

T. M. COCHRAN

vs.

LULA COCHRAN

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,
 AND TESTIMONY OF T. M. COCHRAN, Complainant, and McComrik &
 McComrick, witnesses of Complainant, and DECREE PRO CONFESSO
 ON PERSONAL SERVICE.

and in behalf of Defendant upon Personal Service and Decree Pro Confesso.

Robert L. Huch

Register.

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY.

No. *144*
154

VS.

PLAINTIFF

DEFENDANT

BILL OF COSTS

| Fees of Register | Dollars | Cts. | Brought Forward | |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| Filing each bill and other papers..... | \$ | 10 | For receiving, keeping and paying out or distributing money, etc.; 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct. | |
| Issuing each Subpoena..... | | 50 | Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per cent of amount received. | |
| Issuing each copy thereof..... | | 40 | Each Notice Sent by Mail to creditors..... | 15 |
| Entering each return thereof..... | | 15 | Filing, Receipting for and Docketing each Claim, etc.... | 25 |
| For each Order of Publication..... | | 1 00 | For all entries on Subpoena Docket, etc..... | 50 |
| Issuing Writ of Injunction..... | | 1 50 | For all entries on Commission Docket, etc..... | 50 |
| For each copy thereof..... | | 50 | Making Final Record, per hundred words..... | 15 |
| Entering each return thereof..... | | 15 | Certified Copy of Decree..... | 1 00 |
| Issuing Writ of Attachment..... | | 1 00 | Report of Divorce to State Health Office..... | 50 |
| Entering each return thereof..... | | 15 | Acts 1915 | |
| Docketing each case..... | | 1 00 | Total Fees of Register..... | 11 80 |
| Entering each Appearance..... | | 25 | | |
| Issuing each Decree Pro Confesso on personal service..... | | 1 00 | Fees of Sheriff | |
| Issuing each Decree Pro Confesso on publication..... | | 1 00 | Serving and Returning Subpoena on Deft..... | \$1 50 |
| Each order Appointing Guardian..... | | 1 00 | Serving and Returning Subpoena for Witness..... | 65 |
| Any other order by Register..... | | 50 | Levying Attachment..... | 1 50 |
| Issuing Commission to Take Testimony..... | | 50 | Entering and Returning same..... | 25 |
| Receiving and Filing..... | | 10 | Selling Property Attached..... | |
| Endorsing each package..... | | 10 | Impaneling Jury..... | 75 |
| Entering order Submitting Cause..... | | 50 | Executing Writ of Possession..... | 2 50 |
| Entering any other Order of Court..... | | 25 | Collecting Execution for Costs..... | 1 50 |
| Noting all Testimony..... | | 50 | Serving and Returning Sci. Fa., each..... | 65 |
| Abstract of Cause, etc..... | | 1 00 | Serving and Returning Notice..... | 65 |
| Entering each Decree..... | | 75 | Serving and Returning Writ of Injunction..... | 1 50 |
| For every 100 words over 500..... | | 15 | Serving and Returning Writ of Exeat..... | 1 50 |
| Taking account, etc..... | | 3 00 | Taking and Approving Bonds, Each..... | 75 |
| Taking Testimony, etc..... | | 15 | Collecting Money on Execution..... | |
| Each Report, 500 words or less..... | | 2 50 | Making Deed..... | 2 50 |
| For every 100 words over 500..... | | 15 | Serving and Returning Application..... | 1 00 |
| Amount claimed less than \$500, etc..... | | 2 00 | Serving Attachment, Contempt of Court..... | 1 50 |
| Issuing each Subpoena..... | | 25 | Total Fees of Sheriff | 11 80 |
| Witness Certificate, each..... | | 25 | | |
| Issuing Execution, each..... | | 75 | Recapitulation | |
| Entering each return..... | | 15 | Register's Fees..... | |
| Taking and Approving Bond, each..... | | 1 00 | Sheriff's Fees..... | |
| Making copy of bill, etc..... | | 15 | Commissioner's Fees..... | <i>pd. descent</i> |
| Each notice not otherwise provided for..... | | 50 | Solicitor's Fees..... | |
| Each certificate or affidavit, with seal..... | | 50 | Witness Fees..... | |
| Each certificate or affidavit, no seal..... | | 25 | Guardian Ad Litem..... | |
| Hearing and passing on application, etc..... | | 3 00 | Printer's Fees..... | |
| Each settlement with receiver, etc..... | | 3 00 | Trial Tax..... | 3 00 |
| Examining each voucher of receiver, etc..... | | 10 | Recording Decree in Probate Court..... | |
| Examining each answer, etc..... | | 3 00 | Total | 24 30 |
| Recording resignation, etc..... | | 75 | | |
| Entering each certificate to Supreme Court..... | | 50 | | |
| Taking questions and answers, etc..... | | 25 | | |
| For all other service relating to such proceedings..... | | 1 00 | | |
| For service in proceeding to relieve minors, etc same fee as in similar cases. | | | | |
| Commission on sales, etc.: 1st \$100 2 per cent, all over \$100, and not exceeding \$1,000, 1 1-2 per ct.; all over \$1,000 and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct. | | | | |
| Sub Total Carried Forward | | | | |

