

The State of Alabama }
Baldwin County

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

WOODROW WILKES

COMPLAINANT

VS.

LENNIE D. WILKES

RESPONDENT

I, Virginia E. Crenshaw

as Register and Commissioner

have called and caused to come before me Woodrow Wilkes, and Nan Andrews

witnesses named in the requirement for Oral Examination, on the 30 day of January

1941, at the office of Orvis M. Brown, Attorney

in Robertsdale, Alabama, and having first sworn said witness esto speak the

truth, the whole truth, and nothing but the truth, the said Witnesses

doth depose and say as follows:

TESTIMONY OF WOODROW WILKES

I, Woodrow Wilkes, being over the age of twenty one years hereby state to the court that I am the complainant in this cause of action entitled Woodrow Wilkes, Complainant, vs Lennie D. Wilkes, Respondent. We are both over the age of twenty one years and bona fide residents of the State of Alabama, Baldwin County and were at the time we were married and separated and have been since that time and for three years next prior to the filing of this Bill of Complaint. Your Complainant and the said Lennie D. Wilkes were lawfully married at Robertsdale, in Baldwin County, Alabama on October 14th, 1934 and lived together until on or about the 5th day of December, 1935. There were no children born to us of this marriage. Without any fault of mine the Respondent voluntarily and without any reason deserted me and has not returned or lived with me as man and wife since that time. I have requested her on several occasions immediately after her separation from me to return but she has always refused. This separation has continued for more than two years next preceding the filing of this bill of complaint.

At the time we were separated we were living at Robertsdale the place where we were married. I always made an effort to make the best living I could for my wife but without any fault on my part she deserted me and still continues to live separate and apart from me.

Woodrow Wilkes

ORAL EXAMINATION

I, Virginia E. Crenshaw as Register and Commissioner hereby certify that the foregoing depositions 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 Orvis M. Brown at the time and place herein mentioned; that I have personal knowledge of 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 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 30 day of January 19 41.

Virginia E. Crenshaw (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

vs.

RESPONDENT

ORAL DEPOSITION

Filed January 31, 1941

Register.

RECORDED IN

Record

Vol. _____ Page _____

Register

TESTIMONY OF NAN ANDREWS

My name is Nan Andrews. I am a resident of Robertsdale, Baldwin County, Alabama and I know the Complainant Woodrow Wilkes and the Respondent Lennie D. Wilkes and have known them for a number of years. They are both residents of Robertsdale, Baldwin County, Alabama, and both are over the age of twenty one years and were lawfully married in Robertsdale on October 14, 1934. They lived together as husband and wife until on or about the 5th day of December, 1935 on which date Lennie D. Wilkes deserted Woodrow Wilkes, and she has not returned to live with him since that date.

There were no children born to them of this marriage. Woodrow Wilkes was willing to accept her back after she deserted him but she refused to return to live with him, and continues to do so. They have not lived together since the date they were separated which was December 5th, 1935.


Nan Andrews

Nan Andrews

699

BILL OF COMPLAINT

WOODROW WILKES,)	
)	
Complainant)	
)	IN THE CIRCUIT COURT OF BALDWIN COUNTY,
-vs-)	ALABAMA
)	IN EQUITY.
LENNIE D. WILKES,)	
)	
Respondent)	
)	
)	

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

Comes your Complainant Woodrow Wilkes and presents this his Bill of Complaint against Lennie D. Wilkes and shows unto your Honor as follows:

FIRST: Your Complainant and the Respondent, Lennie D. Wilkes are both over the age of twenty-one years and your Complainant and the Respondent are both bona fide residents of Baldwin County, State of Alabama, and were at the time of the separation and have been for a period of more than three years next prior to the filing of this Bill of Complaint;

SECOND: That your Complainant and the said Lennie D. Wilkes were lawfully married at Robertsdale, Baldwin County, Alabama on October 14th, 1934 and lived together as man and wife until on or about the 5th day of December, 1935, and further that there were no children born to your Complainant and the Respondent of this marriage.

THIRD: That your Complainant further shows unto your Honor that during the month of December, 1935, namely, December 5th, your Respondent did voluntarily and without any cause or fault on the part of your Complainant desert your Complaint and which offense he has not condoned and he will not condone and that she has never returned to your Complainant nor co-habited with him as husband and wife from this 5th day of December, 1935 to the date of the filing of this bill, said abandonment by the Respondent continuing for more than two years next preceding the filing of this bill.

PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Complainant prays that the said Lennie D. Wilkes be made a party to the Bill of Complaint, that she be brought into Court by personal service or any method approved and adopted by this Honorable Court directing her to plead, answer or demur to the allegations as set out against her in the said Bill of Complaint as filed

in this cause in all respects as required by and under law and rules of this Honorable Court.

PRAYER FOR RELIEF

And your Complainant prays that upon the final hearing of this cause that this Honorable Court will grant to him an absolute divorce dissolving forever and entirely the bonds of matrimony now existing between him and the said Lennie D. Wilkes and granting him the right to marry again should he so desire, and your Complainant prays for such other and further relief as in equity and good conscience he may be entitled to in the premises, for which he will ever pray.

