1125

BRUNHILDA BERG, Complainant,	)	IN THE CIRCUIT COURT-EQUITY SIDE
-vs-	)	STATE OF ALABAMA
OTTO BERG, Respondent.	)	BALDWIN COUNTY.

DECREE OF DIVORCE.

This cause coming on to be heard was submitted on the Bill of Complaint, Decree Pro Confesso on Publication and the 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 Brunhilda Berg and Otto Berg be and the same are hereby dissolved and the Complainant is forever divorced from the Respondent.

It is further ordered that the Complainant, Brunhilda Berg, 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 Otto Berg pay the costs herein taxed for which execution may issue, and if such execution is returned "No property found" the execution for such costs may issue against the said Brunhilda Berg.

It is further ORDERED, ADJUDGED AND DECREED that the said Brunhilda Berg shall not again marry except to Otto Berg until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Otto Berg during the said pendency of appeal.

Dated this 28th day of September, 1953.

F. M. Hare
Judge of the 21st Judicial Circuit.

RECORDED

Brunhilda Berg
vs
Otto Berg

Decree

Filed Sep. 29, 1933
M. A. Stone, Reg.
Register

8581 NOTE OF TESTIMONY

BRUNHILDA BERG

Complainant,

vs.

OTTO BERG,

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, Decree Pro Confesso on Publication, Testimony of Brunhilda Berg and Siegfried W. Ickler

~~and in behalf of Defendant upon~~

M. A. Stone
Register.

RECORDED

No.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Brunhilda Berg

vs

Otto Berg

NOTE OF TESTIMONY

Filed in Open Court this 17

day of Oct, 1983

M. A. Stone

Register

MOORE PTGCO

RECORDED

No.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Brunhilda Berg

vs

Otto Berg

NOTE OF TESTIMONY

Filed in Open Court this 17

day of Dec., 1983

M. A. Stone

Register

MOORE PTG CO

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. .... Term, 192.....

F. Brunhilda Berg, Complainant

vs.

Otto Berg, Defendant

To M. G. Stone, 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 Hybart, Heard & Chason 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.

Hybart, Heard & Chason
Solicitor for Complainant.

RECORDED

No. ..... Page .....

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Brunhilda Berg

VS.

Otto Berg

REQUEST FOR DECREE IN VACATION

FILED Oct. 17, 1933

M. A. Stone
Register

RECORDED IN ..... RECORD

VOL. ..... PAGE .....

Register

MOORE PTG. CO

COMMISSION TO TAKE DEPOSITIONS.

Moore Printing Co., Bay Minette, Ala.

The State of Alabama,
Baldwin County

CIRCUIT COURT

To Mary M. Green

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 Brunhilda Berg and Siegfried W. Tekler

as witnesses in behalf of Brunhilda Berg in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Brunhilda Berg is Complainant

and

Otto Berg is Defendant,

on oath to be by you administered, upon

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

Witness 14 day of September 1933

M. A. Stone
REGISTER

COMMISSIONER'S FEE, $

WITNESS' FEES, $

RECORDED

NO.

The State of Alabama

BALDWIN COUNTY

CIRCUIT COURT

Brunhilda Berg

Complainant

VS.

Otto Berg

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

Moore Ptg Co

DECREE PRO CONFESSO OF PUBLICATION

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
No. ..... Fall ..... Term, 192....

Brunhilda Berg ..... Complainant..

vs. Otto Berg ..... Defendant..

In this cause it appears to the Register M.A. Stone ..... that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 13 ..... day of July ..... 1933, in the Fairhope Courier ..... a newspaper published in Baldwin ..... Alabama, that a copy of said order was posted at the Court House door in Baldwin ..... County, on the 13 ..... day of July ..... 1933, and .....

And it now further appearing to the Register M.A. Stone ....., that the said Otto Berg .....

having to the date hereof failed to demur, plead to or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant ..., ordered and decreed by the Register ..... M.A. Stone ..... that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Otto Berg .....

This 10 ..... day of October 1933

M. A. Stone ..... Register.

No. ..... RECORDED Page .....

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Brunhilda Berg

vs.

Otto Berg

DECREE PRO CONFESSO ON PUBLICATION

Issued Oct. 17 1923.

M. A. Stone

Register.

Recorded in ..... Record

Vol. ..... Page .....

Register.

Moore Printing Company, Bay Minette, Ala.

