

THELMA FLATT,

Complainant,

VS.

MILTON M. FLATT,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. ____.

TO THE HONORABLE F. W. HARE, JUDGE OF THE SAID COURT SITTING IN EQUITY.

Now comes your Complainant, Thelma Flatt, and presents this bill of complaint against Milton M. Flatt, and respectfully shows unto your Honor as follows:

FIRST: That your Complainant, Thelma Flatt, and Milton M. Flatt, are both over the age of twenty-one years and that they were lawfully married at Mendota, Illinois, on or about November 11, 1919.


SECOND: That your Complainant is a bona fide resident of Baldwin County, Alabama, and has been such resident for a period of more than one year next prior to the filing of this bill of Complaint; that the said Milton M. Flatt is a non-resident of the state of Alabama, his last known address being Tampa, Florida; that your Complainant and the said Milton M. Flatt lived together as man and wife until about August 18, 1930, and that the said Milton M. Flatt has not lived with your Complainant since the said date; that one child was born to the said union, namely Shirley Flatt, a girl child now nine years of age who has at all times lived with her mother, who is your Complainant.

THIRD: Your Complainant further shows unto your Honor that at various times during the summer of 1930, the said Milton M. Flatt struck, abused and cursed your Complainant; that on or about the 18th

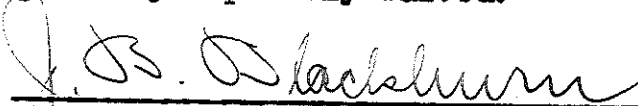
day of August, 1930, just prior to the said separation, the said Milton M. Flatt struck your Complainant with his hand and threatened to kill her, and your Complainant avers that she was put in fear of being done great bodily harm if she tried to continue to live with the said Milton M. Flatt.

THE PREMISES CONSIDERED, your Complainant prays that your Honor will take Jurisdiction of the cause made by this bill of complaint, will cause notice thereof to be served upon the said Milton M. Flatt, in conformity with the rules of this Honorable Court and the laws of this State in such matters pertaining, making him a party respondent to this bill of complaint, and your Honor will require the said Respondent to answer, plead or demur to this bill of complaint within the time required by law.

Your Complainant further prays that upon final hearing of this cause, your Honor will enter and grant unto her a decree of divorce dissolving the bonds of matrimony now existing between your Complainant and the said Milton M. Flatt, will grant unto her the right to marry again, will award unto her the custody of the said minor child, Shirley Flatt, and will grant unto her such other, further and general relief as she may be entitled to, the premises considered.


Solicitor for Complainant.

FOOT NOTE: The said Milton M. Flatt is required to answer each and every paragraph of the foregoing bill of complaint, but not under oath, his oath thereto being hereby expressly waived.


Solicitor for Complainant.

THELMA FLATT,

Complainant,

VS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. ____.

MILTON M. FLATT,

Respondent.

ANSWER OF RESPONDENT.

Comes the respondent in the above entitled cause in his own proper person and denies each and every allegation of the Bill of Complaint filed in the said cause and demands strict proof of the same.

Milton M. Flatt

Respondent.

The respondent waives all other and further notice of any and all other or further proceedings in the above entitled cause.

Milton M. Flatt

Respondent.

The State of Alabama, { CIRCUIT COURT OF BALDWIN COUNTY,
Baldwin County } IN EQUITY

To Any Sheriff of the State of Alabama--GREETING:

WE COMMAND YOU, That you summon Milton M.Flatt,

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

Thelma Flatt,

against said

Milton M.Flatt,

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 2nd, day of

January, 1931.

T. W. Richerson Register.

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

n Original

Serve on _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Thelma Flatt,

vs.

Milton M. Flatt,

J.B. Blackburn,

Solicitor for Complainant.

Recorded in Vol. _____ Page _____

Foley, Ala.

The State of Alabama,
BALDWIN COUNTY.

Received in office this _____

day of _____ 193 _____

Sheriff.

Executed this *Jan 2* day of

Jan. 193 *1*

by leaving a copy of the within Summons with

Milton M. Flatt

Defendant.

C. Davis

Sheriff.

By _____

Deputy Sheriff.

THEIMA FLATT,

Complainant,

VS.

MILTON M. FLATT,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. _____.

AFFIDAVIT.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, T. W. Richerson, Clerk of the Circuit Court of said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is Solivitor for the Complainant in the above entitled cause; that he believes that the said Respondent Milton M. Flatt, is over the age of twenty-one years of age and is a non-resident of the state of Alabama; that his residence and Post Office address are unknown, his last known residence and Post Office address being Tampa, Florida, and that his present residence and Post Office address cannot be ascertained after reasonable effort.

J. B. Blackburn

Sworn to and subscribed before
me on this the 8th day of December,
1930.

