

The State of Alabama, } No. _____ CIRCUIT COURT IN EQUITY.
Baldwin County.

J. W. Wright Complainant

vs.

Rose Epperson Wright Defendant

Motion is hereby made for a Decree Pro Confesso against *Rose Epperson Wright* 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, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This *8th* day of *July* 19*35*
Hybart & Chason Solicitor.

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA, } CIRCUIT COURT, IN EQUITY.
Baldwin County: No. *134*. Term, 192

J. W. WRIGHT, Complainant

vs.

ROSE EPPERSON WRIGHT, Defendant

To *ROBERT S. DUCK*, Register:

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by *Hybart, & Chason*

Solicitors 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.

Hybart & Chason
Solicitor for Complainant.

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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

J. W. Wright

vs.
Case Exp. from Wright

MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE

Filed *July 8 1935*
Wright & Deard
Register.

Recorded in Record.

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THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

J. W. Wright
vs.

Case Exp. from Wright

REQUEST FOR DECREE IN
VACATION

FILED *July 9 1935*
Wright & Deard
Register

RECORDED IN RECORD

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Register

J. W. WRIGHT

Complainant,

vs.

ROSE EPPERSON WRIGHT

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,

Request for Decree Pro Confesso on Personal Service, Decree Pro
Confesso on Personal Service, Testimony of M. B. Dewey, Testimony
of J. W. Wright; Request for Decree in Vacation,

and in behalf of Defendant upon

Robert S. Duck

Register.

RE: *Duck*

No. 134

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

J. H. Wright

vs.

Rose Epperson
Wright

NOTE OF TESTIMONY

Filed in Open Court this 9

day of July 1935

Robert S. Duck

REGISTER

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 Rose Epperson Wright
Satsuma Beach, Ala.

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 J.W. Wright,

against said Rose Epperson Wright,
Satsuma , Beach, Alabama.

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 28th day of May 193 5 Robert S. Duck Register

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

The State of Alabama, }
Baldwin County.

No. 134.

Circuit Court, in Equity.

J. W. WRIGHT

Complainant

vs.

ROSE EPPERSON WRIGHT

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

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It further orderd, that the said J. W. Wright be, and he is hererby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said J. W. Wright pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said

.....

It is further ordered, adjudged and decreed that said J. W. Wright shall not again marry except to said Rose Epperson Wright until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Rose Epperson Wright

..... during the said pendency of appeal

.....

This 10th day of July 1923.

F. N. Stare
Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, }
Baldwin County.

Circuit Court, in Equity.

I, _____ Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the _____ day of _____ 192____, in the cause of _____

Complainant

vs.

Defendant

as appears of record in said Court,

Witness my hand and the seal of said Court, this the _____

day of _____ 192____

Register

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Mary Green

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

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

J. W. Wright

Complainant

and

Rose Epperson

Defendant,

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

Witness 9 day of July 1935

Robert S. Duck

REGISTER

COMMISSIONER'S FEE, \$ _____

WITNESS' FEES, \$ _____

J. W. WRIGHT,

Complainant,

-VS-

ROSE EPPERSON WRIGHT,

Respondent.

IN THE CIRCUIT COURT--EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,
AND THE HON. FRANCIS W. HARE, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your Complainant, J. W. Wright, and exhibits this his Bill of Complaint in this cause for Divorce against Rose Epperson Wright, and shows unto this Honorable Court and unto your Honor as follows:-

FIRST:

That your Complainant is a bona fide resident of Baldwin County, Alabama, residing at Loxley, Alabama, and has been such a resident for more than three years next immediately preceding the filing of this Bill of Complaint, and that your Complainant is over the age of twenty-one years; that the Respondent is a bona fide resident of Baldwin County, Alabama, residing at Satsuma Beach, and is twenty years of age.

SECOND:

That your Complainant and the Respondent were married on, heretofore, to-wit, May 26th, 1933; that the Respondent voluntarily deserted and abandoned your Complainant on May 26th, 1933, more than two years before the filing of this Bill of Complaint, and has not lived with your Complainant since that time. That said Respondent abandoned your Complainant without just cause or legal excuse, and that she has failed and refused to live with him since that time.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that all necessary notices, orders and decrees be issued to make the above named Rose Epperson Wright party defendant, requiring her to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this court and the statutes

(page two)

in such cases made and provided; that upon a final hearing hereof your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between your Complainant and the Respondent be forever dissolved, and that your Complainant be again permitted to contract the marriage relation should he so desire. Should your Complainant be mistaken in the relief prayed for that there be granted to him such other, further and different relief to which he is in equity and good conscience entitled, and as in duty bound he will ever pray.

