

1012

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

NELLIE B. BYRD

Complainant

VS

RUTH HALL BYRD

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decrees Pro Confesso on service by registered mail 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 NELLIE B. BYRD is forever divorced from the said

RUTH HALL BYRD

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 Nellie B. Byrd and Ruth Hall Byrd be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Nellie B. Byrd the Complainant pay the cost herein to be taxed, for which execution may issue.

This 24th day of November, 1943.

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.

RECORDED

No. 1012 Page.....

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

NELLIE B. BYRD

vs. Complainant.

RUTH HALL BYRD.

Respondent.

DIVORCE DECREE

NELLIE B. BYRD

COMPLAINANT

vs.

RUTH HALL BYRD,

RESPONDENT

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the
day of 192....., a copy of the Bill of Complaint filed in this cause was
sent to RUTH HALL BYRD, Care Mrs. Betty Hall, Century, Florida

.....
Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and return receipt demanded addressed to the Register of this Court; and that on the
..... day of 192....., such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all
things taken as confessed against the said RUTH HALL BYRD

Defendant.....

This the 23rd day of November 19243.

R.S. Duck Register.

RECORDED

No.

**CIRCUIT COURT OF BALDWIN
COUNTY, ALA.**

In Equity.

.....
NELLIE B. BYRD

.....
COMPLAINANT

.....
vs.

.....
RUTH HALL BYRD

.....
RESPONDENT

**Decree Pro Confesso After
Notice By Registered Mail.**

Filed in office this 23 day of

Nov, 1943

R.S. Duck, Register

Entered in O. B. Page

NELLIE B. BYRD
Complainant,
VS.
RUTH HALL BYRD
Respondent.

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

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Bay Minette, in the County of Baldwin

Alabama, the place of trial of said cause, to-wit: Nellie B. Byrd and Clarence Mooney

.....
.....
.....
.....

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

BEEBE & HALL
BY *[Signature]*
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Bernice F. Reid

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

BEEBE & HALL
BY *[Signature]*
Solicitor for Complainant.

RECORDED

BT-6-40-500

DEMAND FOR ORAL EXAMINATION.

NELLIE B. BYRD

Complainant,

Vs.

RUTH HALL BYRD

Respondent.

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

Filed this 23 day of Nov,

1943.....

R. S. Hinch
Register.

101

The State of Alabama, {
Baldwin County }

CIRCUIT COURT

To Bernice F. 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 Nellie B. Byrd and Clarence Mooney

as witnesses in behalf of Nellie B. Byrd in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Nellie B. Byrd

_____ Complainant

and Ruth Hall Byrd

RECORDED

NO. _____

The State of Alabama

BALDWIN COUNTY

CIRCUIT COURT

vs. Complainant _____

Defendant _____

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

The State of Alabama,
Baldwin County.

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

NELLIE B. BYRD Complainant.

VS.

RUTH HALL BYRD Respondent.

Bernice F. Reid

I

as Register and Commissioner

have called and caused to come before me Nellie B. Byrd and Clarence Mooney

witnesses named in the Requirement for Oral Examination, on the 22nd day of November
1924, at the office of Beebe & 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 Nellie B. Byrd

doth depose and say as follows:

My name is Nellie B. Byrd. I am over twenty one years of age,
and a bona fide resident of Baldwin County, Alabama, and have been for
more than twelve months next preceding the filing of this bill of complaint.
The Respondent is over twenty one years of age and a resident of the State of
Florida, her address being care Mrs. Betty Hall, at Century, Florida.

The Respondent and I were married at Bay Minette, Alabama, on
June 17th, 1937. We lived together as husband and wife until in April, 1940.

In April, 1940, the Respondent voluntarily abandoned my bed and
board and has remained away voluntarily and continuously since that time. We
have not lived together as husband and wife since April, 1940.

Nellie B. Byrd

Clarence Mooney, a witness for Complainant, being first duly sworn, deposes and
says:

My name is Clarence Mooney. I am a resident of Baldwin County,
Alabama. I am personally acquainted with Nellie B. Byrd and Ruth Hall Byrd.
I know of my own personal knowledge that in April, 1940, the Respondent
Ruth Hall Byrd voluntarily abandoned the Complainant, Nellie B. Byrd. I also
know of my own personal knowledge that she has remained away voluntarily and
continuously since that time. The Complainant and Respondent have not lived
together as husband and wife since April, 1940.

