

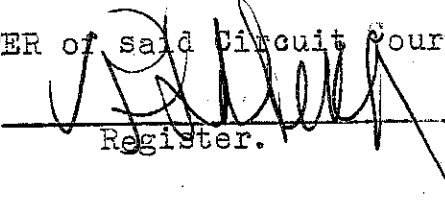
1212

STATE OF ALABAMA
BALDWIN COUNTY

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

WE COMMAND YOU, that you summon LIONEL HOWARD DAVIS, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising chancery jurisdiction within sixty days after the service of the summons, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by BONNIE G. McDONIELL against the said LIONEL HOWARD DAVIS, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Defendant shall in no wise omit, under penalty of the law. And we further command that you return this writ with your execution thereon, to our said Court, immediately upon the execution thereof.

WITNESS, R. S. DUCK, REGISTER of said Circuit Court, this 16 day of October, 1944.


Register.

BONNIE *J.* McDONIELL
COMPLAINANT

VS.

LIONEL HOWARD DAVIS
DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Now comes your Complainant, BONNIE *J.* McDONIELL and humbly complaining against the Defendant, LIONEL HOWARD DAVIS, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is eighteen years of age and a resident of Baldwin County, Alabama, where she has resided for the past several years; that the Defendant, Lionel Howard Davis is over the age of thirty years and is now at Bar/in Field, Foley in Baldwin County, Alabama.

2.

That your Complainant is a girl of comparatively tender years, that the said Defendant represented himself to be a sin-

gle man, wooed and won this Complainant's affection and induced her to marry him under the belief and assumption that he was single; that the license for such marriage was issued by the Judge of Probate of Mobile County; that the ceremony was solemnized before the Methodist preacher at Fairhope, Alabama, September 14, 1944; that on September 21, 1944, this Complainant learned that the said Defendant was at the time of their supposed marriage and is at this time a married man, that his wife was and is one, Bertha Davis from whom he has never been divorced, having been married to her for more than two years; that upon her learning that the said Lionel Howard Davis was a married man this Complainant immediately left him and has not lived with him since.

Complainant further shows that the ceremony of marriage between this Complainant and the said Lionel Howard Davis, because of the fact that he was a married man at that time is null and void and of no effect.

Wherefore, the premises considered, your Complainant prays that your Honor will, by proper process, make the said Lionel Howard Davis, party Defendant 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.

Complainant further prays that upon the final hearing of the cause made by this bill of complaint this Honorable Court will make and enter an order and decree adjudging and decreeing that the purported marriage between this Complainant and the said Lionel Howard Davis solemnized September 14, 1944, was and is of no effect and that the same be wholly annulled and Complainant prays for such other further, other or different relief as in equity and good conscience she is entitled to receive in the premises.

Bonnie J. McDonnell

Beebe & Hall

By J. C. Beebe
Attorneys for Complainant.

1212

Bonnie Jean McDaniel

vs.

Leonel Howard Davis

Filed Oct 16 1944
Paul G. Smith

.....Bonnie Jeane McDoniell.....
Complainant,
VS.
.....Lionel Howard Davis.....
Respondent.

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

NO.....

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Bay Minette....., in the County of Baldwin.....

Alabama, the place of trial of said cause, to-wit:.....

Bonnie Jeane McDoniell and Cyril McDoniell.....

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

Beebe & Hall

By:.....

Solicitor for Complainant.

NOTE:

Complainant suggests the name of Virginia Keel.....

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

Beebe & Hall

By:.....

Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION.

Bonnie Jeanne McDonnell
Complainant,

Vs.

Lionel Howard Davis,
Respondent.

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

Filed this 18 day of Oct

1944
P. H. Davis
Register.

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO Virginia Keel

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 Bonnie Jeane McDoniell and Cyril McDoniell

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

Bonnie Jeane McDoniell Complainant

and

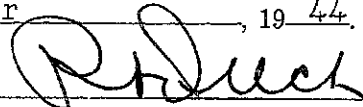
Lionel Howard Davis

Defendant,

on oath to be by you administered, upon oral examination

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

Witness 9 day of October, 19 44.



REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1513

THE STATE OF ALABAMA
Baldwin County
CIRCUIT COURT

Bernice Jeanne McArnold

Complainant

VS.

Donald Howard Davis

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

 Bonnie Jeane McDoniell

 VS.

 Lionel Howard Davis

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, Depositions of Complainant's witnesses, _____

and in behalf of Defendant upon _____

R. Baker
 Register.

No. 1215

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Bonnie Jean McDonald

VS.

Lionel Howard Davis

NOTE OF TESTIMONY

Filed in Open Court this 16

day of Oct 1944

R. J. [Signature]

Register.

1212

Bonnie Jean McDonald

vs.

Lionel Howard Davis

Received Oct 16 1944
R. J. [Signature]

THE STATE OF ALABAMA }
Baldwin County

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

Bonnie J. McDoniell COMPLAINANT

VS.

Lionel Howard Davis RESPONDENT

I, Virginia Keel

as ~~Register and~~ Commissioner

have called and caused to come before me

Bonnie J. McDoniell

witnesses named in the Requirement for Oral Examination, on the 9 day of October
1944, at the office of Beebe & Hall

in Bay Minette, Alabama, and having first sworn said witness to speak the truth,

the whole truth, and nothing but the truth, the said Bonnie Jeane McDoniell

doth depose and say as follows:

My name is Bonnie Jeane McDoniell. I am the Complainant in the cause of Bonnie Jeane McDoniell versus Lionel Howard Davis in the Circuit Court of Baldwin County, Alabama, in Equity. I am eighteen years of age and a resident of Baldwin County, Alabama, where I have resided for the past several years. The Defendant Lionel Howard Davis is over the age of thirty years and is in the armed forces now stationed at Barin Field, Foley, Alabama. Lionel Howard Davis represented himself to me to be a single man and we went together for some time. He won my affection and persuaded me to marry him. The license was issued by the probate Judge of Mobile County, Alabama, and we were married by the Methodist preacher at Fairhope, Alabama, September 14, 1944. He is a married man. On or about September 20, 1944, his wife came to Foley and on the 21st I learned that he was a married man and immediately separated from him. His wife is Bertha Davis. He admitted to me that he was married when his wife showed up in Foley. It was then we separated. His wife stated that they had been married for more than two years. They both admitted they have not been divorced.

Bonnie J. McDoniell

Cyril McDoniell, first having been duly sworn doth depose and say that:

My name is Cyril McDoniell. I am the mother of Bonnie Jeane McDoniell Complainant in the suit of Bonnie Jeane McDoniell against Lionel Howard Davis in the Circuit Court of Baldwin County for marriage annulment. They were married at Fairhope, Alabama, September 14, 1944. He told her and us that he was a single man. She married him without our consent. A few days after they were married his wife called me and told me that he was her husband. I talked with her over the telephone and she told me that she and Davis had been married over two years. He then admitted to me that he was married to Bertha Davis.

Cyril M. McDoniell

ORAL EXAMINATION

I, Virginia Keel, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition s on Oral Examination was taken down in writing by me in the words of the witnesses and read over to me and they signed the same in the presence of myself and W. C. Beebe 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 9 day of October, 1944.

Virginia Keel (L. S.)

No. 1212 Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

Bonnie Jeanne McDaniell

Complainant

Vs.

Lionel Howard Davis

Respondent

ORAL DEPOSITION

Filed 10/16, 1944
Virginia Keel, Register

RECORDED IN

Record _____

Vol. _____ Page _____

Register _____

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 194_____

Bonnie Jeane McDonnell _____, Complainant

Vs.

Lionel Howard Davis _____, Defendant

To R. S. Duck _____, Register

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by _____

Beebe & Hall _____ Solicitors 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 vaca-

No. 1012 Page _____

The State of Alabama,

Baldwin County

CIRCUIT COURT, IN EQUITY

Bonnie Jeanes McDonnell

Vs.

Lionel Howard Davis

**REQUEST FOR DECREE IN
VACATION**

Filed 10-16, 1944

Robert
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

