

1120

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1120.

DECREE

This cause coming on to be heard on this date is submitted for Final Decree upon the original Bill of Complaint, return card or receipt signed by Respondent, Register's Certificate as to service by registered mail, Order Appointing Guardian Ad Litem, Notice of Appointment, Acceptance and Answer of Guardian Ad Litem and testimony as noted by the Register, upon consideration of all of which the Court is of the opinion that the said Complainant is entitled to the relief prayed for by him in the said Bill of Complaint, WHEREUPON, it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant, Herman A. Hadley, and the Respondent, Edna Maria Hadley, be, and they are hereby dissolved and the said Complainant is forever divorced from the said Respondent on the ground of adultery.

2. That the Complainant and the Respondent be and they are each hereby permitted to again contract marriage but they shall not marry again except to each other until sixty days after this date and if an appeal is taken in this cause within sixty days, they shall not marry except to each other during the pendency of said appeal.

3. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 2nd day of August, 1944.

F. M. Lare

Judge.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Ora S. Nelson

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 Herman A. Hadley

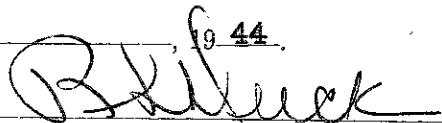
as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Herman A. Hadley is

Complainant
and Edna Maria Hadley is

Defendant,
on oath to be by you administered, upon Herman A. Hadley

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 2nd day of August 1944.



REGISTER

Commissioner's Fee \$

Witness' Fees. \$

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

Your Orator, Herman A. Hadley, presents this Bill of Complaint against Edna Maria Hadley, and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator is over twenty-one years of age and a bona fide resident citizen of Baldwin County, Alabama, where he has resided continuously for more than one year next preceding the filing of this Bill of Complaint. The Respondent, Edna Maria Hadley, is seventeen years of age and a non-resident of the State of Alabama, whose residence and post office address is 103 LaFayette Boulevard, Fredricksburg, Virginia.

2. Your Orator and the said Respondent were lawfully married on March 3, 1943 by a minister of the gospel in Fredricksburg, Virginia and lived together as man and wife until December 20, 1943, when they separated. Your Orator and the said Respondent have not lived together as man and wife since the said date.

3. Immediately prior to the said separation the Respondent, Edna Maria Hadley lived in adultery with one Frank Modiste, at Colonial Beach, Virginia.

PRAYER FOR PROCESS

Your Orator prays that the Court will take jurisdiction of the cause made by this Bill of Complaint; that due notice thereof be given to the Respondent, Edna Maria Hadley, in the form and manner prescribed by law, requiring her to plead to, answer or demur to the said Bill of Complaint within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court. Your Orator further prays that a guardian ad litem be appointed for the said Respondent.

PRAYER FOR RELIEF

THE PREMISES CONSIDERED, your Orator prays that upon a final hearing of this cause the Court will make and enter a proper order or Decree dissolving the bonds of matrimony now existing be-

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

NOTICE OF APPOINTMENT OF GUARDIAN AD LITEM

TO W. H. HAWKINS, ESQUIRE, BAY MINETTE, ALABAMA:

You are hereby notified that you have been appointed by the Register of this Court as Guardian Ad Litem to represent Edna Maria Hadley, the minor Respondent in this cause.

Dated this 1st day of August, 1944.


Register.


STATE OF ALABAMA

BALDWIN COUNTY

I, W. H. Hawkins, the Guardian Ad Litem named in this cause do hereby accept appointment as such Guardian Ad Litem and consent and agree to act as such.

For answer to the Bill of Complaint and to each and every paragraph thereof, I deny each and all of the allegations of the said Complaint and demand strict proof of same.

Dated this 1st day of August, 1944.


As Guardian Ad Litem for the Respondent,
Edna Maria Hadley.

HERMAN A. HADLEY,
Complainant,
VS.
EDNA MARIA HADLEY,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

ORDER APPOINTING GUARDIAN AD LITEM

It appearing to the Register from the Bill of Complaint filed in this cause that the Respondent, Edna Maria Hadley, is a minor seventeen years of age and that it is therefore necessary that a Guardian Ad Litem be appointed to represent her in connection with the said proceeding and it further appearing that _____

W. H. Hankins, an attorney at law and solicitor in chancery practicing at Bay Minette, in Baldwin County, Alabama, is in all respects a fit and proper person to be appointed as such Guardian Ad Litem; that he is not of kin or counsel to any of the parties to this proceeding; that he has not been suggested by any of the parties to this proceeding; that he is not related to any of the parties or their respective solicitors in any way or manner.

IT IS THEREFORE Ordered, ADJUDGED AND DECREED by the Register that W. H. Hankins be and he is hereby appointed as Guardian Ad Litem for the minor, Edna Maria Hadley, to represent her and protect her rights and interest in all of the matters connected with this proceeding.

ORDERED, ADJUDGED AND DECREED this 1st day of August, 1944.

W. H. Hankins
Register.

ORDER APPOINTING GUARDIAN AD
LITEM.

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

1120

NOTICE AND ACCEPTANCE OF APPOINTMENT OF GUARDIAN AD LITEM.

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

2000 August 1st 1944
R. H. [Signature]

1120
RECORDED

BILL OF COMPLAINT

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1129

Filed May 17 1944
H. A. Hadley

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

HERMAN A. HADLEY,

Complainant

VS.

EDNA MARIA HADLEY,

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

THE STATE OF ALABAMA }
Baldwin County }

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

HERMAN A. HADLEY COMPLAINANT

VS.

