DECREE OF DIVORCE.

MOORE PRINTING CO., BAY MINETTE, ALA.

THE STATE OF ALABAMA, Baldwin County. } No. 729 **Circuit Court, In Equity**

MODESTE ELIZABETH EDEN, Complainant

vs.

CARLTON D. EDEN, Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~decree pro-confesso~~ Waiver Answer & 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.

It is further ordered that the said MODESTE ELIZABETH EDEN and CARLTON D. EDEN be, and they are ~~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 MODESTE ELIZABETH EDEN, the Complainant, 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 be issued against the said CARLTON D. EDEN, the Respondent.

It is further ordered, adjudged and decreed that said MODESTE ELIZABETH EDEN shall not again marry except to said CARLTON D. EDEN, until sixty days after this date, and that if an appeal is taken within sixty days ~~s~~ he shall not marry again except to said CARLTON D. EDEN during the said pendency of appeal.

This 24th day of June 1941.

D. M. Hare

Judge of the Circuit Court of Baldwin County.

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 193 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 193

Register

8550 REQUEST FOR DECREE IN VACATION. Moore Ptg. Co.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ June Term, 1941

MODESTE ELIZABETH EDEN, , Complainant

Vs.

CARLTON D. EDEN, , Defendant

To R. S. Duck, Register :

In the above stated cause ~~Decree Pro Confesso~~ An Answer & Waiver having been ~~filed against~~ filed by 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 HYBART & CHASON 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.

Hybart & Chason
Solicitor for Complainant.

8581. NOTE OF TESTIMONY

MOORE PRINTING CO., BAY MINETTE, ALA.

MODESTE ELIZABETH EDEN,
Complainant
vs.
CARLTON D. EDEN,
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, Request for Decree in Vacation; Testimony of Modeste Elizabeth Eden and Gladys Fields;

and in behalf of Defendant upon Answer and Waiver.

Hybart & Mason
Attys for Complainant

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

_____

_____

_____

VS.

_____

_____

_____

NOTE OF TESTIMONY

Filed in Open Court this 17th

day of June, 1941 193__

R. S. Deck

REGISTER

MOORE PRINTING CO., BAY MINETTE, ALA.

RECORDED

No._____ Page_____

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY

_____

_____

Vs.

_____

_____

REQUEST FOR DECREE IN VACATION

Filed June 17, 1941, 193____

R. S. Duck

Register.

Recorded in _____ Record

Vol._____ Page_____

Register.

Moore Ptg. Co. Bay Minette

729

RECORDED

BILL OF COMPLAINT

MODESTE ELIZABETH EDEN,

Complainant,

-vs-

CARLTON D. EDEN,

Respondent.

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

FILED June 9, 1941.

R. S. Duck
~~Clerk.~~ Register

LAW OFFICES
HYBART & CHASON
BAY MINETTE, ALABAMA

DECREE OF DIVORCE. MOORE PRINTING CO., BAY MINETTE, ALA.

THE STATE OF ALABAMA, Baldwin County. } No. 729 Circuit Court, In Equity

MODESTE ELIZABETH EDEN, Complainant

vs.

CARLTON D. EDEN, Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~decree pro-confesso~~ Answer & Waiver 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.

It is further ordered that the said MODESTE ELIZABETH EDEN and CARLTON D. EDEN be, and they are ~~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 MODESTE ELIZABETH EDEN, the Complainant, 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 be issued against the said CARLTON D. EDEN, the Respondent.

It is further ordered, adjudged and decreed that said MODESTE ELIZABETH EDEN shall not again marry except to said CARLTON D. EDEN, until sixty days after this date, and that if an appeal is taken within sixty days ~~s~~ he shall not marry again except to said CARLTON D. EDEN during the said pendency of appeal.

This 24th day of June 1941.

D. M. Hare

Judge of the Circuit Court of Baldwin County.

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 193 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 193

Register

Commission To Take Depositions. Printed by The Baldwin Times, Bay Minette.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO ERIN STUART :

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

Modeste Elizabeth Eden and

Gladys Fields

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

MODESTE ELIZABETH EDEN,

is Complainant;

and CARLTON D. EDEN

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 17th day of June, 19 41.

