

The State of Alabama }  
Baldwin County

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

Adelle Philphot COMPLAINANT

VS.

Joe Philphot RESPONDENT

I, T. W. Gilmer,

~~Register and~~ Commissioner

have called and caused to come before me

Adelle Philphot and Florence Quinley

witness named in the requirement for Oral Examination, on the 28th day of October  
1935, at the office of Henry D. Moorer

in Bay Minette, Alabama, and having first sworn said witness to speak the  
truth, the whole truth, and nothing but the truth, the said Adelle Philphot and  
Florence Quinley doth depose and say as follows:

Testimony of Adelle Philphot

My name is Adelle Philphot. I am over twenty one years old and  
have lived in Baldwin County, Alabama for the past twelve years. I  
live at Bay Minette in said County and State.

Joe Philphot is over twenty one years old and lives at Fairhope,  
Alabama, in Baldwin County.

Joe Philphot and I were married during the year 1924 and lived  
together as man and wife until September, 1933 and the said Joe  
Philphot at this time voluntarily abandoned me and has often re-  
fused to return and live with me. Joe Philphot has not lived with  
me since about September 1st, 1933.

Adelle Philphot

The State of Alabama, }  
Baldwin County

CIRCUIT COURT

To Hon TW Gilmer.

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 **Adelle Philpot and Florence QUINLEY.**

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

and **Joe Philpot.** Complainant

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 26 day of October. 1935

*Ratus Deech*

COMMISSIONER'S FEE, \$ 200

REGISTER

WITNESS' FEES, \$ \_\_\_\_\_

The State of Alabama,  
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon **Joe Philpot**

of **Baldwin** County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

**Adelle Philpot.**

against said **Joe Philpot.**

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant 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, Robert S. Duck, Register of said Circuit Court, this 26 day of October, 1935

*Robert S. Duck* Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

X

Adelle Philphot,	:	IN THE CIRCUIT COURT
Complainant.	:	BALDWIN COUNTY,
	:	IN EQUITY.
vs.	:	
	:	
Joe Philphot,	:	
Defendant.	:	

Comes Joe Philphot and for answer to the complaint filed in the above styled cause and denies each and every allegation contained therein and demands strict proof of same. He waives service of subpoena by the sheriff, notice to take the testimony on oral examination as well as the right to cross examine, and consents that the cause be submitted for decree on note of testimony as made by the Register either in term time or in vacation.

Dated this 28 day of October, 1935.

Joe Philphot

Witness:  
Caster  
Claude Wolbrink

THE STATE OF ALABAMA, }  
Baldwin County.

No. 175

Circuit Court, In Equity

Adille Philpot ..... Complainant.....

vs.

Joe Philpot ..... Defendant.....

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

On account of Voluntary abandonment

It is further ordered that the said Adelle Philpot and Joe Philpot be, and they are hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Adelle Philpot and Joe Philpot pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may be issued against ~~them~~ each of them.

It is further ordered, adjudged and decreed that said Adelle Philpot and Joe Philpot shall not again marry except to ~~each other~~ until sixty days after this date, and that if an appeal is taken within sixty days they shall not marry again except to ~~each other~~.

..... during the said pendency of appeal

This 9th day of November 1935

*A. W. Hare*

Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, }  
Baldwin County.

Circuit Court, In Equity.

I, ..... Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the ..... day of ..... 1935 in the cause of .....

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the ..... day of ..... 1935

Register

State of Alabama, : IN THE CIRCUIT COURT,  
: :  
Baldwin County. : BALDWIN COUNTY, ALA.  
: :  
IN EQUITY.

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

Your petitioner Adelle Philphot, respectively represents and shows unto Your Honor, as follows:

1. That she is a bona fide resident of Baldwin County, Alabama, residing at Bay Minette in said County and State her entire life and that she is over the age of 21 years.

That Joe Philphot is over the age of 21 years and resides at Fairhope, Baldwin County, Alabama.

2. That your petitioner and the said Joe Philphot were married in 1924 and lived together as man and wife until the month of September, 1934<sup>3</sup>, at which time the said Joe Philphot voluntarily abandoned the bed and board of your petitioner and has not lived with her since.

