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as appears of record in said Court.

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	MODESTE EL	IZABETH EDEI	V.	:	
			s.		, Complainant
	CARLTON D.	EDEN,			—. Defendant
	· · · · · · · · · · · · · · · · · · ·				
То	S. Duck		, Register:		•
In the al	pove stated cause	An Answer &		filed b	y ## the Defendant
and evidence h	aving been taken,	and the cause b	eing read y for	submission for f	inal decree, and n
defense having b	een interposed, the	Complainant, by	HYBART	& CHASON	· ·
		Solicite	ors of record, now	y files with the R	egister of this Cour

this written request to deliver the papers in this cause to the Judge for final decree in vacation.

Solicitor for Complainant.

	IZABETH EDE	±¥ 9
	Complaina	nt
	vs.	
CARLTON D.	EDEN,	

THE STATE OF ALABAMA Baldwin County

IN EQUITY Circuit Court of Baldwin County

This cause is submitted in behalf of Complain	inant upon the original Bill of Complaint,
Request for Decree in Vacation	n; Testimony of Modeste Elizabeth
Eden and Gladys Fields;	
· · · · · · · · · · · · · · · · · · ·	
and in behalf of Defendant upon Answer ar	nd Waiver.

Sysal o Jason

Circuit Court of Baldwin Court	
VS.	
VS.	
VS.	
NOTE OF TESTIMON	Y
Court this 17th	
Filed in Open Court this 17th day of June, 1941	

REGISTER

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BILL OF COMPLAINT

MODESTE ELIZABETH EDEN, Complainant,

... WS-

CARLTON D. EDEN,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY.

FILED June 9, 1941.

A.S. Duck Regiote

LAW OFFICES
HYBART & CHASON
BAY MINETTE, ALABAMA

THE STATE OF ALABAMA,

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700	: /
No. 729	1

	Baldwin County.	,' \			•	,	qτ
	MODESTE ELIZABETH EI	DEN,	. /			Complainant	
		vs.					
	CARLTON D. EDEN,					_ Defendant.	
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THE	STATE	OF	ALABAMA,
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CIRCUIT COURT

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as witnesses in behalf of	Complainant		n a cause pe	nding in our Circui
Court of Baldwin County, of	said State, wherein ———			
	MODESTE ELIZABETH	EDEN,	· · · · · · · · · · · · · · · · · · ·	
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				— Complainant—
and	CARLTON D. EDEN			
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Witness17th	day ofJune			
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Commissioner's Fee \$ 5.00				

CHANCERY EXECUTION BILL OF COSTS

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Baldwin County. Fo Any Sheriff of the State of Alabama—GR You are hereby commanded, That of	Circui EETIN(the good	t C o 3: Is an	d chattels, lands and tenements of Defe	
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MODESTE ELIZABETH EDEN.

Complainant,

-VS-

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

CARLTON D. EDIN,

Respondent.

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.

- V.S. -

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

CARLTON D. EDEN.

Respondent.

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 preceding 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 preceding 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.

Braste Elizabeth Ede

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, Kho , 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 Eder

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this $\underline{\mathscr{S}}$ day of

June /1941/

Notary Public, Baldwin County,

No.	7	2	9

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY Baldwin County, Ala.

MODESTE ELIZABETH EDEN,

Complainant,

378

CARLTON D. EDEN,

Respondent.

