

The State of Alabama, }
Baldwin County.

No. 407.

CIRCUIT COURT, IN EQUITY

Susie Phillippy

Complainant

vs.

Pete Phillippy,

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 Susie Phillippy,

be, and she 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 Susie Phillippy,

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 Pete Phillippy,

It is further ordered, adjudged and decreed that said Susie Phillippy,

shall not again marry except to said Pete Phillippy,

until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Pete Phillippy, during the pendency of said appeal

This 3rd day of

October

1924

John D. Leigh
Judge of the Circuit Court of Baldwin County.

THE 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 _____, 1924, 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 _____, 1924

Register.

No. 407.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.
BALDWIN COUNTY, ALA.

Susie Phillippy,

vs.

Pete Phillippy.

DECREE OF DIVORCE.

Filed in office this

Nov 22

day of

, 1924

T. W. Billings

Register.

E. O. M.

RECORDED

212
October
J. W. Billings
O. M.

BALDWIN COUNTY,
THE STATE OF ALABAMA.

CIRCUIT COURT, IN EQUITY.

IN THE CIRCUIT COURT, Baldwin, COUNTY, IN EQUITY.Susie Phillippy

Complainant.

vs.

Peter Phillippy.

Respondent.

I, T.W. Richerson,

as

have called and caused to come before me Susie Phillippy, and Will Lancasterwitness^{es} named in the Requirement for Oral Examination, on the 28th day of March,1924, at the office of Bay Minette, Ala. Registerin Bay Minette, Alabama, and having first sworn said witness^{es} to speak the truth, the whole truth, and nothing but the truth, the said witnesses,

doth depose and say as follows:

TESTIMONY OF SUSIE PHILLIPPY.

My name is Susie Phillippy. I am a resident of Baldwin County, Alabama, residing near Bay Minette and am over the age of twenty-one years. Peter Phillippy is over twenty-one years of age and lives near Bay Minette in Baldwin County, Alabama. I was married to Peter Phillippy on or about June 1st, 1900 and lived with him as his wife until about June 10th, 1923. At this time Peter Phillippy threatened to kill me by shooting me and also threatened to blow up the house in which I lived with Dynamite. From the acts and threats of the said Peter Phillippy I have reasonable apprehension of such violence as would endanger my life and health and my life and health was endangered so long as I stayed with Peter Phillippy or was near him. I am the mother of six children by the said Peter Phillippy and have the children with me now, also two children over the age of twenty-one years. I am now able to care for the children and prefer them staying with me. Said threats of violence were made in Baldwin County, Ala.

Sworn to and subscribed
before me this 28th, day
of March, 1924.

Susie Phillippy

T. W. Richerson
Jessie C. C. C.
Court

TESTIMONY OF WILL LANCASTER:

My name is Will Lancaster. I am over twenty-one years
of age. I am a brother-in-law of the said Susie Phillipy.
I know of my own knowledge that Susie Phillipy has not
lived with Peter Phillipy since about June 10th, 1923.
At this time she left him and has not lived with him
since.

Will Lancaster
Mark

Sworn to and subscribed
before me this 28th day of
March, 1924.

J. W. Harrison
Clark County Court

ORAL EXAMINATION.

I, T.W. Richerson, as Commissioner.

hereby certify that the foregoing deposition.....on Oral Examination was..... taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presence of myself and H.D. Moorner, Atty,

at the time and place herein mentioned; that I have personal knowledge of the personal identity of said witness es..... or had proof made before me of the identity of said witness es; that I am not of counsel or of kin to any of the parties to said cause, or in 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 28th day of March, 192 4

T.W. Richerson (L. S.)

No. Page.....

The State of Alabama

Baldwin County

IN CIRCUIT COURT, IN EQUITY.

Susie Phillippy

vs. Complainant,

Peter Phillippy.

Respondent.

ORAL DEPOSITION.

Filed March 28th, 192 4

T.W. Richerson, Register.

Recorded in

Record

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Register.

STATE OF ALABAMA,)
BALDWIN COUNTY,)

IN THE CIRCUIT COURT,
BALDWIN COUNTY, ALA.
In Equity.

TO THE HONORABLE, JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA,---In Equity.

Your oratrix Susie Phillippy, respectfully represents
and shows unto your Honor as follows:

1st. That she is a bona fide resident of the County of
Baldwin and State of Alabama, residing near Bay Minette, Ala-
bama, and that she is over the age of twenty-one years.

