

THE STATE OF ALABAMA)  
BALDWIN COUNTY )

MARRIAGE LICENSE.

To any ordained or Licensed Minister of the Gospel,  
Judge of the Circuit or Probate Courts, or Justice  
of the Peace for said County --- GREETING:

You are hereby authorized to celebrate the Rites of  
Matrimony between .... Arthur Lett .... and .... Eliza  
Grigsby .... and this shall be your sufficient author-  
ity for so doing.

Given under my hand and seal, this 2 day of April,  
A.D. 1932.

G. W. Humphries, (L.S.)  
Judge of Probate.

The above named parties were married by me at Bride  
Home on the 14 day of April, 1932.

Mark Mayhand, M.G.

Recorded this 1 day of June, 1932.

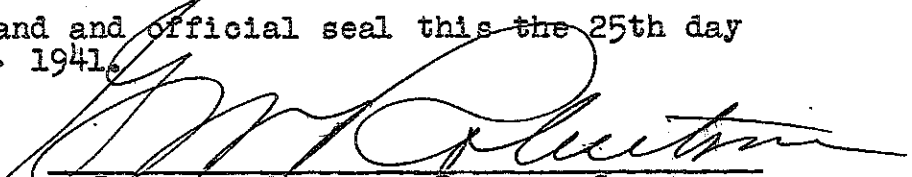
G. W. Humphries, Judge.

-----00000-----

State of Alabama)  
Baldwin County..)

I, G. W. Robertson, Judge of Probate for said County in  
said State, do hereby certify that the above and foregoing  
constitutes a full, true, accurate and complete copy of  
the marriage license of the above named parties as the  
same appears of record in my office in Marriage License  
Record, Colored, #5, at page 259 thereof.

Given under my hand and official seal this the 25th day  
of February, A.D. 1941.

  
\_\_\_\_\_  
Judge of Probate, Baldwin County,  
Alabama.

THE STATE OF ALABAMA }  
Baldwin County }

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

OSCAR WILLIAMS COMPLAINANT

vs.

ELIZA G. WILLIAMS, alias ELIZA G. LETT RESPONDENT

I, Frances Brantley

as Register and Commissioner \_\_\_\_\_

have called and caused to come before me OSCAR WILLIAMS

witness \_\_\_\_\_ named in the requirement for Oral Examination, on the 30th day of September

1941, at the office of BEEBE & HALL, LAWYERS

in Bay Minette, Alabama, and having first sworn said witness \_\_\_\_\_ to speak the

truth, the whole truth, and nothing but the truth, the said OSCAR WILLIAMS

doth depose and say as follows:

My name is Oscar A. Williams. I am a resident of the County of Baldwin, State of Alabama, and over twenty-one years of age. I live at Fairhope, Alabama. Eliza G. Williams, also known as Eliza G. Lett, the Respondent in this cause, is a resident of Baldwin County, Alabama, and over twenty-one years of age. She lives at Daphne.

The Respondent, Eliza G. Williams, alias Eliza G. Lett, and I were married in Pensacola, Florida on or about May 28, 1936.

There were no children born to said marriage between the Respondent and me.

At the time the Respondent and I were married I thought and it was generally understood that she had been divorced from Arthur Lett. I had known the Respondent before we were married some eight or ten years. I know that for some three or four years before I married the Respondent she had not lived with Arthur Lett. Immediately I found out that the Respondent had a former living husband, from whom she had not secured a divorce, I left her and have not lived with her since that time, and have not considered her as my wife.

I have secured from the office of the Probate Judge of Baldwin County, Alabama, a certified copy of marriage license issued to Arthur Lett and Eliza Grigsby, dated April 2, 1932, issued by G. B. Humphries, Judge of Probate and certificate of Mark Mayhand that he married the said parties on April 14, 1932. Certified copy of certificate hereto attached and made a part of my testimony is marked for convenience, "Exhibit A".

No cross examination by the Respondent.

Oscar Williams

I, Frances Brantley 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 witness and read over to him and he signed the same in the presence of myself ~~and~~ Mr. R. J. Demaree, Solicitor for Complainant, and Mr. H. M. Hall Sol. for Res. at the time and place herein mentioned; that I have personal knowledge of 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 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 30th day of September 1941.

Frances Brantley (L. S.)

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

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

VS.

RESPONDENT

**ORAL DEPOSITION**

Filed October 3, 1941

R. S. Hunt, Register.

RECORDED IN

Record

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

Register



I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST: \_\_\_\_\_

Register Circuit Court, Baldwin County, Ala.

Received payment this \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_\_

*PA 4/10/4*  
*Ret 686 \$1600*

ATTEST: \_\_\_\_\_

Register Circuit Court, Baldwin County, Ala.

