

2379.

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194____.

MARY ELIZABETH QUINLEY

Complainant—.

VS.

JESSE LEE QUINLEY

Respondent—.

TO R. S. DUCK, REGISTER:

In the above stated cause a ANSWER AND WAIVER

having been Filed by the Respondent—,
and evidence having been taken, and the cause being ready for submission for final decree, and
no defense having been interposed, the complainant—, by W. C. Beebe,
Solicitor— of record, now files with the Register of this Court this written request to deliver the
papers in this cause to the Judge for final decree in vacation.

W. C. Beebe
Solicitor— for Complainant—.

NO. 2379

Mary Elizabeth Hawley
Complainant—.

VS.

Jesse Lee Quinley

Respondent—.

Request For Decree In Vacation

Filed October 26, 1949

Register.

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

Mary Elizabeth Quinley

Complainant

VS.

Jesse Lee Quinley

Respondent

I, Madeline S. Biggs

as Register and Commissioner

have called and caused to come before me

Mary Elizabeth Quinley
and J. W. Biggs

witness as named in the Requirement for Oral Examination, on the 2 day of October 1949, at the office of W. C. Beebe in Bay Minette, Alabama, and having first sworn said Witness is to speak the truth, the whole truth, and nothing but the truth, the said Mary Elizabeth Quinley and J. W. Biggs doth depose and say as follows:

My name is Mary Elizabeth Quinley. I am 27 years of age. I am the complainant in the cause of Mayy Elizabeth Quinley against Jesse Lee Quinley, in the Circuit Court of Baldwin County, Alabama, in equity, for divorce. Jesse Lee Quinley is 38 years of age. We are both residents of Bay Minette in Baldwin County where we have lived continuously since our marriage. We were married in Pensacola Florida, September 6, 1938, and lived together as husband and wife until October 23, 1949, when we separated in Bay Minette. When we married he was a sober, industrious man but during the last few years he has become an habitual drunkard, and frequently is drunk, and because of his excessive drinking I was forced to separate from him October 23rd, and we have not lived together since. We have three children, Jesse Leon Quinley, age 10; Buford Burns Quinley, age 6 and Cercy Glean Quinley, age 3; He is the suitable and proper person to have the care and custody of the two older children and can well provide for them in his parents home in Bay Minette. I am not able to take care of all three children. The young one is of tender age and should be in my care, and I can provide for him. Neither he nor I have any property, but are dependent upon our daily earnings.

Mary Elizabeth Quinley

My name is J. W. Biggs. I am seventy-one years of age. I know and have known for ten years Jesse Lee Quinley and his wife. Mary Elizabeth Quinley. They both live in Bay Minette in Baldwin County, where they have lived since I have known them. When I first knew Jesse Lee Quinley, he was a sober and industrious man, but during the last few years he has become an habitual drunkard, and is frequently drunk.

J. W. Biggs

ORAL EXAMINATION.

I, Madeline S. Buggs, 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 them and they signed the same in the presence of myself and M. C. Zeller 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 or; 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 26 day of October, 1949

Madeline S. Buggs (L. S.)

NO. 2379 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Mary Elizabeth Purley

vs. Complainant

Jesse Lee Purley

Respondent.

Oral Deposition

Filed October 26, 1949

Annie J. Wright, Register.

Recorded in

Record

Vol. _____ Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Madeline S. Bryars

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 Mary Elizabeth Quinley and J. W. Biggs

as witnesses in behalf of Mary Elizabeth Quinley in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Mary Elizabeth Quinley

and Jesse Lee Quinley, Complainant

Respondent

on oath, to be by you administered, upon _____
to take and certify the deposition^S of the witness^{ES} and return the same to our Court, with all convenient speed, under your hand.

Witness 25 day of October, 1949

Archie J. [Signature]
Register.

Commissioner's Fee, \$ 5.00 pd.

Witness' Fees, \$ _____

No. 2379

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Mary Elizabeth Pinner
Complainant

vs.

Jesse Lee Pinner
Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Madeline S. Byars

WITNESSES:

Mary Elizabeth Pinner
J. W. Biggs

MARY ELIZABETH QUINLEY
Complainant
vs.
JESSE LEE QUINLEY
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No.

