

Roosevelt Johnson, Complainant.

77.9

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

Lucinda Johnson, Respondenti.

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT, IN EQUITY:

Your orator, Roosevelt Johnson, respectfully represents that he is a resident of Baldwin County, Alabama, and has been a bona fide resident of said state and county for more than one year next preceding the filing of this his bill of complaint, that he is over the age of twenty-one years, and that the respondent, Lucinda Johnson, is over the age of twenty-one years and resides in said State and County.

On the 13th day of August, 1936, your orator was married to the respondent, the said Lucinda Johnson in Stockton, Baldwin County, Alabama, and that they lived tegether as man and wife until to-wit: the 15th day of July, 1942. That on, to-wit: the 15th day of July, 1942, the said Eucinda Johnson voluntarily abandoned your orator's bed and board and since said last date she has remained away voluntarily and continuously, and your orator and the said respondent have not lived tegether as man and wife or etherwise since said last date. That said abandonment occurred more than one year next preceding the filing of this, your orator's, bill of complaint.

WHEREFORE, the premises considered, your orator prays that a summons be issued directed to the said respondent, Lucinda Johnson, requiring her to appear, and plead, answer or demur to this your orator's bill of complaint within the time required by law; and that upon a final hearing your Honor will grant to your orator a decree of absolute divorce from the said Lucinda Johnson, with permission to your orator to again marry should he see fit so to do, and that such other relief may be granted to your orator as your Honor may deem proper, the premises considered.

Solicitor for Complainant.

Roosevelt Johnson,

Uomplainant,

IN THE CIRCUIT COURT

OF BAIDWIN COUNTY, AIABAMA.

IN EQUITY.

Lucinda Johnson.

ANSWER AND WAIVER OF RESPONDENT.

Respondent t.

Now comes the respondent, Lucinda Johnson, and accepts service and waives all other and further notice of the filing of the bill of complaint in the foregoing cause and for answer to the said bill of complaint the denies each and every allegation thereof and demands strict proof of the same.

And she, the said respondent, further waives all notice of the taking of testimony in said cause and of the submission of said cause for final decree.

Witnesses:

Marren Defruse Jo

Respondent

The State of Alabama, Baldwin County

CIRCUIT COURT

То	Mary S. Du	ubuisson, Be	ay Minette	. Alabama		•
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					,	<u> </u>
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KN	OW YE: That	we, having full t	faith in your pr	udence and co	mpetency, have a	appointed you Com-
						int, to call before you
and examine	Rooseve	lt Johnson,	and Rufus	a Harvey		
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			· · · · · · · · · · · · · · · · · · ·	 		
as witnesses	in behalf of	Roosevel	t Johnson		in a cause p	ending in our Circuit
Court of Bal	dwin County, of	f said State, wh	nerein Roc	osevelt Jo	hnson is	
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Tala	cinda Johns	on to				Complainant
and	January O Office	,O11 18				
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						Defendant,
on oeth to ha	by you admin	:	A.M.O.T. A.			Delendant,
		istered, upon		·		
speed, under		ition": Ot sue M	ntness and	return the san	ne to our Court,	with all convenient
speeu, under	your nang.				A STATE OF THE STA	
Witne	ss the 24t	h day ofF	ebruary	19	SA	
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Reesevelt Johnson,
Complainant,
IN THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA.
IN EQUITY.

Lucinda Johnson,
Respondent.

APPLICATION FOR ORAL EXAMINATION

Now comes the complainant by H. E. Smith, solicitor of record, and makes application to the clerk of said court to issue a commission to take the testimony in said cause, on oral examination, of the following testimony in said who reside in said county, viz:

Name of witnesses: Roosevelt Johnson Rufus Harvey

Residence of witnesses: Stockton, Alabama Stockton, Alabama

And complainant suggests the name of Mary S. Dubuisson, who resides at Bay Minette, in said county, as a suitable person to be appointed commissioner to take the testimony of said witnesses.

This 24th day of February, 1944.

Solicitor for Complainant.

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

<u> </u>	OOSEVELT JOHNSON.	Complainant
	vs	
<u> </u>	UCINDA JOHNSON.	Respondent
This cause coming on	to be heard was submitted upon	Bill of Complaint, Dryggs Processo
on————————————————————————————————————	${}$ and Test Court is of the opinion that the C	imony as noted by the Register, and upon Complainant is entitled to the relief prayed
It is therefore ordered tofore existing between t	l, adjudged and decreed by the the Complainant and Defendant	Court that the bonds of matrimony here- be, and the same are hereby, disolved,
and that the saidis forever divorced from t	ROOSEVELT JOHNSON. he said	
	JUCINDA JOHNSON.	
for and on account of—	ABANDONMENT.	
within sixty days, neither appeal.	sixty days after the rendition o party shall again marry except t	er party to this suit shall again marry of this decree, and that if appeal is taken o each other during the pendency of said
It is further ordered the	hat ROOSEVELT JOHNSON.	AND LUCINDA JOHNSON.
be, and hey armereby pe this suit.	rmitted to again contract marri	age upon the payment of the cost of
It is further ordered the	hat Roosevelt Johnson,	
This 26th day of	pay the cost herein to be taxed February.	l, for which execution may issue.
		GW Have
		Judge Circuit Court, in Equity.
		, Register of the Circuit
	Court of Baldwin Count foregoing is a correct cop	y, Alabama, do hereby certify that the y of the original decree rendered by the rt in the above stated cause, which said
	Witness my hand and	d seal this theday
	of	
	Rem	ister of Circuit Court, in Equity.
		or circuit court, in Equity.

