

ALICE K. REID,

VS.

NEWTON REID,

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, and
Testimony of Alice K. Reid and Ina Mae Herron

and in behalf of Defendant upon Acceptance of Service, Answer and Waiver

R.S. Durb

Register.

CIRCUIT COURT, BALDWIN COUNTY, ALA. IN EQUITY

No. **Alice K. Reid,** vs. **Newton Reid,** PLAINTIFF
Complainant. Respondent. DEFENDANT

BILL OF COSTS

FEES OF REGISTER	Dollars	Cents	Brought Forward	\$
Filing each bill and other papers . . . 4 . . . \$	10	40	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	4.35
Issuing each subpoena	50		Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof	40		Each notice sent by mail to creditor . . .	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 100 words . . .	15
Entering each return thereof	15		Certified copy of decree	1 00
Issuing Writ of Attachment	1 00		Report of divorce to State Health Office (Acts 1915)	50
Entering each return thereof	15		TOTAL FEES OF REGISTER..	7.95
Docketing each case	1 00	1 00	FEES OF SHERIFF	
Entering each appearance	25	50	Serving and returning subpoena on deft. \$1	50
Issuing each decree pro confesso on per ser.	1 00		Serving and returning subpoena for witness	65
Issuing each decree pro confesso on publica	1 00		Levying attachment	1 50
Each order appointing guardian	1 00		Entering and returning same	25
Any other order by Register	50		Selling property attached	
Issuing Commission to take testimony . . .	50	50	Impaneling Jury	75
Receiving and tiling	10	10	Executing Writ of possession	2 50
Endorsing each package	10	10	Collecting execution for costs	1 50
Entering order submitting cause	50	50	Serving and returning sci. fa., each . . .	65
Entering any other order of court	25		Serving and returning notice	65
Noting all testimony	50	50	Serving and returning writ of injunction	1 50
Abstract of cause, etc.	1 00		Serving and returning writ of exeat . . .	1 50
Entering each decree	75	75	Taking and approving bonds, each . . .	75
For every 100 words over 500	15		Collecting money on execution	
Taking account, etc.	3 00		Making Deed	2 50
Taking testimony, etc	15		Serving and returning application, etc. .	1 00
Each report, 500 words or less	2 50		Serving attachment, contempt of court. .	1 50
For every 100 words over 500	15		TOTAL FEES OF SHERIFF..	
Amount claimed less than \$500, etc . . .	2 00		RECAPITULATION	
Issuing each subpoena	25		Register's Fees	7 95
Witness certificate, each	25		Sheriff's Fees	
Issuing execution, each	75		Commissioner's Fees	
Entering each return	15		Solicitor's Fees	
Taking and approving bond, each	1 00		Witness Fees	
Making copy of bill, etc	15		Guardian Ad Litem	
Each notice not otherwise provided for . .	50		Printer's Fees	
Each certificate or affidavit, with seal . . .	50		Trial Tax	3 00
Each certificate or affidavit, no seal . . .	25		Recording Decree in Probate Court . . .	3 00
Hearing and passing on application, etc. .	3 00		TOTAL	10 95
Each settlement with Receiver, etc. . . .	3 00			
Examining each voucher of Receiver, etc .	10			
Examining each answer, etc.	3 00			
Recording resignation, etc	75			
Entering each certificate to Supreme Court	50			
Taking questions and answers, etc . . .	25			
For all other ser relating to such proceedings	1 00			
For services in proceeding to relieve minors, etc., same fee as in similar cases.				
Commission on sales, etc: 1st \$100, 2 per cent: all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent.				
Sub Total Carried Forward	4.35			

594

ALICE K. REID,
Complainant,
VS.
NEWTON REID,
Respondent.

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

Comes your Complainant and humbly complaining against the Respondent, NEWTON REID, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That both the Complainant and Respondent are bona fide residents of Baldwin County, Alabama, and over twenty-one years of age.
2. That the Complainant and Respondent were married at Bay Minette, in Baldwin County, Alabama, on March 31st, 1933, and lived together as husband and wife until, on to-wit, October 31st, 1939.
3. That on to-wit, October 31st, 1939, and various times prior thereto, the Respondent cursed, abused and threatened the Complainant; that the conduct of the Respondent was unbearable, and that it gave the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him, he would continue to curse and abuse her and probably carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said NEWTON REID 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 a final hearing of this cause, your Honor will give and grant unto her a decree of absolute divorce, forever barring the bonds of matrimony existing between her and the Respondent; that your Honor will enter a decree restoring to her her maiden name; Alice Kyser, and that your Honor will give and grant unto her such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

Bessie Mae Beebe
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Respondent, NEWTON REID, is required to answer each and every allegation contained in the foregoing Bill of Complaint, but not under oath, oath being hereby expressly waived.

Burke Isaac & Burke
Solicitors for Complainant.

ALICE K. REID,
Complainant,
VS.
NEWTON REID,
Respondent.

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

And now comes the Respondent, in his own proper person, and admits the allegations contained in Paragraphs 1 and 2, and denies the allegations contained in Paragraph 3, and demands strict proof of the same.

The Respondent accepts service of summons and complaint in this cause; waives notice of the taking of testimony on behalf of the Complainant and the right to cross-examine Complainant's witnesses, and agrees that this matter be submitted for final decree forthwith without further notice.

Newton A. Reid
Respondent.

WITNESSES:

O'Byrne Jones

THE STATE OF ALABAMA,
Baldwin County



CIRCUIT COURT

TO MISS O'BYRNE JONES

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 Alice K. Reid and Ina Mae Herron

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

is Complainant and NEWTON REID

is Defendant,

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

Witness 14th day of November, 19 39.

