

LENA BELL STREET,
Complainant,

v.

WILLIAM HURLEY STREET,
Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

EQUITY NO. 289

This cause is submitted for decree on the pleadings, the testimony and agreement for submission, as shown by the note of submission on file, and on consideration, it is ordered, adjudged and decreed that the Complainant, Lena Bell Street, is entitled to relief, and that the bonds of matrimony heretofore existing between the said Complainant and the Respondent, William Hurley Street, be and the same are henceforth dissolved and annulled, and said Complainant is divorced from the said Respondent.

It is further ordered and decreed that the Complainant be and she is hereby permitted to again contract marriage but it is further decreed that neither party shall again marry except to each other until sixty days after the rendition of this decree and if an 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, adjudged and decreed that the said Respondent pay to the said Complainant as alimony the sum of \$200.00, the said sum to be paid in four installments of \$50.00 each, the first installment of which is to be paid in cash within five days from the date of this decree, the second installment to be paid May 8, 1923, the third installment to be paid August 8, 1923, and the fourth and last installment to be paid November 8, 1923, and it appearing to the court that the fees of Complainant's solicitors having already been paid or arrangements having been satisfactorily made between the parties, no provision for said fees shall be included in this decree.

It is further ordered, adjudged and decreed that for the

present the Respondent, William Hurley Street, shall have the custody of the following children born of said marriage, namely: Hilliard Vaughan Street, Jessie Margaret Street and Helen O. Street and the Complainant shall have the custody of Lena Street and the custody of said minor children is so awarded until a further modification of this decree as to said custody if the said decree on further consideration be modified, but it is further ordered, adjudged and decreed that either of said parents shall have the right to visit any of said minors at any reasonable and all times.

It is further ordered, adjudged and decreed that Respondent shall pay costs of this suit, for which execution may issue.

Dated this ~~19~~^{19th} day of April, 1923.

John D. Leigh, Judge.

LENA BELL STREET,
Complainant,

v.

WILLIAM HURLEY STREET,
Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

EQUITY NO. 289

It is hereby agreed by the parties or their counsel that the testimony of the witness Mary J. Bishop may be taken by Myrtis Parham, at Mobile, Alabama, and the issuance of commission and all forms and notices are hereby waived.

Dated this 10th day of March, 1923.

Brooks & C. Mullon.

Solicitors for Complainant

W. R. Kirby & Beebe

Solicitors for Respondent.

LENA BELL STREET,
Complainant,
v.
WILLIAM HURLEY STREET,
Respondent.

*
* IN THE CIRCUIT COURT OF
*
* BALDWIN COUNTY, IN EQUITY 289
*
*

Before the undersigned, acting as commissioner under agreement of parties for counsel, came Mary J. Bishop, a material witness for complainant, who, being duly sworn, says:

My name is Mary J. Bishop. I know the parties to this suit. The respondent is my husband's nephew. In June of 1920, the complainant came to my home in Mobile, Alabama, from her former home at Point Clear and at that time she was in a serious condition. She had a bruise on her neck and over her eye and under her eye. It could not have been caused except by some kind of lick. She stayed at my place about three weeks and her neck was bruised up to that time. She came from across the Bay that morning bruised up as I have stated. I afterwards found out that the bruises were caused by the respondent. He is a man of violent temper and it would be dangerous for complainant to live with him.

~~Questioned by~~ Respondent's home is worth about \$2,000.00. It is a mighty nice little place I know. I was near them when I was over there and have been there a number of times. The respondent built it after their marriage.

I live in Mobile now and have not lived in Baldwin County since July, 1917, and have been there but a few times since. Up to that time I lived at Point Clear and near the Street place and knew the parties well.

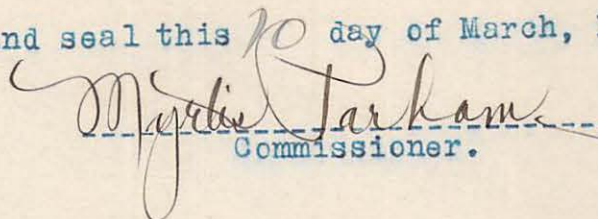
Mary J. Bishop

COMMISSIONER'S CERTIFICATE

I, Myrtis Parham, the commissioner named in the foregoing agreement, do hereby certify that I have been made personally acquainted with Mary J. Bishop, witness in this cause, and know her to be the identical person named in said agreement; that after being by me first duly sworn to speak the truth, the whole truth, and nothing but the truth, she testified as above stated and her evidence was taken down by me as nearly as might be in her own language, and was read over by her and was subscribed by her in my presence on this day of March, 1923, at room 805 Van Antwerp Bldg., in the office of Brooks & McMillan, Mobile, Alabama.

