

NOTE OF TESTIMONY

The State of Alabama,

Tom Johnson

Complainant

VS.

Caroline Johnson

Respondent

No. 411

In Circuit Court,

In Equity

IN THIS CAUSE comes the Complainant

by his solicitor and submits the same for final

decree upon the Original Bill and exhibits thereto answer of Deft,

, and upon the following testimony, to-wit:

Tom. Johnson, Willie Franklin, and A.W.Wilson,

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

This 16th, day of November, 19 23

Register.

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No. 411

The State of Alabama

Baldwin County

Circuit Court in Equity

Tom Johnson

Complainant

vs.

Caroline Johnson

Respondent

NOTE OF TESTIMONY

Filed 16th day of Nov., 1923

J. W. Patterson Register

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The State of Alabama, }
Baldwin County.

No. 411 CIRCUIT COURT, IN EQUITY

Tom. Johnson Complainant

vs.

Caroline Johnson 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.

Adultery

It is further ordered, that the said Tom Johnson 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 Tom Johnson 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 Caroline Johnson

It is further ordered, adjudged and decreed that said Tom Johnson shall not again marry except to said Caroline Johnson until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Caroline Johnson during the pendency of said appeal

This 30th day of November, 1923

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 _____, 192____, 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 _____, 192____

Register.

No. 411

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.
BALDWIN COUNTY, ALA.

Tom Johnson

RECORDED

vs.

RECORDED

Caroline Johnson.

DECREE OF DIVORCE.

Filed in office this 30th

day of Nov, 1923

D. W. Rice
Register.

E. O. M.

[Faint, mostly illegible text from the reverse side of the document, including what appears to be a signature and some printed text.]

DEPARTMENT OF REVENUE

CIRCUIT COURT IN EQUITY

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Tom Johnson, 0
Complainant. 0 IN THE CIRCUIT COURT, BALDWIN COUNTY, ALABAMA.-----
 0
 0 IN EQUITY.
 0
Caroline Johnson, 0
Defendant. 0

Comes Caroline Johnson, named as defendant in this cause and for answer denies each and every allegation of the Bill of Complaint and demands strict proof of the same. She waives service by the Sheriff of Subpoena on said bill, notice of the filing of interrogatories, or any proceeding to take testimony on oral examination, as well as the right to cross examine, and consents that this cause be submitted for decree on note of testimony made by Register either in term time or vacation.

Dated this 5th day of November 1923.

Caroline Johnson

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No. 411 Vacation Term, 1923

Tom Johnson

Complainant.....

vs.

Caroline Johnson

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 T.P.Tunstall

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.

T.P.Tunstall.

Solicitor for Complainant.

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

Tom Johnson

vs.

Caroline Johnson

REQUEST FOR DECREE IN
VACATION.

Filed November 16th 1912

D. W. Ricumson

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Register

STATE OF ALABAMA. 0
BALDWIN COUNTY. 0 IN THE CIRCUIT COURT OF BALDWIN COUNTY,
 0 ALABAMA, IN EQUITY.

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

Your Orator Tom Johnson respectfully represents and shows
unto your Honor as follows:-

FIRST.

That he is a bona fide resident citizen of Baldwin County,
Alabama, and is over the age of twenty-one years.

That Caroline Johnson is a resident citizen of Mobile County,
Alabama and is over the age of twenty-one years.

That Your Orator, Tom Johnson, resides at Bay Minette, Alabama,
Baldwin County, and has resided here for the last past four years, and
the Caroline Johnson resides at Calvert, Alabama, in Mobile County.

That Your Orator, Tom Johnson and said Caroline Johnson lived
together in Baldwin County, Alabama, until the said Caroline Johnson
left him, and that they were living in Baldwin County, Alabama, at the
time of the separation.

SECOND.

That Your Orator and Caroline Johnson were married in Baldwin
County, Alabama about the year Nineteen hundred and twenty.

That your Orator and the said Caroline Johnson then lived to-
gether as man and wife for about a year, that after that time said
Caroline Johnson then abandoned your Orator and has since been living
in adultery or fornication with persons who are unknown to Orator.

That since your Orator learned of the fact that the said
Caroline Johnson was having intercourse with other men, he has not
lived with her nor in any other way condoned the offence.

That said Caroline Johnson goes from bog camp to log camp,
and lives the life of a common prostitute.

PRAYER FOR PROCESS.

