

DIVORCE DECREE

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The State of Alabama, Baldwin County

Circuit Court, In Equity

FRANKIE BUCK KELLY

vs.

R. V. KELLY

, Complainant

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ answer & 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 FRANKIE BUCK KELLY is forever divorced from the said R. V. KELLY for and on account of CRUELTY

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 FRANKIE BUCK KELLY the Complainant pay the cost herein to be taxed, for which execution may issue.

This 22nd day of May, 1950

TELFATR J. MASHURN, JR.

Judge Circuit Court, In Equity.

I, Alice J. Duck

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 6th day of February, 1951

Register of Circuit Court, In Equity.

RECORDED

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

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

FRANKIE BUCK KELLY

Complainant

vs.

R. V. KELLY

Respondent

**DIVORCE DECREE**

FILED:

May 22, 1950

ALICE J. DUCK, Register

TALMADGE BAGGETT  
COMPLAINANT  
VS  
FRANKIE BUCK BAGGETT  
RESPONDENT

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

TO THE HONORABLE TELFAIR J. HASBURN JR., JUDGE OF THE TWENTY-EIGHTH  
JUDICIAL CIRCUIT, BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes the Complainant, TALMADGE BAGGETT, who shows unto your Honor  
the following state of facts:

1. That your Complainant, TALMADGE BAGGETT, is over the age of  
Twenty-One years and Respondent, FRANKIE BUCK BAGGETT, is over the age  
of Twenty-One years and both are bona fide residents of Alabama and  
have been for two years next preceeding.
2. That your Complainant and Respondent married at Bay Minette,  
Alabama on the 23th day of May, 1950 and lived together as husband and  
wife until January 2, 1951.
3. That on January 12, 1950 the said Respondent contracted marriage  
with on R. V. Kelley, and they lived together as man and wife until  
divorced by decree dated May 22, 1950, and on the 22nd day of May, 1950,  
a divorce was granted both parties in said cause; that in said decree  
of divorce it was provided that the said Respondent, the Complainant  
in her said divorce suit, be permitted to contract marriage after sixty  
days. The copy of said decree is hereto attached and marked Exhibit "A".

That despite the inhibition against remarriage by either of the  
parties, except to each other until sixty days after the date of said  
divorce decree, nevertheless, the said Respondent Frankie Buck Baggett  
celebrated a purported marriage with your orator in Bay Minette, Alabama  
on the 23rd day of May, 1950; that your orator was ignorant of the said  
decree of divorce and of any other terms; that the said Respondent Frankie  
Buck Baggett represented to him that she was a single woman capable of  
contracting marriage, and it was only after the marriage of your orator  
with said Respondent that he learned the terms of said decree and that  
said Respondent had violated said decree.

PRAYER

WHEREFORE, THE PREMISES CONSIDERED, your Complainant prays that your

Honor will by proper process, make the said Frankie Buck Baggett, party Respondent to this cause of action in order that Complainant may have the relief hereinafter prayed for, 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.

That on final hearing of this cause that your Honor will grant unto her an annulment, forever dissolving the bonds of matrimony existing between your Complainant and the Respondent.

Should your Complainant be mistaken in the relief prayed for, that there be granted unto him such other, different and general relief to which she may be entitled and as in duty bound he will ever pray.

Salmae Baggett  
COMPLAINANT

Chas. H. Thompson  
SOLICITOR FOR COMPLAINANT

NO 2611

TALMADE BAGGETT

COMPLAINANT

VS.

FRANKIE BUCK BAGGETT

RESPONDENT

BILL OF COMPLAINT

FILED

FEB 23 1951

ALICE L. BUCK, Registrar

From the law offices of  
C. LeNoir Thompson  
Bay Minette, Alabama

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

TALMADGE BAGGETT

Complainant

VS.

FRANKIE BUCK BAGGETT

Respondent

I, Lois Paul

as Register and Commissioner

have called and caused to come before me Talmadge Baggett and Nolan A. Stewart

witnesses named in the Requirement for Oral Examination, on the 15th day of February 1951, at the office of C. LeNoir Thompson

in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Talmadge Baggett and Nolan A. Stewart doth depose and say as follows:

That my name is Talmadge Baggett, I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than two years next preceding. The respondent in this cause is also over the age of 21 and a resident of Baldwin County, Alabama.

That we were married at Bay Minette, Alabama on May 23, 1950 and lived together as husband and wife until January 2, 1951 at which time I learned that the respondent who had previously married R. V. Kelly had been divorced from the said R. V. Kelly on May 22, prior to her marriage to me on May 23, that as soon as I obtained a copy of the decree dated May 22, 1950, we separated immediately and have not lived together as husband and wife since that separation. That it is my desire to have this marriage of May 23, 1950 annulled.

