

Luke Hadley, Complainant,

vs

Carrie Bell Hadley, Respondent.

In The Circuit Court of Baldwin

County, Alabama.

In Equity .

To The Honorable Francis W Hare, Judge of the Twenty First Judicial Circuit of Alabama, which includes Baldwin County:

Humbly complaining, your Orator, Luke Hadley, respectfully represents unto your Honor as follows:-

1. Your Orator, Luke Hadley, and Carrie Bell Hadley, the respondent, were legally and lawfully married at Bay Minette, Alabama, in Baldwin County, on to wit, November 10th, 1910 and lived together as husband and wife, until the Sixth of December, 1931 at which time, complainant caught his wife, the said Carrie Bell Hadley, in adultery and the act of sexual intercourse with one Rufus Merchant, which said adultery was committed on Complainant's front gallery of his home near Lottie, Alabama, at or about eight o'clock at night on the Sixth day of December, 1931 and since said time, your complainant has not lived with the respondent as husband and wife and has not in any way condoned or forgiven said ~~act of~~ adultery on the part of the respondent.

2. That after said complainant and respondent were married there have been born to them ten children, one of whom died and one of whom is now over the age of twenty one years; the names of the other eight children are George Hadley, aged 18 years, Frank Hadley aged six years and the others range in and between these years who are to wit, Hoil Hadley, Royl Hadley, Doyl Hadley, Charity Hadley, Lonnie Hadley and Lemon Hadley, who are twins, and all of said children under twenty one years of aged, still living, reside with your Complainant at or near Lottie, Alabama in Baldwin County.

3. That both Complainant and Respondent are each over the age of twenty - one years and both reside near Lottie, Alabama and both have lived in Baldwin county all of their lives.

4. That your Orator has been a bona fide resident citizen of Baldwin County and state of Alabama for more than three years next before the filing of the Bill of Complaint in this cause and since the commission of the aforesaid act of adultery on the part of the respondent, on to wit, the night of December 6th, 1931, your Orator and respondent have not lived as husband and wife nor have they had intercourse one with the other in a sexual way and your Orator has not condoned said act of adultery aforesaid on the part of the respondent, Carrie Bell Hadley.

wherefore, your Orator prays that the respondent, said Carrie Bell Hadley, by proper process of this Honorable court be brought before - this court and be directed to answer the charges herein made against her under the rules of this court; that she may be made a party defendant or respondent to this Bill of Complaint and that upon a final hearing of the evidence in the cause, your Honor will order, adjudge, and decree that the bonds of matrimony heretofore existing between your Orator and the respondent, Carrie Bell Hadley, be forever dissolved and that your orator be permitted to marry again and that your Honor will grant unto your Orator all such other and further relief or additional relief in the premises as in equity and good conscience he may be entitled to .

S. A. Jenkins

Solicitor for the Complainant.

Foot Note::

The Respondent is required to answer the foregoing Bill of Complaint from paragraph one to paragraph four inclusive, but not under oath, oath to the answer being hereby expressly waived .

S. A. Jenkins

Solicitor for the Complainant .

Bee for Nurse

Late Hadley, ~~1907~~ 1908
Empire

25

Kathie Bee Hadley
Appl. 1908

In Church to visit
Oakland County

Filed September 21 1908

Book of Records

Filed Sept 26 1908
Wm. A. Stone

The State of Alabama }
Baldwin County

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

Luke Hadley

COMPLAINANT

vs.

Carrie Bell Hadley

RESPONDENT

I, M. A. Stone,

as Register and Commissioner

have called and caused to come before me Luke Hadley, Rufus Merchant,

John Hadley

witness es named in the Requirement for Oral Examination, on the 6 day of November

1933, at the office of M. A. Stone, Clerk,

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 Luke Hadley, John Hadley,

and Rufus Merchant, doth depose and say as follows:

DEPOSITION OF LUKE HADLEY.