DEMAND FOR ORAL EXAMINATION

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from
Bay Minette, in the County of Baldwin
Alabama, the place of trial of said cause, to-wit: BAY MINETTE

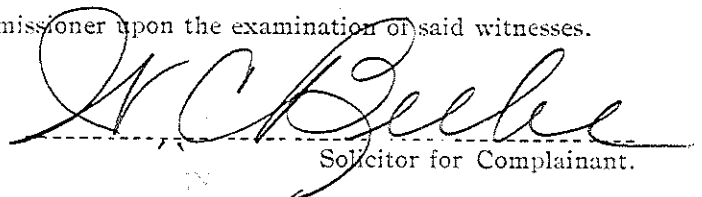
Mary Elizabeth Quinley and J. W. Biggs

2. That said Complainant requires an oral examination of said witnesses before a Commissioner appointed by the Register of this Court.


Solicitor for Complainant

NOTE:

Complainant suggests the name of Madeline S. Bryars
as a suitable and competent person to act as commissioner upon the examination of said witnesses.


Solicitor for Complainant.

2379

DEMAND FOR ORAL EXAMINATION

Mary Elizabeth Quincy
Complainant

vs.

James Lee Quincy
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this 26 day of October

1949

Leslie French
Register
Moore Printing Co.

MARY ELIZABETH QUINLEY
COMPLAINANT

VS

JESSE LEE QUINLEY
DEFENDANT

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

WHEREAS Mary Elizabeth Quinley has filed suit for divorce against Jesse Lee Quinley and they have three minor children, Jesse Leon Quinley, age 10; Buford Burns Quinley, age 6; Cercy Glean Quinley, age 3; and the defendant Jesse Lee Quinley is the suitable person to have care, custody and control of the two older children and is in position to properly take care of them at his mother's and father's home; and

WHEREAS, the complainant is the suitable and proper person to have the care, custody and control of the youngest of the said children and has a suitable home in which to care for it;

NOW THEREFORE, it is agreed by the parties, in the event that the divorce is granted, that the care and custody of the two older children, namely Jesse Leon Quinley and Buford Burns Quinley, be given to Jesse Lee Quinley, and the care and custody of the youngest child, namely Cercy Glean Quinley, to Mary Elizabeth Quinley, each party to have the right to visit the children at reasonable times and proper places. It is further agreed that the cost of the divorce proceedings be taxed against the defendant.

WITNESS our hands on this the 26 day of October, 1949.

Mary Elizabeth Quinley

Jesse Lee Quinley

THE STATE OF NEW YORK
IN SENATE
January 10, 1900
REPORT
OF THE
COMMISSIONER OF THE LAND OFFICE
IN RESPONSE TO A RESOLUTION
PASSED BY THE SENATE
MAY 1, 1899

ALBANY:
J. B. LIPPINCOTT & CO.,
PRINTERS,
1899.

The Commission of the Land Office, created by Chapter 100 of the Laws of 1897, and continued by Chapter 100 of the Laws of 1898, Chapter 100 of the Laws of 1899, and Chapter 100 of the Laws of 1900, has the honor to acknowledge the receipt of the report of the Commission of the Land Office, created by Chapter 100 of the Laws of 1897, and continued by Chapter 100 of the Laws of 1898, Chapter 100 of the Laws of 1899, and Chapter 100 of the Laws of 1900, and to present the same to the Senate.

The Commission of the Land Office, created by Chapter 100 of the Laws of 1897, and continued by Chapter 100 of the Laws of 1898, Chapter 100 of the Laws of 1899, and Chapter 100 of the Laws of 1900, has the honor to acknowledge the receipt of the report of the Commission of the Land Office, created by Chapter 100 of the Laws of 1897, and continued by Chapter 100 of the Laws of 1898, Chapter 100 of the Laws of 1899, and Chapter 100 of the Laws of 1900, and to present the same to the Senate.

Mary Elizabeth Quinley
Joseph E. Quinley
Frederic

Agreement as to
Custody of Children

RECORDED

no 2379

Filed Oct 26 / 1909
New York
Register

MARY ELIZABETH QUINLEY
COMPLAINANT

VS

JESSE LEE QUINLEY
DEFENDANT

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

And now comes the Defendant in his own proper person and accepts service of the summons and complaint in the above styled cause, and denies each and every allegation contained in the bill of complaint, and demands strict proof of the same..