Talmadge Baggett

That my name is Nolan A. Stewart, that I know both parties to this cause. They are both over the age of 21 and have resided in Alabama for more than two years next preceding. I know that the parties to this cause were married May 22, 1950 and lived together as husband and wife in Baldwin County, until it was learned that the respondent had married one day after getting her divorce from another party. When the complainant learned of this, they separated immediately and have not lived together since as husband and wife.

Nolan A. Stewart

NO. 2611 PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

TAMMADGE BAGGETT

vs. Complainant

FRANKIE BUCK BAGGETT

Respondent.

## Oral Deposition

Filed 2-26, 1947

Aurice J. Lemons, Register.

Recorded in

\_\_\_\_\_ Record

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

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

**ORAL EXAMINATION.**

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I, Lois Paul, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witnesses and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proom made before me of the identity of said witnesses; 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 15th day of February, 1945.

Lois Paul (L. S.)



COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: LOIS PAUL

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 Talmadge Baggett and Nolan A. Stewart

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

and Frankie Ruck Baggett, Complainant

Respondent

on oath, to be by you administered, upon Lois Paul 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 15<sup>th</sup> day of Feb, 1945

Alvin J. Ruck  
Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. 2611

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

**CIRCUIT COURT**

TALMADGE BAGGETT

Complainant

vs.

FRANKIE DUCK BAGGETT

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

LOIS PAUL

WITNESSES:

TALMADGE BAGGETT

NOLAN A. STEWART

TALMADGE BAGGETT

COMPLAINANT

VS

FRANKIE BUCK BAGGETT

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

This cause coming on to be heard upon the Bill of Complaint, Answer and Waiver of Respondent and the Testimony as noted by the Register of the Court being satisfied therefrom that the averments of the Bill of Complaint are true and that the Complainant is entitled to the relief therein prayed.

IT IS THEREFORE ORDERED, CONSIDERED, ADJUDGED AND DECREED BY THE COURT that the purported marriage between Talmadge Baggett and Frankie Buck Baggett on the 23rd day of May, 1950, at Bay Minette, Alabama, be and the same is hereby annulled and declared for naught and that the said Talmadge Baggett and Frankie Buck Baggett be and they are hereby judicially ascertained to be not legally married to each other.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the Complainant pay the costs in this cause incurred, for which let execution issue.

Dated at Bay Minette, Alabama, this 27<sup>th</sup> day of February, 1951.

Julius G. Mosley, Jr.  
CIRCUIT JUDGE

no. 2611

RECORDED

FILED

FEB 27 1951

ALICE L. DUCK, Register

TALMADGE BAGGETT

vs.

FRANKIE BUCK BAGGETT

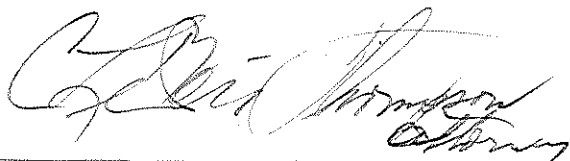
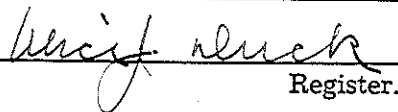
THE STATE OF ALABAMA  
Baldwin CountyIN EQUITY  
Circuit Court of Baldwin County

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

Answer and Waiver and testimony of Talmadge Baggett and Nolan A.

Stewart.

and in behalf of Defendant upon \_\_\_\_\_

  
C. L. Thompson  
Attorney  
Archie Buck  
Register.

RECORDED

No. 2611.....

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

TALLADGE BAGOETT

vs.

FRANKIE BUCK BAGOETT

NOTE OF TESTIMONY

Filed in Open Court this 26<sup>th</sup>.....

day of Feb....., 1951

Henry J. Lusk  
Register.

Printed By The Baldwin Times

TALMADGE BAGGETT

COMPLAINANT

VS

FRANKIE BUCK BAGGETT

RESPONDENT

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

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages and marriage and residence, but denies all other allegations contained in the Bill of Complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without notice.

Mrs Frankie Buck Baggett

STATE OF ALABAMA  
BALDWIN COUNTY

I, C. G. Thompson, a Notary Public, in and for said County, in said State, hereby certify that Frankie Buck Kelley, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 3 day of February, 1951.

C. G. Thompson  
Notary Public,

no 2611

RECORDED

2611

FILED

FEB 26 1951

ALICE J. BUCK, Registrar