

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

CLARA I. BUSH

, Complainant

vs.

GEORGE BUSH

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Declaratory Judgment~~ on 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 CLARA I. BUSH is forever divorced from the said GEORGE BUSH for and on account of

ADULTERY

It is further ordered, adjudged and decreed that the Complainant shall have the right to resume her former name of Butzke

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 GEORGE BUSH

the Respondent pay the cost herein to be taxed, for which execution may issue.

This 31<sup>st</sup> day of January, 19 50

Jefferson 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.

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

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

CLARA I. BUSH

Complainant

vs.

GEORGE BUSH

Respondent

DIVORCE DECREE

FILED

FEB 1 1950

ALICE J. DUCK, Registrar  
RICKARBY & RICKARBY

RECORDED  
INDEXED

CLARA I. BUSH,  
Complainant

vs

GEORGE BUSH,  
Defendant

No.  
E Q U I T Y

CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

Comes GEORGE BUSH, Respondent in the above styled cause,  
and for answer to the Bill of Complaint, says he denies each allegation of same.

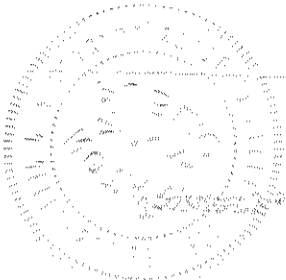
Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same and of the right to introduce evidence in his own behalf. He further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

George Bush  
Respondent

Before me, the undersigned Notary, personally appeared George Bush, who is known to me to be the Respondent above named, and who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.

Witness my hand and official seal this the 4<sup>th</sup> day of  
January, 1950.

Jefferson Bennett  
Notary Public, Baldwin County, Alabama.



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RECORDED

FILED  
JAN 13 1950  
AUG 1 1950  
MEX, Register

CLARA I. BUSH, Complainant  
vs  
GEORGE BUSH, Respondent  
ANSWER AND WAIVER

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CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA: EQUITY SIDE:

TO

GEORGE BUSH

You are hereby notified to appear and plead, answer or demur within thirty days of the receipt hereof to the Bill of Complaint filed in this Court at Bay Minette, Alabama, against you as Defendant, by CLARA I. BUSH, as Complainant.

WITNESS my hand this the 5<sup>th</sup> day of January, 1950.

*W. L. Vick*  
Register, Circuit Court

TO THE

HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, ALABAMA: IN EQUITY:

Comes CLARA I. BUSH, and by this her Bill of Complaint, presented against GEORGE BUSH, respectfully shows:

FIRST: That Complainant and Defendant are both over the age of twentyone years; that both are now and have been bona fide residents of the State of Alabama for three years.

SECOND: That Complainant and Defendant were married in Baldwin County, Alabama, on December 19, 1946, but have not lived together since December 1, 1949.

THIRD; That within the past three months Complainant is reliably informed that Defendant has been guilty of acts of adultery but does not know of her personal knowledge with whom and where said acts were committed, but that she has, at no time, knowingly condoned same.

THE PREMISES CONSIDERED, Complainant prays that GEORGE BUSH be made party defendant to this cause, and by proper process required to answer this Bill within the time prescribed by Law.

Complainant further prays that upon the hearing of this cause, a decree be rendered forever divorcing her from said George Bush; granting th her the right to resume her former name of Butzke; the right to marry again should she so desire, and to have such other, further or different relief as to equity may seem meet.

*R. L. Early - R. L. Early*  
Solicitors for Complainant.

2411

RECORDED

CLARA I. BUSH,  
Complainant

vs

GEORGE BUSH,  
Defendant

o o o o o o o o o o o

BILL OF COMPLAINT

o o o o o o o o o o o

FILED

JAN 5 1950

ALICE J. DUCK, Register

*Richards & Richards*  
*Solicitors*

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY  
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

January 12, 1950

Mrs. Alice J. Duck, Register,  
Bay Minette,  
Alabama.

Dear Mrs. Duck:

BUSH VS BUSH: Enclosed find answer and waiver  
and decrees of divorce in this case. Please submit  
this at your convenience.

As you know, costs in this have already been  
sent you, and testimony should reach you by this  
mail.

Sincerely,



for  
RICKARBY & RICKARBY

EGR:HB  
Enc - 4  
2962

ELLIOTT G. RICKARBY

LAW OFFICES

RICKARBY & RICKARBY  
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

January 4, 1950.

Mrs. Alice J. Duck, Register,  
Bay Minette,  
Alabama.

Dear Mrs. Duck:

BUSH VS BUSH: With this we hand you Bill of Complaint in this cause, together with firm check for \$12.00 for costs. Answer and waiver should be filed within the next few days and testimony should also be promptly in your hands, at which time, we ask that the matter be submitted.

With best wishes for a successful and happy  
New Year for you and yours,

Sincerely, your friend,

*Elliott G. Rickarby*  
Elliott G. Rickarby

EGR;hb  
Enc - 2  
2962

CLARA L. BUSH

vs.

GEORGE BUSH

THE STATE OF ALABAMA

Baldwin County

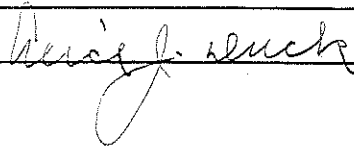
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, \_\_\_\_\_

AND TESTIMONY OF COMPLAINANT AND WITNESS

and in behalf of Defendant upon \_\_\_\_\_ ANSWER AND WAIVER

  
Register.

Rickarby's

No. 2411

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

DIARA BUSH

vs.

