

980

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

CHARLIE SHOWERS, Complainant

VS

ARBELLE PHILLIPS SHOWERS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decrees 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 Charlie Showers is forever divorced from the said

Arbelle Phillips Showers

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 Charlie Showers and Arbelle Phillips Showers be, and ~~they are~~ hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Charlie Showers the Complainant pay the cost herein to be taxed, for which execution may issue.

This 13th day of October, 1943.

J. W. Hare
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.

RECORDED

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

CHARLIE SHOWERS,

vs. Complainant.

ARBELLE PHILLIPS SHOWERS

Respondent.

DIVORCE DECREE

It is hereby ordered, adjudged and decreed that the parties to the within and above captioned cause shall be and they are hereby separated and divorced from each other with all the incidents thereof, and that the same shall be a full and complete divorce, and that the parties shall be at liberty to marry each other again.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from cohabiting with each other, and from committing adultery with each other, and from marrying each other again, until such time as they shall be lawfully divorced and separated from each other.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from making any will or wills, or any conveyance or conveyances, or any assignment or assignments, or any other act or acts, in relation to the property of either of them, until such time as they shall be lawfully divorced and separated from each other.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from making any will or wills, or any conveyance or conveyances, or any assignment or assignments, or any other act or acts, in relation to the property of either of them, until such time as they shall be lawfully divorced and separated from each other.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from making any will or wills, or any conveyance or conveyances, or any assignment or assignments, or any other act or acts, in relation to the property of either of them, until such time as they shall be lawfully divorced and separated from each other.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from making any will or wills, or any conveyance or conveyances, or any assignment or assignments, or any other act or acts, in relation to the property of either of them, until such time as they shall be lawfully divorced and separated from each other.

It is further ordered that the parties to the within and above captioned cause shall be and they are hereby enjoined from making any will or wills, or any conveyance or conveyances, or any assignment or assignments, or any other act or acts, in relation to the property of either of them, until such time as they shall be lawfully divorced and separated from each other.

CHARLIE SHOWERS,

VS.

ARBELLE PHILLIPS SHOWERS,

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____

Notice of Publication, Affidavit of Publication, Decree Pro _____

Confesso on Publication, Affidavit of Non-military Service, and _____

Testimony of Charlie Showers and C. S. Faircloth _____

and in behalf of Defendant upon _____

R. D. ... Register.
By bail of Shaver
Solicitor in Chief

CHARLIE SHOWERS,
Complainant,

VS.

ARBELLE PHILLIPS SHOWERS,
Respondent.

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

AFFIDAVIT.

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, John Rason, a Notary Public in and for said County and State, personally appeared Charlie Showers who is known to me and who after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That his name is Charlie Showers; that he is the Complainant in that certain suit for divorce filed by him against Arbelle Phillips Showers in the Circuit Court of Baldwin County, Alabama, in Equity, in August, 1943; that the said Arbelle Phillips Showers, the respondent in said cause, was not at the time of the filing of the Bill of Complaint, in said cause, nor is she at this time, nor has she at any time intervening between the filing of the Bill of Complaint in said cause and the making of this affidavit, been a member of the Armed Forces of the United States of America within the meaning of the Soldiers and Sailors Civil Relief Act of 1940 as amended.

Sworn to and subscribed
before me, a Notary Public,
whose seal is hereto affixed this
11th day of October, 1943.

John Rason
Notary Public, Baldwin County,
Alabama.

Charlie R. Showers
Mails

Witness his Mails
John Rason
C. J. Faircloth

THE STATE OF ALABAMA,
Baldwin County

}

CIRCUIT COURT

TO ERIN STUART:

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

Charlie Showers and

C. S. Faircloth

as witnesses in behalf of Complainant in a cause pending in our Circuit

Court of Baldwin County, of said State, wherein Charlie Showers

Complainant

and Arhelle Phillips Showers

Defendant,

on oath to be by you administered, upon Charlie Showers and C. S. Faircloth

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 11 a day of Oct, 1943.

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

THE STATE OF ALABAMA, }
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. _____, Term, 193

CHARLIE SHOWERS _____, Complainant..

