

The State of Alabama, }
Baldwin County

No. 841

CIRCUIT COURT IN EQUITY

Emma West

Complainant

vs.

D. C. West

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and upon consideration thereof, the Court is of 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 the complainant is forever divorced from the Defendant, on account of Cruelty

It is further ordered, that the said Emma West be, and she is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Emma West pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said D. C. West

It is further ordered, adjudged and decreed that the said Emma West shall not again marry except to said D. C. West until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said D. C. West during the said pendency of appeal

This 26th day of October, 1929

J. W. Hall

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, _____, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the _____ day of _____, 19____, in the cause of _____

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____, 19____

Register

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

Comes your Complainant Emma West and respectfully
represents and shows unto your Honor and this Honorable Court
as follows:

FIRST:

That both your Complainant, Emma West, and the Defend-
ant, D. C. West, are bona fide residents of Baldwin County,
Alabama, and have been for more than five years next preceding
the filing of this bill of complaint; that both are over the
age of twenty-one years.

SECOND:

That your Complainant, Emma West, and the Defendant,
D. C. West, are wife and husband, having intermarried at Dyas,
in Baldwin County, Alabama, on or about to-wit, April 15, 1912,
and lived together as wife and husband until on or about to-wit,
July 18, 1929.

THIRD:

That on to-wit, July 18, 1929, and various other dates,
the Defendant, D. C. West, abused, cursed and threatened your
Complainant, and from the conduct of the Defendant your Complain-
ant has reasonable apprehension to believe and does believe that
should she continue to live with the Defendant he will commit
actual violence to her person attended with danger to her life
and health; that the conduct of the Defendant is such as to
render it impossible for your Complainant to longer live with
him.

Wherefore the premises considered, your Complainant
prays that your Honor will, by proper process, make the Defendant,
D. C. West, a party to this cause, 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 of this cause your Honor will enter an order and decree forever barring the bonds of matrimony existing between your Complainant, Emma West, and the Defendant, D. C. West. Your Complainant further prays that your Honor will give and grant unto 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 & Stael
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Defendant is required to answer each and every paragraph of the foregoing bill of complaint, numbered first to third, inclusive, but not under oath. Oath being hereby expressly waived.

Beebe & Stael
SOLICITORS FOR COMPLAINANT.

The State of Alabama, }
Baldwin County.

No. _____ CIRCUIT COURT, IN EQUITY

Emma West

Complainant

vs.

D.C. West

Defendant

In this cause it appears to the Register
that a Summons requiring the Defendant D.C. West

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the
service of said Summons upon D.C. West
was served upon him by the Sheriff of Baldwin County, Alabama, on the
3rd day of Sept 19.29

And the said Defendant ... having failed to demur, plead to or answer the said Bill of Complaint
to this date, it is now, therefore, on motion of Beebe & Hall,

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as
confessed against the said D.C. West

Defendant aforesaid.

This 7th day of October 19.29

Register.

The State of Alabama, } Circuit Court of Baldwin County, In Equity,
Baldwin County.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon D.C. West

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Emma West

against said D.C. West

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court; this 3rd day of September 1929.

T. W. Richerson Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

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

Comes your Complainant Emma West and respectfully
represents and shows unto your Honor and this Honorable Court
as follows:

FIRST:

That both your Complainant, Emma West, and the Defendant,
D. C. West, are bona fide residents of Baldwin County,
Alabama, and have been for more than five years next preceding
the filing of this bill of complaint; that both are over the
age of twenty-one years.

SECOND:

That your Complainant, Emma West, and the Defendant,
D. C. West, are wife and husband, having intermarried at Dyas,
in Baldwin County, Alabama, on or about to-wit, April 15, 1912,
and lived together as wife and husband until on or about to-wit,
July 18, 1929.

THIRD:

That on to-wit, July 18, 1929, and various other dates,
the Defendant, D. C. West, abused, cursed and threatened your
Complainant, and from the conduct of the Defendant your Complainant
has reasonable apprehension to believe and does believe that
should she continue to live with the Defendant he will commit
actual violence to her person attended with danger to her life
and health; that the conduct of the Defendant is such as to
render it impossible for your Complainant to longer live with
him.

Wherefore the premises considered, your Complainant
prays that your Honor will, by proper process, make the Defendant,
D. C. West, a party to this cause, 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 of this cause your Honor will enter an order and decree forever barring the bonds of matrimony existing between your Complainant, Emma West, and the Defendant, D. C. West. Your Complainant further prays that your Honor will give and grant unto 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 & Hae
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Defendant is required to answer each and every paragraph of the foregoing bill of complaint, numbered first to third, inclusive, but not under oath. Oath being hereby expressly waived.

Beebe & Hae
SOLICITORS FOR COMPLAINANT.

