

The State of Alabama, {
Baldwin County

CIRCUIT COURT

To WILLIAM K. AIKEN

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 MRS. G.E. BAENES and THELMA E. TOMPKINS

as witnesses in behalf of COMPLAINANT in a cause pending in our Circuit Court of Baldwin County, of said State, wherein THELMA E. TOMPKINS

Complainant

and WILTON E. TOMPKINS

Defendant,

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 29th day of MARCH 19 33

W. Richardson

REGISTER

COMMISSIONER'S FEE, \$

WITNESS' FEES, \$

RECORDED

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

THELMA E. TOMPKINS

Complainant

vs.

WILTON E. TOMPKINS

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WILLIAM K. AIKEN

WITNESSES:

MRS. G. E. BARNES

THELMA E. TOMPKINS

The State of Alabama, }
Baldwin County
No. _____
CIRCUIT COURT IN EQUITY

Complainant THELMA E. TOMPKINS
vs.
Defendant WILTON E. TOMPKINS

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

ABANDONMENT

It is further ordered, that the said THELMA E. TOMPKINS & WILTON E. TOMPKINS be, and ~~they are~~ they are hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said WILTON E. TOMPKINS 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 THELMA E. TOMPKINS

It is further ordered, adjudged and decreed that the said THELMA E. TOMPKINS & WILTON E. TOMPKINS shall not again marry except ~~xxxxxx~~ each other

until sixty days after this date, and that if an appeal is taken within sixty days ~~there~~ shall not marry again except ~~to each~~ each other

during the said pendency of appeal

This ~~30th~~ day of MARCH 1935

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 _____ 9

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____

RECORDED

No. _____

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
Baldwin County, Ala.

THELMA E. TOMPKINS

VS

WILTON E. TOMPKINS

DECREE OF DIVORCE

Filed in office this 31st

day of March, 19 53

W. P. Richardson
Register.

E. O. M.

THELMA E. TOMPKINS,
COMPLAINANT,
VERSUS
WILTON E. TOMPKINS,
RESPONDENT.

:
:
:
:
:
:
:

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

Answer of Respondent.

Now comes Wilton E. Tompkins, respondent in the foregoing cause, and for answer to the bill of complaint filed therein, denies each and every allegation thereof. And the respondent having fully answered, prays to be dismissed with his reasonable costs in this behalf expended. And the said Wilton E. Tompkins, respondent, does hereby waive all further notice of the filing of said bill of complaint, and does waive all notice of the taking of testimony and of the final hearing thereof.

Wilton E. Tompkins
Respondent.

Answer of
Respondent
11

RECORDED

Filed March 28, 1933.
J M Pickens
Registrar

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 WILTON E. TOMPKINS

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 E. TOMPKINS

against said WILTON E. TOMPKINS

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 28th day of

MARCH, 193 3

T W Richerson Register

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

Circuit Court of Baldwin County
In Equity

SUMMONS

THEIMA E. TOMPKINS
VS.
WILTON E. TOMPKINS

H. W. SMITH
Solicitor for Complainant

Recorded in Vol _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____
day of _____ 19____

Sheriff:

Executed this _____ day of _____ 19____

by leaving a copy of the within Summons with

Defendant:

Sheriff

By _____ Deputy Sheriff

I hereby accept service of the within summons, this the 28th day of March, 1933.

William E. Tompkins
RESPONDENT.

RESPONDENT:

[illegible]

"odispa"

[illegible]

| | | |
|---------------------|---|---------------------------------|
| Thelma E. Tompkins, |) | |
| Complainant, |) | |
| -vs- |) | IN THE CIRCUIT COURT OF BALDWIN |
| |) | |
| Wilton E. Tompkins, |) | COUNTY, ALABAMA. IN EQUITY. |
| Respondent. |) | |

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

Your complainant, Thelma E. Tompkins, brings this her bill of complaint against the said respondent, Wilton E. Tompkins, and respectfully alleges and represents unto your Honor and the Court as follows:

1. That your complainant is a bona fide resident of the State of Alabama, and has been such for more than three years next preceding the filing of this her bill of complaint, residing, during all of said period, in Mobile, Mobile County, Alabama. That the respondent, Wilton E. Tompkins, resides in, and is a bona fide resident of Baldwin County, Alabama. That complainant and respondent are each over the age of twenty-one years.

