

1348

DIVORCE DECREE

Moore Printing Co., Bay Minette, Ala.

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

CLARA JOHNSON

Complainant

VS.

NATHAN JOHNSON

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 CLARA JOHNSON

is forever divorced from the said NATHAN JOHNSON

for and on account of CRUELTY

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED; that the said Clara Johnson is to have the care, custody and control of the minor child, Doris Lucille, with the right of the said Nathan Johnson to visit her 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 Nathan Johnson the Respondent pay the cost herein to be taxed, for which execution may issue.

This 15th day of June, 1945

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. 1348 Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

OLARA JOHNSON

vs. Complainant

NATHAN JOHNSON

Respondent

DIVORCE DECREE

Filed this _____ day of

JUNE, 194**5**

Register

Clara Johnson

vs.

Nathan Johnson

THE STATE OF ALABAMA
Baldwin County

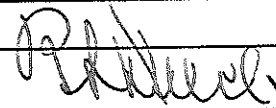
IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____

Oral depositions, agreement and Commission to take Testimony

and in behalf of Defendant upon _____

Answer and Waiver and Agreement



Register.

Amey M. ... - Solicitor.

No. 1384

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

CLARA JOHNSON

vs.

NATHAN JOHNSON

NOTE OF TESTIMONY

Filed in Open Court this 9th

day of June, 1945

[Handwritten Signature]

Register.

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

CLARA JOHNSON

Complainant

VS.

NATHAN JOHNSON

Respondent

I, Alice A. Christian
as ~~Register and~~ Commissioner
have called and caused to come before me Clara Johnson and Evie Lou Chavers

witnesses named in the Requirement for Oral Examination, on the 13 day of June
1945, at the office of Forest A. Christian
in Foley, Alabama, and having first sworn said Witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Clara Johnson and Evie Lou
Chavers doth depose and say as follows:

My name is Clara Johnson. I am the Complainant in the case of Clara Johnson vs. Nathan Johnson. I am 25 years of age. I married Nathan on February 27, 1936, at Bay Minette, Alabama. We have a child named Doris Lucille, born October 10, 1937. In August 1943, I obtained a divorce from Nathan on the grounds of cruelty. Later, on December 1, 1944, we again married at Bay Minette, for the interest of our child. After we were married the second time he has been cruel to me. On March 26, 1945, he had been drinking and we were in our yard, he began to argue and push me around and then choked me with his hands. On March 29, 1945, he was drinking and came in drunk and began to argue, he slapped me and knocked me on the bed and then he left home and has not returned. I am afraid to have him in the house with me. Last Monday, June 11, I went over to Mobile to get him to sign the Answer and Waiver and the agreement for custody of the child and \$20.00 a month support money for the child. But he would not give me any support money and had this marked out of the agreement.

Clara Johnson
Clara Johnson

My name is Evie Lou Chavers. I am sister of the Complainant. I am 35 years of age. I was in the house at the time that Nathan choked my sister in the back yard. On March 29, I was in the house with them and Nathan slapped my sister and knocked her on the bed. Nathan drank a lot. It is not safe for my sister to live with Nathan. Nathan left Clara on March 29 and has not returned since.

Evie Lou Chavers
Evie Lou Chavers

ORAL EXAMINATION.

I, Alica A. Christian, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition ~~s~~ 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 Forest A. Christian

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 13th day of June, 1945.

Alica A. Christian (L.S.)

NO. 1348 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

GIARA JOHNSON

vs. Complainant

NATHAN JOHNSON

Respondent.

Oral Deposition

Filed June 14, 1945

[Signature], Register.

Recorded in

Record

Vol. _____

Page _____

Register.

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, that this agreement made and entered into by and between Clara Johnson, party of the first part, and Nathan Johnson, party of the second part, witnesseth:

WHEREAS, the parties hereto are husband and wife and have come to the conclusion that it is absolutely impossible for them to any longer live together; whereas a suit is now pending in the Circuit Court of Baldwin County, Alabama, by the party of the first part as Complainant against the party of the second part as Respondent;

WHEREAS, the parties have reached a full and complete agreement as to support and custody of the children and payment of all costs.

1.

The party of the first part is to have the custody, care and control of the minor child, Doris Lucille, with the right of the party of the second part to visit her at reasonable times.

2.

The party of the second part will pay to the party of the first part, for the maintenance, care and support of the minor child, Doris Lucille, the sum of \$10.00 every two weeks, payable on the 1st and 15th of each and every month thereafter.

IN WITNESS WHEREOF, the parties have hereto set their hands and seals on this the _____ day of _____, 1945.

Clara Johnson (SEAL)
Nathan Johnson (SEAL)

THE STATE OF ALABAMA,)
MOBILE)
BALDWIN COUNTY.)

Thomas B. Allmon, Justice of the Peace, a Notary Public in and for said County and State, hereby certify that Clara Johnson, whose name is signed to the foregoing agreement, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said agreement, she executed the same voluntarily on the day the same bears date.

Given under my hand this the 11 day of June, 1945.

