

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Spring Term, 1938

BEATRICE McBRIDE , Complainant

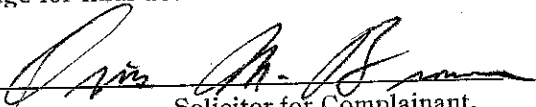
Vs.

DAVID McBRIDE , Defendant

To Robert S. Duck , 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 Orvis M. Brown

_____ 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.


Solicitor for Complainant.

The State of Alabama, }
Baldwin County

No. 422

CIRCUIT COURT IN EQUITY

BEATRICE McBRIDE, Complainant

vs.

DAVID McBRIDE, 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 DAVID McBRIDE & BEATRICE McBRIDE be, and he 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 DAVID McBRIDE 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

BEATRICE McBRIDE

It is further ordered, adjudged and decreed that the said BEATRICE McBRIDE shall not again marry except to said DAVID McBRIDE until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said DAVID McBRIDE,

during the said pendency of appeal

This 25th day of May 19 38

J. W. Stare

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 _____

Register

ANSWER AND WAIVER

BEATRICE McBRIDE,

Complainant

vs

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

DAVID McBRIDE,

Respondent.

Comes the Respondent in the above styled cause and for answer to the complaint filed therein says as follows:

FIRST: The Respondent admits the allegations contained in Paragraph One.

SECOND: The Respondent admits the allegations contained in Paragraph Two.

THIRD: Respondent denies each and every allegation contained in No. Three.

The respondent waives notice of time of and the taking of testimony in this cause as well as other proceedings.

The Respondent asks that he be given the right to marry again upon the final decree of this cause.

David McBride
Respondent.

WITNESS:

[Signature]

[Signature]

NOTE

I hereby accept service of the bill of
Complaint in the above styled cause, dated 24th day of May,
1938. A. D.

David McBride
Respondent.

The State of Alabama, {
Baldwin County }

CIRCUIT COURT

To Joyce Ganus

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 Beatrice McBride and Dr. H. W. Jordan

as witnesses in behalf of Beatrice McBride in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Beatrice McBride is

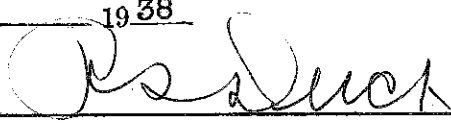
Complainant

and David McBride is

Defendant,

on oath to be by you administered, upon them to take and certify the deposition ~~of~~ of the witness ~~es~~ and return the same to our Court, with all convenient speed, under your hand.

Witness 24th day of May 1938



REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$ _____

BEATRICE McBRIDE

vs.

DAVID McBRIDE

THE STATE OF ALABAMA
Baldwin County

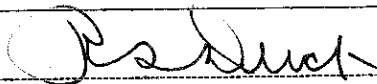
IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

Answer and Waiver, Testimony of Beatrice McBride and Dr.

H. W. Jordan.

and in behalf of Defendant upon _____



Register.

BILL OF COMPLAINT

BEATRICE McBRIDE,
Complainant

vs

DAVID McBRIDE,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY:

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

Comes your Complainant, Beatrice McBride, and humbly complains against the respondent David McBride and respectfully represents and shows unto this Honorable Court and to your Honor as follows:

FIRST: That your Complainant and the Respondent are both over the age of twenty one years and residents of Loxley in the County of Baldwin, State of Alabama.

SECOND: That your Complainant and the Respondent were married at Pensacola, Florida on to-wit July 26th, 1935 and lived together as husband and wife until December 18, 1937.

THIRD: That the Respondent is a man of ungovernable temper; that on, to-wit February 17 and various times prior thereto Respondent has cursed, abused and threatened Complainant and on that date committed actual violence to her person by striking and choking her; that his conduct is such that Complainant has reason to believe and does believe that if she continues to live with him that he will continue to carry out his threats and do violence to her person which will endanger her life and health. That there were not any children born to them of this marriage.

WHEREFORE, the premises considered Complainant prays that your Honor will, by proper process make the said David McBride party respondent to this Bill of Complaint, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court. Complainant further prays that upon the final hearing of this cause this Honorable Court will give and grant unto her a decree of absolute divorce forever barring the bonds of matrimony existing between her and the Respondent and that your Honor will give and grant to her such other, further, different and/or general relief

-Page Two-

as she may be in equity and good conscience entitled to receive and as in duty bound she will ever pray.


SOLICITOR FOR COMPLAINANT

FOOTNOTE: The Respondent is required to answer each and every allegation contained in the foregoing bill of complaint, paragraphs one to three conclusive but not under oath, oath being hereby expressly waived.


SOLICITOR FOR COMPLAINANT.

BEATRICE McBRIDE

VS.

DAVID McBRIDE

THE STATE OF ALABAMA
Baldwin County

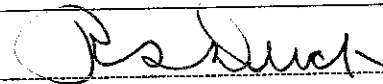
IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

Answer and Waiver, Testimony of Beatrice McBride and Dr.

H. W. Jordan.

and in behalf of Defendant upon _____



Register.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Spring Term, 1938

BEATRICE McBRIDE, Complainant

Vs.

