

LOIS PADGET,

COMPLAINANT,

vs.

FLOYD PADGET,

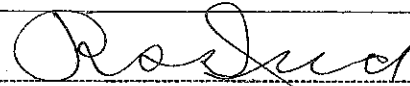
RESPONDENT.

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, the De-  
positions of Lois Padget and M. R. Davis

and in behalf of Defendant upon the Answer and Stipulation.



Register.

786

The State of Alabama, BALDWIN County

CIRCUIT COURT, IN EQUITY

LOIS PADGET Complainant

vs.

FLOYD PADGET Respondent

Answer and

~~Exhibit Pro Confessor~~

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Exhibit Pro Confessor~~ ~~Waiver of 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 Defendant be, and the same are hereby, dissolved, and that the said Lois Padget is forever divorced from the said

Floyd Padget

for and on account of

Voluntary Abandonment

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 Lois Padget, the Complainant, be, and she is hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Lois Padget the Complainant pay the cost herein to be taxed, for which execution may issue.

This 23rd day of December, 19 41

*F. W. Hall*

Judge Circuit Court, in Equity.

I, R. S. Duck, Register of the Circuit Court for 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, and the cost has been paid.

Witness my hand and seal this the \_\_\_\_\_ day of December, 19 41

Register of Circuit Court, in Equity.

THE STATE OF ALABAMA, }  
Baldwin County }

CIRCUIT COURT

TO MARY LAIN MAXEY

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 Lois Padget and M. R. Davis

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

Complainant  
and Floyd Padget

Defendant,

on oath to be by you administered, upon \_\_\_\_\_

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 12th day of Dec, 1941.

R. S. Luck

REGISTER

Commissioner's Fee \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

# CHANCERY EXECUTION

## BILL OF COSTS

No. 786

*Louis Ridgely*

vs.

*Blayd Poynt*

Plaintiff

Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward	
Filing each bill and other papers.....	\$		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%.	585
Issuing each subpoena.....		40	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof.....			Each notice sent by mail to creditor....	15
Entering each return thereof.....			Filing, receipting for and docketing each claim, etc.....	25
For each order of publication.....	1		For all entries on subpoena docket, etc. ....	50
Issuing writ of injunction.....	1		For all entries on commission docket, etc. ....	50
For each copy thereof.....			Making final record, per 100 words	15
Entering each return thereof.....			Certified copy of decree.....	1 00
Issuing Writ of Attachment.....	1		Report of divorce to State Health Office .....	50
Entering each return thereof.....			(Acts 1915)	
Docketing each case.....	1		Total Fees of Register.....	885
Entering each appearance.....			FEES OF SHERIFF	
Issuing each decree pro confesso on per. ser. ....	1		Serving and returning subpoena on deft. ....	\$1 50
Issuing each decree pro confesso on publication .....	1		Serving and returning subpoena for witness .....	65
Each order appointing guardian.....	1		Levying attachment.....	3 00
Any other order by Register.....			Entering and returning same.....	25
Issuing commission to take testimony...		50	Selling property attached.....	
Receiving and filing.....		10	Impaneling Jury.....	75
Endorsing each package.....		10	Executing writ of possession.....	2 50
Entering order submitting cause.....		50	Collecting execution for costs.....	1 50
Entering any other order of court.....		25	Serving and returning sci. fa., each	65
Noting all testimony.....		50	Serving and returning notice.....	65
Abstract of cause, etc.....	1		Serving and returning writ of injunction .....	1 50
Entering each decree.....		75	Serving and returning writ of exeat.	1 50
For every 100 words over 500.....		15	Taking and approving bonds, each...	75
Taking account, etc.....	3		Collecting money on execution.....	
Taking testimony, etc.....		15	Making deed .....	2 50
Each report, 500 words or less.....		2 50	Serving and returning application, etc. ....	1 00
For every 100 words over 500.....		15	Serving attachment, contempt of court .....	1 50
Amount claimed less than \$500, etc.....		2 00	Total Fees of Sheriff.....	
Issuing each subpoena.....		25	RECAPITULATION	
Witness certificate, each.....		25	Register's Fees .....	785
Issuing execution, each .....		75	Sheriff's Fees .....	500
Entering each return .....		15	Commissioner's Fees .....	
Taking and approving bond, each .....	1		Solicitor's Fees .....	
Making copy of bill, etc.....		15	Witness Fees .....	
Each notice not otherwise provided for		50	Guardian Ad Litem.....	
Each certificate or affidavit, with seal...		50	Printer's Fees .....	
Each certificate or affidavit, no seal.....		25	Trial Tax .....	3 00
Hearing and passing on application, etc.	3		Recording Decree in Probate Court...	300
Each settlement with receiver, etc.....	3		Total.....	1685
Exam'ing each voucher of Receiver, etc.		10		
Examining each answer, etc.....		3 00		
Recording resignation, etc.....		75		
Entering each cert. to Supreme Court...		50		
Taking questions and answers, etc.....		25		
For all other ser. relating to such proceedings .....	1			
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, 1½ per ct.; all over \$1,000, an dnot exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct.				
Sub Total Carried Forward.....		380		

