

\_\_\_\_\_  
 CHARLIE KRUZICH,  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 VS.  
 \_\_\_\_\_  
 MARY KRUZICH  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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, \_\_\_\_\_  
 Motion for Decree Pro Confesso by Registered Mail, Commission to Take Testimony,  
 Testimony of Charlie Kruzich and Ben Kucera, and Request for Decree in Vacation.

and in behalf of Defendant upon Decree Pro Confesso by Registered Mail

*R. E. Duch*

Register.

The State of Alabama,  
Baldwin County.

No. .... CIRCUIT COURT IN EQUITY.

CHARLIE KRUZICH

Complainant

vs.

MARY KRUZICH

Defendant

Motion is hereby made for a Decree Pro Confesso against Mary Kruzich

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant by Registered Mail,; and that said summons was duly served/according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 18th day of February 19 41

BEEBE & HALL,

By: Wm. Hall

Solicitor,

RECORDED

No. \_\_\_\_\_ Page \_\_\_\_\_

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY

CHARLIE KRUZICH,

vs.

MARY KRUZICH

MOTION FOR DECREE PRO  
*By Registered mail*  
CONFESSO ON PERSONAL SERVICE

Filed February 18th 19 41

*R. E. Dyer*

Register.

Recorded in \_\_\_\_\_ Record,

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

**RECORDED**

No. \_\_\_\_\_

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**The State of Alabama**  
**BALDWIN COUNTY**

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**IN EQUITY**  
**Circuit Court of Baldwin County**

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CHARLIE KRUITZCH, \_\_\_\_\_

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VS.

MARY KRUITZCH \_\_\_\_\_

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**NOTE OF TESTIMONY**

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Filed in Open Court this 19th

day of February 1941

*R. S. Pugh*

REGISTER

First Class Enclosed

OPEN AT POSTICE

REG. ST. MAIL ARTICLE

NO. *340*  
INSURED PARCEL



NO. OF PARCELS IN THIS MAIL

FROM *St. Louis, Mo.* (NAME OF SENDER)

TO *St. Louis, Mo.*

POST OFFICE

NO. *144*

## RETURN RECEIPT

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*Received from the Postmaster, the Registered or Insured Article, the original number of which appears on the face of this card.*

NO COMMERCIAL PURPOSES INTENDED. THIS RECEIPT IS FOR THE USE OF THE POSTMASTER AND HIS ASSISTANTS.

NO COMMERCIAL PURPOSES INTENDED. THIS RECEIPT IS FOR THE USE OF THE POSTMASTER AND HIS ASSISTANTS.

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STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon MARY KRUZICH 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 CHARLIE KRUZICH against said MARY KRUZICH, and further to do and perform what said Judge shall order and direct in that behalf. And this the said Respondent 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, R. S. DUCK, Register of said Circuit Court, this 11<sup>th</sup> day of December, 1940.

R. S. Duck  
Register.

CHARLIE KRUZICH,  
Complainant,  
VS.  
MARY KRUZICH,  
Respondent.

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

TO HONORABLE P. W. HARR, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

And now comes your Complainant, CHARLIE KRUZICH, and humbly complaining against the Respondent, MARY KRUZICH, respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That both your Complainant and the Respondent are over twenty-one years of age; that the Complainant is a resident of Loxley, in Baldwin County, Alabama, and has been for more than three years next preceding the filing of this Bill of Complaint; that the Respondent is a resident of California, her Post Office address being 1340 Juniper Avenue, Long Beach,

SECOND:

That your Complainant and the Respondent were married at Bay Minette, in Baldwin County, Alabama, in January, 1936, and lived together as husband and wife, in Baldwin County, Alabama, until on to-wit, November 1st, 1938.

THIRD:

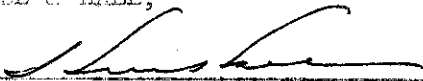
That on to-wit, November 1st, 1938, the Respondent voluntarily abandoned the

bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said MARY KRUEICH party respondent to this Bill of Complaint, requiring her 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 him a decree of absolute divorce, forever barring the bonds of matrimony existing between him and the Respondent, Mary Kruzich, and that your Honor will give and grant unto him such other, further, different or general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL,

By:   
Solicitors for Complainant.



THE STATE OF ALABAMA, }  
Baldwin County

CIRCUIT COURT

TO MRS. O'BYRNE J. WHITLEY

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 Charlie Kruzich and Ben Kucera

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

is Complainant and Mary Kruzich

is Defendant, on oath to be by you administered, upon them

to take and certify the deposition s of the witness es and return the same to our Court, with all Convenient speed, under your hand.

