

Original

1089

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

SAMUEL WEEKS

Complainant

VS

EVA WEEKS

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Deceased Pro Confessor~~
~~xx~~ 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 SAMUEL WEEKS
is forever divorced from the said
EVA WEEKS

for and on account of abandonment

IT IS FURTHERED ORDERED and DECREED that the Complainant
have the custody and control of Samuel Jr, Felestine and Daniel
Weeks, the three children of the parties to this cause, subject
to such further orders as this Court may hereafter make in the
premises and the Court hereby retains control of this cause for
such further action as may later seem proper.

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 SAMUEL WEEKS
the Complainant pay the cost herein to be taxed, for which execution may issue.

This 31st day of March, 19 44

Samuel Weeks
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, 19 44

Register of Circuit Court, in Equity.

RECORDED

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The State Of Alabama

Baldwin County

In Circuit Court, In Equity

SAMUEL WEEKS

vs. Complainant.

EVA WEEKS

Respondent.

DIVORCE DECREE

Filed 4-3-44
R. H. Payne

SAMUEL WEEKS
Complainant

Vs.

EVA WEEKS
Respondent

E Q U I T Y
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Comes EVA WEEKS, 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.

Witness:

Eva Weeks
Respondent

Mary Frances Johnson

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

Witness my hand and official seal this the 29th day of March, 1944.

Elliot B. Rickard
Notary Public, Baldwin County, Alabama

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

Comes SAMUEL WEEKS, and by this his Bill of Complaint, presented against EVA WEEKS, respectfully shows:

FIRST: That Complainant and Defendant are both over the age of twenty-one years and life long residents of Baldwin County.

SECOND: That they were married in Fairhope, Alabama, in the year 1929 and lived together as husband and wife until about five years ago, in which time three children were born to them: Sam Jr., age 10, Felestine, 9, and Daniel, 6. Which children are now with Complainant.

THIRD: That more than five years ago Eva Weeks abandoned her husband and children and since said time has lived separate and apart from him with no resumption of marital relations. Said abandonment continues to the present time.

THE PREMISES CONSIDERED, Complainant prays that Eva Weeks be made party defendant to this cause, and by proper process be 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 Eva Weeks, granting him the custody of the three children of the marriage, the right to marry again, and such other further or different relief as to equity may seem meet.

Elliot S. Riekerly
Solicitor for Complainant

SAMUEL WEEKS
Complainant

E Q U I T Y

Vs.

CIRCUIT COURT OF

EVA WEEKS
Respondent

BALDWIN COUNTY, ALABAMA

DEPOSITIONS OF SAMUEL WEEKS AND MIKE HOUSTON,
WITNESSES FOR COMPLAINANT

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

SAMUEL WEEKS

I am the Complainant in this cause. Both Eva Weeks and I are over the age of twenty-one years and life long residents of Baldwin County. We were married in 1929 and lived together about five years in Fairhope, when she left me and since that time we have lived separate and apart without resuming marital relations.

Three children were born to this marriage:

Sam Jr.	10
Felestine	9
Daniel	6

These children are with me and I support them. As stated before, my wife has abandoned me for more than five years prior to this date.

Samuel Weeks

MIKE HOUSTON

I am a life long resident of Baldwin County and have been well acquainted with Sam Weeks and his wife, Eva, for years. They live not far from me. They parted something more than five years ago when she left him and I know of my personal knowledge that she has not been back to him since and that they have been living separate and apart for five years or more. In this time if they have met it has been only on the street or in community gatherings.

Mike Houston

I, Mary F. Thomson, acting as Commissioner by agreement of parties hereby certify that in the case of SAMUEL WEEKS vs. EVA WEEKS, pending in the Equity side of the Circuit Court of Baldwin County, I caused SAMUEL WEEKS and MIKE HOUSTON, 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 29th day of March, 1944.

Mary F. Thomson
Commissioner

1089

SAMUEL WEEKS
Complainant

RECORDED

Vs.

EVA WEEKS
Respondent

ANSWER AND WAIVER

Filed Pursuant to 1744
[Signature]

(1088)

Weeks

Weeks

Inventory of
Samples

1930-1944
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SAMUEL WEEKS.

VS.

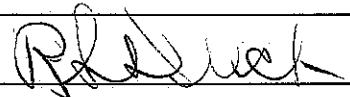
EVA WEEKS.

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 Samuel Weeks, and ^Mikel Houston.

and in behalf of Defendant upon Answer and Waiver.

 Register.

RECORDED

No. 1089.

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Samuel Weeks.

VS.

Eva Weeks.

NOTE OF TESTIMONY

Filed in Open Court this 30th

day of March, 1944

R. Weeks

Register.