8601. Motion for Decree Pro Confesso on Publication.

MOORE PRINTING CO., BAY MINETTE, ALA.

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. ..... Fall, Term, 193 3

Brunhilda Berg, Complainant

Vs.

Otto Berg Defendant

Motion is hereby made for a Decree Pro Confesso against Otto Berg

Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 9 th day of October 193 3

Hybart, Heard & Chason

Solicitor.

746 Code

RECORDED

No. ..... Page .....

State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Brunhilda Berg
Complainant

Vs.

Otto Berg

Defendant

Motion for Decree Pro Confesso On Publication.

Filed Oct. 9, 1933

M. A. Stone
Register.

Recorded in ..... Record,

Vol. ..... Page .....

....
Register,

MOORE PRINTING CO., BAY MINETTE, ALA.

Notice to Non-Resident

BRUNHILDA BERG, Complainant

—vs—

OTTO BERG, Respondent

N THE CIRCUIT COURT
IN EQUITY.
STATE OF ALABAMA
BALDWIN COUNTY.

ORDER OF PUBLICATION AS TO NON-RESIDENT DEFENDANT

It being shown and made to appear by the Affidavit attached to the Bill of Complaint in this cause that the Defendant, Otto Berg, is a non-resident, of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown;

It is therefore ordered that the Defendant, Otto Berg, be and he is hereby required to answer or demur to said Bill of Complaint before the 14th day of September, 1933.

It is further ordered that this order of publication be published in the Fairhope Courier, a newspaper published at Fairhope, Alabama, printed in the English language and of general circulation in Baldwin County, Alabama, the County where published, once a week for four consecutive weeks; that a copy of this order be posted up at the door of the Courthouse of Baldwin County, Alabama, and that another copy thereof be sent by mail to said Defendant and addressed Detroit, Michigan, which copies shall be posted up and sent by mail within twenty days from the making of this order.

In Witness Whereof, the said T. W. Richerson hereunto sets his hand and seal on this the 5th day of July 1933.

W. R. STUART,
Register.

50-4t.

AMA, County. } CIRCUIT COURT, IN EQUITY.

No. Fall Term, 1933

Complainant

vs.

Defendant

me, , a Notary Public

oses and says that he is the publisher of the

ourier. a newspaper published in

County, Alabama, and that the Order of Publication in a cause wherein

Complainant

Defendant

weeks in said newspaper, commencing on the 13th day of

3, and ending on the 3rd day of August 1933

E. B. Gaston

Publisher.

Sworn to and subscribed before me, this 28th. day of October 1933

G. E. Perkins

Notary Public ~~Register.~~

686 Code.

RECORDED

No..... Page.....

THE STATE OF ALABAMA,

.....County.

CIRCUIT COURT, IN EQUITY.

.....

.....

Brunhilda Berg
Complainant.....

vs.

Otto Berg

.....

.....

Defendant.....

PUBLISHER'S CERTIFICATE OF PUBLICATION.

Issued.....19.....

.....
Register.

Recorded in.....Record

Vol.....Page.....

.....
Register.

Filed Oct 23rd 1933
Mg. A. Stone
Registrar

No 1127

Berg VS Berg

BRUNHILDA BERG, Complainant, -vs- OTTO BERG, Respondent.	)	IN THE CIRCUIT COURT-IN EQUITY STATE OF ALABAMA BALDWIN COUNTY.

ORDER OF PUBLICATION AS TO NON-RESIDENT DEFENDANT.

It being shown and made to appear by the Affidavit attached to the Bill of Complaint in this cause that the Defendant, Otto Berg, is a non-resident of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown;

It is therefore ordered that the Defendant, Otto Berg, be and he is hereby required to answer or demur to said Bill of Complaint before the 14th day of ~~August~~ Sept, 1933.

It is further ordered that this order of publication be published in the Fairhope Courier, a newspaper published at Fairhope, Alabama, printed in the English language and of general circulation in Baldwin County, Alabama, the County where published, once a week for four consecutive weeks; that a copy of this order be posted up at the door of the Courthouse of Baldwin County, Alabama, and that another copy thereof be sent by mail to said Defendant and addressed Detroit, Michigan, which copies shall be posted up and sent by mail within twenty days from the making of this order.

IN WITNESS WHEREOF, the said ~~T. H. Ritchey~~ W R Stuart hereunto sets his hand and seal on this the 8 day of July, 1933.

