

908

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

OLIVE SOLLEY Complainant

VS

W. B. SOLLEY Respondent

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

W. B. SOLLEY

for and on account of

CRUELTY

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 OLIVE SOLLEY & W. B. SOLLEY be, and THEY ARE hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that OLIVE SOLLEY the COMPLAINANT pay the cost herein to be taxed, for which execution may issue.

This 26th day of FEBRUARY, 19 7.

J. W. Stare 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.

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

We command you, that you Summon W. B. SOLLEY to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, 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 OLIVE SOLLEY against W. B. SOLLEY, and further to do and perform what said Judge shall order and direct in that behalf, and this the Respondent 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, R. S. DUCK, REGISTER OF the Circuit Court, this
the 25 day of Jan 1942.



REGISTER.

OLIVE SOLLEY, COMPLAINANT
VS
W. B. SOLLEY, RESPONDENT

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

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, IN EQUITY:

Now comes your Complainant, OLIVE SOLLEY and humbly complaining against the Respondent W. B. SOLLEY, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant and the Respondent are both residents of Baldwin County, Alabama, and over twenty-one years of age;

2.

That the Complainant and Respondent are husband and wife, having married at Loxley, Alabama, on April 15th, 1942; and that they lived together as husband and wife in Baldwin County, Alabama, until the middle of 1942.

3.

That in July, 1942 and at various times before they finally separated, the Respondent threatened and abused the Complainant; that his conduct was such as to give the Complainant every reasonable

apprehension to believe, and she actually did believe that if she continued to live with him he would do violence to her person, which would necessarily endanger her life and health.

PRAYER FOR PROCESS

Wherefore, the premises considered, your Complainant prays that your Honor will, by proper process, make the said W. B. SOLLEY PARTY RESPONDENT to the Bill of Complaint, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing hereof your Honor will give and grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; and that your Honor will give and grant unto her such other, further, different and general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

BEEBE & HALL

By *[Signature]*
Solicitors for Complainant.

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO Bernice F. Reid

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 Olive Solley and J. D. Middleton

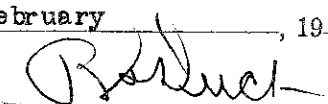
as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein OLIVE SOLLEY

Complainant
and W. B. SOLLEY

Respondent
~~Defendant~~

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

Witness 25 day of February, 19 43



REGISTER

Commissioner's Fee \$ _____

Witness' Fees. \$ _____

OLIVE SOLLEY
Complainant

VS

W. B. Solley,
Respondent

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

And now comes the Respondent, W. B. SOLLEY in his own proper person and accepts service of the summons and complaint in this cause, and hereby expressly waives any and all notices, required by law to be given him, of the taking of testimony in behalf of the Complainant, the right to cross examine the Complainant's witnesses, and agrees that this cause be submitted for final decree forthwith without further notice.

The Respondent denies each and every allegation contained in the Complainant's Bill of Complaint and demands strict proof of same.

W B Solley
Respondent

Bernice F. Reid

Witnesses.

THE STATE OF ALABAMA }
Baldwin County }

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

OLIVE SOLLEY

COMPLAINANT

VS.

W. B. SOLLEY

RESPONDENT

I, Bernice F. Reid

as Register and Commissioner

have called and caused to come before me Olive Solley and J. B. Middleton

witness^{es} named in the Requirement for Oral Examination, on the 25 day of February
1943, at the office of Beebe & Hall
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 Olive Solley and J. D. Middleton

doth depose and say as follows:

My name is Mrs. Olive Solley. I live at Loxley, Baldwin County, Alabama, and am over the age of twenty one years. W. B. Solley and I were married at Loxley, in Baldwin County, Alabama, on April 15th, 1942. I am sixty seven years of age and Mr. Solley is seventy eight years of age.

I learned soon after our marriage that we could not live together in peace as husband and wife. Mr. Solley is of such temperament and disposition that it was absolutely impossible for us to live together, and I had every reasonable apprehension to believe, and actually did believe, that if I continued to live with him he would do actual violence to my person which would endanger my life and health. He at all times kept his gun nearby and loaded with buckshot.

Olive Solley

J. D. MIDDLETON.

Now comes J. D. Middleton, and having first been duly sworn, deposes and says:

I am personally acquainted with the Complainant and Respondent in the above cause. They lived right near me during the time they lived together as husband and wife. I have known Mr. Solley for the past twenty years and have had occasion during that time to see him often.

J. D. Middleton

ORAL EXAMINATION

I, Bernice F. Reid, 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 witness~~s~~ and read over to them and they signed the same in the presence of myself and Hubert M. Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness~~s~~ or had proof made before me of the identity of said witness~~s~~; 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 25 day of February, 19 43.
Bernice F. Reid (L. S.)

No. 908 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY
OLIVE SOLLEY

Complainant
Vs.
W. B. SOLLEY

Respondent

ORAL DEPOSITION

Filed February 26th, 19 43
B. Reid, Register

RECORDED IN
_____ Record

Vol. _____ Page _____
_____ Register

He is a man seventy eight years of age and of an unusual temperament and disposition. I know from my own observation that he and Mrs. Solley could not live together as husband and wife. His conduct was such as to give one reason to believe that in one of his fits of temper he would do violence to the Complainant which would necessarily endanger her life and health. I know from my own personal observation that it was impossible for them to live together as husband and wife.

J. V. Middleton

OLIVE SOLLEY

VS.

W. B. SOLLEY

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, Answer, and
Waiver of Respondent, Testimony of Olive Solley and J. D. Middleton

and in behalf of Defendant upon

B. Duck

Register.

RECORDED

No. 908

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

OLIVE SOLLEY

Complainant

VS.

W. B. SOLLEY

Respondent

NOTE OF TESTIMONY

Filed in Open Court this 26

day of February 1943

R. J. [Signature]
Register.