

839

Filed June 17 1943
R. B. Dyer

IN THE CIRCUIT COURT OF
THE STATE OF ALABAMA,
SOUTHERN DISTRICT.

THE STATE OF ALABAMA,
Plaintiff,

-vs-

WILLIAM W. BROWN,
Respondent.

Comes the Respondent, William W. Brown, and files his
petition for writ of habeas corpus and writ of certiorari
in the above styled cause, and demands that writs be
issued to him.
The Respondent alleges and avers that he is a
citizen of the State of Alabama.

WITNESSETH my hand and seal of office this 17th day of June, 1943.

THE STATE OF ALABAMA
Baldwin County

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

Bertha English COMPLAINANT

VS.

Seymour English RESPONDENT

I, Jettie Terrell,

as Register and Commissioner

have called and caused to come before me Bertha English and

Dorothy E. Underwood,

witness named in the Requirement for Oral Examination, on the 26th day of June

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 Bertha English and

Dorothy E. Underwood doth depose and say as follows:

My name is Bertha English, and I am 50 years old and a resident of Baldwin County, Alabama, having resided therein for 37 years. I married Seymour English on July 7, 1907, and we lived together as man and wife until August 13th, 1939, though he was gone a good part of the time for the last five or six years. I have worked and supported myself and our children for over twenty years with no help from my husband. The children are now all grown and are self supporting.

For about five or six years, Seymour would only come home at intervals, staying away and out of town most of the time, and on August 13th, 1939, he left, stating that he was going to Umatilla, Fla., and that he did not want me to go with him, and that he did not intend to return. He has not returned since that time.

Bertha English

My name is Dorothy Underwood, I am 32 years of age and a resident of Baldwin County, Alabama. My mother and father, Bertha English and Seymour English, were married on July 7th, 1907, and I was born in 1909. From the time I was big enough to remember, my mother worked and supported herself and the children. For about the last five or six years, my father has lived and worked away from my mother, and we would only see him occasionally. On August 13th, 1939, he left and said that he wasn't coming back. My mother did not know where he had gone for several weeks. She would have gone with him at this time, even if he had left her before, if he would have let her, but she didn't even have a chance, and he wouldn't take her with him.

Dorothy E. Underwood

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Bertha English

Complainant

VS.

Seymour English

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

NO. _____

Bertha English,

Complainant—

VS.

Seymour English

Respondent—

Request For Decree In Vacation

Filed July 24, 1943

Edueh

Register.

ORAL EXAMINATION

I, Jettie 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 and each other 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 23rd day of June, 1942.

Jettie Terrell (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Bertha English Complainant

Vs.

Seymour English Respondent

ORAL DEPOSITION

Filed June 24, 1942 Register

RECORDED IN _____ Record _____

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LEB

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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.

Hyland & Chan
Solicitors for Complainant.