DECREE OF DIVORCE

Filed in office this 23 rd

day of 194/

REGISTER

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:

REGISTER

Baldwin Coun	BAMA, (CIRCUIT C	COURT
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<u>*</u>			
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you and examine			
	Modeste 1	Elizabeth Eden	and
	Glady	s Fields	
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	Commissions		
Court of Baldwin County, of			in a cause pending in our Circuit
	said State, wherein		
Court of Baldwin County, of	said State, wherein — MODESTE ELIZABE	ETH EDEN,	•
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andon oath to be by you admini	said State, wherein	ETH EDEN,	is Complainant.
andon oath to be by you admini	said State, wherein	ETH EDEN,	is Complainant;
on oath to be by you adminito take and certify the deposition venient speed, under your ha	said State, wherein	em es and return the s	is Complainant. is Defendant ame to our Court, with all Con-

Commissioner's Fee \$ 5.00

Witness' Fees, \$_____

CHANCERY EXECUTION modette E. Elen, Costs Carlton D. Eden, No. 729 Plaintiff Vs.Defendant s 305 Dollars Cents FEES OF REGISTER Brought Forward .. 60 Filing each bill and other papers \$ For Receiving, keeping and paying 10 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,-50 Entering each return thereof 000 and not exceeding \$10,000, 1-2 of For each order of publication _____ 1 00 1%, all over \$10,000 1-4 of 1%. Issuing writ of injunction _____ 1 50 For each copy thereof 50
Entering each return thereof 15
Issuing Writ of Attachment 100
Entering each return thereof 15 Receiving, keeping and paying money paid into court, etc., 1-2 of 1% of amount received. Each notice sent by mail to creditor ... Entering each appearance 2st Issuing each door 100 Filing, receipting for and docketing each claim, etc. For all entries on subpoena docket, etc. Issuing each decree pro confesso on per. ser. 1 00 For all entries on commission docket, Issuing each decree pro confesso on publica, 1 00 50 Each order appointing guardian _____ 1 00 Making final record, per 100 words Any other order by Register 50 50 Certified copy of decree _____ Report of divorce to State Health Office Issuing commission to take testimony 50 Receiving and filing 10 (Acts 1915) Endorsing each package 10 Entering order submitting cause _____ 50 Total Fees of Register Entering any other order of court FEES OF SHERIFF 50 Noting all testimony Abstract of cause, etc._____1 Serving and returning subpoena on deft. \$1 50 72 Entering each decree
For every 100 words over 500 Serving and returning subpoena for witness Taking account, etc. 3 00 attachment ... 3 00 Levying Entering and returning same.... Selling property attached _____ Impaneling Jury Amount claimed less than \$500, etc. ___ 2 00 Executing writ of possession _____ 2 50 Issuing each subpoena Witness certificate, each 50 25 Serving and returning sci. fa., each 65 Issuing execution, each
Entering each return 75 Serving and returning notice 15 Serving and returning writ of injunction 1 50 Taking and approving bond, each _____ 1 00 Serving and returning writ of exeat.... 1 50 Making copy of bill, etc. 15 Taking and approving bonds, each Each notice not otherwise provided for ... 50 Collecting money on execution
Making deed 50 Each certificate or affidavit, with seal 25 Each certficate or affidavit, no seal Serving and returning application, etc. 1 00 Hearing and passing on application, etc. 3 00 Serving attachment, contempt of court 1 50 Each settlement with receiver, etc _____ 3 00 Examing each voucher of Receiver, etc. 10 Total Fees of Sheriff Examing each answer, etc. RECAPITULATION Recording resignation, etc. Entering each certificate to Supreme Court 50 Register's Fees Taking questions and answers, etc. Sheriff's Fees Commissioner's Fees Start For all other ser relating to such proceedings 1 00 For services in proceeding to relieve min-Solicitor's Fees

ors, etc. same tee as in similar cases. Commission on sales, etc: 1st \$100, 2 per		tness Fees ardian Ad Litem	
ct.; all over \$100 and not exceeding \$1,000, 1 1-2 per ct; all over \$1,000,	Pri	nter's Feesal Tax	
and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.	Re	cording Decree in Probate Cou	irt
Sub Total Carried Forward	3 05	Total	\$ 1530
The State of Alabama, & Baldwin County. To Any Sheriff of the State of Alabama—GR. You are hereby commanded, That of	the goods and ch	t, In Equity)f
	•		
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 fo	r the county of	Baldwin, besides the sum of-	
			_
costs of suit, and have the same to render to the and make return of this Writ and the execution	he said n thereof, accor	ding to law.	
Interest from	193 to da	te of collection.	
Witness my hand, this day of		193	and the second second
		K.S. Du	, Register.
	10 ⁹		State Control of the

MODESTE ELIZABETH EDEN.