The State of Alabama, }  
Baldwin County. }

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

Circuit Court, In Equity \_\_\_\_\_ Term, 194 \_\_\_\_\_

To Any Sheriff of the State of Alabama—GREETINGS:

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 \_\_\_\_\_ 194 \_\_\_\_\_

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 \_\_\_\_\_ 194 \_\_\_\_\_ to date of collection.

Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_ 194 \_\_\_\_\_

\_\_\_\_\_, Register.

LOIS PADGET.

COMPLAINANT.

VS.

FLOYD PADGET.

RESPONDENT.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

ANSWER

Comes now, the above named Respondent, and for Answer to  
t  
the Bill of Complaint herein admits the allegations of Part One  
of said Bill of Complaint and further admits the allegations of  
Paragraph one of Part Two of said Bill of Complaint and denies  
the allegations of Paragraphs two and three of Part Two of said  
Bill of Complaint.

Wherefore, having fully answered, Respondent prays that he  
may go hence without day and that the Complainant take nothing by  
her action.

Floyd Padget  
Respondent

LOIS PADGET,  
COMPLAINANT,  
  
VS.  
  
FLOYD PADGET,  
RESPONDENT.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
  
IN CHANCERY.  
  
BILL OF COMPLAINT

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

PART ONE

Your Complainant respectfully shows unto the Court that she is over the age of twenty-one (21) years and a bonafide resident of Foley, Baldwin County, Alabama; that the Respondent, Floyd Padget is also over the age of twenty-one (21) years and a resident of Fairhope, Baldwin County, Alabama.

PART TWO

Your Complainant further avers as follows:

1. That she and the Respondent were lawfully married in Pensacola, Florida, on the 26th, day of November, 1939, and that ever since said marriage she has conducted herself towards the Respondent as a faithful and obedient wife.
2. That immediately following the marriage between the Complainant and Respondent, the Respondent voluntarily abandoned your Complainant, refused to live with her or provide a home for her and they have never lived together since all of which was without fault on the part of your Complainant
3. Wherefore, your Complainant avers that her marriage with the Respondent has failed and she is entitled to and desires a divorce from the Respondent.

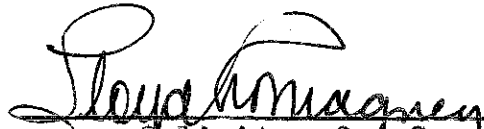
PRAYER FOR PROCESS

The premises considered your Complainant prays this Honorable Court to grant to her the Writ of Summons of the State of

Alabama, directed to the Respondent, Floyd Padget, commanding him to answer, demur or otherwise plead to this Bill of Complaint within the time allowed by law and to stand to and abide such orders and decrees herein as may be made and entered.

PRAYER FOR RELIEF

Your Complainant further prays that upon the final hearing of this matter your Honor will grant to her a decree of divorce from the Respondent and that she may have such other, further, and different relief in the premises as may be just and equitable.

  
Solicitor for Complainant

LOIS PADGET,

COMPLAINANT,

VS.

FLOYD PADGET,

RESPONDENT.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

STIPULATION.

Comes now, the above named Respondent and stipulates and agrees that his Answer filed herein be taken as a general appearance and a waiver of the issuance and service of process; that a commission to take the testimony may be issued without notice to him; that the testimony in behalf of the Complainant may be taken without notice to him and that this cause may be submitted upon the Bill of Complaint, the Answer and the Testimony at any time without notice to him.

The Respondent further states that he is not at the present time in the Army, Navy, or any of the armed forces of the United States.

Dated this 25 day of December, 1941.

Floyd Padget  
Respondent



LOIS PADGET,

COMPLAINANT,

VS.