W. R. Stuart
Register.

FAIRHOPE, ALABAMA July 27 1933

M W. R. Stuart
Bay Minette Ala.

IN ACCOUNT WITH

THE FAIRHOPE COURIER

E. B. GASTON, EDITOR AND PUBLISHER

Advertising - *Commercial Printing*

RATES ON APPLICATION

July 13 Legal notice Re -
Brunhilda Berg vs -
Otto Berg - 23 -
words @ 4½ in issue
of July 13 - 20 - 27
and Aug - 3 - $ 10.44

Notice to Non-Resident

BRUNHILDA BERG, Complainant
—vs—
OTTO BERG, Respondent

IN THE CIRCUIT COURT
IN EQUITY
STATE OF ALABAMA
BALDWIN COUNTY

ORDER OF PUBLICATION AS TO NON-RESIDENT DEFENDANT

It being shown and made to appear by the Affidavit attached to the Bill of Complaint in this cause that the Defendant, Otto Berg, is a non-resident of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown;

It is therefore ordered that the Defendant, Otto Berg, be and he is hereby required to answer or demur to said Bill of Complaint before the 14th day of September, 1933.

It is further ordered that this order of publication be published in the Fairhope Courier, a newspaper published at Fairhope, Alabama, printed in the English language and of general circu-

FAIRHOPE, ALABAMA 193

M Ramsey Stewart
Register

IN ACCOUNT WITH

THE FAIRHOPE COURIER

E. B. GASTON, Editor and Publisher

Advertising *Commercial Printing*

RATES ON APPLICATION

Legal notice of 232 word	
Re. Bruinhilda Berg vs Otto Berg	
in issues of July 13, 20, and 27	
and Aug. 3. at 4½ cts.	$10.44

BRUNHILDA BERG, Complainant, -vs- OTTO BERG, Respondent.	IN THE CIRCUIT COURT-IN EQUITY STATE OF ALABAMA BALDWIN COUNTY.

Comes your Complainant, Brunhilda Berg, and exhibits this her Bill of Complaint for Divorce against Otto Berg, and shows:-

FIRST:

That your Complainant and Respondent are over the age of twenty-one years and that your Complainant is a bona fide resident of Baldwin County, Alabama, residing at Lillian, Alabama, having been such a resident for the past ten years; that your Respondent was formerly a resident of the State of Florida, but is now a resident of the State of Michigan, residing at Detroit, Michigan, a more specific address being unknown to your Complainant.

SECOND:

That your Complainant and the Respondent were married on heretofore, to-wit, in the Month of December, 1932, to-wit, December 19th, and have lived together as man and wife until on account of the matters hereinafter complained of your Complainant was compelled to leave the Respondent and to live separate and apart from him; that immediately preceding and for some time prior to January 1st, 1933, while your Complainant and the Respondent were living together as man and wife in Baldwin County, Alabama, at Lillian, the Respondent committed actual violence on the person of your Complainant, attended with danger to life or health; that the Respondent slapped your Complainant; that the conduct of Respondent was such that your Complainant had reason to apprehend the commission of actual violence on her person, attended with danger to life or health, had she continued to reside with him.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that the above named Respondent, Otto Berg, be made party defendant to this cause by the usual process; that this Honorable Court, requiring

him to appear and plead, answer or demur, within the time and under the statutes prescribed by the rules of this Court, and the statutes in such cases made and provided.

That upon a final hearing of this cause that the Bonds of matrimony existing between your Complainant and the Respondent be dissolved, and that your Complainant be permitted to marry again should she so desire.

Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled. And as in duty bound she will ever pray.

Hybart, Heard & Chason
Complainant.

HYBART, HEARD & CHASON,
Solicitors for Complainant.

FOOT NOTE:-

The Respondent is required to answer each and every paragraph of the foregoing Bill of Complaint from "First" to "Third", inclusive, but answer under oath is hereby expressly waived.

Hybart, Heard & Chason
Solicitors for Complainant.

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority in and for said County and State, personally appeared Brunhilda Berg, who is known to me and who, after being by me first duly and legally sworn doth depose and say under oath as follows:-

That her name is Brunhilda Berg; that she is the Complainant in this cause and that Otto Berg is a non-resident of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown to Affiant.

_____

Subscribed and sworn to before me, a Notary Public whose seal is hereto affixed, this _____ day of July, 1933.

