

(4872)

LAW OFFICE  
K. E. HENDERSON  
MOBILE, ALABAMA

April 16, 1960.

Honorable Alice J. Duck,  
Register In Chancery,  
Circuit Court of Baldwin County, Ala.,  
Bay Minette, Ala.

Dear Madam:

Re: Lillie B. Patterson,  
Vs.  
Ralph Edward Patterson

Enclosed is answer and waiver signed by the parties in  
this divorce case. Please file the same in your office.

I expect the testimony to be taken, and sent in in a few  
days.

Very truly yours,

Kenneth E. Henderson  
Kenneth E. Henderson,  
Attorney At Law.

LAW OFFICE  
K. E. HENDERSON  
MOBILE, ALABAMA

May 4, 1960.

Honorable Alice J. Duck,  
Register In Chancery,  
Circuit Court of Baldwin County, Ala.  
Bay Minette, Ala.

Re: Lillie B. Patterson,  
Complainant  
Vs. Equity No. \_\_\_\_\_

Ralph Edward Patterson,  
Respondent

Dear Madam:

Enclosed herewith are the depositions of the witnesses for the complainant in this case. Also, the commissioner's certificate and note of testimony signed by me as complainant's solicitor.

Please submit the case to the Court for divorce decree.

Enclosed is my check for \$16.50 for court costs. If insufficient, please send me bill for balance. The commissioner's fee has already been paid.

Please note for insertion in the decree that complainant is asking for her former name back, namely: Lillie B. Jones.

Please have the case number typed in on all papers, where same should appear, because I do not have the number.

Respectfully yours,

Kenneth E. Henderson  
Kenneth E. Henderson

DEPOSITION OF WITNESSES

LILLIE B. PATTERSON,  
Complainant

Vs.

RALPH EDWARD PATTERSON,  
Respondent

§ IN THE CIRCUIT COURT OF  
§ BALDWIN COUNTY, ALABAMA,  
§ IN EQUITY, No. \_\_\_\_\_  
§

By virtue of an agreement between the parties in the above styled cause contained in the answer on file herein, I, the undersigned Allie Mae Moore, acting as commissioner (shown by my commissioner's certificate hereunto attached) have caused the complainant herein, Lillie B. Patterson, and Mrs. Elois Golden, as the witnesses for the complainant in said cause, to come before me, who being duly sworn, testified as follows on direct oral examination by Mr. Kenneth E. Henderson, solicitor for the complainant.

Allie Mae Moore  
Allie Mae Moore, Commissioner

TESTIMONY OF LILLIE B. PATTERSON. COMPLAINANT:

My name is Lillie

B. Patterson. I am the complainant in this case, in which I seek a divorce from my marriage to my husband, Ralph Edward Patterson, the respondent. The respondent and I are both over twenty-one years of age. I, the complainant, am a bona-fide resident citizen of the state of Alabama, and I reside in Mobile County, Alabama. The respondent is a non-resident of Alabama, and his place of residence and post-office address is Route 1, Box # 127, Wildwood, Florida. I separated from the respondent on or about February 15th, 1960, in Leesburg, Florida, because of the reasons stated in my bill of complaint in this case. In the answer and waiver on file in this case the respondent and I both agreed for the venue of this divorce suit to be in the Circuit Court of Baldwin County, Alabama, in Equity, and for Miss Allie Mae Moore to act as Commissioner.

The respondent, Ralph Edward Patterson, is my lawful husband. I was married to him by licensed marriage ceremony on or about April 4, 1959, in the city of Bushnell, Sumpter County, Florida; <sup>and</sup> thereafter the respondent and I lived together as husband and wife until on or about February 15, 1960, when we were separated from one another at Leesburg, Florida, because on that date and prior thereto the respondent committed actual violence on my person, attended with danger to my life or health; and from the respondent's conduct during said times there was-and I had-a reasonable apprehension of such violence, should I have continued living with the respondent. During such times the respondent threatened to kill me, and he was always abusing

me, twisting my arms and pushing me around, and once-about two weeks before I left him-I had to go to the hospital for treatment of bruises and sprains caused by respondent's assaults on my person, and I left him after that as soon as I was able.

