

9780

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

FLORA P. EVERETT

-----, Complainant

vs.

JACKSON P. EVERETT

-----, 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 Flora P. Everett is forever divorced from the said Jackson P. Everett for and on account of Reasonable Apprehension 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 Flora P. Everett the Complainant pay the cost herein to be taxed, for which executed may issue.

This 4th day of December 1959.

Hubert M. Steele

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

FLORA P. EVERETT

Complainant

vs.

JACKSON P. EVERETT

Respondent

DIVORCE DECREE

FILED

DEC 7 1959

ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Helen Bailey

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 Flora P. Everett and Mary F. Deskin

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Flora P. Everett

and Jackson P. Everett

Respondent

on oath, to be by you administered, upon said witnesses to take and certify the depositionS of the witness eSand return the same to our Court, with all convenient speed, under your hand.

Witness 4rd day of December 1959

Alice J. Sluck Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

**THE STATE OF ALABAMA
Baldwin County**

CIRCUIT COURT

FLORA P. EVERETT

Complainant

VS.

JACKSON P. EVERETT

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:
Helen Bailey

WITNESSES:
Flora P. Everett
Mary F. Deskin

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THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

FLORA P. EVERETT COMPLAINANT

vs.

JACKSON P. EVERETT RESPONDENT

I, Helen Bailey

as Register and Commissioner

have called and caused to come before me Flora P. Everett and Mary F. Deskin

witness es named in the requirement for Oral Examination, on the 13rd day of December
1959, at the office of Ernest M. Bailey

in Fairhope, Alabama, and having first sworn said witness es to speak the
truth, the whole truth, and nothing but the truth, the said Flora P. Everett and Mary
F. Deskin

doth depose and say as follows:

TESTIMONY OF FLORA P. EVERETT:

I am the Complainant in the above styled cause. The Respondent and I are both over the age of twenty-one years and reside in Fairhope, Alabama. We were married on February 4, 1954 and lived together as husband and wife until on November 27, 1959. At that time and on occasions prior to that date, the Respondent threatened me physically and I am of the opinion that if I continue to live with him as his wife, he will commit violence upon my person or may injure me permanently.

Flora P. Everett
FLORA P. EVERETT

TESTIMONY OF MARY F. DESKIN:

I am a sister of the Complainant in the above styled cause and have known the Respondent all during his married life to my sister. I have on many occasions seen the Complainant when she was upset and emotionally disturbed by reason of domestic difficulties.

Mary F. Deskin

I, Helen Bailey as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presence of myself and Ernest M. Bailey

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof 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 4th day of December, 1959.

Helen Bailey (L. S.)

No. _____	Page _____
THE STATE OF ALABAMA, BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
FLORA P. EVERETT	
COMPLAINANT	
vs.	
JACKSON P. EVERETT	
RESPONDENT	
ORAL DEPOSITION	
Filed <u>FILED</u>	19 <u>59</u>
DEC 4 1959	Register.
ALICE J. DICK RECORDED & INDEXED	
Vol. _____	Record _____
Page _____	Register. _____

FLORA P. EVERETT
Complainant

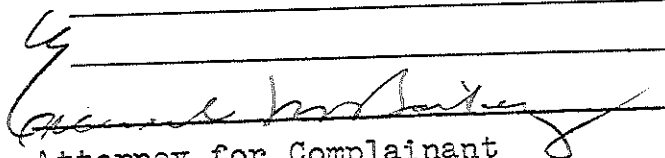
vs.
JACKSON P. EVERETT
Respondent

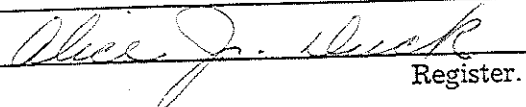
THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
and Oral Testimony of Flora P. Everett and Mary F. Deskin

and in behalf of Defendant upon Answer and Waiver


Attorney for Complainant


Register.

m

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

FLORA P. EVERETT

Complainant

vs.

JACKSON P. EVERETT

Respondent

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

Register.

Printed by the Baldwin Times

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Jackson P. Everett to appear and answer, plead or demur, to the Bill of Complaint filed in this Court within thirty days from the service hereof, by Flora P. Everett, as Complainant, against Jackson P. Everett, as Respondent.

Witness my hand this the 4 day of December, 1959.



