

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

SYBLE JOHNSON JOHNSTONE

Complainant

vs.

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree 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 Syble Johnson Johnstone is forever divorced from the said Vollesley D. Johnstone for and on account of

voluntary 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 the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Syble Johnson Johnstone the Complainant pay the cost herein to be taxed, for which execution may issue.

This 18th day of July, 1950

Jeffair J. Maslbury, Jr.
Judge Circuit Court, In Equity.

I, Alice J. Duck, 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 July, 1950

Register of Circuit Court, In Equity.

RECORDED
No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

W. T. JOHNSON, Plaintiff

Complainant.

vs.

WILEY D. JOHNSON

Respondent.

DIVORCE DECREE

FILED
JUL 18 1950
ALICE I. GYCK, Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. 2463, Term, 19__SYBLE JOHNSON JOHNSTONE

Complainant

Vs.

WELLESLEY D. JOHNSTONE

Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 18th day of May, 1950, in 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 18th day of May 1950 and

And it now further appearing to the Register Alice J. Duck that the said

WELLESLEY D. JOHNSTONE

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

that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said WELLESLEY D. JOHNSTONE

This 13th day of June 19 50

Alice J. Duck Register.

RECORDED

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Vs.

Decree Pro Confesso of Publication

Issued _____ 19 _____

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Moore Printing Co., Bay Minette, Ala.

JIMMY FAULKNER
EDITOR AND PUBLISHER

The BALDWIN *Times*

ALABAMA'S BEST COUNTY'S-

BEST NEWSPAPER

BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Jimmy Faulkner, being duly sworn, deposes and says
that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper pub-
lished at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Syble Johnson vs. Wesley
D. Johnson

CE TO NON-RESIDENT
son Johnstone No. 2463 vs
Johnstone.
of Alabama, Baldwin County.
urt in Equity. This the 6th day
ise it being made to appear
of this Court by the affidavit
son Johnstone that the De-
esley D. Johnstone is a non-
he State of Alabama and
in the belief of said Affiant
it is over the age of 21
therefore ordered that pub-
made in the Baldwin Times,
published in Bay Minette,
nty, Alabama, once a week
secutive weeks, requiring
Johnstone the said Defenc-
or demur to the Bill of
this cause by the 7th day of
after thirty days therefrom
o Confesso may be taken

ALICE J. DUCK, Register
HOMPSON,
Complainant: 16-41c

COST STATEMENT

161 WORDS @ 4 1/2 cents — — — \$ 7.25

I hereby certify this is correct, due and unpaid (paid).

Jimmy Faulkner
Publisher.

Was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication May 18, 1950 Vol. 61 No. 16

Date of 2nd publication May 19, 1950 Vol. 61 No. 17

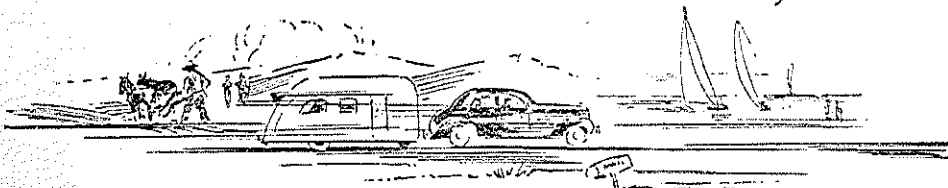
Date of 3rd publication May 25, 1950 Vol. 61 No. 18

Date of 4th publication June 1, 1950 Vol. 61 No. 19

Subscribed and sworn before the undersigned this 2 day of June, 1950

Dorothy Martin
Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

Syble Johnston. Johnston

The State of Alabama,

Baldwin

County.

No.

Attlesley. Johnston
vs.

Circuit Court, in Equity

6th

This the

11th

day of

194

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

Syble Johnston

that the Defendant

Attlesley. Johnston

is a non-resident of the State of Alabama

and further, that, in the belief of said Affiant the Defendant over the age of 21

years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper pub-

lished in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

the said

to answer or demur to the Bill of Complaint in this cause by the day of

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, or after thirty days therefrom a decree Pro Confesso may be

taken against

Register.

