

(3338)

DIVORCE DECREE

Printed by Moore Printing Co.

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

MARY E. WHITE, Complainant

vs.

HARRY FRANK WHITE, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer & 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 heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved, and that the said

Mary E. White is forever divorced from the said Harry Frank White for and on account of Abandonment

IT IS FURTHER ordered, adjudged and decreed that the Complainant Mary E. White, have the permanent care, custody and control of said child, Darnell White, age 3 years.

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

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

This 27 day of August, 1954

J. Hubert M. Italy

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 _____, 19____

Register of Circuit Court, In Equity.

No. 3338 Page 25

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

MARY E. WHITE

Complainant

vs.

HARRY FRANK WHITE

Respondent

DIVORCE DECREE

FILED
AUG 27 1954

ALICE I. DUCK, Register

The State of Alabama, { Circuit Court of Baldwin County, Alabama
Baldwin County. (In Equity)

MARY E. WHITE

Complainant

VS.

HARRY FRANK WHITE

Respondent

I, Lyrleene Mixon

as Register and Commissioner

have called and caused to come before me Mary E. White and Edith Washington

witnesses named in the Requirement for Oral Examination, on the 27th day of August

1954, at the office of C. LeNoir Thompson

in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Mary E. White and Edith Washington

doth depose and say as follows:

That my name is Mary E. White, I am over the age of 21 years and a resident of Baldwin County, Alabama. The Respondent, Harry Frank White is also over the age of 21 years, and presently residing in Mobile, Alabama. We were married on August 25, 1951, in Baldwin County, Alabama, and lived together as husband and wife until on or about October 27, 1951, at which time the Respondent abandoned the Complainant without fault on her part. There was born of this marriage one child, Darnell White, age about 3 years. Your Petitioner respectfully represents unto this Honorable Court that she is a fit, suitable and proper person to have the care, custody and control of this infant child, Darnell White, and further represents that she has had the care, custody and control of said Darnell White since birth. Since there is no possibility of the parties to this cause living together again as husband and wife I respectfully ask this Honorable Court for a divorce and the custody of the said child, Darnell White.

Mary E. White

That my name is Edith Washington, I know both parties to this cause they are both over the age of 21 years and were married in Baldwin County, Alabama, the latter part of August, 1951, during the last of October the Respondent abandoned the Complainant without fault on her part. There was born of their marriage one child, Darnell White, age about three years. The Complainant, Mary E. White, has had the care, custody and control of this child since birth and I respectfully represent unto this Honorable Court that the said Mary E. White is a fit, suitable and proper person to have the permanent care, custody and control of said child, Darnell White. I know of no cause which Mary E. White gave Harry Frank White for the abandonment. I do not believe they will ever live together again as husband and wife.

Edith Washington

ORAL EXAMINATION

I, Lyrleene Nixon, as ~~Register~~ and Commissioner hereby certify that the foregoing deposition...on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 27th day of August, 1954

Lyrleene Nixon (L. S.)

No. _____	Page _____
The State of Alabama	
Baldwin County.	
In Circuit Court, In Equity	
MARY E. WHITE	vs. Complainant
HARRY FRANK WHITE	Respondent
Oral Deposition	
Filed _____, 19____	FILED
	AUG 27 1954
	Recorded in
	ALICE J. DICK, Register
Vol. _____	Page _____
	Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Lyrleene Nixon

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 Mary E. White and Edith Washington

as witnesses in behalf of Mary E. White in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein

Mary E. White

_____, Complainant

and

Harry Frank White

_____, Respondent

on oath, to be by you administered, upon _____
to take and certify the depositions of the witnesses and return the same to our Court, with all
convenient speed, under your hand.

Witness 27th day of Aug, 1944.

Alice J. Hensch

Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

MARY E. WHITE

Complainant

vs.

HARRY FRANK WHITE

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

AUG 1954

ANNE L. DUCK, Register

MARY E. WHITE

vs.