Witness 18th day of February, 19 41

R.S. Duch

REGISTER

Commissioner's Fee \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

CHARLIE KRUZICH

vs.

MARY KRUZICH

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 10th  
day of January 19~~2~~ 41, a copy of the Bill of Complaint filed in this cause was  
sent to Mrs. Mary Kruzich

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom  
addressed," and return receipt demanded addressed to the Register of this Court; and that on the  
18th day of January 19~~2~~ 41, such receipt was duly  
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer  
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,  
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all  
things taken as confessed against the said Mary Kruzich

Defendant

This the 19th day of February 19~~2~~ 41

R. E. Durb Register.

THE STATE OF ALABAMA }  
Baldwin County }

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

CHARLIE KRUIZICH, COMPLAINANT

vs.

MARY KRUIZICH RESPONDENT

I, O'Byrne J. Whitley

~~as Register and~~ Commissioner

have called and caused to come before me Charlie Kruzich and Ben Kucera

witness ~~es~~ named in the requirement for Oral Examination, on the 19th day of February,

1941, at the office of Beebe & Hall, Bay Minette, Alabama

in \_\_\_\_\_, Alabama, and having first sworn said witness ~~es~~ to speak the

truth, the whole truth, and nothing but the truth, the said Charlie Kruzich

doth depose and say as follows:

My name is Charlie Kruzich. I am a resident of Loxley, in Baldwin County, Alabama, and over twenty-one years of age and have been such a resident for more than three years next preceding the filing of the Bill of Complaint. The Respondent is a resident of California, her Post Office address being Long Beach.

The Respondent and I were married at Bay Minette, in Baldwin County, Alabama, in January, 1936, and we lived together as husband and wife, in Baldwin County, Alabama, until, on to-wit, November 1st, 1938. On or about November 1st, 1938, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time. She remained in Baldwin County for awhile and then went out to California and is now living with one of her daughters. I have received repeated word from her and just recently received a letter stating that she was satisfied out there and would never come back to Baldwin County to live. At the time she went away from Baldwin County she left certain items of personal property at the house and she has already advised me as to the disposition of them, that is, to send part of them to her son who lives at Silverhill, in this county, and other things I was supposed to give to a friend. /She has repeatedly stated that she does not expect to and never will return to live with me in Baldwin County, Alabama.

*Charlie Kruzich*



RECORDED

FINAL DECREE OF DIVORCE:

CHARLIE KRUZICH,

Complainant,

VS.

MARY KRUZICH,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed February 21, 1941*  
*R.S. Duch, Register*

I, O'Byrne J. Whitley as ~~Register and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witnesses 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 19th day of February 1941.

O'Byrne J. Whitley (L. S.)  
Commissioner

No. \_\_\_\_\_ Page \_\_\_\_\_  
**THE STATE OF ALABAMA,**  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

CHARLIE KRUZICH

COMPLAINANT

vs.

MARY KRUZICH

RESPONDENT

**ORAL DEPOSITION**

Filed February 19th, 1941

H. S. Black, Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

RECORDED

No. ....

CIRCUIT COURT OF BALDWIN  
COUNTY, ALA.

In Equity.

CHARLIE KRUZICH

vs.

MARY KRUZICH

Decree Pro Confesso After  
Notice By Registered Mail.

Filed in office this 19th day of

February 19X 41

*R. S. ...* Register

Entered in O. B. Page

**RECORDED**

NO. \_\_\_\_\_

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

**CHARLIE KRUIZICH**

**Complainant**

**vs.**

**MARY KRUIZICH**

**Defendant**

**Commission To Take Deposition**

**COMMISSIONER:**

**O'Byrne J. Whitley**

**Witnesses:**

**Charlie Kruizech**

**Ben Kucera**



STATE OF ALABAMA,  
BALDWIN COUNTY.

I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, hereby certify that a copy of the within Bill of Complaint, together with Summons, was mailed to the Respondent, Mary Kruzich, at the address given in said complaint, by registered mail, with postage prepaid, with return receipt requested, and marked for delivery only to the person to whom addressed.

This the 11th day of December, 1940.

R. S. Duck  
REGISTER,

Registered letter returned un-claimed.  
Mailed 1/10/41 by registered mail, with postage prepaid, and marked for delivery to person to whom addressed only, at 830 Orizaba, Long Beach, California.

R. S. Duck  
REGISTER

Return receipt filed January  
18th, 1941.

R. S. DUCK, Register.

683  
**RECORDED**

SUMMONS AND COMPLAINT

CHARLIE KRUZICH,

Complainant,

VS.

MARY KRUZICH,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed December 11, 1940  
R. S. Duck, Register*