

1132

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

JESSIE WALLACE.

Complainant

VS

ADA E WALLACE.

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decrees Pro Conter~~  
on 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 Jessie Wallace.  
is forever divorced from the said

Ada E Wallace.

for and on account of Habitual Drunkenness.

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

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

This 12<sup>th</sup> day of July

J. W. Harl 1914

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.

JESSIE WALLACE, COMPLAINANT,  
VS.  
ADA E. WALLACE, RESPONDENT.

} IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
} IN EQUITY. NO \_\_\_\_\_.

TO THE HON. F. W. HARE, JUDGE OF THE TWENTY FIRST JUDICIAL  
CIRCUIT OF THE STATE OF ALABAMA. SITTING IN EQUITY.

Now comes the Complainant, Jessie Wallace, humbly complaining  
of the Respondent, Ada E. Wallace, in a matter of divorce as will  
hereinafter appear and represents and shows unto your Honor as  
follows:

FIRST: That both the Complainant and Respondent are over the  
age of twenty-one years and the Complainant is a bona-fide resident  
of the State of Alabama and has so resided for more than one year  
next preceding the date of the filing of this Bill of Complaint;  
that the Respondent is a non-resident of the State of Alabama, and  
her residence and post-office address is Ada E. Wallace, 701 Dabbs  
Street, Hattisburg, Forest County, Mississippi.

SECOND: That Complainant and Respondent were married to each  
other at Hattisburg, Forest County, Mississippi, on, to-wit, the  
1st day of November, 1942, and lived together thereafter as man  
and wife until on, to-wit, the 25th day of March, 1944.

THIRD: That after the marriage of the Complainant and the  
Respondent the Respondent became addicted to the habitual use of  
alcoholic liquors and became an habitual and confirmed drunkard  
and the Complainant ceased to live with the Respondent on, to-wit,  
the 25th day of March, 1944.

PRAYER FOR PROCESS

To the end that equity may be had in the premises, Complain-  
ant prays that Ada E. Wallace, be made party Respondent to this  
Bill of Complaint, and that a summons be issued and together with  
a copy of this Bill of Complaint be served upon her and that she

be required to plead, answer or demur to the within complaint within the time and under the penalties prescribed by law, and the rules of this Honorable Court.

PRAYER FOR RELIEF

Premises considered, Complainant prays that on a final hearing of this cause your Honor will make and enter a decree dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent and grant to the Complainant a full and absolute divorce from the said Respondent. Complainant prays that in and by virtue of the decree he will be granted the right to again contract marriage.

Complainant prays all other, further and additional relief to which he may be entitled the premises considered, and he will ever pray, etc. etc..

Thorne + Hadnett  
SOLICITORS FOR COMPLAINANT

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT

TO Mabel E Fleming,

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 Jesse Wallace, Wilton B. Wilson, and Samuel M. Wallace

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

Jesse Wallace.

Complainant

and Ada E Wallace.

Defendant,

on oath to be by you administered, upon Them.

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

Witness 27th. day of June. 19 44.

*R. S. Duval*

REGISTER

Commissioner's Fee \$ \_\_\_\_\_

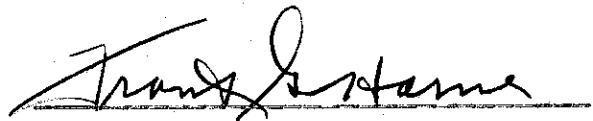
Witness' Fees, \$ \_\_\_\_\_

STATE OF ALABAMA,  
BALDWIN COUNTY. }


Before me, R. S. Duck, Register in Chancery in and for said State and County personally appeared Frank G. Horne who is known to me, and known to me to be one of the Solicitors of Record for the Complainant in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, wherein Jessie Wallace is the Complainant and Ada E. Wallace is the Respondent and who being by me first duly sworn doth depose and say as follows:

That he is one of the Solicitors of Record for the Complainant in that certain cause wherein Jessie Wallace is the Complainant and Ada E. Wallace is the Respondent, and that he is informed and believes and upon such information and belief states that Ada E. Wallace is a non-resident and that she resides at 701 Dabbs Street, Hattisburg, Mississippi and that service may be had upon her at that address by registered mail.

Affiant further states that in his belief the Respondent is over the age of twenty-one years.



Sworn to and subscribed before me this ten day of June, 1944.

  
Register in Chancery

JESSIE WALLACE,  
COMPLAINANT,

VS.  
ADA E. WALLACE,  
RESPONDENT.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA.

IN EQUITY. NO \_\_\_\_\_.

Now comes the Respondent, Ada E. Wallace, and answers the Complainant's complaint as follows:-

1. Respondent admits all of the allegations contained in the first paragraph of the Bill of Complaint as to the ages and residences of the parties.
2. The Respondent admits that she was married to the Complainant as set out in the second paragraph of the Bill of Complaint.
3. This Respondent neither admits nor denies the other material averments of Complainant's complaint but demands strict proof of the same.