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District 23 18 1944

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ANSWER OF RESPONDENT.

Reosevelt Johnson, Complainant,

VS

Lucinda Johnson, Respondent.

State of Alabama,) Baldwin County.)

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

Filed July 1944

RECORDED

RECORDED

BILL OF COMPLAINT.

Reesevelt Johnson, Complainant,

V٤

Lucinda Johnson, Respondent.

State of Alabama, Baldwin County.

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

Filed Feb 23194

I, <u>Mar</u>	y S. Dubuisser	<u> </u>	-, as Regis	izovani Commissi	oner hereby certify
that the forego	ing deposition— on	Oral Examinat	tion was t	aken down in wr	iting by me in the
words of the wi	tness es and read ove	r to them a	nd the	y signed the s	ame in the presence
of myself	nd H. E. Smith	a, Solicite	or for (Complainant	
at the time and	place herein mentio	ned; that I have	e personal	knowledge of p	ersonal identity of
said witness es	or had proof made b	efore me of the	e identity	of said witnesses	that I am not of
counsel or of k	in to any of the part	ties to said cau	se, or any n	nanner interested	in the result thereof.
	ne said Oral Examina			_	
Given unde	er my hand and seal,	this 24th	_day of _	February	, 19 <mark>44</mark>
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AB	IN CIRCUIT COURT, IN EQUITY		Res ORAL DEPOSITION		
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H O C	URI	Vs.		DEU	d N
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THE STATE OF ALABAM. Baldwin County				Filed –]-[-]-
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my bill of complaint.

THE STATE OF ALABAMA Baldwin County

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

	Koose ve.	ir lennsen		COMPLAINANT	•
•		VS.			
	Lucinda	Johnson		_ RESPONDENT	•
I,	Mary S.	Dubuissen_		·	·
as Texismy XXX I	Commissioner				
	,			on and Rufus	Harvey
Have carred and c					, ,
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					A STITULE THE STITULE OF THE STITULE
witness es named	in the Requirem	ent for Oral Exan	nination, on the	day of F	ebruary ,
19 44 , at the of	ffice of H.	E. Smith, A	ttorney for	· Complainant	
in Bay Minet	te, Ala	abama, and having	; first sworn said	l witness es to spea	ak the truth,
		the truth, the said			
	<u> </u>	doth depo	ose and say as fo	ollows:	
for diverce of Baldwin (Baldwin Cour filing of my of twenty-or	against my County, Alab aty, Alabama bill of come years. T	wife, Lucind ama. I have , fer more to mplaint in to he responden	a Johnson, been a bon han one yea his cause. t, Lucinda	inant in thi and I am a r a fide resider next prece I am over t Johnson, is n County, Al	esident ent of ding the he age over the
Johnson in S as man and w the responde bed and boar tarily and c lived togeth The said abs filing of my my wishes ar good living on the 15th	stockton, Ba vife until to ent, the sai ed and since continuously her as man a andonment oc bill of cond d without me and provide day of July	ldwin County he 15th day d Lucinda Jo said last d , and I and nd wife or o curred more mplaint in th y consent. d well for h , 1942, when	, Alabama, of July, 19 hnson, voluate, she ha the said Lutherwise sithan one years cause a I had alwayer but she	to the said and we lived 42. On this untarily abance remained a cinda Johnson ce July 15, ar next precend was entires worked and got dissatis the from	together last date doned my way volun- n have not 1942. eding the ely against made a fied and work, she
come back.	I therefore	charge her	with volunt	stay and wou ary abandonm	ent of my

TESTIMONY OF

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

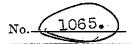
My name is Rufus Harvey . I know both of the parties to this cause, Roosevelt Johnson, the complainant, and Lucinda John-Johnson, the respondent, and I have known them for more than the last ten years. I remember when they were married some time during the year of 1936, and I remember when they separated 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.

To expusto wind

Roosevelt Johnson.	THE STATE OF ALABAMA, BALDWIN COUNTY
Vs.	
	IN EQUITY
Lucinda, Johnson.	eircuit court of Baldwin county
This cause is submitted in behalf of Complain and Testimony of Comp	ant upon the original Bill of Complaint, lainants Witnesses.
and in behalf of Defendant upon ————————————————————————————————————	& "aiver.
	Blive Register.

RECORDEL



The State of Alabama, BALDWIN COUNTY

IN EQUITY

CIRCUIT	COURT	OF	BALDV	VIN	COUNTY
	*				

"nosevelt Johnson.

vs.

Lucinda. Johnson.

NOTE OF TESTIMONY

Filed in Open Court this 24th.

day of Feb.

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Register.

Moore Printing Co.

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