

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

MARSELLE LILLIE CHASTANG,

Complainant,

Vs.

CHARLES E. CHASTANG,

Respondent.

In the Circuit Court.

In Equity No. 714.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent

CHARLES E. CHASTANG,

by the Sheriff of Baldwin County, on the 16th day of May  
194 1.

And it further appears to the Register, that the said

CHARLES E. CHASTANG,

the Respondent, having to the date hereof,  
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

BEEBE & HALL  
on motion of Solicitors

for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said

CHARLES E. CHASTANG

This 16th day of June, 194 1.

*R. S. Duck*  
Register.

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon CHARLES E. CHASTANG 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 Marselle Lillie Chastang against said Charles E. Chastang, 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 21<sup>st</sup> day of April, 1941.

R. S. Duck  
Register.

MARSELLE LILLIE CHASTANG, )  
Complainant, )  
VS. )  
CHARLES E. CHASTANG, )  
Respondent. )  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY.

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

And now comes your Complainant, MARSELLE LILLIE CHASTANG, and humbly complaining against the Respondent, CHARLES E. CHASTANG, respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That both your Complainant and Respondent are bona fide residents of Baldwin County, Alabama, and over twenty-one years of age.

SECOND:

That your Complainant and Respondent were married at Bay Minette, in Baldwin County, Alabama, on May 18th, 1917, and lived together as husband and wife, in Baldwin County, Alabama, until, on to-wit, in August, 1938.

THIRD:

That, on to-wit, in August, 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 CHARLES E. CHASTANG party respondent to this Bill of Complaint, requiring him 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 her a decree of absolute divorce, forever barring the bonds of matrimony existing between her and the Respondent, CHARLES E. CHASTANG; that your Honor will give and grant unto her 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: *Shirley*  
Solicitors for Complainant.

STATE OF ALABAMA,    )  
                              )  
BALDWIN COUNTY.        )

Before me, the undersigned authority, in and for said County in said State, personally appeared H. M. HALL, and having been by me first duly sworn, deposes and says: That he is personally acquainted with Charles E. Chastang, and that Charles E. Chastang is not now and has not been in the military or Naval services of the United States during the past twelve months.

Hubert M. Hall

Sworn to and subscribed by me this 24 day of June, 1941.

Ruby C. Graham  
Notary Public, Baldwin County, Alabama.

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 MARSELLE LILLIE CHASTANG and RENA WILSON

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

MARSELLE LILLIE CHASTANG

Complainant

and

CHARLES E. CHASTANG

Defendant,

on oath to be by you administered, upon THEM

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

Witness 21st day of JUNE, 19<sup>41</sup>.

R. S. Pugh

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

MARSELLE LILLIE CHASTANG,

Complainant,

VS.

CHARLES E. CHASTANG,

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, Decree pro confesso against the Respondent, 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;

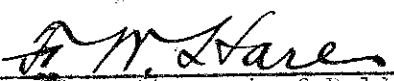
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent, be, and the same are hereby dissolved and the Complainant is forever divorced from the Respondent on the ground of voluntary abandonment.

IT IS FURTHER ORDERED that the Complainant be, and she is hereby permitted to again contract marriage upon the payment of the costs in this cause.

IT IS FURTHER ORDERED that the Complainant, MARSELLE LILLIE CHASTANG, pay the costs of this cause, for which let execution issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said MARSELLE LILLIE CHASTANG shall not again marry, except to the said CHARLES E. CHASTANG, until sixty (60) days after this date, and if an appeal is taken within sixty (60) days, she shall not again marry, except to the said CHARLES E. CHASTANG, during the pendency of the appeal.

Dated at Monroeville, Monroe County, Alabama, on this 24<sup>th</sup> day of June, 1941.

  
Judge of the Circuit Court of Baldwin  
County, Alabama.

Equity 714

**RECORDED**

BILL OF COMPLAINT

MARSELE LILLIE CHASTANG,

Complainant,

VS.

CHARLES E. CHASTANG,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed April 21, 1941  
R. S. Duck, Register

Received in Sheriff's Office  
this 21 day of April, 1941  
W. R. STUART, Sheriff

Executed this  
the 16<sup>th</sup> day of  
May 1941 by  
Serving a copy  
of the within  
Bill of Complaint  
on Charles E. Chastang

W. R. Stuart  
Sheriff

W. R. Stuart  
W. R. Stuart  
D.S.

RECORDED

*Alford*

*Filed June 23, 1941.  
R. S. Smith, Register*



RECORDED

FINAL DECREE

MARSELLE LILLIE CHASTANG,  
Complainant,

VS.

