

2471

STATE OF ALABAMA,)  
BALDWIN COUNTY. }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ROBERT A. GILL to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the Complaint of MILDRED GILL.

WITNESS my hand, this 22<sup>nd</sup> day of May, 1950.

*Adrian J. Winkler*  
Clerk of Circuit Court of Baldwin County, Alabama.

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MILDRED GILL,		IN THE CIRCUIT COURT OF
Complainant,		
VS.		BALDWIN COUNTY, ALABAMA
ROBERT A. GILL,		IN EQUITY.
Respondent.		

BILL OF COMPLAINT.

TO THE HONORABLE TELFAIR J. MASHBURN, JR., CHANCELLOR:

Comes the Complainant, Mildred Gill, and respectfully represents and shows unto your Honor as follows:

1. That Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident citizen of the State of Alabama for more than one year next preceding the filing of this Bill of Complaint; that the Respondent, Robert A. Gill, is over the age of twenty-one years and is a resident of Baldwin County, Alabama.
2. That your Complainant and Respondent were lawfully married on or about, to-wit, May 1, 1937, at Pensacola, Florida.
3. Complainant further avers that said Respondent voluntarily abandoned the bed and board of the Complainant for more than one year next preceding the filing of this Bill of Complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

The premises considered, your Complainant makes the said Robert A. Gill a party respondent to this Bill of Complaint, and in order that Complainant may have the relief herein prayed for, may it please your Honor to cause the State's writ of subpoena to be issued, directed to the said Robert A. Gill, commanding him to answer, plead or demur to this Bill of Complaint, within the time required by law; and that on a final hearing of this cause, that your Complainant be granted a divorce from said Respondent, and granting the Complainant the right to remarry, and granting the Complainant the right to resume her maiden name; and that your Honor will grant such other, further and different relief as may be just and proper.

J. B. Blasdelum  
Solicitor for Complainant.

BILL OF COMPLAINT

RECORDED

MILDRED GILL,  
Complainant

VS

ROBERT A. GILL,  
Respondent.

FILED

MAY 22 1950

ALICE J. DUCK, Register

MILDRED GILL, )  
Complainant, ) IN THE CIRCUIT COURT OF  
VS. ) BALDWIN COUNTY, ALABAMA.  
ROBERT A. GILL, ) IN EQUITY.  
Respondent. )

NOTE OF TESTIMONY

This cause coming on to be heard on this date is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Answer.
3. Oral deposition of the Complainant, Mildred Gill, taken before Melba Hubbard, as Commissioner.

Dated this 24<sup>th</sup> day of May, 1950.

Archie J. Duck  
Register.

James R. Owen  
Solicitor for Complainant.

NOTE OF TESTIMONY

MILDRED GILL,

RECORDED

VS.

Complainant,

ROBERT A. GILL,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

FILED

MAY 24 1950

ALICE J. DICK, Registrar

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

MILDRED GILL

Complainant

VS.

ROBERT A. GILL

Respondent

I, Melba Hubbard  
as ~~Register and~~ Commissioner, \_\_\_\_\_  
have called and caused to come before me Mildred Gill

witness \_\_\_\_\_ named in the Requirement for Oral Examination, on the 22 day of May  
1945, at the office of J. B. Blackburn,  
in Bay Minette, Alabama, and having first sworn said Witness \_\_\_\_\_ to speak the  
truth, the whole truth, and nothing but the truth, the said Mildred Gill  
\_\_\_\_\_ doth depose and say as follows:

My name is Mildred Gill. I am over twenty-one years of age, and a resident of Baldwin County, Alabama. I have been a bona fide resident citizen of Baldwin County, Alabama, for more than one year next preceding the filing of this suit. During all of this time, I resided at Robertsdale, Alabama. We have no children.

I was lawfully married to the Respondent, Robert A. Gill, in Pensacola, Florida, on or about May 1, 1937, and we lived together as man and wife until he abandoned me. The said Respondent, Robert A. Gill, abandoned me more than one year prior to the filing of this suit, and we have not lived together as man and wife since he abandoned me. Robert A. Gill, is a resident of Baldwin County, Alabama.