FLOYD PADGET,

RESPONDENT.

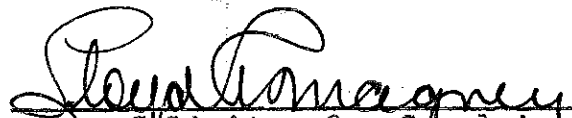
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

REQUEST FOR DECREE  
IN VACATION.

TO HONORABLE R. S. DUCK, REGISTER:

The above stated cause being at issue for all evidence having been taken and the cause being ready for submission for final decree, comes now Lloyd A. Magney, Solicitor of Record, for the Complainant and 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.

  
Solicitor for Complainant.

**RECORDED**

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

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

LOIS PADGET,

COMPLAINANT

vs.

FLOYD PADGET,

RESPONDENT.

**NOTE OF TESTIMONY**

Filed in Open Court this 25

day of Aug 1934

*Asquith*

REGISTER

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

**LOIS PADGETT,**

**Complainant**

**VS.**

**FLOYD PADGETT,**

**Defendant**

**Commission To Take Deposition**

**COMMISSIONER:**

**Mary Iain Maxey**

**Witnesses:**

**Lois Padgett**

**M. R. Davis**

**RECORDED**

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

The State of Alabama

*Madison* County.

In Circuit Court, In Equity

*John F. Adgitt*

vs. Complainant.

*Thayer F. Adgitt*

Respondent.

**DIVORCE DECREE**

7810  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

**RECORDED**

LOIS PADGET,

COMPLAINANT,

VS.

FLOYD PADGET,

RESPONDENT.

ANSWER

*Filed June 17, 1944*  
*By [Signature]*

786

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN CHANCERY.

RECORDED

LOIS PADGET,

COMPLAINANT,

VS.

FLOYD PADGET,

RESPONDENT.

STIPULATION

*October 1941*  
*D. Padget*  
*But*

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN CHANCERY.

**RECORDED**

LOIS PADGETT,

COMPLAINANT,

VS.

FLOYD PADGETT,

RESPONDENT.

786

REQUEST FOR DECREE IN VACATION.

Dec 22 1941  
J. J. Jones

THE STATE OF ALABAMA }  
Baldwin County }

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

LOIS PADGET, \_\_\_\_\_ COMPLAINANT

vs.

FLOYD PADGET, \_\_\_\_\_ RESPONDENT

I, Mary Lain Maxey \_\_\_\_\_

as Register and Commissioner \_\_\_\_\_

have called and caused to come before me Lois Padget and M. R. Davis \_\_\_\_\_

witnesses named in the requirement for Oral Examination, on the 20th day of December  
1941, at the office of Lloyd A. Magney, \_\_\_\_\_

in Foley \_\_\_\_\_, 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:

LOIS PADGET

My name is Lois Padget, I am over twenty-one (21) years of age and reside in Foley, Alabama, where I have resided for many years.

I was married to the Respondent, Floyd Padget, in Pensacola, Florida, on the 26th day of November, 1939, and immediately returned to Foley to live where I have resided ever since.

We only lived together for about one week after which the Respondent left and abandoned me without any cause so far as I know and we have never lived together nor has he ever contributed to my support from that time on and for more than two years next preceeding the filing of my Bill of Complaint.

It is obvious that we are never going to live together and under the circumstances I desire a divorce.

Lois Padget

M. R. DAVIS

My name is M. R. Davis, I live in Foley, Alabama, where I conduct a retail wearing apparel and shoe store and I have known Lois Padget, the Complainant, in this action for many years and her husband, Floyd Padget, several years.

She worked for me as a clerk in my store both before her marriage and practically ever since.



I, Mary Lain Maxey 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 \_\_\_\_\_ 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 \_\_\_\_\_ day of December 1941.

Mary Lain Maxey (L. S.)

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

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

**IN CIRCUIT COURT, IN EQUITY**

LOIS PADGETT,

COMPLAINANT

vs.

FLOYD PADGETT,

RESPONDENT

**ORAL DEPOSITION**

Filed Dec 22, 1941

Richard, Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

I know that she and the Respondent were married in November, 1939, and that they lived together here in Foley, just a few days, possibly a week, after the marriage at which time he left Foley and to my knowledge they have never lived together since.

Mrs. Padget, has always been a respectable and hard working young woman, has supported herself for a number of years and I know of no reason or excuse for him leaving her as he did.

M. R. Davis