

DAVID McBRIDE,
 Complainant,
 VS.
 RUTH ANN McBRIDE,
 Respondent.



IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA.
 IN EQUITY. NO. _____.

DECREE OF DIVORCE.

This cause coming on to be heard and being submitted on the Complainant's Bill, Decree Pro Confesso against the Respondent, and the 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 his said Bill.

IT IS THEREFORE Ordered, Adjudged and Decreed by the Court that the bonds of matrimony heretofore existing between the Complainant, David McBride, and the Respondent, Ruth Ann McBride, be and the same are hereby dissolved and the said David McBride is forever divorced from the said Ruth Ann McBride for and on account of the facts alleged in his said Bill of Complaint.

IT IS FURTHER Ordered, Adjudged and Decreed that the said David McBride be and he is hereby permitted to again contract marriage but shall not again marry except to the said Ruth Ann McBride until the expiration of sixty days after this date, and if an appeal is taken within sixty days, he shall not marry again except to the said Ruth Ann McBride during the pendency of said appeal.

Done at Monroeville, Alabama, on this the 13 day of July, 1935.

J. M. Ware
 Judge.

DECREE OF DIVORCE.

DAVID WEBBIDE,

Complainant,

vs-

EMIL ANN WEBBIDE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. _____

*Filed This 15th Day of
February 1935*

J. B. Blackburn

J. B. BLACKBURN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

ORAL EXAMINATION

I, Anna Belle Hand as ~~Register and~~ Commissioner hereby certify that the foregoing deposition ~~s~~ 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 Robert S. Duck, 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 13th day of July 19 35.

Anna Belle Hand (L. S.)

No. 129 Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

David McBride

COMPLAINANT

vs.

Ruth Ann McBride

RESPONDENT

ORAL DEPOSITION

Filed July 13th, 193 5

Robert S. Duck, Register.

RECORDED IN

Record _____

Vol. _____ Page _____

Register _____

The State of Alabama }
Baldwin County

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

David McBride

COMPLAINANT

VS.

Ruth Ann McBride

RESPONDENT

I, Anna Belle Hand

~~as Register and~~ Commissioner

have called and caused to come before me David McBride, Sally Washington

and Rachel Hall

witnesses named in the requirement for Oral Examination, on the 13th day of July

1935, at the office of Robert S. Duck, Register,

in Bay Minette, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said

doth depose and say as follows:

TESTIMONY OF DAVID McBRIDE

I am over 21 years of age and am a bona fide resident of Baldwin County Alabama, where I have lived continuously for more 12 months prior to the time that this suit was commenced. The Defendant, Ruth Ann McBride is over 21 years of age and a resident of Conecuh County, Alabama.

I was lawfully married to the said Defendant, in Evergreen , Alabama, on or about February 1, 1930, and lived with her as man and wife until about October 1st, 1934. At the time of the separation which was about October 1st, 1934, we were living in Baldwin County , Alabama, and I have not lived with the said Defendant since that time.

Prior to the separation , the Defendant Ruth Ann McBride lived in adultery with , or committed adultery with Cleveland Milner. While these acts were being committed I often saw the Defendant with the said Cleveland Milner at improper times and places both during the day and night and at these times she appeared to be trying to slip away from me so that I could not see what was going on. After observing these actions on her part I talked with her about this matter in the presence of Sally Washington and Rachel Hall and the Defendant admitted to me in the presence of these witnesses that she had committed adultery with the said Cleveland Milner.

David McBride

I have lived in Baldwin County, Alabama, for

TESTI MONY OF RACHEL HALL

I was present at the home of David McBride prior to October 1st, 1934, when he asked his then wife, Ruth Ann McBride, if she was guilty of committing Adultry or living in adultery with Cleveland Milner. In reply to this question she admitted that she had committed adultery or lived in adultery with Cleveland Milner. Those present at the time those statements were made were David McBride, Ruth Ann McBride, Sally Washington and myself.

her
Rachel X Hall
mark.

Witness:

Annabelle Hand.