Another reason I had to leave the respondent on the date I have stated is because after my marriage to him he became addicted to habitual drunkenness. He stayed drunk nearly all the time. When he was courting me he was just as nice as any man could be, and he drank none at all to my knowledge. So for the reasons stated I had to separate from the respondent at Leesburg, Florida, on or about February 15, 1960, and have been separated from him ever since then; and ever since then I, the complainant, have been a bona-fide resident citizen of Mobile County, Alabama.

No children were born of my marriage to the respondent.

Since I separated from the respondent my health and nerves have become much better; and I want the Court to give me a divorce from the respondent, and permit me to resume my former name of Lillie B. Jones.

*Lillie B. Patterson*  
LILLIE B. PATTERSON, Complainant

TESTIMONY OF MRS. ELOIS GOLDEN:

My name is Mrs. Elois Golden.

I am the eldest daughter of the complainant, Mrs. Lillie B. Patterson, by a former marriage. I know that my mother the complainant is a bona-fide resident citizen of Mobile County, Alabama, and was such when this case was filed. I know the respondent, Ralph Edward Patterson; and that both he and the complainant are over twenty-one years of age. I know that the complainant and the respondent were married to each other on or about April 4, 1959, in Bushnell, Florida; and that they lived together as wife and husband thereafter until on or about February 15, 1960. I know the reasons for their separation. It was because the respondent stayed drunk all the time and was very cruel to my mother, the complainant. I visited in their home at Wildwood, Florida, a dozen or more times, and every time the respondent was drunk and drinking. He had whiskey bottles all over his room, under the bed and between the mattress. I saw them when I helped my mother make up beds. I met the respondent a half dozen or more times while

he was courting my mother and he was sober each time and was very nice to all of us, and he didn't drink that we knew of. I know that my mother, the complainant, was very nervous and her health was bad because of the respondent's drinking and mistreating her. The respondent was a rough, violent man in his manners to my mother, and would speak awful short to her. Once I heard the respondent threaten to throw my mother down or out or stomp her. That was about six months before she left him; and I know the complainant was forced to and did separate from the respondent on or about February 15, 1960, at Leesburg, Florida, because of the respondent's habitual drunkenness and cruelty; and that she, the complainant, has been separated from him ever since then, and has been a bona-fide resident citizen of Mobile County, Alabama, ever since then. The complainant's health and spirits are much improved since she separated from the respondent.

*Mrs. Elois Golden*

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MRS. ELOIS GOLDEN, Witness for complainant

# CERTIFICATE

I, Allie Mae Moore, the Commissioner ~~appointed by the Court and~~

~~appointed by the Court and~~ or named by agreement of the parties, in that certain cause now pending in

Baldwin County,  
the Honorable Circuit Court of Baldwin County, Alabama, Sitting in Equity, No. \_\_\_\_\_, wherein

Lillie B. Patterson is Complainant, and Ralph Edward Patterson

is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as

such commissioner, caused said Lillie B. Patterson, and Mrs. Elois Golden

<sup>of</sup> who were made known to me, to come before me at 10 o'clock A.M., on April 23rd,

19 60, at 12 N. Jackson Street Mobile, Alabama; that said witnesses were first duly sworn

by me as stated; that they were then examined by Mr. Kenneth E. Henderson, Solicitor for the

Complainant, and ~~cross-examined by~~

~~Solicitor~~  
~~and~~ ~~and~~ ~~and~~ \_\_\_\_\_, and they testified in

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, or who waived the reading and signing of same, in my presence and in the presence of said Solicitor for

Complainant ~~and~~ ~~and~~ ~~and~~ \_\_\_\_\_  
~~and~~ ~~and~~ ~~and~~ \_\_\_\_\_  
~~and~~ ~~and~~ ~~and~~ \_\_\_\_\_

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 23rd day of April, 19 60.