M RECORDED

No. _____

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
Baldwin County, Ala.

Emma West

vs

D. C. West

DECREE OF DIVORCE

Filed in office this *28th*

day of October, _____, 19 29

J. W. McIlwain
Register.

E. O. M. _____

*Recorded in Minutes
Page 295-96*

Original

SERVE ON _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Emma West

vs.

D.C. West

By [Signature]

Beebe & Hall.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this 3rd,
day of September 1927

Sheriff.

Executed this 3 day of
Sept 1927

by leaving a copy of the within Summons with

Emma West

W. C. West

Defendant,

[Signature]

Sheriff.

By *[Signature]*
Deputy Sheriff.

RECORDED

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No. -----

Page -----

**The State of Alabama,
Baldwin County**

Circuit Court In Equity

Emma West

vs.

D C West

**Decree Pro Confesso On
Personal Service.**

Issued

Oct 7

19 *29*

H M [Signature]

Register.

Emma West

vs.

D. C. West

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,
Bill of Complaint, decree pro confesso, and testimony of
Emma West and W. A. Ware

and in behalf of Defendant upon

T. W. Richerson

Register.

8550 REQUEST FOR DECREE IN VACATION.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 841 Oct 12th Term, 1929.

Emma West

Complainant

vs.

D. D. West

Defendant

To T. W. Richerson, Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant,
and evidence having been taken, and the cause being ready for submission for final decree, and no
defense having been interposed, the Complainant, by Beebe & Hall

Solicitors of record, now files with the Register of this Court
this written request to deliver the papers in this cause to the Judge for final decree in vacation.

Beebe & Hall

Solicitor for Complainant.

RECORDED

No. 841

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Emma West

vs

D. C. West

NOTE OF TESTIMONY

Filed in Open Court this 12th

day of October, 1929

T. W. Richardson

Register

RECORDED

No. 841

Page.....

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Emma West

vs.

D. C. West

REQUEST FOR DECREE IN
VACATION

FILED October, 12, 1929

T. W. Richardson

Register

RECORDED IN RECORD

VOL. PAGE.....

Register

The State of Alabama }
Baldwin County

Circuit Court of Baldwin County, Alabama,
(In Equity)

Emma West _____ COMPLAINANT

vs.

D. C. West _____ RESPONDENT

I, T. W. Richerson _____

as Register and Commissioner _____

have called and caused to come before me Emma West, and W. A. Hare _____

witnesses named in the Requirement for Oral Examination, on the 12 day of October _____

1929, at the office of T. W. Richerson _____

in Bay Minette _____, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said witnesses _____

doth depose and say as follows:

Emma West, the Complainant, after having been duly sworn, testified as follows:

My name is Emma West. I am a bona fide resident of Baldwin County, Alabama, over 21 years of age, and have been a resident of Baldwin County, Alabama, for more than five years next preceding the filing of the Bill of Complaint in this cause. D. C. West is a resident of Baldwin County over 21 years of age. D. C. West and I are husband and wife, having intermarried at Dias, in Baldwin County, Alabama, on or about April 15th, 1912. We lived together as such husband and wife until on or about July 18, 1929. On or about July 18, and various other dates, D. C. West cursed, abused and threatened me, and oftentimes threatened to do me bodily harm. His conduct grew from bad to worse until it was absolutely impossible for me to live with him. From his conduct I had every reasonable apprehension to believe, and did believe, that he would commit actual violence to my person, should I continue to live with him, which would do grave danger to my life and health. It was absolutely impossible for me to live with him, as he took his gun and drove me away from home, and sat in the door with the loaded gun and would

not let me come in. He also told me that if I didn't leave and stay gone that he would burn the house down on me, and burn everything in the house.

Emma West

W. A. Hare, a witness for the complainant, after having been duly sworn, testified as follows:

My name is W. A. Hare. I boarded with Mr. and Mrs. West for about three months just before they separated. I often, while boarding with them, heard Mr. West curse, abuse, and threaten Mrs. West. I was at their home on or about July 18, 1929, when Mr. West took his gun and drove Mrs. West away from home, and told her to go and stay away. He told her that if she didn't get out and go that he was going to burn the house down on her and burn everything in it.

W. A. Hare

ORAL EXAMINATION

I, T. W. Richerson, as Register and Commissioner hereby certify that the foregoing deposition is on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself and Hon. H. M. Hall, Attorney for Complainant at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof 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 12th day of October, 1929.

T. W. Richerson (L. S.)

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Emma West

COMPLAINANT

vs.

D. C. West

RESPONDENT

ORAL DEPOSITION

Filed Oct. 12, 1929

T. W. Richerson, Register

RECORDED IN

_____ Record

Vol. _____ Page _____

_____, Register