

1087

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

SOL DACUS

Complainant

VS

GEORGIA DACUS

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answers and Waiver~~  
~~or Answer and Waiver~~ 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 SOL DACUS  
is forever divorced from the said

GEORGIA DACUS

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 both parties

be, and are hereby permitted to again contract marriage upon the payment of the cost of  
this suit.

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

This 30<sup>th</sup> day of March, 1944.

*A. M. Stare*  
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 March, 1944

Register of Circuit Court, in Equity.

*Original*

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**The State Of Alabama**

Baldwin County

In Circuit Court, In Equity

SOL DACUS

vs. Complainant.

GEORGIA DACUS

Respondent.

**DIVORCE DECREEE**

SOL DACUS  
Complainant

Vs.

GEORGIA DACUS  
Respondent

E Q U I T Y

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

Comes GEORGIA DACUS, Respondent in the above styled cause, and for answer to the bill of complaint says she denies each and every allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony, of the time and place set for taking same and of the right to introduce evidence in her own behalf. She further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

Georgia Dacus.  
Respondent

Before me the undersigned Notary personally appeared GEORGIA DACUS who acknowledged that she executed the foregoing answer voluntarily with knowledge of its contents.

Witness my hand and official seal this the 27th day of March, 1944.

Elliot L. Rinkley  
Notary Public, Baldwin County, Alabama

SOL DACUS  
Complainant

E Q U I T Y

Vs.

CIRCUIT COURT OF

GEORGIA DACUS  
Respondent

BALDWIN COUNTY, ALABAMA

DEPOSITIONS OF SOL DACUS, GEORGE BALDWIN and  
G. E. PERKINS, WITNESSES FOR COMPLAINANT


The said witnesses being duly sworn to tell the truth, upon examination by the Solicitor for the Complainant, testified as is hereinafter set forth.

SOL DACUS

I am the Complainant in this cause and both Georgia Dacus and I are over the age of twenty-one years. She lives in Fairhope and I in Newport News, Virginia, but I am down here on a visit.

We were married in Bay Minette on December 31st, 1925, and lived together as husband and wife in Fairhope up to the year 1939 when we parted. In 1939, ten years later, I made overtures to her to come back and live with me but she refused. Later, in 1942, I made a settlement with her under which I bought some property near Fairhope known as the Harlem Night Club which I turned over to her and out of which since she has been making a good living. At the time she signed an agreement that this was in full of all claims of any kind from that time on. Since 1939 we have lived apart and have had no relations of any kind other than the separation agreement when we met in Mr. Perkin's office for the purpose.

My wife has abandoned me absolutely for more than two years prior to this date and this abandonment continued.

  
\_\_\_\_\_

G. E. PERKINS

I am and have been for many years a resident of Fairhope. I have known the parties to this cause for ten years or more. In that time they have been living apart; she in Fairhope and he out of the State. In 1942, they met in my office to effect a settlement after having lived apart so long, and under this he turned over to her some property in this County and she signed a paper releasing him of all further claims. This was more than two years prior to this date, and in addition to this they have lived apart a number of years previous. As I understand it, she left him of her own accord so I can readily say she has abandoned him for more than two years before this bill was filed.

G. E. Perkins

I, Mary F. Thomson, acting as Commissioner by agreement of parties hereby certify that in the case of SOL DACUS vs. GEORGIA DACUS, pending in the Equity side of the Circuit Court of Baldwin County, I caused SOL DACUS and G. E. PERKINS, witnesses for the Complainant, to appear before me at my office in the Bank Building, Fairhope, Alabama, where, after being duly sworn upon examination by the Solicitor for the Complainant, they testified as is above written and, their testimony, after being reduced to writing, was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party of the cause or in anywise interested in the result thereof.

In witness thereof, I hereto set my hand and seal as Commissioner this the 27th day of March, 1944.

Mary F. Thomson  
Commissioner

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT  
OF BALDWIN COUNTY, ALABAMA; IN EQUITY:

Comes SOL DACUS, and by this his Bill of Complaint,  
presented against GEORGIA DACUS, respectfully shows:

FIRST: That Complainant and Defendant are both over the  
age of twenty-one years; that Defendant is now and has been  
for more than five years a bona fide resident of Baldwin County,  
Alabama, though Complainant, a resident of Baldwin County up  
to 1941, is now living in Newport News, Virginia.

SECOND: That Complainant and Defendant were married on  
December 31st, 1925, and lived together as husband and wife in  
Fairhope up to the year 1929, when she left him and has since  
that time lived separate and apart from him with no resumption  
of marital relations, said abandonment being absolute and  
continuous for more than two years prior to this date.

THE PREMISES CONSIDERED, Complainant prays that Georgia  
Dacus be made party defendant to this cause, and by proper  
process required to answer this Bill within the time prescribed  
by Law.

Complainant further prays that upon the hearing of this  
cause a decree be rendered forever divorcing him from the said  
Georgia Dacus, granting him the right to marry again should he  
so desire, and such other, further or different relief as to  
equity may seem meet.

*Elliott S. Pinkney*  
Solicitor for Complainant

1087

RECORDED  
EQUITY.

SOL DACUS,  
Complainant,

vs  
GEORGIA DACUS,  
Respondent.

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ANSWER & WAIVER.

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Form 29, 1944  
B. B. B. B.



SOL DACUS.

VS.

GEORGIA DACUS.

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.

*R. DeLoach* Register.

RECORDED

No. 1087

The State of Alabama,  
BALDWIN COUNTY

IN EQUITY  
CIRCUIT COURT OF BALDWIN COUNTY

SOL DACUS.

VS.

GEORGIA DACUS.

NOTE OF TESTIMONY

Filed in Open Court this 29th.

day of March, 1944.

*Reduch*

Register.