

1098

MILDRED EULENE ROGERS
BY JESSE C. RICHARDS, HER
FATHER AND NEXT FRIEND,
COMPLAINANT

VS

EURIE ROGERS
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

This cause coming on to be heard, submitted upon
the original Bill of Complaint, pleadings and proof as noted by the
Register;

The Court, after considering the matter, is of the
opinion that the Complainant is entitled to the relief prayed for;

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED
that the marriage between Mildred Eulene Rogers and Eurie Rogers
be, and it is, hereby annulled.

It is further ordered that the Complainant pay the costs
hereof, for which execution may issue.

Done at Monroeville, in Monroe County, Alabama, this the
10th day of May 1944.

A. M. Hare
Judge.

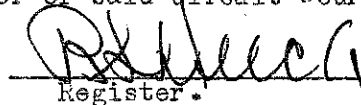
STATE OF ALABAMA

BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon EURIE ROGERS to be and appear before the Judge of the Circuit Court of Baldwin County, exercising chancery jurisdiction within sixty days after the service of summons, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by MILDRED EULENE ROGERS, by JESSE C. RICHARDS, her father and next friend, against the said Eurie Rogers and further 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 execution thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 13 day of April, 1944.


Register.

MILDRED EULENE ROGERS, by JESSE C.
RICHARDS, HER FATHER AND NEXT
FRIEND,

COMPLAINANT

VS

EURIE ROGERS,
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:

The Complainant respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That she is a minor thirteen years of age; that she was born on to-wit October 5th, 1930; that she is a bona fide resident of Baldwin County, Alabama; that the Respondent is over twenty one years of age and a bona fide resident of Baldwin County, Alabama;

2.

That on, to-wit, April 7th, 1944, there was an attempted marriage between the Complainant and the Respondent, and that said Complainant at the time of the said attempted marriage, was, due to her age, incapable of contracting marriage.

WHEREFORE, the premises considered, your Complainant prays that your

Honor will by proper process make the said Eurie Rogers party Respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practices of this Honorable Court.

Complainant further prays that upon a final hearing hereof, your Honor will enter a decree annulling and voiding the said attempted marriage.

Complainant further prays that if she has not prayed for the proper relief herein, that your Honor will give and grant unto her such other, further, different or general relief as she may be entitled, and as in duty bound she will ever pray.

Mildred Richards, Rodgers.
J. C. Richards
Her Father and Next Friend.

BEEBE & HALL

BY Wm. Lee
Solicitors for Complainant.

MILDRED EULENE ROGERS, BY
JESSE C. RICHARDS, HER FATHER
AND NEXT FRIEND,
COMPLAINANT

VS

EURIE ROGERS
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

And now comes the Respondent in his own proper person, and denies each and every allegation contained in the Complainant's Bill of Complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking testimony on behalf of the Complainant, the right to cross-examine the complainant's witnesses, and consents that this cause be submitted for final decree forthwith without further notice.

EURIE ROGERS
Respondent

WITNESSES:

B. J. F. F. F.

1098

MILDRED EULENE ROGERS, BY
JESSE C. RICHARDS, HER FATHER
AND NEXT FRIEND
COMPLAINANT

VS

EURIE ROGERS
RESPONDENT

DECREE OF ANNULMENT.

11/19/44
Jesse C. Richards
Father

1098

Filed 4/13 1944

by serving copy of within 30 days of
Completion of Amusement

Eunie Rogers

Michael Eugene Richards

MILDRED EUENE ROGERS
BY JESSE C. RICHARDS, HER
FATHER AND NEXT FRIEND
COMPLAINANT

VS

EURIE ROGERS
RESPONDENT

Mc Stuart

Sheriff

By B B Stevens

SUMMONS AND COMPLAINT

ANNULMENT.

Jules April 13/1944
J. B. Stevens
Bureau

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MILDRED EULENE ROGERS, BY
JESSE C. RICHARDS, HER FATHER
AND NEXT FRIEND
COMPLAINANT

VS

EURLIE ROGERS,
RESPONDENT

ANSWER AND WAIVER.

