

1010

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

FLOYD C. BRILL

Complainant

vs.

MARY JOE BRILL

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 FLOYD C. BRILL is forever divorced from the said MARY JOE BRILL for and on account of voluntary 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 FLOYD C. BRILL and MARY JOE BRILL be, and THEY ARE hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that FLOYD C. BRILL the COMPLAINANT pay the cost herein to be taxed, for which execution may issue.

This 31st day of January, 1944

F. W. Hare
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 19 day of September, 1949

Register of Circuit Court, in Equity.

No. .... Page.....

**The State of Alabama**  
**BALDWIN COUNTY**

In Circuit Court, In Equity

.....  
Complainant.

Vs.

.....  
Respondent.

**DIVORCE DECREE**

STATE OF ALABAMA  
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon MARY JO BRILL to be and appear before the Judge of the Circuit Court of Baldwin County, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by FLOYD C. BRILL against the said Mary Jo Brill, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty, etc. And we further command that you return this writ with your execution thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 26 Day of October, 1943.

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

FLOYD C. BRILL  
COMPLAINANT

VS

MARY JO BRILL  
RESPONDENT

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

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,

Now comes your Complainant, Floyd C. Brill and humbly complaining against the Respondent, Mary Jo Brill, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty one years of age, and a bona fide resident of Baldwin County, Alabama; that the Respondent is over twenty one years of age and a resident of Lee County, Alabama;

2.

That they were married in Opelika, Alabama, on July 20, 1938, and lived together as husband and wife until, to-wit, October 22nd, 1940.

W. A. BETTS  
Sheriff Lee County

OPELIKA, ALA.,  
10-22-43

M. R. Stearns & Sheriff

Way Muncie Ala

Dear Sir:

We are unable to locate this

party - If you can give us any  
information as to the address we

will try again

Yours truly  
W. A. Betts Sheriff

Lee Co. Ala

3.

That on, to-wit, October 22nd, 1940, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

PRAYER FOR PROCESS.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said Mary Jo Brill party respondent to this cause of action, requiring her 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.

Complainant further prays that your Honor will, upon the hearing hereof, enter an order giving and granting him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent, and that your Honor will give and grant unto him such other, further, different and general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By *Herbert*  
Solicitors for Complainant.

~~10010~~  
1010

RECORDED

FLOYD C. BRILL  
COMPLAINANT

VS

MARY JO BRILL  
RESPONDENT

SUMMONS AND COMPLAINT.

Filed Oct 20 1943

Proctor  
Ow

for Oct 26

The State Of Alabama, Baldwin County.
CIRCUIT COURT, IN EQUITY

FLOYD C. BRILL Complainant

VS

MARY JOE BRILL 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 FLOYD C. BRILL is forever divorced from the said

MARY JOE BRILL

for and on account of voluntary 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 FLOYD C. BRILL and MARY JOE BRILL be, and THEY ARE hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that FLOYD C. BRILL the COMPLAINANT pay the cost herein to be taxed, for which execution may issue.

This 31st day of January, 1944. 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.

No. .... Page.....

**The State Of Alabama**

Baldwin County

**In Circuit Court, In Equity**

.....  
vs. Complainant.

.....  
Respondent.

**DIVORCE DECREE**



The State of Alabama, }  
Baldwin County }

CIRCUIT COURT

To BERNICE S. REID

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 FLOYD C. BRILL and W. P. JOHNSON

as witnesses in behalf of FLOYD C. BRILL in a cause pending in our Circuit Court of Baldwin County, of said State, wherein FLOYD C. BRILL

Complainant

and MARY JOE BRILL

Defendant,

on oath to be by you administered, upon January 31st, 1944 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 28 day of January 19 44

[Signature]

REGISTER

COMMISSIONER'S FEE, \$ \_\_\_\_\_

WITNESS' FEES, \$ \_\_\_\_\_

NO.

RECORDED

**The State of Alabama**  
**BALDWIN COUNTY**  
**CIRCUIT COURT**

FLOYD C. BRILL

Complainant

vs.

MARY JOE BRILL

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

Bernice S. Reid

**WITNESSES:**

Floyd C. Brill

W. P. Johnson

STATE OF ALABAMA  
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon MARY JO BRILL to be and appear before the Judge of the Circuit Court of Baldwin County, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by FLOYD C. BRILL against the said Mary Jo Brill, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty, etc. And we further command that you return this writ with your execution thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 20 Day of October, 1943.

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

FLOYD C. BRILL  
COMPLAINANT

VS

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

3.

That on, to-wit, October 22nd, 1940, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

PRAYER FOR PROCESS.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said Mary Jo Brill party respondent to this cause of action, requiring her 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.

Complainant further prays that your Honor will, upon the hearing hereof, enter an order giving and granting him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent, and that your Honor will give and grant unto him such other, further, different and general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By *[Signature]*  
Solicitors for Complainant.