THE STATE OF ALABAMA }
Baldwin County }

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

SYBLE JOHNSON JOHNSTONE COMPLAINANT

vs.

WELLESLEY D. JOHNSTONE RESPONDENT

I, Peggy Guy

as Register and Commissioner in the above styled cause

have called and caused to come before me

Syble Johnson Johnstone and Vera E. Johnson

witness as named in the requirement for Oral Examination, on the 14th day of July

1945, at the office of C. LeMoine Thompson

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 Syble Johnson Johnstone and

Vera E. Johnson doth depose and say as follows:

That my name is Syble J. Johnston, I am over the age of 21 and a resident of Alabama and have been for more than 2 years next prece ding. That the respondent to the cause is also over the age of 21 and is at present nonresident of the state of Alabama. Your complainant made a diligent search at his absence and has been unable to reach the said respondent within or without the state of Alabama.

The respondent and I were married in Abilene, Texas, on July 21, 1942 and lived together as husband and wife until on to-wit July 15, 1945. On or about this day the respondent, Wellesley D. Johnston voluntarily abandoned me with out fault on my part and has remained a way from me continuously from that day. The respondent and I have not lived together as husband wife since July 15, 1945.

There are three children as fruits of this marriage. Lucille Marguerite, age 7, William Donald, age 6, and Katherine Estelle, age 5 and I would like to have the complete custody and control of these children. They reside with me and have resided with me continuously since birth.

Syble J. Johnston

That my name is Vera E. Johnson, that I am over the age of 21 and a resident of Alabama. I know both parties to this cause and know that they were married sometimes in July of 1942 and that they lived together as husband and wife until about the middle of July 1945. At the time the respondent, Wellesley D. Johnstone abandoned the complainant Syble J. Johnston, so far as I know, without fault on her part. I know that they have not lived together as husband and wife since that day.

Vera E. Johnson

I, Peggy Guy 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 as and read over to them and they signed the same in the presence of myself and O. Johnson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proof made before me of the identity of said witness as; 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 10th day of June 1945.

Peggy Guy (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

SYDLE JOHNSON JOINSTONE

COMPLAINANT

VS.

WELLSLEY D. JOINSTONE

RESPONDENT

ORAL DEPOSITION

Filed 7-17, 1945

W. J. Guy Register.
RECORDED IN

_____, Record

Vol. _____ Page _____

_____, Register

SYBLE JOHNSON JOHNSTONE

vs.

WELLSLEY D. JOHNSTONE

THE STATE OF ALABAMA

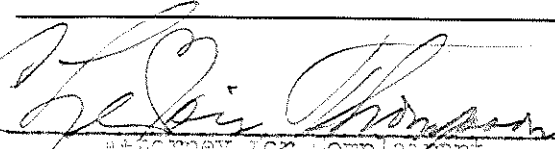
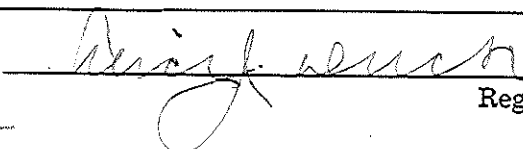
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, decree pro
confesso on publication and oral depositions of Syble Johnson Johnstone
and Vera E. Johnson, and affidavit of non-residence, and
proof of publication.

and in behalf of Defendant upon proof of publication


Attorney for Complainant

Register.

RECORDED

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

SYBIE JOHNSON JOHNSONE

vs.

WELLESLEY D. JOHNSONE

NOTE OF TESTIMONY

Filed in Open Court this 17th
day of July, 1945

Wesley D. Johnson
Register.

Printed By The Baldwin Times

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Peggy Guy

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

Syble Johnson Johnstone and Vera E. Johnson

as witnesses in behalf of Syble Johnson Johnstone in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Syble Johnson Johnstone, Complainant

and

Hollisley D. Johnstone Respondent

on oath, to be by you administered, upon Peggy Guy

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

Witness 10th day of June, 1945

Alvin J. Alvin

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

SYBIE JOHNSON JOHNSON

Complainant

vs.

