

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Lois Atkins, Complainant

vs.

James O. Atkins, 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 Lois Atkins is forever divorced from the said James O. Atkins 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 Lois Atkins the Complainant pay the cost herein to be taxed, for which execution may issue.

This 6th day of December, 1952

Telford J. Madlock, Jr. 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. 2931 Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Lois Atkins

Complainant

vs.

James O. Atkins

Respondent

DIVORCE DECREE

FILED
DEC 6 1952
ALICE J. BECK, Register

Lois Atkins

James C. Atkins

vs.

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 and waiver of Respondent, and testimony of Lois Atkins

and in behalf of Defendant upon

John L. ...

W. J. ...

Register.

No. 2931.....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Lois Atkins

vs.

James O. Atkins

NOTE OF TESTIMONY

Filed in Open Court this

day of 194

FILED

DEC 4 1952 Register.

Printed By The Baldwin Times
ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summons JAMES O. ATKINS 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 LOIS ATKINS, as Complainant, and against James O. Atkins, as Respondent.

WITNESS my hand this the _____ day of December, 1952.

Register

LOIS ATKINS	Ø	
COMPLAINANT	Ø	IN THE CIRCUIT COURT OF
VS	Ø	BALDWIN COUNTY, ALABAMA,
JAMES O. ATKINS	Ø	IN EQUITY
RESPONDENT	Ø	

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

Your Complainant, Lois Atkins, respectfully represents 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.

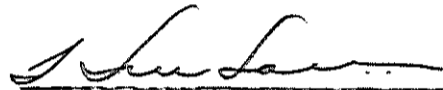
That your Complainant and the Respondent married at Pensacola, Florida, on February 21, 1942, and lived together as husband and wife until on to-wit, September 1, 1952.

3.

That on to-wit, September 1, 1952, and on various occasions prior thereto the Respondent cursed, threatened and abused your Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health; that the conduct of the Respondent was such as to give your Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with the Respondent he would to actual violence to her person, which would necessarily endanger her life and health.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said James O. Atkins 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 a final hearing hereof Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.



Solicitor for the Complainant

no 2931

LOIS ATKINS

COMPLAINANT

VS

JAMES O. ATKINS

RESPONDENT

BILL OF COMPLAINT

FILED

DEC 4 1952

ALICE J. DUCK, Register

LOIS ATKINS

COMPLAINANT

VS

JAMES O. ATKINS

RESPONDENT

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

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, residences and marriage, 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.

James O. Atkins

STATE OF ALABAMA
BALDWIN COUNTY

I, Henry J. Wilkins, Jr. a Notary Public, in and for said County, in said State, hereby certify that James O. Atkins, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 27 day of November, 1952.

Henry J. Wilkins, Jr.
Notary Public

NO 2931

Lois Atkins

Complainant

vs

James O. Atkins

Respondent

Answer and waiver

FILED

DEC 4 1952

ALICE J. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Evelyn Watts

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 Lois Atkins

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Lois Atkins

_____ , Complainant
and James O. Atkins

_____ Respondent

on oath, to be by you administered, upon Lois Atkins
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 29th day of Nov, 1952

Lucy J. Leuck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 2931

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Lois Atkins

Complainant—

vs.

James O. Atkins

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

Evelyn Watts

WITNESSES:

Lois Atkins

FILED

DEC 4 1952

CLERK OF COURT

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Lois Atkins Complainant

VS.

James O. Atkins Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Lois Atkins

witness named in the Requirement for Oral Examination, on the 29 day of November
194 52, at the office of Hubert M. Hall

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Lois Atkins

doth depose and say as follows:

My name is Lois Atkins. I am a bona fide resident of Baldwin County, Alabama, living at Fairhope, and over twenty-one years of age. The Respondent James O. Atkins, is over twenty-one years of age and a resident of Baldwin County, Alabama, living at Fairhope. The Respondent and I married in Pensacola Florida on February 21, 1942, and we lived together as husband and wife until on to-wit, September 1, 1952.

The Respondent and I have made a full, complete and perfect division of all properties owned by us, which is satisfactory to me.

The Respondent after our marriage and on various occasions threatened and abused me and threatened to do violence to my person which would necessarily endanger my life and health. The conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with the Respondent he would carry out his threats and do actual violence to my person which would necessarily endanger my life and health. I am 52 years of age and the Respondent is 44 years of age. We have no children.

Lois Atkins

30° S. W. Atkins
9. S. B. 77 Co

2931

ORAL EXAMINATION.

I, Evelyn Watts, 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 _____ and read over to her and she signed the same in the presence of myself and Hubert M. Hall

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; 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 29 day of November, 194 52.

Evelyn Watts (L. S.)

NO. 2931 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY
IN CIRCUIT COURT, IN EQUITY.

Lois Atkins

vs. Complainant

James O. Atkins

Respondent.

Oral Deposition

Filed FILED, 194 _____

DEC 4 1952, Register.

ALICE I. DAVIS, Recorder.

Vol. _____ Page _____ Record

Register.