

(42)

**The State of Alabama** } Circuit Court of Baldwin County, Alabama,  
Baldwin County } (In Equity)

Bonnie Pearl Wiggins, \_\_\_\_\_ COMPLAINANT

VS.

Gordon Wiggins, \_\_\_\_\_ RESPONDENT

I, Ora Sirmon, \_\_\_\_\_

as ~~XXXXXXXX~~ Commissioner \_\_\_\_\_

have called and caused to come before me Bonnie Pearl Wiggins, \_\_\_\_\_

witness \_\_\_\_\_ named in the requirement for Oral Examination, on the 3rd day of July,  
1934, at the office of J. B. Blackburn, \_\_\_\_\_

in Bay Minette \_\_\_\_\_, Alabama, and having first sworn said witness \_\_\_\_\_ to speak the  
truth, the whole truth, and nothing but the truth, the said Bonnie Pearl Wiggins \_\_\_\_\_

doth depose and say as follows:

I am the Complainant in the above entitled cause. I am over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, where I have resided continuously for more than twelve months next preceding the filing of the Bill of Complaint in this case. The said Gordon Wiggins is over twenty-one years of age and a resident of Bay Minette, Baldwin County, Alabama.

I was lawfully married to the said Gordon Wiggins, in Bay Minette, Alabama, on January 13, 1921, and lived with him as his wife until June 25th, 1934, when we separated. At the time of the separation we were residing in Baldwin County, Alabama.

I am the mother and the Respondent, Gordon Wiggins, is the father of Virginia Wiggins, a girl child twelve years of age, who has always resided with me.

At various times during the year next preceding June 25th, 1934, the said Gordon Wiggins struck, abused and cursed me and that on to-wit, June 24th, 1934, just prior to our separation the said Gordon Wiggins became angry with me without fault on my part at which time he verbally abused me and threatened to kill me, and because of his threats and actions at that time and at the various other times in the year next preceding our separation I was put in fear and am in fear of being done great bodily harm if I try to continue to live with the said Respondent, Gordon Wiggins.

*Mrs. Bonnie Pearl Wiggins*

BONNIE PEARL WIGGINS,

Complainant,

VS.

GORDON WIGGINS,

Respondent.

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

DECREE OF DIVORCE.

This cause coming on to be heard was submitted on the Complainant's Bill, Respondent's Answer and the 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.

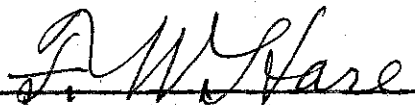
It is therefore, Ordered, Adjudged and Decreed by the Court, that the bonds of matrimony heretofore existing between the Complainant and Respondent be, and the same are hereby dissolved and the said Bonnie Pearl Wiggins is forever divorced from the said Gordon Wiggins, also known as Gordon Wiggins, for and on account of the facts alleged in her said Bill of Complaint.

It is further Ordered, Adjudged and Decreed by the Court that the said Bonnie Pearl Wiggins be, and she is hereby granted the custody of the minor child, Virginia Wiggins.

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

It is further Ordered, Adjudged and Decreed that the costs of this proceeding be, and they are hereby taxed against the Respondent, Gordon Wiggins, for which execution may issue.

Done at Monroeville, Alabama, on this the 6<sup>th</sup> day of July, 1934.



Judge of the Circuit Court.

# Circuit Court, Baldwin County, Ala., IN EQUITY.

*A. W. B. Bannard Higgins*  
VS.  
*Gordon Higgins*

PLAINTIFF

DEFENDANT

BILL OF COST

	Dollars	Cts.		\$	Cts.
<b>Fees of Register</b>			<b>AMOUNT BROUGHT FORWARD</b>		
Filing each bill and other papers		60	For receiving, keeping and paying out or distributing money, etc. 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	5	25
Issuing each Subpoena		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.		
Issuing each copy thereof		30	Each Notice Sent by Mail to Creditors		15
Entering each return thereof		15	Filing, Receipting for and Docketing each Claim, etc		25
For each Order of Publication		1 00	For all entries on Subpoena Docket, etc.		50
Issuing Writ of Injunction		1 50	For all entries on Commission Docket, etc.		50
For each Copy thereof		50	Making Final Record, per hundred words		15
Entering each return thereof		15	Certified Copy of Decree	2	1 00
Issuing Writ of Attachment		1 00	Report of Divorce to State Health Office, Acts 1915		50
Entering each return thereof		15	<b>Total Fees of Register</b>	9	25
Docketing each case	1	00	<b>FEEES OF SHERIFF</b>		
Entering each Appearance		25	Serving and Returning Subpoena on Deft.	\$1	50
Issuing each Decree Pro Confesso on personal service		1 00	Serving and Returning Subpoena for Witness		65
Issuing each Decree Pro Confesso on publication		1 00	Levyng Attachment		3 00
Each Order Appointing Guardian		1 00	Entering and Returning same		25
Any other order by Register		50	Entering and Returning Execution		25
Issuing Commission to Take Testimony		50	Selling Property Attached		25
Receiving and Filing		10	Impaneling Jury		75
Endorsing each package		10	Executing Writ of Possession		2.50
Entering Order Submitting Cause		50	Collecting Execution for Costs		1.50
Entering any other Order of Court		25	Serving and Returning Sci. Fa., each		65
Noting all Testimony		50	Serving and Returning Notice		65
Abstract of Cause, etc.		1 00	Serving and Returning Writ of Injunction		1.50
Entering each Decree		75	Serving and Returning Writ of Exeat		1.50
For Every Hundred Words Over Five Hundred		15	Taking and Approving Bonds, each		1.00
Taking Account on Reference		3 00	Collecting Money on Execution		
Taking Testimony, etc.		15	Making Deed		2.50
Each Report, Five Hundred Words or less		2 50	Serving and Returning Application		1.00
For every Hundred Words Over Five Hundred		15	Serving Attachment, Contempt of Court		1.50
Amount Claimed, Less than Five Hundred Dollars, etc.		2 00	<b>TOTAL FEES OF SHERIFF</b>		
Issuing each Subpoena		25	<b>Recapitulation</b>		
Witness Certificate, each		25	Register's Fees		10 25
Issuing Execution, each		75	Sheriff's Fees		
Entering each Return		15	Commissioner's Fees		1 50
Taking and Approving Bond, each		1 00	Solicitor's Fees		
Making Copy of Bill, etc.		15	Witness Fees		
Each notice not otherwise provided for		50	Guardian Ad Litem		
Each Certificate or Affidavit, with Seal		50	Printer's Fees		
Each Certificate or Affidavit, no Seal		25	Trial Tax		3 00
Hearing and passing on application for Receiver or Trustee		3 00	Recording Decree in Probate Court		
Each Settlement with Receiver or Trustee		3 00	<b>Total</b>	13	75
Examining each Voucher of Receiver or Trustee		10			
Examining each Answer on Exception		3 00			
Recording Resignation or Suggestion of Death of Trustee		75			
Entering each Certificate to Supreme Court		50			
Taking Questions and Answers, etc.		25			
For all other service relating to such proceedings		1 00			
For service in proceeding to relieve minors, etc. same fee as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 1/2 per cent; all over \$1,000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent.					
<b>Sub Total Carried Forward</b>	5	25			

