

1367

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

ANTON KULICKA, Cross Respondent and Complainant

VS.

AGNES KULICKA, Cross Complainant and Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confessor~~ on Cross Bill 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 Agnes Kulicka is forever divorced from the said Anton Kulicka

for and on account of CRUELTY

~~It is further ordered, adjudged and decreed that Cross Complainant shall have the custody of the four children of the marriage, namely: Vlasta, Justine, Elsie and Jimek, subject to the right of the Complainant to visit said children at reasonable hours.~~

~~The parties to this cause having made a settlement as to the family homestead, this is now accepted in lieu of any claim for alimony by Cross Complainant, but the Court reserves control of this cause for such further orders as from time to time the welfare of the children may require.~~

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

This 17th day of May, 1946

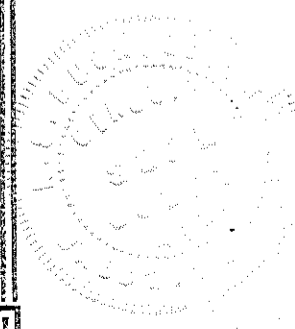
F. W. Hare
Judge Circuit Court, in Equity.

I, R. S. Durr, 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 17th day

of May, 1946

R. S. Durr
Register of Circuit Court, in Equity



THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Complainant

This court arising on to be heard was submitted

and was

No. 1367 Page

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ANTON KULICKA,

Gross Respondent and
vs. Complainant

AGNES KULICKA,

Gross Complainant and
Certified co-Respondent

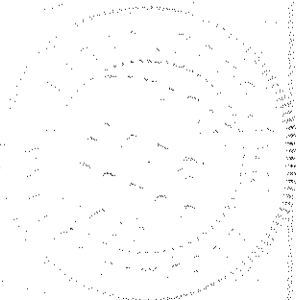
DIVORCE DECREE

Filed this 17th day of

May, 1946

ROBT S. DUCK,
Register

1946



County of Baldwin, State of Alabama, do hereby certify that the foregoing is a true and correct copy of the original decree rendered by the Circuit Court of Baldwin County in the above stated cause, which said decree is on file and recorded in my office.

Register of Circuit Court, Baldwin County, Alabama

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

ANTON KULICKA, Cross Respondent and Complainant

VS.

AGNES KULICKA, Cross Complainant and Respondent

This cause coming on to be heard was submitted upon Bill of Complaint. ~~XXXXXXXXXXXX~~

on Cross Bill 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 Agnes Kulicka is forever divorced from the said Anton Kulicka

for and on account of CRUELTY

It is further ordered, adjudged and decreed that Cross Complainant shall have the custody of the four children of the marriage, namely: Vlasta, Justina, Elsie and Jimek, subject to the right of the Complainant to visit said children at reasonable hours.

The parties to this cause having made a settlement as to the family homestead, this is now accepted in lieu of any claim for alimony by Cross Complainant, but the Court reserves control of this cause for such further orders as from time to time the welfare of the children may require. It is further ordered that Anton Kulicka, the Complainant, pay the costs.

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 Anton Kulicka

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

This 17th day of May, 1946

F. W. Stare

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

THE STATE OF ALABAMA
COUNTY OF BALDWIN

AGNES KULLICKA
vs.
ANTON KULLICKA

Gross Complainant
and Respondent

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ANTON KULLICKA,

Gross Respondent and
vs. Complainant

AGNES KULLICKA

Gross Complainant
and Respondent

DIVORCE DECREE

Filed this _____ day of _____

MAY 1946

Register

The Court do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears on the records of this Court.

Given under the great seal of this Court at Baldwin County, Alabama, this _____ day of _____ 1946.

Clerk of the Circuit Court

Notary Public

Clerk of the Circuit Court

Notary Public

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WE COMMAND YOU that you summon AGNES KULICKA, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction, within thirty days after the service of summons, and there to plead, answer or demur, without oath to a bill of complaint lately exhibited by ANTON KULICKA, against the said Agnes Kulicka, 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 thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, REGISTER of said Court, this the 14th day of July, 1945.

R. S. Duck
Register

ANTON KULICKA,

COMPLAINANT,

VS.

AGNES KULICKA,

RESPONDENT.

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

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

Now comes your Complainant, Anton Kulicka, and humbly complaining against the Respondent, Agnes Kulicka, 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 at Caldwell, Texas, on November 29, 1928, and lived together as husband and wife until in September, 1937;

3.

That in September, 1937, the Respondent voluntarily abandoned the bed and board of your Complainant, and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Agnes Kulicka party Respondent to this cause of action, requiring her 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 him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that your Honor will give and grant to him such other, further, different, or general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By: *[Signature]*
Solicitors for the Complainant.

*Respondent Lewis
S. J. Silverlee*

Rec. 7-11-45

Executed 21st day of July 1945
by serving copy of within Summons and
Complaint on

Agnes Kulicka

C. E. Hovatta

By Frank J. Walt Deput. Sheriff

1367

ANTON KULICKA,

COMPLAINANT,

VS.