GEORGE BUSH

NOTE OF TESTIMONY

Filed in Open Court this 13th  
day of January, 1945

*Amey J. Leach*  
Register.

Printed by the Baldwin Times

RECORDED

CLARA I. BUSH,  
Complainant

vs

GEORGE BUSH,  
Respondent

E Q U I T Y

IN THE CIRCUIT COURT

OF BALDWIN COUNTY, ALABAMA.

DEPOSITIONS OF CLARA I. BUSH AND ANDREW GRASS,  
WITNESSES FOR COMPLAINANT.

The above named witnesses, appeared before me at the time and place hereinafter stated and upon examination by counsel for Complainant, after being sworn, testified as follows:

CLARA I. BUSH

I am the Complainant in this cause and am now and have been for more than three years prior to this time a bona fide resident of the County of Baldwin, State of Alabama, now living at Point Clear. On December 19, 1946, I was married to George Bush in this County and lived with him as his wife up to December 1, 1949, when we could not get along together and parted. He is also over the age of twenty-one years and a lifelong resident of Baldwin County. Recently I have been reliably informed that my husband has been untrue to me, but I know nothing of this of my personal knowledge, though I have learned of a witness who can furnish the evidence as to this. I have not knowingly condoned this and have been living separate and apart from him since we parted in December.

Clara I. Bush

ANDREW GRASS

I am a lifelong resident of Baldwin County and well acquainted with George Bush, who I have known for a number of years in all of which time he has lived in Baldwin County. I also know his wife, but not so well, only since they were married in the latter part of 1946. One Saturday night in this past fall, I was going with a friend to hunt coons, something I frequently do. We were going out on a road leading East from Battles when we overtook George Bush going in the same direction on foot. It was about nine o'clock and I asked him where he was going so late. He gave me an evasive answer. I then asked him if we could give him a lift. He said no, that he was only going a short distance further, so we drove on. It was a bright moonlight night and after I passed him about fifty yards, I looked back and saw him turn into the gate of a small house alongside the road where a woman, whose husband has left her, lives alone, and who has the name of being loose in her behavior. I then had a pretty good idea why he would not tell where he was going, but said nothing. About one o'clock that night, we came back that way and there was no light in the house. I saw George go into, but just as we drove up, he came out of the door and I heard a woman's voice say "Goodnight". I recognized George, but pretended I did not and we drove on past, and went home. When he saw the car coming, he ducked behind a little tree till we passed but I recognized him. I will not say of my own knowledge that George Bush committed adultery with that woman that night, but a man who stays in a house alone with a loose woman from nine to one o'clock at night makes you do some thinking.

Andrew Grass

CERTIFICATE

I, Joseph Pose, acting as commissioner by agreement of parties hereby certify that in the case of CLARA I. BUSH vs GEORGE BUSH, pending on the Equity side of the Circuit Court of Baldwin County, I caused CLARA I. BUSH and ANDREW GRASS, witnesses for the Complainant, to appear before me at Fairhope, Alabama, where, after being duly sworn, upon examination by the Solicitors for the Complainant, they testified as is above written and their testimony, after being reduced to writing, was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner this the 12th day of January, 1950.

Joseph Pose  
Commissioner

Commissioner's Fee - \$30.00 - Paid

CLARA I. BUSH,  
Complainant

vs

GEORGE BUSH,  
Respondent

DEPOSITIONS OF CLARA I. BUSH  
AND ANDREW GRASS, WITNESSES  
FOR COMPLAINANT

FILED

JAN 13 1950

ALICE J. DUCK, Register

CLARA I. BUSH,  
Complainant

vs

GEORGE BUSH,  
Respondent

E Q U I T Y

IN THE CIRCUIT COURT

OF BALDWIN COUNTY, ALABAMA.

DEPOSITIONS OF MONROE CARPENTER, WITNESS  
FOR COMPLAINANT.

The above named witness, appeared before me at the time and place hereinafter stated and upon examination by counsel for Complainant, after being sworn, testified as follows:

MONROE CARPENTER

I am a resident of Baldwin County, work for the same company as George Bush and, like him, live at Point Clear. I know of at least two occasions when George Bush committed adultery. One Saturday night in November or December last, he and I picked up two girls at the Fairhope Casino. We did not know their names but they seemed very friendly and we asked them if they cared to go with us for a ride. It was then pretty late, but they promptly agreed and we drove in my car out to the Riverside Cafe. We had drinks there and as we saw they were "easy", on our way back to Fairhope, I turned the car off the road into some woods and when we got well out of sight of the road, stopped and my girl and I got out and went a little distance away where we had sexual intercourse. Bush and his girl stayed with the car and while I did not see it, I know that he and his girl did the same as that was what we stopped for and when my girl and I returned in about twenty minutes, he was just buttoning the front of his trousers. The following Saturday night, we did about the same thing, only with different girls, and after going to Robertsedale. This time I saw him and his girl friend. I do not remember the names of the girls Bush was with but all four of the girls were of loose behavior and ready and willing to do what we wanted.

*Monroe Carpenter*

CERTIFICATE

I, Joseph Pose, acting as commissioner by agreement of parties hereby certify that in the case of CLARA I. BUSH vs GEORGE BUSH, pending on the Equity side of the Circuit Court of Baldwin County, I caused MONROE CARPENTER, witness for the Complainant, to appear before me at Fairhope, Alabama, where, after being duly sworn, upon examination by the Solicitors for the Complainant, he testified as is above written and his testimony, after being reduced to writing, was read over and signed by him.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner this the 27th day of January, 1950.

*Joseph Pose*  
Commissioner

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