

The State of Alabama }
Baldwin County

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

TRELLE MOON LYNN,

COMPLAINANT

VS.

JAMES LENNIS LYNN.

RESPONDENT

I, T. W. Richerson,

as Register and Commissioner

have called and caused to come before me Trelle Moon Lynn and R.O. Henley,

witness as named in the Requirement for Oral Examination, on the 11th day of June

1931, at the office of The Register in Chancery, of Baldwin County

in Bay Minette, Alabama, and having first sworn said witness as to speak the

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

doth depose and say as follows:

TESTIMONY OF TRELLE MOON LYNN.

My name is Trelle Moon Lynn, I am over twenty-one years of age and the Complainant in the above entitled cause.

I married the Respondent, James Lennis Lynn, who is over twenty-one years of age, in Birmingham, Alabama, on or about March 10, 1928 and after such marriage lived with him as his wife until on or about November 20, 1930, when we separated. This separation occurred in Bay Minette, Baldwin County, Alabama and I have not lived with the said James Lennis Lynn since that time.

I am a resident of Bay Minette, Baldwin County, Alabama, where I have resided since about September 1, 1930 and have been a resident of the State of Alabama all of my life.

At various times during the year of 1930 the said James Lennis Lynn violently handled, abused and threatened me and on or about November 20, 1930, he visited the home where I was residing in Bay Minette, Baldwin County, Alabama and then and there violently abused and threatened me, at which time we separated and I have not lived with him since that time. Because of the violent treatment, threats and abuse of the said James Lennis Lynn as aforesaid, I was put in fear of being injured and done great bodily harm if I tried to continue to live with him. He has a violent temper and loses control of himself when he becomes angry.

One child was born to our said union. This child is Patricia Lynn, who is a girl child now about two years of age. This child has always lived with me and I have supported her from my own funds since before September 1, 1930. It is to the best interest of the said child that she be allowed to live with me at all times as a

girl child of this age should not be placed in the care or custody of anyone except her mother.

Trelle Moon Lynn

TESTIMONY OF I. F. SIMMONS.

I have known Mrs. Trelle Moon Lynn since before September 1st. 1930 and she has worked under me as a teacher in the Baldwin County High School since that time. She is a young woman of high moral character and one with exceptional ability and is well fitted to care for, maintain and educate her minor child, Patricia Lynn, if the Court awards her the custody of the said child.

I. F. Simmons

TESTIMONY OF R. O. HENLEY

I have known Mrs. Trelle Moon Lynn since about September 1, 1930, and she and her small daughter, Patricia Lynn have resided at my home since that time. On or about November 20, 1930, her husband, James Lennis Lynn, visited her at my home and while he was there he abused Mrs. Trelle Moon Lynn. This abuse took place in a room which was near the room occupied by my wife and me and it is impossible for me to state what was done or said except that he was abusing Mrs. Lynn and from the tone of his voice I could tell that he was very angry.

For several days after the night above referred to, Mrs. Lynn appeared to be afraid of him and was disturbed to such an extent that she seemed unwell and would hardly touch food for a few days.

Mrs. Lynn is a young woman of high moral character and one who has exceptional ability. I know that she has cared for her minor child, Patricia Lynn, from her own funds since she moved to Bay Minette and that she is well able to maintain and support the said child in the future.

R. O. Henley

FURTHER TESTIMONY OF TRELLE MOON LYNN

The Complainant, in addition to the above and foregoing testimony testified as follows: That the Respondent violently handled her in that when he would become angry he would seize your Complainant and by twisting her arms and other limbs into painful and unreasonable positions, hurt and injured her and by using force in squeezing and mashing her body would attempt to force your complainant to do his will, and that he abused your complainant in that in sudden fits of anger he would curse her and at one time in such a fit of anger threw a heavy glass of water at your Complainant which was sufficient to cause grievous bodily harm or injury if he had succeeded in striking your Complainant with the said glass; that because of said violent treatment your Complainant was at times forced to sleep on the floor; that he abused and threatened your Complainant in that when he would become angry he would commence to curse and otherwise threaten and abuse your Complainant and tell her that he would injure her if she did not do as he demanded, and that these threats were carried out by the aforesaid actions; that the Respondent is a large man over six (6) feet in height and weighing over one-hundred and seventy (170) pounds.