Clarence Mooney

ORAL EXAMINATION.

I, Bernice F. 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 witnesses 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 witnesses or had proof 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 22nd day of November 1923.

Bernice F. Reid (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

NELLIE B. BYRD

vs. Complainant

RUFH HALL BYRD

Respondent

Oral Deposition

Filed 11-23, 1923

H. M. Hall Register.

Recorded in

Record

Vol. _____ Page _____

Register

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon RUTH HALL BYRD 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 Nellie B. Byrd against the said Ruth Hall Byrd, 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 endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the
27 day of October, 1943.


Register.

NELLIE B. BYRD,
COMPLAINANT

VS

RUTH HALL BYRD
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, IN EQUITY:

Now comes your Complainant, NELLIE B. BYRD and humbly complaining against the Respondent, RUTH HALL BYRD, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty one years of age, a bona fide resident of Baldwin County, Alabama, and has been for more than twelve months of this bill of Respondent is over

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 Ruth Hall Byrd 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 

Solicitors for Complainant.

1012

RECORDED

NELLIE B. BYRD
COMPLAINANT

VS

RUTH HALL BYRD
RESPONDENT.

SUMMONS AND COMPLAINT.

Filed Oct 29 1944
Proyer

next preceding the filing of the complaint; that the Resp.
twenty one years of age, and a resident of the State of Florida, her address being
Care of Mrs. Bettie Hall, Century, Florida

2.

That they were married in Bay Minette, Baldwin County, Alabama, on July
17th, 1937, and lived together as husband and wife until, to-wit, in April, 1940.

3.

That in April, 1940, the Respondent voluntarily abandoned the bed and

REQUEST FOR DECREE IN VACATION

Printed by The Baldwin Times

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194__

NELLIE B. BYRD

Complainant—

VS.

RUTH HALL BYRD

Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a decree pro confesso after notice by registered mail
having been _____ taken against _____ the Respondent—,
and evidence having been taken, and the cause being ready for submission for final decree, and
no defense having been interposed, the complainant—, by Beebe & Hall,
Solicitor^s— of record, now files with the Register of this Court this written request to deliver the
papers in this cause to the Judge for final decree in vacation.

BEEBE & HALL

BY

W. A. Beebe

Solicitor— for Complainant—

NO. **RECORDED**

NELLIE B. BYRD

Complainant—

VS.

RUTH HALL BYRD

Respondent—

Request For Decree In Vacation

Filed 11-23, 1943

R.S. Duck
Register.

BELLIE B. BYRD

COMPLAINANT

VS.

RUTH HALL BYRD

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 after notice by Registered Mail, and testimony of
complainant's witnesses, _____

and in behalf of Defendant upon _____

F.S. Duck Register.

RECORDED

No. _____

The State of Alabama,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

NELLIE B. BYRD
COMPLAINANT

VS.

RUTH HALL BYRD
RESPONDENT

NOTE OF TESTIMONY

Filed in Open Court this 23rd
day of Nov 1943

R. S. Duck
Register.

1010

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO ABOVE PAYMENT OF POSTAGE WILL

POST OFFICE OF DELIVERY
OFFICE

Return to R. J. Quinn
(NAME OF SENDER)

Street and Number
or Post Office Box

REGISTERED ARTICLE

Post Office

No. 927

INSURED PARCEL

State

RECEIPT FOR REGISTERED ARTICLE No. 327

15 fee paid. 1 class postage paid. 10-27, 1943
(Date)

Declared value, \$ none Surcharge paid, \$ _____

From R. J. Quinn
(Sender)

B-77
(Street and number) (Post office and State)

Addressed to Ruth Hall Boyd
(Address)

9 Mrs Bettie Hall Century Fla
(Street and number) (Post office and State)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 3 in person or order Special delivery fee _____

Delivery restricted to addressee Fee paid 10 Postmaster, per ewah



Form 3811
Rev. 1-4-20

RETURN RECEIPT

0
Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 *Arthur H. Hall, Jr.*
(Signature or name of addressee)

2 *Arthur Hall, Jr.*
(Signature of addressee's agent or on behalf of addressee name in line 1 or 2 above)

Date of delivery 194.....