Vs.

ARBELLE PHILLIPS SHOWERS, _____ Defendant..

Motion is hereby made for a Decree Pro Confesso against ... Arhelle Phillips

Showers, _____ Defendant..

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof,

This 11th day of August 1933.

Myrtle A. Pascoe
Solicitor.

CHARLIE SHOWERS,
Complainant,
Vs.
ARBELLE PHILLIPS SHOWERS,
Respondent.

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

Comes your Complainant, Charlie Showers, and exhibits this his Bill of Complaint for divorce against Arbelle Phillips Showers, and shows unto your Honor as follows:-

FIRST:

That your Complainant is over the age of twenty-one years and a resident of Lillian, in Baldwin County, Alabama; that he has been a bona fide resident citizen of the State of Alabama for more than three years next immediately preceding the filing of this Bill of Complaint; that the Respondent is over the age of twenty-one years and is a non-resident of the State of Alabama, her present place of residence and Post Office address being unknown to your Complainant.

SECOND:

That your Complainant and the Respondent were married on heretofore to-wit, July 27, 1940 in Milton, Florida, and lived together as man and wife until February 27, 1941, when said Respondent voluntarily abandoned your Complainant without just cause or legal excuse and has failed and refused to live with him for more than two years next immediately preceding the filing of this Bill of Complaint.

PRAYER FOR PROCESS AND RELIEF.

The premises considered, your Complainant prays that the above named Arbelle Phillips Showers be made party defendant to this Bill of Complaint by the usual process of this Honorable Court, requiring her 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; the Respondent being

a non-resident of the State, of Alabama, and her Post Office address being unknown to your Complainant after diligent inquiry, your Complainant prays that you will cause the Register of This Court to publish an Order requiring such Respondent to appear and plead, answer or demur to the Bill of Complaint before a day to be therein named not less than thirty days nor more 50 days from the date thereof, and that the Register designate in what newspaper such Order is to be published and that such publication be once a week for four consecutive weeks, and that a copy of such Order be posted on the Front Door of the Court House of Baldwin County, Alabama. Should your Complainant be mistaken in the relief prayed for that there be granted to him such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

Charlie ^{his} Showers
 COMPLAINANT.
 Mail

STATE OF ALABAMA
 BALDWIN COUNTY.

Before me, Erin Stuart, a Notary Public, in and for said County in said State, personally appeared Charlie Showers who is known to me and who after being by me first duly and legally depose and say under oath as follows:-

That he is over the age of twenty-one years and is a resident of Lillian in Baldwin County, Alabama, having been such a resident for more than two years next immediately preceding the filling of this Bill of Complaint; that the Respondent is over the age of twenty-one years and is a non-resident of the State of Alabama, her Post Office address being unknown to Affiant. That Affiant has made diligent inquiry to ascertain such address but has been unable to do so.

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 5th day of August, 1943.

Erin Stuart
 Notary Public, Baldwin County,
 Alabama.

Charlie ^{his} Showers
 Mail

RECORDED
 220

NOTICE TO NON-RESIDENT

TIMES PRINTING CO., BAY MINETTE

~~CHARLIE SHOWERS~~
 No. 980
 vs.
~~ARBELLE PHILLIPS SHOWERS~~


The State of Alabama,
~~BALDWIN~~ County.
 Circuit Court, in Equity
 This the 5th day of
August, 1943

In this cause it being made to appear to the ~~Clerk~~ ^{Register} of this Court by the affidavit of ~~Charlie Showers, said cause being a suit for divorce brought by the said Charlie Showers against the said Arbelle Phillips Showers~~ that the Defendant Arbelle Phillips Showers

is a non-resident of the State of Alabama ~~her Post Office Address being unknown to the Complainant, who has made diligent inquiry to ascertain the same~~

and further, that, in the belief of said Affiant ~~is~~ 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 Arbelle Phillips Showers the said Respondent

~~to answer~~ ^{plead, answer} or demur to the Bill of Complaint in this cause by the 9th day of September 1943, or after thirty days therefrom a decree Pro Confesso may be taken against Arbelle Phillips Showers


 Register.

