

EVERETT E. FAULK,
Complainant,

vs

JANIE P. FAULK,
Respondent,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY NO. ~~381~~ 3184.

This cause coming on to be heard was submitted upon Bill of Complaint,
Nomination of Guardian ad Litem, Appointment and Acceptance of Guardian ad Litem,
Answer of Respondent and the Testimony taken orally before the Court.

It appearing to the Court that Wilson Hayes, a competent, practicing Attorney
at Law in Bay Minette, Alabama, who was appointed by such Court as Guardian Ad
Litem for said minor appeared in said Court at said hearing and properly represented the
interest of Janie P. Faulk in such hearing.

And it further appearing to the Court that the Complainant is entitled to the
relief prayed for in his Bill of Complaint,

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 Everett E. Faulk is forever divorced from
the said Janie P. Faulk for and on account of adultery.

It is further ordered, adjudged and decreed that neither party to this suit 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 Everett E. Faulk, the Complainant pay the cost herein
to be taxed, for which execution may issue.

This 21st day of January, 1954.

Hubert M. Hall
Judge Circuit Court, In Equity

EVERETT E. FAULK,

Complainant,

vs.

JANIE P. FAULK,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes Janie P. Faulk, the Respondent in the above styled cause, and shows unto this Court and unto your Honor as follows:

That she is a minor fifteen years of age; that she hereby nominates as her Guardian ad Litem to defend the above cause for her, the Honorable Wilson Hayes an attorney at law in Bay Minette, Alabama, who is not interested in this proceeding.

Dated this 21st day of January, 1954.

Janie P. Faulk
Respondent.

RECORDED
Nomination
APPOINTMENT OF GUARDIAN AD LITEM

EVERETT E. FAULK,

Complainant,

vs.

JANIE P. FAULK,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this 21st day of January,
1954.

Rich L. Smith

Register.

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Janie P. Faulk 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 Everett E. Faulk, as Complainant, against Janie P. Faulk, as Respondent.

Witness my hand this 6th day of January, 1954.

Reese J. Pearson
Register.

EVERETT E. FAULK,	I	
Complainant,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
JANIE P. FAULK,	I	IN EQUITY
Respondent.	I	

Comes your Complainant, Everett E. Faulk, and files this his Bill of Complaint for Divorce against Janie P. Faulk and shows unto this Court and unto your Honor as follows:

FIRST:

That your Complainant and the Respondent are both resident citizens of Baldwin County, Alabama, residing at Loxley, Alabama; that your Complainant has been a resident citizen of Baldwin County, Alabama, for more than six years and the Respondent has been a resident citizen of Baldwin County, Alabama, all of her life; that your Complainant is nineteen years of age and the Respondent is fifteen years of age.

SECOND:

That your Complainant and the Respondent were married on heretofore, to-wit; March 18, 1953; that your Complainant is in the Military Services of the United States of America and has been since the time of his marriage as above set out; that your Complainant left Baldwin County, Alabama, on March 20, 1953, while in such Military Service and he has not returned to Baldwin County, Alabama, since that time and he had not seen his wife, the Respondent in this case, since March 20, 1953, until he returned to Baldwin County, Alabama, on January 12, 1954. That on his return on January 12, 1954, the Respondent informed him that she had committed an act of adultery with one Leon Derosier who is in the Military Service and stationed at Barin Field, Alabama; that the Respondent informed your Complainant that such act of adultery occurred on January 7, 1954. That your Complainant was not informed by the Respondent where such act occurred.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Janie P. Faulk be made a party Defendant to this cause by the usual writ or process of this Honorable Court requiring her to appear and 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; that the Respondent being fifteen years of age should be required to nominate a Guardian ad Litem who should appear for her and defend such cause of action; that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent; that your Honor will also decree that the parties be allowed to remarry if they see fit. Should your Complainant be mistaken in the relief prayed for, that there be granted to him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.

R. Everett P. Faulk
Complainant

CHASON & STONE

By: [Signature]
Solicitors for Complainant

RECORDED

SUMMONS AND BILL OF COMPLAINT

EVERETT E. FAULK,

Complainant,

vs.

JANIE P. FAULK,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this 21st day of January,
1954.

Revised - new
Register.

*Executed Jan. 21. 1954
by serving a copy
of the within on
Janie P. Faulk
Taylor W. Jenkins, Sheriff*

EVERETT E. FAULK
Complainant

VS.

JANIE P. FAULK
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
EQUITY No. 3184

APPOINTMENT OF GUARDIAN AD LITEM:

In this cause, it appearing to the Register, Alice J. Duck, That Janie P. Faulk is a minor, and,

In the said proceeding it being made to appear to the Register Alice J. Duck, that the said minor is interested in the result of said proceedings for divorce.

It is therefore ordered, by the Register that Wilson Hayes be and he is hereby appointed Guardian Ad Litem to represent the said Janie P. Faulk upon hearing of the said application.

Done the 21st day of January, 1954.

Alice J. Duck
Register

CONSENT TO ACT

I, Wilson Hayes, hereby consent to act as guardian ad litem for Janie P. Faulk, a minor, upon hearing of the above cause.