*Sub Book 3 Page 193*

Received payment this 28 day of July 1934 M. T. Stone Register.

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.

BONNIE PEARL WIGGINS,  
Complainant,

VS.

GORDON WIGGINS,  
Respondent.

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

ANSWER.

Comes the Respondent in the above entitled cause and for answer to the Bill of Complaint and each and every count thereof, separately and severally, and denies each and every allegation thereof and demands strict proof of same.

*Gordon Wiggins*

The State of Alabama, { Circuit Court of Baldwin County, In Equity.  
Baldwin County.

To Any Sheriff of the State of Alabama--GREETING:

WE COMMAND YOU, That you summon Gordon Wiggins,

of Baldwin 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

Bonnie Pearl Wiggins

against said Gordon Wiggins

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, M. A. Stone, Register of said Circuit Court, this 27<sup>th</sup> day of

June 1934

M. A. Stone Register

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

The State of Alabama, {  
Baldwin County }

CIRCUIT COURT

To Ora Sirmon

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

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

Bonnie Pearl Wiggins Complainant

and

Gordon Defendant,

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

Witness 3rd day of July 1934

*M. A. Stone*

REGISTER

COMMISSIONER'S FEE, \$

WITNESS' FEES, \$

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

Your Oratrix, Bonnie Pearl Wiggins, brings this Bill of Complaint against Gordon Wiggins, and thereupon your Oratrix complains and shows unto the Court as follows:

1. Your Oratrix is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, where she has resided continuously for more than twelve months next preceding the filing of this Bill and the said Gordon Wiggins is over twenty-One years of age and a resident of Bay Minette, Baldwin County, Alabama.

2. Your Oratrix and the said Gordon Wiggins were lawfully married in Bay Minette, Alabama, on to-wit, January 13, 1921, and lived together as man and wife until on to-wit, June 25, 1934, when they separated at which time they were residing in Baldwin County, Alabama.

3. Your Oratrix is the mother and the said Gordon Wiggins is the father of Virginia Wiggins, a girl child twelve years of age who has always resided with your Oratrix, its mother.

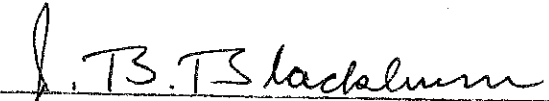
4. Your Oratrix further shows unto the Court and your Honor that at various times during the year next preceding June 25, 1934, the said Gordon Wiggins struck, abused and cursed your Complainant and that on to-wit, June 24, 1934, just prior to the said separation, the said Gordon Wiggins became angry, abused and threatened to kill or severely injure her and because of said actions and threats your Oratrix avers that she was put in fear of being severely injured or done great bodily harm if she tried to continue to live with the said Gordon Wiggins.

PRAYER FOR PROCESS.


Your Oratrix prays that the said Gordon Wiggins 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 prays that upon a final hearing of this cause your Honor will enter and grant unto her a divorce dissolving the bonds of matrimony now existing between your Oratrix and the said Gordon Wiggins, will grant unto her the right to marry again and award unto her the permanent custody and control of the said minor child, Virginia Wiggins. Your Oratrix further prays for such other, further and general relief as she may be entitled to the premises considered.

  
Solicitor for Oratrix.

FOOT NOTE: The said Gordon Wiggins is required to answer each and every paragraph of the foregoing Bill of Complaint numbered "1" to "4" inclusive, but not under oath, the benefit whereof is hereby expressly waived.

  
Solicitor for Oratrix.



8581 NOTE OF TESTIMONY

.....  
Bonnie Pearl Wiggins,.....  
.....

vs.

.....  
Gordon Wiggins.....  
.....

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,.....  
Testimony of Bonnie Pearl Wiggins,.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....  
.....

and in behalf of Defendant upon Answer,.....  
.....  
.....  
.....  
.....

*M. A. Stone*.....

Register.

RECORDED  
2/24

62

No. 62

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

Bonnie Pearl Wiggins

VS

Gordon Wiggins

NOTE OF TESTIMONY

Filed in Open Court this 5th

day of July 192 34

*G. A. Stone*  
Register