2. That complainant and respondent were lawfully married on the date of October 26, 1927, at Pascagoula, Mississippi, by a justice of the peace, and lived together as man and wife until, to-wit: March 15, 1928. That on said date of, to-wit: March 15, 1928, the respondent voluntarily abandoned the bed and board of complainant and that complainant and respondent, since said last date, have not lived together as man and wife or otherwise. That said abandonment was without fault on complainant's part as she always acted toward respondent as a dutiful wife should. That complainant therefore charges the respondent, Wilton E. Tompkins, with voluntary abandonment from bed and board for two years next preceding the filing of this her bill of complaint.

WHEREFORE, the premises considered, your complainant prays unto your Honor and the Court that the said Wilton E. Tompkins be made a party respondent to this her bill of complaint, and that due process, in accordance with law and the rules and practice of this Court, forthwith issue for service upon him.

And your complainant further prays that upon the final hearing of this cause Your Honor and the Court will be pleased to and will give to the complainant a decree of absolute divorce from the said Wilton E. Tompkins, in and by said decree dissolving the bonds of matrimony now existing between them and giving and granting to complainant permission to remarry should she so desire. And your Complainant further prays for such other, further and different relief as in equity she may be entitled to receive, etc.

H. E. Smith
Solicitor for Complainant.

FOOT-NOTE:

The respondent is hereby required to answer each and every allegation of the foregoing bill of complaint, but not under oath, oath thereto being expressly waived.

H. E. Smith
Solicitor for Complainant.

In The Circuit Court
of Baldwin County, Ala
In Equity

Helena E. Thompson

vs

Wilton E. Thompson

Divorce

Filed March 28,
1939.

W. M. Schuman
Proctor

THE STATE OF ALABAMA,
BALDWIN COUNTY.

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

THELMA E.TOMPKINS, Complainant,

vs.

WILTON E.TOMPKINS, Respondent.

The Complainant requests the oral examination of the following named witnesses on her behalf, viz:- Mrs. W.E. Barnes and Thelma E.Tompkins, said witnesses reside in the County of Mobile, State of Alabama.

William K.Aiken is suggested as a suitable person to be appointed commissioner to take the deposition of said witnesses on such oral examination.

D. L. Green Smith

SOLICITOR FOR COMPLAINANT.

Thelma E. Tompkins,

vs.
Wilton E. Tompkins

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,
testimony of Mrs. H. E. Barnes & Thelma E. Tompkins,
et al.

and in behalf of Defendant upon Answer & Waiver of debt.

D. W. Richardson

Register.

RECORDED

William B. Connelley

vs

Wilton B. Connelley

Prepared for Commencement
to take place at

Filed March 29, 1933.

Wm. B. Connelley
Secretary.

RECORDED

RECORDED

No.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

William E. Connelley

VS

Walter E. Connelley

NOTE OF TESTIMONY

Filed in Open Court this *29*

day of *March* 19*23*

W. E. Connelley
Register

RECORDED

RECORDED Page.....

No.

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Thelma C. Tompkins

VS.

Wilton C. Tompkins

REQUEST FOR DECREE IN
VACATION

FILED. *March 29* 19*33*.

D. W. Richman
Register

RECORDED IN RECORD

VOL. PAGE

Register

8350 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. Vacation Term, 192.....Shelma E. Tompkins....., Complainant...
vs.Wilton E. Tompkins....., Defendant...To J. M. Richardson....., 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 Wilton E. Tompkins.....

~~Shelma E. Tompkins~~, 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.

Wilton E. Tompkins.....
~~Shelma E. Tompkins~~ Complainant.

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

Thelma E. Tompkins
COMPLAINANT

VS.

Wilton E. Tompkins
RESPONDENT

I, William K. Alkin

as ~~Registered~~ Commissioner duly appointed in said Court in said cause

have called and caused to come before me Thelma E. Tompkins and Mrs. W. E.

