

THE STATE OF ALABAMA, }
BALDWIN COUNTY

No. _____ Circuit Court, In Equity.

BUENA BONNER ARD

Complainant

Vs.

CURTIS ARD

Defendant

Motion is hereby made for a Decree Pro Confesso against _____

Curtis Ard,

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons

upon said Defendant _____; ~~and that said summons was duly served according to law,~~ ^{by Registered Mail, Postage Prepaid marked, "For Delivery to addressee only,"} and that said

Defendant _____ has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 11th day of May 1942.

Solicitor.

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194 _____

BUENA BONNER ARD
Complainant—

VS.

CURTIS ARD
Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a complaint
having been filed ~~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 her,
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.

Solicitor— for Complainant—

BUENA BONNER ARD

vs.

CURTIS ARD

CIRCUIT COURT OF

Baldwin COUNTY.

IN EQUITY.

I, R. S. Duck, Register of said Court, do hereby certify that I

did, on the 6th day of January 1922, send to

Curtis Ard Defendant.

whose address was Weirton West Virginia

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill

of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the 14 day of January 1922

Witness my hand, this 12th day of May 1922

R. S. Duck

Register.

RECORDED

No. 791

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

BUENA BONNER ARD

vs.

CURTIS ARD

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this 12th

day of May 1942

R. S. Truck

Register.

RECORDED

No. 791

Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

BUEAN BONNER ARD

Vs.

CURTIS ARD

Motion for Decree Pro Confesso on
Personal Service

Filed 5-12 1942

A. S. Duck

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

NO. 791

BUENA BONNER ARD

Complainant—

VS.

CURTIS ARD

Respondent—

Request For Decree In Vacation

Filed 5-12, 1942

R. S. Duck

Register.

RECORDED

No. 791

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

BUENA BONNER ARD

VS

CURTIS ARD.

NOTE OF TESTIMONY

Filed in Open Court this 12th

day of May 1942

R. S. Duck

Register

797

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Buena Bonner Ard Complainant

VS

Curtis Ard Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso

on _____ 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 Buena Bonner Ard is forever divorced from the said

Curtis Ard

for and on account of Cruelty

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 Buena Bonner Ard

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

It is further ordered that Buena Bonner Ard

the Complainant pay the cost herein to be taxed, for which execution may issue.

This 14th day of May, 19 42.

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 May, 19 42

Register of Circuit Court, in Equity.

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

vs. Complainant.

Respondent.

DIVORCE DECREE

[Faint, illegible text, likely bleed-through from the reverse side of the page]


STATE OF ALABAMA,
BALDWIN COUNTY.

Before Me, CECIL G. CHASON, a Notary Public in and for said County in said State, personally appeared Buena Bonner Ard who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That her name is Buena Bonner Ard; that she is over the age of Twenty-one years and a resident of Foley, Baldwin County, Alabama; that she is personally acquainted with Curtis Ard, and that he is not a member of any branch of the Armed Forces of the United States.

Buena Bonner Ard

Sworn to and subscribed
before me on this the 12th
day of May, 1942.


Notary Public, Baldwin County,
State of Alabama.

BUENA BONNER ARD

vs.

CURTIS ARD

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 6th
day of January 1945, a copy of the Bill of Complaint filed in this cause was
sent to Curtis Ard

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and return receipt demanded addressed to the Register of this Court; and that on the
14th day of January 1945 such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all
things taken as confessed against the said Curtis Ard

Defendant

This the 12th day of May 1945
R. Schuch Register.

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To JETTY TERRELL

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 Buena Bonner Ard and Travis Bonner

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

BUENA BONNER ARD is

Complainant

and

CURTIS ARD is

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 this 8th day of May 19 42

RS Duck

REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$ _____

NO. 491

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

BUENA BONNER ARD

RECORDED

vs. Complainant

CURTIS ARD

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

Blank lined area for deposition text.

Vertical text on the right side of the page, possibly a date or recording information.

RECORDED

No. 791

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

BUENA BONNER ARD

vs.