_____
Notary Public, Baldwin County, Alabama.

(page two)

him to appear and plead, answer or demur, within the time and under the statutes prescribed by the rules of this Court, and the statutes in such cases made and provided.

That upon a final hearing of this cause that the Bonds of matrimony existing between your Complainant and the Respondent be dissolved, and that your Complainant be permitted to marry again should she so desire.

Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled. As in duty bound she will ever pray.

Complainant,

Respondent.

MARGARET HARDY CHASON,
Solicitors for Complainant.

FOOT NOTE:-
The Respondent is required to answer under oath is hereby expressly waived.

Solicitors for Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, the undersigned authority in and for said County and State, personally appeared Brunhilde Berg, who is known to me and who, after being by me first duly and legally sworn doth depose and say under oath as follows:-

That her name is Brunhilde Berg; that she is the complainant in this cause and that Otto Berg is a non-resident of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown to Affiant.

Notary Public, Baldwin County.

Subscribed and sworn to before me, a Notary Public whose seal is hereto affixed, this _____ day of July, 1933.

FILED JUL 17 1933
MARY WILLIAMS
CLERK CIRCUIT COURT
BALDWIN COUNTY, ALABAMA.

Returned this 8th day of Aug. 1933 Otto Berg not found in Baldwin County.
Morris B. Hawkins
Sheriff

BRUNHILDA BERG, Complainant,	)	IN THE CIRCUIT COURT-IN EQUITY
-vs-	)	STATE OF ALABAMA
OTTO BERG, Respondent.	)	BALDWIN COUNTY.

Comes your Complainant, Brunhilda Berg, and exhibits this her Bill of Complaint for Divorce against Otto Berg, and shows:-

FIRST:

That your Complainant and Respondent are over the age of twenty-one years and that your Complainant is a bona fide resident of Baldwin County, Alabama, residing at Lillian, Alabama, having been such a resident for the past ten years; that your Respondent was formerly a resident of the State of Florida, but is now a resident of the State of Michigan, residing at Detroit, Michigan, a more specific address being unknown to your Complainant.

SECOND:

That your Complainant and the Respondent were married on heretofore, to-wit, in the Month of December, 1932, to-wit, December 19th, and have lived together as man and wife until on account of the matters hereinafter complained of your Complainant was compelled to leave the Respondent and to live separate and apart from him; that immediately preceding and for some time prior to January 1st, 1933, while your Complainant and the Respondent were living together as man and wife in Baldwin County, Alabama, at Lillian, the Respondent committed actual violence on the person of your Complainant, attended with danger to life or health; that the Respondent slapped your Complainant; that the conduct of Respondent was such that your Complainant had reason to apprehend the commission of actual violence on her person, attended with danger to life or health, had she continued to reside with him.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that the above named Respondent, Otto Berg, be made party defendant to this cause by the usual processes of this Honorable Court, requiring

him to appear and plead, answer or demur, within the time and under the statutes prescribed by the rules of this Court, and the statutes in such cases made and provided.

That upon a final hearing of this cause that the Bonds of matrimony existing between your Complainant and the Respondent be dissolved, and that your Complainant be permitted to marry again should she so desire.

Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, further and different relief to which she may be entitled. And as in duty bound she will ever pray.

Hybart, Heard & Chason
Attys for Complainant.

HYBART, HEARD & CHASON,
Solicitors for Complainant.

FOOT NOTE:-

The Respondent is required to answer each and every paragraph of the foregoing Bill of Complaint from "First" to "Third", inclusive, but answer under oath is hereby expressly waived.

Hybart, Heard & Chason
Solicitors for Complainant.

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority in and for said County and State, personally appeared Brunhilda Berg, who is known to me and who, after being by me first duly and legally sworn doth depose and say under oath as follows:-

That her name is Brunhilda Berg; that she is the Complainant in this cause and that Otto Berg is a non-resident of the State of Alabama, residing at Detroit, in the State of Michigan, a more specific address being unknown to Affiant.

x Brunhilda Berg.

Subscribed and sworn to before me, a Notary Public whose seal is ~~hereto~~ affixed, this 7th day of July, 1933.

C C Heard
Notary Public, Baldwin County, Alabama.

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

BRUNHILDA BERG, COMPLAINANT

VS.