Allie Mae Moore  
Allie Mae Moore, Commissioner

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LILLIE B. PATTERSON

, Complainant

vs.

RALPH EDWARD PATTERSON

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~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 LILLIE B. PATTERSON is forever divorced from the said RALPH EDWARD PATTERSON for and on account of Cruelty. The Complainant is hereby given the right to resume her former name Lillie B. Jones.

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 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 Lillie B. Patterson the Complainant pay the cost herein to be taxed, for which executed may issue.

This 5 day of May 19 60

[Handwritten 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.

No. ----- Page -----

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED  
MAY 5 1904  
ALICE J. DUCK, CLERK  
REGISTER



LAW OFFICE  
K. E. HENDERSON  
MOBILE, ALABAMA

April , 1960.

Honorable Alice J. Duck,  
Register In Chancery,  
Circuit Court of Baldwin County, Ala.,  
Bay Minette, Ala.

Re: Lillie B. Patterson,            ¶ Circuit Court of  
  Complainant                    ¶  
Vs.                                        ¶ Baldwin County, Ala.,  
  ¶  
Ralph Edward Patterson,        ¶ In Equity.  
  Respondent

Dear Madam:

          Please file the attached bill of complaint for divorce in  
the above styled cause.

          I expect the respondent to sign an answer and waiver, which  
I expect to send to you for filing in a few days.

Very truly yours,

Kenneth E. Henderson  
Kenneth E. Henderson.

LILLIE B. PATTERSON,  
Complainant

No. \_\_\_\_\_ VS. \_\_\_\_\_

RALPH EDWARD PATTERSON,  
Respondent

Entered on \_\_\_\_\_

Min. Book No. \_\_\_\_\_ Entry \_\_\_\_\_

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

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. Original Bill of Complaint.
2. Answer and Waiver & Agreement of the Parties.
3. Depositions of Lillie B. Patterson, Complainant, and Mrs. Elois Golden, witness for the complainant.

*Kenneth E. Henderson*

Kenneth E. Henderson, Solicitor—For Complainant

FOR RESPONDENT

FILED, 5-5-60

*Alice J. Duck* Register

Solicitor—For Respondent

M

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

LILLIE B. PATTERSON,  
Complainant

Vs.

RALPH EDWARD PATTERSON,  
Respondent

ORDER OF SUBMISSION  
NOTE OF EVIDENCE

Filed \_\_\_\_\_

FILED

MAY 5 1960

Ent. Min. No. \_\_\_\_\_  
ALICE J. DUCK, CLERK REGISTER  
Entry

LILLIE B. PATTERSON,  
Complainant

Vs.

RALPH EDWARD PATTERSON,  
Respondent

¶  
¶  
¶  
¶

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

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

Now comes Lillie B. Patterson, the complainant in the above styled cause, and respectfully exhibits this her bill of complaint against Ralph Edward Patterson, the respondent in this cause, and shows unto Your Honor as follows:

ONE

The complainant and the respondent are both over twenty-one years of age. The complainant is a bona-fide resident citizen of the state of Alabama; and resides in the City of Mobile, Mobile County, Alabama. The respondent is a non-resident of Alabama, and his place of residence and post-office address is Route 1, Box 127, Wildwood, Florida. In the answer and waiver to be filed herein, venue is agreed to be in above named Court.

TWO

The complainant is the lawful wife of the respondent and was married to him by licensed marriage ceremony on or about April 4, 1959, in the City of Bushnell, Sumpter County, Florida. Thereafter the respondent and the complainant lived together as husband and wife until on or about February 15th, 1960, when they were separated from one another at Leesburg, Florida, for the reason that on that date and prior thereto the respondent committed actual violence on complainant's person, attended with danger to her life or health; and from the respondent's conduct during said times there was a reasonable apprehension of such violence should the complainant have continued living with the respondent; and for the further reason that the respondent, after his said marriage to complainant, became addicted to habitual drunkenness. And because of respondent's said alleged violence, the reasonable apprehension thereof, and his said alleged habitual drunkenness the complainant was forced to separate from him, as alleged, on or about February 15, 1960, at Leesburg, Florida, and has been separated from him ever since then; and the complainant has been a bona-fide resident citizen of Mobile County, Alabama, ever since then.