EDNA MARIA HADLEY RESPONDENT

I, Ora S. Nelson

as ~~Register and~~ Commissioner

have called and caused to come before me Herman A. Hadley

witness— named in the Requirement for Oral Examination, on the 2nd day of August

1944, at the office of J. B. Blackburn

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

the whole truth, and nothing but the truth, the said Herman A. Hadley

doth depose and say as follows:

My name is Herman A. Hadley. I am over twenty-one years of age and am a bona fide resident citizen of Baldwin County, Alabama, where I have resided continuously for more than one year next preceding the time that I filed this suit on May 17, 1944. I was born at Rabun, in Baldwin County, Alabama and lived there for one and one-half or two years, moved to Latham, in Baldwin County, Alabama where I lived approximately fifteen years and then moved to the south end of Baldwin County, living around Marlow and Summerdale continuously until I entered the military service of the United States on February 13, 1942. I

ORAL EXAMINATION

I, Ora S. Nelson, as Commissioner, ~~Register~~ hereby certify that the foregoing deposition— on Oral Examination was taken down in writing by me in the words of the witness— and read over to him and he signed the same in the presence of myself, J. B. Blackburn and W. H. Hawkins at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness— or had proof made before me of the identity of said witness; 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 2nd day of August, 1944

Ora S. Nelson (L. S.)

No. 1120 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

HERMAN A. HADLEY,

Complainant

Vs.

EDNA MARIA HADLEY,

Respondent

ORAL DEPOSITION

Filed August 2nd, 1944

Richard Register

RECORDED IN

Record

Vol. _____ Page _____

Register

together and after they made the admissions which are outlined above I made an investigation of my wife's activities immediately before the time we separated and I then learned that she had the reputation among those who knew her as that of a common prostitute which was a fact that I did not know up until that time.

In the conversation which I had with my wife, the Respondent, and Frank Modiste, as outlined earlier in this testimony, they also admitted that they had had sexual intercourse on several occasions.

I have examined the return card or receipt which is a part of the proceedings in this cause. I am familiar with my wife's handwriting and her name is signed to the said return card or receipt.

GUARDIAN AD LITEM : No questions.

Herron A. Hadley

HERMAN A. HADLEY,
Complainant,
VS.
EDNA MARIA HADLEY,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

CERTIFICATE

I, the undersigned R. S. Duck, as Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that on May 17, 1944, I mailed to the Respondent, Edna Maria Hadley, a non-resident of the State of Alabama, at 103 Lafayette Boulevard Fredericksburg, Virginia, a copy of the Bill of Complaint, together with a summons, requiring the said Respondent to appear and plead, answer or demur to the said Bill of Complaint within thirty days from service thereof by Registered mail, postage prepaid, marked "For delivery only to the person to whom addressed" with return receipt demanded, addressed to me as such Register, which said registered article was delivered to the said Respondent on May 19, 1944 and that the said return card or receipt for the said registered article was received, filed and recorded by me on May 22, 1944.

I further certify that the said Respondent has to this date failed to plead, answer or demur to the Bill of Complaint filed against her in this cause.

Dated this 1st day of August, 1944.



Register.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

Respondent.

EDNA MARIA HADLEY,

VS.

Complainant,

HERMAN A. HADLEY,

CERTIFICATE

HERMAN A. HADLEY,
Complainant,
VS.
EDNA MARIA HADLEY,
Respondent.

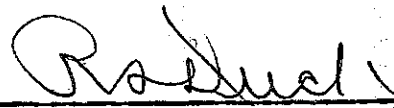
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1120.

NOTE OF TESTIMONY

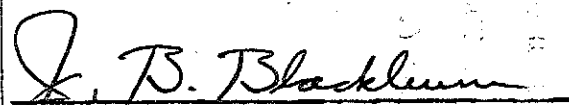
This cause is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Return card or receipt signed by Respondent.
3. Register's Certificate as to service by registered mail.
4. Order Appointing Guardian Ad Litem.
5. Notice of Appointment, Acceptance and Answer of Guardian Ad Litem.
6. Oral Deposition of Complainant, Herman A. Hadley taken before Ora S. Nelson, as Commissioner.

Dated this 2nd day of August, 1944.



Register.



Solicitor for Complainant.

NOTE OF TESTIMONY

HERMAN A. HADLEY,

Complainant,

VS.

EDNA MARIA HADLEY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1120.

PT FOR REGISTERED ARTICLE No. 2168
 class postage paid 5-17, 1944
 Surchage paid, \$ _____
 (Sender) _____
 (Post office and State) _____
 Addressed to One Marie Hadley
 (Post office and State) _____
 (Post office and State) _____
 See initials in space below, indicating restricted delivery
 (in person) _____ Special delivery fee _____
 or order _____ Postmaster, per order
 Return receipt 10-12 Fee paid 40



FORM 3811
REV. 1-2-41

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 _____
 (Signature or name of addressee)

2 _____
 (Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 5-17, 1944

Post Office Department
OFFICIAL BUSINESS



PERMIT FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$200



Return to

R. S. Duch
(NAME OF SENDER)

Street and Number
of Post Office Box

Circuit Clerk

REGISTERED ARTICLE

No. *2168*

Post Office *Bay View, N.Y.*

INSURED PARCEL

State

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,
BALDWIN COUNTY

No. 1120

CIRCUIT COURT BALDWIN COUNTY

May.

TERM, 1944

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Edna Maria Hadley

to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

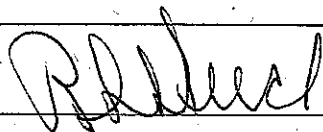
Edna Maria Hadley

Respondant

by Herman A Hadley.

Complainant

Witness my hand this 17th day of May, 1944



Clerk.