That Peter Phillippy is over the age of Twenty-one
years and lives near Bay Minette in Baldwin County, Alabama.

2nd. That Oratrix and the said Peter Phillippy were law-
fully married on or about June 1st, 1900 and lived together
until about, to-wit: June 10th, 1923, when the said Peter
Phillippy threatened to kill me by shooting me and also threat-
ened to blow up the house while I was in it with dynamite; that
Oratrix is the mother of six minor children by the said Peter
Phillippy and that all of said children are living with her;
that from the acts and threats of the said Peter Phillippy
your Oratrix had reasonable apprehension of such violence as
to endanger her life and health and that her life and health
was endangered by the said Peter Phillippy. Said threats were
made in Baldwin County, Alabama.

PRAYER FOR PROCESS.

That Your Honor will order a reference to deter-
mine ~~the~~ a suitable and reasonable amount as alimony pendente
lite and as a reasonable attorneys fee for carrying on this
litigation, and the amount of permanent alimony and support
for her minor children and Your Oratrix, and that your Honor
will cause such orders and decrees to be issued as necessary
to compell the said Peter Phillippy to pay the amounts allowed
by order of this court.

That upon final hearing of this cause your Honor
will grant unto Oratrix and absolute divorce from the said

Peter Phillippy, and that if your Oratrix is mistaken in the relief prayed then Your Honor will grant unto her such other, further, different and general relief as she may in justice and equity be entitled, she will ever pray.

P A G E & M O O R E R ,
Solicitors for Complainant.

FOOT NOTE:

The Respondent, Peter Phillippy, is required to answer each and every allegation contained in the foregoing bill of complaint numbered from ~~xxxxxx~~ 1st to 2nd, both inclusive, but not under oath, answer under oath being hereby expressly waived.

P A G E & M O O R E R ,
Solicitors for Complainant.

**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 Peter Phillippy

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

Susie Phillippy,

against said

Peter Phillippy,

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 6th, day of October,

192 3.

T. W. Richerson

Register.

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

2 *Original*
Serve on

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

Susie Phillippy

RECORDED

vs.

Peter Phillippy,

RECORDED

Page and Moorer.

Solicitor for Complainant.

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this

day of _____ 192

Sheriff.

Executed this *21st* day of

January 192*4*

by leaving a copy of the within summons with

Peter Phillippy

Defendant.

W. R. Stuart

Sheriff.

By

Deputy Sheriff.

Susie Phillippy,
Complainant.

vs.

Peter Phillipoy,
Defendant.

IN THE CIRCUIT COURT,
BALDWIN COUNTY, ALA.

In Equity.

Comes Peter Phillipoy, the
Defendant in the above style cause and for answer to
the complaint denies each and every allegation of the
said bill of complaint and demands strict proof of
same. He waives service by the sheriff of subpoena
on said bill, notice of the filing of interrogatories,
or any proceeding to take the testimony on oral ex-
amination as well as the right to cross examine, and
consents that this cause be submitted for decree on
note of testimony made by the Register, either in term
time or vacation.

Dated this 22 day of January, 1924.

Peter Phillipoy

Witnesses:

Henry L. Moore
Gladys Bush

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 402 Vacation Term, 191²⁴

Susie Phillippy

Complainant.....

vs.

Pete Phillippy.

Defendant.....

To T.W. Richerson, , 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 Hage and Moorer,

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.

Henry D. Moorer,
One of the Solicitor for Complainant.

No. 4021

Page 4

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

Harrie Shulippy

vs.

Gate Shulippy

QUEST FOR DECREE IN
VACATION.

Filed Mar 28 1914

D. M. Kieunen

Register

RECORDED

Recorded in Record

Vol. Page

Register

NOTE OF TESTIMONY

The State of Alabama,

Susie Phillippy.

Complainant

VS.

Pete Phillippy,

Respondent

No. 407

In Circuit Court,
In Equity

IN THIS CAUSE comes the Complainant,
by her solicitor and submits the same for Final
decree upon the Original Bill and exhibits thereto Answer of Defendant,
, and upon the following testimony, to-wit:

Susie Phillippy and Will Lancaster,

I hereby certify that the above note of Testimony is correct.

This 28th day of March, 19 24.

J. W. Reardon
Register.

RECORDED 3-

No.

The State of Alabama

Baldwin County

Circuit Court in Equity

Curie Phillippy

Complainant

RECORDED

vs.

Curie Phillippy

Respondent

NOTE OF TESTIMONY

Filed 28 day of Dec, 1928

J. M. Rice Register

Record Page