THREE

No Children were born of the marriage of complainant and respondent.

PRAYER FOR PROCESS

WHEREFORE, THE PREMISES CONSIDERED, the complainant prays that this Honorable Court will take jurisdiction of this cause, and will cause the said Ralph Edward Patterson to be made a party respondent to this bill of complaint, and will cause the <sup>proper</sup> process of this Court to be issued and served upon said respondent, requiring him to plead, answer or demur to this bill of complaint within the time required by law and the rules and practices of this Honorable Court, or else that the same shall be taken as confessed against him.

PRAYER FOR RELIEF

WHEREFORE, THE PREMISES FURTHER CONSIDERED, the complainant prays that upon a final hearing of this cause this Honorable Court will render a decree granting to the complainant an absolute divorce from her bonds of matrimony to the respondent, and dissolving the bonds of matrimony now existing between the complainant and respondent, and granting to each of them the right to marry again, should they so desire, and granting to the complainant the right to resume her former name of Lillie B. Jones.

*Kenneth E. Henderson*

Kenneth E. Henderson, Solicitor for the  
Complainant, 12 N. Jackson Street, Mobile,  
Alabama. Phone H.E. 2-5016.

LILLIE B. PATTERSON

, Complainant

No. Vs.

RALPH EDWARD PATTERSON,

Defendant

IN THE CIRCUIT COURT OF BALDWIN

~~MOBILE~~ COUNTY, ALABAMA

IN EQUITY

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. Defendant agrees for the venue of this cause to be in the Circuit Court of Baldwin County, Alabama.

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 Allie Mae Moore, may take the testimony in this cause without the issuance of a commission.

Done this April 12, 1960.

Ralph Edward Patterson  
Ralph Edward Patterson, Defendant

Complainant agrees that Allie Mae Moore, may take the testimony in

this cause as commissioner, without issuance of a commission. Complainant agrees for the venue of this cause to be in the Circuit Court of Baldwin County, Alabama. March 31, 1960.

Lillie B. Patterson  
Lillie B. Patterson, Complainant

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

Defendant and complainant both agree for the venue of this cause to be in the Circuit Court of Baldwin County, Alabama, In Equity, and that Allie Mae Moore may act as commissioner to take the testimony in this cause at No. 12 N. Jackson Street, Mobile, Alabama, without the issuance of a commission.

Ralph Edward Patterson  
Ralph Edward Patterson, Defendant.

Lillie B. Patterson  
Lillie B. Patterson, Complainant.

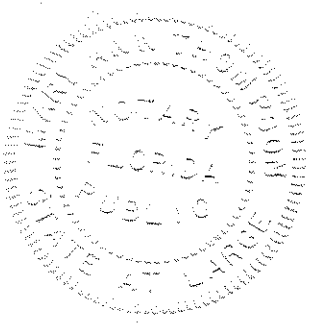
STATE OF FLORIDA,  
COUNTY OF Sumter

I, Mary Ann Thompson, a Notary Public in and for said State and County, do hereby certify that Ralph Edward Patterson, 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, he executed the same voluntarily on the day same bears date.

Witness my hand and seal this 12<sup>th</sup> day of April, 1960.

Mary Ann Thompson  
Notary Public, State of Florida,  
County of Sumter

My commission expires: 12/27/63



STATE OF ALABAMA,  
COUNTY OF MOBILE.

I, Kenneth E. Henderson, a NOTARY PUBLIC in and for said State and County, do hereby certify that Lillie B. Patterson, 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, she executed the same voluntarily on the day same bears date.

Witness my hand and seal this 16th day of April, 1960.

Kenneth E. Henderson  
NOTARY PUBLIC

Filed \_\_\_\_\_ STATE OF ALABAMA,  
COUNTY OF MOBILE.

Register