R. S. Dunk

REGISTER

Commissioner's Fee $ 5.00

Witness' Fees, $

CHANCERY EXECUTION

BILL OF COSTS

No. 729. Mildred E. Eby, Complainant Vs. Carlton D. Eby, Respondent — Plaintiff / Defendant

FEES OF REGISTER		Dollars	Cents
Filing each bill and other papers 6	$ 10		60
Issuing each subpoena	50		
Issuing each copy thereof	40		
Entering each return thereof	15		
For each order of publication	1 00		
Issuing writ of injunction	1 50		
For each copy thereof	50		
Entering each return thereof	15		
Issuing Writ of Attachment	1 00		
Entering each return thereof	15		
Docketing each case	1 00	1	00
Entering each appearance	25		
Issuing each decree pro confesso on per. ser.	1 00		
Issuing each decree pro confesso on publica.	1 00		
Each order appointing guardian	1 00		
Any other order by Register	50		
Issuing commission to take testimony	50		50
Receiving and filing	10		10
Endorsing each package	10		10
Entering order submitting cause	50		
Entering any other order of court	25		
Noting all testimony	50		
Abstract of cause, etc.	1 00		
Entering each decree	75		75
For every 100 words over 500	15		
Taking account, etc.	3 00		
Taking testimony, etc.	15		
Each report, 500 words or less	2 50		
For every 100 words over 500	15		
Amount claimed less than $500, etc.	2 00		
Issuing each subpoena	25		
Witness certificate, each	25		
Issuing execution, each	75		
Entering each return	15		
Taking and approving bond, each	1 00		
Making copy of bill, etc.	15		
Each notice not otherwise provided for	50		
Each certificate or affidavit, with seal	50		
Each certficate or affidavit, no seal	25		
Hearing and passing on application, etc.	3 00		
Each settlement with receiver, etc	3 00		
Examing each voucher of Receiver, etc.	10		
Examing each answer, etc.	3 00		
Recording resignation, etc.	75		
Entering each certificate to Supreme Court	50		
Taking questions and answers, etc.	25		
For all other ser relating to such proceedings	1 00		
For services in proceeding to relieve minors, etc., same fee as in similar cases.			
Commission on sales, etc: 1st $100, 2 per ct.; all over $100 and not exceeding $1,000, 1 1-2 per ct; all over $1,000, and not exceeding $20,000, 1 per ct.; all over $20,000, 1-4 of 1 per ct.			
Sub Total Carried Forward		3	05

Brought Forward		$ 3	05
For Receiving, keeping and paying out or distributing money, etc.; 1st $1,000, 1%, all over $1,000, and not over $5,000, 3-4 of 1%; all over $5,000 and not exceeding $10,000, 1-2 of 1%, all over $10,000 1-4 of 1%.			
Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.			
Each notice sent by mail to creditor	15		
Filing, receipting for and docketing each claim, etc.	25		
For all entries on subpoena docket, etc.	50		
For all entries on commission docket, etc.	50		
Making final record, per 100 words	15	9	75
Certified copy of decree	1 00	1	50
Report of divorce to State Health Office (Acts 1915)	50		
Total Fees of Register		7	30
FEES OF SHERIFF			
Serving and returning subpoena on deft.	$1 50		
Serving and returning subpoena for witness	65		
Levying attachment	3 00		
Entering and returning same	25		
Selling property attached			
Impaneling Jury	75		
Executing writ of possession	2 50		
Collecting execution for costs	1 50		
Serving and returning sci. fa., each	65		
Serving and returning notice	65		
Serving and returning writ of injunction	1 50		
Serving and returning writ of exeat	1 50		
Taking and approving bonds, each	75		
Collecting money on execution			
Making deed	2 50		
Serving and returning application, etc.	1 00		
Serving attachment, contempt of court	1 50		
Total Fees of Sheriff			
RECAPITULATION			
Register's Fees		7	30
Sheriff's Fees			
Commissioner's Fees Stewart		5	00
Solicitor's Fees			
Witness Fees			
Guardian Ad Litem			
Printer's Fees			
Trial Tax	3 00	3	00
Recording Decree in Probate Court			
Total		15	30

The State of Alabama, No. 729

Baldwin County. **Circuit Court, In Equity** June **Term, 19**41

To Any Sheriff of the State of Alabama—GREETING:

You are hereby commanded, That of the goods and chattels, lands and tenements of _____ Defendant ___

you cause to be made the sum of _____ Dollars,

which _____ Plaintiff ____

recovered of _____ on the _____ day of _____ 193____

by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of _____ Dollars,

costs of suit, and have the same to render to the said _____ and make return of this Writ and the execution thereof, according to law.