Complainant,

-VS-

BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

IN THE CIRCUIT COURT OF

CARLTON D. EDEN,

Respondent.

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-

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

CARLTON D. EDEN.

Respondent.

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 preceding 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 preceding 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

(page two)

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.

Mudste Elizabeth Eden

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, Challe, 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.

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this \mathcal{L} day of

June /2941.

Notary Public, Baldwin County,

Alabama.

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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
Wiinesses:

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THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY Baldwin County, Ala.

NA CATATA CLOSSES	TOTAL THE A TOTAL PORT	Secretary and an ex-	
	ELIZABETH		

Complainant,

VS.

CARLTON D. EDEN,

Respondent.

DECREE OF DIVORCE

Filed in office this 2314	·
day of	19 #/ _
R. S. Eurl	•
	REGISTER

E. O. M. .

MOORE PRINTING CO. BAY MINETTE, ALA.

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

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, 1959. 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.

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

The State of Alabama \ Baldwin County

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

<u> nodeste silza</u>	peru koen	COMPLAINANT	
	vs.		
Carlton D. Ede	en (RESPONDENT	
I, Erin Stuart			
as Register was Commissioner	-		
have called and caused to come before	e me <u>Mode</u>	ste Elizabeth Eden and	1
Gladys Fields			
	<u>.</u> .		
witnesses named in the requirement	for Oral Examination	n, on the <u>17th</u> day of <u>Jun</u>	e
1931 , at the office ofFYR	ART & CHASON		
in Bey Minette, , A	labama, and having	first sworn said witnesses to	speak the
truth, the whole truth, and nothing bu	it the truth, the sai	d <u>Modeste Tlizabeth</u>	<u>zden</u>
		onego and gave as follows:	

Ι,	Erin Stuart	,	as .	Register: an	I Commissione	r hereby certify
that the foregoing	deposition on Ora	l Examin	ation was t	aken down	in writing by 1	me in the words
of the witnesses a	and read over to <u>th</u>	<u>en</u>	and the	y signe	ed the same in	the presence of
myself and	<u>.</u>	<u>hn Che</u>	son			
at the time and place	ce herein mentioned	; that I	have persoi	nal knowled	ge of personal	identity of said
witnesses, or had	l proof made before	me of	the identity	of said wi	tness_es; tha	at I am not of
counsel or of kin to	any of the parties t	o said ca	use, or any	manner inte	erested in the	result thereof.
I enclose the	said Oral Examinat	ion in an	envelope t	the Regist	er of said Cou	rt.
Given under	my hand and seal, th	his <u>17t</u>	th_day of_	Jun	e19	41
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BALDV	VIN COUNTY	No	· · · · · · · · · · · · · · · · · · ·	<u>June</u>	Term, 193 4 l
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	MODESTE EL	JIZABETH EDEN,	V	,	— , Complainant—
	· ·	Vs.			,
	CARLTON D.	EDEN,			
					——, Defendant—
ToR.	S. Duck	******	, Register :		
		An Answer & ###################################	####having		the Defendant
defense having l	been interposed, the	Complainant, by	HYBART	& CHASON	
		Solicitors	of record, no	w files with the	Register of this Cour
this written req	uest to deliver the	papers in this cause	to the Judge f	or final decree in	vacation.
			/de	1 backa	Lacon
			' /		or for Complainant.

MUDESTE	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 Complainar			
Request for Decree in Vacation;	Testimony	of Modeste	Elizabeth
Eden and Gladys Fields;			
	THE CONTRACTOR OF THE CONTRACT		
nd in behalf of Defendant uponAnswer_and	Waiver.		
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