R.S. Dush

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

ALICE K. REID,

Complainant,

VS.

NEWTON REID,

Respondent.

)
) IN THE CIRCUIT COURT OF
)
)

BALDWIN COUNTY, ALABAMA,
)
)

) IN EQUITY.
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)

This cause coming on to be heard was submitted upon the original Bill of Complaint, Answer and Waiver of the Respondent, and Testimony, as noted by the Register, and the Court, after due consideration, is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of cruelty.

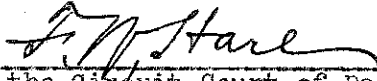
IT IS FURTHER ORDERED that the Complainant and Respondent be and they are hereby permitted to again contract marriage, upon the payment of the costs in this cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said ALICE K. REID shall not again marry, except to the said NEWTON REID, until sixty days after this date, and that if an appeal is taken within sixty days, she shall not again marry, except to the said NEWTON REID, during the pendency of the appeal.

IT IS FURTHER ORDERED that the Respondent pay the costs herein taxed, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant be restored her maiden name; Alice Kyser.

Dated at Monroeville, Monroe County, Alabama, this 18th day of November, 1939.



Judge of the Circuit Court of Baldwin
County, Alabama.

No. RECORDED 2-490

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

ALICE K. REID,

VS.

NEWTON REID

NOTE OF TESTIMONY

Filed in Open Court this 14th

day of November 1939

R. S. Ditch

REGISTER

RECORDED

RECORDED

BILL OF COMPLAINT

ALICE K. REID,

Complainant,

VS.

NEWTON REID,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed November 14, 1939
R. S. Duch, Register*

RECORDED

ACCEPTANCE OF SERVICE,
ANSWER AND WAIVER

ALICE K. REID,

Complainant,

VS.

NEWTON REID,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed November 14, 1939
R.S. Duch, Register

RECORDED

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

ALICE K. REID

Complainant

vs.

NEWTON REID

Defendant

Commission To Take Deposition

COMMISSIONER:

O'BYRNE JONES

Witnesses:

ALICE K. REID

INA MAE HERRON

RECORDED

2-490

FINAL DECREE:

ALICE K. REID,

Complainant,

VS.

NEWTON REID,

Respondent.

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

*Filed Nov 20, 1939
RS Duck
Register.*

ORAL EXAMINATION

I, O'Byrne Jones, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition s on Oral Examination was taken down in writing by me in the words of the witness as and read over to them and they signed the same in the presence of myself and Hubert M. Hall

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 14th day of November, 1939.

O'Byrne Jones (L. S.)
Commissioner

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

ALICE K. REID
Complainant

NEWTON REID
Vs.

Respondent

ORAL DEPOSITION

Filed November 14th, 19 39

R.S. Duck, Register
RECORDED IN _____
Record _____

Vol. _____ Page _____
Register _____

THE STATE OF ALABAMA
Baldwin County

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

ALICE K. REID

COMPLAINANT

VS.

NEWTON REID

RESPONDENT

I, O'Byrne Jones

as ~~Register and~~ Commissioner

have called and caused to come before me Alice K. Reid and Ina Mae Herron

witnesses named in the Requirement for Oral Examination, on the 14th day of November

19 39, at the office of Beebe, Hall & Beebe

in Bay Minette, Alabama, and having first sworn said witnesses to speak the truth,

the whole truth, and nothing but the truth, the said Alice K. Reid

doth depose and say as follows:

My name is Alice K. Reid. I am a resident of Bay Minette, Baldwin County, Alabama, and over twenty-one years of age. The Respondent, Newton Reid, is over twenty-one years of age and also a bona fide resident of Baldwin County, Alabama.

The Respondent and I were married at Bay Minette, in Baldwin County, Alabama, on March 31st, 1933, and we lived together as husband and wife, in Baldwin County, until October 31st, 1939.

The Respondent, on October 31st, 1939, at a dance in Bay Minette, Alabama, while on the dance floor and in the presence of all parties dancing, cursed and abused the Complainant and called her various vile names, and on various other occasions prior to that time cursed, abused and threatened the Complainant. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him, he would continue to curse and abuse her and probably carry out his threats and do actual violence to her person, which would necessarily endanger her life and health. The Complainant, prior to October 31st, last, on the several occasions when the Respondent would curse, abuse and threaten her, made every effort to reconcile and to live with the Respondent, however, his conduct grew worse from time to time until it became absolutely impossible for her to longer live with him.

Alice K. Reid

INA MAE HERRON, A WITNESS FOR THE COMPLAINANT, BEING FIRST DULY SWORN, DEPOSES AND SAYS:

My name is Ina Mae Herron. I live at Bay Minette, in Baldwin County, Alabama, and am acquainted with both the Complainant and the Respondent in the above styled cause. I have been around and with the Complainant and Respondent quite a bit during the past five or six years. I know of my own personal knowledge that the Respondent has often cursed and abused the Complainant, and especially while he was under the influence of strong drink did he conduct himself toward her so as to severely embarrass her and especially on several occasions I have heard him, while in the presence of company, curse and abuse the complainant and call her vile names, which was very embarrassing to the Complainant. It seems that the conduct of the Respondent has grown worse from time to time over the time that I have been thrown with him, and it is my opinion that his conduct was such as to render it unbearable to the Complainant and to make it impossible, or at least most embarrassing for her to continue to live with him.

Ina Mae Herron