

1808

MARY FRANCES DAVIS

Complainant

-vs-

JOHN LESLIE DAVIS

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes your Complainant, Mary Frances Davis, and exhibits this, her Bill of Complaint for divorce against John Leslie Davis and shows unto your Honor and this Court as follows:-

FIRST:

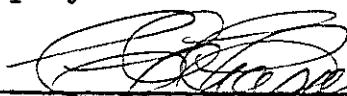
That your Complainant is over the age of twenty-one years and is a bona fide resident of the State of Alabama, her present address being Foley, Alabama; that the Respondent is a resident of the State of Alabama and resides at Foley, Alabama, and that he is over the age of twenty-one years.

SECOND:

That your Complainant and the Respondent were married on, heretofore, to-wit:, November 11, 1946 and lived together as man and wife until December 2, 1946, when because of the matters hereinafter complained of, your Complainant was compelled to live separate and apart from the Respondent; that the Respondent struck your Complainant with his fist and committed other actual violence on her person, attended with danger to her life and health; that he used abusive language to her, threatening her with violence.

PRAYER FOR PROCESS AND RELIEF

THE PREMISE CONSIDERED, your Complainant prays that John Leslie Davis be made a party defendant to this cause by the usual process of this Honorable Court, requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Complainant be granted a divorce from the said Respondent. Should your Complainant be mistaken in the relief prayed for that there be granted to her such other, different and general relief to which she may be entitled, and as in duty bound she will ever pray.

  
Solicitor for Complainant

MARY FRANCES DAVIS

Complainant

-vs-

JOHN LESLIE DAVIS

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

DIVORCE DECREE

This cause coming on to be heard was submitted upon Bill of Complaint, 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 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 that the said Mary Frances Davis is forever divorced from the said John Leslie Davis for and on account of cruelty.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal. It is further ordered that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Mary Frances Davis, the Complainant pay the cost herein to be taxed, for which execution may issue.

This 30<sup>th</sup> day of January, 1947.

H. M. Hare  
Judge of the Circuit Court,  
In Equity

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this, the \_\_\_\_ day of \_\_\_\_\_, 1947.

Register of the Circuit Court  
In Equity

THE STATE OF ALABAMA,  
BALDWIN COUNTY

## Circuit Court

To Mildred Moore

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 Mary Frances Davis and Lucille Chavers

as witnesses in behalf of Complainant in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein Mary Frances Davis

\_\_\_\_\_ is Complainant  
and John Leslie Davis

\_\_\_\_\_ is \_\_\_\_\_ Respondent

on oath, to be by you administered, upon \_\_\_\_\_  
to take and certify the depositions of the witnesses and return the same to our Court, with all convenient  
speed, under your hand.

Witness 25th day of January, 1947

## Register

Commissioner's Fee, \$ 5.00

Witness' Fees, \$ \_\_\_\_\_

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

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

MARY FRANCES DAVIS

VS. Complainant \_\_\_\_\_

JOHN LESLIE DAVIS

Defendant \_\_\_\_\_

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Mildred Moore

WITNESSES:

Mary Frances Davis

Lucille Chavers

MARY FRANCES DAVIS

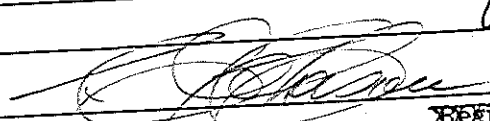
vs.

JOHN LESLIE DAVIS

THE STATE OF ALABAMA  
Baldwin CountyIN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, \_\_\_\_\_  
and Testimony of Mary Frances Davis and Lucille Chavers

and in behalf of Defendant upon answer

  
~~REGISTER~~  
Solicitor for Complainant

Alise J. Smith  
Rey

RECORDED

No. ....

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

MARY FRANCES DAVIS

VS.

JOHN LESLIE DAVIS

NOTE OF TESTIMONY

Filed in Open Court this 29

day of June, 1947

Beice & Leach  
Register.

Printed By The Baldwin Times



THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

MARY FRANCES DAVIS

Complainant

VS.

JOHN LESLIE DAVIS

Respondent

I, Mildred Moore

as Register and Commissioner in chancery

have called and caused to come before me Mary Frances Davis and Lucile Schavers

witnesses named in the Requirement for Oral Examination, on the 27 day of January  
1947, at the office of Cecil G. Chason  
in Foley, Alabama, and having first sworn said Witnesses to speak the  
truth, the whole truth, and nothing but the truth, the said Mary Frances Davis and  
Lucile Schavers doth depose and say as follows:

#### TESTIMONY OF MARY FRANCES DAVIS

My name is Mary Frances Davis, I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama, having resided therein for more than ten years. John Leslie Davis and I were married on November 11, 1946 and lived together until December 2, 1946. During the entire time that we lived together, beginning on the day after we were married, he cursed, abused and mistreated me. On many occasions while at home he struck me with his fist and committed other actual violence on my person. He had hit me and threatened me on so many occasions that I was afraid that he would permanently injure me. On Thanksgiving Day he struck and abused me in the presence of other persons. I was unable to continue to live with him because of the fear for my safety and the pain in suffering.

Mary Frances Davis

#### TESTIMONY OF LUCILE SCHAVERS

My name is Lucile Schavers. I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama. I am personally acquainted with John Leslie Davis and Mary Frances Davis. On November 28, 1946, I was with John Leslie Davis and Mary Frances Davis. I heard him curse and abuse her and saw him strike her. He seem to be in a violent rage and had no provocation for his outburst of temper.

Lucille Schavers



I, Mildred Moore, as Register and Commissioner hereby certify that the foregoing deposition ~~son~~ Oral Examination was taken down by me in writing in the words of the witnesses ~~and read over to~~ them and ~~they~~ signed the same in the presence of myself \_\_\_\_\_ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proom made before me of the identity of said witnesses; 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 January, 194 7.

Mildred Moore (L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

MARY FRANCES DAVIS  
vs. Complainant  
JOHN LESLIE DAVIS

Respondent.

Oral Deposition

Filed 1-29, 194 7  
Alice J. Duck Register.

Recorded in \_\_\_\_\_ Record \_\_\_\_\_

Vol. \_\_\_\_\_ Page \_\_\_\_\_  
\_\_\_\_\_, Register.

1808