The BALDWIN Times

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

Legal Notices

CHARLIE SHOWERS
No. 980

vs.
ARBELLE PHILLIPS SHOWERS

The State of Alabama
Baldwin County,
Circuit Court, in Equity
This the 5th day of August,
1946

In this cause it being made to appear to the Register of this Court by the affidavit of Charlie Showers, said cause being a suit for divorce brought by the said Charlie Showers against the said Arbelle Phillips Showers that the Defendant Arbelle Phillips Showers is a non-resident of the State of Alabama her Post Office Address being unknown to the Complainant who has made diligent inquiry to ascertain the same 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 Arbelle Phillips Showers the said Respondent to plead, answer or demur to the Bill of Complaint in this cause by the 9th day of September 1946, or after thirty days therefrom a decree Pro Confesso may be taken against Arbelle Phillips Showers.

R. S. DUCK,
Register.

Hybart & Chason,
Solicitors for Complainant

28-46c

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Ford Cook, 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

Charlie Showers

V.S.

Arbelle Phillips Showers

COST STATEMENT

196 WORDS @ 45 cents \$ 8.82

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

Ford Cook

Publisher.

Was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Aug. 12, 1946 Vol. 54 No. 28

Date of 2nd publication Aug. 19, 1946 Vol. 54 No. 29

Date of 3rd publication Aug. 26, 1946 Vol. 54 No. 30

Date of 4th publication Sept. 2, 1946 Vol. 54 No. 31

Subscribed and sworn before the undersigned this _____ day of _____ 1946.

Notary Public, Baldwin County.

Ford Cook

Publisher.

a non-resident of the State, of Alabama, and her Post Office address being unknown to your Complainant after diligent inquiry, your Complainant prays that you will cause the Register of This Court to publish an Order requiring such Respondent to appear and plead, answer or demur to the Bill of Complaint before a day to be therein named not less than thirty days nor more 50 days from the date thereof, and that the Register designate in what newspaper such Order is to be published and that such publication be once a week for four consecutive weeks, and that a copy of such Order be posted on the Front Door of the Court House of Baldwin County, Alabama. Should your Complainant be mistaken in the relief prayed for that there be granted to him such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

his
Charlie X Showers
 COMPLAINANT.
Mails

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, Erin Stuart, a Notary Public, in and for said County in said State, personally appeared Charlie Showers who is known to me and who after being by me first duly and legally ^{depose} sworn, doth/and say under oath as follows:-

That he is over the age of twenty-one years and is a resident of Lillian in Baldwin County, Alabama, having been such a resident for more than two years next immediately preceding the filling of this Bill of Complaint; that the Respondent is over the age of twenty-one years and is a non-resident of the State of Alabama, her Post Office address being unknown to Affiant. That Affiant has made diligent inquiry to ascertain such address but has been unable to do so.

his
Charlie X Showers
 Mails

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 5th day of August, 1943.

Erin Stuart
 Notary Public, Baldwin County,
 Alabama.

No. _____ Page _____

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

CHARLIE SHOWERS,

vs.

ARBELLE PHILLIPS SHOWERS.

**DECREE PRO CONFESSO
OF PUBLICATION**

Issued *Oct 11* 19*13*

Roduch

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

No. _____ Page _____

**State of Alabama,
Baldwin County.**

CIRCUIT COURT, IN EQUITY.

CHARLIE SHOWERS,

Complainant

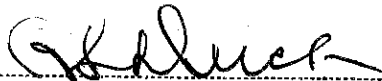
Vs.

ARBELLE PHILLIPS SHOWERS

Defendant

**Motion for Decree Pro Confesso
On Publication.**

Filed October _____, 1933.



Register.

Recorded in _____ Record,

Vol. _____ Page _____

Register.

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

CHARLIE SHOWERS,

Complainant

VS.

ARBELLE PHILL IPS SHOWERS

Defendant

Commission To Take Deposition

COMMISSIONER:

ERIN STUART

Witnesses:

Charlie Showers

C. S. Faircloth

AFFIDAVIT.