TESTIMONY OF SALLY WASHINGTON

I was present at the home of David McBride prior to October 1st, 1934, when he asked his then wife, Ruth Ann McBride, if she was guilty of committing Adultry or living in adultery with Cleveland Milner. In reply to this question she admitted that she had committed adultery or lived in adultery with Cleveland Milner. Those present at the time those statements were made were David McBride, Ruth Ann McBride, Rachel Hall, and myself.

Sally X Washington
her
Mark.

Witness:
Anna Belle Hand -

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

Your Orator, David McBride, brings this Bill of Complaint against Ruth Ann McBride, and thereupon your Orator complains and shows unto the Court as follows:

1. Your Orator is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, where he has resided continuously for more than twelve months next preceding the filing of this Bill of Complaint and the said Ruth Ann McBride is over twenty-one years of age and a resident of Conecuh County, Alabama, her address being Route E, Box 54, Evergreen, Alabama.

2. Your Orator and the said Ruth Ann McBride were lawfully married in Evergreen, Alabama, on to-wit, February 1, 1930, and lived together as man and wife until on to-wit, October 1st, 1934, when they separated, at which said time they were residing in Baldwin County, Alabama, and they have not lived together as man and wife since said date.

3. Your Orator further shows unto the Court and your Honor that prior to the said separation the said Ruth Ann McBride lived in adultery and/or committed adultery with Cleveland Milner.

PRAYER FOR PROCESS.

Your Orator prays that the said Ruth Ann McBride be made a party respondent to this Bill of Complaint and that the usual process of this honorable Court do forthwith issue to her.

PRAYER FOR RELIEF.

Your Orator prays that upon a final hearing of this cause your Honor will enter and grant unto him a Decree of Divorce dissolving the bonds of matrimony now existing between your Orator and the said Ruth Ann McBride, and will grant unto him the right to

marry again. Your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.

J. B. T. Blackman
Solicitor for Orator.

FOOT NOTE: The said Ruth Ann McBride is required to answer each and every paragraph of the foregoing Bill of Complaint Numbered 1 to 3 both inclusive but not under oath, her oath thereto being hereby expressly waived.

J. B. T. Blackman
Solicitor for Orator.

BILL OF COMPLAINT

DAVID MORRIS,

v.

JOHN A. MORRIS

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

Filed on this the 2nd day of May,
1935.

John A. Morris
David Morris

J. B. BLACKBURN
ATTORNEY AT LAW
BAYMINETTE, ALABAMA

Circuit Court, Baldwin County, Ala.,

#129 David McBride

IN EQUITY.

