto, and will cause him to appear, plead, answer or demur hereto within the time allowed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to grant her an absolute divorce from the bonds of matrimony with the Respondent, and Complainant further prays for such other further or different relief as in equity she may be due, and as in duty bound she will ever pray, etc.

FILED

SEP 25 1959

ALICE J. DUCK, Register

William S. Jones

SOLICITOR FOR COMPLAINANT.

ANNE FROST

Complainant

No. 51,142-1 vs.

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

WILLIAM N. FROST

Defendant

ANSWER AND WAIVER

Comes the defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegations of said Bill of Complaint and demands strict proof thereof.

I agree that the testimony in this cause may be taken by deposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

I further agree that Mrs. Peggy Preston, may take the testimony in this cause without the issuance of a commission.

William N. Frost
Defendant

Complainant agrees that Mrs. Peggy Preston, may take the testimony in this cause as commissioner, without issuance of a commission.

Anne L. Frost
Complainant

NOTE: The space below is intended for "Agreements Between the Parties".

Complainant agrees that the Defendant is a fit and proper person to be granted the custody and control of their two minor children, subject to her right to see and visit with said children at all reasonable times.

Complainant releases the Defendant from all claims of alimony and support, both temporary and permanent.

Complainant agrees to pay the sum of \$50.00 towards the court costs and attorneys fees incident to this proceeding and the Defendant agrees to pay the sum of \$50.00 towards the court costs and attorneys' fees incident to these proceedings.

ATTEST:

J. Otis C Hall

B. L. Green

Anne L. Frost
COMPLAINANT.

William N. Frost
DEFENDANT.

FILED, OCT 21 1959

REGISTER

STATE OF _____

COUNTY OF _____

I, _____, a NOTARY PUBLIC in and for said State and County, do hereby certify that _____, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that being informed of the contents of the instrument, _____ executed the same voluntarily on the day same bears date.

Witness my hand and seal this _____ day of _____, 19_____.

NOTARY PUBLIC

Filed _____

STATE OF _____

Register _____

COUNTY OF _____

No. _____

Frost

Vs. _____

ANSWER AND WAIVER

Filed, ~~OCT 21 1959~~, 19

FILED

OCT 23 59

ALICE J. DUCK, CLERK
REGISTER

CERTIFICATE

I, Peggy Preston, the Commissioner appointed by the Court and named in the ~~attached commission~~ or named by agreement of the parties, in that certain cause now pending in

Baldwin
the Honorable Circuit Court of ~~Mobile~~ County, Alabama, Sitting in Equity, No. _____, wherein

ANNE FROST is Complainant, and WILLIAM N. FROST

is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as such commissioner, caused ANNE FROST, and DAN ALLEN

who ^{are} were made known to me, to come before me at 3:00 o'clock P. M., on October 30, 19 59, at 56 S. Conception St. Mobile, Alabama; that said witnesses were first duly sworn

by me as stated; that they were then examined by WILLIAM GRAYSON, Solicitor for the Complainant, ~~and cross examined by~~

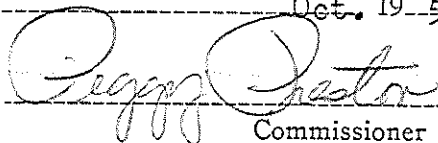
~~Solicitor for~~
~~Guardian Ad Litem for~~ _____, and they testified in
~~Attorney Ad Litem for~~

response thereto as is hereinabove written; and the testimony was by me reduced to writing as given by said witnesses in narrative form, and as near might be the identical language of said witnesses, and that, after said testimony had been so reduced to writing, it was by me read over to said witnesses; who assented to and signed same, ~~who refused to sign same, who was physically unable to sign same, who waived the reading and signing of same,~~ in my presence and in the presence of said Solicitor for

Complainant, ~~Solicitor for~~
~~Guardian Ad Litem for~~
~~Attorney Ad Litem for~~

I further certify that I am not of counsel or kin to any of the parties to the said cause, and am not in anywise interested in the result thereof, and that the depositions are true and correct as given by the witnesses.

Witness my hand this 30th day of _____ Oct. 19 59.


Commissioner

TESTIMONY OF ANNE FROST, WITNESS ON HER OWN BEHALF:

My name is Anne Frost and I am the Complainant in this cause. I am the wife of the Respondent and we were married to each other on May 14, 1955 in Pascagoula, Mississippi. Both myself and the Respondent are bona-fide resident citizens of the State of Alabama and the Complainant has been such for more than one year next preceding the filing of the bill of complaint herein. The Respondent and I are each over the age of twenty-one years. There are two minor children as issue of our marriage, Walter Frost, age seventeen months, and William J. Frost, age three years. The children are now living with the Respondent's mother and father and are well taken care of. The Respondent has committed actual violence upon my person, attended with danger to my life and health, and from his conduct there is reasonable apprehension of such violence being inflicted upon my person if I were to ever live with the Respondent again in any respect as husband and wife. The Respondent has a very bad temper, especially when he is drinking. He has lost his temper with me and has beat me so badly that I have been caused to go to the Doctor for treatment of my bruises, etc. On each of these occasions he would promise me that he would never beat me again and I would stay and then the next time that he drank he would start all over again. He has made threats to me bodily harm and has cussed and abused me for nasty and vulgar names. I have had black eyes so bad that I could not ever see out of them as a result of the Respondent's losing his temper with me.

Anne Frost

Anne Frost

vs

William N. Frost

Testimony of Dan Allen

I have known the complainant and respondent in the above styled cause for over ten years. The complainant is the wife of the respondent and they were married to each other May 14, 1955 at Pascagoula, Mississippi. Both the complainant and respondent are over the age of 21 years and both are bona fide resident citizens of Mobile County, Alabama. There are two minor children at issue of their marriage, Walter and William J. Frost. The Children now stay, live and reside with respondent's mother and father. The respondent is a fit and proper person to be granted custody and control of these children. The complainant is a fit and proper person to have part-time custody and control of these minor children.

I have heard respondent fuss at complainant because he was angry with her. The respondent has a quick and violent temper. I have heard that the respondent has hit her on occasions. The complainant has come to me and complained to me that respondent had been cruel and mean to her. She has said these things in the presence of her husband and he has not denied it.

6 Dan Allen