

2599

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Sarah Freeman

vs.

Complainant

Fred Freeman

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree 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 Sarah Freeman is forever divorced from the said Fred Freeman for and on account of Voluntary Abandonment.

IT IS FURTHER ORDERED ADJUDGED AND DECREED BY the court that the Complainant be and she is hereby awarded the care, custody and control of the three minor children, Eulynne Freeman, age 8, Elaine Freeman, age 7, and Denson Freeman, age 4.

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 Sarah Freeman the Complainant pay the cost herein to be taxed, for which execution may issue.

This 14<sup>th</sup> day of May, 1951.

J. J. Madbury, 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.

m.

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

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

Sarah Freeman

Complainant

vs.

Fred Freeman

Respondent

**DIVORCE DECREE**

**FILED**

MAY 14 1951

ALICE J. DUCK, Register

Sarah Freeman

vs.

Fred Freeman

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,  
Decree Pro Confesso Of Publication, and testimony of Sarah Freeman  
and Daisy Roberts.

and in behalf of Defendant upon

*John L. ...*  
Atty

*Alvin J. ...*  
Register.

177

No. ....

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

Sarah Freeman

vs.

Fredd Freeman

**NOTE OF TESTIMONY**

Filed in Open Court this 10 .....

day of april, 1951 .....

Miss J. French  
Register.

Printed By The Baldwin Times

SARAH FREEMAN

COMPLAINANT

VS

FRED FREEMAN

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Before me the undersigned authority, in and for said County, in said State, personally appeared Sarah Freeman, who is known to me, and who having been by me first duly sworn, deposes and says that she is the Complainant in the above styled cause; that she is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama; that the Respondent, Fred Freeman, is over twenty-one years of age and a non-resident of the state of Alabama; that his last address was McFarland, California.

Sarah M. Freeman

Sworn to and subscribed before me on this the 20 day of January, 1952.

I. M. M. Keel  
Notary Public, Baldwin County, Alabama

RECORDED 4599

FILED

JAN 24 1951

ALICE L. DUCK, Registrar

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons FRED FREEMAN, to appear and plead, answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County Alabama, in Equity, by SARAH FREEMAN as Complainant and against FRED FREEMAN, as Respondent.

WITNESS my hand on this the \_\_\_\_\_ day of January, 1951.

\_\_\_\_\_  
Register

SARAH FREEMAN

COMPLAINANT

VS

FRED FREEMAN

RESPONDENT

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

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

Your Complainant, Sarah Freeman, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and over twenty-one years of age; that the Respondent is over twenty-one years of age and a non-resident of the State of Alabama; that his post office cannot be ascertained after a diligent search and inquiry; that his last known address was McFarlan, California.

2.

That your Complainant and the Respondent married at Pensacola, Florida, on June 15, 1941, and lived together as husband and wife until May 21, 1949.

3.

That on May 21, 1949, while your Complainant and Respondent were living together as husband and wife, in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time; that during said time the Respondent has contributed nothing toward the support of the minor children of the

Complainant and the Respondent.

4.

That there was born to the marriage between your Complainant and the Respondent three children, Eulyne Freeman age 8, Elaine Freeman age 7 and Denson Freeman, age 4; that your complainant is the suitable, fit and proper person to have the care, and control of the said children.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said Fred Freeman, party respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that a decree be made awarding to her the custody, care and control of the minor children, Eulyne Freeman, Elaine Freeman and Denson Freeman; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

*S. M. Lee*



RECORDED  
25-99

*Sara Freeman*

VS.

*Fred Freeman*

FILED

JAN 24 1951

ALICE J. DUCK, Register

JIMMY FAULKNER  
EDITOR AND PUBLISHER

ALABAMA'S BEST COUNTY'S-

BAY MINETTE, ALABAMA

BEST NEWSPAPER

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

Jimmy 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

Freeman vs. Freeman

### NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County.  
Circuit Court, in Equity  
This the 24th day of January, 1951.

SARAH FREEMAN

No. 2599

vs.

FRED FREEMAN

In this cause it being made to appear to the Clerk of this Court by the affidavit of SARAH FREEMAN that the Defendant FRED FREEMAN 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 FRED FREEMAN the said Defendant to answer or demur to the Bill of Complaint in this cause by the 24th day of February 1951, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK  
Register.

2-41c

### COST STATEMENT

156 WORDS @ 4 1/2 cents — — — \$ 7 02

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

Dorothy Martin  
Bookkeeper Publisher.

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

Date of 1st publication Feb. 1, 1951 Vol. 62 No. 2

Date of 2nd publication Feb. 8, 1951 Vol. 62 No. 3

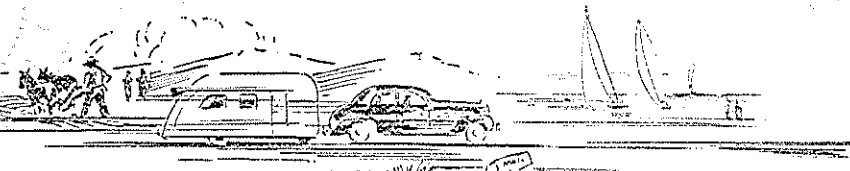
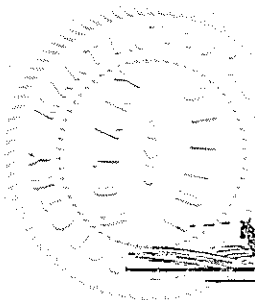
Date of 3rd publication Feb. 15, 1951 Vol. 62 No. 4

Date of 4th publication Feb. 22, 1951 Vol. 62 No. 5

Subscribed and sworn before the undersigned this 11 day of Apr, 1951

Dorothy Martin  
Notary Public, Baldwin County.

