

Jim Wagner.

VS.

Sarah Wagner.

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 ^{the} testimony of Complainants Witnesses

and in behalf of Defendant upon Answer and Waiver.

R. H. [Signature]

Register.

1158

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

JIM WAGNER (ALSO KNOWN AS JAMES M. WAGNER) Complainant

VS

SARAH WAGNER Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decrees Pro Confesso on _____ 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 Jim Wagner, also known as James M. Wagner is forever divorced from the said

Sarah Wagner

for and on account of xx 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 Complainant and Respondent be, and they/are each hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Complainant

~~xxx~~ _____ pay the cost herein to be taxed, for which execution may issue.

This 9th day of August 1944.

J. M. Stare
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.

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

Your Orator, Jim Wagner, presents this Bill of Complaint against Sarah Wagner 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. The Respondent is over twenty-one years of age and a resident of Mobile County, Alabama.

2. Your Orator and the Respondent were lawfully married in Bay Minette, Alabama in 1922 and lived together as man and wife in Baldwin County, Alabama until during the year of 1925, at which time and place the Respondent voluntarily abandoned your Orator without fault on his part. Your Orator and the said Respondent have not lived together as man and wife since the said date.


PRAYER FOR PROCESS

Your Orator prays that the usual process of this Honorable Court forthwith issue to the said Respondent, requiring her to appear and plead, answer or demur to the Bill of Complaint filed against her in this cause within the time and under the pains and penalties prescribed by law.

PRAYER FOR RELIEF

Your Orator prays that upon a final hearing of this cause the bonds of matrimony now existing between your Orator and the said Respondent be dissolved, that your Orator be forever divorced from the said Respondent and permitted to again contract marriage. Your Orator further prays for such other, further and general relief as he may be equitably entitled to, the premises considered.

Respectfully submitted,


Solicitor for Complainant.

JIM WAGNER,
Complainant,
VS.
SARAH WAGNER,
Respondent.

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

ANSWER

Now comes the Respondent, Sarah Wagner, and for Answer to the Bill of Complaint filed against her in this cause, says:

1. She accepts service of a copy of the said Bill of Complaint and waives all other and further notice thereof.
2. She consents and agrees that a Commissioner be appointed, testimony taken and this cause submitted for final decree without further notice to her, which said notice is hereby expressly waived.
3. She denies each and all of the allegations of the Bill of Complaint and demands strict proof of same.

Sign Here → X Sarah Wagner
Respondent.

Witnesses to signature of Sarah Wagner:

Gilbert M. Watson.
Lorraine Watson.

1100

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 Jim Wagner

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

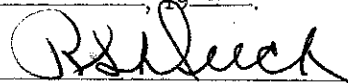
is Complainant and Sarah Wagner is

Defendant,

on oath to be by you administered, upon

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

Witness 19th day of July, 1944.



REGISTER

Commissioner's Fee \$ _____

Witnesses' Fees, \$ _____

THE STATE OF ALABAMA }
Baldwin County }

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

JIM WAGNER, (ALSO KNOWN AS JAMES M. WAGNER) / COMPLAINANT

VS.

SARAH WAGNER, / RESPONDENT

I, Ora S. Nelson

as ~~Register and~~ Commissioner.

have called and caused to come before me Jim Wagner (also known as James M. Wagner)

witness— named in the Requirement for Oral Examination, on the 24th day of July
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 Jim Wagner (also known as James M. Wagner) doth depose and say as follows:

I am also known as James M. Wagner.

My name is Jim Wagner. I am over twenty-one years of age and a resident of Baldwin County, Alabama. The Respondent, Sarah Wagner, is over twenty-one years of age and resident of Mobile County, Alabama.

I was lawfully married to the Respondent in Bay Minette, Alabama in 1922 and we lived together in Baldwin County, Alabama until sometime during the year 1925 at which time and place the Respondent, Sarah Wagner voluntarily abandoned me without fault on my part. I have not lived with the said Sarah Wagner since the said date.

Jim Wagner

ORAL EXAMINATION

I, Ora S. Nelson, 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 witness— and read over to him and he signed the same in the presence of myself _____ 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 24th day of July, 19 44.

Ora S. Nelson (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Jim Wagner, also known as
James M. Wagner, Complainant

Vs.
Sarah Wagner,

Respondent

ORAL DEPOSITION

Filed 8-7, 1944
A. S. Nelson, Register
RECORDED IN _____ Record _____

Vol. _____ Page _____
Register _____

1

JAMES WAGNER, Plaintiff,
 vs.
 SARAH WAGNER, Defendant.
 IN EQUITY.
 FALLOON COUNTY, ALABAMA.
 IN THE CIRCUIT COURT OF

ANSWER

Now comes the respondent, Sarah Wagner, and for answer to the Bill of Complaint filed against her in this cause, says,

1. She accepts service of a copy of the said Bill of Complaint and waives all other and further notice thereof.

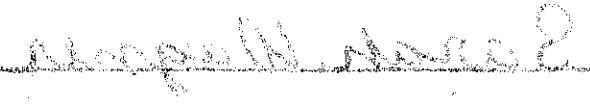
2. She consents and agrees that a Commissioner be appointed, testimony taken and this cause submitted for final decree without further notice to her, which said notice is hereby expressly waived.

3. She denies each and all of the allegations of the Bill of Complaint and demands strict proof of same.

1156

RECORDED

4776/5/1944


 Sarah Wagner

respondent.

Witness to signature of
 Sarah Wagner:

No. Page

The State Of Alabama

Baldwin County

In Circuit Court, In Equity

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

.....
Respondent.
.....

DIVORCE DECREE

No. 1158

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Jim Wagner.

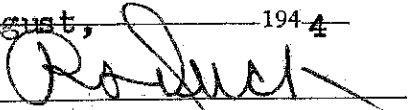
VS.

Sarah Wagner.

NOTE OF TESTIMONY

Filed in Open Court this 7th

day of August, 1944



Register.