PLAINTIFF

vs.
Ruthan McBride

DEFENDANT

BILL OF COST

	Dollars	Cts.		\$	Cts.
Fees of Register			AMOUNT BROUGHT FORWARD		
Filing each bill and other papers	\$	10	For receiving, keeping and paying out or distributing money, etc. 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	5	70
Issuing each Subpoena		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.		
Issuing each copy thereof		40	Each Notice Sent by Mail to Creditors	15	
Entering each return thereof		15	Filing, Receipting for and Docketing each Claim, etc	25	
For each Order of Publication		1 00	For all entries on Subpoena Docket, etc.	50	
Issuing Writ of Injunction		1 50	For all entries on Commission Docket, etc.	50	
For each Copy thereof		50	Making Final Record, per hundred words	15	
Entering each return thereof		15	Certified Copy of Decree	1 00	
Issuing Writ of Attachment		1 00	Report of Divorce to State Health Office Acts 1915	50	
Entering each return thereof		15	Total Fees of Register	9	20
Docketing each case		1 00			
Entering each Appearance		25	FEEs OF SHERIFF		
Issuing each Decree Pro Confesso on personal service		1 00	Serving and Returning Subpoena on Deft.	\$1	50
Issuing each Decree Pro Confesso on publication		1 00	Serving and Returning Subpoena for Witness	65	
Each Order Appointing Guardian		1 00	Laying Attachment	3	00
Any other order by Register		50	Entering and Returning same	25	
Issuing Commission to Take Testimony		50	Entering and Returning Execution	25	
Receiving and Filing		10	Selling Property Attached	25	
Endorsing each package		10	Impanelling Jury	75	
Entering Order Submitting Cause		50	Executing Writ of Possession	2.50	
Entering any other Order of Court		25	Collecting Execution for Costs	1.50	
Noting all Testimony		50	Serving and Returning Sci. Fa., each	65	
Abstract of Cause, etc.		1 00	Serving and Returning Notice	65	
Entering each Decree		75	Serving and Returning Writ of Injunction	1.50	
For Every Hundred Words Over Five Hundred		15	Serving and Returning Writ of Exeat	1.50	
Taking Account on Reference		3 00	Taking and Approving Bonds, each	1.00	
Taking Testimony, etc.		15	Collecting Money on Execution		
Each Report, Five Hundred Words or less		2 50	Making Deed	2.50	
For every Hundred Words Over Five Hundred		15	Serving and Returning Application	1.00	
Amount Claimed, Less than Five Hundred Dollars, etc.		2 00	Serving Attachment, Contempt of Court	1.50	
Issuing each Subpoena		25	TOTAL FEES OF SHERIFF	9	10
Witness Certificate, each		25			
Issuing Execution, each		75	Recapitulation		
Entering each Return		15	Register's Fees		
Taking and Approving Bond, each		1 00	Sheriff's Fees		
Making Copy of Bill, etc.		15	Commissioner's Fees		
Each notice not otherwise provided for		50	Solicitor's Fees		
Each Certificate or Affidavit, with Seal		50	Witness Fees		
Each Certificate or Affidavit, no Seal		25	Guardian Ad Litem		
Hearing and passing on application for Receiver or Trustee		3 00	Printer's Fees		
Each Settlement with Receiver or Trustee		3 00	Trial Tax	3	00
Examining each Voucher of Receiver or Trustee		10	Recording Decree in Probate Court		
Examining each Answer on Exception		3 00	Total	18	60
Recording Resignation or Suggestion of Death of Trustee		75			
Entering each Certificate to Supreme Court		50			
Taking Questions and Answers, etc.		25			
For all other service relating to such proceedings		1 00			
For service in proceeding to relieve minors, etc. same fee as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 1/2 per cent; all over \$1,000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent.					
Sub Total Carried Forward					

Received payment this _____ day of _____ 193_____

Register.

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.

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~~RECORDED~~
Duck

No. 129

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

David McBride

vs.

Ruth McBride

NOTE OF TESTIMONY

Filed in Open Court this 13th

day of July 193 5

Robert S. Duck
REGISTER

David McBride

vs.

Ruth Ann McBride

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 David
 McBride, Rachel Hall, and Sally Washington.....

and in behalf of Defendant upon _____

Robert S. Duck
 Register.

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

Your Orator, David McBride, brings this Bill of Complaint against Ruth Ann McBride, and thereupon your Orator complains and shows unto the Court as follows:

1. Your Orator is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, where he has resided continuously for more than twelve months next preceding the filing of this Bill of Complaint and the said Ruth Ann McBride is over twenty-one years of age and a resident of Conecuh County, Alabama, her address being Route E, Box 54, Evergreen, Alabama.

2. Your Orator and the said Ruth Ann McBride were lawfully married in Evergreen, Alabama, on to-wit, February 1, 1930, and lived together as man and wife until on to-wit, October 1st, 1934, when they separated, at which said time they were residing in Baldwin County, Alabama, and they have not lived together as man and wife since said date.

3. Your Orator further shows unto the Court and your Honor that prior to the said separation the said Ruth Ann McBride lived in adultery and/or committed adultery with Cleveland Milner.

PRAYER FOR PROCESS.

Your Orator prays that the said Ruth Ann McBride be made a party respondent to this Bill of Complaint and that the usual process of this honorable Court do forthwith issue to her.

PRAYER FOR RELIEF.

Your Orator prays that upon a final hearing of this cause your Honor will enter and grant unto him a Decree of Divorce dissolving the bonds of matrimony now existing between your Orator and the said Ruth Ann McBride, and will grant unto him the right to

marry again. Your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.

J. B. B. Bachler
Solicitor for Orator.

FOOT NOTE: The said Ruth Ann McBride is required to answer each and every paragraph of the foregoing Bill of Complaint Numbered 1 to 3 both inclusive but not under oath, her oath thereto being hereby expressly waived.

