

Nettie Fretwell,

vs.

Louis Fretwell,

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 Nettie Fretwell,  
Sam Overstreet and Ethel Overstreet,

and in behalf of Defendant upon.....

*J. W. Richardson*

Register.

No. 1086.

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

Nettie Fretwell,

VS

Louis Fretwell,

NOTE OF TESTIMONY

Filed in Open Court this

20th

December,

day of

1923

*W. M. Beckwith*

Register

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 1086

VACATION

Term, 192<sup>32</sup>

NETTIE FRETWELL

, Complainant.

vs.

LOUIS FRETWELL

, Defendant.

To T.W. RICHESON, 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 S.C. JENKINS

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.

S.C. JENKINS

Solicitor for Complainant.

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THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

NETTIE FRETWELL

vs.

LOUIS FRETWELL

REQUEST FOR DECREE IN  
VACATION

FILED DECEMBER 20, 1932 192

*DM Rimmer*

Register

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

Register

The State of Alabama,

Baldwin County.

No. 1086.

CIRCUIT COURT IN EQUITY.

Nettie Fretwell

Complainant

vs.

Louis Fretwell,

Defendant

Motion is hereby made for a Decree Pro Confesso against

Louis Fretwell,

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This

10 day of

December

1937

*S. G. Jenkins*

Solicitor.

No. 1086.

Page

**The State of Alabama,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY**

Nettie Fretwell,

vs.

Louis Fretwell,

**MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE**

Filed December 10th, 1932.

*D. W. Rice*

Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama }  
Baldwin County

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

NETTIE FRETWELL

COMPLAINANT

VS.

LOUIS FRETWELL

RESPONDENT

I, T.W. RICHMOND

as Register and Commissioner BALDWIN COUNTY, ALABAMA.

have called and caused to come before me NETTIE FRETWELL, ETHEL OVERSTREET

AND SAM OVERSTREET

witness examined in the Requirement for Oral Examination, on the 17th day of December

19-32, at the office of REGISTER

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

truth, the whole truth, and nothing but the truth, the said NETTIE FRETWELL

doth depose and say as follows:

~~My name is Nettie Fretwell; I am the complainant in this~~

suit. I live at Bay Minette, Alabama, and have been a resident of Bay Minette, Alabama, all my life and I am now nineteen years of age. Louis Fretwell and my self were married at Bay Minette Alabama, July 1st, 1928, and we lived together as husband and wife until to-wit: September 28, 1929. At this time his conduct towards me was such to force me to leave him, and go to live with my father, Sam Overstreet, who resides in Bay Minette, where I have lived ever since. Before our separation, while we were living in a house near Hall's Fork, in Baldwin County, Alabama, Louis Fretwell used actual violence on my person, by striking me in the face with his fist. On another occasion before this and on the night before I left him to-wit: September 27, 1929, Respondent drew a knife upon me and threatened to kill me. After leaving him at said time I met up with the respondent again at a church meeting near Perdido, where he, the said Louis Fretwell, again threatened to kill me and said he was going to slip up on me and knock me in the head. It was for these causes of actual violence upon my person, striking me with his fist, drawing a knife on me and threats to kill me which caused me to leave him, and go to live with my father, Sam Overstreet.

Since I have lived with my father, said Louis Fretwell, has not given me any money, clothes, or any supplies toward my support, and I have been compelled to support myself and make my own living ~~xxxxxxxxxx~~ by my own labor and with what assistance I could get from my father. Louis Fretwell, now resides at Seminole, Baldwin County, Ala.

Nettie Fretwell

SAM OVERSTREET, who being duly sworn, doth depose and say as follows:-

My name is Sam Overstreet; I am the father of Nettie Fretwell, the complainant in this cause. Nettie has been living at my house since she and her husband separated, on to-wit: September 28, 1929. At this time she had come to my house after her husband had beat her and struck her with his fist and threatened to kill her, and I have protected her ever since. His conduct towards Nettie Fretwell had been cruel and was accompanied by actual violence on her person which endangered her health, and her life. Since she has been at my house, her husband, Louis Fretwell, has not sent her any clothes, money or supplies of any kind, and the said Nettie Fretwell has supported her self with her own work and whatever assistance I could give her. The said Nettie Fretwell is nineteen years of age. Louis Fretwell is over the age of twenty-one years. The both reside in Baldwin County, Alabama, Nettie Fretwell residing in Bay Minette, and Louis Fretwell residing in Seminole, Ala. Nettie Fretwell, has been a resident of this state, for the past three years or more before the filing of this bill, in fact she has been a resident all of her life.

