

1190

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

WILLIAM E. SEXTON Complainant

VS

PARTHENIA SEXTON Defendant  
~~Respondent~~

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decrees Pro Confesso~~ ~~XXXXXXXXXXXX~~

~~XX~~ 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 heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved, and that the said William E. Sexton is forever divorced from the said

Parthenia Sexton  
for and on account of 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 both parties be, and are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 15<sup>th</sup> day of November, 19 44.

J. W. 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.

111  
10/1/44

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**The State Of Alabama**

**Baldwin County**

**In Circuit Court, In Equity**

..... **WILLIAM E. SEXTON** .....

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

..... **PARHENIA SEXTON** .....

..... Respondent .....

**DIVORCE DECREE**

*Filed Dec 14 1944*  
*W. E. Sexton*  
*Parhemia Sexton*

WILLIAM SEXTON  
Complainant

E Q U I T Y

vs

IN THE CIRCUIT COURT OF

PARTHENIA SEXTON  
Defendant

BALDWIN COUNTY, ALABAMA

DEPOSITIONS OF WILLIAM E. SEXTON AND VERGENLENE SEXTON  
WITNESSES FOR COMPLAINANT.

The said witnesses being duly sworn appeared before me the undersigned commissioner at the time and place hereinafter stated and upon examination be the solicitor for the Complainant, testified as follows:

WILLIAM E SEXTON

I am the Complainant in this case; I am over the age of twenty-one years and a life long resident of Baldwin County. On January 29, 1940, I married Parthenia Truss who is also a resident of Baldwin County and she and I lived together only until the following June when she ordered me to leave the home in which we were then living and to remain away from her, which I did ever since and have had nothing further to do with my said wife. This parting was at her insistance and through no fault of mine. She has, therefore, abandoned me and she and I have lived apart and separate for more than four years with no resumption of marital relations.

William E. Sexton

VERGENLENE SEXTON

I am the aunt of the Defendant and have known him all my life. William and his wife lived together up to June, 1940 when she drove him away from there home and he and she have lived apart ever since. I know this to be a fact and know that she would not let him not allow him to come back to her. After she parted from him she went North and stayed three years and has only been back in the County for the past four months.

Virgie Jean Sexton

CERTIFICATE

I, PATRICIA F. LORD, the commissioner named in the attached commission, issued by the Circuit Court of Baldwin County, Alabama, do hereby certify that in a case pending in the Equity side of said Court, wherein William Sexton is Complainant, and Parthenia Sexton is Defendant, under and by virtue of the power conferred upon me by said commission, I caused the witnesses named in the commission, namely William Sexton and Vergeylene Sexton, who were made known to me and known by me to be the identical witnesses named in the commission, to come to my office in the Bank Building in the city of Fairhope, Alabama, on the 8th day of November, 1944 where the said witnesses after being first duly sworn by me, upon examination by E. G. Rickarby, Esquire, Solicitor for the Complainant, testified as is hereinbefore written. That their testimony was by me reduced to writing as given by them, as near as might be in their identical language, and after so reduced to writing, was read over by the said witnesses, who assented to and signed the same in my presence.

I further certify that I am not of Counsel or of kin to either of the parties to the cause, or anywise interested in the results thereof.

In Witness Whereof, I hereunto set my hand and seal as Commissioner, this the 8th day of November, 1944.

Patricia Lord  
Commissioner.

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

Comes WILLIAM E. SEXTON, and by this his Bill of Complaint,  
presented against PARTHENIA SEXTON, respectfully shows:

FIRST: That Complainant and Defendant are both over the  
age of twenty-one years; that both are now and have been for  
more than five years bona fide residents of Baldwin County,  
Alabama.

SECOND: That Complainant and Defendant were married at  
Fairhope, Alabama, on January 29, 1940, but have not lived  
together since June, 1940.

THIRD: That Defendant, on or about the month of June, 1940,  
ordered Complainant to leave the home in which they were then  
living and to stay away from him, which she has done ever  
since, without any resumption of marital relations.

THE PREMISES CONSIDERED, Complainant prays that PARTHENIA  
SEXTON be made party defendant to this cause, and by proper  
process required to answer this Bill within the time required  
by Law.

Complainant further prays that upon the hearing of this  
cause a decree be rendered forever divorcing him from said  
PARTHENIA SEXTON, granting him the right to marry again should  
he so desire, and to have such other, further or different  
relief as to equity may seem meet.

*Elliott S. Rinsley*  
Solicitor for Complainant.

The State of Alabama, }  
Baldwin County.

No. \_\_\_\_\_ CIRCUIT COURT, IN EQUITY

*William Sexton*

Complainant

vs.

*Parthenia Sexton*

Defendant

In this cause it appears to the Register  
that a Summons requiring the Defendant

*Parthenia Sexton*

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon said Parthenia Sexton was served upon him by the Sheriff of Baldwin County, Alabama, on the 3rd day of October 1944

And the said Defendant ... having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of William Sexton Complainant

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said

*Parthenia Sexton*

Defendant aforesaid.

This 6th day of November 1944

*[Signature]*  
Register.

John

Co.

John

John

John for 9194  
John  
John

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**The State of Alabama,**  
Baldwin County

Circuit Court In Equity

*William Jackson*

VS.

*Carthine Jackson*

**Decree Pro Confesso On  
Personal Service.**

Issued *June 4* 19*44*

Register

*[Signature]*



SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }  
BALDWIN COUNTY } No. 1190

CIRCUIT COURT BALDWIN COUNTY

~~1888~~ SEPT. TERM, 194 4

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Parthenia Sexton.

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

Parthenia Sexton., Defendant

by William E Sexton.

Plaintiff

Witness my hand this 4th day of Sept. 194 4

R. A. [Signature] Clerk.

The State of Alabama,  
Baldwin County.

No. .... CIRCUIT COURT IN EQUITY.

*William Sexton*

Complainant

vs.

*Parthenia Sexton*

Defendant

Motion is hereby made for a Decree Pro Confesso against

*Parthenia Sexton*

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant....; and that said summons was duly served according to law, and that said Defendant... has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 4<sup>th</sup> day of November 1944

*Levine B. Riskely* Solicitor.

*William E. Syts*

THE STATE OF ALABAMA,  
BALDWIN COUNTY

VS.

*Barthina Syts*

IN EQUITY  
CIRCUIT COURT OF BALDWIN COUNTY

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

*Deey Pro Carlos Ann Lester  
on Complaints as Witness*

and in behalf of Defendant upon

*R. Deek*

Register.

No.

1198

The State of Alabama,

BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

*S. M.*

VS.

*S. M.*

NOTE OF TESTIMONY

Filed in Open Court this

*9<sup>th</sup>*

day of

*June*

194*4*

*B. M.*

Register.

**The State of Alabama,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY**

*William Sexton*

vs.

*Parthenia Sexton*

**MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE**

Filed *November 6* 19*44*

Register.

Recorded in ..... Record,

Vol. .... Page .....

Register.

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**THE STATE OF ALABAMA**  
BALDWIN COUNTY  
**CIRCUIT COURT**

Plaintiffs

vs.

Defendants

**SUMMONS AND COMPLAINT**

Filed \_\_\_\_\_ 194\_\_\_\_

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

194\_\_\_\_

Sheriff

I have executed this summons

this \_\_\_\_\_ 194\_\_\_\_

by leaving a copy with

Sheriff

Deputy Sheriff