Register

FLORA P. EVERETT,
Complainant

-vs-

JACKSON P. EVERETT,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes your Complainant, Flora P. Everett, and files this her Bill of Complaint for divorce against Jackson P. Everett, and shows unto Your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are both over the age of twenty-one years and are bona fide residents of Baldwin County, Alabama, residing in Fairhope, Alabama.

SECOND:

That your Complainant and the Respondent were married on, heretofore, to-wit, February 4, 1954 in Pascagoula, Mississippi and lived together as husband and wife until on, to-wit, November 27, 1959, when, on account of the matters hereinafter complained of, your Complainant was forced to live separate and apart from the Respondent; that on November 27, 1959 and at times prior thereto, Complainant states that the Respondent, from his manner and conduct towards her, gave reasonable apprehension of committing violence upon her person, attended with danger to her life and health, and

that from his manner and conduct, she is reasonably certain that if she continues to live with him, he will commit such violence upon her person, with danger to her life and health.

THIRD:

That there have been no children born of this marriage between Complainant and Respondent, and that the parties have heretofore reached an agreement between themselves as to the disposition of their property.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, the Complainant prays that the above Jackson P. Everett 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 and statutes prescribed by the rules of this Court and in such cases made and provided. That upon the final hearing of this cause, Your Honor will grant unto the Complainant an absolute divorce from the Respondent and will decree that the parties be allowed to remarry if they see fit. Complainant prays that Your Honor will grant that she may resume her maiden name if she desires. Your Complainant further prays that she be granted such other, further and different relief to which she may be entitled and as in duty bound she will ever pray.

Flora P. Everett

FLORA P. EVERETT

STATE OF ALABAMA)
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared Flora P. Everett, who, after being first duly sworn, deposes and says that the allegations contained in the foregoing Bill of Complaint are true and correct.

Flora P. Everett

FLORA P. EVERETT

Sworn and subscribed to before me this 3rd day of December, 1959.

Wiley Bailey

NOTARY PUBLIC
BALDWIN COUNTY, ALABAMA

FILED
DEC 4 1959

ALICE J. DUCK, Register

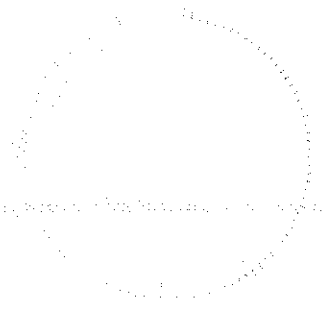
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FLORA P. EVERETT,
Complainant
vs.
JACKSON P. EVERETT,
Respondent

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
DEC 4 1959
ALICE J. DUCK, Register



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FLORA P. EVERETT,	¶	IN THE CIRCUIT COURT OF
Complainant	¶	BALDWIN COUNTY, ALABAMA
-vs-	¶	IN EQUITY
JACKSON P. EVERETT,	¶)	
Respondent		

ANSWER AND WAIVER

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

1. Respondent admits the allegations of the first paragraph of the Bill of Complaint.
2. Respondent admits the allegations of the second paragraph of the Bill of Complaint, as to the date of marriage and date of separation but denies all other allegations contained in this paragraph and demands strict proof of the same.
3. Respondent admits the allegations of the third paragraph of the Bill of Complaint.

Respondent hereby accepts service of a copy of the Summons and Complaint in this cause and waives further service of the same. The Respondent also waives notice of taking of testimony and notice of submission of said cause and agrees that testimony may be taken and the cause submitted without further notice to him.

Jackson P. Everett
 JACKSON P. EVERETT

WITNESS:

STATE OF ALABAMA)
 BALDWIN COUNTY)

I, the undersigned notary public in and for said state and county, certify that Jackson P. Everett, whose name is signed to foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of contents of instrument, he executed same voluntarily on day same bears date.

Given under my hand and seal this 4th day of December, 1959.
 My commission expires June 10, 1962.

FILED
 DEC 4 1959

Helen Bailey
 NOTARY PUBLIC

108

FLORA P. EVERETT,
Complainant
versus
JACKSON P. EVERETT,
Respondent

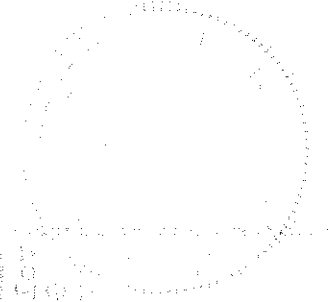
ANSWER AND WAIVER

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED

DEC 4 1959

ALICE J. DUCK, Registrar



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