Mildred Gill

ORAL EXAMINATION.

I, Melba Hubbard, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition—on Oral Examination was taken down by me in writing in the words of the witness—and read over to her and she signed the same in the presence of myself and J. B. Blackburn at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 22nd day of May, 1950.

Melba Hubbard (L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed \_\_\_\_\_, 1950

\_\_\_\_\_, Register.

Recorded in

\_\_\_\_\_, Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_, Register.

MILDRED GILL,  
VS. Complainant,  
ROBERT A. GILL,  
Respondent.

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

WAIVER AND ANSWER.

Comes the Respondent in the above styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the taking of testimony in said cause and consents that the same may be taken and the cause submitted for final decree without further notice.

And for answer to the Bill of Complaint heretofore filed in this cause Respondent says:

1. He admits the allegations contained in Paragraph One of said Bill of Complaint.
2. He admits the allegations contained in Paragraph Two of said Bill of Complaint.
3. He denies each and every allegation contained in Paragraph Three of said Bill of Complaint, and demands strict proof thereof.

Robert A. Gill  
Respondent.

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

I, Alvce C. Bill, a Notary Public, within and for said County in said State hereby certify that Robert A. Gill, whose name is signed to the foregoing waiver and answer, and who is known to me, acknowledged before me on this day that, being informed of the contents of the waiver and answer, he executed the same voluntarily on the day the same bears date.

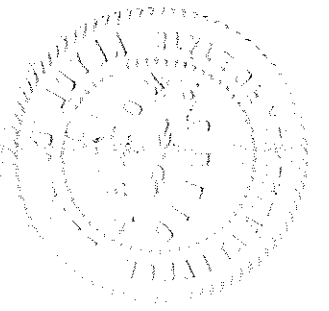
Given under my hand and official seal on this the 9th day of May, 1950.

Alvce C. Bill  
Notary Public, Baldwin County, Alabama.



MILDRED GILL,  
Complainant,  
VS.  
ROBERT A. GILL,  
Respondent.

FILED  
MAY 22 1950  
ALICE J. DUCK, Register



THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Melba Hubbard

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 Mildred Gill

as witnesses in behalf of Mildred Gill in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Mildred Gill

\_\_\_\_\_, Complainant  
and ROBERT A. GILL

\_\_\_\_\_, Respondent

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

Witness 22nd day of May, 194 50

Alvin J. Russell  
Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

MILDRED GILL

Complainant \_\_\_\_\_

VS.

ROBERT A. GILL

Defendant \_\_\_\_\_

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

**FILED**

WITNESSES: 950

ALICE J. DUCK, Register

MILDRED GILL,	)	
Complainant,	)	IN THE CIRCUIT COURT OF
VS.	)	BALDWIN COUNTY, ALABAMA.
ROBERT A. GILL,	)	IN EQUITY.
Respondent.	)	

FINAL DECREE

This cause coming on to be heard on this date is submitted for final decree on the original Bill of Complaint, Answer and testimony as noted by the Register, upon consideration of all of which, it appears to the Court that the Complainant is entitled to the relief prayed for by her in her said Bill of Complaint, WHEREUPON, it is, therefore, Ordered, Adjudged and Decreed by the Court as follows:

1. The bonds of matrimony heretofore existing between the Complainant, Mildred Gill, and the Respondent, Robert A. Gill, shall be and they are hereby dissolved and the said Complainant is hereby divorced from the said Respondent on the ground of cruelty.

2. The said parties shall not remarry, except to each other, until after the expiration of sixty days from the date of this decree and if an appeal is taken in this cause within sixty days, the said parties shall not remarry, except to each other, until after the termination of the said appeal.

3. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 24<sup>th</sup> day of May, 1950.

Jeffrey J. Maslbury, Jr.  
Judge