CURTIS ARD

**Decree Pro Confesso After
Notice By Registered Mail.**

Filed in office this 12th day of

May, 1942

R. S. Dush Register

Entered in O. B. _____ Page _____

RECEIVED
MAY 12 1942

Filed 5-12-42
P. A. D. Smith
Rogers

491
RECORDED

RECEIVED
MAY 12 1942

HYBART, CHASON & CHASON

ATTORNEYS AT LAW

FOLEY, ALABAMA

June 9, 1942.

C. L. HYBART
J. CHASON
C. G. CHASON

Mr. R. S. Duck,
Circuit Clerk,
Bay Minette, Ala.

Dear Bob:

There is included in this letter the following:

Commission to take deposition on
Gill divorce.
Oral Deposition on above divorce.
Note of Testimony " " " " .
Motion for Decree in Vacation.
Motion for Decree Pro Confesso on
personal service.
Bill from Commissioner marked paid
in Ard vs. Ard divorce, as requested
by you.
Bill of Complaint for Divorce by
Lucile Chavers vs. Hibbard Chavers.
Answer by Defendant in Chavers vs.
Chavers which he brought in and ask
me to send to you.
Check for \$10.00 as costs of Chavers
vs. Chavers as per your instructions.

The costs of Gill vs. Gill will be paid as soon
as a Cost Bill is received. Please send me some forms
for Commissioner to take Deposition, Oral Deposition,
Note of Testimony, Motion for Decree Pro Confesso,
Request for Decree in Vacation, etc., as there are
more coming.

Yours very truly,


C. G. CHASON.

BURHA BOWLER ARD
COMPLAINANT
VS.
CURTIS ARD
RESPONDENT

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

Comes now the respondent in the above styled cause, Curtis Ard,
and for answer to the bill of complaint heretofore filed in said
cause says:

1. He admits the allegations of paragraph one of said bill.
2. He denies each and every allegation of paragraph two of
said bill and demands the strictest proof thereof.

RESPONDENT

I, Curtis Ard, the respondent in the above entitled cause hereby
waive notice of the taking of testimony in said cause, and further
waive notice of the submission of said cause for final decree.

Curtis Ard
RESPONDENT

STATE OF OHIO

COUNTY OF Jefferson

Before me, the undersigned authority in and for said County and
State personally appeared Curtis Ard, who, being made known to me
subscribed his name to the above answer and waiver of notice in my
presence, and who being duly sworn deposes and says that the averments
and matters therein contained are true according to the best of his
knowledge, information and belief. This 17th day of January, 1942

Esther Fisher
Affiant

ESTHER FISHER, Notary Public
My Commission Expires December 20, 1942

791

RECORDED

Filed 1-20-42

R. S. Duck

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

..... BUENA BONNER ARD Complainant.

VS.

..... CURTIS ARD Respondent.

I Jetty Terrell

as Register and Commissioner

have called and caused to come before me

..... Buena Bonner Ard and Travis Bonner

witness named in the Requirement for Oral Examination, on the 11th day of May

1942, at the office of HYBART, CHASON & CHASON

in Foley, Alabama, and having first sworn said witness to speak the

truth, the whole truth, and nothing but the truth, the said Buena Bonner Ard and

Travis Bonner doth depose and say as follows:

.....
 My name is Buena Bonner Ard; I am 26 years old and have lived
 in Alabama all my life. My husband is not a resident of Alabama; ..
 and I think he lives in Ohio. We were married on September 14,
 1938 at Tuscaloosa, Alabama, and lived together, mostly in Baldwin
 County, until October 1, 1940. Just before we separated Curtis
 hit me on the head with his fist and I was deaf from it for a whole
 day. He had started running around with other women and when I
 would say anything to him about it, he would threaten to beat me, ..
 which he proceeded to do sometimes. He spent all his money on
 himself and on other people, and my daddy had to send me money
 for a good while before we separated. I was so miserable and
 scared all the time with him beating me and cursing me that I
 just had to leave him. I was afraid that he was going to hurt
 me real bad sometime.

..... Buena Bonner Ard

ORAL EXAMINATION.