CHRISTIE D. JOHNSON

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

PEGGY GUY

WITNESSES:

SYBIE JOHNSON JOHNSON

VERA E. JOHNSON

STATE OF ALABAMA)

BALDWIN COUNTY)

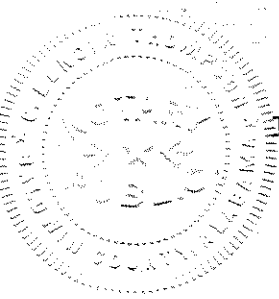
Before me, the undersigned authority in and for the State of Alabama, Baldwin County, personally appeared Syble Johnson Johnstone, who is known to me and who being by me first duly sworn according to law on oath doth depose and say that she is the Complainant in a certain cause being filed in the Circuit Court of Baldwin County, Alabama; that the Respondent in said cause, Wellesley D. Johnstone, is a non-resident of the State of Alabama and whose residence, after a search having been made with due diligence, is unknown according to the best information and belief of the Complainant and that your Complainant can not ascertain the particular place of residence and Post Office address of the Respondent after expending a reasonable effort, which has been made; that said Respondent is over the age of twenty-one years.

Syble Johnson Johnstone
Complainant

Sworn to and subscribed before me this 30 day of April,

1950.

C. Davis Thompson
Notary Public



70 2463

SYBLE JOHNSON JOHNSTONE

Complainant

Vs

WELLESLEY D. JOHNSTONE

Respondent

AFFADAVIT OF NON-RESIDENCE

Filed 3-16-50
Deputy Clerk
Register

From the law office of
C. Lenoir Thompson
Bay Minette, Alabama



RECORDED

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

WILLIAM D. JOHNSON

Complainant _____

Vs.

WILLIAM D. JOHNSON

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed 6-13 1950

W. J. Johnson
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19 50

Syble Johnson Johnstone Complainant

Vs.

Wellesley D. Johnstone Defendant

Motion is hereby made for a Decree Pro Confesso against _____

Wellesley S. Johnstone 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 10th day of July 19 50

746 Code

[Signature] Solicitor.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Wellesley D. Johnstone, to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint, filed in the Circuit Court of Baldwin County, Alabama, in equity by Syble Johnson Johnstone, as Complainant, and against Wellesley D. Johnstone, as Respondent.

WITNESS my hand this 14th day of May, 1950.

David L. Hester
Register

SYBLE JOHNSON JOHNSTONE

Complainant

Vs

WELLESLEY D. JOHNSTONE

Respondent

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

TO HON. TELFAIR J. WASHBURN JR., JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA:

Your Complainant, Syble Johnson Johnstone, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age, and a bona fide resident of Baldwin County, Alabama; that the Respondent is over twenty-one years of age, and a non-resident of the State of Alabama.

2.

That your Complainant and the Respondent married in Abilene, Texas, on July 2, 1942, and lived together as husband and wife, in Baldwin County, Alabama, until on to-wit, July 15, 1945.

3.

That on to-wit, July 15, 1945, while the Complainant and the Respondent were living in Bay Minette, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

2463

SYBLE JOHNSON JOHNSTONE

Complainant

Vs

WELLESLEY D. JOHNSTONE

Respondent

SUMMONS AND COMPLAINT

Filed

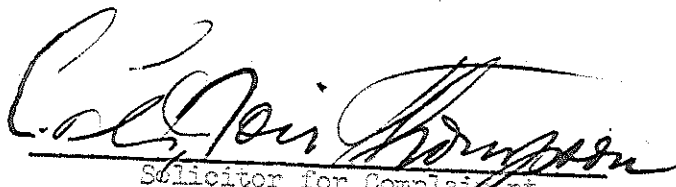
5-6-50

Wesley Luck
Register

From the law office of
C. LeNoir Thompson
Bay Minette, Alabama

WHEREFORE the premises considered your Complainant prays that your Honor will by proper process make the said Wellesley D. Johnstone party Respondent to this 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 make and enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that she be granted such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Solicitor for Complainant