

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Mary S. Dubuisson, Bay Minette, Alabama

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 Roosevelt Johnson, and Rufus Harvey

as witnesses in behalf of Roosevelt Johnson in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Roosevelt Johnson is

Complainant
and Lucinda Johnson is

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

Witness the 24th day of February 19 44



REGISTER

COMMISSIONER'S FEE, \$ 3.00 - pd

WITNESS' FEES, \$ none

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

ROOSEVELT JOHNSON.

Complainant

VS

LUCINDA JOHNSON.

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~
on _____ 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 here-
tofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,
and that the said ROOSEVELT JOHNSON.
is forever divorced from the said

LUCINDA JOHNSON.

for and on account of 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 ROOSEVELT JOHNSON. AND LUCINDA JOHNSON.
be, and ~~they are~~ hereby permitted to again contract marriage upon the payment of the cost of
this suit.

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

This 26th day of February.

19 44-

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.

1065

Jahson

Jahson

July 23rd 1944
R. S. Luck
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1065

ANSWER OF RESPONDENT.

Roosevelt Johnson,
Complainant,

vs

Lucinda Johnson,
Respondent.

State of Alabama,)
Baldwin County.)

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

Filed Jul 23 1944
R. J. [unclear]

RECORDED

RECORDED

BILL OF COMPLAINT.

Roosevelt Johnson,
Complainant,

vs

Lucinda Johnson,
Respondent.

State of Alabama,
Baldwin County.

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

Filed Feb 23 1944
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ORAL EXAMINATION

I, Mary S. Dubuissen, as ~~Register~~ 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 H. E. Smith, Solicitor for Complainant 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 24th day of February, 1944

Mary S. Dubuissen (L. S.)

No. 1045 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Jahson Complainant

Vs. Jahson Respondent

ORAL DEPOSITION

Filed Feb 24th, 1944, Register _____

RECORDED IN _____ Record _____

Vol. _____ Page _____ Register Jahson

THE STATE OF ALABAMA }
Baldwin County }

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

Roosevelt Johnson COMPLAINANT

VS.

Lucinda Johnson RESPONDENT

I, Mary S. Dubuisson

as ~~Required~~ Commissioner

have called and caused to come before me Roosevelt Johnson and Rufus Harvey

witnesses named in the Requirement for Oral Examination, on the _____ day of February

1944, at the office of H. E. Smith, Attorney for Complainant

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

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

doth depose and say as follows:

My name is Roosevelt Johnson. I am the complainant in this cause for divorce against my wife, Lucinda Johnson, and I am a resident of Baldwin County, Alabama. I have been a bona fide resident of Baldwin County, Alabama, for more than one year next preceding the filing of my bill of complaint in this cause. I am over the age of twenty-one years. The respondent, Lucinda Johnson, is over the age of twenty-one years, and resides in Baldwin County, Alabama.

On the 13th day of August, 1936, I was married to the said Lucinda Johnson in Stockton, Baldwin County, Alabama, and we lived together as man and wife until the 15th day of July, 1942. On this last date the respondent, the said Lucinda Johnson, voluntarily abandoned my bed and board and since said last date, she has remained away voluntarily and continuously, and I and the said Lucinda Johnson have not lived together as man and wife or otherwise since July 15, 1942. The said abandonment occurred more than one year next preceding the filing of my bill of complaint in this cause and was entirely against my wishes and without my consent. I had always worked and made a good living and provided well for her but she got dissatisfied and on the 15th day of July, 1942, when I came back home from work, she was gone and had gone to some of her folks to stay and would not come back. I therefore charge her with voluntary abandonment of my bed and board for more than one year next preceding filing of this my bill of complaint.

Roosevelt Johnson

TESTIMONY OF

Rufus Harvey , being first duly sworn, testifies as a witness in behalf of the complainant, Roosevelt Johnson, testified in substance as follows:

My name is Rufus Harvey . I know both of the parties to this cause, Roosevelt Johnson, the complainant, and Lucinda Johnson, the respondent, and I have known them for more than the last ten years. I remember when they were married some time during the year of 1936, and I remember when they separated in July, the year 1942. I have read over the statements in the testimony of Roosevelt Johnson, the complainant in this cause, and know that they are substantially true.

He, the said Roosevelt Johnson, is a hard-working and industrious man, and provided well for his family, his wife just picked up and left their home for no reason at all, that I know of, and went back to some of her folks to live. I have seen Roosevelt Johnson practically every day since July, 1942, and I know that they have not lived together as man and wife or otherwise since they separated.

Rufus Harvey

Roosevelt Johnson.

VS.

Lucinda Johnson.

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 Complainants Witnesses.

and in behalf of Defendant upon _____ Answer & Waiver.

Blanch Register.

RECORDED

No. 1065.

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Roosevelt Johnson.

VS.

Lucinda Johnson.

NOTE OF TESTIMONY

Filed in Open Court this 24th.

day of Feb. 194 4



Register.