Barnes

witnesses named in the Requirement for Oral Examination, on the 29 day of March

1933, at the office of 56 St. Michael Street

in Mobile, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Thelma E. Tompkins

doth depose and say as follows:

My name is Thelma E. Tompkins. I am the complainant in this cause, and have filed the bill of complaint for divorce therein against

Wilton E. Tompkins, my husband.

I am over the age of twenty-one years and was at the time of the filing of the bill of complaint in this cause. I am a bona fide resident of Mobile County, Alabama, and have resided in Mobile, Mobile County, Alabama, all of my life. I have been a bona fide resident of Mobile County, Alabama, and of the State of Alabama, for more than three

years next preceding the filing of this bill of complaint in this cause. The respondent, Wilton E. Tompkins, is over the age of twenty-one years and was so at the time of the filing of said bill of complaint. He,

the said Wilton E. Tompkins, is a bona fide resident of Baldwin County, Alabama, residing at Bay Minette, Alabama.

Myself and the said Wilton E. Tompkins were lawfully married on the

date of October 26, 1927, at Pascagoula, Mississippi, by a justice of the peace whose name I do not now remember. Immediately after the

ceremony we came back to Mobile, which was my home. He did not have a job and so could not give me a home and I was forced to live on

with my parents at their home. We were with each other almost all of the time until the fifteenth of March, 1928, when he just quit having anything at all to do with me. We have not lived together as man and wife ~~or~~ otherwise since March 15, 1928. He never did contribute anything toward my support since our marriage, up to the time he finally quit having anything to do with me or since that time. I tried to get him to come back to me, but he avoided me in every way that he could, and went to California about four years ago, stayed there for about three years and finally came back to Baldwin County to live about one year ago. He went to California immediately after or about the time of our separation. Such separation was without my consent, and I wanted and tried to get him to come back, but without success. I did not hear from him while he was gone and have not heard from him since except through some of our friends. He has absolutely avoided me since our Separation in March, 1928. I therefore state that his abandonment of me was without fault on my part, as I always acted toward him as a dutiful wife should. Such abandonment occurred more than two years next preceding the filing of the bill of complaint in this cause.

Thelma E. Tompkins

And the said Mrs. ~~W.~~ E. Barnes doth depose and say as follows:

My name is Mrs. ~~W.~~ E. Barnes. I am over the age of twenty-one years and Mrs. Thelma E. Tompkins is my sister. I know that she is over the age of twenty-one years and has been a bona fide resident of the State of Alabama for more than three next preceding the filing of the bill of complaint in this cause, in fact having lived here in Mobile, Mobile County, Alabama, all of her life. Wilton E. Tompkins, the respondent, is over the age of twenty-one years and resides at Bay Minette, Baldwin County, Alabama, and has so resided for ~~for~~ more than the past year.

I remember when my sister, the complainant, married him. It was in October, 1927. They went to Pascagoula, Mississippi and got married. They came on back to my parents' home in Mobile, Alabama, that night. They lived together until about March 15, 1928, when the respondent Wilton E. Tompkins went to California and left her. After he came back from there, he came on to Bay Minette to live. I know that my

sister, the complainant, was deeply in ~~xxx~~ love with him and did everything that she could to please him and tried to get him to get them a home. He was not able to do so at the time and never did, but instead left Mobile and has not been back so far as I know. Their separation occurred in March, 1928. I see her every day and nearly every night, and know that they have not lived together as man and wife since March, 1928, but that they have been entirely separated since that time. Such abandonment was, I think, without any fault on her part and I know without her consent as she always wanted him to come back to her and take care of her. She has had to work and take care of herself, as he never contributed anything to her support.

Ans. Dr. C. C. Darnell

Direct Examination by
H. Embree Smith,

Solicitor for Complainant.

ORAL EXAMINATION

I, William K. Aikin, as ~~Register~~ 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 William K. Aikin 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 29 day of March 19 33.

William K. Aikin (L.S.)

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Helene S. Thompson

vs.

William T. Thompson

COMPLAINANT

RESPONDENT

ORAL DEPOSITION

Filed _____, 19____

RECORDED IN

Register

Record

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