J. W. Wright
Complainant.

FOOT NOTE:-

The Respondent, Rose Epperson Wright, is required to answer each and every paragraph of the foregoing Bill of Complaint, from 1 to 2, both inclusive, but not under oath, as answer under oath is hereby expressly waived.

Hyatt & Shason
Solicitors for Complainant.

NO. 134

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The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

J. W. Wright

Complainant

Joe E. Johnson

VS.

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Mary J. Green

WITNESSES:

NO. 134

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

J. W. Wright

VS.

Joe C. Spencer
Wright

DECREE OF DIVORCE.

Filed in office this 13

day of July, 1925

William P. Owen
Register.

E. O. M.

Moore Printing Co. :::: Bay Minette, Ala.

~~RECORDED~~
check

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Serve on Rose Epperson Wright
Circuit Court of Baldwin County
IN EQUITY

THE STATE OF ALABAMA,

BALDWIN COUNTY

No. 134

Received in office this 24

SUMMONS

day of May, 1935

J. W. Wright

W. H. Spivey

SHERIFF

Executed this 1st day of

June 1935

by leaving a copy of the within Summons with

Rose Epperson Wright

VS.

Defendant

M. S. Michener

Sheriff

Rose Epperson Wright,

R. W. Anderson

Deputy Sheriff

Hybert, & Chason,

Solicitor for Complainant

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TESTIMONY OF M. B. DEWEY.

My name is M. B. Dewey. I am 59 years of age and live at Loxley, Alabama. I am acquainted with the parties to this suit and have known them both for more than four years last past. They are both resident citizens of Baldwin County, Alabama, and have been such for more than four years last past. The Complainant in this cause resides at Loxley, Alabama, and the Defendant lives at Satsuma Beach, Baldwin County, Alabama. The Complainant is over the age of twenty-one years and the Defendant is twenty years of age. The parties to this suit were married to each other on or about May 26th, 1933, according to my best recollection, and the Defendant voluntarily deserted and abandoned the Complainant on the day that they were married; that is, May 26th, 1933, and they have not lived together since that time, she having remained away from him.

M. B. Dewey

TESTIMONY OF J. W. WRIGHT.

My name is J. W. Wright. I live at Loxley, Alabama, and have been a resident citizen of the State of Alabama all my life, having resided at Excel, Monroe County, Alabama, up until something like four years ago, when I moved to Loxley, Alabama, where I have resided ever since. On May 26th, 1933, I married the Defendant, Rose Epperson Wright, in Baldwin County, Alabama; that on the day that we married she voluntarily deserted and abandoned me and has remained away from me ever since, and we have had nothing to do with each other since said abandonment. That said abandonment was voluntary on her part and was without just cause or legal excuse, and that she has failed and refused to live with me since that time.

J. W. Wright

The State of Alabama }
Baldwin County

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

J. W. WRIGHT

COMPLAINANT

VS.

ROSE EPPERSON WRIGHT

RESPONDENT

Mary F. Green

I,

~~as Register and~~ Commissioner

have called and caused to come before me M. B. Dewey and J. W. Wright

witness es named in the Requirement for Oral Examination, on the 9th day of July

19 35, at the office of Hybart & Chason

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

truth, the whole truth, and nothing but the truth; the said M. B. Dewey and J. W.

Wright doth depose and say as follows:

ORAL EXAMINATION

I, Mary F. Green, 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 witnesses and read over to them and they signed the same in the presence of myself and John Chason 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 9th day of July 1935.

Mary F. Green (L. S.)

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The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

J. W. Wright
VS.
COMPLAINANT

Robert S. Rusk
RESPONDENT

ORAL DEPOSITION

Filed July 9, 1935

Robert S. Rusk
RECORDED IN _____, Register

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The State of Alabama,
Baldwin County.

No. 154 CIRCUIT COURT IN EQUITY.

J W Wright. Complainant

vs.

Rose Epperson Wright. Defendant

In this cause it appears to the Register
that a summons requiring the Defendant Rose Epperson Wright.

Has Failed

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days
after the service of said Summons upon Rose Epperson Wright.

was served upon Her by the Sheriff of Baldwin County, Alabama, on the
1st day of June 1935

And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint
to this date, it is now, therefore, on motion of Hybart & Chason.

Solicitors for Complainant

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things
taken as confessed against the said Rose Epperson Wright.

Defendant aforesaid.

This 8th day of July 1935

Robert L. Deuch

Register.

~~MAILED~~
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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

J W Wright

vs.

Rose Epperson Wright.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE**

Issued July 8th 1935

Arthur S. Reed
Register.

Moore Printing Company, Bay Minette, Ala.