The premises considered, Your Orator respectfully prays that
the said Caroline Johnson be made party respondent to this Bill of
Complaint by the usual process of the honorable court, and that she
be required to demur, plead to, or answer the same within the time

and under the penalties as provided by law, or that the same be forever confessed, and will make all necessary orders and decrees to grant the relief prayed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause Your Honor will grant unto Orator an absolute divorce from the said Caroline Johnson, and will grant unto Orator the right to again contract marriage. That if Your Orator is mistaken in the relief prayed for, Your Honor will grant unto him such other, further, different and general relief as he may in justice and equity be intitled. He will ever pray, etc.

T. P. Tunstall.
Solicitor for Complainant.

FOOT NOTE:

The defendant, Caroline Johnson, is required to answer each and every allegation of the fore going Bill of Complaint, numbered from FIRST to SECOND, both inclusive, but not under oath, answer under oath being hereby expressly waived.

T. P. Tunstall.
Solicitor for Complainant.

IN THE CIRCUIT COURT, Baldwin COUNTY, IN EQUITY.

Tom Johnson Complainant.

vs.

Caroline Johnson Respondent.

I T. W. Richerson,

as Clerk of the Circuit Court

have called and caused to come before me Tom Johnson, Willie Franklin, A. W. Wilson.

witnesses named in the Requirement for Oral Examination, on the 16th day of November, 1923, at the office of T. W. Richerson, Clerk of Court.

in Bay Minette, Alabama, Alabama, and having first sworn said witnesses to speak the truth, the whole truth, and nothing but the truth, the said Tom Johnson

doth depose and say as follows:

My name is Tom Johnson, I am a resident citizen of Baldwin County, Alabama, and have resided in Baldwin County for the last past four years. I am forty-five years old. Caroline Johnson is twenty-seven years old. I reside at Bay Minette Alabama, and Caroline Johnson resides at Calvert Alabama, in Mobile County. That Caroline Johnson and myself were married in Baldwin County in 1920 and lived together in Baldwin County as man and wife for about a year. Caroline Johnson abandoned me after we had been married about a year, and has since then been living the life of a common prostitute she has been going from log camp to log camp, and has been living with other men, since I learned that she was a common prostitute and was living in a state of adultery, I have not lived with her since, nor have I in any other manner condoned her offence. Signed. *Tom Johnson*

Willie Franklin doth depose and say as follows:

I have known Tom Johnson and Caroline Johnson for about fifteen years they were married in or about 1920, and lived together for about one year as man and wife in Bay Minette, Alabama. Tom Johnson is forty-five years old and has lived in Baldwin County for the last past four years. Caroline Johnson is twenty-seven or twenty-eight years old, and she is now living at Calvert, Alabama, or was the last time that

I heard from her. Caroline Johnson deserted Tom Johnson about two years ago, and has since that time been living in a state of adultery, she has been going from place to place and is reputed to be a common prostitute. Since I first knew that she was living with other men, Tom Johnson has not lived with her, nor has he in any other manner treated her as a wife. Signed.

A. W. Wilson doth sepose and say as follows: *Nellie Frankem*

I have known Tom Johnson and Caroline Johnson for about three years, they lived together as man and wife for about a year after I first knew them, after which time Caroline Johnson then deserted Tom Johnson, and has from that time been living the life of a common prostitute, and bears the reputation of a woman of bad character in the community in which she lives. Since the time that she deserted Tom Johnson, they have not lived together, and the last accounts that I had of her, she was living in Calvert, Alabama, with another man. Signed. *A W Wilson*

ORAL EXAMINATION.

I, J. M. Beckman, as Register

hereby certify that the foregoing deposition.....on Oral Examination was taken down in writing by me in the words of the witness..... and read over to them and they signed the same in the presence of myself & Hon. J. P. Finestall Clerk at the time and place herein mentioned; that I have personal knowledge of the personal identity of said witness..... or had proof made before me of the identity of said witness.....; 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 16th day of Nov, 1923
J. M. Beckman (L. S.)

No. 411 Page.....

The State of Alabama

Baldwin County

IN CIRCUIT COURT, IN EQUITY.

Tom Johnson

vs. Caroline Johnson,
Complainant,

Respondent.

ORAL DEPOSITION.

Filed Nov 16, 1923

J. M. Beckman, Register.

Recorded in

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RECORDED