*his*  
Sam Overstreet  
mark.

ETHEL OVERSTREET, who being duly sworn, doth depose and say as follows:

My name is Ethel Overstreet. I am the sister of Nettie Fretwell, the Complainant in this cause. I was living at my father's house when Louis Fretwell and Nettie Fretwell, separated. I was there when Nettie Fretwell came there after her separation. I saw the bruises on her face and body where her husband had struck her and beat her, and she told me that her husband had threatened to kill her and had drawn a knife on her and she said that these wounds on her face and body were made by her husband, Louis Fretwell, and she also said that they were made the night before she left him, on to-wit September 27, 1929. Since said time Complainant, Nettie Fretwell, has continued to live with her father, Sam Overstreet, near Bay Minette, Alabama. She is nineteen years of age, and has been a bona fide resident citizen of Baldwin County, Alabama, for more than three years before the filing of the bill in this cause, and has resided in this county all of her life. I know Louis Fretwell and he is a resident of Baldwin County, Alabama, and resides in Seminole, Alabama. He is over the age of twenty-one years.

Ethel Overstreet



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 es and read over to them and they signed the same in the presence of myself and Hon. S.C. Jenkins, Atty 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 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 17th day of December, 1932.

T.W. Richerson (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

**The State of Alabama**  
**BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

Netti Strickland  
COMPLAINANT

VS.

David Strickland  
RESPONDENT

**ORAL DEPOSITION**

Filed Dec 17th, 1932

T.W. Richerson, Register  
RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

Nettie Fretwell, Complainant

vs

Louis Fretwell, Respondent

In The Circuit Court of Baldwin  
County, Alabama.

*FIRST*

To The Honorable Francis W Hare, Judge of the Twenty ~~Second~~ Judicial  
Circuit of Alabama, which includes Baldwin County:

Humbly complaining, your Oratrix, Nettie Fretwell, the complainant ,  
respectfully represents unto your Honor as follows:-

1. That your Oratrix, Nettie Fretwell and Louis Fretwell , the respondent,  
were legally married in Baldwin County, Alabama at Bay Minette, Alabama, on,  
towit, July 1st, 1928, and lived together as husband and wife until, towit, the  
28th day of September, 1929, when respondent's conduct towards her was so  
mean and cruel and his acts of cruelty towards <sup>her</sup> so endangered her health and  
life that she was forced to leave the respondent at that time and go to live  
with her father, Sam Overstreet, near Bay Minette, Alabama, where she has  
resided ever since; that on the night of September 27th, 1929, while your  
Oratrix and respondent were living in a house near Hall's Fork in said county  
the respondent, Louis Fretwell, beat her and struck her in the face with  
his fist and at this time and at other times he, said Louis Fretwell, did  
commit acts of actual violence on her person which were attended with dan-  
ger to her life and limb and health and his conduct became such that she  
had reasonable apprehension of further damage, injury and actual violence  
on her person by the said Louis Fretwell that would be attendant with dan-  
ger to her life and health; he drew a knife on her the night before she left  
him, towit on September 27th, 1929 and said Louis Fretwell had drawn a gun on  
her a few nights before this time and threatened to kill her and after this  
she met him at a church meeting near Perdido where he again threatened to  
kill her and told your Oratrix he was going to slap up on her at some place  
and knock her in the head . As a result of the actual violence and acts al-  
ready committed by respondent on her person and of the threats he had made  
to her about killing her, she became apprehensive he would carry them out  
and she was forced for her own safety to leave the house of respondent as  
she did on September 28th, 1929, and go to live with her father, Sam Over-  
street as stated aforesaid in this petition and your Oratrix avers that  
these acts of actual violence, and threats of further violence attendant  
with danger to her life and health if carried out, were committed by the  
said Louis Fretwell, respondent and they were the cause of her leaving the  
respondent, said Louis Fretwell .