Witness my hand this 21st day of January 1954

Wilson Hayes
Guardian Ad Litem

RECORDED

Filed 1-21-54
A. J. Resnick
Register

EVERETT E. FAULK, I
Complainant, I IN THE CIRCUIT COURT OF
vs. I BALDWIN COUNTY, ALABAMA
JANIE P. FAULK, I IN EQUITY.
Respondent. I

NOTICE OF DAY SET FOR TAKING TESTIMONY AND SUBMISSION
FOR FINAL DECREE

To Wilson Hayes, Guardian ad Litem for the Respondent.

You are hereby notified that testimony will be taken in the above styled cause orally in open Court on Thursday, January 21st, 1954, at 10:00 o'clock a.m. and that the above styled cause will be submitted for final decree on said date.

CHASON & STONE

By: *John D. Chason*
Solicitors for Complainant

I, Wilson Hayes, as Guardian ad Litem for the Respondent in the above styled cause do hereby accept service of a copy of the above Notice and do hereby waive any further service of same and do hereby agree that such testimony may be taken and the cause submitted as set out in such Notice.

Dated this 21st day of January, 1954.

Wilson Hayes
Wilson Hayes

700 5184
RECORDED

NOTICE

EVERETT E. FAULK,

Complainant,


vs.

JANIE P. FAULK,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this 21st day of January,
1954.


Register.

Q. Now when did you and Janie Marry?

A. The 20th day of March, 1953.

Q. Wasn't it March 18, 1953?

A. Yes, sir, March 18, 1953.

Q. Were you in the military service of the United States at the time of your marriage?

A. I was.

Q. Are you still in such military service?

A. I am.

Q. When did you leave Loxley and go away into the military service?

A. The 20th day of March, 1953.

Q. In otherwords, you and Janie were married just two days?

A. That is right.

Q. Have you been back to Baldwin County since March 20, 1953?

A. No, sir.

Q. Have you seen your wife since March 20, 1953, until you returned a few days ago?

A. No, sir.

Q. When did you return to Baldwin County?

A. The 12th day of January, 1954.

Q. Did your wife, Janie, tell you anything about her having committed adultery?

A. After I came back on leave.

Q. When you came back on January 12th. did she tell you that she had committed adultery?

A. Yes, sir.

Q. When and with whom did she say she had committed such act?

A. With Leon DeRosier.

Q. That is the man she said she committed this act with?

A. Yes, sir.

Q. When did she say she committed that act?

A. On the 7th day of January, 1954.

Q. And you have not lived with her as your wife since that act?

A. No, sir.

NO EXAMINATION BY THE GUARDIAN AD LITEM.

MRS. ALICE ALINE POWELL, BEING FIRST DULY SWORN, TESTIFIED AS
FOLLOWS:

Examination by Mr. Chason

Q. What is your name?

A. Alice Aline Powell.

Q. Where do you live?

A. Loxley, Alabama.

Q. Are you a sister-in-law of Janie P. Faulk?

A. I am.

Q. I believe you married her brother?

A. Yes I did.

Q. How long have you known Janie P. Faulk?

A. All of her life.

Q. How old is she?

A. She is 15.

Q. Do you know Everette E. Faulk?

A. Yes, sir, I know him some.

Q. You are not as well acquainted with him?

A. No, sir.

Q. Do Everette and Janie both live in Baldwin County, at Loxley,
Alabama?

A. Yes sir.

Q. On the 10th. day of January, 1954, did your sister-in-law,
Janie P. Faulk, come to see you pertaining to some trouble
that she was in?

A. She did.

Q. Did she tell you at that time anything about any intimate
relations she had had with one Leon DeRosier?

A. She did.

Q. Did she tell you that she had had sexual intercourse with Leon
DeRosier?

A. Yes, sir.

Q. When did she say such act occurred?

A. Around the 7th. of January, 1954.

NO CROSS EXAMINATION BY THE GUARDIAN AD LITEM

C E R T I F I C A T E:

I hereby certify that the foregoing, consisting of three pages, is a true and correct transcript of the testimony as taken by me in open Court, before Hon. Hubert M. Hall, Judge of said Court in the case of Everett E. Faulk vs. Janie P. Faulk, on the 21st day of January, 1954.

This the 21st day of January, 1954.

* Louise J. Dunning
Court Reporter

FILED

JAN 21 1954

ALICE J. DICK, Register

EVERETT E. FAULK,	¶	
Complainant,	¶	IN THE CIRCUIT COURT OF
vs.	¶	BALDWIN COUNTY, ALABAMA
JANIE P. FAULK,	¶	IN EQUITY
Respondent.	¶	

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And it further appearing to the Court that the Complainant is entitled to the relief prayed for in his Bill of Complaint,

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 Everett E. Faulk is forever divorced from the said Janie P. Faulk for and on account of adultery.

It is further ordered, adjudged and decreed that neither party to this suit 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 Everett E. Faulk, the Complainant pay the cost herein to be taxed, for which execution may issue.

This 21st day of January, 1954.

Hubert M. Steele

Judge Circuit Court, In Equity.

DIVORCE DECREE

EVERETT E. FAULK,

Complainant,

vs.

JANIE P. FAULK,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Filed this 21st day of January,
1954.

Alice J. Rouse
Register.

3184