I further certify that I am neither of counsel nor kin to any of the parties to this suit nor in anywise interested in the result thereof.

Witness my hand and seal this 10 day of March, 1923.

 (Seal)

Commissioner.

LENA BELL STREET,
Complainant.

VS.

WILLIAM HURLEY STREET,
Respondent

IN EQUITY
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Comes WILLIAM HURLEY STREET, Respondent in the above styled cause, and for answer to the bill of complaint heretofore filed, says:

FIRST: He admits the allegations of the first paragraph of the bill as to the ages and residence of the parties to this cause.

SECOND: He admits the allegations of the second paragraph as to the intermarriage of the said parties.

THIRD: Respondent denies all allegations of the third paragraph of the bill charging cruelty.

FOURTH: Respondent for further answer shows that the said Lena Bell Street left him of her own accord on or about the twentieth day of June, 1920, which abandonment has continued up to the present date.

Having thus fully answered, Respondent prays that the bill be dismissed and that he be permitted to go hence with his reasonable costs in this behalf expended.

Respectfully submitted,

Rickaby & Beebe

Solicitors for Respondent.

300

No.

IN EQUITY.

LENA BELLE STREET,
Compt.

vs

HURLEY STREET.

A N S W E R .

*Filed February 8th/923,
J. W. Beckman
Register*

RECORDED

RICKARBY & BEEBE,

Solicitors fo Respondent.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon William Hurley Street

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

Lena Bell Street

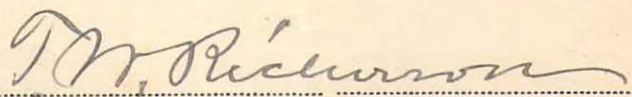
against said

William Hurley Street

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, T. W. Richerson, Register of said Circuit Court, this 14th day of January

.....1921...



Register.

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

Wm. H. Hurley Street
Copy
Serve on *William Hurley Street*

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County
In Equity

Received in office this 14th

No. _____

day of January, 1921.

SUMMONS

W.R. Street

Sheriff

Wena Ball Street

Executed this 20 day of

January 1921

by leaving a copy of the within summons with

William H. Street

in Person

Defendant

W.R. Street

Sheriff

vs.

By *A. Levines*

Deputy Sheriff

William Hurley Street.

RECORDED

Point Clear
Ala

Gaillard Mahorner & Arnold .

Solicitor for Complainant

Recorded in Vol. _____ Page _____

LENA BELL STREET,
Complainant.

vs.

WILLIAM HURLEY STREET.
Respondent.

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

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY.

Your orator, Lena Bell Street, a resident of Mobile County, Alabama and over the age of twenty-one years respectfully exhibits this bill of complaint against William Hurley Street, who is over the age of twenty-one years and who resides at Point Clear, Baldwin County, Alabama, and shows unto your Honors as follows:

1. That your orator and respondent are both over the age of twenty-one years and of sound mind and that your orator has been a bona fide resident of the State of Alabama for more that three years next preceeding the filing of this bill.

2. That on to-wit, August 26, 1908 your orator intermarried with William Hurley Street, in Baldwin County, Alabama, and lived together until to-wit June 20, 1920.

3. That on to-wit June 20, 1920 William Hurley Street did commit actual violence on the person of Lena Bell Street, your orator, endangering her life and health. That on this day he did hit and assault her with his hands, causing her bodily injury.

4. Your orator further shows unto your Honors that your orator and the said William Hurley Street

have four children whose names and ages are as follows:

A boy, Hilliard Vaughan Street, who is eleven years of age, a girl, Jessie Margaret Street, who is nine years of age, a girl, Helen O. Street, who is four years of age, and a girl, Lena Alneta Street, who is one year old.

PRAYER.

