

(2923)

DIVORCE DECREE

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The State of Alabama, Baldwin County
CIRCUIT COURT, IN EQUITY

WILLIE DALE CATHCART, Complainant
vs.

LESTER WILSON CATHCART, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer & 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 Willie Dale Cathcart is forever divorced from the said Lester Wilson Cathcart 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 the payment of the cost of this suit.

It is further ordered that Willie Dale Cathcart the Complainant pay the cost herein to be taxed, for which execution may issue.

This 24th day of December, 1952.

J. J. [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. 2923 Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

WILLIE DALE CATHCART

Complainant

vs.

LESTER WILSON CATHCART

Respondent

DIVORCE DECREE

FILED
DEC 24 1952
ALICE J. DECK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

WILLIE DALE CATHCART

Complainant

VS.

LESTER WILSON CATHCART

Respondent

I, Lyrleene Nixon

as Register and Commissioner

have called and caused to come before me Willie Dale Cathcart and Howard Parker

witness es named in the Requirement for Oral Examination, on the 8th day of November
194 52, at the office of C. L. Noir Thomson
in Bay Minette, Alabama, and having first sworn said Witness es to speak the
truth, the whole truth, and nothing but the truth, the said Willie Dale Cathcart and
Howard Parker doth depose and say as follows:

My name is Willie Dale Cathcart, I am over the age of 21, and a resident of Baldwin County, Alabama, and have been more than two years next preceding, the respondent in this cause is also over the age of 21 and was a resident of Baldwin County, Alabama more than two years next preceding at the time of our separation, we were married in Lucedale, Mississippi on May 15, 1950, and lived together as husband and wife until on or about February 11, 1952, the cause of our separation was because Lester Wilson Cathcart, Respondent, cursed and abused and hit me in the back with a flash light, placed me in fear of my life or health, and I knew I could not live with him any longer as his wife, he threatened and abused me on other occasion as well, there was born of our marriage one child, Jaqueline Annette Cathcart, age about 1 year she has been in my care, custody, and control since birth and I believe that I am a fit, suitable, and proper person to have her care, custody, and control, and respectfully ask this Honorable Court to grant me the care, custody, and control of the said infant child as I have provided her entire support during her life time including confinement expense.

Willie Dale Cathcart

That my name is Howard Parker, I am over the age of 21, and a resident of Baldwin County, Alabama, and I know both parties to this cause, I know that they are over the age of 21, and were married at Lucedale, Mississippi, in May, 1950, and lived together as husband and wife in Baldwin County, Alabama until about the middle of February, 1952, the respondent abused the Complainant, Willie Dale Cathcart on a number of occasion and when he began to make good of his threats and abused by striking her with a flash light and then left I knew that they could not live together again as husband and wife, because of her fear of her life and health. I know the infant child that was born as fruits of their marriage and that the mother, Complainant, is a fit, suitable, and proper person to have the permanent care, custody, and control of this child as she has maintained and supported it since birth, and even paid the confinement expenses.

Howard Parker

ORAL EXAMINATION.

I, Lyrleene Nixon, 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 es and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 8th day of November, 1945

Lyrleene Nixon (L. S.)

NO. 2923 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

WILLIE DALE CATHCART

vs. Complainant

LESTER WILSON CATHCART

Respondent.

Oral Deposition

Filed _____, 1945

Register.

Reported in
FILED

NOV 17 1952
Record

Vol. _____ Page _____

ALICE J. DICK, Register.
Register.

WILLIE DALE CATHCART

vs.

LESTER WILSON CATHCART

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,
Answer & Waiver of Respondent, Testimony of Willie Dale Cathcart and
Howard Parker

and in behalf of Defendant upon

W. D. Cathcart

Lester Wilson Cathcart

Register.

No. 2923

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

WILLIE DALE CATHCART

vs.

LESTER WILSON CATHCART

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

FILED
NOV 17 1952

ALICE J. BUCK, Register
By The Baldwin Times

WILLIE DALE CATHCART	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY.
LESTER WILSON CATHCART	Ø	
RESPONDENT	Ø	

Now comes the Respondent and accepted service of the summon and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

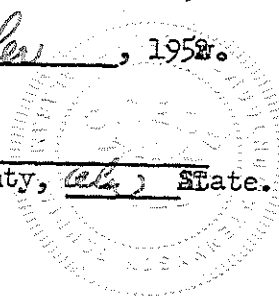
Lester W. Cathcart

STATE OF Ala
COUNTY OF Montgomery

I, Dennis H. Dennis, a Notary Public, in and for said County, in said State, hereby certify that Lester Wilson Cathcart, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 31 day of October, 1958.

Dennis H. Dennis
Notary Public, Montgomery County, Ala State.



