

1412

LUCILLE FLOWERS

Complainant

VS

OVIS FLOWERS

Respondent

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

FINAL DECREE

This cause coming on to be heard on this date is submitted for final decree on the Original Bill of Complaint, Answer of the Respondent and Testimony as noted by the Register, upon consideration of all of which the Court is of the opinion that the Complainant is entitled to the relief prayed for by her in her said Bill of Complaint, whereupon it is therefore ORDERED, ADJUDGED and DECREED by the Court as follows:

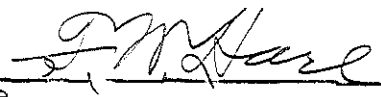
1. That the bonds of matrimony heretofore existing between the Complainant, Lucille Flowers and the Respondent, Ovis Flowers, be and they are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of cruelty.

2. The said parties are each hereby permitted to again contract marriage but they shall not marry except to each other until after the expiration of sixty (60) days from the date of this decree and if an appeal is taken within sixty (60) days they shall not marry except to each other during the pendency of said appeal.

3. The Complainant is hereby authorized and permitted to resume the use of her maiden name of Lucille Joyner.

4. The costs of this proceeding are hereby taxed against the Respondent, for which execution may issue.

ORDERED, ADJUDGED AND DECREED this the 7th day of February, 1946


Judge

FINAL DECREE

LUCILLE FLOWERS

Complainant

VS

OVIS FLOWERS

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, SITTING IN EQUITY:

Your Oratrix, Lucille Flowers, presents this Bill of Complaint against Ovis Flowers and thereupon your Oratrix complains and shows unto the Court and your Honor as follows:

1. Your Oratrix and the Respondent are each over twenty-one years of age and residents of Baldwin County, Alabama.

2. Your Oratrix and the said Respondent were lawfully married in Bay Minette, Alabama on March 8, 1945 and lived together as man and wife in Baldwin County, Alabama until September 10, 1945, when they separated. The Respondent, Ovis Flowers, has been and is now in the military service and he returned home on August 23, 1945 while intoxicated or drunk and while in this condition he slapped me with his hand and threatened to kill me, and because of the said threats and acts on the part of the said Respondent, I was put in fear of being severely injured or done great bodily harm if I tried to continue to live with him. We tried to patch up our differences but were unable to do so and finally separated on September 10, 1945 and have not lived together since the said date. The maiden name of your Oratrix was Lucille Joyner.

PRAYER FOR PROCESS

Your Oratrix prays that the usual process of this Honorable Court forthwith issue to the Respondent requiring him to appear and answer, plead to or demur to the Bill of Complaint filed against him in this cause within the time and under the penalties prescribed by law and the rules of this honorable court.

PRAYER FOR RELIEF

Your Oratrix prays for the following separate and several relief:

1. That the bonds of matrimony now existing between your Oratrix and the said Respondent be dissolved and that she be

divorced from him on the ground of cruelty.

2. That your Oratrix be permitted to resume the use of her maiden name of Lucille Joyner.

3. Your Oratrix further prays for such other, further and general relief as she may be entitled to the premises considered.

Lucille Flowers

Oratrix.

J. B. Blodgett

Solicitor for Complainant.

1472 1/2

BILL OF COMPLAINT

LUCILLE FLOWERS,

Complainant,

VS.

OVIS FLOWERS,

Respondent.

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

Filed September 24, 1945.

B. S. Welch
Register.

LUCILLE FLOWERS,
Complainant,
VS.
OVIS FLOWERS,
Respondent.

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

ANSWER

Now comes the Respondent and for answer to the Bill of Complaint filed in this cause denies each and all of the allegations thereof and demands strict proof of same.

The Respondent consents and agrees that a Commissioner be appointed, testimony taken and this cause submitted for Final Decree without notice to him, all of which is hereby expressly waived.

Ovis G. Flowers (SEAL)

STATE OF ALABAMA
BALDWIN COUNTY

I, Ora S. Nelson, Notary Public, State of Alabama at Large, hereby certify that Ovis Flowers, 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 the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 24th day of September, 1945.