T. W. Richerson

Circuit Clerk.

The State of Alabama }
Baldwin CountyCircuit Court of Baldwin County, Alabama,
(In Equity)Thelma Flatt

COMPLAINANT

VS.

Milton M. Flatt

RESPONDENT

T. W. Richerson

I, _____

as Register and Commissioner _____

have called and caused to come before me Thelma Flatt, Anna Hawkins, andHerbert Larsonwitnesses named in the Requirement for Oral Examination, on the 24th day of January,1931, at the office of T. W. Richersonin Bay Minette, Alabama, and having first sworn said witness ____ to speak the

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

____ doth depose and say as follows:

Thelma Flatt, the Complainant in the above styled cause, testified as follows:

I am the Complainant in the above mentioned cause; I reside in Foley, Baldwin County, Alabama, where I have resided continuously since about February 29, 1928; I and my husband, Milton M. Flatt were married in the State of Illinois on or about November 11, 1919, and for more than two years have lived together as man and wife in Baldwin County, Alabama.

During the summer of 1930, Milton M. Flatt struck, cursed, and abused me, which actions occurred at various times, continuing over the whole summer, and occurred in all eight or ten times, to the best of my recollection. Just before the 18th day of August, 1930, Milton M. Flatt struck ^{me with his hand,} cursed and abused me and threatened to kill me. This occurred at Peterson's Point, in Baldwin County. After that occurrence we separated and have not lived together as man and wife since the said date. Because of the action of Milton M. Flatt during the summer of 1930, and the said actions which took place just before the 18th day of August, 1930, I was put in fear of being severely injured and being

done great bodily harm if I tried to continue to live with the said Milton M. Flatt.

Thelma Flatt

Anna Hawkins, witness for the Complainant, testified as follows:

~~My name is Anna Hawkins. I reside in Foley, Alabama, where~~
I have resided for about three years. I am personally acquainted with Mrs. Thelma Flatt, who is the Complainant in this suit and with Milton M. Flatt, who is her husband, and who is the Respondent. I have known Mrs. Thelma Flatt and Milton M. Flatt for about two years, and have been personally acquainted with them for that period of time. I was present at Peterson's Point in Baldwin County, Alabama, about the first of August, 1930. At the close of a dance held at this place, I heard Milton M. Flatt curse and abuse Mrs. Thelma Flatt, and saw him strike her with his hand. I have worked with Mrs. Thelma Flatt at the telephone office in Foley, Alabama, since March, 1930. ^{and before the separation,} Since that time, Milton M. Flatt has made various visits to the telephone office where I have seen and heard him curse and abuse Mrs. Thelma Flatt.

Anna Hawkins

Herbert Larson, witness for the Complainant, testified as follows:

My name is Herbert Larson. I reside at Miflin, in Baldwin County, Alabama, where I have resided for the last several years. I was present at Peterson's Point, in Baldwin County, Alabama, with Miss Anna Hawkins at a dance held during the first part of August, 1930. The car which Miss Anna Hawkins and I occupied was parked next to the car of Milton M. Flatt and Mrs. Thelma Flatt. At the close of the dance, I saw Milton M. Flatt and Mrs. Thelma Flatt come to their car where Milton M. Flatt cursed, struck, threatened, and abused Mrs. Thelma Flatt. The blow referred to was struck by Milton M. Flatt with his hand.

Herbert Larson

ORAL EXAMINATION

I, T. W. Richerson, as Register and Commissioner hereby certify that the foregoing deposition S. on Oral Examination was taken down in writing by me in the words of the witness^{es} and read over to them and they signed the same in the presence of myself and J. B. Blackburn Atty for Complainant at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness^{es} or had proof 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 24th day of January 1931.

T. W. Richerson (L. S.)

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Thelma Platt

COMPLAINANT

vs.

Milton W. Platt

RESPONDENT

ORAL DEPOSITION

Filed January 24, 1931

RECORDED IN

T. W. Richerson, Register

Record

Vol. _____ Page _____

Register

ORDER OF PUBLICATION

THELMA FLATT,

Complainant,

VS.

MILTON M. FLATT,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.


IN EQUITY.

In this cause, it appearing from an affidavit on file that the Respondent, Milton M. Flatt, is over the age of twenty-one years, is a non-resident of the State of Alabama, and is believed to be a resident of Tampa, Florida, his Post Office address being unknown.

IT IS ORDERED, that he plead, answer or demur to the allegations of the Bill of Complaint, filed against him in this cause, before the 8th day of January 1931, or, upon the expiration of thirty days from said date, the same will be taken as confessed against him.

IT IS FURTHER ORDERED that notice of this order be published once a week for four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama.

Dated this the 8th day of December, 1930.



T. W. RICHERSON

Register.

J. B. BLACKBURN

Solicitor for Complainant.

