

STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon BERLIN SANKS to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, 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 MAZIE LOUISE SANKS against BERLIN SANKS, 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 immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this 12th day of August, 1941.

R. S. Duck
Register.

MAZIE LOUISE SANKS, Complainant,)
VS.)
BERLIN SANKS, Respondent.)
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

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

Comes your Complainant, MAZIE LOUISE SANKS and humbly complaining against the Respondent, BERLIN SANKS, respectfully represents and shows unto your Honor and this Honorable Court, as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, over twenty-one years of age; that the Respondent, BERLIN SANKS is over twenty-one years of age, and a bona fide resident of Baldwin County, Alabama;

2.

That your Complainant and the Respondent were married at Bay Minette, on September 17, 1938, and lived together as husband and wife in Baldwin County, Alabama, until February 22, 1941;

3.

That on, to-wit, February 22, 1941, and at various times prior thereto, the Respondent accused, threatened, and abused the Complainant and threatened to do violence to her person that would necessarily endanger her life and health; that

the conduct of the Respondent was such that caused the Complainant to have every apprehension to believe, and she did actually believe that if she continued to live with him, he would do violence to her person that would necessarily endanger her life and health;

Wherefore the premises considered the Complainant prays that your Honor will by proper process make the said BERLIN SANKS 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.

The Complainant further prays that upon final hearing of this cause, your Honor will grant to her a decree of divorce forever barring the bonds of matrimony existing between her and the Respondent: that your Honor will give and grant unto her such other, further, different and general releif 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 Lee*
Solicitors for Complainant.

MAZIE LOUISE SANKS, Complainant,

VS.

BERLIN SANKS, Respondent.

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

Now comes the Respondent, in his own proper person, and answering the Complainant's Bill of Complaint and each count thereof separately and severally says:

1.

He admits the allegations contained in Paragraphs 1 and 2;

2.

He denies the allegations contained in Paragraph 3, and demands strict proof of same.

The Respondent waives notice of the time of taking testimony on behalf of the Complainant, the right to cross-examine said witnesses, and agrees that this cause be submitted for final decree on the pleading and proof as submitted by the Complainant.

Berlin Sanks

A.B. Sanks

WITNESSES:

[Signature]

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 MAZIE LOUISE SANKS and FLORA KAPAHN

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

MAZIE LOUISE SANKS

Complainant

and

BERLIN SANKS

Defendant,

on oath to be by you administered, upon _____
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 12th day of August, 19 41.

A. S. Dush

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

MAZIE LOUISE SANKS, Complainant,

VS.

BERLIN SANKS, 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, Answer and Waiver of 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.

IT IS FURTHER ORDERED That the Complainant and the Respondent be, and they are hereby permitted to again contract marriage upon the payment of the costs in this cause.

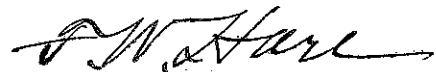
IT IS FURTHER ORDERED That the Complainant, MAZIE LOUISE SANKS, pay the costs of this cause, for which let execution issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the said MAZIE LOUISE SANKS shall not again marry, except to the said BERLIN SANKS, 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 BERLIN SANKS, during the pendency of the appeal.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED That the Complainant be and she is hereby given the right to assume her maiden name: MAZIE LOUISE STEWART.

Dated at Monroeville, Monroe County, Alabama, on this 13th day of

August, 1941.



Judge of Circuit Court of Baldwin County,
Alabama.

RECORDED

MAZIE LOUISE SANKS,
Complainant,

VS.

BERLIN SANKS,
Respondent.

FINAL DECREE

Filed August 14, 1941.
R. L. Duck, Register

BREBE & HALL, LAWYERS.

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

Commission To Take Deposition

COMMISSIONER:

Witnesses:

946
RECORDED

MAZIE LOUISE SANKS,
Complainant,

VS.

BERLIN SANKS,
Respondent.

ANSWER AND WAIVER

Filed August 12 1941
R. S. Duck, Register

BEMBE & HALL, LAWYERS.

(746)

RECORDED

MAZIE LOUISE SANKS,

Complainant,

VS.

BERLIN SANKS,

Respondent.

Executed this the
15th day of Aug
1941 by serving
a copy of the
within Bill of
Complaint on
Berlin Sanks

W.R. Stuart
Sheriff

cc
J.D. Hunt
J.S.—

BILL OF COMPLAINT

Filed August 12, 1941
R.S. Durb, Register

BEEBE & HALL, LAWYERS.

MAZIE LOUISE SANKS

VS.

BERLIN SANKS

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

Answer & Waiver of Respondent and Testimony

and in behalf of Defendant upon _____

R. S. Duch

Register.

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194 _____

MAZIE LOUISE SANKS
Complainant—

VS.

BERLIN SANKS
Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause an Answer main
having been _____ made by _____ 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 BEER & 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.

Beere & Hall
by (Beere & Hall)
Solicitor— for Complainant—

RECORDED

NO. _____

Complainant—

VS.

Respondent—

Request For Decree In Vacation

Filed August 15, 1941

R. S. Dush

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 12th

day of August 1991

R. S. Duch

REGISTER