Thomas B. Allmon
Notary Public

My commission expires: July 20 - 1949

MOBILE COUNTY)

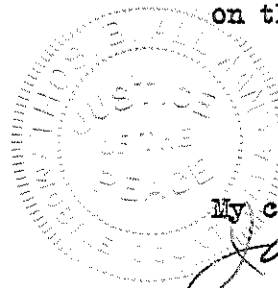
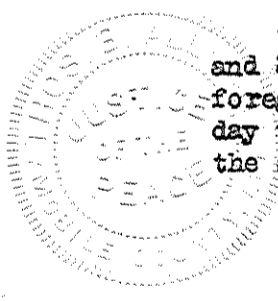
Thomas B. Allmon, Justice of the Peace, a Notary Public in and for said County and State, hereby certify that Nathan Johnson, whose name is signed to the foregoing agreement, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said agreement, he executed the same voluntarily on the day the same bears date.

Given under my hand this the 11 day of June, 1945.

Thomas B. Allmon
Notary Public

My commission expires: July 20 - 1949

Thomas B. Allmon
Justice of the Peace
Mobile County, Alabama



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MAGAZINE WITHIN

However the other witnesses state that they have seen the defendant in the city of
Chicago and they think that he was in Chicago and they think that he was in Chicago

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AGREEMENT

CLARA JOHNSON,
Complainant
vs.
NATHAN JOHNSON,
Respondent

*Filed
Filed
Filed*

June 12 1945

1348
RECORDED

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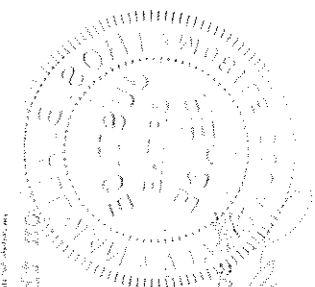
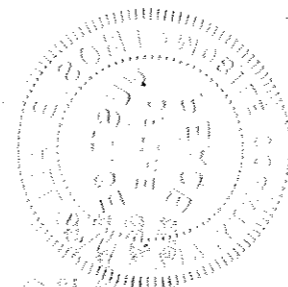
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1345

ANSWER

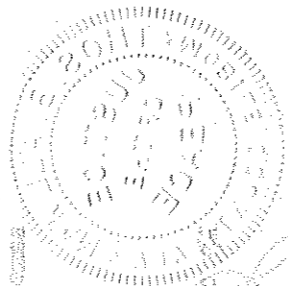
RECORDED

CLARA JOHNSON,
Complainant

vs.

NATHAN JOHNSON,
Respondent

Answered June 12/1945
R. H. Buck
Deq



[Faint, mostly illegible handwritten notes and signatures, possibly including a name like 'M. J. ...']

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF — GREETING:

WE COMMAND YOU, that you summon Nathan Johnson, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising chancery jurisdiction within thirty days after the service of the summons, and there to answer, plead, or demur without oath to a bill of complaint, lately exhibited by Clara Johnson, against the said Nathan Johnson, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty of the law. And we further command that you return this writ with your execution thereof.

WITNESS, R. S. Duck, Register of said Court, this 4 day of June 1945.

R. S. Duck

Register

.....

CLARA JOHNSON,
Complainant

vs.

NATHAN JOHNSON,
Respondent

)
) IN THE CIRCUIT COURT OF

)
) BALDWIN COUNTY, ALABAMA

)
) IN EQUITY.

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

Your Complainant, Clara Johnson, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about February 27, 1936, Complainant intermarried with said Nathan Johnson at Bay Minette, Alabama, and a final decree of divorce was rendered during or about the month of August, 1943, and that Complainant again intermarried with the said Nathan Johnson on December 5, 1944, at Bay Minette, Alabama, and they lived together as man and wife until a few months ago, most of the time residing in Baldwin County, Alabama, and the Complainant has been a bona fide resident citizen of Alabama for one year next preceding the filing of this bill.

2. That Respondent has committed actual violence upon the person of the Complainant, attended with danger to her life and health or from his conduct there is reasonable apprehension of such violence; That on to wit: the latter part of March, 1945, the Respondent struck the Complainant a violent blow with his fist and proceeded to choke her with his hands.

3. That there was born to said marriage one child, Doris Lucille, aged 6 years; that said child is and has been with your Complainant, who is a suitable, fit and proper person to have her care, maintenance and control; that the Respondent is an able bodied man, easily capable of maintaining and supporting the Complainant and the minor child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Nathan Johnson 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;

That your Honor will order a reference to determine a reasonable amount of alimony to be paid by the Respondent to the Complainant, pendente lite and permanent, and also a suitable attorney's fee to be paid by the Respondent to the Complainant;

Complainant further prays that upon a final hearing hereof your Honor will grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; that she be awarded the custody of the said child, Doris Lucille; that your Honor will give and grant unto her such other, further, different or general relief as she may be entitled to receive, and as in duty bound she will ever pray.

Clara Johnson

Complainant

Forest A. Christian

Forest A. Christian, Foley, Alabama
Solicitor for Complainant

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Alica A. Christian

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 Clara Johnson and Evie Lou Chavers

as witnesses in behalf of Clara Johnson in a cause pending in our Circuit

Court of Baldwin County, of said State, wherein Clara Johnson

Complainant

and Nathan Johnson

Defendant,

on oath to be by you administered, upon Clara Johnson and Evie Lou Chavers

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

Witness _____ day of June, 1945.

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1348

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

CLARA JOHNSON

Complainant

vs.

NATHAN JOHNSON

Defendant

Commission To Take Deposition

COMMISSIONER:

ALICA A. CHRISTIAN

Witnesses:

CLARA JOHNSON

EVIE LOU CHAVERS