Trelle Moon Lynn

ORAL EXAMINATION

I, T.W. Richerson,, as Register and Commissioner hereby certify that the foregoing deposition . . on Oral Examination was taken down in writing by me in the words of the witness . . . and read over to them and they signed the same in the presence of myself and Hon. 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 11th day of June 19 31.

T.W. Richerson (L. S.)

No. 959

Page

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Urelle Moon Lynn

COMPLAINANT

vs.

James Lemnis Lynn,

RESPONDENT

ORAL DEPOSITION

Filed June 11th, 1931, 19

RECORDED IN

T.W. Richerson, Register

Record

Vol. Page

Register

TRELLE MOON LYNN,

Complainant,

VS.

JAMES LENNIS LYNN,

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, Trelle Moon Lynn, and presents this bill of complaint against James Lennis Lynn, and respectfully shows unto your Honor as follows:

FIRST: That your Complainant, Trelle Moon Lynn, and the Respondent, James Lennis Lynn, are both over the age of twenty-one years and that they were lawfully married in Birmingham, Alabama, on or about March 10, 1928.

SECOND: Your Complainant is a bona fide resident of Baldwin County, Alabama, and has been such resident since about September 1, 1930, and that she has resided in the State of Alabama all of her life; that the said James Lennis Lynn is a resident of Jefferson County, Alabama, his Post Office address being Adamsville, Alabama; that your Complainant and the said Respondent lived together as man and wife until about November 20, 1930, and that your Complainant has not lived with the said Respondent since that date, when they separated which separation occurred in Bay Minette, Baldwin County, Alabama; that one child was born to the said union, namely, Patricia Lynn, a girl child now two years of age who has at all times lived with her mother, who is your Complainant, and that your Complainant has supported the said child without help from the said Respondent since before September 1, 1930.

THIRD: Your Complainant further shows unto your Honor that at various times during the year of 1930 the said James Lennis Lynn violently handled, abused and threatened your Complainant and

that on to-wit, November 20, 1930, he violently abused and threatened your Complainant, at which time the said separation occurred and because of the violent treatment, abuse, threats and conduct of the said James Lennis Lynn on and before the 20th day of November, 1930, your Complainant avers that she was put in fear of being done great bodily harm if she tried to continue to live with him.

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 James Lennis Lynn, 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 James Lennis Lynn, will grant unto her the right to marry again, will award unto her the custody of the said minor child, Patricia Lynn, and if your Complainant is mistaken in the relief to which she is entitled that the Court 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 James Lennis Lynn 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.

TRELLE MOON LYNN,

Complainant,

VS.

JAMES LENNIS LYNN,

Respondent.

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

DECREE OF DIVORCE.

This cause coming on to be heard was submitted upon the Bill of Complaint, Decree Pro Confesso on personal service 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 Respondent be, and the same are hereby dissolved and the said Trelle Moon Lynn is forever divorced from the said James Lennis Lynn for and on account of the cruelty committed upon her as alleged in said Bill of Complaint.

It is further Ordered, Adjudged and Decreed by the Court that the said Trelle Moon Lynn be, and she is hereby granted the custody of the minor child, Patricia Lynn.

It is further Ordered that the said Trelle Moon Lynn, be and she is hereby permitted to again contract marriage but shall not again marry except to the said James Lennis Lynn, until sixty days after this date, and if an appeal is taken within sixty days, she shall not marry again except to the said James Lennis Lynn during the pendency of said appeal.

Done at Bay Minette, Alabama, on this the 15th day of September, 1931.

J. W. Hare

Judge of the Circuit Court.

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 James Lennis Lynn,

Adamsville, Jefferson, Co., Ala.

of Jefferson, 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

Trelle Moon Lynn,

against said

James Lennis Lynn,

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 10th day of

April

193.



Register

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

Copy General

SERVE ON _____
Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

~~Trelle Moon Lynn,~~

vs.

X James Lennis Lynn,

Adamsville, ~~De Kalb~~

Jefferson County, Ala.

J. B. Blackburn

Solicitor for Complainant

Recorded in Vol. _____ Page _____

Arnet

RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____

day of _____ 19 _____

Sheriff.