Filed April 18/1944
C. J. Davis
By

THE STATE OF ALABAMA
Baldwin CountyCircuit Court of Baldwin County, Alabama.
(In Equity)MILDRED EULENE ROGERS, BY JESSE C. RICHARDS COMPLAINANT
HER FATHER AND NEXT FRIEND VS.EURIE ROGERS RESPONDENTI, Bernice F. Reid

as Register and Commissioner

have called and caused to come before me Jesse C. Richards, Mary Etta Hayes
and Mildred Eulene Rogerswitnesses named in the Requirement for Oral Examination, on the _____ day of April19 44, at the office of BEEBE & HALLin BAY MINETTE, Alabama, and having first sworn said witness esto speak the truth,the whole truth, and nothing but the truth, the said JESSE C. RICHARDS

doth depose and say as follows:

My name is Jesse C. Richards. I am a resident of Foley, in Baldwin County, Alabama. I am the father of Mildred Eulene Rogers. She was born at Oak Hill, in Wilcox County, Alabama, on October 5th, 1930. She has been living with me all of her life.

On April 7th, 1944, Eurie Rogers, a man of at least twenty five years of age, took my daughter, Mildred Eulene and persuaded or forced her to sign my name and also the name of my wife to a certificate that she was over eighteen years of age. Neither I nor my wife authorized her to sign such a certificate, and the Respondent Eurie Rogers knew at the time that she was under age and incapable of contracting marriage, and was a party to it and submitted the certificate to the Court and secured a license. The Respondent has since that time been indicted by a Grand Jury in Baldwin County, Alabama, in connection with the forging of the certificate in securing the license. My daughter, being of such immature years, did not know what she was doing and after getting out from under the influence of the Respondent and the Respondent's people, now wishes that the attempted marriage be annulled. My daughter is only a child and in no sense of the word is she capable of conducting herself as a married woman. I know that my daughter did not live with the Respondent and did not have intercourse with him.

The Respondent is a man that has been married and, I understand, divorced, and he drinks heavily. He is in no sense of the word capable of caring and providing for my daughter.

Jesse C. Richards
Mary Etta Hayes, a witness for the complainant, being first duly sworn deposes and says: My name is Mary Etta Hayes. I live at Foley, in Baldwin County, Alabama. I am the grandmother of Mildred Eulene Rogers. I am the mother of Mildred's mother.

My daughter, the mother of Mildred, is sick and not able to be out. I remember definitely when Mildred was born, in October, 1930. She is only a child and in no sense of the word capable of entering into marriage. The Respondent, Eurie Rogers, is a grown man, and I know he drinks heavily.

I also know that he is now in jail at Bay Minette in connection with

ORAL EXAMINATION

I, Bernice F. Reid, as Register and Commissioner hereby certify that the foregoing deposition ~~s~~ 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 of H. M. Hall 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 day of April, 19⁴⁴.
Bernice F. Reid (L. S.)

No. 1098 Page

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

MILDRED EULENE ROGERS, BY JESSE C. RICHARDS, HER FATHER AND NEXT FRIEND

Complainant

Vs.

EURIE ROGERS

Respondent

ORAL DEPOSITION

Filed

April 15, 19⁴⁴

Register

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Register

the forgery of a certificate in securing a license to marry my granddaughter. They were arrested only a short time after the marriage. They did not live together as man and wife.

Mary Etta Hayes

Mildred Eulene Rogers, the Complainant, being first duly sworn, deposes and says: My name is Mildred Eulene Rogers. Jesse C. Richards is my father, and Mary Etta Hayes is my grandmother. My mother is now, and has been all of my life, sick and not able to be out. The Respondent Eurie Rogers is a man about twenty five years of age. Last week he overpersuaded me to marry him, and persuaded me to sign my mother's and father's names to a certificate to the fact that I was over eighteen years of age. I am only thirteen. We did not live together as man and wife.

I now realize how foolish it was for me to enter into marriage, and know that it is best that I file a petition in Court asking that the attempted marriage be annulled.

Mildred Eulene Rodgers

MILDRED EULENE ROGERS, BY JESSE C.
RICKARDS, HER FATHER AND NEXT FRIEND,
COMPLAINANT

VS.

EURIE ROGERS

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,
answer and waiver of Respondent, and the testimony of complainant's witnesses

and in behalf of Defendant upon

R. S. Luck Register.

No. 1098

The State of Alabama,

BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

MILDRED EULENE ROGERS, BY JESSE C.
RICHARDS, HER FATHER AND NEXT FRIEND
COMPLAINANT

VS.

EURIE ROGERS

RESPONDENT.

NOTE OF TESTIMONY

Filed in Open Court this 19
day of April 1944

[Signature]
Register.