My Name is Luke Hadley, My Home is Baldwin County, Alabama, at Lottie. I am married Carrie Bell Hadley on November 10, 1910. We are both over 21 years of age, and are both now residents of Baldwin County, Alabama. And both of us have been living here all of our lives. Carrie Bell Hadley and my self lived together as husband wife from the time that we were lawfully married at Bay Minette Alabama, on November 10, 1910 up and until the 6th day of December, 1931, at which time I caught my wife, the said Carrie Bell Hadley, in adultery and in the act of actual sexual intercourse with one Rufus Merchant and which said adultery was committed at my home near Lottie, Alabama, on the night of the sixth day of December, 1931. And since said time I have not lived with said Carrie Bell Hadley, as husband and wife, nor have I in any way condoned or forgiven said act of adultery on the part of said Carrie Bell Hadley, My wife. That after I married said Carrie Bell Hadley there were born to us, ten children, one of whom died and one of whom is now over the age of 21 years, . The names of the other eight children are George Hadley, aged 18 years, Frank Hadley aged 6 years, and the others range inbetween these years in ages, and whose names are, to-wit: Hoil Hadley, Royl Hadley, Doyle Hadley, Charity Hadley, Lonnie Hadley, and Lemon Hadley, the last two of whom are twins. And all of said Children are under 21 years of age who are still living reside with your complainant, at or near Lottie, Alabama.

I have been a bona fide resident citizen of Baldwin County, Alabama, for more than three years next before the filing of my bill of complaint in this cause for divorce., and since the commission of the afore said act of adultery on the part of the said Carrie Bell Hadley, we have not lived together as husband and wife.

Luke Hadley

DEPOSITION OF RUFUS MERCHANT

My name is Rufus Merchant. I live in the Lower part of Baldwin County. In December, 1931 I was living in Perdido, at the John Poston Place. I know Carrie Bell Hadley and Luke Hadley. It is a fact that Luke Hadley, on the night of December 6th, 1931 caught me in the act of adultery with his wife, Carrie Bell Hadley. I moved away from there and do not know whether they lived together or not. I am thirty five years old, and live near Loxley, Alabama.

Rufus Merchant

DEPOSITION OF JOHN HADLEY

My name is John Hadley, I reside at Perdido , Alabama, and am 41 years of age. I have known Luke Hadley and Carrie Bell Hadley ever since I could remember. I remember the time they were married. They were legally married at Bay Minette, Alabama, about 23 years ago. They have about 9 or 10 children. I lived about 4 miles from where they lived in December 1931. I remember the time, which was about December 6th, 1931 , that Luke Hadley caught his Wife, Carrie Bell Hadley, in the act of Adultery with one Rufus Merchant. It was general talk in the community at that time. This broke them up and they have not lived together since said time, as husband and wife. They are both over the age of 21 years and are residents of Baldwin County. I was at Luke Hadley's house on the night of December 6th, 1931 , when this alleged act of adultery of Carrie Bell Hadley with one Rufus Merchant took place on the gallery of the home of Luke Hadley. I am familiar with all the facts and circumstances at this time and I speak from personal knowledge and observation.

Witness Signature of John Hadley
J. Hadley

John H. Hadley
mark

ORAL EXAMINATION

I, M. A. Stone,, as Register and Commissioner hereby certify that the foregoing depositions 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 M. A. Stone, 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 6th day of November 19 33.
M. A. Stone (L. S.)

RECORDED

No. 9882 Page

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Luke Hadley
COMPLAINANT
vs.
Carrie Bell Hadley,
RESPONDENT

ORAL DEPOSITION

Filed November 6th, 19 33

M. A. Stone, Register
RECORDED IN

Record

Vol. Page

 Register

The State of Alabama, }
Baldwin County.

No. 9882

CIRCUIT COURT, IN EQUITY

Luke Hadley

Complainant.....

vs.

Carrie Bell Hadley

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.

It is further ordered, that the said Luke Hadley 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 Luke Hadley 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 Luke Hadley

shall not again marry except to said Carrie Bell Hadley until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Carrie Bell Hadley during the pendency of said appeal.

This 8th day of November

1923

F. W. Hare
Judge of the Circuit Court of Baldwin County.

THE 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

vs.

Complainant.....

_____ appears of record in said Court.

Defendant.....

Witness my hand and the seal of said Court, this the _____ day of _____, 192____.

Register.

RECORDED

No. 9882

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT IN EQUITY.
BALDWIN COUNTY, ALA.

Luke Hadley

Vs.

Carrie Bell Hadley

DECREE OF DIVORCE.

Filed in office this

11

day of

Nov., 1923

M. A. Stone

Register.

E. O. M.

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

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Carrie Bell Hadley

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 Luke Hadley.

against said Carrie Bell Hadley.