Interest from _____ 193____ to date of collection.

Witness my hand, this _____ day of _____ 193____

R. S. Deck, Register.

MODESTE ELIZABETH EDEN, Complainant, -vs- CARLTON D. EDEN, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN CHANCERY.

Comes Carlton D. Eden, the Respondent in the above styled cause, and denies the allegations of the Complaint filed in said cause and demands strict proof thereof. The Respondent waives notice of taking of testimony and of any other notices that should be given him, and agrees that said cause may be submitted without further notice to him.

Carlton D. Eden
Respondent.

MODESTE ELIZABETH EDEN, Complainant, -vs- CARLTON D. EDEN, Respondent.	IN THE CIRCUIT COURT-EQUITY SIDE. STATE OF ALABAMA. BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND THE HON. F. W. HARE, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your Complainant, Modeste Elizabeth Eden, and exhibits this her Bill of Complaint for Divorce, against Carlton D. Eden, and shows unto your Honor and unto this Court as follows:-

FIRST:

That your Complainant is over the age of 21 years and a resident of Baldwin County, Alabama, residing at Daphne; that she has been a resident of the State of Alabama for more than 10 years next preceeding the filing of this Bill of Complaint; that said Respondent is over the age of 21 years and a resident of the State of Alabama.

SECOND:

That your Complainant and the Respondent were married on heretofore to-wit, April 20, 1939; that the said Respondent immediately abandoned your Complainant without just cause or legal excuse and has failed and refused to live with her for more than 2 years next preceeding the filing of this Bill of Complaint; that your Complainant has been compelled to live separate and apart from the bed and board of the Respondent for more than 2 years and without support from him for more than 2 years next preceeding the filing of this Bill of Complaint, and she has been a bona fide resident of the State of Alabama during that period of time.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that the above named Respondent be made party Defendant to this cause by the usual process of this Honorable Court, requiring him to appear and plead, answer, or demur within the time and under the penalties

prescribed by the rules of this Court and the statutes in such cases made and provided; and that from a final hearing of this cause that there will be granted to your Complainant a divorce, and that she be given the right to re-marry. Should your Complainant be mistaken in the relief prayed for, that there should be granted to her such other, further and different relief to which she may be entitled, and as in duty bound she will ever pray.

Modeste Elizabeth Eden
Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, John Kasson, a Notary Public, in and for said state and county, personally appeared Modeste Elizabeth Eden who is known to me and who after being duly sworn, deposes and says that she is the Complainant in the foregoing Bill of Complaint; that all of the matters and facts therein stated are true.

Modeste Elizabeth Eden

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 9 day of June, 1941.

John Kasson
Notary Public, Baldwin County, Alabama.

RECORDED

No. 729

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.

MODESTE ELIZABETH EDEN,

Complainant,

vs.

CARLTON D. EDEN,

Respondent.

DECREE OF DIVORCE

Filed in office this 23rd

day of June 1941

R. S. Eurk

REGISTER

E. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

NO. 729

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

MODESTE ELIZABETH EDEN,

Complainant

VS.

CARLTON D. EDEN,

Defendant

Commission To Take Deposition

COMMISSIONER:

Miss Erin Stuart

Witnesses:

No. 729

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

vs.

CHANCERY EXECUTION
Fi. Fa.

$

Total - - - $

Fee Book Page

Execution Docket Page

Complainant's Solicitor.

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 execution is issued.

Register.

Received in office this

day of 193

Sheriff

Execution Docket Page

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama,
Baldwin County.

By virtue of the within execution I have levied

Commission To Take Depositions. Printed by The Baldwin Times, Bay Minette.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO ERIN STUART :

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

Modeste Elizabeth Eden and

Gladys Fields

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

MODESTE ELIZABETH EDEN,

is Complainant;

and CARLTON D. EDEN

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 17th day of June, 19 41.