Complainant prays that a subpoena issue out of this Honorable Court, directed against the said William Hurley Street, requiring him to come into this court, as a party of this bill of complaint, and to plead, answer or demur hereto within the time permitted by law and the rules and practice of this Honorable Court and that upon evidence your Honors will order, adjudge and decree that the bonds of matrimony, heretofore existing between your orator and the said William Hurley Street be forever dissolved; and your orator prays that she be given the custody, care and guardianship of the children of your orator and the said William Hurley Street; and your orator prays that she be permitted to remarry within the time permitted by law; and for such other and further relief as in equity and good conscience is due your orator and your orator will ever pray, etc.

Gullaid Mahomed Ali
Solicitors for Complainant.

Complainant requires the respondent to answer fully the allegations of paragraph one to four inclusive, but answer under oath is hereby expressly waived.

Gullaid Mahomed Ali
Solicitors for Complainant.

LENA BELL STREET,)
Complainant and Cross-Respondent)
Vs.)
WILLIAM HURLEY STREET,)
Respondent and Cross-Complainant)

IN EQUITY
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIR-
CUIT COURT OF BALDWIN COUNTY; SITTING IN EQUITY;

Comes WILLIAM HURLEY STREET, Respondent in above
entitled cause and, by this his cross-bill, presented against
LENA BELL STREET, respectfully shows:

FIRST: That he and the said Cross-Respondent are
both over the age of twenty-one years and are now and have
been all of their lives bona fide residents of the State of
Alabama.

SECOND: That on or about the twenty-sixth day of
August, 1908, the parties to this cause were married in Bald-
win County and lived together in Point Clear in that County
until on to wit June 20, 1920.

THIRD: That on or about the 14th day of January, 1921,
Lena Bell Street filed a bill for divorce in this Honorable
Court, which cause has been pending up to the present date and
is yet undecided.

FOURTH: That the said Lena Bell Street voluntarily
and without legal cause abandoned the bed and board of Cross-com-
plainant and has since that time resided in the City of Mobile;
that said abandonment has been continuous and uninterrupted
and she and Cross-complainant have not resumed marriage rela-
tions since.

THE PREMISES CONSIDERED Cross-complainant now prays
that Lena Bell Street be made a party defendant to this cross-
bill and as such be required to answer same within the time pre-
scribed by law and obey all orders and decrees that may from
time to time be made in the premises.

Cross-complainant further prays that upon the hearing

of this cause a decree be rendered forever divorcing him from the said Lena Bell Street, granting him the right to marry again should he so desire and such other, further or different relief as to equity may seem meet.

And as in duty bound Cross-complainant will ever pray etc.

Riskley & Beebe
Solicitors for Cross-complainant

NOTE: The Cross-Respondent is required to answer each paragraph of the foregoing bill but not under oath.

Riskley & Beebe
Solicitors for Cross-Complainant.

Mobile, Alabama, March 15, 1923.

We hereby acknowledge receipt of a copy of the foregoing cross-bill and waive further notice of the filing of same.

B.
Solicitors for Cross-Respondent.

1st Original

IN EQUITY
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LENA BELL STREET,
Complainant and Cross-
Respondent

-vs-

WILLIAM HURLEY STREET,
Respondent and Cross-
Complainant

CROSS-BILL

Filed Mar 17th / 1923
D. W. Richardson
Registrar

RECORDED
RECORDED

RICKARBY & BEEBE
Solicitors for Cross-
Complainant

Lura Bell Street

.....

.....

vs.

William Hurley Street

.....

.....

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 of Defendant

Deposition of Lura B Street, Mary J Bishop,

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.....

.....

J W Riceman

Register

5th

No.

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Gene B Street

vs.

William Harvey Street

NOTE OF TESTIMONY.

Filed in Open Court this *14th*

day of *April* 19*23*

W. H. [Signature]

Register

RECORDED

Brooks & McMillan
Attorneys at Law
Mobile

June 19, 1922.

Mr. Thomas W. Richerson,
Bay Minette, Ala.

My dear Mr. Richerson:

Street v. Street

Reference to this case aroused your Irish about two months ago, pursuant to which I requested one Henry of the family of Moorer to ask Judge Leigh to grant a decree of reference at the last term of Circuit Court.

