

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

CORNELIUS CLOPTON

Complainant

VS

ELIZA CLOPTON

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decrees Pro Confesso~~
~~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 CORNELIUS CLOPTON
is forever divorced from the said

ELIZA CLOPTON

for and on account of

Voluntary abandonment.

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 CORNELIUS CLOPTON and ELIZA CLOPTON
be, and are hereby permitted to again contract marriage upon the payment of the cost of
this suit.

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

This 17th day of July, 19 44

J. M. Hare
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..... Page.....

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

.....
CORNELIUS CLOPTON
.....
vs. Complainant.

.....
ELIZA CLOPTON
.....
Respondent.

DIVORCE DECREE

THE STATE OF ALABAMA, }
Baldwin County

CIRCUIT COURT

TO HELEN A. MCGOWAN

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

CORNELIUS CLOPTON and L. D. OWEN

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

CORNELIUS CLOPTON Complainant

and

ELIZA CLOPTON Defendant,

on oath to be by you administered, upon oral examination

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

Witness 10 day of July, 19 44.

R. S. Huck

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. _____

THE STATE OF ALABAMA
Baldwin County
CIRCUIT COURT

CORNELIUS CLOPTON

Complainant

VS.

ELIZA CLOPTON

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

Commissioner To Take Deposition

Witnesses To Take Deposition

signed and by these presents do authorize and in any case may place in and out, appearing to each person

not and examine

as authorized in a part of

Court of Baldwin County in said State of Alabama

CORNELIUS CLOPTON
COMPLAINANT

VS

~~ELIZA CLOPTON~~
RESPONDENT

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

And now comes the Respondent and for answer to the
Complainant's bill of complaint, says:

1.

That she admits that she and the complainant are both over
twenty one years of age, and bona fide residents of Baldwin County,
Alabama.

2.

She admits that she and the Complainant were married in Bay
Minette, Baldwin County, Alabama, on September 22nd, 1922, and lived
together as husband and wife in Baldwin County, Alabama, until June
29th, 1936.

3.

She denies that she, on June 29th, 1936, voluntarily abandoned
the bed and board of the Complainant, and demands strict proof of the same.

The Respondent accepts service of the summons and complaint in
this cause, waives notice of the time of taking testimony on behalf
of the complainant, and consents that this cause be submitted
forthwith for final decree without further notice.

Eliza Clopton
Respondent

Witness:

Susie F. Fields
Leroy Wallace

1157

RECORDED

Cornelius Clapton

^P

Edwin Clapton

Answer and Waiver

Filed

7-10-44

R.S. Luck
Reg.

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA --- GREETING:

WE COMMAND YOU, that you summon ELIZA CLOPTON to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising chancery jurisdiction within sixty days after the service of the summons, and there to plead, answer or demur without oath to a bill of complaint lately exhibited by CORNELIUS CLOPTON, complainant, against the said ELIZA CLOPTON and further to 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 endorsement thereon, to our said court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 10th
day of July, 1944.

R. S. Duck
Register

CORNELIUS CLOPTON, COMPLAINANT

VS

ELIZA CLOPTON, RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN-EQUITY.

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

Now comes your complainant, Cornelius Clopton, and humbly complaining against the Respondent, Eliza Clopton, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant and the Respondent are both bona fide residents of Baldwin County, Alabama, and are over the age of twenty one years;

2.

That the Complainant and the Respondent were married at Bay Minette, Alabama, on September 22, 1922, and lived together as husband and wife until to-wit, the 29th day of June, 1936.

3.

That on, to-wit, June 29, 1936, the Respondent voluntarily abandoned the bed and board of the Complainant, and has remained away voluntarily and

continuously since that time.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process, make the said Eliza Clopton party respondent to this bill of complaint, requiring her 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.

Complainant further prays that upon a final hearing of this cause an order and decree be made granting to him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that your complainant prays for such other, further different and general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By *Thos. Lee*
Solicitors for Complainant.

RECORDED 113-1

CORNELIUS CLOPTON

VS

ELIZA CLOPTON

SUMMONS AND COMPLAINT

filed

7-10-44

R.S. Muehr

Reg.

 CORNELIUS CLOPTON

 VS.

 ELIZA CLOPTON

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 testimony of Cornelius Clopton and
 L. D. Owen

and in behalf of Defendant upon _____

 Register.

RECORDED

No. 115-1

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

CORNELIUS CLOPTON

VS.

ELIZA CLOPTON

NOTE OF TESTIMONY

Filed in Open Court this 10th

day of July 1944

R. S. Duck

Register.

Cornelius Clopton, a witness for the Complainant, being first duly sworn, deposes and says:

My name is Cornelius Clopton. I am a bona fide resident of Baldwin County, Alabama, and am over twenty-one years of age.

The Respondent Eliza Clopton is over twenty one years of age and a bona fide resident of Baldwin County, Alabama.

The Respondent and I married in Bay Minette, Alabama, on September 22, 1922. We lived together as man and wife until June 29th, 1936. The Respondent on June 29th, 1936 voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. The Respondent and I have not lived together since June 29th, 1936.

I gave the Respondent no reason for leaving me, and always treated her as best I knew how.

Cornelius Clopton

L. D. Owen, a witness for the Complainant being first duly sworn deposes and says:

My name is L. D. Owen. I am a resident of Bay Minette, Baldwin County, Alabama.

I am personally acquainted with Cornelius Clopton, Complainant in the above case.

I know that the Complainant and the Respondent have not lived together as man and wife for more than two years next preceding the filing of the bill of complaint in this cause.

I have known the Complainant a number of years and know that he was always a good provider for his family.

L. D. Owen

THE STATE OF ALABAMA
Baldwin County

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

CORNELIUS CLOPTON

COMPLAINANT

VS.

ELIZA CLOPTON

RESPONDENT

I, Helen A. McGowan

as ~~Register and~~ Commissioner

have called and caused to come before me Cornelius Clopton and L. D. Owen

witnesses named in the Requirement for Oral Examination, on the 10 day of July

19 44, at the office of Beebe and Hall

in Ray Minette, Alabama, and having first sworn said witnesses to speak the truth,

the whole truth, and nothing but the truth, the said Cornelius Clopton AND

L. D. Owen doth depose and say as follows:

ORAL EXAMINATION

I, Helen A. McGowan, as Register and Commissioner hereby certify that the foregoing deposition— on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself Helen A. McGowan

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof made before me of the identity of said witnesses; 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 10 day of July, 1944.

Helen A. McGowan (L. S.)

No. 1157 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

CORNELIUS CLOPTON Complainant

Vs.

ELIZA CLOPTON Respondent

ORAL DEPOSITION

Filed July 10, 1944

P. S. Duck, Register

RECORDED IN

Record _____

Vol. _____ Page _____

Register _____

State of Alabama,
Baldwin County.

} NO. _____ TERM, 194_____

CORNELIUS CLOPTON

Complainant—

VS.

ELIZA CLOPTON

Respondent—

TO R. S. DUCK, REGISTER:

In the above stated cause a N Answer and Waiver

having been _____ filed by _____ the Respondent—,

and evidence having been taken, and the cause being ready for submission for final decree, and

no defense having been interposed, the complainant—, by Hubert M. Hall

Solicitor— of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

Hubert M. Hall
Solicitor
Solicitor— for Complainant—

NO. 1157

Complainant—

VS.

Respondent—

Request For Decree In Vacation

Filed July 10, 1944

R. S. Duck

Register.