PRAYER FOR PROCESS:

The premises considered, your petitioner prays that the said Joe Philphot be made party respondent to this bill of complaint by the usual process of this Honorable Court; that such orders, decrees and publications be made as necessary to perfect service on the said Joe Philphot, and that he be required to demur, plead to, or answer the same within the time and under the penalties as provided by law or that the same be forever confessed.

PRAYER FOR RELIEF:

That upon the final hearing of this cause Your Honor will grant unto your petitioner an absolute divorce from the said Joe Philphot.

That if your petitioner is mistaken in the relief prayed

for, then Your Honor will grant unto her such, other, further, different and general relief as she may in justice and equity be entitled, she will ever pray, etc.

Adelle Philphot.  
Petitioner.  
Henry D. Moorer,  
Atty. for Petitioner.

Foot Note:

Respondent is required to answer each and every allegation contained in the foregoing bill, paragraph one to two, both inclusive, but not under oath, answer under oath being hereby expressly waived.

Adelle Philphot.  
Petitioner.  
Henry D. Moorer, Atty. for  
Petitioner.

RECORDED  
*Book*  
2-183

No. \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY  
Baldwin County, Ala.

VS.

DECREE OF DIVORCE

Filed in office this 10

day of Nov, 1935

Robert S. Duck  
REGISTER

H. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.



RECORDS SECTION  
U.S. DEPARTMENT OF JUSTICE  
WASHINGTON, D.C.

MAIL ROOM  
U.S. DEPARTMENT OF JUSTICE  
WASHINGTON, D.C.

RECORDED  
INDEXED  
6-257

Filed Sept 28 1934  
Richard D. ...

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175

RECORDED  
6-250

Serve on Joe Philpot

Circuit Court of Baldwin County  
IN EQUITY

No. 1

SUMMONS

Adelle Philpot.

Joe Philpot.

VS.

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this

26

day of

Oct

, 1935

W. H. Wilkerson

SHERIFF

Executed this

11-6

day of

1935

by leaving a copy of the within Summons with

Joe Philpot

Defendant

M. H. Wilkerson

Sheriff

By C. V. Anderson

Deputy Sheriff

Henry D Moorer.

Solicitor for Complainant

Recorded in Vol. \_\_\_\_\_

Page \_\_\_\_\_

*Furnherre*

RECORDED

NO. \_\_\_\_\_

*Book 6257*

The State of Alabama

BALDWIN COUNTY

CIRCUIT COURT

Complainant \_\_\_\_\_  
VS.

Defendant \_\_\_\_\_

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

ORAL EXAMINTAION

I, T. W. Gilmer ~~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 them and they signed the same in the presence of myself and Henry D. Moorer 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 28th day of October, 1935,



(L. S.)

Commissioner.

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

vs.

RESPONDENT

ORAL DEPOSITION

Filed Oct 30, 1935

Robert L. Over Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

Testimony of Florence Quinley

My name is Florence Quinley. I know Adelle Philphot and Joe Philphot and know of my own information that they have not lived together as man and wife since September 1st, 1933. I do not know what caused the separation but know they have been separated for this time.

Mrs. Florence Quinley

8550 REQUEST FOR DECREE IN VACATION.

MOORE PYS CO.

STATE OF ALABAMA,  
Baldwin County.

}

CIRCUIT COURT, IN EQUITY.

No. 175

FALL

Term, 1925

Adelle Philpot

Complainant

vs.

Joe Philpot

Defendant

To Robert 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 T.W. Gilmer,

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 vacation.

.....  
Solicitor for Complainant.

Adelle Philpot

vs.

Joe Philpot

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,

Testimony of Adelle Philpot and Florence Quinley

answer

and in behalf of Defendant upon

*Robert D. ...*

Register.

RECORDED  
*over*  
6-207

No. 175

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

Adelle Philpot

VS.

Joe Philpot

**NOTE OF TESTIMONY**

Filed in Open Court this 28th

day of October 1935

*Patricia Deane*

REGISTER



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INDEXED  
6-25-37

No. 175 Page

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

Adelle Phlipot

VS.

Joe Phlipot

REQUEST FOR DECREE IN  
VACATION

FILED October 28th, 1935. 192

*Robert D. Davis*  
Register

RECORDED IN RECORD

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Register