No. 693 Page \_\_\_\_\_

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT

*Leone Williams*

vs. Plaintiff

*Leone Williams*

Defendant

EQUITY COST BILL

Term, 19\_\_\_\_\_

Fee Book \_\_\_\_\_, Page \_\_\_\_\_

Plaintiff's Attorney,

Defendant's Attorney,

Moore Printing Co., Bay Minette, Ala.

# CHANCERY EXECUTION

## BILL OF COSTS

No. 693 Oscar A. Williams

Vs. Eliza Williams, Al

Plaintiff

Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward.....	\$	7	20
Filing each bill and other papers.....	1	30	For Receiving, keeping and paying			
Issuing each subpoena.....		50	out or distributing money, etc.; 1st			
Issuing each copy thereof.....		40	\$1,000, 1%, all over \$1,000, and not			
Entering each return thereof.....		15	over \$5,000, 3-4 of 1%; all over \$5,-			
For each order of publication.....	1	00	000 and not exceeding \$10,000, 1-2			
Issuing writ of injunction.....	1	50	of 1%, all over \$10,000 1-4 of 1%.			
For each copy thereof.....		50	Receiving, keeping and paying out			
Entering each return thereof.....		15	money paid into court, etc., 1-2 of			
Issuing Writ of Attachment.....	1	00	1% of amount received.			
Entering each return thereof.....		15	Each notice sent by mail to creditor...	15		
Docketing each case.....	1	00	Filing, receipting for and docketing			
Entering each appearance.....		25	each claim, etc.....	25		
Issuing each decree pro confesso on			For all entries on subpoena docket,			
per. ser. ....	1	00	etc. ....	50		
Issuing each decree pro confesso on			For all entries on commission docket,			
publication .....	1	00	etc. ....	50		
Each order appointing guardian.....	1	00	Making final record, per 100 words	15	4	50
Any other order by Register.....		50	Certified copy of decree.....	1	00	
Issuing commission to take testimony...		50	Report of divorce to State Health			50
Receiving and filing.....		10	Office .....	50		
Endorsing each package.....		10	(Acts 1915)			
Entering order submitting cause.....		50	Total Fees of Register.....	13	20	
Entering any other order of court.....		25	FEES OF SHERIFF			
Noting all testimony.....		50	Serving and returning subpoena on			
Abstract of cause, etc.....	1	00	deft. ....	\$1	50	1
Entering each decree.....		75	Serving and returning subpoena for			50
For every 100 words over 500.....		15	witness .....	65		
Taking account, etc.....	3	00	Levying attachment...	3	00	
Taking testimony, etc.....		15	Entering and returning same.....		25	
Each report, 500 words or less.....		2	Selling property attached.....			
For every 100 words over 500.....		15	Impaneling Jury.....		75	
Amount claimed less than \$500, etc.....		2	Executing writ of possession.....		2	50
Issuing each subpoena.....		25	Collecting execution for costs.....		1	50
Witness certificate, each.....		25	Serving and returning sci. fa., each		65	1
Issuing execution, each .....		75	Serving and returning notice.....		65	50
Entering each return .....		15	Serving and returning writ of injunc-			
Taking and approving bond, each .....	1	00	tion .....	1	50	
Making copy of bill, etc.....		15	Serving and returning writ of exeat.		1	50
Each notice not otherwise provided for		50	Taking and approving bonds, each...		75	
Each certificate or affidavit, with seal...		50	Collecting money on execution.....			
Each certificate or affidavit, no seal.....		25	Making deed .....		2	50
Hearing and passing on application, etc.		3	Serving and returning application,		1	00
Each settlement with receiver, etc.....		3	etc. ....		1	00
Exam'ing each voucher of Receiver, etc.		10	Serving attachment, contempt of		1	50
Examining each answer, etc.....		3	court .....		1	50
Recording resignation, etc.....		75	Total Fees of Sheriff.....		3	00
Entering each cert. to Supreme Court...		50	RECAPITULATION			
Taking questions and answers, etc.....		25	Register's Fees .....		13	20
For all other ser: relating to such			Sheriff's Fees .....		3	00
proceedings .....	1	00	Commissioner's Fees F. B.....		5	00
For services in proceeding to relieve			Solicitor's Fees .....			
minors, etc., same fee as in similar			Witness Fees .....			
cases.			Guardian Ad Litem.....			
Commission on sales, etc.: 1st \$100, 2 per			Printer's Fees .....			
ct.; all over \$100 and not exceeding			Trial Tax .....	3	00	3
\$1,000, 1½ per ct.; all over \$1,000,			Recording Decree in Probate Court...			00
an dnot exceeding \$20,000, 1 per ct.;						
all over \$20,000, ¼ of 1 per ct.						
Sub Total Carried Forward.....	7	20	Total.....		24	20