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, M. A. Stone Register of said Circuit Court, this 27 day of

September 1933

M. A. Stone Register

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

Deed Page 61
RECORDED

SERVE ON Carrie Bell Hadley

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Luke Hadley

vs.

Carrie Bell Hadley

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____

day of _____ 192

Sheriff.

Executed this 20th day of

November 192

by leaving a copy of the within Summons with

Carrie Bell Hadley

Defendant,

W. R. Stewart

Sheriff.

By

J. L. Little

Deputy Sheriff.

Luke Hadley, Complainant,)
vs
Carrie Bell Hadley, Respondent.)x

In Circuit Court of Baldwin County,
Alabama.
In Equity .

Carrie Bell Hadley the respondent in the above styled cause, and for answer of the complaint herein says: she denies each and every allegation of said Bill of Complaint and demands strict proof thereof, except that she admits she married Luke Hadley and that they are now both over the age of twenty one years and are residents of Baldwin County, Alabama. She waives notice of subpoena by the sheriff of summons and complaint and waives notice of the time and place of taking depositions taken in the cause or the taking of testimony orally before the Register and she consents that a decree in the cause may be rendered by the Circuit Judge in vacation on note of testimony to be taken and made by the Register.

Dated this 26th day of September 1933.

Witness S. Jenkins
W. H. Hawkins
State of Alabama,)

Carrie Bell Hadley
her mark

Baldwin County,)

Before W H Hawkins, a Notary Public in and for said state and county, personally appeared Carrie Bell Hadley, who is known to me and who being duly sworn under oath says: that she signed to foregoing answer to that certain Bill of Complaint filed on the 26th day of September 1933 in the Circuit Court of Baldwin County, wherein Luke Hadley is complainant and Carrie Hadley is respondent and that she signed the answer above set out on the same the same is dated, to wit 26th day of September, 1933, which is the same date - hereof and I further certify that Carrie Bell Hadley signed the said answer in my presence .

Given under my hand and seal this 26th day of September 1933.

W. H. Hawkins

Notary Public Baldwin County, Alabama.

vs

Carrie Bell Hadley,
Defendant.

In Circuit Court of Baldwin

County, Alabama.

Answer of Defendant.

Filed. September, 26, 1933.

M. A. Stone

Register.

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY.

VS.