DAVID McBRIDE, Defendant

To Robert S. Duck, 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 Orvis M. Brown

_____ 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.

Orvis M. Brown
Solicitor for Complainant.

The State of Alabama, }
Baldwin County

No. 422

CIRCUIT COURT IN EQUITY

BEATRICE McBRIDE,

Complainant

vs.

DAVID McBRIDE,

Defendant

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Cruelty

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It is further ordered, that the said DAVID McBRIDE 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

BEATRICE McBRIDE

It is further ordered, adjudged and decreed that the said BEATRICE McBRIDE shall not again marry except to said DAVID McBRIDE until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said DAVID McBRIDE,

during the said pendency of appeal

This 25th day of May 19 38

J. W. Hare

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 _____

Register

ANSWER AND WAIVER

BEATRICE McBRIDE,

Complainant

VS

DAVID McBRIDE,

Respondent.

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

Comes the Respondent in the above styled cause and for answer to the complaint filed therein says as follows:

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SECOND: The Respondent admits the allegations contained in Paragraph Two.

THIRD: Respondent denies each and every allegation contained in No. Three.

The respondent waives notice of time of and the taking of testimony in this cause as well as other proceedings.

The Respondent asks that he be given the right to marry again upon the final decree of this cause.

David McBride
Respondent.

WITNESS:

[Signature]

[Signature]

NOTE

I hereby accept service of the bill of
Complaint in the above styled cause, dated .24th day of May.
1935. A. D.

David McBride
Respondent.

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Joyce Ganus

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 Beatrice McBride and Dr. H. W. Jordan

as witnesses in behalf of Beatrice McBride in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Beatrice McBride is

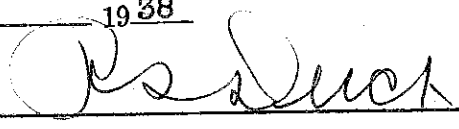
Complainant

and David McBride is

Defendant,

on oath to be by you administered, upon them to take and certify the deposition ~~of~~ of the witness ~~as~~ and return the same to our Court, with all convenient speed, under your hand.

Witness 24th day of May 1938



REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$ _____

-Page Two-

as she may be in equity and good conscience entitled to receive and as in duty bound she will ever pray.


SOLICITOR FOR COMPLAINANT

FOOTNOTE: The Respondent is required to answer each and every allegation contained in the foregoing bill of complaint, paragraphs one to three conclusive but not under oath, oath being hereby expressly waived.


SOLICITOR FOR COMPLAINANT.

No. _____ Page _____

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

BEATRICE McBRIDE

Vs.

DAVID McBRIDE

**REQUEST FOR DECREE IN
VACATION**

Filed *May 24,* 193*8*

R. S. Duch

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

Dual
2-364

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

BEATRICE McBRIDE

vs.

DAVID McBRIDE

NOTE OF TESTIMONY

Filed in Open Court this 24

day of May 1938

R. S. [Signature]

REGISTER

RECORDED
7-443

BILL OF COMPLAINT.

Filed this 24 day of May 1938
P. S. [Signature]
Clerk-Registrar

RECORDED

Over

NO.

7-444

The State of Alabama
 BALDWIN COUNTY
 CIRCUIT COURT

BEATRICE MCBRIDE

Complainant

vs.

DAVID MCBRIDE

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

RECORDED *Deuel*
7-443

ANSWER & WAIVER

Filed this 24 day May 1935
R.S. Deuel
Clerk-Register

(original) RECORDED
2864

No. 422

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
Baldwin County, Ala.

BEATRICE MCBRIDE,
Complainant

VS

DAVID MCBRIDE,
Respondent.

DECREE OF DIVORCE

Filed in office this 26

day of May, 1936

Sanford
Register.

E. O. M.

ORAL EXAMINATION

I, Joyce Ganus 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 witnesses and read over to them and they signed the same in the presence of myself and Orvis M. Brown 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 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 24th day of May 19 38.

Joyce Ganus (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

BEATRICE MCBRIDE

COMPLAINANT

vs.

DAVID MCBRIDE

RESPONDENT

ORAL DEPOSITION

Filed May 24, 1938

R. S. David, Register.

RECORDED IN

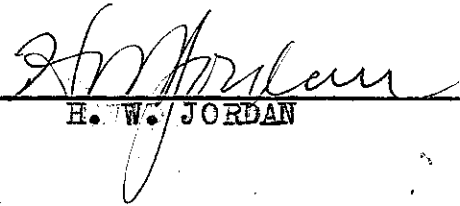
Record

Vol. _____ Page _____

Register

TESTIMONY OF DR. H. W. JORDAN

My name is H. W. Jordan. I am a practicing physician of Robertsdale and have been a resident of Robertsdale for the past twelve or fourteen years. I have known Beatrice McBride and David McBride for two or three years. They have been working for Mr. Griffin of Loxley, Alabama and were patients of mine. I know that there was not born to them any children of this marriage and I know that they have been separated since about the 18th day of December, 1937. I know that she complained about his being cruel to her. I know that they are both good negroes but they just cannot get along together.



H. W. JORDAN