AGNES KULICKA,

RESPONDENT.

SUMMONS AND COMPLAINT

Filed July 11-1945
C. E. Hovatta
Frank J. Walt

Agnes Kulicka

Anton Kulicka
 Complainant, and Cross Respondent **In the Circuit Court.**
 Vs. Agnes Kulicka
 Respondent, and Cross Complainant **In Equity No. 1367**

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent
 and Cross Complainant Anton Kulicka

by the Sheriff of _____ County, on the 15th day of August
 1945.

And it further appears to the Register, that the said
 Anton Kulicka

_____, the Respondent, having to the date hereof,
 failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of Mr Elliott G. Rickerby Solicitors
 Respondent, and Cross Complainant
 for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said
 Anto Kulicka

This 6th day of February, 1946.

Register.

No. 1867

**CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
IN EQUITY**

Complainant,
Vs.

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this 16 day of Feb

1946.

Richard

Register.

Anton Kulizka.

CIRCUIT COURT OF

Baldwin COUNTY,

IN EQUITY.

vs.

To Hon. H M. Hall.

Agnes Kulicka

and Elliott G. Rickarby

or to Messrs.

Solicitors.

TAKE NOTICE, That the undersigned, Register of our said Circuit Court of Baldwin County, will execute the Decree of Reference in this cause, rendered on the day of

19, at his office in Silverhill on 7th day of February 19 46.

At 2: p.m. at the office John Olsen at which time and place you will attend if you choose so to do.

WITNESS, R. S. Duck Register of said Circuit Court, at office in

, this the 5th day of February 19 46.

R.S. Duck

Register.

NOTICE.

No.

IN EQUITY,
CIRCUIT COURT OF

.....
COUNTY

.....
vs.
.....

Issued 19.....

INSTANTER.

Received in office this

day of 19.....

.....
Sheriff.

Executed on this

day of 19.....

by leaving a copy of the within notice

with

Solicitors of Record for

.....
Sheriff.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

Circuit Court

To Helen P. Baugh

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 Agnes, Kulicka, and John Olsen

as witnesses in behalf of Respondent and Cross Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Anton Kulicka, Complainant and Cross Respondant

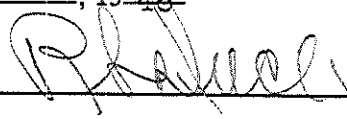
~~Complainant~~

and Agnes Kulicka is Respondant and Cross Complainant

Respondent

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

Witness 6th day of Feb., 1946



Register

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 1362

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant
VS.
Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

Large empty area for deposition text and signatures.

[Handwritten signature]

Witness

Commissioner

Witness

Anton Kulicka.

vs.
Agnes Kulicka

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

~~Confessor~~ This cause is submitted in behalf of Complaint upon the original Bill of Complaint, ~~Decree pro~~
~~Testimony of Agnes Kulicka and John Olson~~

and in behalf of Defendant upon

Elliott G. Rickarby



Register.

No.

1367

THE STATE OF ALABAMA
Baldwin County

IN F O U R T H
Circuit Court of Baldwin County

Pauline

vs.

Pauline

NOTE OF TESTIMONY

Filed in Open Court this 9th

day of

May 1946

Register.

ANTON KULICKA,
Complainant

vs

AGNES KULICKA,
Respondent and
Cross-Complainant

No. 1367-- EQUITY.

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

Comes AGNES KULICKA, and for answer to the Bill of Complaint says:

FIRST: She admits the averments of the first paragraph of the Bill and the averment of the second paragraph as to the date and place of the marriage.

SECOND: Respondent denies the averment of the third paragraph and avers that the parties continued to live together as husband and wife up to two months prior to the filing of this bill though the marriage relation was not a happy one.

THIRD: That the last five years of their married life have been marked by bickering and dissention because of the cruel and unfair treatment of Complainant who has repeatedly struck and beaten Respondent and in the last four or five months has treated her so cruelly and made such threats against her life that she fears to continue to live with him for the safety of her life and health.

Respondent now prays that this her answer be also taken as a Cross-bill, that Complainant, as Cross-respondent be required to answer same and that upon the hearing of this cause a decree be rendered forever divorcing her from the Cross Respondent, granting her the custody of the children of the marriage, Vlasta, Justina, Elsie and Jimek, a suitable allowance out of the estate of the Cross-Respondent for the support of her and the said children, an adequate sum for her counsel fees in this cause and such other, further or different relief as to Equity may seem meet.

Respondent and Cross-Complainant further prays that an order of reference be made forthwith, directing the Register of this Court to ascertain and report a proper amount to be allowed Cross-Complainant for her counsel fees in the defense of this cause and

that upon such report and order be made ordering the payment by said Anton Kulicka as Cross-Complainant of such sum as such report may show proper for such purpose.