The State of Alabama, }  
Baldwin County. }

No. 693  
Circuit Court, In Equity \_\_\_\_\_ October \_\_\_\_\_ Term, 1941

To Any Sheriff of the State of Alabama—GREETINGS:  
You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_  
~~Oscar A. Williams~~ Defendant.....  
you cause to be made the sum of \_\_\_\_\_ Dollars,  
which Oscar A. Williams Plaintiff.....  
recovered of him on the 4th day of October 1941  
by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of \_\_\_\_\_  
Twenty-four and 20/100 Dollars,  
costs of suit, and have the same to render to the said R. S. Duck  
and make return of this Writ and the execution thereof, according to law.  
Interest from \_\_\_\_\_ 194 \_\_\_\_\_ to date of collection.  
Witness my hand, this 11th day of March 194 2.  
R. S. Duck, Register.

Received in Sheriff's Office  
this 2<sup>nd</sup> day of March 1942  
W. R. STUART, Sheriff

No. 693

The State of Alabama,  
Baldwin County.

Circuit Court, In Equity.

Oscar A. Williams

vs.

Eliza Williams

CHANCERY EXECUTION  
Fi. Cd.

\$ 21.20

Total ..... \$

Free Book GDS Page

Execution Docket Page

Richard J. Demeree

Complainant's Solicitor.

*Pro Demeree with costs  
Case of this Court*

The State of Alabama,  
Baldwin County.

ha..... duly waived..... right  
to the exemption of personal property as to  
the collection of the debt for which this exe-  
cution is issued.

Register.

Received in office this.....

day of MAR 13 1942 194.....

*W. R. Stuart*

Sheriff

Execution Docket..... Page.....

Returned this TITH day of April  
1942, this cost paid direct to the  
Clerk, R.S. Duck by the Complain-  
ant Attorney April 10th, 1942.  
W. R. Stuart, Sheriff

BY *W. R. Stuart* Deputy Sheriff

Printed By Baldwin Times, Bay Minette, Ala.

The State of Alabama, }  
Baldwin County.

By virtue of the within execution I have levied

Series of horizontal lines for recording details of the execution.

OSCAR A. WILLIAM,  
Complainant,  
VS.  
ELIZA G. WILLIAMS, ET AL.,  
Respondent.

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

And now comes the Respondent and demurs to the Complainant's complaint, and to each count thereof, separately and severally, says:

FIRST: That there is no equity in the bill.

SECOND: That the alleged fraud is not sufficiently charged.

THIRD: That the alleged facts are not sufficient upon which to annul the marriage contract;

and the Respondent, without waiving the above demurrers by insisting thereon, and for further answer to the Complainant's Bill of Complaint says:

A: That she admits that the Complainant and Respondent are both residents of Baldwin County, Alabama, and over twenty-one years of age.

B: That she admits that she and the Complainant were married in Pensacola, Florida on or about May 28th, 1936.

C: That she denies the allegation contained in Paragraph Three, and demands strict proof of the same.

And for further answer to the Complainant's Bill of Complaint, and praying that this may be taken as her Cross-Bill, the Respondent says:

1-A: That she and the said Oscar Williams are bona fide residents of Baldwin County, Alabama, and over twenty-one years of age.

2-A: That they were married at Pensacola, Florida, on or about May 28th, 1936.

3-A: That she and the said Oscar Williams lived together in Baldwin County, Alabama, until sometime during the year 1938.

4-A: That during the year 1938, the said Oscar Williams voluntarily abandoned the bed and board of the Respondent and Cross-Complainant, and has remained away voluntarily and continuously since that time; that during said time, the Complainant and Cross-Respondent has contributed nothing toward the support and maintenance of the Respondent and Cross-Complainant.

5-A: That the Respondent and Cross-Complainant is a woman that has no means of providing for herself except by her own labor, and that she has no funds



with which to defend and prosecute this action.

WHEREFORE, the premises considered, the Respondent and Cross-Complainant prays that the said Oscar Williams, by appropriate process, be made party Respondent to this Cross-Bill, and required 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; that this Honorable Court will order a reference to determine a reasonable alimony, pendente lite, and also a reasonable attorney's fee to be paid by the Complainant and Cross-Respondent to the Respondent and Cross-Complainant; that upon a final hearing of this cause, this Honorable Court will give and grant unto your Respondent-Cross-Complainant a decree of divorce, forever barring the bonds of matrimony existing between the parties hereto, and will enter a further decree awarding to the Respondent-Cross-Complainant such permanent alimony as to the Court may seem mete and proper; that the Respondent-Cross-Complainant prays for 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.

