

BERTIE THOMPSON,

Complainant,

VS.

EMERY THOMPSON,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 353.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it being made to appear to the Register that a summons was served upon the Respondent by a Deputy Sheriff of Baldwin County, Alabama, on the 21st day of August, 1937, requiring him to appear, and plead, answer or demur to the Bill of Complaint in this cause within thirty days from 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 the Complainant, Ordered and Decreed that the Bill of Complaint in this cause be and it hereby is, in all things taken as confessed against the said Emery Thompson, Respondent aforesaid.

Witness my hand this 23rd day of August, 1937.

R. D. ...

Register.

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BERTIE THOMPSON,

Complainant,

VS.

EMERY THOMPSON,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 353.

MOTION FOR DECREE PRO CONFESSO.

Motion is hereby made for a Decree Pro Confesso against the Respondent, Emery Thompson, on the ground that more than thirty days have elapsed since service of a summons in said cause was made upon him by a Deputy Sheriff of Baldwin County, Alabama, and that he has failed to plead, answer or demur to the Bill of Complaint in said cause to the date hereof.

Dated this 21st day of August, 1937.

J. B. Blackburn

Solicitor for Complainant.

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

Your Oratrix, Bertie Thompson, presents this Bill of Complaint against Emery Thompson, and thereupon your Oratrix complains and shows unto the Court and your Honor as follows:

1. Your Oratrix is over twenty-one years of age and a resident of Bay Minette, in Baldwin County, Alabama, where she has resided continuously for more than one year next preceding the filing of this Bill of Complaint. The Respondent, Emery Thompson, is over twenty-one years of age and a resident of Bay Minette, in Baldwin County, Alabama.

2. Your Oratrix and the said Emery Thompson were lawfully married at Bay Minette, in Baldwin County, Alabama, on to-wit, May 16, 1917, and lived together as man and wife until May 25, 1937, when they separated. Out of said wedlock there were born four children, namely: Nellie Thompson, Margaret Thompson, now sixteen years of age; Ruth Thompson, now fourteen years of age and Isabelle Thompson, now eleven years of age; the last three of whom have always resided with your Oratrix and are now residing with her.

3. Your Oratrix further avers that at the time of the said separation the said Emery Thompson became very angry with her and threatened to kill her, and because of said threats and the actions of said Respondent, she was put in fear of being severely injured or done great bodily harm if she tried to live with the said Emery Thompson.

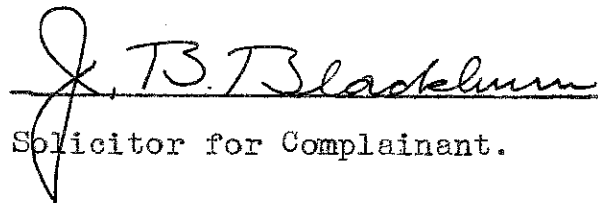
PRAYER FOR PROCESS.

Your Oratrix prays that the said Emery Thompson be made a party respondent to this Bill of Complaint, and that the usual process of this Honorable Court do forthwith issue to him.

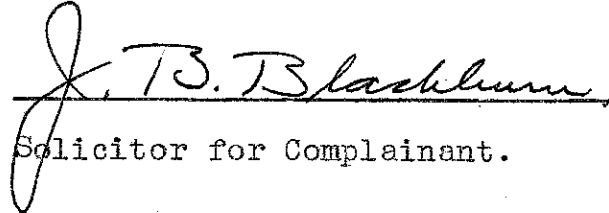
PRAYER FOR RELIEF.

Your Oratrix further prays that upon a final hearing of this cause your Honor will grant unto her a decree dissolving the

bonds of matrimony now existing between her and the said Emory Thompson, granting unto her an absolute decree of divorce, giving her the right to marry again and giving and granting unto her the permanent custody and control of her said minor children, namely: Margaret Thompson, Ruth Thompson and Isabelle Thompson. Your Oratrix further prays for such other, further and general relief as she may be equitably entitled to the premises considered.


Solicitor for Complainant.

FOOT NOTE: The Respondent is required to answer each and every allegation of the foregoing Bill of Complaint numbered 1 to 3 both inclusive, but not under oath, the benefit whereof is hereby expressly waived.


Solicitor for Complainant.

BERTIE THOMPSON,

Complainant,

VS.

EMERY THOMPSON,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 353.

DECREE OF DIVORCE.

This cause coming on to be heard and being 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, and IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant, Bertie Thompson, and the Respondent, Emery Thompson, be and the same are hereby dissolved and the said Bertie Thompson is forever divorced from the said Emery Thompson for and on account of the cruelty committed on her as alleged in the Bill of Complaint.

2. That the said Bertie Thompson be and she is hereby granted the custody of the minor children, Margaret Thompson, Ruth Thompson and Isabelle Thompson.

3. That Bertie Thompson be, and she is hereby permitted to again contract marriage but shall not again remarry except to the said Emery Thompson until sixty days after this date, and if an appeal is taken within sixty days, she shall not marry again except to the said Emery Thompson during the pendency of said appeal.

Done at Monroeville, Alabama, on this the 30th day of August, 1937.

A. M. Hare

Judge.

The State of Alabama }
Baldwin County

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

BERTIE THOMPSON

COMPLAINANT

VS.

EMERY THOMPSON

RESPONDENT

I, ROBERT S. DUCK,

as Register and Commissioner of BALDWIN COUNTY EQUITY COURT

have called and caused to come before me

MRS. BERTIE THOMPSON

witness named in the requirement for Oral Examination, on the 28th day of AUGUST

BERTIE THOMPSON,

COMPLAINANT,

vs.

EMERY THOMPSON,

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 ~~RE~~ CONFESSO ON PERSONAL SERVICE, AND TESTIMONY OF MRS.
BERTIE THOMPSON,

and in behalf of Defendant upon

Prucha

Register.

2-317

No. 353.

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

BERTIE THOMPSON,

Complainant,

vs.

EMERY THOMPSON,

Respondent,

NOTE OF TESTIMONY

Filed in Open Court this ~~27th~~ 28

day of August, 193 7

R. S. Duck

REGISTER