Ora S. Nelson

NOTARY PUBLIC, STATE OF ALABAMA AT LARGE.

ANSWER

LUCILLE FLOWERS,

Complainant,

VS.

ORIS FLOWERS,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed this 24th day of September,
1945.

R. Duval
Register.

LUCILLE FLOWERS

Complainant

VS

OVIS FLOWERS

Respondent

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

NOTE OF TESTIMONY

This cause is submitted for final decree on behalf of the
Complainant upon the following:

1. Original Bill of Complaint
2. Answer
3. Oral deposition of Lucille Flowers, taken before
R. S. Duck as Register and Commissioner.

Dated this 7th day of February, 1946.

R. S. Duck
Register

J. B. Blackburn
Solicitor for Complainant

NOTE OF TESTIMONY

LUCILLE FLOWERS

Complainant

VS

OVIS FLOWERS

Respondent

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

Filed Jan 7 1944
R. H. [unclear]
R. H. [unclear]

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

LUCILLE FLOWERS, _____ Complainant

VS.

OVIS FLOWERS, _____ Respondent

I, R. S. Duck
as Register and Commissioner _____
have called and caused to come before me Lucille Flowers

witness _____ named in the Requirement for Oral Examination, on the 24 day of September,
1945, at the office of J. B. Blackburn, Attorney
in Bay Minette, _____, Alabama, and having first sworn said Witness _____ to speak the
truth, the whole truth, and nothing but the truth, the said Lucille Flowers
_____ doth depose and say as follows:

My name is Lucille Flowers. My maiden name was Lucille Joyner. I am over twenty-one years of age and a resident of Baldwin County, Alabama. The Respondent, Ovis Flowers, is over twenty-one years of age and a resident of Baldwin County, Alabama.

I was lawfully married to the Respondent, Ovis Flowers, in Bay Minette, Alabama on March 8, 1945, and we lived together as man and wife in Baldwin County, Alabama until September 10, 1945 when we separated.

Just before our separation the Respondent, Ovis Flowers, came to my home drunk and while he was in this drunken condition he slapped me and threatened to kill me. Because of these actions and threats on the part of the Respondent I was put in fear of being severely injured or done great bodily harm if I tried to continue to live with him. We endeavored to patch up our differences but were unable to do so and finally separated on September 10, 1945. We have not lived together since the said date.

Lucille Flowers

ORAL EXAMINATION.

I, R. S. Duck, 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 J. B. Blackburn 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 24th day of September, 194 5.

R. S. Duck (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Lucille FLOWERS

vs. Complainant

Ovis FLOWERS

Respondent.

Oral Deposition

Filed Sept 24, 194 5
R. S. Duck, Register.

Recorded in _____ Record

Vol. _____ Page _____, Register.

51141

LUCILLE FLOWERS
Complainant

vs

OVIS FLOWERS
Respondant

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

FINAL DECREE

This cause coming on to be heard on this date is submitted for final decree on the Original Bill of Complaint, Answer(amx) of the Respondent and Testimony as noted by the Register, upon consideration of all of which the Court is of the opinion that the Complainant is entitled to the relief prayed for by her in her said Bill of Complaint, whereupon it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant, Lucille Flowers and the Respondent, Ovis Flowers, be and they are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of cruelty.

2. The said parties are each hereby permitted to again contract marriage but they shall not marry except to each other until after the expiration of sixty (60) days they shall not marry except to each other during the pendency of said appeal.

3. The Complainant is hereby authorized and permitted to resume the use of her maiden name of Lucille Joyner.

4. The costs of this proceeding are hereby taxed against the Respondent, for which execution may issue.

ORDERED, ADJUDGED AND DECREED this the 7th day of February, 1946.

F.W. Hare, Judge

I, Alice J. Duck, 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 7th day of November, 1955.

Register of Circuit Court, In Equity.