

ROCHELLE E. COWSER
Complainant
VS.
JOHN N. COWSER,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 943.

FINAL DECREE.

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

1. That the bonds of matrimony heretofore existing between Complainant, Rochelle E. Cowser, and the Respondent, John N. Cowser, also known as John M. Cowser, be, and the same are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of abandonment.
2. The Complainant and the Respondent be, and they are hereby permitted to again contract marriage.
3. The said Complainant and the said Respondent shall not marry except to each other until sixty days after this date, and if an appeal is taken in this cause within sixty days, they shall not marry except to each other during the pendency of the said appeal.
4. The Complainant, Rochelle E. Cowser, is hereby granted the permanent custody and control of the minor children of the said parties, namely, John Eubanks Cowser, a boy seven years of age, and Jack Cain Cowser, a boy now over two years of age.
5. The costs of this cause are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 3rd day of September, 1943.

F. W. Hare

Judge

I, R. S. 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 29th day of December, 1943.

Register of Circuit Court,
in Equity.

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Ora S Nelson.

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 Rochelle E. Cowser

as witnesses in behalf of Complainant. in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Rochelle E Cowser.

Complainant

and John N Cowser.

Defendant,

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

Witness 30th day of August. 19 43

R. D. Duck

REGISTER

COMMISSIONER'S FEE, \$ _____

WITNESS' FEES, \$ _____

SUMMONS

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John N. Cowser to appear within thirty days from the service of this writ in the Circuit Court, Equity Side, to be held for said County at the place of holding same, then and there to demur, plead to or answer the Bill of Complaint of Rochelle E. Cowser.

Witness my hand this 18th day of May, 1943.



Register.

for the following relief:

1. That the bonds of matrimony now existing between your Oratrix and the said John N. Cowser be dissolved and that your Oratrix be forever divorced from him.

2. That your Oratrix be granted the right to re-marry.

3. That your Oratrix be given the permanent custody and control of the minor children named in the foregoing Bill of Complaint.

4. Your Oratrix further prays for such other, further and general relief as she may be equitably entitled to the premises considered.

Respectfully submitted,

J. B. Blackburn
Solicitor for Oratrix.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared Rochelle E. Cowser, who, after being by me first duly and legally sworn, deposes and says: affirms that she That she/is the Complainant named in the foregoing Bill of Complaint, that she has read over the foregoing Bill of Complaint and that the allegations contained therein are true.

Rochelle E. Cowser

Sworn to and subscribed before me
on this the 18th day of May, 1943.

Osse S. Nelson

Notary Public, Baldwin County, Alabama.

no 3

ROCHELLE E. COWSER,
Complainant,
VS.
JOHN N. COWSER,
Respondent.

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

ANSWER.

Now comes John N. Cowser, also known as John M. Cowser, the Respondent named in the above entitled cause, and hereby accepts service of a copy of the Summons and Bill of Complaint filed in the said cause, and waives all other and further notice of the said proceeding. The said Respondent waives all notice of any and all other and further proceeding in the said cause including notice of appointment of commissioner, notice relative to taking testimony or submission of the cause and consents in all respects that the said cause proceed to a final hearing as though he were not a member of the armed forces of the United States and without any further notice to him.

The Respondent denies each and all of the allegations of the said Bill of Complaint and requires strict proof of same.

John N. Cowser (SEAL)

STATE OF CALIFORNIA
SAN BERNARDINO COUNTY

I, W.E. Leonard, a Notary Public, within and for said County in said State, hereby certify that John N. Cowser, also known as John M. Cowser, 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 official seal on this the 18th day of May, 1943.

W.E. Leonard
Notary Public, San Bernardino County, California.

Affix Seal.

MY COMMISSION EXPIRES May 26th 1945

ROCHELLE E. COWSER,
Complainant,
VS.
JOHN N. COWSER,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 943.

NOTE OF TESTIMONY

This cause is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Answer
3. Oral deposition of Rochelle E. Cowser taken before Ora S. Nelson, Commissioner.

Dated this 1st day of September, 1943.

R. S. Luck

Register.

J. B. Blackburn
Solicitor for Complainant.

ROCHELLE E. COWSER, COMPLAINANT
VS.
JOHN N. COWSER, RESPONDENT
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

ROCHELLE E. COWSER

VS.

JOHN N. COWSER

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

ROCHELLE E. COWSER,

Complainant,

VS.