The Respondent, Ada E. Wallace, hereby waives notice of the time and place of filing this cause of action, waives service of a summons and complaint and a copy of the bill of complaint by the Sheriff, waives notice of application for appointment of commissioner to take testimony on oral examination in this cause, waives notice of time and place of taking the testimony, waives notice of the submission of the cause, waives any and all other notices to which she may be entitled in this cause, and consents that cause be submitted on note of testimony to be made by the Register for final hearing decree during vacation.

ada e wallace  
RESPONDENT

WITNESSES:

George W. Ashcraft  
A. B. Tennant

RECORDED

No. .... Page .....

**The State Of Alabama**

Baldwin County

In Circuit Court, In Equity

.....  
vs. Complainant.....

.....  
Respondent.....

**DIVORCE DECREEE**

1132

RECORDED

Wallace

Q.

Wallace

Answer as follows

John H. ... 29 1944  
[Signature]



1153

Abstract

from June 1944  
~~P. J. Hall~~  
~~P. J. Hall~~

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

Jessie Wallace.

Complainant

VS.

Ada F Wallace.

Defendant

**Commission To Take Deposition**

**COMMISSIONER:**

**Witnesses:**

The State of Alabama, Baldwin County

IN CIRCUIT COURT, IN EQUITY

Jessie Wallace Complainant vs. Ada E. Wallace Defendant

Commissioner

Oral examination before the Register of the following witnesses:

Jessie Wallace, Wilton B. Wilson and Samuel M. Wallace

who reside in Alabama, said examination being conducted in Atmore Alabama, on this the 28th day of June, 1944, and there being present the witnesses and commissioner.

The said witnesses being first sworn to speak the truth, the whole truth and nothing but the truth, testified as follows:

Testimony of Jessie Wallace

My name is Jessie Wallace. I am the Complainant in this cause. Both the Respondent and myself are over the age of twenty-one years and I am a bona-fide resident of the State of Alabama, and have so resided for more than one year next preceding the date of the filing of my bill of complaint. The Respondent is a non-resident of the State of Alabama, and her residence and post-office address is Ada E. Wallace, 701 Dabbs Street, Hattisburg, Mississippi. The Respondent and myself were married to each other at Hattisburg, Forest County, Mississippi, on, to-wit the 1st day of November, 1943, and lived together thereafter as man and wife until on, to-wit, the 25th day of March, 1944. After the marriage of the Respondent and myself the Respondent became an habitual and confirmed drunkard and I ceased to live with her on, to-wit, the 25th day of March, 1944.

Jessie Wallace

The State of Alabama,

Baldwin COUNTY

IN CIRCUIT COURT, IN EQUITY

Wallace

vs. Complainant,

Wallace

Defendant.

Deposition Taken Before Register on Oral Examination

Deposition of \_\_\_\_\_

for \_\_\_\_\_

Filed 29 day of June, 1944

Published by order of the Court, \_\_\_\_\_

day of \_\_\_\_\_, 19\_\_\_\_

R. S. DeLoach

Register.

Post Office Department  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$300



POSTMARK OF DELIVERING  
OFFICE

Return to *R. S. Lusk*  
(NAME OF SENDER)

Street and Number  
or Post Office Box *Circuit Clerk*

REGISTERED ARTICLE

No. *2298* Post Office *San Antonio, Tex.*

INSURED PARCEL

State

PS Form 3841

# RETURN RECEIPT

Handwritten vertical text on the left margin, possibly a date or reference number, including "6/7/94" and "1044".

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

\_\_\_\_\_  
*(Signature of name of addressee)*

\_\_\_\_\_  
*(Signature of addressee's agent—Agent should enter addressee's name on face of card above)*

Date of delivery 6/7 1994

Jessie Wallace.

VS.

Ada E Wallace.

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 of Jessie Wallace. Wilton B Wilson. and  
Samuel M Wallace.~~

and in behalf of Defendant upon Answer and Answer.

*R. H. [Signature]* Register.

**RECORDED**

No. 1132

**The State of Alabama,**  
BALDWIN COUNTY

**IN EQUITY**

CIRCUIT COURT OF BALDWIN COUNTY

Jessie Wallace.

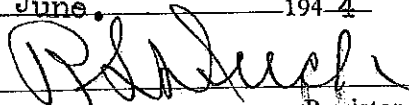
VS.

Ada E Wallace.

**NOTE OF TESTIMONY**

Filed in Open Court this 29th.

day of June. 194 4

  
Register.



SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, {

No. 1132

CIRCUIT COURT BALDWIN COUNTY

BALDWIN COUNTY

June. TERM, 194 4

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Ada E Wallace.

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

Ada E Wallace.

Respondant.  
Defendant.

by Jessie Wallace.

Complainant

Witness my hand this 6th day of June. 194 4

[Signature] Clerk.

ALABAMA STATE

COURT

SUMMONS AND COMPLAINT

CLERK

DEPARTMENT