Dorothy Martin  
Bookkeeper Publisher.



**NOTICE TO NON-RESIDENT**

The Baldwin Times, Bay Minette, Alabama

SARAH FREEMAN

No. 2599

The State of Alabama,

Baldwin

County.

FRED FREEMAN  
FRED FREEMAN

vs.

Defendant

Circuit Court, in Equity

This the 24th day of  
January 1951

In this cause it being made to appear to the Clerk of this Court by the affidavit of  
SARAH FREEMAN

that the Defendant FRED FREEMAN

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

FRED FREEMAN the said Defendant

to answer or demur to the Bill of Complaint in this cause by the 24th day of February 1951, or after thirty days therefrom a decree Pro Confesso may be taken against him

Register.

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT, IN EQUITY

No. \_\_\_\_\_, Term, 19\_\_\_\_

Sarah Freeman

Complainant

Vs.

Fred Freeman

Defendant

Motion is hereby made for a Decree Pro Confesso against \_\_\_\_\_

Fred Freeman

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 6 day of April, 1951

746 Code

[Signature] Solicitor.

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

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

**CIRCUIT COURT, IN EQUITY**

Sarah Freeman

Complainant\_\_\_\_\_

Vs.

Fred Freeman

Defendant\_\_\_\_\_

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

Filed 4 6, 1951

*Allice J. Duck*  
Register.

Recorded in \_\_\_\_\_ Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

**FILED**

**MAY 14 1951**

Register.

The Baldwin Times, Bay Minette, Ala.

**ALICE J. DUCK, Register**

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT, IN EQUITY

No. \_\_\_\_\_, Term, 19\_\_\_\_

Sarah Freeman

Complainant

Vs.

Fred Freeman

Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 10th day of Feb, 1951, 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 1st day of Feb, 1951 and \_\_\_\_\_

And it now further appearing to the Register Alice J. Duck, that the said Fred Freeman

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 Alice J. Duck that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Fred Freeman

This 9 day of April, 1951.

Alice J. Duck, Register.

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT, IN EQUITY

Sarah Freeman

Vs.

Fred Freeman

Decree Pro Confesso of Publication

Issued 4 - 9, 1911

*Alvin J. French*  
Register.

Recorded in \_\_\_\_\_ Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Evelyn Watts

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 Sarah Freeman and Daisy Roberts.

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Sarah Freeman

and Fred Freeman, Complainant

Respondent

on oath, to be by you administered, upon Evelyn Watts to take and certify the deposition<sup>s</sup> of the witness<sup>es</sup> and return the same to our Court, with all convenient speed, under your hand.

Witness 10 day of April, 1951

Register.

Commissioner's Fee, \$

Witness' Fees, \$



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

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

Sarah Freeman

Complainant

vs.

Fred Freeman

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

Evelyn Watts

**WITNESSES:**

Sarah Freeman

Daisy Roberts

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Sarah Freeman

Complainant

VS.

Fred Freeman

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Sarah Freeman and Daisy Roberts

witnesses named in the Requirement for Oral Examination, on the 10th day of April 1951, at the office of H. M. Hall in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Sarah Freeman and Daisy Roberts doth depose and say as follows:

My name is Sarah Freeman. I am a bona fide resident of Baldwin County Alabama, and over twenty-one years of age. I have been a resident of Baldwin County, Alabama, for more than five years next preceding the filing of the bill of complaint in this cause.

The Respondent, Fred Freeman, is over twenty-one years of age and a non-resident of the State of Alabama. I have made and caused to be made a diligent search and inquiry to ascertain the present whereabouts of the Respondent, however, have not been able to locate him. His last known address was McFarlan, California, however, I understand that he left there quite some time ago.

The Respondent and I married at Pensacola, Florida, on June 15, 1941. We lived together as husband and wife in Baldwin County, Alabama, until May 21, 1949.

The Respondent on May 21, 1949, and while we were living in Baldwin County, Alabama, voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. He has contributed, during such time, nothing toward my support or the support of our three minor children.

The Respondent and I have three children, Eulynne Freeman, age 8, Elaine Freeman age 7, and Denson Freeman, age 4. The children have been with me all of their lives and I am the suitable, fit and proper person to have their care, custody and control. The Respondent has no fixed place of resident and is not a suitable, fit or proper person to have their care and control.

Sarah Freeman

Daisy Roberts, a witness for the Complainant, being first duly sworn, deposes and says:

I live at Summerdale, Baldwin County, Alabama. I have known the Complainant in this cause for practically three years. I know that the Respondent has not lived with or contributed anything toward the support of the Complainant, Sarah Freeman, and her three minor children for more than a year in fact, practically two years. I see her practically every day and know that the Respondent has not been here since in May 1949. I also know that the Complainant has had the responsibility of caring for and supporting the three minor children, and that she is a suitable, fit and proper person to have their care and control.

Daisy Roberts

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Sarah Freeman

vs. Complainant

Fred Freeman

Respondent.

## Oral Deposition

Filed 4-10, 1951

Amel-erick, Register.

Recorded in

\_\_\_\_\_ Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_, Register.

2599

ORAL EXAMINATION.

I, Evelyn Watts, as Register and Commissioner hereby certify that the foregoing deposition s on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and H. M. Hall.

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 10th day of April, 1945.

Evelyn Watts (L. S.)