Despite your risibilities I understand this request was granted and that you as clown of the circus requested Mr. Moorer to request ^{me to request} Mr. Crane to furnish a proper form for this decree to be transmitted to you through the same channels, in view of all of which I have secured and am herewith enclosing three papers namely:

- (1). a decree of reference
- (2). register's report
- (3). confirmation of register's report

We cannot take the reference however until the first paper is signed by Judge Leigh, consequently I am humbly requesting that you will send it on to him for his signature and get it back as early as you can and let us hold this reference. I am sending the other papers now only to avoid further delay and you can keep them in your files to be used when we reach the proper stages of the proceeding.

In sending these to you instead of through Henry Moorer as the request was transmitted to me, I am skipping Henry only because I understand that he is the official amicus furandi in the chaotic conditions that now prevail in your burg.

Do not delay sending the order of reference to the judge; do not even hesitate because Mrs. Street is living on the ragged edge of nothing and I cannot resist her heartrending appeals for help much longer.

Yours, &c.,

Mc/P

Ben

LENA B. STREET,
v. Complainant,
WILLIAM HURLEY STREET,
Respondent.

*
* IN THE CIRCUIT COURT OF
*
* BALDWIN COUNTY, ALABAMA.
*
* NO.

This cause is submitted for decree on the Register's report as to solicitors fees, and it appearing to the Court that said report was read in open court and laid over for exceptions, and that no exceptions were filed to said report, upon consideration, the court is of the opinion that said report of the Register should be confirmed.

It is therefore ordered, adjudged and decreed that said report of the Register be and hereby is confirmed.

It is further ordered that _____
and _____ forthwith pay to _____
and _____ the sum of \$ _____, as a fee
for her solicitors for their services in this cause.

In the term time

Judge.

LENA B. STREET,
Complainant,
v.
WILLIAM HURLEY STREET,
Respondent.

* IN THE CIRCUIT COURT OF
*
* BALDWIN COUNTY, ALABAMA.
*
* NO.
*

To the Honorable Judges of the Circuit Court of Baldwin
County, Alabama.

Pursuant to decree rendered in the above entitled cause
the undersigned held a reference at which she was attended
by Brooks & McMillan, solicitors for the complainant.

From the evidence produced before him the Register finds
and reports that a reasonable amount to be allowed the
complainant as alimony pendente lite is \$ per month from
date petition was filed, viz, February 10, 1921, and \$
as a fee for her solicitors for their services in this case.

Respectfully submitted,

Register.

Lena B Street,

Complainant ,

vs

William Hurley Street,
Respondant.

In the Circuit Court

of Baldwin County, Alabama.

This cause is submitted for decree on Complainants motion for reference as to alimony pendente lite and Solicitors' fees, and upon consideration, it is ordered, adjudged and decreed by the Court that said motion be and hereby is granted and that the Register be and hereby is directed to hold a reference and ascertain and report to this Court what would be a reasonable amount to be allowed the Complainants as alimony pendente lite , and also what would be a reasonable fee to be allowed her solicitors for their services in this cause in her behalf .

In the term time, June 9, 1922.

John D Leigh.

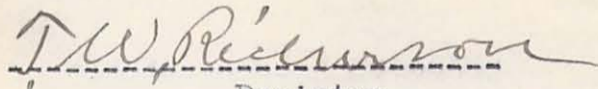
Judge.

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

I. T. W. Richerson, 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 9th, day of June, 1922. in the cause of Lena B Street , Complainant ----vs---- William Hurley Street, Defendant, as appears of record in said Court.

Witness my hand and the seal of said Court, this the 3rd,
day of August, 1922.


Register.



Brooks & McMillan
Attorneys at Law
Mobile

April 11, 1923.

Mr. T. W. Richerson,
Bay Minette, Ala.

Dear Tom:

Street v. Street

Mr. Rickarby and I have reached an agreement in regard to the foregoing matter numbered 289 on your docket and have agreed for the taking of the testimony without issuance of commission and on the terms of the decree. Pursuant to this agreement we have taken the testimony of Mrs. Mary J. Bishop and Mrs. Lena B. Street. We enclose the following papers, namely,

Deposition of Lena B. Street
" " Mary J. Bishop
Agreement as to submission
Decree to be entered
Answer of the Respondent.

Both of us are very anxious to get the matter disposed of at as early a date as may be. Please therefore send the papers on to Judge Leigh at once.

Mc/P

Yours truly,

Stewart Brooks

LENA BELL STREET

Complainant,

VS.