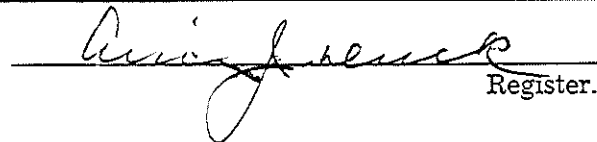
HARRY FRANK WHITE

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____

Testimony of witnesses, Mary E. White and Edith Washington

and in behalf of Defendant upon Answer & Waiver


Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

MARY E. WHITE

vs.

HARRY FRANK WHITE

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

FILED

AUG 27 1954

Register.

Printed for The Baldwin Times
ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Harry Frank White, to appear and plead, answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in equity by Mary E. White, as Complainant and against Harry Frank White, as Respondent.

WITNESS my hand this ____ day of August, 1954.

Register.

MARY E. WHITE,

COMPLAINANT,

VS

HARRY FRANK WHITE,

RESPONDENT.

§
§
§
§
§

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, IN EQUITY SITTING:

Comes your Complainant, Mary E. White, and respectfully represents
unto your Honor:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, that the Respondent is temporarily residing in Mobile County, Alabama; they are both over the age of 21 years.

2.

That your Complainant and the Respondent were married in Baldwin County, Alabama, on August 25, 1951, and lived together as husband and wife until on, to-wit October 27, 1951.

3.

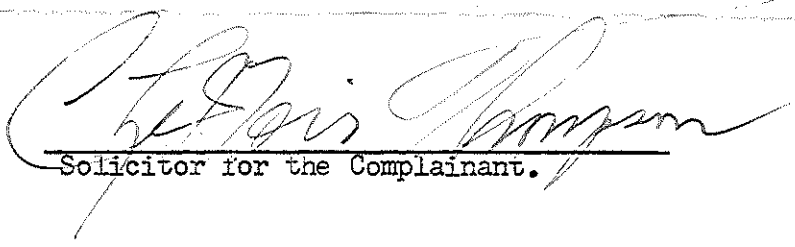
Complainant avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of this bill of complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

4.

There was born as fruits of this marriage between the Complainant and the Respondent one child; Darnell White, age 3 years; that the mother of said child is a suitable, fit and proper person to have the care, custody and control of said child.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Harry Frank White party Respondent to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

That your Complainant be awarded the custody, care and control of the minor child, Darnell White, age 3 years; and that upon a final hearing of this cause, that your Honor will render a decree granting to your Complainant an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent. Complainant further prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.


Solicitor for the Complainant.

3338

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

MARY E. WHITE,
COMPLAINANT,
VS
HARRY FRANK WHITE,
RESPONDENT.

Bill of Complaint

C. LeNoir Thompson
Attorney At Law
Bay Minette, Alabama

FILED
AUG 27 1954
ALICE J. DUCK, Register

MARY E. WHITE,
COMPLAINANT,
VS
HARRY FRANK WHITE,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages and marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

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

Harry Frank White

STATE OF ALABAMA

MOBILE COUNTY

I, Howard M. Brantley, a Notary Public, in and for said County, in said State, hereby certify that Harry Frank White, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, he executed the same voluntarily.

Given under my hand and seal on this the 25 day of August, 1954.

Howard M. Brantley
Notary Public, Baldwin County, Alabama,
Mobile

My commission expires March 18th 1956

3338

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

MARY E. WHITE,

COMPLAINANT,

VS

HARRY FRANK WHITE,

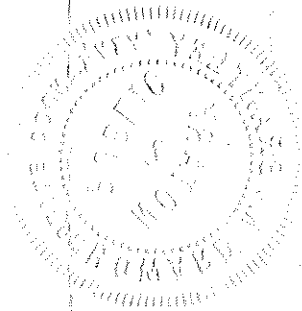
RESPONDENT.

Answer & Waiver

C. LeNoir Thompson
Attorney At Law
Bay Minette, Alabama

FILED
AUG 27 1954

ALICE J. DUCK, Register



3338