

1303

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

ROXIE ANN SALTER

Complainant

VS.

GAYLE THOMAS SALTER

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXX~~

on Answer and Waiver of the Respondent 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 Roxie Ann Salter

is forever divorced from the said Gayle Thomas Salter

for and on account of Abandonment

It is further ordered, adjudged and decreed by the Court that the Complainant and the Respondent shall each have the custody of the said minor child, Gerald Thomas Salter, for six months out of each year; the Complainant having custody for the first six months beginning with the date of this decree, and the Respondent for the next six months from the date of this decree, and so on until the said child is of such age as to determine for himself with whom he shall live, or, until this decree may be amended by the Court; that the Complainant and the Respondent shall have the right to visit the said child at reasonable times.

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 Roxie Ann Salter

the Complainant pay the cost herein to be taxed, for which execution may issue.

This 23rd day of March, 1943

J. W. Hare

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. 1303 Page \_\_\_\_\_

**The State of Alabama**  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

**DIVORCE DECREE**

Filed this \_\_\_\_\_ day of

\_\_\_\_\_, 194\_\_\_\_\_

Register \_\_\_\_\_

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Roxie Ann Salter

Complainant

VS.

Gayle Thomas Salter

Respondent

I, Lillian Patterson

as Register and Commissioner

have called and caused to come before me Roxie Ann Salter, and Fleecie Lancaster

witnesses named in the Requirement for Oral Examination, on the 9th day of March 1945, at the office of Beebe & Hall in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Roxie Ann Salter doth depose and say as follows:

My name is Roxie Ann Salter. I am a bona fide resident of Baldwin County, Alabama, living at Summerdale. I am 20 years old. The Respondent is over twenty-one years of age, and a bona fide resident of Baldwin County, Alabama, living at Robertsedale. The Respondent and I married at Bay Minette, Alabama, on April 30, 1942. We lived together as husband and wife in Baldwin County, Alabama, until in January, 1944. In January, 1944, and while we were living in Baldwin County, Alabama, the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. The Respondent and I are of such temperament that it is absolutely impossible for us to live together as husband and wife.

We have one child, Gerald Thomas Salter, who is now two years old. The child has been with me practically all his life, except the time that has spent with the Respondent and the Respondent's folks.

The Respondent and I have reached an agreement as to the custody of the child, whereby he is to be with me for 6 months, with the right of the Respondent to visit him at reasonable times, and then with the Respondent for 6 months, with the right for me to visit him at reasonable times, and such arrangement to continue until the child reaches the age to determine for himself.

Roxie Ann Salter

Fleecie Lancaster, a witness for the Complainant, being first duly sworn, deposes and says:

My name is Fleecie Lancaster. I live at Summerdale Alabama. I am a sister of the Complainant in this cause. I have had occasion to be with my sister much of the time since she married the Respondent. I know that conditions are such that the Complainant and the Respondent cannot live together as husband and wife. It is my opinion that under the conditions as I know them, it is to the best interest of all that a divorce be granted the parties, so that they may each travel their own way.

Fleecie Lancaster

ORAL EXAMINATION.

I, Lillian Patterson, as ~~Register~~ and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witnesses and read over to them and they signed the same in the presence of myself and H. 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 witnesses; 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 9th day of March, 1945.

Lillian Patterson (L. S.)

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THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed 3-21, 1945  
Proctor, Register.

Recorded in

Record

Vol. \_\_\_\_\_

Page \_\_\_\_\_

, Register.



3.

That in January, 1944, and while the Complainant and the Respondent were living together as husband and wife, in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said Gayle Thomas Salter party Respondent to this cause of action, 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.

Complainant further prays that upon a final hearing hereof, your Honor will enter an order and decree, granting to the Complainant an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that your Honor will give and grant to her such other, further, different, or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

BEEBE & HALL

By: 

Solicitors for the Complainant.

1803

RECORDED

Executed 3-21 1945  
by serving copy of within Summons and  
Complaint on

Gayle Thomas Salter

ROXIE ANN SALTER  
COMPLAINANT

VS.

GAYLE THOMAS SALTER  
RESPONDENT

C. E. Garrett Sheriff  
By \_\_\_\_\_ Deputy Sheriff

SUMMONS AND COMPLAINT

Received March 21 1945  
R. [Signature]

STATE OF ALABAMA  
BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS that this agreement, made and entered into by and between Roxie Ann Salter, Complainant, and Gayle Thomas Salter, Respondent, witnesseth:

1.

WHEREAS, the parties hereto are husband and wife and have come to the conclusion that they can no longer live together.

2.

WHEREAS, they have one child, Gerald Thomas Salter, now two years old, and have reached a full and complete agreement as to the custody of the child, and any and all claims as to alimony.

3.

The Complainant shall have the custody of the child for the first 6 months from the date of final decree of divorce, with the right of the Respondent to visit him at reasonable times.

4.

The Respondent shall have the custody of the child for the second 6 months after the date of final decree, with the right of the Complainant to visit him at reasonable times; this arrangement as to custody of the child shall continue until the child is of such age as to determine for himself, or, until the decree may be amended by the Court.

5.

The Complainant waives and relieves the Respondent from the payment of any alimony, or other claims that she may have against him.

IN WITNESS WHEREOF, the parties have hereunto set their hands on this the 9th day of March, 1945.

STATE OF ALABAMA  
BALDWIN COUNTY

Roxie Ann Salter  
Gayle Thomas Salter

I, W. H. Hunter, a Notary Public, in and for said County, in said State, hereby certify that Roxie Ann Salter, and Gayle Thomas Salter, husband and wife, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 9th day of March, 1945.

W. H. Hunter  
Notary Public, Baldwin County, Ala.



ROXIE ANN SALTER  
COMPLAINANT

VS.

GAYLE THOMAS SALTER  
RESPONDENT

AGREEMENT

*Justus Marsh*  
*Robert*  
*Miller*  
March 2, 1945

Faint, mostly illegible text, likely bleed-through from the reverse side of the page. Some words like "I hereby agree" and "to the following" are partially visible.

WITNESSES  
JAMES M. ...

*Robert Miller*

Additional faint text at the bottom of the page, possibly a signature or date.





Roxie Ann Salter

Complainant

vs.

Gayle Thomas Salter

Respondent

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, \_\_\_\_\_  
Answer and Waiver of the Respondent, and testimony of Roxie Ann Salter  
and Fleecie Lancaster.

Answer and Waiver of the Respondent and agreement as to the custody of  
the child.

and in behalf of Defendant upon \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_



Register.

No. 1303

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

VS.

**NOTE OF TESTIMONY**

Filed in Open Court this 31st  
day of March 1931

[Signature]

REGISTER

THE STATE OF ALABAMA, }  
Baldwin County }

CIRCUIT COURT

TO Lillian Patterson

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

Roxie Ann Salter, and Fleeecie Lancaster

as witnesses in behalf of the Complainant, Roxie Ann Salter in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Roxie Ann Salter

Complainant


and Gayle Thomas Salter

Defendant,

on oath to be by you administered, upon Roxie Ann Salter and Fleeecie Lancaster

to take and certify the deposition of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 21 day of March, 1945



REGISTER

Commissioner's Fee \$

Witness' Fees, \$

NO.

1303

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant

VS.

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses: