

The State of Alabama, }  
Baldwin County

No. 1038

CIRCUIT COURT IN EQUITY

JOSEPH ZIMMERMAN

Complainant

vs.

MARTHA ZIMMERMAN

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, on account of

ABANDONMENT

It is further ordered, that the said JOSEPH ZIMMERMAN be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said JOSEPH ZIMMERMAN 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

JOSEPH ZIMMERMAN

It is further ordered, adjudged and decreed that the said JOSEPH ZIMMERMAN shall not again marry except to said MARTHA ZIMMERMAN until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said MARTHA ZIMMERMAN

during the said pendency of appeal

This 22 day of MARCH 19 33

*F. W. Hare*

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 \_\_\_\_\_ 9, 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 \_\_\_\_\_, 19 \_\_\_\_\_

Register

JOSEPH ZIMMERMAN.  
Complainant.

VS

MARTHA ZIMMERMAN  
Defendant.

IN EQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

Comes JOSEPH Zimmerman, Complainant in the above styled cause, and shows to the Register that the order of publication heretofore made has been duly published in the Fairhope "Courier" a newspaper of general circulation for four consecutive weeks, namely the issues of December 15th, 22nd, and 29th, 1932, and January 5th, 1933, and that the Defendant has failed to appear and answer said bill, he now prays that a decree pro confesso be rendered against the said Martha Zimmerman, Defendant, for her said failure to answer.

*Elliot S. Rinkley*  
Solicitor for Complainant.

The State of Alabama, }  
Baldwin County

CIRCUIT COURT

To BERNICE FOLMAR

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 JOSEPH ZIMMERMAN and

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

Complainant  
and MARTHA ZIMMERMAN

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

Witness 2 day of MARCH 1955

REGISTER

COMMISSIONER'S FEE, \$ \_\_\_\_\_

WITNESS' FEES, \$ \_\_\_\_\_

The State of Alabama, }  
Baldwin County

JOSEPH ZIMMERMAN

Complainant.....

vs.

MARTHA P. ZIMMERMAN

Defendant.....

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

The ..... Complainant

requests the oral examination of the following named witnesses, on behalf of the Complainant

viz:

..... JOSEPH ZIMMERMAN.....

..... WILLIAM STUERSEL.....

said witnesses reside in the County of Baldwin

State of Alabama.

Miss Bernice Folmar,

who resides at

Fairhope, Alabama.

..... or, The Register of this Court is suggested as a suitable person  
to be appointed Commissioner to take the deposition of said witness on such oral examination.

*Elvett B. Rinsley*

Solicitor for Complainant.

JOSEPH ZIMMERMAN  
Complainant.

VS

MARTHA ZIMMERMAN  
Defendant.

INEQUITY.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

In this cause, it appearing to the Register by the certificate of the publisher of the Fairhope "Courier" that the order of publication heretofore made in this cause was published for four consecutive weeks in the Fairhope "Courier" a newspaper of general circulation in Baldwin County, namely in the issues of December 15th, 22nd and 29th, 1932, and January 5th, 1933, and it further appearing that the said Martha Zimmerman has to the date failed to plead, answer or demur to the bill of complaint; It is therefore, on motion of Complainant, ordered 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 Martha Zimmerman.

Witness my hand and seal this first day of March, 1933.

*J. M. Richardson*  
Register Circuit Court.

TO THE HON. FRANCIS W. HARE, JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, SITTING IN EQUITY:

JOSEPH ZIMMERMAN, by this his bill of Complaint  
presented against Martha Plessow Zimmerman, respectfully shows:

FIRST: That he is over the age of twenty one years and  
a bona fide resident of Baldwin County, Alabama, for more than  
three years next prior to this date, that Martha Zimmerman, nee  
Plessow, is also over the age of twenty one years and now resides  
in the German Republic, but her present address is unknown to  
Complainant.

SECOND: That Complaint and the said Martha Zimmerman  
were married at Adams, Mass., on the 17th day of June, 1922, and  
lived together as man and wife, residing in Fairhope, Alabama,  
from November, 1928, to February 1930, and in which town Complain-  
ant still resides.

THIRD: That in the month of February, 1930, Martha  
Zimmerman voluntarily abandoned the bed and board of Complainant  
without just cause, and returned to her birthplace in Germany, in  
which country she has since lived separate and apart from Complainant  
and against his wishes, and has continuously refused to return to him

THE PREMISES CONSIDERED, Complainant prays that the said  
Martha Zimmerman be made party defendant to this bill and, she being  
a non resident of Alabama, and her present address being unknown to  
Complainant, he therefore prays that an order of publication be  
made notifying her by proper advertisement of the pendency of this  
bill and requiring her to answer same within the time prescribed  
by law.

Complainant further prays that upon the hearing of this  
cause a decree be rendered forever divorcing him from the said  
Martha Zimmerman, granting him the right to marry again should he  
so desire and such other, further and different relief as to  
Equity may seem meet.

*Elliott S. Rinkley*  
Solicitor for Complainant.

NOTE: The Respondent is required to answer each paragraph of the foregoing bill but not under oath.

*Clifford L. Rinkley*  
Solicitor for Complainant.

-:-

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, the undersigned Notary Public, personally appeared this day Joseph Zimmerman who, being sworn, says that he is the Complainant in the foregoing case, that he and the said Martha Zimmerman are both over the age of twenty one years that the said Martha Zimmerman is a non resident of the State of Alabama, residing in the Republic of Germany, that her present address is not known, and because of this personal service can not be had upon her so that process of publication is necessary in order to obtain service in this cause.

*Joseph Zimmerman*

Subscribed and sworn to before me this the 9th day of December, 1932.

*Bernice S. Johnson*

Notary Public, Baldwin County, Alabama.

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

JOSEPH ZIMMERMAN

No.

vs.

MARTHA P. ZIMMERMAN

The State of Alabama,

BALDWIN County.

Circuit Court, in Equity.

This the 10th day of

DECEMBER, 192 32

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

JOSEPH ZIMMERMAN

that the Defendant MARTHA P. ZIMMERMAN

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 *Trichope Courier*, a newspaper published in *Trichope*, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

the said MARTHA P. ZIMMERMAN

to answer or demur to the Bill of Complaint in this cause by the 15th day of JANUARY 192 33 or after thirty days therefrom a decree Pro Confesso may be taken against her

E.G. RICKARBY, Atty for Complainant.

*[Signature]*  
Register.





The State of Alabama, }  
Baldwin County

CIRCUIT COURT

To BERNICE FOLMAR

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 JOSEPH ZIMMERMAN and

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

Complainant

and MARTHA ZIMMERMAN

Defendant,

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

Witness 2 day of MARCH 19 33

*M. Richardson*

REGISTER

COMMISSIONER'S FEE, \$ \_\_\_\_\_

WITNESS' FEES, \$ \_\_\_\_\_

JERE AUSTILL

LAWYER

914-15 VAN ANTWERP B'LD'G.

MOBILE, ALA.

March 21, 1933

T. W. Richerson, Clerk,  
Circuit Court, Baldwin County,  
Bay Minette, Alabama.

Boykin vs. Lowell.

Dear Sir:-

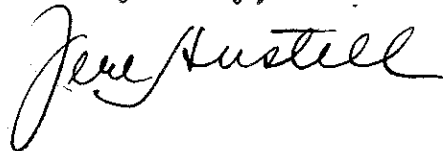
An agreement has been reached in this case, now pending on your Chancery Docket, whereby Mr. Boykin, represented by Mr. Sossaman and Mr. Gaillard, are to pay the accrued costs in connection with the Bill to Quiet Title and Mrs. Lowell is to pay the accrued costs in connection with her Petition for the Injunction.

I will thank you, therefore, to send me a cost bill for my part, that is, the injunction costs.

I have the money for my costs and will be glad to remit to you upon receipt of the bill.

Yours very truly,

JA/AF



*M. E. G. Rickaby, Lawyer.*

IN ACCOUNT WITH

**THE FAIRHOPE COURIER**

E. B. GASTON, EDITOR AND PUBLISHER

*Advertising - Commercial Printing*

RATES ON APPLICATION

*Legal notice in  
issue of Dec - 15 - 22nd.  
- 29th - Jan. 5th*

*# 6.50*

**Notice to Non-Resident**

**JOSEPH ZIMMERMAN**

VS

**MARTHA P. ZIMMERMAN**

**THE STATE OF ALABAMA,  
BALDWIN COUNTY.**

**Circuit Court in Equity**

This the 10th day of December, 1932.

In this cause it being made to appear to the Register of this Court by the affidavit of Joseph Zimmerman that the Defendant Martha P. Zim-

merman is a nonresident 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 Fairhope Courier, a newspaper published in Fairhope, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Martha P. Zimmerman to answer or demur to the Bill of Complaint in this cause by the 13th day of January, 1933, or after thirty days thereafter, a default Pro Confesso may be taken against her.

J. W. Richerson, Register.  
Elliott C. Rickaby,  
Solicitor for Complainant.

STATE OF ALABAMA.  
BALDWIN COUNTY.

Before me, the undersigned Notary Public, personally appeared this day Francis G. Crawford who, being sworn, says that she is secretary of the Fairhope Courier and that the attached notice was published in said newspaper in the regular issues of December 15th, 22nd, and 29th, 1932, and January 5th, 1933.

*Francis G. Crawford Sec - Fairhope Courier*

Subscribed and sworn to before me on this the 28th day of February, 1933.

*Bernice S. Johnson*

Notary Public, Baldwin County, Alabama