BEEBE & HALL

By: 

Solicitors for Respondent-Cross-Complainant.

693

RECORDED

DEMURRERS, ANSWER and  
CROSS-BILL;

OSCAR A. WILLIAMS,

Complainant,

VS.

ELIZA G. WILLIAMS, ET AL,

Respondent.

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

*Filed February 15, 1941  
R.S. Dush, Register*



RECORDED

Osca & Melvina  
13

Eliza Melvina

Madison & Cross-beds  
& Rapoport  
and

Warrior

Filed September 30, 1941  
R. E. Hunt, Registrar

OSCAR A. WILLIAMS,  
COMPLAINANT

vs.

ELIZA G. WILLIAMS  
ALIAS ELIZA G. LETT,  
RESPONDENT.

IN THE CIRCUIT COURT OF BALDWIN

COUNTY ALABAMA IN EQUITY

TO THE HONORABLE F.W. HARE, JUDGE OF SAID COURT.

Your Petitioner, Oscar A. Williams shows unto your Honor that he is a resident of the County of Baldwin, State of Alabama and is over the age of twenty-one; that Eliza G. Williams, alias Eliza G. Lett, the Respondent is a resident of Baldwin County, State of Alabama and is over the age of twenty-one.

Your Petitioner complains and shows unto your Honor as follows:

One: That Petitioner purported to marry Eliza G. Williams, alias Eliza G. Lett in Pensacola, Florida on or about May 28, 1936.

Two: Petitioner shows unto your Honor that there were no children born by this marriage.

Three: That at the time of the alleged marriage, your Petitioner believed that Eliza G. Williams, alias Eliza G. Lett had been lawfully divorced from a certain man known only to him as Mr. Lett. Your Petitioner avers that on or about 1938 he learned for the first time that his purported wife had not been duly and legally divorced and that she was at that time and had been from the date of May 28, 1936, the lawful wife of another. Whereupon your Petitioner avers that he separated from and ceased to cohabit with the Respondent and has not since that date lived with the Respondent, Eliza G. Williams, alias Eliza G. Lett.

PRAYER FOR PROCESS

Your Petitioner prays your Honor to grant him all appropriate and legal process and the same be granted to Eliza G. Williams alias Eliza G. Lett to command and require her to answer fully and completely this Bill of Complaint and be required to obey all order and decrees of this court which, to

your Honor, may seem meet and proper.

PRAYER FOR RELIEF

Your Petitioner prays that he be granted an order of this court declaring null, void and of no effect, the purported marriage between Oscar A. Williams, Complainant and Eliza G. Williams, alias Eliza G. Lett, Respondent.

Your Petitioner further prays that the Respondent be required to pay a reasonable sum to the court to defray the expenses of this action and reasonable attorneys fees.

Your Petitioner prays for such other and general relief that he may be entitled to in equity and good conscience.

Oscar A. Williams

STATE OF ALABAMA  
COUNTY OF BALDWIN

)

Richard J. Deveree  
Solicitor for Complainant

Oscar A. Williams, Complainant, being duly sworn, says that he is the Complainant whose name is subscribed to the foregoing Bill of Complaint that he has heard the above Bill of Complaint read, and knows the contents thereof; that the said Bill of Complaint is true of his own knowledge; except as to the matters and things therein stated to be upon information and belief, and as to those matters and things, he believes them to be true.

Oscar A. Williams

Subscribed and sworn to by the said Oscar A. Williams before me this 25 day of January A.D., 1941

Richard J. Deveree  
Notary Public, Baldwin Co., Ala.

STATE OF ALABAMA  
COUNTY OF BALDWIN

)

TO ANY SHERIFF IN THE STATE OF ALABAMA

You are hereby commanded to summon Eliza G. Williams, alias Eliza G. Lett, who resides at \_\_\_\_\_ Alabama and whose occupation is a school teacher, to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County, to be held for said County at the place of holding the same, and there to answer this Bill of Complaint of Oscar A. William.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 1941.

Register in Chancery.

Respondent teaches at Tansaw school. Tansaw ala.