10910

FILED IN  
CASE NO.  
BY  
CLERK

DECEMBER 10 1940

*[Handwritten notes and scribbles]*

10010

FLOYD C. BRILL  
 COMPLAINT  
 MARY JO BRILL  
 RESPONDENT  
 COMMONS AND COMPLAINT

The respondent, Mary Jo Brill, is a resident of the State of California and is the mother of the complainant, Floyd C. Brill. The respondent is the sole owner and operator of the business known as "The Commons and Complaint" which is a business which provides a service to the public. The respondent is the sole owner and operator of the business known as "The Commons and Complaint" which is a business which provides a service to the public.

[Handwritten signature and notes, including "10/22/87" and "D. J. ..."]

WHEREFORE, the complainant requests that the court order the respondent to pay the complainant the sum of \$10,000.00 as damages for the respondent's actions.

The complainant requests that the court order the respondent to pay the complainant the sum of \$10,000.00 as damages for the respondent's actions.

THE STATE OF ALABAMA }  
Baldwin County }

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

FLOYD C. BRILL COMPLAINANT

vs.

MARY JOE BRILL RESPONDENT

I, Bernice S. Reid

as Register and Commissioner

have called and caused to come before me Floyd C. Brill and W. P. Johnson

witnesses named in the requirement for Oral Examination, on the 31st day of January

194, at the office of Beebe & Hall

in Bay Minette, Alabama, Alabama, and having first sworn said witnesses to speak the

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

Floyd C. Brill doth depose and say as follows:

My name is Floyd C. Brill. I am over twenty one years of age and a bona fide resident of Baldwin County, Alabama. The Respondent is over twenty one years of age and a non resident of the State of Alabama, her address being unknown. I have made a diligent search and inquiry to ascertain her present address, asking her father, but have been unable to locate her.

THE STATE OF ALABAMA }  
Baldwin County }

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

FLOYD C. BRILL COMPLAINANT

vs.

MARY JOE BRILL RESPONDENT

I, Bernice S. Reid

as Register and Commissioner

have called and caused to come before me Floyd C. Brill and W. P. Johnson

witnesses named in the requirement for Oral Examination, on the 31st day of January

194, at the office of Beebe & Hall

in Bay Minette, Alabama, Alabama, and having first sworn said witnesses to speak the

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

Floyd C. Brill doth depose and say as follows:

My name is Floyd C. Brill. I am over twenty one years of age and a bona fide resident of Baldwin County, Alabama. The Respondent is over twenty one years of age and a non resident of the State of Alabama, her address being unknown. I have made a diligent search and inquiry to ascertain her present address, asking her father, but have been unable to locate her.

The Respondent and I were married in Opelika on July 20th, 1938. We lived together as husband and wife until October 22nd, 1940.

The Respondent on October 22nd, 1940, voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. During the time she has been gone I have heard nothing from her directly, however her folks have told me that she had left me for good and never intended to live with me again.

*F. C. Brill*

W. P. Johnson, a witness for Complainant, being first duly sworn, deposes and says: My name is W. P. Johnson. I am a resident of Robertsdale, Baldwin County, Alabama. I am personally acquainted with the complainant and the Respondent in this cause. I have been with the complainant almost continuously since the early part of 1940, and know of my own personal knowledge that the complainant and the Respondent have not lived together as husband and wife since October 22nd, 1940. I also know that the Respondent voluntarily abandoned the complainant, and that she has remained away voluntarily and continuously since October 22nd, 1940/

*W. P. Johnson*

I, Bernice S. Reid as Register and Commissioner hereby certify that the foregoing deposition 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 of H. M. Hall 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 31st day of January 1944.

Bernice S. Reid (L. S.)

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

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

**IN CIRCUIT COURT, IN EQUITY**

FLOYD C. BRILL

COMPLAINANT

vs.

MARY JOE BRILL

RESPONDENT

**ORAL DEPOSITION**

Filed 31, 1944

Bernice S. Reid, Register.

RECORDED IN

\_\_\_\_\_ Record

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

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



FLOYD C. BRILL

COMPLAINANT

VS

MARY JOE BRILL

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 Floyd C. Brill, who is known to me, and who having been by me first duly sworn, deposes and says that he is the Complainant in the above styled cause; that the Respondent is over twenty one years of age and a non-resident of the State of Alabama; that he has made a diligent search and inquiry to ascertain the present address of the said Respondent, but that it is unknown; that she is not in the military or naval service of the United States.

Floyd C. Brill

Sworn to and subscribed before me on this the 29th day of November, 1943.

Wm. H. H. H.  
Notary Public, Baldwin County, Alabama.

Case number 1010.

#1010  
copy sent  
9/17/87

Please send me a copy of

my device it was got in  
1943 or 1944 - that is a  
close as I can remember.

The Device was gotten by  
Floyd Clifton Brill From

Mary Jo Brill

Madier name was

Mary Jo Coleman Brill

Thank you.