OTTO BERG, RESPONDENT

I, Mary F. Green,

as ~~Reporter and~~ Commissioner

have called and caused to come before me Brunhilda Berg and Siegfried W. Ickler

witness es named in the Requirement for Oral Examination, on the 14 day of September 1933, at the office of Hybart, Heard & Chason,

in Bay Minette, Alabama, and having first sworn said witness es to speak the truth, the whole truth, and nothing but the truth, the said Brunhilda Berg and Siegfried W. Ickler doth depose and say as follows:

ORAL EXAMINATION

I, Mary F. Green, as ~~Registrar~~ Commissioner hereby certify that the foregoing depositions 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 _____ 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 14th day of September 1933.

Mary F. Green (L. S.)
Commissioner.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

_____ COMPLAINANT

vs.

_____ RESPONDENT

ORAL DEPOSITION

Filed Sept 14 1933, 1933

W. A. Strauss, Register

RECORDED IN

_____ Record

Vol. _____ Page _____

_____, Register

BRUNHILDA BERG, Complainant, -vs- OTTO BERG, Respondent.	IN THE CIRCUIT COURT-IN EQUITY STATE OF ALABAMA, BALDWIN COUNTY.

TESTIMONY OF BRUNHILDA BERG.

My name is Brunhilda Berg. I am the Complainant in that certain Divorce Proceedings now pending in the Circuit Court of Baldwin County, Alabama, wherein Otto Berg is Defendant. I was married to Otto Berg on the 19th day of December, 1932, and lived with him as his wife until I was compelled to leave him on account of his treatment toward me and to live separate and apart from him; that immediately preceding and for some time prior to January 1st, 1935, while I was living with the Defendant in Baldwin County, Alabama, at Lillian, the Defendant committed actual violence on the person of your Complainant, attended with danger to life or health; that the Defendant slapped your Complainant. His conduct at that time was such that I believed my life was in danger. He is a man possessed of a strong, ungovernable temper, and on occasions when he is seized with a fit of temper he is likely to strike or hit me, and it was impossible to live with him under these conditions.

That the Defendant is a non-resident of the State of Alabama, residing at Detroit, Michigan, a more specific address being unknown to me.

Brunhilda Berg

BRUNHILDA BERG, Complainant, -vs- OTTO BERG, Respondent.	IN THE CIRCUIT COURT-IN EQUITY STATE OF ALABAMA BALDWIN COUNTY.

TESTIMONY OF SIEGFRIED W. ICKLER.

My name is Siegfried W. Ickler. I am a resident of Baldwin County, Alabama, residing at Lillian, and am over the age of twenty-one years. I am well acquainted with both Brunhilda Berg and Otto Berg, having lived in their home during their married life. I was present in their home a few days prior to January 1st, 1933, when Otto Berg slapped Brunhilda Berg, and his conduct at that time was such as to lead me to believe that his wife's health and possibly her life would be in danger should she continue to reside with him. I think she was justified in leaving him under these circumstances, as he is a man of violent temper, easily aroused, and might possibly do her serious injury in one of these fits of temper.

Siegfried W. Ickler

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

Your Orator, Daisy Long, brings this Bill of Complaint against D. L. Long, and thereupon your Orator complains and shows unto the Court as follows:

1. Your Orator is over twenty-one years of age and a bona fide resident of Bay Minette, Baldwin County, Alabama, and the said D. L. Long is over twenty-one years of age and a resident of Baldwin County, Alabama.

2. Your Orator and the said D. L. Long were lawfully married at Eliska, in Monroe County, Alabama, on to-wit, April 18, 1918, and lived together as man and wife until about July 15, 1933, when they separated, at which time they were residing in Bay Minette, Baldwin County, Alabama.

3. Your Orator is the mother and the said D. L. Long is the father of the following minor children: Clyde Long, fourteen years of age, Marguerite Long, ten years of age and Ruth Long, eight years of age, all of whom have always resided with your Orator, their mother.

4. Your Orator further shows unto the Court and your Honor that the said D. L. Long has become addicted after marriage to habitual drunkeness, and/or on to-wit, July 15, 1933, the said D. L. Long came to the house where your Orator was residing in Bay Minette, Alabama, in a drunken condition and then and there proceeded to strike and roughly handle her by pushing her out of the main part of the house and locking her in a small room at which time he threatened to kill her and shortly thereafter he released her from the said room and pushed her into the main part of the house at which time he was trying to reach a pistol which was in the house and threatening to kill her, and because of the said acts and threats your Orator was put in fear of being done great bodily

harm if she tried to continue living with the said D. L. Long.