OSCAR AWILLIAMS

IN THE CIRCUIT COURT

Complainant

OF BALDWIN

COUNTY & ALABAMA

VS

ELIZA G WILLIAMS ALIAS  
ELIZA G. Lett

IN EQUITY

Respondent

Now comes Oscar a Williams in the above entitled cause and shows unto your Honor that his Bill of Complaint is not a divorce proceedings and does not pray for a separation of the bonds of matrimony but is a bill for the annulment of a purported marriage for a fraud upon the Complainant; and whereas marriage is a prerequisite to alimony; and whereas Respondent has filed a cross bill seeking a divorce and has asked for a reference to the Register of the Circuit Court of Baldwin County Alabama to determine the amount thereof, pendente lite, together with a reasonable attorney's fees;

*Handwritten note:*  
Should have been  
in the bill of complaint

Now therefore, Complainant moves that this Court enter an order directing that Respondent Eliza G Williams alias Eliza G. Lett be required to state by affidavit that she was possessed of the legal qualifications and had the proper legal capacity to contract a marriage with the Complainant; that at the time of such a marriage she knew of no facts upon which she could reasonable know that she could not become the lawful wife of Complainant and that such an affidavit be a condition precedent to said reference and to said determination of alimony, pendente lite and reasonable attorney fees.

Dated at Fairhope Alabama this 1st day of March 1941

*Richard J. Demere*  
Solicitor for Complainant.





OSCAR A. WILLIAMS  
vs.  
ELIZA J. WILLIAMS

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

INTERROGATORIES PROPOUNDED BY THE PETITIONER TO THE RESPONDENT.

Comes the Petitioner and propounds to the Respondent the following interrogatories:

O N E : State whether or not you were ever married to any other person than Petitioner.

T W O : What is the name of the person to whom you were married?

T H R E E : Where did the marriage take place?

F O U R : When did the marriage occur?

F I V E : Did you ever get a divorce prior to your purported marriage to Oscar A. Williams?

S I X : Did the person to whom you were married die before your marriage to Oscar A. Williams?

S E V E N : If you were divorced, state what court rendered the divorce decree.

E I G H T : If your former husband died, state where the burial certificate is recorded.

N I N E : Did you ever tell Oscar A. Williams that you had been previously married to another?

T E N : If so, state when and where this remark was made.

E L E V E N : State all the places where you lived for the five years preceding your purported marriage to Complainant on or about May 28, 1936.

T W E L V E : State all the places where you lived for the five years preceding May 28, 1931.

T H I R T E E N : State all the places where you lived for the five years preceding May 28, 1926.

F O U R T E E N : State all the places where you lived preceding May 28, 1921.

F I F T E E N : State all the places where you lived

prior to May 28, 1916.

These interrogatories are filed in accordance with Section 6570 of the 1928 Code of Alabama and Complainant expressly demands that Respondent's answers be certified.

*Oscar A. Williams*

*Richard J. Demeree*  
Attorney for the Plaintiff.

STATE OF ALABAMA

COUNTY OF MOBILE

Before me, Richard J. Demeree, a Notary Public in and for said County and State personally appeared Oscar A. Williams, Complainant in the above styled cause who being first duly sworn deposes and says that the answers of the Defendant to the above and foregoing interrogatories will be material testimony for the Complainant in said cause.

WITNESS my hand and seal this 22 day of February

1941.

*Oscar A. Williams*

Subscribed and sworn to before me this 22 day of February, 1941.

*Richard J. Demeree*  
Notary Public, Baldwin Co., Ala.

My commission expires May 21, 1944.

prior to May 28, 1916.

These interrogatories are filed in accordance with section 6270 of the 1928 Code of Alabama and Complaint expressly demands that respondent's answers be certified.

*Oliver A. Williams*

*Richard P. Williams*  
Attorney for the Plaintiff.

STATE OF ALABAMA

COUNTY OF MOBILE

*Oliver A. Williams*

Before me, Richard P. Williams, a Notary Public in and for said county and state personally appeared Oscar A. Williams, complainant in the above styled case who being first duly sworn deposes and says that the answers of the Defendant to the above and foregoing interrogatories will be material testimony for the complainant in said cause.

WITNESS my hand and seal this 27<sup>th</sup> day of February, 1917.

*Oliver A. Williams*

*7th February 24, 1917*  
*R. S. Dick, Register*

*Richard P. Williams*

Subscribed and sworn to before me this 27<sup>th</sup> day of February, 1917.

*Richard P. Williams*  
Notary Public, Baldwin Co., Ala.

My commission expires May 21, 1917.



April 14, 1938, she employed Eugene Lucious, and one other man, and moved her belongings to her home at Jonesboro, Alabama.

F O U R: Petitioner avers that when Respondent purported to marry him at Pensacola, Florida, May 28, 1936, she was not possessed of any facts from which she could reasonably infer that she was not at that time lawfully married to one Arthur Lett.

F I V E: Petitioner avers that Respondent knew that she did not possess the proper qualifications to become the lawful wife of Petitioner, and prays the court that the contract be set aside for this reason.