WILLIAM HURLEY STREET,

Respondent.

Testimony of Lena Bell Street.

Brooks & McMillan
Attorneys at Law
Mobile

Hon. THOS. W. Richerson,

Register in Chancery,

Bay Minette, Ala.

Filed April
14th 1923

D. W. Richerson
Register

Louis R Nelson

Commissioner.

Louis R Nelson

Commissioner

Louis R Nelson

Commissioner.

LENA BELL STREET
Complainant,
v.

WILLIAM HURLEY STREET,
Respondent.

Testimony of Mary J. Bishop

Brooks & Pitt
Attorneys at Law
Mobile

Hon. Thos. W. Richerson,
Register in Chancery,
Bay Minette, Ala.

Filed April 14/1923.
T. W. Richerson
Register

Myrtis Parkane
Commissioner.

Myrtis Parkane
Commissioner.

Myrtis Parkane
Commissioner.

LENA BELL STREET,
Complainant,

v.

WILLIAM HURLEY STREET,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY
EQUITY NO. 289

It is hereby agreed by the parties or their counsel that
the testimony of the witness ~~Lena B. Street~~ *Lena B. Street* may be taken by
~~Louis R. Nelson~~ *Louis R. Nelson*
~~Mertis Parham~~, at Mobile, Alabama, and the issuance of com-
mission and all forms and notices are hereby waived.

Dated this 10th day of February, 1923.

Brookwell & Nelson

Solicitors for Complainant

Quincy & Beebe

Solicitors for Respondent.

Street, who was one year old when this bill was filed. All of said children have lived with their father since the separation except the youngest one, who is living with me, and the father refuses to let the other children live with me. He is an able-bodied man capable of making a good salary and he does make money and I have nothing on which to live. He has done nothing towards my support since the separation.

On cross-examination the witness testified:

I do not know to what extent the respondent has been farming or working out since our separation but I do know that he has been building a house for someone. The place we lived on while we were together was about a mile and a half back in the country, southeast of Zundels and in the Point Clear district. I have not gone back to him or lived with him since June of 1920, because I cannot do so with safety. When I left him he beat me, hitting me more than one time; the first lick dazed me. Then he hit me under the chin and bruised and choked me. At that time I left him and have been away from him ever since.

Lena B. Street X

COMMISSIONER'S CERTIFICATE

I, Lucas R. Nelson, the commissioner named in the above agreement, do hereby certify that I have been made personally acquainted with Lena Bell Street, witness in the above cause and know her to be the identical person named in said agreement; that after being by me first duly sworn to speak the truth, the whole truth, and nothing but the truth, she testified as above stated and her ~~her~~ evidence was taken down by me as nearly as might be in her own language, and was read over by her and was subscribed by her in my presence on this 10th day of February, 1923, at Point Clear, Ala.

I further certify that I am neither of counsel nor kin to any of the parties to this suit nor in anywise interested in the result thereof.

Witness my hand and seal this 10th day of February, 1923.

Lucas R. Nelson X X (SEAL)
Commissioner.

LENA BELL STREET,
Complainant,

v.

WILLIAM HURLEY STREET,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY
EQUITY NO. 289

It is hereby agreed that Complainant may submit the cause in vacation on the testimony of her witnesses as taken, the party named hereby waiving all forms and notices.

It is further agreed that alimony be awarded to the Complainant in the sum of \$200.00, payable in four installments of \$50.00 each, maturing as follows: \$50.00 in cash payable within five days from the date of this decree, the second installment to be paid May 8, 1923, the third installment to be paid August 8, 1923, and the fourth and last installment to be paid November 8, 1923.

It is further agreed that custody of the minor children may be awarded as follows, namely, the custody of Hilliard Vaughan Street, Jessie Margaret Street and Helen O. Street is to be awarded to the Respondent and the custody of Lena Street is to be awarded to Complainant but Complainant and Respondent are each to have the right to visit said minors at any and all reasonable times.

Brook McMullen

Solicitors for Complainant

Risley & Beebe

Solicitors for Respondent.

Lena Beckett

No 2

William Hurly Street }
}

Comes the defendant and answers
to complainants bill of complaint
and as grounds of answer says
There is no equity in the
bill.

Recharly & Burke
Solicitors for
Defendant