WILLIE DALE CATHCART Ø IN THE CIRCUIT COURT OF
 Ø BALDWIN COUNTY, ALABAMA
VS Ø IN EQUITY.
LESTER WILSON CATHCART Ø
 Ø

Now comes the Respondent and accepted service of the summon and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

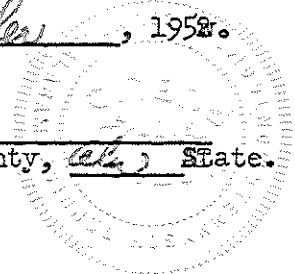
Lester W. Cathcart

STATE OF Ala
COUNTY OF Montgomery

I, Dorsey H. Dennis, a Notary Public, in and for said County, in said State, hereby certify that Lester Wilson Cathcart, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 31 day of October, 1952.

Dorsey H. Dennis
Notary Public, Montgomery County, Ala, State.



RECORDED

702923

WILLIE DALE CATHCART

COMPLAINANT

VS

LESTER WILSONCATHCART

RESPONDENT

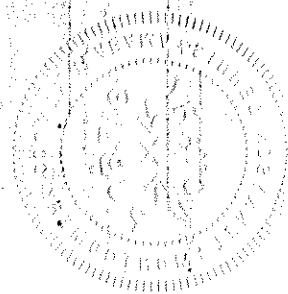
Answer & Waiver

From the Law Offices of
C. LeNoir Thompson
Attorney At Law
Ray Minette, Alabama

FILED

NOV 17 1952

ALICE J. DUCK, Register



STATE OF ALABAMA
BALDWIN COUNTY

You are hereby commanded to summon LESTER WILSON CATHCART, to appear and plead, answer or demur, with thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama. in equity, by WILLIE DALE CATHCART, as Complainant.

WITNESS my hand this ____ day of _____, 1952.

Register.

WILLIE DALE CATHCART	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY.
LESTER WILSON CATHCART	Ø	
RESPONDENT	Ø	

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA., IN EQUITY SITTING:

Your Complainant, Willie Dale Cathcart, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

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

2.

That your Complainant and the Respondent married in Lucedale, Mississippi, May 15, 1950, and lived together as husband and wife in Baldwin County, Alabama, until on to-wit, February 11, 1952, and that Baldwin County has been the home of the Complainant for more than two years the next preceding.

3.

Your Complainant avers and charges that the said Respondent did on or about the 11th day of February, 1952, and many times prior thereto assault, beat, hit, and strike Complainant; that said Respondent has committed actual violence on her person attended with danger to her health or life; complainant avers and charges that respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit and actual violence upon her person, attended with danger to her life or health.

4.

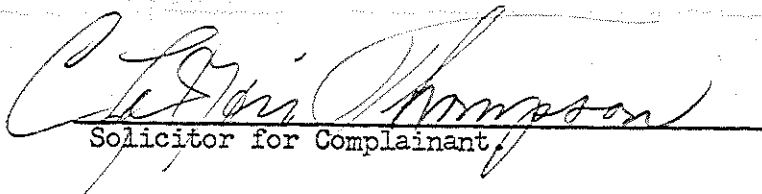
There was born as fruits of this marriage between the Complainant and the

Respondent one child: Jaqueline Annette Cathcart, age 1. That the mother of said child is a suitable, fit and proper person to have the care, custody, and control.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said LESTER WILSON CATHCART party Respondent to this bill of Complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon final hearing hereof your Honor will grant to her an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent.

That the care, custody, and control of the child be awarded to the Complainant, and that no maintenance, support, or alimony is requested, and that upon a final hearing of this cause, that your Complainant be awarded such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Solicitor for Complainant.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Lyrleene Nixon

KNOW YE: that we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Willie Dale Cathcart and Howard Parker

as witnesses in behalf of Willie Dale Cathcart in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Willie Dale Cathcart

Complainant

and

Lester Wilson Cathcart

Respondent

on oath, to be by you administered, upon Willie Dale Cathcart and Howard Parker to take and certify the deposition s of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 8th day of Nov, 1943

David Luck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

Willie Dale McConals
Rt I Box 487-7
Morganton N.C.
28655

2923

2/03/89

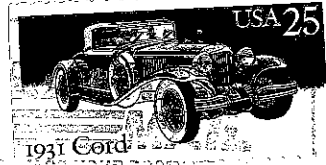
Eunice Tindal

copy

P.O. Box 489

Bay Minette, Al.

36507





10
10

Office of Eunice Tindal

Divorce #
either
2329
or
2923

Inclosed M.O. # 1.25 one
dollar .25 cents for Certified Copy of
Divorce → Lester Wilson Cathcart
Willie Dale Cathcart

Please Return address is
Willie Dale McCombs
P.O. Box 487-7
Morganton N.C.
28655

Thank you.

CIRCUIT COURT
BALDWIN COUNTY, ALA.
FILED

FEB 3 1989

EUNICE G. TINDAL
Register

Cert closed
sent 2/09/89

Return address
Willie Dale McGowan
PTI Box 487-7
Morganton, N.C.
28655

RECEIVED
FEBRUARY 2 1966

FILED
FEBRUARY 2 1966
FBI - MORGANTON

2923