

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Sara Poe

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

Reinhola Rodeck and

Frank W. Walker

as witnesses in behalf of the complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Reinhold Rodeck is

Complainant

and Ica Rodeck is

Defendant,

on oath to be by you administered, upon Oral Interrogatories

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

Witness 11th day of August, 1943

R.S. Duck

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

956

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Reinhold Rodeck _____ Complainant
 VS
 Ida Rodeck _____ Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decress Pro Confesso on Publication 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 Reinhold Rodeck is forever divorced from the said

Ida Rodeck

for and on account of willful abandonment without good cause for more than two years next preceeding the filing of the bill of complaint.

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 Reinhold Rodeck be, and is hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Reinhold Rodeck the complainant pay the cost herein to be taxed, for which execution may issue.

This 12th day of August

1947

[Signature]
 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.

The State Of Alabama, Baldwin County

CIRCUIT COURT IN EQUITY

Complainant: Reinhold Rodeck
Respondent: Ida Rodeck

No. Page

The State Of Alabama
Baldwin County

In Circuit Court, In Equity

Reinhold Rodeck

vs. Complainant.

Ida Rodeck

Respondent.

DIVORCE DECREE

Whereas the said Complainant and Respondent were lawfully married...

It is further ordered that the Respondent pay to the Complainant...

It is further ordered that the Respondent pay to the Complainant...

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REINHOLD RODECK,
Complainant,
vs.
IDA RODECK
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

DEPOSITION

TESTIMONY OF REINHOLD RODECK

My name is Reinhold Rodeck, and I am the complainant in the above entitled action for divorce. I have been a bona fide resident of Elberta, Baldwin County, Alabama for many years.

I was married to the respondent, Ida Rodeck in Fairmont, Minnesota on the 5th day of August, 1895 and we lived together until the 8th day of September, 1938 at which time she abandoned me without good cause and we have not lived together since and I have not seen nor heard of her for several years and do not even know where she is now.

We came to Baldwin County, Alabama first in 1920 and I bought some property here and operated a store in Elberta for almost a year. My wife did not like it here and refused to live here and so I sold my store at a loss and went back north with her.

However, I retained my other property here and have made frequent trips back ever since and about 5 years ago, because my health is so much better here than in the north, I wanted to come to Alabama again to live but my wife positively refused to come with me and when I did move my home here she refused to come and live with me and we have not lived together since that time and I am sure can never live together again.

Consequently I desire a divorce from her.

Reinhold Rodeck

TESTIMONY OF FRANK W. WALKER

My name is Frank W. Walker and I have been a resident of Foley, Alabama for many years. I have known the complainant, Reinhold Rodeck something more than 20 years. Everysince he operated a store in Elberta, Alabama which he tells me was in the year 1920. I also knew his wife at that time but have not seen her for many years.

She did not like to live in Alabama and after only a short time here, Mr. Rodeck sold out his store and they moved back north although he still owned property and has made frequent trips back here ever since.

He is now living here permanently having builtt himself a home in Elberta and has been here continuously for the past two or three years and during that time, I have seen nothing of his wife and I am satisfied that she has not lived with him since he moved here permanently. I understand that she refuses to live in Alabama and refuses to live with him so long as he does live in Alabama.

Frank W Walker

CERTIFICATE

STATE OF ALABAMA)
BALDWIN COUNTY)

I, Sara Poe, by virtue of the attached commission, the commissioner to take the testimony of Reinhold Rodeck and Frank W. Walker, do hereby certify that the said witnesses personally appeared before me in my office in Foley, Alabama on the 9th day of August, 1943 and after being first duly and solemnly cautioned and sworn, their testimony was by me taken down in shorthand, later reduced to typewriting, read over and signed by said witnesses.

That I have personal knowledge of the identity of said witnesses and am not of counsel nor of kin to any of the parties to said cause nor in any manner interested in the result thereof.

IN WITNESS WHEREOF: I have hereunto set my hand this 9th day of August, 1943.



Commissioner

REINHOLD RODECK,
Complainant,

vs.

IDA RODECK,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

BILL OF COMPLAINT

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT, BALDWIN COUNTY, ALABAMA, IN CHANCERY SITTING:

PART ONE

Your Complainant, Reinhold Rodeck, respectfully shows to the Court that he is over the age of twenty-one years and a bona fide resident of Baldwin County, Alabama, residing at Elberta therein and that the Respondent, Ida Rodeck, is also over the age of twenty-one years and a non-resident of the State of Alabama, her present whereabouts and place of residence being unknown to your Complainant.

