

NOTICE TO NON-RESIDENT

TIMES PRINTING CO., BAY MINETTE

Nettie Ard White.

No.

864.

vs.

James Thomas White.

The State of Alabama,

Baldwin County.

Circuit Court, in Equity

This the 12th day of

Sept., 1942

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Nettie Ard White.

that the Defendant James Thomas White.

is a non-resident of the State of Alabama

and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

James Thomas White. the said Defendant.

to answer or demur to the Bill of Complaint in this cause by the 19th day of October, 1942, or after thirty days therefrom a decree Pro Confesso may be taken against Him.

R. Lee

Register.

Beebe & Hall. Solicitors for Complainant.

THE STATE OF ALABAMA }
Baldwin County

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

Nettie Ard White COMPLAINANT

VS.

James Thomas White RESPONDENT

I, Virginia Keel

as ~~Register and~~ Commissioner

have called and caused to come before me

Nettie Ard White and Eunice White

witness ~~as~~ named in the Requirement for Oral Examination, on the _____ day of _____

1942, at the office of Beebe & Hall

in Bay Minette, Alabama, and having first sworn said witness ~~as~~ to speak the truth,

the whole truth, and nothing but the truth, the said Nettie Ard White and Eunice

White doth depose and say as follows:

Nettie Ard White testified as follows:

My name is Nettie Ard White.

I am over the age of twenty-one years and reside at Robertsdale in Baldwin County, Alabama where I have resided for more than three years continuously next preceding September 12, 1942. James Thomas White is over the age of twenty-one years. His place of residence and Post Office address is unknown to me. I have made diligent search to ascertain the same but have been unable to do so. James Thomas White and I were married June 18, 1921 at Bay Minette in Baldwin County, Alabama. On March 2, 1940 he voluntarily abandoned me at Robertsdale without just cause and a short time thereafter left Baldwin County and I have not seen nor heard from him since and we have not lived together as husband and wife since March 2, 1940. He has not contributed in any manner to my support since that time.

Nettie Ard White

Eunice White testified as follows::

My name is Eunice White.

I am 20 years of age. I am the daughter of Nettie Ard White and James Thomas White, complainant and defendant in this suit. On March 2, 1940 my father, James Thomas White voluntarily abandoned Mother at Robertsdale, Baldwin County, Alabama and within a few days left the country and we have not seen nor heard from him since. His abandonment was without just cause. He has not contributed in any manner to our support since that time.

Eunice White

ORAL EXAMINATION

I, Virginia Keel, 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 W. C. Beebe 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 30 day of November, 1942.

Virginia Keel (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Nettie Ard White
Complainant

Vs.

James Thomas White
Respondent

ORAL DEPOSITION

Filed _____, 19____

_____, Register

RECORDED IN

_____, Record

Vol. _____ Page _____

_____, Register

Nettie Ard White.

VS.

James Thomas. white,

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.~~ on Publication.

and Testimony of Nettie ~~Ard~~ White and Eunice White.

and in behalf of Defendant upon _____

_____ Register.

RECORDED

No. 864

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Nettie and White

VS.

James Thomas White.

NOTE OF TESTIMONY

Filed in Open Court this 2 nd

day of Dec. 1942



Register.

864

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Nettie Ard White. Complainant
 VS
James Thomas White. Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso on Publication. 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 Nettie Ard White. is forever divorced from the said

for and on account of 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 Nettie Ard White be, and She hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 4th day of December. 1942.

[Signature]
 Judge Circuit Court, in Equity.

I, _____, 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 _____, 19_____

Register of Circuit Court, in Equity.

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

vs. Complainant.

Respondent.

DIVORCE DECREE

THE STATE OF ALABAMA, }
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. _____, Term, 193__

Nettie Ard White _____, Complainant.

Vs.

James Thomas White _____ Defendant.

Motion is hereby made for a Decree Pro Confesso against _____

James Thomas White _____ Defendant.

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 23rd day of November 1932

Beebe & Hall
By W. C. Beebe

Solicitor.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Nettie Ard White Complainant

Vs.

James Thomas White Defendant

In this cause it appears to the Register R. S. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the _____ day of _____, 19____, in the The Baldwin Times a newspaper published in Bay Minette, _____, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the _____ day of _____ 194____ and _____

And it now further appearing to the Register R. S. Duck that the said

James Thomas White

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant _____, ordered and decreed by the Register R. S. Duck _____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said James Thomas White

This 23rd day of November 1942

R. S. Duck

Register.