BAY MINETTE, ALA.

Jan 10, 1931

M Helma Flatt vs m. m. Flatt

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE
ADVERTISING RATES GIVEN ON APPLICATION

12/11/30 - 12/18/30 - 12/25/30 - 1/1/31 - Helma Flatt vs m. m. Flatt \$7.65

ORDER OF PUBLICATION

THELMA FLATT, Complainant VS.
MILTON M. FLATT, Respondent.
IN THE CIRCUIT COURT OF BALD-
WIN COUNTY, ALA. IN EQUITY.

In this cause, it appearing from an affidavit on file that the Respondent, Milton M. Flatt, is over the age of twenty-one years, is a non-resident of the State of Alabama, and is believed to be a resident of Tampa, Florida, his Post Office address being unknown.

IT IS ORDERED, that he plead, answer or demur to the allegations of the Bill of complaint, filed against him in this cause, before the 8th day of January, 1931, or, upon the expiration of thirty days from said date, the same will be taken as confessed against him.

IT IS FURTHER ORDERED, that notice of this order be published once a week for four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama.

Dated this, the 8th day of December 1930.

T. W. RICHESON, Regis-

ter.
J. B. BLACKBURN, Solicitor for
Complainant. 45

316 W. Johnson Street,
Clinton, Illinois.
December 29, 1930.

Mr. T. W. Richerson,
Clerk of the Circuit Court,
Bay Minette, Alabama.

Dear Sir:-

I understand that Mrs. Thelma Flatt has
commenced a divorce suit in Baldwin County, Alabama,
and has named me as respondent.

I am enclosing answer for me as respondent
to be filed in this cause.

Very truly yours,

Milton M. Flatt

MILTON M. FLATT.

MMF:OS

PUBLISHED EVERY THURSDAY

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE
ADVERTISING RATES GIVEN ON APPLICATION

ORDER OF PUBLICATION

THELMA FLATT, Complainant VS. MILTON M. FLATT, Respondent.
IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALA. IN EQUITY.

In this cause, it appearing from an affidavit on file that the Respondent, Milton M. Flatt, is over the age of twenty-one years, is a non-resident of the State of Alabama, and is believed to be a resident of Tampa, Florida, his Post Office address being unknown.

IT IS ORDERED, that he plead, answer or demur to the allegations of the Bill of complaint, filed against him in this cause, before the 8th day of January, 1931, or, upon the expiration of thirty days from said date, the same will be taken as confessed against him.

IT IS FURTHER ORDERED, that notice of this order be published once a week for four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama.

Dated this, the 8th day of December 1930.

T. W. RICHESON, Register.

J. B. BLACKBURN, Solicitor for Complainant.

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. C. Vail, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of _____

Milton M. Flatt, Respondent

Was published in said Newspaper for Four consecutive weeks in the following

issues:

Date of first publication	<u>December 11th 1930</u>	Vol. <u>41</u>	No. <u>45</u>
Date of second publication	<u>December 18th 1930</u>	Vol. <u>41</u>	No. <u>46</u>
Date of third publication	<u>December 25th 1930</u>	Vol. <u>41</u>	No. <u>47</u>
Date of fourth publication	<u>January 1st 1931</u>	Vol. <u>41</u>	No. <u>48</u>

Subscribed and sworn to before the undersigned this 8th day of

January 1931

T. W. Richeson
Register, Baldwin
County, Ala.

J. C. Vail
Printer & Publisher.

BAY MINETTE, ALA.

M. Hoon. J. B. Blackburn Jan 7th 1931.

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE
ADVERTISING RATES GIVEN ON APPLICATION

Order of Publication Helms Flatt vs M.M. Flatt \$ 7.83

Thelma Flatt,

vs.

Milton M. Flatt,

THE STATE OF ALABAMA,
Baldwin COUNTY.

CIRCUIT COURT, IN EQUITY.

February Term, 1931

I, T.W. Richerson,

Register of the Circuit Court of

Baldwin

County, of the State of Alabama, hereby certify that on the affidavit

of Hon. J.B. Blackburn, Atty for Complainant,

on the 8th day of December, 1930, an order of publication was made to

Milton M. Flatt,

who non-resident

who reside at Tampa Fla. his Postoffice being unknown to affiant,

and was published in the Baldwin Times,

a newspaper published in Bay Minette, Baldwin County, Ala. once a week, for four consecutive weeks, commencing on the 11th day of December, 1930, requiring

the said Milton M. Flatt,

to answer or demur to the Bill of Complaint in the cause on the 8th day of January,

1931, or in thirty days therefrom a decree Pro Confesso may be taken against the said

Milton M. Flatt,

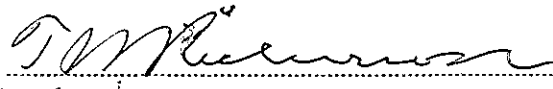
And that a copy of said order was forwarded by mail, on the 12th day of Dec.