The defendant waives notice of the time of taking testimony on behalf of Complainant, the right to cross examine complainant's witnesses, and agrees that this cause be submitted forthwith for final decree without notice.

Jesse Lee Quinley

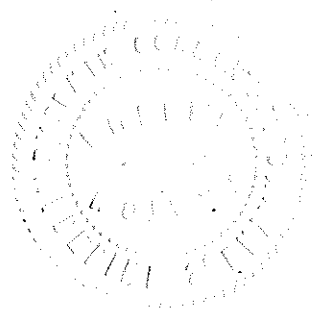
STATE OF ALABAMA
BALDWIN COUNTY

I, Madeline S. Beaver a Notary Public in and for said County in said State, hereby certify that Jesse Lee Quinley, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 26 day of October, 1949.

Madeline S. Beaver
Notary Public, Baldwin County, Ala.





RECEIVED OCT 26 1949

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RECEIVED OCT 26 1949

2379

Mary Elizabeth Quinley
Jesse Lee Quinley
for divorce

RECORDED

Answer by Warner

Filed Oct 26, 1949
Jessie French
Register

RECEIVED OCT 26 1949

RECEIVED

RECEIVED OCT 26 1949

RECEIVED

RECEIVED OCT 26 1949

RECEIVED OCT 26 1949

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU that you summon JESSE LEE QUINLEY to be and appear before the Judge of the Circuit Court of Baldwin County, in equity, 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 MARY ELIZABETH QUINLEY against the said JESSE LEE QUINLEY and further to do and perform what said Judge shall order and direct in that behalf, and this the defendant shall in no wise omit, under penalty of the law; and we further command that you return this writ with your endorsement thereof, to our said Court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Circuit Court, this 24th day of October, 1949.

Register

MARY ELIZABETH QUINLEY
COMPLAINANT

VS

JESSE LEE QUINLEY
DEFENDANT

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, ALABAMA, IN EQUITY:

And now comes your complainant Mary Elizabeth Quinley, and humbly complaining against Jesse Lee Quinley, defendant, respects unto your Honor:

FIRST:

That your complainant and the said Jesse Lee Quinley, are each over the age of twenty-one years, and are residents of Baldwin County, where they have resided continuously since their marriage;

SECOND:

That complainant and defendant were married September 6, 1938, and lived together as husband and wife until October 23, 1949, when they separated at Bay Minette, in Baldwin County, Alabama.

THIRD:

That the said defendant at the time of their marriage was a sober and industrious man, but in the last few years he has become an habitual drunkard, and because of such habitual drunkenness this complainant was compelled to separate from him as aforesaid on October 23, 1949, in Bay Minette, in Baldwin County, Alabama.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU that you summon JESSE LEE QUINLEY to be and appear before the Judge of the Circuit Court of Baldwin County, in equity, 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 MARY ELIZABETH QUINLEY against the said JESSE LEE QUINLEY and further to do and perform what said Judge shall order and direct in that behalf, and this the defendant shall in no wise omit, under penalty of the law; and we further command that you return this writ with your endorsement thereof, to our said Court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Circuit Court, this 21st day of October, 1949.

Register

MARY ELIZABETH QUINLEY
COMPLAINANT

VS

JESSE LEE QUINLEY
DEFENDANT

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, ALABAMA, IN EQUITY:

And now comes your complainant Mary Elizabeth Quinley, and humbly complaining against Jesse Lee Quinley, defendant, respects unto your Honor:

FIRST:

That your complainant and the said Jesse Lee Quinley, are each over the age of twenty-one years, and are residents of Baldwin County, where they have resided continuously since their marriage;

SECOND:

That complainant and defendant were married September 6, 1938, and lived together as husband and wife until October 23, 1949, when they separated at Bay Minette, in Baldwin County, Alabama.

THIRD:

That the said defendant at the time of their marriage was a sober and industrious man, but in the last few years he has become an habitual drunkard, and because of such habitual drunkenness this complainant was compelled to separate from him as aforesaid on October 23, 1949, in Bay Minette, in Baldwin County, Alabama.

MARY ELIZABETH QUINLEY

COMPLAINANT

vs.