R. S. Duke

REGISTER

Commissioner's Fee $ 5.00

Witness' Fees, $

CHANCERY EXECUTION

BILL OF COSTS

No. 729. Mobley E. Eley, Complainant Vs. Carlton D. Eley, Respondent — Plaintiff / Defendant

FEES OF REGISTER		Dollars	Cents
Filing each bill and other papers	$ 10		60
Issuing each subpoena	50		
Issuing each copy thereof	40		
Entering each return thereof	15		
For each order of publication	1 00		
Issuing writ of injunction	1 50		
For each copy thereof	50		
Entering each return thereof	15		
Issuing Writ of Attachment	1 00		
Entering each return thereof	15		
Docketing each case	1 00	1	00
Entering each appearance	25		
Issuing each decree pro confesso on per. ser.	1 00		
Issuing each decree pro confesso on publica.	1 00		
Each order appointing guardian	1 00		
Any other order by Register	50		
Issuing commission to take testimony	50		50
Receiving and filing	10		10
Endorsing each package	10		10
Entering order submitting cause	50		
Entering any other order of court	25		
Noting all testimony	50		
Abstract of cause, etc.	1 00		
Entering each decree	75		75
For every 100 words over 500	15		
Taking account, etc.	3 00		
Taking testimony, etc.	15		
Each report, 500 words or less	2 50		
For every 100 words over 500	15		
Amount claimed less than $500, etc.	2 00		
Issuing each subpoena	25		
Witness certificate, each	25		
Issuing execution, each	75		
Entering each return	15		
Taking and approving bond, each	1 00		
Making copy of bill, etc.	15		
Each notice not otherwise provided for	50		
Each certificate or affidavit, with seal	50		
Each certficate or affidavit, no seal	25		
Hearing and passing on application, etc.	3 00		
Each settlement with receiver, etc	3 00		
Examing each voucher of Receiver, etc.	10		
Examing each answer, etc.	3 00		
Recording resignation, etc.	75		
Entering each certificate to Supreme Court	50		
Taking questions and answers, etc.	25		
For all other ser relating to such proceedings	1 00		
For services in proceeding to relieve minors, etc., same fee as in similar cases.			
Commission on sales, etc: 1st $100, 2 per ct.; all over $100 and not exceeding $1,000, 1 1-2 per ct; all over $1,000, and not exceeding $20,000, 1 per ct.; all over $20,000, 1-4 of 1 per ct.			
Sub Total Carried Forward		3	05

Brought Forward		$ 3	05
For Receiving, keeping and paying out or distributing money, etc.; 1st $1,000, 1%, all over $1,000, and not over $5,000, 3-4 of 1%; all over $5,000 and not exceeding $10,000, 1-2 of 1%, all over $10,000 1-4 of 1%.			
Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.			
Each notice sent by mail to creditor	15		
Filing, receipting for and docketing each claim, etc.	25		
For all entries on subpoena docket, etc.	50		
For all entries on commission docket, etc.	50		
Making final record, per 100 words	15	2	25
Certified copy of decree	1 00	1	00
Report of divorce to State Health Office (Acts 1915)	50		50
Total Fees of Register		7	30
FEES OF SHERIFF			
Serving and returning subpoena on deft.	$1 50		
Serving and returning subpoena for witness	65		
Levying attachment	3 00		
Entering and returning same	25		
Selling property attached			
Impaneling Jury	75		
Executing writ of possession	2 50		
Collecting execution for costs	1 50		
Serving and returning sci. fa., each	65		
Serving and returning notice	65		
Serving and returning writ of injunction	1 50		
Serving and returning writ of exeat	1 50		
Taking and approving bonds, each	75		
Collecting money on execution			
Making deed	2 50		
Serving and returning application, etc.	1 00		
Serving attachment, contempt of court	1 50		
Total Fees of Sheriff			
RECAPITULATION			
Register's Fees		7	30
Sheriff's Fees			
Commissioner's Fees Stuart		5	00
Solicitor's Fees			
Witness Fees			
Guardian Ad Litem			
Printer's Fees			
Trial Tax	3 00	3	00
Recording Decree in Probate Court			
Total		$ 15	30

The State of Alabama, No. 729
Baldwin County. **Circuit Court, In Equity** June **Term, 1941**

To Any Sheriff of the State of Alabama—GREETING:

You are hereby commanded, That of the goods and chattels, lands and tenements of _____

_____ Defendant ...

you cause to be made the sum of _____ Dollars,

which _____ Plaintiff ....

recovered of _____ on the _____ day of _____ 193____

by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of _____

_____ Dollars,

costs of suit, and have the same to render to the said _____
and make return of this Writ and the execution thereof, according to law.

Interest from _____ 193____ to date of collection.