CHARLES E. CHASTANG,  
Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed June 26, 1941*  
*R.S. Duck, Register*

**The State of Alabama**  
Baldwin CountyCircuit Court of Baldwin County, Alabama,  
(In Equity)MARSELLE LILLIE CHASTANG

COMPLAINANT

VS.

CHARLES E. CHASTANG

RESPONDENT

I, FRANCES BRANTLEY~~As Register and~~ Commissionerhave called and caused to come before me MARSELLE LILLIE CHASTANG and RENA WILSONwitnesses named in the Requirement for Oral Examination, on the 21st day of JUNE1941, at the office of BEEBE & HALLin BAY MINETTE, Alabama, and having first sworn said witness<sup>es</sup> to speak the truth, the whole truth, and nothing but the truth, the said MARSELLE LILLIE CHASTANG

doth depose and say as follows:

My name is Marselle Lillie Chastang. I live at Bay Minette, in Baldwin County, Alabama, and am over twenty-one years of age. The Respondent, Charles E. Chastang is also a resident of Baldwin County, Alabama, and over twenty-one years of age.

The Respondent and I were married in Baldwin County, Alabama, on May 18th, 1917, and we lived together in Baldwin County, Alabama, until, on to-wit, in August, 1938; that in August, 1938, the Respondent, Charles E. Chastang, voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time; that since leaving, my husband has contributed nothing toward my support and I have had to work by day labor to support myself. The Respondent and I can never live together again as husband and wife.

Marselle Lillie Chastang

RENA WILSON, A WITNESS FOR THE COMPLAINANT, BEING FIRST DULY SWORN, DEPOSES AND SAYS:

My name is Rena Wilson. I live at Bay Minette, in Baldwin County, Alabama. I am personally acquainted with Marselle Lillie Chastang and Charles E. Chastang, both residents of Bay Minette, in Baldwin County, Alabama, and over twenty-one years of age. I am a sister-in-law to the Complainant, Marselle Lillie Chastang, and have occasion to see her every week and sometimes more often. I know of my own personal knowledge that the Complainant and Respondent have not lived together as husband and wife since the summer of 1938, and that during said time the Respondent has not supported or contributed anything toward the support of the Complainant.

Rena Wilson

ORAL EXAMINATION

I, FRANCES BRANTLEY, 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 and read over to them and they signed the same in the presence of myself and before 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 21st day of JUNE 19 41.

Frances Brantley (L. S.)

No. _____	Page _____
<b>The State of Alabama</b>	
<b>BALDWIN COUNTY</b>	
IN CIRCUIT COURT, IN EQUITY	
_____	COMPLAINANT
VS.	
_____	RESPONDENT
<b>ORAL DEPOSITION</b>	
Filed <u>June 24</u> , 19 <u>41</u>	
<u>R. S. Smith</u> , Register	
RECORDED IN	
_____	Record
Vol. _____	Page _____
_____	Register

The State of Alabama,  
Baldwin County.

{ No. .... CIRCUIT COURT IN EQUITY.

Marselle Lillie Chastang ..... Complainant .....

vs.

Charles E. Chastang ..... Defendant .....

Motion is hereby made for a Decree Pro Confesso against .....

Charles E. Chastang ..... Defendant .....

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

This ..... 16 ..... day of ..... June ..... 1941

Beale + Jace  
by ..... Solicitor.

STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. \_\_\_\_\_ Term, 193\_\_\_\_\_

Marselle Lillie Chastang \_\_\_\_\_, Complainant

Vs.

Charles E. Chastang \_\_\_\_\_, 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 BEEBE & HALL

\_\_\_\_\_ 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.

Beebe & Hall  
by H. H. Hall  
Solicitor for Complainant.

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Marselle Lillie Chastang

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Complainant

---

VS.

---

Charles E. Chastang

---

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, \_\_\_\_\_

Decree pro Confesso against Respondent

Testimony of Marselle Lillie Chastang and Rena Wilson

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

R. S. Hunt

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 24

day of June 1961

R. S. Luck

REGISTER

**RECORDED**

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

**The State of Alabama,**

Baldwin County.

**CIRCUIT COURT, IN EQUITY**

Vs.

**REQUEST FOR DECREE IN  
VACATION**

Filed June 24, 1941

*R.S. Dush*

Register.

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

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

Register.



**RECORDED**

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Page \_\_\_\_\_

**The State of Alabama,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY**

vs.

**MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE**

Filed June 16, 19 41

R. S. Smith

Register.

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

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

Register.