JESSE LEE QUINLEY

DEFENDANT

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, _____

~~Defendants Answer & waiver, Oral deposition of complainant's witnesses,~~
~~Mary Elizabeth Quinley and J. W. Biggs, and Agreement of parties as~~
~~to custody of children.~~

and in behalf of Defendant upon ~~Answer and waiver.~~

W. C. Beebe
Director of Complaint
Deputy Clerk
Register.

No. 2379

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Mary Elizabeth Purnley

vs.

Jessie Lee Purnley

NOTE OF TESTIMONY

Filed in Open Court this

day of *October 26*, 194*9*

W. J. French
Register.

Printed By The Baldwin Times

The State of Alabama, Baldwin County

Circuit Court, In Equity

MARY ELIZABETH QUINLEY, Complainant

vs.

JESSE LEE QUINLEY, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXX XXXX XXXX~~ on ~~Answer & Waiver, agreement of custody~~ 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 MARY ELIZABETH QUINLEY is forever divorced from the said JESSE LEE QUINLEY for and on account of Habitual Drunkedness

And it is further Ordered, Adjudged and Decreed that the complainant, Mary Elizabeth Quinley, shall have the custody and control of Cercy Glean Quinley, and the defendant, Jesse Lee Quinley shall have the custody and control of Jesse Leon Quinley and Buford Burns Quinley, and each shall have the right to visit such children at reasonable times and places.

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 JESSE LEE QUINLEY the DEFENDANT pay the cost herein to be taxed, for which execution may issue.

This _____ day of October, 1949

Jessie J. Madhewy
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.

2379

No. 2379 Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Complainant
vs.

Respondent

DIVORCE DECREE

FILED
OCT 26 1949
ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU that you summon JESSE LEE QUINLEY to be and appear before the Judge of the Circuit Court of Baldwin County, in equity, 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 MARY ELIZABETH QUINLEY against the said JESSE LEE QUINLEY and further to do and perform what said Judge shall order and direct in that behalf, and this the defendant shall in no wise omit, under penalty of the law; and we further command that you return this writ with your endorsement thereof, to our said Court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Circuit Court, this
24 day of October, 1949.

Register

MARY ELIZABETH QUINLEY
COMPLAINANT

VS

JESSE LEE QUINLEY
DEFENDANT

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, ALABAMA, IN EQUITY:

And now comes your complainant Mary Elizabeth Quinley, and humbly complaining against Jesse Lee Quinley, defendant, respects unto your Honor:

FIRST:

That your complainant and the said Jesse Lee Quinley, are each over the age of twenty-one years, and are residents of Baldwin County, where they have resided continuously since their marriage;

SECOND:

That complainant and defendant were married September 6, 1938, and lived together as husband and wife until October 23, 1949, when they separated at Bay Minette, in Baldwin County, Alabama.

THIRD:

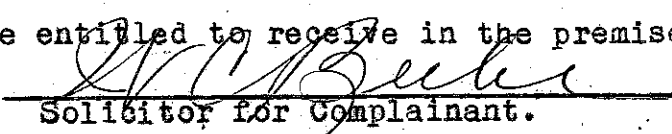
That the said defendant at the time of their marriage was a sober and industrious man, but in the last few years he has become an habitual drunkard, and because of such habitual drunkenness this complainant was compelled to separate from him as aforesaid on October 23, 1949, in Bay Minette, in Baldwin County, Alabama.

FOURTH:

That there was born to the defendant and complainant three children, Jesse Leon Quinley, age 10, Buford Burns Quinley, age 6 and Cercy Glean Quinley, age 3; that Jesse Lee Quinley is the suitable and proper person to have care and custody of Jesse Lee Quinley, age 10 and Buford Burns Quinley, age 6, and can properly care for them at his parents home; that the complainant is the suitable and proper person to have the care and custody of Cercy Glean Quinley, age 3, and has a proper home in which to care for such child.

WHEREFORE your complainant prays that this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said Jesse Lee Quinley, party defendant hereto and by appropriate process require him to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between the complainant and the said defendant; and that the court further order, judge and decree that the complainant, Mary Elizabeth Quinley, shall have the care and custody of the said Cercy Glean Quinley and that the defendant, Jesse Lee Quinley, shall have the care and custody of Jesse Leon Quinley and Buford Burns Quinley and that each of the said parties shall have the right to visit the children awarded to the custody of the other at suitable and proper times, and com-prays for such other, further or different relief as in equity and good conscience she shall be entitled to receive in the premises.


Solicitor for Complainant.