Nettie Ard White
Complainant,
VS.
James Thomas White
Respondent.

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

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from
Bay Minette....., in the County of Baldwin.....

Alabama, the place of trial of said cause, to-wit:.....

Nettie Ard White and Eunice White
.....
.....
.....
.....;

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

BEEBE & HALL
By: *W. C. Beebe*
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Virginia Keel
as a suitable and competent person to act as commissioner upon the examination of said witnesses.

BEEBE & HALL
By: *W. C. Beebe*
Solicitor for Complainant.

THE STATE OF ALABAMA, }
Baldwin County

CIRCUIT COURT

TO Virginia Keel

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

Nettie Ard White and Eunice White

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

Nettie Ard White Complainant

and

James Thomas White Defendant,

on oath to be by you administered, ~~you~~

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

Witness 23rd day of November, 1942.

R. S. Duck

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

lived together as husband and wife until March 2, 1940, when the said JAMES THOMAS WHITE voluntarily abandoned this complainant without just cause; that the said JAMES THOMAS WHITE a short while thereafter left the State of Alabama and has not been heard from since; that Complainant and the said JAMES THOMAS WHITE have not lived together since the said date, namely since March 2, 1940.

Wherefore your complainant prays this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said JAMES THOMAS WHITE a party defendant hereto and by appropriate process requiring him to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between this Complainant and the said Defendant and complainant prays for such other, further or different relief as in equity and good conscience she shall be entitled to receive in the premises.

BREWER & HALL

By:

W. C. Brewer
Solicitors for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned Notary Public, in and for said State and County, this day personally appeared Nettie Ard White, who is known to me, and who having been by me first duly sworn, deposes and says that she is Complainant in the cause of Nettie Ard White Versus James Thomas White for divorce in Circuit Court of Baldwin County, Alabama, that the said James Thomas White is a nonresident of the State of Alabama, that she has made diligent inquiry to ascertain his place of residence and Post Office address and she has been unable to ascertain the same.

Sworn to and subscribed before me this 11th day of September, 1942.

Notary Public, Baldwin County, Ala.

lived together as husband and wife until March 2, 1940, when the said JAMES THOMAS WHITE voluntarily abandoned this complainant without just cause; that the said JAMES THOMAS WHITE a short while thereafter left the State of Alabama and has not been heard from since; that Complainant and the said JAMES THOMAS WHITE have not lived together since the said date, namely since March 2, 1940.

Wherefore your complainant prays this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said JAMES THOMAS WHITE a party defendant hereto and by appropriate process requiring him to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between this Complainant and the said Defendant and complainant prays for such other, further or different relief as in equity and good conscience she shall be entitled to receive in the premises.

BEEBE & HALL

By:



Solicitors for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned Notary Public, in and for said State and County, this day personally appeared Nettie Ard White, who is known to me, and who having been by me first duly sworn, deposes and says that she is Complainant in the cause of Nettie Ard White Versus James Thomas White for divorce in Circuit Court of Baldwin County, Alabama, that the said James Thomas White is a nonresident of the State of Alabama, that she has made diligent inquiry to ascertain his place of residence and Post Office address and she has been unable to ascertain the same.

Nettie Ard White

Sworn to and subscribed before me this 11th day of September, 1942.

M. C. Beebe

Notary Public, Baldwin County, Ala.

RECORDED

BT-6-40-500

DEMAND FOR ORAL EXAMINATION.

Nettie Ard White

Complainant,

Vs.

James Thomas White

Respondent.

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

Filed this *10th* day of *Dec*,

194*2*

R. Adner

Register.

8764

RECORDED

No. _____ Page _____

**The State of Alabama,
BALDWIN COUNTY**

CIRCUIT COURT, IN EQUITY

Nettie Ard White

Vs.

James Thomas White

Decree Pro Confesso of Publication

Issued 11-23 1942

R. J. White

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

No. _____ Page _____

**State of Alabama,
Baldwin County.**

CIRCUIT COURT, IN EQUITY.

Nettie Ard White

Complainant

Vs.

James Thomas White

Defendant

**Motion for Decree Pro Confesso
On Publication.**

Filed 11-23, 1942

R.S. Duck
A.J.D.

Register.

Recorded in _____ Record;

Vol. _____ Page _____

Register.