PRAYER FOR PROCESS.

Your Orator prays that the said D. L. Long be made a party respondent to this Bill of Complaint and that the usual process of this Honorable Court do forthwith issue to him.

PRAYER FOR RELIEF.

Your Orator prays that the Court will order a reference to be held to ascertain and fix a reasonable attorney's fee for your Orator's Solicitor of Record in this said cause and to ascertain and fix a reasonable allowance for alimony pendente lite to be paid to your Orator and that upon a final hearing of the said cauae the Court will enter and grant unto her a decree of divorce dissolving the bonds of matrimony now existing between her and the said D. L. Long, will grant unto her the right to marry again and the permanent custody of the three said minor children, and ascertain and fix some reasonable and proper sum as permanent alimony to be paid to her monthly by the said D. L. Long.

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

L. B. Blackburn

Solicitor for Complainant.

FOOT NOTE: The said D. L. Long is required to answer each and every paragraph of the foregoing Bill of Complaint, numbered 1 to 4 both inclusive, but not under oath, his oath thereto being hereby expressly waived.

L. B. Blackburn

Solicitor for Complainant.

State
vs
D. L. Long } In Juvenile Court
Baldwin County, Alabama.

Comes now ~~Comes~~ the defendant D. L. Long and for answer to the charge in this case says, that this court has no jurisdiction to try this cause, and for grounds thereof says:

1. That a complaint was brought on the 1st. August 5, 1933, filed in the Circuit Court of Baldwin County, Alabama, in equity, a court of competent jurisdiction, in which Dorsie Long was complainant and D. L. Long Respondent, in which the complainant sues a divorce from the Respondent, and in which she asks for the custody of the two minor children; that said cause is still pending in said Circuit Court, and which said Circuit Court has jurisdiction of said cause and said children.

Robert M. Hare
Atty for Def

State of Alabama;
vs.
U. Latrisa Long,

In the Juvenile Court of Baldwin County, Alabama.

Comes the State of Alabama by J. B. B Blackburn its Solicitor and moves the court to strike the defendant's to the court's jurisdiction in this case on the following grounds:

1- Because it is frivolous

2- Because it is faulty

3- Because the divorce suit referred to in the said plea is a civil action that has not been finally determined and this case is a criminal suit in which the State of Alabama is Plaintiff

4. Because the two suits are not between the same parties

J. B. Blackburn
Solicitor.

Filed
MAR 5-23

SUMMONS—ORIGINAL

Moore Printing Co., Bay Minette, Ala.

The State of Alabama,
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon D. L. LONG

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

DAISY LONG

against said D. L. LONG

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~~ M. A. Stone, Register of said Circuit Court, this 5 th day of August 1933

M. A. Stone Register

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

Docket Page 57

ORIGINAL

SERVE ON _____

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

DAISY LONG
vs.
D.L. LONG

J.B. BLACKBURN
Solicitor for Complainant

Recorded in Vol _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this 5
day of Aug 1933
W R Stewart
Sheriff.

Executed this 5 day of
August 1933
by leaving a copy of the within Summons with

D. L. Long
Defendant.
W R. Stewart
Sheriff.

By W B Hamilton
Deputy Sheriff.

DAISY LONG, Complainant, vs. D. L. LONG, Respondent.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY.

Comes the Respondent, and for answer to the Complainant's Bill of Complaint and to each Count thereof, separately and severally, says:

1. The Respondent admits the allegations contained in Paragraphs 1 and 3.

2. The Respondent admits the allegation contained in Paragraph 2, in that he and the complainant were married at Eliska, in Monroe County, Alabama, on April 18, 1915, but denies the allegation that they separated on July 15, 1933, and demands strict proof of the same.

3. The Respondent denies each and every allegation contained in Paragraph 4, and demands strict proof of the same.

The Respondent specifically denies each and every allegation contained in the said Bill of Complaint not herein admitted, and demends strict proof of the same.

Beebe & Stall.

Solicitors for Respondent.

[illegible]

No. 1125

RECORDED

Daisy Long

v

D. L. Long

equity

Answer

filed Aug. 31, 1933

M. A. Stone

clerk.

Record +

file

[illegible]

No. 1125

RECORDED

Daisy Long

v.

D. L. Long
equity

Answer

Filed Aug. 31, 1933
M. A. Stone
clerk.

Record &
file