S I X: Petitioner avers that Respondent deceived him by leading him to believe that she was possessed of the proper marital qualifications knowing full well that she was married to another

S E V E N: Petitioner avers that Respondent misrepresented her marital capacity to him.

E I G H T: Petitioner avers that Respondent had no legal excuse, or justification, or reason to believe that she was possessed of marital capacity and qualifications to become his lawful wife.

RICHARD J. DEMARCOE

By Richard J. Demarcoe  
Solicitor for Complainant.

...and covered her ...  
...Alabama, Alabama.  
...petitioner avers that her Respondent ...  
...Alabama, Alabama, she was not ...  
...that she was not at that time ...

*Filed February 27, 1941  
R.S. Dink, Reporter*

**RECORDED**

*Overhead File*

...petitioner avers that Respondent ...  
...Alabama, Alabama, she was not ...  
...that she was not at that time ...

...that she was ...  
...petitioner avers that Respondent ...  
...Alabama, Alabama, she was not ...  
...that she was not at that time ...

RICHARD J. BENTON

*Richard J. Benton*  
Attorney for Respondent

OSCAR A. WILLIAMS.  
COMPLAINANT.

VS.

ELIZA G. WILLIAMS alias  
ELIZA G. LETT,  
RESPONDENT.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA.

IN EQUITY.

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

And now comes the Complainant and moves the court that the Cross Bill  
of Complaint, filed by Respondent be stricken for the reasons:

ONE: It is prematurely brought.

TWO: That there is no equity in the bill.

THREE: That it is not a verified Bill of Complaint.

FOUR: The subject matter of the Cross Bill is not sufficiently  
connected with or growing out of the bill and is not necessary to do complete  
justice.

FIVE: The claims asserted in the Cross Bill are not essential to  
the subject matter of the original bill.

RICHARD J. DEMEREE

By Richard J. Demeree  
Solicitor for the Complainant

RECORDED

B.G. Demeree, Solicitor for Complainant  
11/11/11

RECEIVED BY THE SECRETARY OF THE  
COMMISSION ON ORGANIZATION OF THE  
COURTS  
JAN 10 1941  
U.S. DEPARTMENT OF JUSTICE

RECEIVED  
FEDERAL BUREAU OF INVESTIGATION  
U.S. DEPARTMENT OF JUSTICE  
JAN 10 1941

And now the Commission has moved the court to the case file

of the case, which is being handled in the same way as

the other cases in the file.

It is noted that the bill is not a verified bill of Congress.

The subject matter of the bill is not within the scope of the

Commission and it is not necessary to do anything


with it. The bill is not a bill of Congress and it is not necessary to

do anything with it. The bill is not a bill of Congress and it is not

necessary to do anything with it. The bill is not a bill of Congress

and it is not necessary to do anything with it.

RICHARD J. ROSENBERG

  
Director for the Commission

*Filed February 27, 1941  
R.S. Darch, Register*

*Motion*  
**RECORDED**



OSCAR A. WILLIAMS, Complainant

VS.

ELIZA G. WILLIAMS, Alias

ELIZA G. LEFT, Respondent.

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, \_\_\_\_\_  
Withdrawal of Cross Bill, Answer and Waiver of Respondent, and testimony  
of the Complainant, OSCAR A. WILLIAMS.

and in behalf of Defendant upon \_\_\_\_\_

*H. S. Smith*

Register.

RECORDED

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

The State of Alabama  
BALDWIN COUNTY

IN EQUITY  
Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 3<sup>rd</sup>

day of October 1981

A. S. Beck

REGISTER

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,  
Baldwin County.

} NO. \_\_\_\_\_ TERM, 194 \_\_\_\_\_

OSCAR A. WILLIAMS,

Complainant—

VS.

ELIZA G. WILLIAMS, alias ELIZA G. LETT,

Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a \_\_\_\_\_

having been \_\_\_\_\_ the Respondent—,  
and evidence having been taken, and the cause being ready for submission for final decree, and  
no defense having been interposed, the complainant—, by BEERE & HALL,  
Solicitor-s 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.

Richard J. Deenow  
Solicitor— for Complainant—.

RECORDED

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

Complainant—

VS.

Respondent—

**Request For Decree In Vacation**

Filed October 2, 1941

*R. S. Smith*

Register.

Received in Sheriff's Office  
this 27 day of Jan 1941  
W. R. STUART, Sheriff

693

Original

RECORDED

Served 1-28-40

Executed Jan 28 1941  
by serving copy of within 3 days  
of annulment

Marriage of  
Eliza G. Williams alias  
Eliza G. Lett

By W. R. Stuart Sheriff  
G. J. Thayer Deputy Sheriff

STATE OF ALABAMA  
COUNTY OF BALDWIN

Annulment of marriage  
BILL OF DIVORCE

OSCAR A. WILLIAMS,  
COMPLAINANT.

vs.