1930, addressed to Milton M. Flatt, Tampa Fla.

at

and that one other copy of said order was posted at the Courthouse door of said County for four consecutive weeks,

commencing on the 8th day of December, 1930.



Register.

8581 NOTE OF TESTIMONY

..Thelma Flatt,.....

.....

.....

vs.

..Milton M. Flatt,.....

.....

.....

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,.....
Service of summons on Deft, Answer of Deft, and testimony
of Thelma Flatt, Anna Hawkins and Herbert Larson,.....

and in behalf of Defendant upon.....

J. W. Register

Register.

No. 945.

THE STATE OF ALABAMA,
Bald inCounty.

CIRCUIT COURT, IN EQUITY.

Thelma Platt

Milton M. Platt,

CERTIFICATE OF PUBLICATION.

Filed in office this 24th

day of January, 1931.

W. M. McClure
Register.

No. 945.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Thelma Flatt

VS

Milton M. Flatt,

NOTE OF TESTIMONY

Filed in Open Court this 24th
day of January 1931.

M. R. [Signature]
Register

DECREE.

THELMA FLATT,

Complainant,

Vs.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

MILTON M. FLATT,

IN EQUITY.

Respondent.

This cause coming on to be heard was submitted upon the bill of complaint, personal service on the respondent, answer 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 her 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 said Thelma Flatt, is forever divorced from the said Milton M. Flatt; for and on account of cruelty committed upon her person as alleged in said bill of complaint.

It is further ordered that the said Thelma Flatt be, and she is hereby permitted to again contract marriage, but shall not again marry except to the said Milton M. Flatt, until sixty days after this date, and that if an appeal is taken within sixty days, she shall not marry again except to the said Milton M. Flatt, during the pendency of said appeal.

Done at Monroeville, Alabama, on this the 4th day of February, 1931.

J. W. Hare

Judge of Circuit Court, Baldwin County, Ala.

THELMA FLATT,

Complainant,

VS.

MILTON M. FLATT,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. ____.

TO THE HONORABLE F. W. HARE, JUDGE OF THE SAID COURT SITTING IN EQUITY.

Now comes your Complainant, Thelma Flatt, and presents this bill of complaint against Milton M. Flatt, and respectfully shows unto your Honor as follows:

FIRST: That your Complainant, Thelma Flatt, and Milton M. Flatt, are both over the age of twenty-one years and that they were lawfully married at Mendota, Illinois, on or about November 11, 1919.


SECOND: That your Complainant is a bona fide resident of Baldwin County, Alabama, and has been such resident for a period of more than one year next prior to the filing of this bill of Complaint; that the said Milton M. Flatt is a non-resident of the state of Alabama, his last known address being Tampa, Florida; that your Complainant and the said Milton M. Flatt lived together as man and wife until about August 18, 1930, and that the said Milton M. Flatt has not lived with your Complainant since the said date; that one child was born to the said union, namely Shirley Flatt, a girl child now nine years of age who has at all times lived with her mother, who is your Complainant.

THIRD: Your Complainant further shows unto your Honor that at various times during the summer of 1930, the said Milton M. Flatt struck, abused and cursed your Complainant; that on or about the 18th

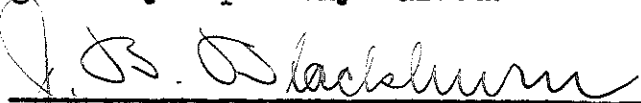
day of August, 1930, just prior to the said separation, the said Milton M. Flatt struck your Complainant with his hand and threatened to kill her, and your Complainant avers that she was put in fear of being done great bodily harm if she tried to continue to live with the said Milton M. Flatt.

THE PREMISES CONSIDERED, your Complainant prays that your Honor will take Jurisdiction of the cause made by this bill of complaint, will cause notice thereof to be served upon the said Milton M. Flatt, in conformity with the rules of this Honorable Court and the laws of this State in such matters pertaining, making him a party respondent to this bill of complaint, and your Honor will require the said Respondent to answer, plead or demur to this bill of complaint within the time required by law.

Your Complainant further prays that upon final hearing of this cause, your Honor will enter and grant unto her a decree of divorce dissolving the bonds of matrimony now existing between your Complainant and the said Milton M. Flatt, will grant unto her the right to marry again, will award unto her the custody of the said minor child, Shirley Flatt, and will grant unto her such other, further and general relief as she may be entitled to, the premises considered.


Solicitor for Complainant.

FOOT NOTE: The said Milton M. Flatt is required to answer each and every paragraph of the foregoing bill of complaint, but not under oath, his oath thereto being hereby expressly waived.


Solicitor for Complainant.