237

JANE PICKETT, Complainant, -vs- W. W. PICKETT, Respondent.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

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 filing of interrogatories in said cause, and the right to cross same; 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.

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

1. That he admits the allegations contained in Paragraph 1 of said Bill of Complaint.

2. That he admits the allegations contained in Paragraph 2 of said Bill of Complaint.

3. That he denies each and every allegation contained in Paragraph 3 of said Bill of Complaint and demands strict proof thereof.

W. W. Pickett

Sworn to and subscribed before me,
a Notary Public, on this 22 day
of October, 1949.

Edmund L. Roberts
Notary Public

2377

ANSWER & WAIVER

JANE PICKETT,

Complainant,

-vs-

W. W. PICKETT,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

RECORDED

FILED
OCT 25 1949
ALICE J. DUCK, Register

JANE PICKETT, Complainant, -vs- W. W. PICKETT, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, Sitting in Equity;

Your complainant, Jane Pickett, respectfully represents and shows unto your Honor:

1. That complainant is over the age of twenty-one years and is a resident of said County and State, and has been a bona fide resident of said State for more than one year next preceding the filing of this Bill of Complainant; that W. W. Pickett is over the age of twenty-one years.

2. That your complainant and respondent were lawfull married on or about, to-wit, October 9, 1946.

3. Complainant further avers that said respondent voluntarily abandoned the bed and board of complaint for more than one year next preceding the filing of this Bill of Compbaint, since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife; and complainant further avers that there were no children born of this marriage.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your complainant prays that W. W. Pickett be made a party defendant to this cause by the usual process of this Honorable Court requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the statutes in such cases made and provided; that upon a final hearing of this cause, that your complainant be granted a divorce from said respondent. Should your complainant be mistaken in the relief prayed for, that there be granted to her such other, different and general relief to which she may be entitled and as in duty bound, she will ever pray.

Solicitor for Complainant

C. G. C.

ORAL DEPOSITION BT-½M-12-40

THE STATE OF ALABAMA
Baldwin County

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

JANE PICKETT COMPLAINANT

vs.

W. W. PICKETT RESPONDENT

I, Lorna Underwood

as Register and Commissioner in chancery

have called and caused to come before me Jane Pickett and Florence Pickett

witness es named in the requirement for Oral Examination, on the 26th day of October

194 9, at the office of C. G. Chason

in Foley, Alabama, and having first sworn said witness es to speak the

truth, the whole truth, and nothing but the truth, the said Jane Pickett and

Florence Pickett doth depose and say as follows:

TESTIMONY OF JANE PICKETT:

My name is Jane Pickett; I am over the age of twenty-one years and a resident of Baldwin County, Alabama, having been a bona fide resident of said County and State for more than one year next preceding the filing of the Bill of Complaint; I married W. W. Pickett on October 9, 1946, and we lived together as man and wife until July of 1947, at which time he voluntarily abandoned me without cause and we have not lived together as man and wife since that time nor has he in any way treated me or considered me as his wife.

Jane Pickett

TESTIMONY OF FLORENCE PICKETT:

My name is Florence Pickett; I am over the age of twenty-one years and a resident of Baldwin County, Alabama; I am personally acquainted with Jane Pickett and W. W. Pickett and know that they were married on or about the 9th day of October, 1946; they lived together as man and wife until ~~the~~ July of 1947, at which time, W. W. Pickett voluntarily abandoned Jane Pickett and has in no way recognized her as his wife since that time; Jane Pickett has been a bona fide resident of Baldwin County, Alabama, for more than one year next preceding the filing of her Bill of Complaint for divorce.

Florence Pickett

BT-½M-12-40

ORAL EXAMINATION

I, Lorna Underwood 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 ~~es~~ and read over to ~~them~~ and ~~they~~ signed the same in the presence of myself and C. C. Chason 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 26th day of October 1949.

Lorna Underwood (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

JANE PICKETT
COMPLAINANT

vs.

W. W. PICKETT
RESPONDENT

ORAL DEPOSITION

Filed 10-31, 1949

Register.

RECORDED IN

Record

Vol. _____ Page _____

, Register

COMMISSION TO TAKE DEPOSITIONS B.T.-2-49-200

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Lorna Underwood

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 Jane Pickett and Florence Pickett

as witnesses in behalf of Jane Pickett in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Jane Pickett is

, Complainant

and W. W. Pickett is

Respondent

on oath, to be by you administered, upon them

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

Witness 25th day of October, 1949

Register.

Commissioner's Fee, $ 5.00

Witness' Fees, $

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

JANE PICKETT

Complainant

VS.

W. W. PICKETT

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Lorna Underwood

WITNESSES:

Jane Pickett

Florence Pickett

8581. NOTE OF TESTIMONY 1M-7-46 Printed By The Baldwin Times

JANE PICKETT

vs.

W. W. PICKETT

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, and Testimony of Jane Pickett and Florence Pickett

and in behalf of Defendant upon answer and waiver

Attorney for Plaintiff

Register.

No. .....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

JANE PICKETT

vs.

W. W. PICKETT

NOTE OF TESTIMONY

Filed in Open Court this 3rd .....

day of Oct, 1949

Register.

Printed By The Baldwin Times

DIVORCE DECREE Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JANE PICKETT, Complainant

vs.

W. W. PICKETT, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ ~~and~~ ~~Answer and Waiver~~ 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 Jane Pickett is forever divorced from the said W. W. Pickett for and on account of 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 W. W. Pickett the respondent pay the cost herein to be taxed, for which execution may issue.

This 31st day of October, 1949.

Lafaie J. Mashburn Jr.
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.

2352

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

JANE PICKETT
Complainant

vs.

W. W. PICKETT
Respondent

DIVORCE DECREE

FILED
OCT 31 1949
ALICE J. DUCK, Register