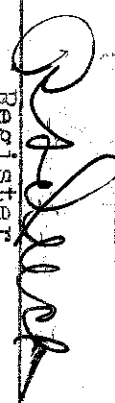
CHARLIE SHOWERS,
Complainant,

VS.

ARBELLE PHILLIPS SHOWERS,
Defendant.

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

FILED OCTOBER 11, 1943.


Register.

RECORDED

No. _____

The State of Alabama,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

CHARLIE SHOWERS

VS.

ARBELLE PHILLIPS SHOWERS

NOTE OF TESTIMONY

Filed in Open Court this 11th

day of Oct 1948

R. H. Huch

Register.

TESTIMONY OF CHARLIE SHOWERS.

My name is Charlie Showers. I am the Complainant in that certain suit for divorce filed by me in the Circuit Court of Baldwin County, Alabama, in Equity, in August, 1943, in which suit Arbelle Phillips Showers is the respondent. I am over the age of twenty-one years and am a resident citizen of Lillian in Baldwin County, Alabama, and have been a resident of Lillian for more than three years next immediately preceding the filing of the Bill of Complaint in this cause. Arbelle Phillips Showers is over the age of twenty-one years and is a non-resident of the State of Alabama, her place of residence and Post Office address being unknown to me. I have made diligent inquiry to ascertain the Post Office address of Arbelle Phillips Showers, and have been unable to do so.

I married Arbelle Phillips Showers on July 27, 1940 in Milton, Florida, and we lived together as man and wife until February 27, 1941, when she voluntarily abandoned me without just cause or legal excuse, and she has ~~filed~~ and refused to live with me since that time. We have not lived together as man and wife for more than two years next immediately preceding the filing of the Bill of Complaint in this cause.

Witness his mark
John Dason
G. J. Jancey

Charlie Showers
Mails

TESTIMONY OF C. S. FAIRCLOTH.

My name is C. S. Faircloth. I am over the age of twenty-one years and a resident of Lillian in Baldwin County, Alabama. I am personally acquainted with Charlie Showers and Arbelle Phillips Showers, who are the Complainant and Respondent respectively, in that certain suit for divorce filed in the Circuit Court of Baldwin County, Alabama, in Equity. I have known Charlie Showers for almost five years and I have known Arbelle Phillips Showers for more than three years. Charles Showers is over the age of twenty-one years and is a resident of Lillian in Baldwin County, Alabama, and he has resided in Baldwin County, Alabama, for more than three years next immediately preceding the filing of the bill of complaint in his suit for divorce. Arbelle Phillips Showers is over the age of twenty-one years and is a non-resident of the State of Alabama, her place of residence and Post Office address being unknown to me. I know of my own personal knowledge that they married in Milton, Florida on or about the 27th day of July, 1940, and that they lived together as man and wife until February 27, 1941, when Arbelle Phillips Showers voluntarily abandoned Charlie Showers without just cause or legal excuse and she has filed and refused to live with him since that time. This abandonment occurred more than two years before the filing of the bill of complaint in this cause.

C. S. Faircloth

THE STATE OF ALABAMA
Baldwin County

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

CHARLIE SHOWERS, COMPLAINANT

VS.

ARBELLE PHILLIPS SHOWERS, RESPONDENT

I, Erin Stuart

as ~~Register and~~ Commissioner

have called and caused to come before me Charlie Showers and

C. S. Faircloth

witnesses named in the Requirement for Oral Examination, on the 11th day of October

1943, at the office of HYBART & CHASON

in Bay Minette, Alabama, and having first sworn said witness es to speak the truth,

the whole truth, and nothing but the truth, the said Charlie Showers and

C. S. Faircloth doth depose and say as follows:

ORAL EXAMINATION

I, Erin Stuart, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition-s 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 John 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 11th day of October, 1943.

Erin Stuart

(L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

CHARLIE SHOWERS,

Complainant

Vs.

ARBELLE PHILLIPS SHOWERS,

Respondent

ORAL DEPOSITION

Filed Butler, 1943

Erin Stuart
Register

RECORDED IN

Record _____

Vol. _____ Page _____

Register _____