your Orestix, said Kettle Fretwell, alleges and states as true that

since said date of September 28th, 1929, when she ceased to live with

respondent, said Louis Fretwell, he said Louis Fretwell has not con-

tributed anything either of money, clothes or supplies for her support

and as a result thereof she has been compelled to support herself with

her own labor and what help and assistance she could get from her father

with whom she is now residing in Baldwin County, Alabama and where she has

resided since September 28th, 1929, aforesaid; that your Orestix and said

Louis Fretwell are both over the age of nineteen years and that your Orestix

is nineteen years of age and said Louis Fretwell is over the age of

twenty one years and both your Orestix and said Louis Fretwell are both

bona fide residents of Baldwin County, Alabama, your Orestix now residing

at Bay Minette, Alabama and said Louis Fretwell resides at Seminole, Ala

in said county of Baldwin and state of Alabama. That your Orestix has for

more than three years next prior and preceding to the filing of the Bill

of Complaint in this cause been a bona fide resident of the state of

Alabama, aforesaid.

Wherefore, the premises considered, your Orestix prays that a subpoena be

issued and directed to the said Louis Fretwell, respondent aforesaid, in

this cause; that he be brought into this honorable court and directed to an-

swer the charges herein made against him under the rules of this honorable

court; that he be made a party defendant or respondent to this Bill of

Complaint and that upon a final hearing of the evidence, your Honor will

order, adjudge and decree that the bonds of matrimony heretofore existing

between your Orestix and the said Louis Fretwell be forever dissolved and

that your Orestix be permitted to marry again and that she be granted such

other and further relief as may in equity and good conscience may seem meet

and proper to your Honor.

And your Orestix will ever pray etc.

*James G. Fretwell*

Solicitor for the Complaint.

Foot Note:

The respondent is required to answer each and every paragraph of

the foregoing Bill of Complaint from 1 to 2 inclusive, but his answer under

oath is hereby expressly waived.

*James G. Fretwell*

Solicitor for the Complaint.

Nettie Fritzsche  
vs  
Lennie Fritzsche

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Bill of Complaint

Filed Sept 23rd  
T W Rice  
Clerk

**The State of Alabama,** {  
**Baldwin County.**

No. 1086.

CIRCUIT COURT, IN EQUITY

Nettie Fretwell,

Complainant

vs.

Louis Fretwell,

Defendant

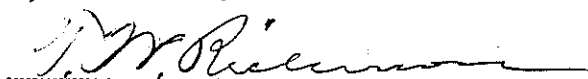
In this cause it appears to the Register,  
 that a Summons requiring the Defendant Louis Fretwell,

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 Louis Fretwell,  
 was served upon him by the Sheriff of Baldwin County, Alabama, on the  
17th day of December 1932

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 S. C. Jenkins, Atty for 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 Louis Fretwell,

Defendant aforesaid.

This 12th day of December, 1932.


Register.

No. 1086

Page

**The State of Alabama,**  
Baldwin County

**Circuit Court In Equity**

Nettie Fretwell,

vs.

Louis Fretwell,

**Decree Pro Confesso On**  
**Personal Service.**

Issued Dec 12th, 1932

*W. R. [Signature]*

Register.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

No. 1086. CIRCUIT COURT IN EQUITY.

NETTIE FRETWELL, COMPLAINANT

VS.

LOUIS FRETWELL, 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 Nettie Fretwell 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 Nettie Fretwell 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 Louis Fretwell.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Nettie Fretwell shall not again marry except to said Louis Fretwell until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Louis Fretwell during the said pendency of appeal.

This 20<sup>th</sup> day of December, 1932

*F. W. Hare*

JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

NETTIE FRETWELL,

Complainant

vs.

LOUIS FRETWELL,

Respondent.

FINAL  
DECREE OF DIVORCE.

FILED December 21, 1932

J. W. Richardson  
REGISTER.