Woodrow Wilkes
Complainant
[Signature]
Solicitor for Complainant

FOOT NOTE: The Respondent is required to answer but not under oath the same being expressly waived, as to each and every paragraph of the foregoing Complaint numbering from one to Three both inclusive.

Woodrow Wilkes
Complainant
[Signature]
Solicitor for Complainant

RECEIVED
JAN 20 1918
COURT HOUSE
JAN 20 1918

RECEIVED TO FILE
JAN 20 1918

*Filed January 29, 1941
R.S. Smith, Register*

BILL OF COMPLAINT

LENNIE D. WILKES,
Respondent

vs

WOODROW WILKES,
Complainant

RECORDED

ANSWER AND WAIVER

WOODROW WILKES,
Complainant

-vs-

LENNIE D. WILKES,
Respondent

EQUITY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Comes Lennie D. Wilkes, Respondent in the above styled cause and for answer to the Bill of Complaint, says that she admits Paragraph One thereof, she admits Paragraph Two thereof, and she denies Paragraph Three thereof and demands strict proof thereof and she further says:

Respondent hereby waives service and notice of and demand for oral examination of the Complainant's witnesses, of the issue of commission to take testimony, notice of the time and place of the taking of the same and of the right to cross examine or introduce evidence in her own behalf; and she further consents that this case may be submitted for final decree at any time on the pleadings of the Complainant's evidence as noted by the Register.

The Respondent hereby requests of this Honorable Court that she be given the right to marry again if she so desires upon the issuance of this final decree.

WITNESS:

Virginia E. Crenshaw

Lennie D. Wilkes
Respondent

RECORDED

WOODROW WILKES,
Complainant
vs
LENNIE D. WILKES,
Respondent

ANSWER AND WAIVER

*Filed January 29, 1941
R.S. Duch, Register*

Recorded

FRANK J. WILKES

County Clerk

WILKES

LENNIE D. WILKES

WILKES

WILKES

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Virginia E. Crenshaw

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 Woodrow Wilkes and Nan Andrews

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

Complainant
and Lennie D. Wilkes

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 29 day of January, 1941

A. S. Duch

REGISTER

Commissioner's Fee \$ 5.00

Witness' Fees, \$ _____

RECORDED
No.

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

WOODROW WILKES

Complainant

VS.

LENNIE D. WILKES

Defendant

Commission To Take Deposition

COMMISSIONER:

Virginia E. Crenshaw

Witnesses:

Woodrow Wilkes

Nan Andrews

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

WOODROW WILKES Complainant

VS.

LENNIE D. WILKES Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso on Answer and Waiver and Testimony as noted by the Register, and upon consideration thereof, the Court is of the 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 that the said Woodrow Wilkes is forever divorced from the said

Lennie D. Wilkes

for and on account of desertion.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that Woodrow Wilkes and Lennie D. Wilkes be, and ~~are~~ hereby permitted to again contract marraige upon the payment of the cost of this suit.

It is further ordered that Woodrow Wilkes the Complainant pay the cost herein to be taxed, for which execution may issue.

This 4th day of February, 19 41.

J. W. Hare
Judge Circuit Court, in Equity.

I, R. S. Duck, Register of the Circuit Court for Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the 18 day of February, 19 41

Register of Circuit Court, in Equity.

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

WOODROW WILKES

vs. Complainant.

LENNIE D. WILKES

Respondent.

DIVORCE DECREE

*Filed February 4, 1941
R.S. Birch, Register*

 WOODROW WILKES

 VS.

 LENNIE D. WILKES

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, _____

~~ANSWER AND WAIVER~~ Request for Decree in Vacation, Testimony of _____

Woodrow Wilkes and Nan Andrews _____

and in behalf of Defendant upon Answer and Waiver _____

R. S. Dorch

Register.

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

WOODROW WILKES

VS.

LENNIE D. WILKES

NOTE OF TESTIMONY

Filed in Open Court this 3/28

day of January 1921

REGISTER

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 193_____

WOODROW WILKES _____, Complainant

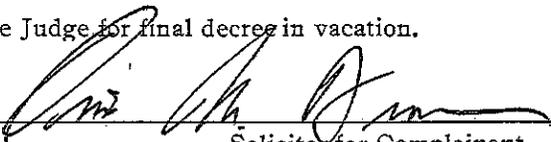
Vs.

LENNIE D. WILKES _____, Defendant

To R. S. DUCK _____, 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 Orvis M. Brown

_____ 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.


Solicitor for Complainant.

No. _____ Page _____

RECORDED

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

WOODROW WILKES

Vs.

JENNIE D. WILKES

**REQUEST FOR DECREE IN
VACATION**

Filed January 31, 1941

R. S. Dunder
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

No. 172 February 3rd 1941

RECEIVED FROM Owis M. Brown

Five and 00/100 — — — DOLLARS

Commission for Wilbur
Destimony

Amount Paid \$ 5

Balance Due \$ _____ By Virginia C. Crossland