ELIZA G. WILLIAMS ALIAS  
ELIZA G. LETT,  
RESPONDENT.

Filed this 27 day of January 1941  
J. B. Dunbar  
Clerk-Register

DEMEREE & SMITH  
ATTORNEYS AT LAW  
FIRST NATIONAL BANK BLDG  
MOBILE ALA.

The State Of Alabama }  
Baldwin County

Circuit Court of Baldwin County, In Equity.

To Any Sheriff of the State of Alabama—GREETINGS:

WE COMMAND YOU, That you summon

ELIZA G. WILLIAMS ALIAS ELIZA G. LEPT

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 OSCAR A. WILLIAMS

against said ELIZA G. WILLIAMS ALIAS ELIZA G. LEPT

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, R. S. Duck, Register of said Circuit Court, this 27th day of January, 1941.

R. S. Duck, Register

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

OSCAR A WILLIAMS

In THE CIRCUIT COURT

Complainant

OF BALDWIN COUNTY

ALABAMA

vs

IN EQUITY

ELIZA G WILLIAMS ALIAS  
ELIZA G LETT

Respondent

This cause coming on to be heard is submitted upon the order for a reference before the Register of the Circuit Court of Baldwin County Alabama entered the 27th day of February 1941 and upon the motion of Complainant for a further order relating thereto

IT IS ORDERED AND DECREED by the Court that at the reference of the aforesaid matter the Respondent- Cross-Complainant Eliza G Williams alias Eliza G Lett be required to make affidavit that she was possessed of the legal qualifications and had the proper legal capacity to contract marriage with the Complainant; that at the time of such a marriage she knew of no facts upon which she could reasonably know that she could not become the lawful wife of Complainant and that such an affidavit be a condition precedent to any determination of alimony, pendente lite, and attorney's fees.

This cause is reserved by the Court for further orders.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of

\_\_\_\_\_, 1941.

\_\_\_\_\_  
Judge

ORDER FOR AFFIDAVIT

ORDER FOR AFFIDAVIT

Complaint Eliza G. Williams vs Oscar A. Williams  
Reference of the aforesaid matter to the Respondent  
IN THE CIRCUIT COURT OF ALABAMA  
Baldwin County  
Eliza G. Williams vs Oscar A. Williams  
Complaint  
Respondent  
Court of Baldwin County Alabama entered the 23rd day of  
order for a reference before the Registrar of the Court  
This cause coming on to be heard and admitted upon the

Respondent

ELIZA G. WILLIAMS  
ELIZA G. WILLIAMS VS OSCAR A. WILLIAMS

as

IN WITNESS

MY HAND

Complaint

OF BALDWIN COUNTY

OSCAR A. WILLIAMS

IN THE CIRCUIT COURT



OSCAR A WILLIAMS

Complainant

In THE CIRCUIT COURT

OF BALDWIN COUNTY

ALABAMA

Vs

IN EQUITY

ELIZA G WILLIAMS ALIAS  
ELIZA G LETT

Respondent

This cause coming on to be heard is submitted upon the order for a reference before the Register of the Circuit Court of Baldwin County Alabama entered the 27th day of February 1941 and upon the motion of Complainant for a further order relating thereto.

IT IS ORDERED AND DECREED by the Court that at the reference of the aforesaid matter the Respondent- Cross-Complainant Eliza G Williams alias Eliza G Lett be required to make affidavit that she was possessed of the legal qualifications and had the proper legal capacity to contract marriage with the Complainant; that at the time of such a marriage she knew of no facts upon which she could reasonably know that she could not become the lawful wife of Complainant and that such an affidavit be a condition precedent to any determination of alimony, pendente lite, and attorney's fees.

This cause is reserved by the Court for further orders.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of

\_\_\_\_\_, 1941.

\_\_\_\_\_  
Judge

RICHARD J. DEMEREE

ATTORNEY AT LAW

FIRST NATIONAL BANK BLDG.

MOBILE, ALA.

LAW OFFICES  
MOBILE, ALA.  
FAIRHOPE, ALA.

March 1, 1941

Honorable F. W. Hare  
Judge of Circuit Court  
Baldwin County, Alabama.

In Re: Oscar W Williams

vs

Eliza G. Williams.

Dear Judge Hare:

Enclosed is a Motion for an Affidavit together with an ORDER in the event you sustain this motion. I am sending this material to the Register in Chancery knowing that they will be best able to locate you.