Witness my hand, this _____ day of _____ 193____

R. S. Duck, Register.

MODESTE ELIZABETH EDEN, Complainant, -vs- CARLTON D. EDEN, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN CHANCERY.

Comes Carlton D. Eden, the Respondent in the above styled cause, and denies the allegations of the Complaint filed in said cause and demands strict proof thereof. The Respondent waives notice of taking of testimony and of any other notices that should be given him, and agrees that said cause may be submitted without further notice to him.

Carlton D. Eden
Respondent.

MODESTE ELIZABETH EDEN, Complainant, -vs- CARLTON D. EDEN, Respondent.	IN THE CIRCUIT COURT-EQUITY SIDE. STATE OF ALABAMA. BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND THE HON. F. W. HARE, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your Complainant, Modeste Elizabeth Eden, and exhibits this her Bill of Complaint for Divorce, against Carlton D. Eden, and shows unto your Honor and unto this Court as follows:-

FIRST:

That your Complainant is over the age of 21 years and a resident of Baldwin County, Alabama, residing at Daphne; that she has been a resident of the State of Alabama for more than 10 years next preceeding the filing of this Bill of Complaint; that said Respondent is over the age of 21 years and a resident of the State of Alabama.

SECOND:

That your Complainant and the Respondent were married on heretofore to-wit, April 20, 1939; that the said Respondent immediately abandoned your Complainant without just cause or legal excuse and has failed and refused to live with her for more than 2 years next preceeding the filing of this Bill of Complaint; that your Complainant has been compelled to live seperate and apart from the bed and board of the Respondent for more than 2 years and without support from him for more than 2 years next preceeding the filing of this Bill of Complaint, and she has been a bona fide resident of the State of Alabama during that period of time.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that the above named Respondent be made party Defendant to this cause by the usual process of this Honorable Court, requiring him to appear and plead, answer, or demur within the time and under the penalties

prescribed by the rules of this Court and the statutes in such cases made and provided; and that from a final hearing of this cause that there will be granted to your Complainant a divorce, and that she be given the right to re-marry. Should your Complainant be mistaken in the relief prayed for, that there should be granted to her such other, further and different relief to which she may be entitled, and as in duty bound she will ever pray.

Modeste Elizabeth Eden
Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, John Rasco, a Notary Public, in and for said state and county, personally appeared Modeste Elizabeth Eden who is known to me and who after being duly sworn, deposes and says that she is the Complainant in the foregoing Bill of Complaint; that all of the matters and facts therein stated are true.

Modeste Elizabeth Eden

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 9 day of June, 1941.

John Rasco
Notary Public, Baldwin County, Alabama.

724

RECORDED

Filed Jun 13 1941
R S Duck
Reg

No. 729

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

vs.

CHANCERY EXECUTION
Fi. Fa.

$

Total - - - $

Fee Book _____ Page _____

Execution Docket _____ Page _____

Complainant's Solicitor.

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 execution is issued.

Register.

Received in office this .....

day of ..... 193 ...

Sheriff

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

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama,
Baldwin County.

By virtue of the within execution I have levied

NO. 729

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

MODESTE ELIZABETH EDEN,

Complainant

VS.

CARLTON D. EDEN,

Defendant

Commission To Take Deposition

COMMISSIONER:

Miss Erin Stuart

Witnesses:

RECORDED

No. 729

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.

MODESTE ELIZABETH EDEN,

Complainant,

vs.

CARLTON D. EDEN,

Respondent.

DECREE OF DIVORCE

Filed in office this 23rd

day of June 1941

R. S. Eurb

REGISTER

E. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

729

RECORDED

BILL OF COMPLAINT

MODESTE ELIZABETH EDEN,

Complainant,

-vs-

CARLTON D. EDEN,

Respondent.

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

FILED June 9, 1941.

R.S. Duck
~~Clerk.~~ Register

LAW OFFICES
HYBART & CHASON
BAY MINETTE, ALABAMA

TESTIMONY OF MODESTE ELIZABETH EDEN.

