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THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT

TO J. R. Prine

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 Clara Jones and Isaac Payne

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

Complainant  
and Hezekiah Jones

Defendant,

on oath to be by you administered, upon them to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 2nd day of December, 19 41

*R. S. Duck*

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

CLARA JONES

Complainant

Vs.

HEZEKIAH JONES

Respondent.

E Q U I T Y

IN THE CIRCUIT COURT

OF

BALDWIN COUNTY, ALABAMA.

Comes, HEZEKIAH JONES, Respondent in the above styled cause, and for answer to the Bill of Complaint says he denies each and every allegation of same.

Respondent hereby waives service and notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same and of the right to introduce evidence in his own behalf. He further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

*his*  
*Hezekiah Jones*  
.....  
Respondent.

Before me, the undersigned Notary, personally appeared HEZEKIAH JONES who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.

Witness my hand and official seal this the 14<sup>th</sup> day of November, 1941.

*G. E. Perkins*  
Notary Public, Baldwin County, Alabama.

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

Comes CLARA JONES, and by this her Bill of Complaint,  
presented against HEZEKIAH JONES, respectfully shows:

FIRST: That Complainant and Defendant are both over the age  
of twenty-one years; that both are now and have been for more than  
five years bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married at Mobile,  
Alabama, about the year 1921.

THIRD: That because of Defendant's behavior with other women,  
Complainant left him about six months ago and went to Mobile. ~~to stay~~.  
That since she has left Defendant she has learned, and now charges,  
that Defendant is committing acts of adultery with a woman whose name  
is unknown to Complainant and who lives near Marlow, Alabama, but  
the times and places of such acts are personally unknown to Complainant.  
Such acts have not been condoned.

THE PREMISES CONSIDERED, Complainant prays that Hezekiah Jones  
be made party defendant to this cause, and by proper process required  
to answer this Bill within the time required by law.

Complainant further prays that upon the hearing of this cause  
a decree be rendered forever divorcing her from said Hezekiah Jones  
granting her the right to marry again should she so desire, and to  
have such other further or different relief as to equity may seem  
meet.

*Elizabeth B. O'Connell*

Solicitor for Complainant.

CLARA JONES  
Complainant

Vs.

HEZEKIAH JONES  
Respondent

E Q U I T Y  
CIRCUIT COURT OF  
BALDWIN COUNTY,  
ALABAMA.

DEPOSITIONS OF CLARA JONES AND ISAAC PAYNE, WITNESSES FOR  
COMPLAINANT:

The said witnesses appeared before me, at the times and  
places hereinafter stated, and being duly sworn by me, to testify  
truly in this cause, deposed and said as follows:

CLARA JONES

I am the Complainant in this cause; I am over the age of  
twenty-one years and have lived in Baldwin County for more than  
five years. I am now, however, staying in Mobile.

Hezekiah Jones is also a resident of Baldwin County and over  
the age of twenty-one years. He lives at Marlow, at Mr. Prine's  
turpentine camp. We were married in Mobile in 1921, but our home  
is in Baldwin County.

For some time past I have known my husband was going with  
other women. This got so bad that about six months ago I left  
him and came to Mobile, where I am now staying.

I understand that since I left Marlow, Hezekiah has taken up  
with another woman and practically lives with her. I do not know  
this of my own knowledge, but believe it to be true. I have friends  
who do know, however, I have not been back to him or had anything  
to do with him since I left Marlow.

*Clara Jones*  
.....

ISAAC PAYNE

I worked at Prine's still at Marlow and know both Clara and  
Hezekiah Jones well. Clara left him about six months ago and went  
to Mobile after they had quarrelled over other women. She has been  
over there since, but he is still at Marlow. Since she left, Heze-

kiah has taken up with another woman with whom he is committing adultery. He goes to her room at night, or she goes to his, and they stay there alone for hours. All night, for what I know. This happens almost every night and it is well known in the camp. Since Clara left, she and Hezekiah have lived separate and apart.

*J. Bank Payne*  
.....

I, J. R. Prine, acting as Commissioner by agreement of the parties in a cause pending on the Equity Side of the Circuit Court of Baldwin County, Alabama, wherein Clara Jones is Complainant and Hezekiah Jones is Respondent, hereby certify that I caused Clara Jones and Isaac Payne, witnesses for the Complainant, to come before me at my office at Marlow, where, after being duly sworn to tell the truth, upon examination of Complainant's counsel they testified as is above written, that their testimony after being reduced to writing was read over by them in my presence and signed by them before me.

I further certify that I am not of counsel or of any kin to either party to this cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand as Commissioner on this the 3rd day of December, 1941.

*J. R. Prine*  
.....  
Commissioner.

# The State Of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

\_\_\_\_\_ CLARA JONES \_\_\_\_\_ Complainant  
 VS  
 \_\_\_\_\_ HEZEKIAH JONES \_\_\_\_\_ 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 CLARA JONES is forever divorced from the said

\_\_\_\_\_ HEZEKIAH JONES \_\_\_\_\_  
 for and on account of Voluntary abandonment

*Abuttery*

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 Clara Jones and Hezekiah Jones be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that \_\_\_\_\_ CLARA JONES \_\_\_\_\_ the \_\_\_\_\_ pay the cost herein to be taxed, for which execution may issue.

This 9<sup>th</sup> day of December 1941.

*J. W. Hare*  
 \_\_\_\_\_  
 Judge Circuit Court, in Equity.

I, \_\_\_\_\_ R. S. Duck \_\_\_\_\_, Register of the Circuit Court of 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 \_\_\_\_\_ day of December, 1941

\_\_\_\_\_  
 Register of Circuit Court, in Equity.

CLARA JONES  
Complainant

Vs.

HEZEKIAH JONES  
Respondent.

ANSWER AND WAIVER

*Filed Dec 4 1941*  
*R. D. Duck*  
*Reg*

CLARA JONES,  
Complainant,

vs

HEZEKIAH JONES,  
Respondent.

DEPOSITIONS OF WITNESSES  
FOR COMPLAINANT.

*Filed Dec 4 1941*  
*Robert*  
*Key*



No..... Page.....

**The State Of Alabama**

**Baldwin County**

**In Circuit Court, In Equity**

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.....  
vs. Complainant.

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.....  
Respondent.

**DIVORCE DECREE**

*The State of Alabama Baldwin County*

*Circuit Court In Equity*

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CLARA JONES,  
Complainant,

versus

HEZEKIAH JONES,  
Defendant.

- : : -

BILL OF COMPLAINT.

- : : : -

*10/19/47*  
*[Signature]*

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ELLIOTT G. RICKARBY  
LAWYER  
FAIRHOPE, ALABAMA

CLARA JONES

VS.

HEZEKIAH JONES

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,

and Testimony Clara Jones and Isaac Payne

and in behalf of Defendant upon Answer and waiver

Register.

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,  
Baldwin County.

} NO. 772

TERM, 194

HEZEKIAH JONES

Complainant

VS.

HEZEKIAH JONES

Respondent

TO R. S. DUCK, REGISTER:

In the above stated cause a ANSWER AND WAIVER HAVING BEEN FILED  
having been by the Respondent 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 E. G. Rickarby,  
Solicitor 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.

E. G. Rickarby

Solicitor for Complainant

NO. \_\_\_\_\_

Complainant—.

VS.

Respondent—.

**Request For Decree In Vacation**

Filed Dec 4, 1947

Radical

Register.

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

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

VS.

**NOTE OF TESTIMONY**

Filed in Open Court this 4th

day of June 1935

*[Signature]*

REGISTER