Most divorce cases are started with a verified Complaint but since Cross Bills and Answers do not need to be verified it seems to me that this Motion is perfectly proper and in order.

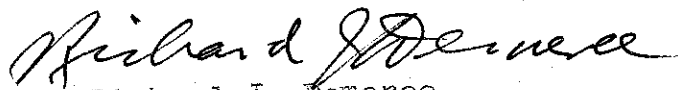
Marriage as a prerequisite to alimony is discussed 172 Ala 186 (55 So. 491)

Mandamus and not appeal is remedy where Court refuses to allow proof that parties to a divorce suit were never married; proof of marriage is necessary to support claim for alimony. 168 Ala 183 (52 So. 61)

However this last case applies to a decree and not to a matter pendente lite but I cite it because it has probative value in deciding the above motion.

Without this affidavit there isn't even prima facie proof upon which the alimony pendente lite and attorney's fees can rest.

Very Cordially yours,



Richard J. Demeree

RJD:d.

THE STATE OF ALABAMA, }  
Baldwin County }

CIRCUIT COURT

TO Frances Brantley:

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

Oscar Williams

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

Oscar Williams,

is Complainant

and Eliza Williams,

is Defendant,

on oath to be by you administered, upon him

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

Witness 30th day of September, 19 14.

*R. S. Auel*

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

OSCAR A. WILLIAMS, Complainant,

VS.

ELIZA G. WILLIAMS, Alias,  
ELIZA G. LETT, Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

This cause coming on to be heard is submitted upon the original Bill of Complaint and Testimony of Oscar Williams on behalf of the Complainant, the Answer and Waiver on behalf of the Respondent. It appearing to the Court that the Respondent and Cross Complainant having withdrawn her crossbill:

It is the opinion of the Court that the Complainant, OSCAR A. WILLIAMS, is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the marriage contracted between OSCAR A. WILLIAMS, and ELIZA G. WILLIAMS, Alias, ELIZA G. LETT, Respondent, be, and it is hereby annulled, declared null, void, and of no effect, and that the Complainant is forever released and discharged from any and all obligations and duties arising from said marriage.

IT IS FURTHER ORDERED AND DECREED that the Complainant pay the costs hereof, for which execution may issue.

Dated at Monroeville, Alabama, this 4<sup>th</sup> day of October, 1941.

J. M. Hare  
Judge.



OSCAR A. WILLIAMS,  
Complainant,  
VS.  
ELIZA G. WILLIAMS, ALIAS  
ELIZA G. LETT,  
Respondent.

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

This cause coming on to be heard is submitted upon the Answer and Cross-Bill of the Respondent and Cross-Complainant, praying for a reference to determine a reasonable alimony, pendente lite, and also a reasonable attorney's fee, to be paid by the Complainant and Cross-Respondent to the Respondent and Cross-Complainant.

IT IS ORDERED AND DECREED by the Court that said matters be and they are hereby referred to the Register of the Circuit Court of Baldwin County, Alabama, to ascertain, after due notice of said reference has been given as required by law, the following:

1. A reasonable amount to be paid by the said Oscar A. Williams, Complainant and Cross-Respondent, to Eliza G. Williams, the Respondent and Cross-Complainant, pendente lite.
2. A reasonable attorney's fee to be paid by the said Oscar A. Williams, Complainant and Cross-Respondent, to the said Eliza G. Williams, Respondent and Cross-Complainant.

This cause is reserved by the Court for further orders.

Dated at Bay Minette, Baldwin County, Alabama, this 27<sup>th</sup> day of

February, 1941.

A. M. Hare  
Judge.

RECORDED

ORDER OF REFERENCE:

OSCAR A. WILLIAMS,

Complainant,  
Cross-Respondent,

VS.

ELIZA G. WILLIAMS, ALIAS  
ELIZA G. LETT,

Respondent,  
Cross-Complainant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed February 27, 1941,  
R. S. Smith, Registrar*

ORDER SETTING ASIDE  
ORDER OF REFERENCE.

RECORDED

Filed this 7th day of March 1947  
W. S. Duck  
Clerk of the Court

In this case the Court has considered the petition of reference and the report of the referee and has concluded that the referee's report is correct and that the order of reference should be affirmed. The Court has therefore set aside the order of reference and has entered its final judgment in accordance with the referee's report.



**RECORDED**

OSCAR A. WILLIAMS, Complainant,

VS.

ELIZA C. WILLIAMS, Alias

ELIZA G. LEFT, Respondent.

FINAL DECREE

Filed this 6<sup>th</sup> day of October 1914

*P. S. Duch*

Clerk-Registrar

BEEBE & HALL, LAWYERS