Executed this 17 day of

April

1931

by leaving a copy of the within Summons with

James Lennis Lynn

Defendant.

Geo X Hawkins

Sheriff.

By *W D Thomas*

Deputy Sheriff.

TRELLE MOON LYNN,

Complainant,

VS.

JAMES LENNIS LYNN,


Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. 959.

MOTION FOR DECREE PRO CONFESSO.

Motion is hereby made for a Decree Pro Confesso against James Lennis Lynn, the Respondent in the above entitled cause, on the ground that more than thirty days have elapsed since service of summons upon the said Respondent; that the said summons was duly served according to law and that the said Respondent has failed to plead, answer or demur to the Bill of Complaint in the said cause to this date.

Dated this the 19th day of May, 1931.



Solicitor for Complainant.

TRELLE MOON LYNN,

Complainant,

VS.

JAMES LENNIS LYNN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 959.

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

Now comes your Complainant, Trelle Moon Lynn, and presents this bill of complaint against James Lennis Lynn, and respectfully shows unto your Honor as follows:

FIRST: That your Complainant, Trelle Moon Lynn, and the Respondent, James Lennis Lynn, are both over the age of twenty-one years and that they were lawfully married in Birmingham, Alabama, on or about March 10, 1928.

SECOND: Your Complainant is a bona fide resident of Baldwin County, Alabama, and has been such resident since about September 1, 1930, and that she has resided in the State of Alabama all of her life; that the said James Lennis Lynn is a resident of Jefferson County, Alabama, his Post Office address being Adamsville, Alabama; that your Complainant and the said Respondent lived together as man and wife until about November 20, 1930, and that your Complainant has not lived with the said Respondent since that date, when they separated which separation occurred in Bay Minette, Baldwin County, Alabama; that one child was born to the said union, namely, Patricia Lynn, a girl child now two years of age who has at all times lived with her mother, who is your Complainant, and that your Complainant has supported the said child without help from the said Respondent since before September 1, 1930.

THIRD: Your Complainant further shows unto your Honor that at various times during the year of 1930 the said James Lennis Lynn violently handled, abused and threatened your Complainant and


that on to-wit, November 20, 1930, he violently abused and threatened your Complainant, at which time the said separation occurred and because of the violent treatment, abuse, threats and conduct of the said James Lennis Lynn on and before the 20th day of November, 1930, your Complainant avers that she was put in fear of being done great bodily harm if she tried to continue to live with him.

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 James Lennis Lynn, 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 James Lennis Lynn, will grant unto her the right to marry again, will award unto her the custody of the said minor child, Patricia Lynn, and if your Complainant is mistaken in the relief to which she is entitled that the Court 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 James Lennis Lynn 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.

8581 NOTE OF TESTIMONY

Trelle Moon Lynns,.....

.....

.....

vs.

James Lennis Lynn,.....

.....

.....

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 on Deft., decree pro confesso and testimony of Trelle Moon
Lynn and R.O. Henley-.....

and in behalf of Defendant upon.....

D. W. Riccio

Register.

No. 959

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Willie Mae Lynn

VS

James Lewis Lynn

NOTE OF TESTIMONY

Filed in Open Court this 11th

day of June 1931

O. M. McIlwain

Register

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 959 Vacation Term, 192 31

Trelle Moon Lynn,

Complainant.

vs.

James Lennis Lynn,

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 J.B. Blackburn

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.

J.B. Blackburn

Solicitor for Complainant.

No. 959

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THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Trelle Moon Lynn,

vs.

James Lennis Moon

REQUEST FOR DECREE IN
VACATION

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TRELLE MOON LYNN,

Complainant,

VS.

JAMES LENNIS LYNN,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NO. 959.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause it being made to appear to the Register that a summons was served upon the said Respondent by W. D. Truss a deputy sheriff of Jefferson County, Alabama, on the 17th day of April, 1931, requiring him to appear and plead, answer or demur, to the Bill of Complaint in this cause, within thirty days from the service of said summons, and the said Respondent having failed to plead, answer or demur to the said bill to the date hereof: it is now, therefore, on motion of Complainant, 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 Respondent aforesaid.

Witness my hand this the 19th day of May, 1931.



Register in Chancery.