Mary Jo Yancey  
1209 - Denson place

Opelika Alabama 36801

Mary Jo Yancey  
1209 - Denson place  
Opelika Alabama  
36801



9/14/87  
#1010

Claim Check  
No. 350247

Hold

Date  
SEP 12 1987

1ST Notice

2ND Notice

Return  
SEP 27 1987

Detached from  
PS Form 3849-A,  
Oct. 1985

Enice, H.  
P.O. - Box 48  
Bayminette  
36507

**RETURN RECEIPT  
REQUESTED**

Fold at the over top of envelope to the right  
of the return address.

**CERTIFIED**

P 667 136 147

**MAIL**

**THE STATE OF ALABAMA, }  
BALDWIN COUNTY**

**CIRCUIT COURT, IN EQUITY**

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

FLOYD C. BRILL

Complainant

Vs.

MARY JOE BRILL

Defendant

Motion is hereby made for a Decree Pro Confesso against MARY JOE BRILL

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.

RECORDED

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

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

FLOYD C. BRILL

Complainant

Vs.

MARY JOE BRILL

Defendant

Motion for Decree Pro Confesso  
on Publication

Filed

*Jan 31*  
*R. S. [Signature]*

19*44*

Register.

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

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

Register.

FLOYD C. BRILL

COMPLAINANT

VS.

MARY JOE BRILL

RESPONDENT

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, \_\_\_\_\_  
~~decree pro confesso on publication, and testimony of complainant's witnesses~~

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

\_\_\_\_\_  
\_\_\_\_\_

*R. Beck*

Register.

**RECORDED**

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

**The State of Alabama,**  
BALDWIN COUNTY

**IN EQUITY**

CIRCUIT COURT OF BALDWIN COUNTY

FLOYD C. BRILL

COMPLAINANT

VS.

MARY JOE BRILL

RESPONDENT

**NOTE OF TESTIMONY**

Filed in Open Court this

day of

194

*Jan 24*  
*4*  
*Radner*  
Register.

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

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

FLOYD C. BRILL \_\_\_\_\_ Complainant

Vs.

MARY JOE BRILL \_\_\_\_\_ Defendant

In this cause it appears to the Register \_\_\_\_\_ that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, in the \_\_\_\_\_ a newspaper published in \_\_\_\_\_, Alabama, that a copy of said order was posted at the Court House door in \_\_\_\_\_ County, on the \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_ and \_\_\_\_\_

And it now further appearing to the Register \_\_\_\_\_, that the said

MARY JOE BRILL

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 \_\_\_\_\_

\_\_\_\_\_ that the Bill of Complaint in this cause be, and it hereby is in all things taken as



RECORDED

RECORDED

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

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

FLOYD C. BRILL

COMPLAINANT

Vs.

MARY JOE BRILL

RESPONDENT

Decree Pro Confesso of Publication

Issued

*Jan 3* 19 *44*  
*Bohner*

Register.

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

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

Register.

*The* **BALDWIN**  
*Times*  
ALABAMA'S BEST COUNTY'S- **BEST NEWSPAPER**  
BAY MINETTE, ALABAMA

**AFFIDAVIT OF PUBLICATION**

**NOTICE TO NON-RESIDENT**  
Floyd C. Brill,  
Plaintiff,  
vs.  
Mary Jo Brill,  
Defendant.  
The State of Alabama  
Baldwin County  
Circuit Court, in Equity  
This the 2nd day of  
Dec., 1943.  
In this cause it being made to ap-  
pear to the Clerk of this Court by the  
affidavit of Floyd C. Brill, that the  
Defendant, Mary Jo Brill, is a non-resi-  
dent of the State of Alabama and fur-  
ther 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, re-  
quiring the said Mary Jo Brill, to answer  
or demur to the Bill of Complaint in  
this cause by the 31st day of December,  
1943, or after thirty days therefrom a  
default or confession may be taken  
against her.  
R. S. DUCK,  
Register.

**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 pub-  
lished at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Brill, Floyd C.  
U.S.  
Brill, Mary Jo.

**COST STATEMENT**

146 WORDS @ 4 1/2 cents ..... \$ 6.57

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 Dec. 2, 1943 Vol. 54 No. 44  
Date of 2nd publication Dec. 9, 1943 Vol. 54 No. 45  
Date of 3rd publication Dec. 16, 1943 Vol. 54 No. 46  
Date of 4th publication Dec. 23, 1943 Vol. 54 No. 47

Subscribed and sworn before the undersigned this \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_\_

Notary Public, Baldwin County.

Ford Cook  
Publisher.

Floyd C Brill.

No. 1010

vs.

Mary Jo Brill.

The State of Alabama,

Baldwin. County.

Circuit Court, in Equity

This the 2nd. day of

Dec., 194 3

In this cause it being made to appear to the Clerk of this Court by the affidavit of Floyd C Brill.

that the Defendant Mary Jo Brill.

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 Mary Jo Brill.

to answer or demur to the Bill of Complaint in this cause by the 31 st day of December, 194 3, or after thirty days therefrom a decree Pro Confesso may be taken against Her.

R S Duck.

Register.