Received payment this *23* day of *Jan.* 193*6*

Robert S. Duck
Register
16.30

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Claudia Le Noir

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

WARREN MCCOMRIK and M McComrik

as witnesses in behalf of T. M. Cochran in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

T. M. Cochran, is Complainant

and

Lula Cochran, is Defendant,

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

Witness 7 day of Oct 19 35

Robert S. Duck
REGISTER

COMMISSIONER'S FEE, \$ 5.00 Paid by Complainant

WITNESS' FEES, \$ None

THE STATE OF ALABAMA, }
Baldwin County.

No. 154

Circuit Court, In Equity

T. M. COCHRAN

Complainant

vs.

LULA COCHRAN

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

It is further ordered that the said T. M. COCHRAN be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said T. M. COCHRAN pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may be issued against the said LULA COCHRAN.

It is further ordered, adjudged and decreed that said T. M. COCHRAN shall not again marry except to said LULA COCHRAN until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said LULA COCHRAN during the said pendency of appeal

This 2nd day of November 1935

A. W. Stare
Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, }
Baldwin County.

Circuit Court, In Equity.

I, Robert S. Duch, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the _____ day of _____ 193_____ in the cause of

T. M. COCHRAN.

Complainant

vs.

LULA COCHRAN.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____ 193_____

Register

The State of Alabama,
Baldwin County.

NO. 154 CIRCUIT COURT IN EQUITY.

T. M. COCHRAN

Complainant

vs.

LULA COCHRAN

Defendant

In this cause it appears to the Register of Chancery
that a summons requiring the Defendant LULA COCHRAN

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days
after the service of said Summons upon SAID LULA COCHRAN
was served upon her by the Sheriff of Baldwin County, Alabama, on the
7th day of September 1935

by leaving a copy of the within Summons with Lula Cochran,
Defendant, service obtained by Homer S. Walters, Deputy Sheriff.

And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint
to this date, it is now, therefore, on motion of Orvis M. Brown, Attorney for
T. M. COCHRAN, Complainant.

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things
taken as confessed against the said Lula Cochran

Defendant aforesaid.

This 14 day of Oct 1935

Patricia Deech

Register.

T. M. COCHRAN
Complainant,
Vs.
LULA COCHRAN
Respondent,

IN THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA
IN EQUITY
NO. _____

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT
BALDWIN COUNTY, ALABAMA
IN EQUITY

Your complainant, T. M. Cochran, exhibits this his bill against Lula Cochran, and respectfully shows unto your honor as follows:

First:

That complainant has been a bona fide resident of the State of Alabama for more than three years, next, immediately preceding the filing of this Bill of Complaint; that both the respondent and complainant are over the age of twenty-one years and that complainant married respondent on or about December 15th, 1916 in the City of Peddido, Alabama and that there are two children the fruits of this marriage, namely: Sarah Cochran, Age 14 years, girl, and Leonidous Cochran, age 13/^{boy}years, who left with Respondent when she deserted the Complainant, and complainant has not seen nor heard from them since.

Second :

Complainant alleges and avers that the respondent lived with him as husband and wife from December 15th, 1916, to on or about the eighteenth day of January 1933, at which time the respondent voluntarily left the bed and board of your complainant without cause or fault on his part and has never returned to your complainant, nor cohabited with him as husband and wife from the eighteenth day of January 1933 to the date of the filing of this bill. Said abandonment by respondent continuing for more than two years, next, preceding the filing of this bill.