My name is Modeste Elizabeth Eden. I am the Complainant in that certain Bill for divorce filed by me in the Circuit Court of Baldwin County, Alabama, in Equity, against Carlton D. Eden as Respondent, which Bill of Complaint was filed June 9, 1941. I am over the age of 21 years and a resident of Baldwin County, Alabama, residing at Daphne, Alabama. I have been a resident of the State of Alabama for more than 10 years next preceding the filing of my Bill of Complaint in said cause. Carlton D. Eden is Respondent in said cause, is over the age of 21 years and is a resident of the State of Alabama. Carlton D. Eden and I were married on April 20, 1939. The said Carlton D. Eden immediately abandoned me without just cause or legal excuse and has failed and refused to live with me since that time. More than 2 years expired since he abandoned me. I have been compelled to live separate and apart from the bed and board of the Respondent for more than 2 years next preceding the filing of my Bill of Complaint in said cause without the support from him, and I have been a bona fide resident of the State of Alabama during that period of time.

Modeste Elizabeth Eden

TESTIMONY OF GLADYS FIELDS.

My name is Gladys Fields. I am over the age of 21 years and a resident of Mobile , Alabama. I am personally acquainted with Modeste Elizabeth Eden and Carlton D. Eden who are the Complainant and Respondent, respectively, in that certain suit for divorce now pending in the Circuit Court of Baldwin County, in Equity. Modeste Elizabeth Eden and Carlton D. Eden were married on April 20, 1939. Immediately after their marriage Carlton D. Eden abandoned Modeste Elizabeth Eden without just cause or legal excuse and has failed and refused to live with her since that time. This abandonment occured more than 2 years before the filing of the Bill of Complaint in said cause. Modeste Elizabeth Eden has been compelled to live separate and apart from the bed and board of Carlton D. Eden for more than 2 years next preceding the filing of the Bill of Complaint in said cause, and she has been a bona fide resident of the State of Alabama during that time. Modeste Elizabeth Eden is a resident of the State of Alabama and was such a resident at the time of the filing of said suit, her home being in Daphne, Alabama. Carlton D. Eden is a resident of the State of Alabama. Both Modeste Elizabeth Eden and Carlton D. Eden are over the age of 21 years.

Gladys Fields

ORAL DEPOSITION Moore Ptg. Co., Bay Minette

The State of Alabama
Baldwin County

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

Modeste Elizabeth Eden COMPLAINANT

VS.

Carlton D. Eden RESPONDENT

I, Erin Stuart

as ~~Register and~~ Commissioner

have called and caused to come before me Modeste Elizabeth Eden and Gladys Fields

witness~~es~~ named in the requirement for Oral Examination, on the 17th day of June 1931, at the office of EYRART & CHASON in Bay Minette, Alabama, and having first sworn said witness~~es~~ to speak the truth, the whole truth, and nothing but the truth, the said Modeste Elizabeth Eden and Gladys Fields doth depose and say as follows:

ORAL EXAMINTAION

I, Erin Stuart 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~~es~~ and read over to ~~them~~ and ~~they~~ signed the same in the presence of myself and John Chason 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 17th day of June 19 41.

Erin Stuart (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Modeste Elizabeth Eden
COMPLAINANT

vs.

Carlton D. Eden
RESPONDENT

ORAL DEPOSITION

Filed June 17, 1941
R. S. Quick, Register,

RECORDED IN

_____ Record

Vol. _____ Page _____

_____, Register

8550 REQUEST FOR DECREE IN VACATION. Moore Ptg. Co.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ June Term, 1941

MODESTE ELIZABETH EDEN, , Complainant

Vs.

CARLTON D. EDEN, , Defendant

To R. S. Duck, Register :

In the above stated cause ~~a decree pro Confesso~~ An Answer & Waiver having been ~~taken against~~ filed by 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 HYBART & CHASON 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.

Hybart & Chason
Solicitor for Complainant.

8581. NOTE OF TESTIMONY

MOORE PRINTING CO., BAY MINETTE, ALA.

MODESTE ELIZABETH EDEN,
Complainant
vs.
CARLTON D. EDEN,
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, Request for Decree in Vacation; Testimony of Modeste Elizabeth Eden and Gladys Fields;

and in behalf of Defendant upon Answer and Waiver.

Hybart & Mason
Attys. for Complainant

RECORDED

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

_____

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_____

VS.

_____

_____

_____

NOTE OF TESTIMONY

Filed in Open Court this 17th

day of June, 1941 193

R. S. Deck

REGISTER

MOORE PRINTING CO., BAY MINETTE, ALA.

RECORDED

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The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY

Vs.

REQUEST FOR DECREE IN VACATION

Filed June 17, 1941, 193__

R. E. Quick

Register.

Recorded in _____ Record

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Moore Ptg. Co. Bay Minette