PLAINTIFF

Sube Hadley
Carrie Bell Hadley DEFENDANT

BILL OF COSTS

Fees of Register		Dollars	Cts.	Brought Forward - - - - -	
Filing each bill and other papers.....	4	\$	10	40	3 10
Issuing each Subpoena.....			50		
Issuing each copy thereof.....			40		
Entering each return thereof.....			15		
For each Order of Publication.....			1 00		
Issuing Writ of Injunction.....			1 50		
For each copy thereof.....			50		
Entering each return thereof.....			15		
Issuing Writ of Attachment.....			1 00		
Entering each return thereof.....			15		
Docketing each case.....			1 00		
Entering each Appearance.....			25		
Issuing each Decree Pro Confesso on personal service.....			1 00		
Issuing each Decree Pro Confesso on publication.....			1 00		
Each order Appointing Guardian.....			1 00		
Any other order by Register.....			50		
Issuing Commission to Take Testimony.....			50		
Receiving and Filing.....			10		
Endorsing each package.....			10		
Entering order Submitting Cause.....			50		
Entering any other Order of Court.....			25		
Noting all Testimony.....			50		
Abstract of Cause, etc.....			1 00		
Entering each Decree.....			75		
For every 100 words over 500.....			15		
Taking account, etc.....			3 00		
Taking Testimony, etc.....			15		
Each Report, 500 words or less.....			2 50		
For every 100 words over 500.....			15		
Amount claimed less than \$500, etc.....			2 00		
Issuing each Subpoena.....			25		
Witness Certificate, each.....			25		
Issuing Execution, each.....			75		
Entering each return.....			15		
Taking and Approving Bond, each.....			1 00		
Making copy of bill, etc.....			15		
Each notice not otherwise provided for.....			50		
Each certificate or affidavit, with seal.....			50		
Each certificate or affidavit, no seal.....			25		
Hearing and passing on application, etc.....			3 00		
Each settlement with receiver, etc.....			3 00		
Examining each voucher of receiver, etc.....			10		
Examining each answer, etc.....			3 00		
Recording resignation, etc.....			75		
Entering each certificate to Supreme Court.....			50		
Taking questions and answers, etc.....			25		
For all other service relating to such proceedings.....			1 00		
For service in proceeding to relieve minors, etc same fee as in similar cases.					
Commission on sales, etc.: 1st \$100 2 per cent, all over \$100, and not exceeding \$1,000, 1 1-2 per ct.; all over \$1,000 and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.					
Sub Total Carried Forward - - -			3 10		
				For receiving, keeping and paying out or distributing money, etc.: 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	
				Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per cent of amount received.	
				Each Notice Sent by Mail to creditors.....	15
				Filing, Receipting for and Docketing each Claim, etc....	25
				For all entries on Subpoena Docket, etc.....	50
				For all entries on Commission Docket, etc.....	50
				Making Final Record, per hundred words.....	15
				Certified Copy of Decree.....	1 00
				Report of Divorce to State Health Office.....	50
				Acts 1915	
				Total Fees of Register.....	7 25
				Fees of Sheriff	
				Serving and Returning Subpoena on Deft.....	\$1 50
				Serving and Returning Subpoena for Witness.....	65
				Levying Attachment.....	1 50
				Entering and Returning same.....	25
				Selling Property Attached.....	
				Impaneling Jury.....	75
				Executing Writ of Possession.....	2 50
				Collecting Execution for Costs.....	1 50
				Serving and Returning Sci. fa., each.....	65
				Serving and Returning Notice.....	65
				Serving and Returning Writ of Injunction.....	1 50
				Serving and Returning Writ of Exeat.....	1 50
				Taking and Approving Bonds, Each.....	75
				Collecting Money on Execution.....	
				Making Deed.....	2 50
				Serving and Returning Application.....	1 00
				Serving Attachment, Contempt of Court.....	1 50
				Total Fees of Sheriff	
				Recapitulation	
				Register's Fees.....	7 25
				Sheriff's Fees.....	5 00
				Commissioner's Fees.....	
				Solicitor's Fees.....	
				Witness Fees.....	
				Guardian Ad Litem.....	
				Printer's Fees.....	
				Trial Tax.....	3 00
				Recording Decree in Probate Court.....	
				Total - - - - -	15 25
				<i>Ed. H.</i>	7 50
				<i>Bal.</i>	7 75

Received payment this _____ day of _____ 193_____

Register.

Circuit Court, Baldwin County, Ala.
In Equity.

No. 8882

Leuke Hadley

VS.

Carrie Bell Hadley

Cost Bill

\$7.32 Paid 11/6/83

Paid _____, 193

Register

Moore Ptg. Co.

June 22, 1988
Please send this Divorce
Record

9882

Duke Hadley
Carrie Belle (Lucas) Hadley
1933

#1.00. Enclosed is check for
Thank you.

CIRCUIT COURT
BALDWIN CO., ALA.

FILED

JUN 23 1988

Mr. Wilbur L. Stone
11010 St. Hwy. 47
Mc David, Fla. 32568

**EUNICE G. TINDAL
REGISTER**

6-28-88 sent back for cashiers
check or money order. (sent personal check)
Jammie Waguerpack

Mr. Wilbur L. Stone
11010 St. Hwy. 97
Mc David, Fla. 32568



6/23/88

Baldwin County Court House
Eunice D. Tindal
Baldwin County Register
Bay Minette, Ala. 36507



9882

CIRCUIT COURT
BALDWIN CO., ALA.

FILED

JUN 23 1988

EUNICE G. TINDAL
REGISTER



Mrs. Eunice G. Tindal
Register, Circuit Court

REGISTER
28th JUDICIAL CIRCUIT
Baldwin County
P. O. Box 489
Bay Minette, Alabama 36507
(205) 937-9561

Mrs. Clara H. Smith
Deputy Register

June 29, 1988

Mrs. Wilbur L. Stone
11010 St. Hwy. 97
McDavid, Florida 32568

Dear Mrs. Stone,

We cannot accept a personal check. You will have to send a cashiers check or money order for \$1.25 payable to Eunice G. Tindal, Register of Circuit Court. When you write back ask for case number 1933-9882 and that you want a certified copy of the divorce. Sorry I could not send you your copies.

Please find enclosed your check for \$1.00.

Sincerely,

Eunice G. Tindal, Register

BY: Jimmy Lehighspark, Clerk

tcw