Prayer for Process :

The premises considered, complainant prays that said, Lula Cochran be made a party to this Bill of Complaint and that she be brought into Court by personal service or any legal means provided for personal service directing her to plead, answer or demur to the allegations as set out against her in said Bill of Complaint as filed in this cause in all respects as required by law and under the rules of this Honorable Court.

Prayer for Relief :

And your complainant prays that upon the final hearing of this cause, this Honorable Court will grant unto him an absolute divorce, dissolving entirely the bonds of matrimony now existing between him and Lula Cochran and granting him the right to remarry and your complainant prays for such other and further relief as in equity and good conscience he may be entitled to in the premises for which he will ever pray.

Lula Cochran
COMPLAINANT

David M. Brown
SOLICITOR FOR COMPLAINANT.

FOOT NOTE :

The respondent is required to answer, but not under oath, the same being hereby expressly waived, as to each and every paragraph of the foregoing Bill of Complaint, numbering from one to two both inclusive.

David M. Brown
SOLICITOR FOR COMPLAINANT.

T. M. COCHRAN
Complainant,
Vs.
LULA COCHRAN
Respondent,

IN THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA

IN EQUITY

NO. _____

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT
BALDWIN COUNTY , ALABAMA

IN EQUITY

Your complainant, T. M. Cochran, exhibits this
his bill against Lula Cochran, and respectfully shows unto your
honor as follows:

First:

That complainant has been a bona fide resident of the State
of Alabama for more than three years, next, immediately preceding
the filing of this Bill of Complaint; that both the respondent
and complainant are over the age of twenty-one years and that
complainant married respondent on or about December 15th, 1918
in the City of Pedido, Alabama and that there are two children
the fruits of this marriage, namely: Sarah Cochran, Age 14 years,
girl, and Leonidous Cochran, age 13/^{boy}years, who left with Respondent
when she deserted the Complainant , and complainant has not seen
nor heard from them since.

Second :

Complainant alleges and avers that the respondent
lived with him as husband and wife from December 15th, 1918, to on
or about the eighteenth day of January 1933, at which timethe
respondent voluntarily left the bed and board of your complainant
without cause or fault on his part and has never returned to your
complainant, nor cohabited with him as husband and wife from the
eighteenth day of January 1933 to the date of the filing of this
bill. Said abandonment by respondent continuing for more than two
years, next, preceding the filing of this bill.

The State of Alabama, {
Baldwin County } Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Lula Cochran,

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

T. M. Cochran,

against said Lula Cochran

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this 19th day of August, 193 5

Robert S. Duck

Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

Receivable
M. G. ...
at ...

154
1932
19

154

Serve on Lula Cochran
Circuit Court of Baldwin County
IN EQUITY

No. 154

S U M M O N S

F. M. Cochran

vs.

Lula Cochran,

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this

19

day of

Aug

193*5*

SHERIFF

M. G. ...

Executed this

9

day of

Sept.

193*5*

by leaving a copy of the within Summons with

Lula Cochran

Defendant

M. G. ...

Sheriff

BY

Harold S. ... Deputy Sheriff

O. P. BROWN

Solicitor for Complainant

RECORDED
Duck
6-227

154

No. 154 Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

T. M. COCHRAN, Complainant

vs.

JULIA COCHRAN, Respondent

DECREE PRO CONFESSO ON
PERSONAL SERVICE

Issued *Oct 14* 1935
Robert D. Duck
Register.

Moore Printing Company, Bay Minette, Ala.

Min. & 181

134

No. _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.

VS.

DECREE OF DIVORCE

Filed in office this 5 21

day of March November, 1935

Robert & Blanche
REGISTER

F. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

RECORDED
NO. 154
6-22-26

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

T. M. Cochran,

Complainant

VS.

Lula Cochran

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Claudia Elizabeth LeNoir

WITNESSES:

154

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Circuit Court, Baldwin County, Ala.
In Equity.

No. _____

vs.

Cost Bill

Paid _____ 193_____

Register

Moore Ptg. Co.

RECORDED
such
6-227

154

No. 154

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

T. M. COCHRAN

vs.

LULA COCHRAN

NOTE OF TESTIMONY

Filed in Open Court this 28

day of Oct 1931

Arthur S. Lucas
REGISTER

RECORDED

Such
6-227

154

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No. _____

Page _____

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

T. M. Cochran, Complainant

vs.