J. B. B. Bachler
Solicitor for Orator.

BILL OF COMPLAINT.

COPIA

DAVID M. MCHUGH

RUTH ANN MCBRIDE

IN THE CIRCUIT COURT OF

ALLEN COUNTY, ALABAMA.

IN EQUITY.

Filed for the use of Mrs. J. B. B. Bachler

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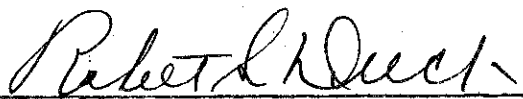
DAVID McBRIDE,
Complainant,
VS.
RUTH ANN McBRIDE,
Respondent.

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

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it being made to appear to the Register that a summons was served upon the Respondent by a Deputy Sheriff of Conecuh County, Alabama, on the 27th day of May, 1935, requiring her to appear and plead, answer or demur to the Bill of Complaint in this cause within thirty days from service of said summons and the said Respondent having failed to plead, answer or demur to the said Bill to the date hereof; it is now therefore, on motion of the Complainant, Ordered and Decreed that the Bill of Complaint in this cause be and it hereby is, in all things taken as confessed against the said Ruth Ann McBride, Respondent aforesaid.

Witness my hand this 8th day of July, 1935.



Register.

DAVID McBRIDE,
Complainant,

VS

RUTH ANN McBRIDE
Respondent.

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*

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 129

DECREE OF DIVORCE

This cause coming on to be heard and being submitted on the Complainant's Bill, Decree Pro Confesso against the Respondent, and the 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 his said Bill.

IT IS THEREFORE Ordered, Adjudged and Decreed by the Court that the bonds of matrimony heretofore existing between the Complainant (was) David McBride, and the Respondent, Ruth Ann McBride, be and the same are hereby dissolved and the said David McBride is forever divorced from the said Ruth Ann McBride for and on account of the facts alleged in his said Bill of Complaint.

IT IS FURTHER Ordered, Adjudged and Decreed that the said David McBride be and he is hereby permitted to again contract marriage but shall not again marry except to the said Ruth Ann McBride until the expiration of sixty days after this date, and if an appeal is taken within sixty days, he shall not marry again except to the said Ruth Ann McBride during the pendency of said appeal.

Done at Monroeville Alabama, on this the 13 day of July, 1935.

F.W. Hare /s/
Judge

DAVID McBRIDE,

Complainant,

VS.

RUTH ANN McBRIDE,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

MOTION FOR DECREE PRO CONFESSO.

Motion is hereby made for a Decree Pro Confesso against the Respondent, Ruth Ann McBride, on the ground that more than thirty days have elapsed since service of a summons in said cause was made upon her by a Deputy Sheriff of Conecuh County, Alabama, and that she has failed to plead, answer or demur to the Bill of Complaint in said cause to the date hereof.

Dated this 8th day of July, 1935.

J. B. Blackburn
Solicitor for Complainant.

The State of Alabama, } Circuit Court of Baldwin County, In Equity
Baldwin County

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Ruth Ann McBride

of Baldwin County, 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

David McBride

against said Ruth Ann McBride

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant 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, Robert S. Duck, Register of said Circuit Court, this 22nd day

of May 1935

Robert S. Duck Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

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~~129~~
Ruth

Serve on Ruth Ann McBride

**Circuit Court of Baldwin County
IN EQUITY**

No. _____

SUMMONS

David McBride

vs.

Ruth Ann McBride

Defendant's Address,

Evergreen, Alabama,

Route F Box 54.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

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**THE STATE OF ALABAMA,
BALDWIN COUNTY**

Received in office this _____

day of _____, 193_____

SHERIFF

Executed this 27th day of

May 1935

by leaving a copy of the within Summons with

Ruth Ann McBride

Defendant

W. G. Moore

Sheriff

By J. L. Moore

Deputy Sheriff

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~~CONFIDENTIAL~~
10/2

MOTION FOR DECREE PRO CONFESSO.

DAVID MCBRIDE,

Complainant,

VS.

RUTH ANN MCBRIDE,

Respondent.

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

Filed on this the 8th day of
July, 1935.

Robert A. Weaver