Cross-Complainant further prays that the Register be further instructed to ascertain and report a suitable sum to be paid out of the estate of Cross-respondent for the maintenance and support of her and of the children of the marriage.

Having thus fully answered, Respondent and Cross-Complainant prays that the bill be dismissed and that she be granted the relief prayed in her Cross-bill.

Elliot A. Rindley
Solicitor for Respondent and
Cross-Complainant.

ANTON KULICKA,
Complainant and Cross-Respondent

E Q U I T Y

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

vs

AGNES KULICKA,
Respondent and Cross-Complainant

DEPOSITIONS OF AGNES KULICKA AND MR. J. O.
OLSEN, WITNESSES FOR RESPONDENT AND CROSS-COMPLAINANT.

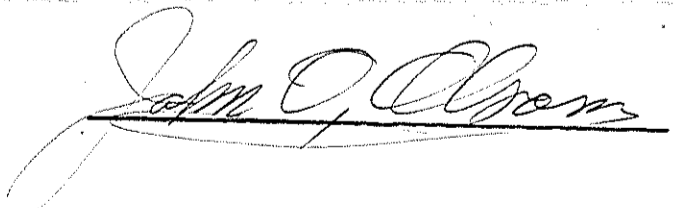
The above named witnesses, after being duly sworn, upon examination by the Solicitor for the Respondent and Cross-Complainant testified as follows:

AGNES KULICKA

I am the Complainant in this cause. My husband and I are both over the age of twenty-one years and are residents of Baldwin County, Alabama. We were married in Caldwell, Texas, in November, 1928, and lived together as husband and wife until a year ago. My husband has repeatedly struck and beaten me severely. On one occasion, he attacked me with a knife and cut me severely on the arm. I went to the residence of a neighbor, Mr. J. O. Olsen and showed him my arm which was still bleeding. Later on last fall he again beat me and the black and blue marks were visible on my body several days later when I showed them to my lawyer in Fairhope. Because of his conduct I fear to continue living longer with him lest he do me even more serious injury or take my life. To our marriage was born three children, Justina, now 14; Elsie, now 12 and Jimek, 9. We also have an older daughter, Vlasta, born to me of a former marriage, but adopted by my husband. They live with me at the farm near Silverhill.

MR. J. O. OLSEN

I am a resident of Silverhill, Alabama, and have known Mr. and Mrs. Kulicka ever since their marriage. They live not very far from me. They seemed to get along fairly well up to two or three years ago, but since then I have understood that there has been trouble between them and one day last year she came to my house crying, with a serious cut on her arm which she told me her husband had given her. I have never seen any violence between them personally, but know that she was much upset and apparently telling the truth when she showed me this cut.



I, HELEN P. BAUGH, acting as commissioner by agreement of parties, hereby certify that in the case of ANTON KULICKA, Complainant and Cross-Respondent, vs AGNES KULICKA, Respondent and Cross-Complainant, pending on the Equity side of the Circuit Court of Baldwin County, I caused AGNES KULICKA and MR. J. O. OLSEN witnesses for the Respondent and Cross-Complainant, to appear before me at my office in the Bank Building, Fairhope, Alabama, where, after being duly sworn, upon examination by the solicitor for the Respondent and Cross-Complainant, they testified as is above written and their testimony, after being reduced to writing, was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner this the 7th day of February, 1946.

 (SEAL)
Commissioner

Commissioner's Fee \$7.50 Not paid

1387

Hubicka

VX

Hubicka

Hubicka

FILED

MAY 9 1946

R. S. DUCK, REGISTER

ANTON KULICKA

Complainant and Cross-Respondent

E Q U I T Y

VS

IN THE CIRCUIT COURT OF

AGNES KULICKA

BALDWIN COUNTY, ALABAMA

Respondent and Cross-Complainant

Cross-Complainant hereby moves that a decree pro confesso be rendered against ANTON KULICKA, Cross-Respondent in the above styled cause, on the ground that more than thirty days have elapsed since service of notice upon the said Cross-Respondent, and that he has failed to this date, to plead or demur to, or answer the bill in this cause.

Blaine B. Rintoul
Solicitor for Cross-Complainant.

ANTON KULICKA
Respondent
1916
AGNES KULICKA
Cross-Complainant

1367

ANTON KULICKA
Complainant and
Cross-Respondent

vs

AGNES KULICKA
Respondent and
Cross-Complainant

MOTION FOR DECREE PRO CONFESSO

Filed July 6 1946
Agnes Kulicka

MAEATA YTHUCO ZIVICAN

ANTON KULICKA

Complainant and Cross-Respondent

Respondent and Cross-Complainant

Complainant and Cross-Respondent

Respondent and Cross-Complainant

Complainant and Cross-Respondent

Respondent and Cross-Complainant

Complainant and Cross-Respondent

Respondent and Cross-Complainant

Collection for Cross-Complainant