Lula Cochran, Respondent

**MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE**

Filed *Oct. 10* 19*35*

Robert S. Such
Register.

Recorded in _____ Record,

Vol. _____ Page _____

Register.

ORAL EXAMINATION

I, Claudia Elizabeth Le Noir 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 J. S. Holland 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 19 day of October 1935.

Claudia Elizabeth Le Noir (S.)

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No. 154

Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

T. M. COCHRAN

COMPLAINANT

VS.

LULA COCHRAN

RESPONDENT

ORAL DEPOSITION

Filed _____, 1935

RECORDED IN

Register.

Record

Vol. _____ Page _____

Register

The State of Alabama }
Baldwin County

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

T. M. COCHRAN

COMPLAINANT

VS.

LULA COCHRAN

RESPONDENT

I, CLAUDIA ELIZABETH LE NOIR

as Register and Commissioner

have called and caused to come before me T. M. COCHRAN, complainant

WARREN MC CORMICK and ALBERT MC CORMICK

witnesses named in the requirement for Oral Examination, on the 19 day of October 1935, at the office of Dr. H. W. Jordan in Robertsdale in Baldwin County, Alabama, and having first sworn said witnesses to speak the truth, the whole truth, and nothing but the truth, the said T. M. COCHRAN, complainant and WARREN MC CORMICK and ALBERT MC CORMICK doth depose and say as follows:

Testimony of T. M. Cochran, complainant

I have been a resident of the state of Alabama for over eight years and I have been a resident of Silverhill, Alabama for the past three years. I am fifty-three years of age. I married Lula Cochran who is respondent in this cause on the 15th of December, 1918 at Perdido Station, Alabama. We lived together as man and wife until the 18th day of January 1933 at which time my wife left me and carried with her our two children, the only fruits of our marriage. Our oldest child was a girl, named Sarah Cochran, who is about fifteen years of age, the boy, Leonidus Cochran is now about thirteen years of age. When my wife left she carried both the children with her and I have not seen nor heard from them since. I have not lived with Lula since she deserted me on 18th day of January 1933. She had left me several times before this but I begged her to return and was good to her trying to get along. When she left me this last time I was off at work and did not know where she had gone or why. After I had learned where she had gone I had a lawyer to write her asking her to come back home but she still refused the good home that I offered her and the children. I was living in Silverhill at the time she left me and have continued to live there since, till date. I have been ready and willing to take her back at all times but she has refused to return.

T. M. Cochran

Testimony of Warren McCormick

I have lived here in Robertsdale since 1918. I am over twenty-one years of age. I have known T. M. Cochran for the past four years, and know that he did his best to provide a good home for his wife and children. I was a frequent visitor in the Cochran home, and worked across the road from their home. I know that Mrs. Cochran left her husband several times before she finally left and did not return at which time she carried the two children, Sarah and Leonidus with her. After Mrs. Cochran left her husband he learned where she was later and tried to get her to return to him but she refused to do so. Mrs. Cochran has not been about her husband since she left nor has she permitted the children to see him.

I am not related to T. M. Cochran nor interested in the outcome of this procedure in any manner.

x *Warren McCormick.*

Testimony of Albert Mc Cormick.

I am a resident of Robertsdale, Alabama and have resided here for the past fourteen years. I have known T. M. Cochran for about four years. I am over the age of twenty-one years. I knew Mrs. Cochran for only a short time before she left her husband. To my best knowledge there were two children whose names I do not remember. Mr. Cochran also spoke to me about his wife and children and stated that he wanted them to return to him but she refused to return or allow their children to return to him. Mr. Cochran also told me that he had not seen nor heard directly from his wife or children since they left but had tried through an attorney to get them to return to him. Cochran provided a good home for his family.

Albert McCormick.

RECORDED

154

Bay Minette, Ala., ^{nov.} ~~January~~ 1 1935

Received of L. M. Cochran

Five & 20/100

For Commissioner's fee in Cochran case Orvis M. Brown

\$ 5.00

By _____

INDEXED NO. 177 6-166

FILE OF COMPLAINT

DEFOURCE

L. M. COCHRAN, Complainant

vs.

L. M. COCHRAN, Respondent

Filed this 17 day Aug 1935
Robert S. Decker
Clerk

ORVIS M. BROWN

ATTORNEY AT LAW