JOHN N. COWSER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

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FINAL DECREE.

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1. That the bonds of matrimony heretofore existing between the Complainant, Rochelle E. Cowser, and the Respondent, John N. Cowser, also known as John M. Cowser, be, and the same are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of abandonment.

2. The Complainant and the Respondent be, and they are hereby permitted to again contract marriage.

3. The said Complainant and the said Respondent shall not marry except to each other until sixty days after this date, and if an appeal is taken in this cause within sixty days, they shall not marry except to each other during the pendency of the said appeal.

4. The Complainant, Rochelle E. Cowser, is hereby granted the permanent custody and control of the minor children of the said parties, namely, John Eubanks Cowser, a boy seven years of age, and Jack Cain Cowser, a boy now over two years of age.

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

ORDERED, ADJUDGED AND DECREED on this the 3rd day of September, 1943.

J. W. Hare
Judge.

RECORDED

NOTE OF TESTIMONY.

ROCHELLE E. COWSER,

Complainant,

VS.

JOHN N. COWSER,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 943.

STATE OF ALABAMA

ROCHELLE E. COWSER

STATE OF ALABAMA

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ROCHELLE E. COWSER

STATE OF ALABAMA

ROCHELLE E. COWSER

STATE OF ALABAMA

NOTE OF TESTIMONY

ROCHELLE E. COWSER

STATE OF ALABAMA

BY

ROCHELLE E. COWSER

STATE OF ALABAMA

STATE OF ALABAMA

ROCHELLE E. COWSER

STATE OF ALABAMA

THE STATE OF TEXAS, COUNTY OF DALLAS, in and to the said County of Dallas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the County Clerk of said County of Dallas, at the City of Dallas, Texas, this 10th day of August, 1955.

CLERK OF COUNTY

*Filed August 30th, 1955
Richard L. Welch
Clerk*

RECORDED

THE STATE OF TEXAS, COUNTY OF DALLAS, in and to the said County of Dallas, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears in the files of the County Clerk of said County of Dallas, at the City of Dallas, Texas, this 10th day of August, 1955.

CLERK OF COUNTY
COUNTY CLERK
COUNTY CLERK
COUNTY CLERK

THE STATE OF ALABAMA
Baldwin County

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

ROCHELLE E. COWSER _____ COMPLAINANT

VS.

JOHN N. COWSER _____ RESPONDENT

I, Ora S. Nelson

as ~~Register and~~ Commissioner _____

have called and caused to come before me Rochelle E. Cowser

witness— named in the Requirement for Oral Examination, on the 30th day of August

1943, 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 _____

doth depose and say as follows:

TESTIMONY OF ROCHELLE E. COWSER

My name is Rochelle E. Cowser. I am over twenty-one years of age and am a bona fide resident citizen of Baldwin County, Alabama, where I have resided continuously for much more than one year next preceding the filing of this suit. The Respondent, John N. Cowser, also known as John M. Cowser, is over twenty-one years of age and a non-resident of the State of Alabama. His present place of residence and post office address is Provisional M. P. Detachment, C/o Provost Marshall, Base General Depot, San Bernardino, California where he is stationed as a member of the armed forces of the United States.

I was lawfully married to the said John N. Cowser at Brewton, in Escambia County, Alabama on December 22, 1934, and we lived together as man and wife until more than two years prior to the time this suit was filed when the said John N. Cowser voluntarily abandoned me.

There were born to us two children, namely, John Eubanks Cowser, a boy now seven years of age and Jack Cain Cowser, a boy now over two years of age, each of whom reside with me. Each of these children has always resided with me. I am in all respects a fit and proper person to have the permanent custody and control of the said children.

I have not lived with the said John N. Cowser, also known as John M. Cowser, since much more than two years prior to the filing of this suit. The two said children have not at any time since our separation lived with their father and have at all times lived with me.

Rochelle E. Cowser

ORAL EXAMINATION

I, Ora S. Nelson, 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— 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 proof 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 30th day of August, 19 43.

Ora S. Nelson (L. S.)

No. 943

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THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

ROCHELLE E. COWSER,

Complainant

Vs.

JOHN N. COWSER,

Respondent

ORAL DEPOSITION

Filed

August 3, 19 43

Register

Blackburn

RECORDED IN

Record

Vol. _____

Page _____

Register