I, Jetty Terrell, 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 and read over to them and they signed the same in the presence of myself

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof made before me of the identity of said witness; 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 11th day of May 1942

Jetty Terrell (L. S.)

NO. 791 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

BUENA BONNER ARD

vs. Complainant

CURTIS ARD

Respondent

Oral Deposition

Filed 5-12, 1942

R. S. D. Smith Register

Recorded in

Record

Vol. Page

Register

The State Of Alabama }
Baldwin County

Circuit Court of Baldwin County, In Equity.

To Any Sheriff of the State of Alabama—GREETINGS:

WE COMMAND YOU, That you summon Curtis Ard.

of _____ 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 Buena Banner. Ard.

against said Curtis, Ard.

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, R. S. Duck, Register of said Circuit Court, this 6th day of January,, 192.

R. S. Duck, Register

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

BUENA BONNER ARD ✓

Complainant

-vs-

CURTIS ARD

Respondent

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

Comes your Complainant, Buena Bonner Ard, and exhibits this, her Bill of Complaint for divorce against Curtis Ard and shows unto your Honor and this Court as follows:-

FIRST:

That your Complainant is over the age of twenty-one years and is a bona fide resident of the State of Alabama, having therein resided for more than ten years, her present address being Foley, Alabama; that the Respondent is a non-resident and that his address is unknown.

SECOND:

That your Complainant and the Respondent were married on, heretofore, to-wit, September 14, 1938, and lived together as man and wife until October 1, 1940 when because of the matters hereinafter complained of, your Complainant was compelled to live separate and apart from the Respondent; that the Respondent struck your Complainant with his fist and committed actual violence on her person attended with danger to her life and health; that he used abusive and offensive language and threatened her with violence; that the Respondent has contributed nothing to the support of your Complainant for over two years.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that Curtis Ard be made a party defendant to this cause by the usual process of this Honorable Court requiring him to plead, answer or demur within the time and under the penalties pres-

(Page Two)

cribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Complainant be granted a divorce from the said Respondent; and that your Complainant be given the right to remarry. Should your Complainant be mistaken in the relief prayed for that there be granted to her such other, different and general relief to which she may be entitled, and as in duty bound she will ever pray.

Walter H. H. H. H.
Solicitors for Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, Cecil G. Chason, a Notary Public in and for said County in said State personally appeared BUENA BONNER ARD and who is known to me and who after being by me first duly and legally sworn doth depose and say under oath as follows:

That her name is Buena Bonner Ard; that she is over the age of Twenty-one years and resident of Foley, Baldwin County, Alabama; that she is the Complainant in the suit for divorce filed by her against CURTIS ARD; that Curtis Ard is over the age of Twenty-one years and that it is the belief of your Affiant that he is not a resident of the State of Alabama; that his last known address was Weirton, West Virginia and that he was known to be at this address approximately Six months ago; that a reasonable effort has been made to ascertain his present address and that it has resulted in failure.

Buena Bonner Ard

Sworn to and subscribed
before me on this the
3rd day of January, 1942
Cecil G. Chason
Notary Public, Baldwin Co.
State of Alabama.

Received Five and 00/100 Dollars (\$5.00) on May 22, 1942, as
Commissioner, from C. G. Chason, Attorney, on Ard vs Ard case.

Jettie Terrell
Jettie Terrell

RECEIPT FOR REGISTERED ARTICLE No.

15 fee paid. 1 class postage paid. 1-6

Declared value, \$ 10.00 Surcharge paid, \$ 0.00 (Date) May 22 1942

From *P. S. Buck* (Sender)
B-37 (Street and number)

Addressed to *Curtis Ard* (Post office and State)
W. Va. (Addressee)
W. Va. (Street and number)



Accepting employee will place initials in space below, indicating (Post office and State)
Return receipt fee 2

Form 3821
Rev. 1-4-40

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

(Signature or name of addressee)

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery

194

Post Office Department
OFFICIAL BUSINESS

VERIFY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE HERE



Return to *W. J. Luce*
(NAME OF SENDER)

Street and Number,
or Post Office Box,
.....