PART TWO

Your Complainant further avers that he was lawfully married to the Respondent at Fairmont, Minnesota, on the 5th day of August, 1895, and that your Complainant and the Respondent lived together as man and wife until the 8th day of September, 1938, at which time the Respondent, without good cause, willfully abandoned the bed and board of your Complainant and they have not lived together since that date.

That your Complainant has been a resident of Baldwin County, Alabama, since the year 1916.

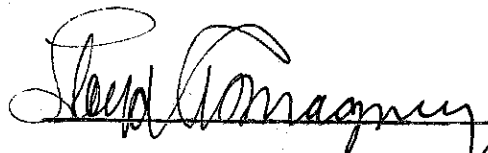
PRAYER FOR PROCESS

WHEREFORE, your Complainant prays that your Honor will instruct the register of this Court to make out and superintend the appropriate order of publication to the Respondent, Ida Rodeck commanding her to appear and answer, demur or otherwise plead to, this Bill of Complaint within the time allowed by law and stand

to and abide such order and decree as may be made herein, and your Complainant shall ever pray & c.

PRAYER FOR RELIEF

Your Complainant further prays that upon the final hearing of this cause, your Honor will grant to him a decree of absolute divorce from the Respondent, Ida Rodeck, on the ground of willful abandonment and that he may have such other, further and different relief in the premises as may be just and equitable.


Solicitor for Complainant

REINHOLD RODECK,
Complainant,

vs.

IDA RODECK,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

AFFIDAVIT

STATE OF ALABAMA)
BALDWIN COUNTY)

Reinhold Rodeck, being first duly sworn, on his oath deposes and says:

I am the Complainant in the above entitled action and I do not now know where the Respondent, Ida Rodeck, is nor her place of residence. The last I knew of her was more than ^{two} ~~three~~ years ago at which time she was in Iowa. I have tried many times since to locate her; have written numerous letters to friends and relatives, who I would expect to know where she is but none of them have been able to advise me and I do not now know her whereabouts nor place of residence. I do know that she is a non-resident of the State of Alabama.

Reinhold Rodeck

Subscribed in my presence and sworn to before me this 8
day of June, 1943.

Lloyd Tompney
Notary Public

RECORDED 956

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

REINHOLD RODECK,

Complainant,

vs.

IDA RODECK,

Respondent.

AFFIDAVIT

Filed June 9 1945

LLOYD A. MAGNEY
Attorney
Foley, Alabama

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Reinhold Rodeck

Complainant

VS.

Ida Rodeck

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. 956. Aug, Term, 19 43

Reinhold Rodeck.

Complainant

Vs.

Ida Rodeck.

Defendant

In this cause it appears to the Register R S Duck. that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 10th day of June., 1943, in the Baldwin Times. a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin. County, on the 9th day of June. 1943 and

And it now further appearing to the Register R S Duck. that the said Ida Rodeck.

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the Register R S Duck. that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Ida Rodeck.

This 12 th day of August, 19 43

R S Duck Register.

The BALDWIN Times

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER
BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. James H. Faulkner being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Reinhold Rodeck

No. 956

vs.

Ida Rodeck

REINHOLD RODECK,
NO. 956.
VS.

IDA RODECK.

THE STATE OF ALABAMA,
BALDWIN COUNTY,
Circuit Court, in Equity
This the 9th day of June,
1943.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Reinhold Rodeck that the Defendant Ida Rodeck is a non-resident of the State of Alabama and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Ida Rodeck to answer or demur to the Bill of Complaint in this cause by the 5th day of July, 1943, or after thirty days therefrom a decree Pro Confesso may be taken against her.

R. S. DUCK,
Register.

Lloyd A. Magney,
Solicitor for Complainant. 19-4t

COST STATEMENT

146 WORDS @ 3 1/2 cents \$ 5.11

I hereby certify this is correct, due and unpaid (paid).

J. H. Faulkner
By: Fred Cook, Editor Publisher.

Was published in said newspaper for _____ consecutive weeks in the following issues:

Date of 1st publication June 10, 1943 Vol. 54 No. 19

Date of 2nd publication June 17, 1943 Vol. 54 No. 20

Date of 3rd publication June 24, 1943 Vol. 54 No. 21

Date of 4th publication _____, 194____ Vol. _____ No. _____

Subscribed and sworn before the undersigned this _____ day of _____ 194____.

Notary Public, Baldwin County.

J. H. Faulkner
By: Fred Cook, Editor Publisher.

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Reinhold Rodeck.

Vs.

Ida Rodeck.

Decree Pro Confesso of Publication

Issued Aug. 22 19 43

Register.

Recorded in _____ Record

Vol. _____ Page _____

Rodeck

Register.