

1214

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

Harriet E. Miller

Complainant

VS

James W. Miller

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Beases Pro Confessa~~  
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 Harriet E. Miller  
is forever divorced from the said

James W. Miller

for and on account of Voluntary Abandonment

It is further ordered, adjudged and decreed by the Court that Complainant  
shall have the right to resume the use of her maiden name, Harriet E. Ostrand,

It is further ordered, adjudged and decreed that service allotments to the  
Complainant shall cease, forthwith,

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 either party

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

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

This 19th day of October, 1944

J. W. Lane  
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

vs. Complainant.

Respondent.

**DIVORCE DECREE**

*Marrett Miller*

THE STATE OF ALABAMA,  
BALDWIN COUNTY

VS.

*Jane W Miller*

IN EQUITY  
CIRCUIT COURT OF BALDWIN COUNTY

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

*and Sister of Marrett Miller  
and C E Ostrand*

and in behalf of Defendant upon *Ansurs and Waver*

*R. Duval*

Register.

No. 1214

The State of Alabama,  
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

Miller

VS.

Miller

NOTE OF TESTIMONY

Filed in Open Court this 18<sup>th</sup>

day of Oct 1944

Richard  
Register.

**THE STATE OF ALABAMA,**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Harriet E. Miller

Complainant

James W. Miller

VS.

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me Harriet E. Miller and Clarence Ostrand

witnesses named in the Requirement for Oral Examination, on the 13th day of October 1944, at the office of E. A. Cramer, Attorney, in Fairhope, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Harriet E. Miller doth depose and say as follows:

James W. Miller and I were married on October 4th 1941 at Bay Minette, Alabama. I am 21 years of age and he is 26 years of age. I live in Silverhill, Alabama, at the home of my parents and have been a resident there for more than one year. During the month of May, 1943, my husband left me. Actually, he had left me before that time but in May, 1943, he told me that he had no intentions of ever returning to live with me. So far as I know, there was no reason for his doing this. After that, whenever he returned from a trip at sea, I tried to get him to reconsider but, for some reason of his own, he would not do so. He told me over and over about some girl in New York that he had become very fond of. Since he entered the service, I have been getting an allotment check which he has tried to stop. I do not want anything from him and would like to have that allotment discontinued. My maiden name is Harriet Ostrand and, if I am granted a decree, I should like the right to resume the use of that name.

Harriet E. Miller

And the said Clarence Ostrand doth depose and say as follows:

I am the father of Harriet Miller. She came back to our home in Silverhill, Alabama, in May, 1943, telling us that she and James had split up and that he had left her and stated that he would never return to her. Since May, 1943, she has lived with us. I have seen some of the nasty letters written to her by him. In one letter he mentioned a girl in New York and that he sure was going to have her before he got through.

C. L. Ostrand

**ORAL EXAMINATION.**

I, Frances G. Crawford, as Register and Commissioner hereby certify that the foregoing deposition<sup>s</sup> on Oral Examination was taken down by me in writing in the words of the witness<sup>es</sup> and read over to them and they 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<sup>es</sup> or had proof<sup>f</sup> made before me of the identity of said witness<sup>es</sup>; 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 13th day of October, 194<sup>4</sup>.

Frances G. Crawford (L. S.)

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THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Miller  
vs.  
Complainant

Respondent.

**Oral Deposition**

Filed 10.15, 194<sup>4</sup>  
Frances G. Crawford, Register.

Recorded in \_\_\_\_\_

Record \_\_\_\_\_

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

\_\_\_\_\_, Register.

HARRIET E. MILLER )  
 Complainant )  
 vs )  
 JAMES W. MILLER )  
 Respondent )

IN THE CIRCUIT COURT  
 BALDWIN COUNTY  
 ALABAMA  
 IN EQUITY

To the Honorable The Circuit Court of Baldwin County, Alabama, and The Honorable F. W. Hare, Judge thereof, In Equity:

Comes Your Complainant, Harriet E. Miller, and respectfully exhibits this, her Bill of Complaint, against James W. Miller and shows unto Your Honor as follows:

- First: Complainant and Respondent are both past the age of twenty one years.
- Second: Complainant and Respondent intermarried on October 4th 1941 at Bay Minette, Alabama.
- Third: For more than one year past, Complainant has been a resident of the State of Alabama, presently residing in Baldwin County therein.
- Fourth: On or about May 15th 1943, Respondent voluntarily abandoned Complainant and has continued said abandonment ever since to the date hereof.

The premises considered, Complainant prays Your Honor to grant all appropriate and legal process and that same be directed to the said James W. Miller commanding him to personally appear before this Honorable Court within the time required by law and to then and there answer fully and completely the several paragraphs of this Bill of Complaint and that he be required to abide and obey all orders and decrees of this Court which to Your Honor may seem meet and proper.

Complainant further prays, upon the hearing of this cause, that a decree be rendered forever divorcing her from said James W. Miller, granting her the right to resume the use of her maiden name, Harriet E. Ostrand, and granting such other, different or further relief as may be or appear proper in the premises..

Harriet E. Miller  
 Complainant

E. A. CRAMER  
 Solicitor for Complainant.

1214

Miller

Miller

Deebley

~~Printed out 18/1999~~  
~~Printed~~  
By John



Harriet E. Miller  
Complainant

vs

James W. Miller  
Respondent

IN EQUITY

Circuit Court

Baldwin County

Alabama

Comes James W. Miller, Respondent in the above titled action and, for answer to the Bill of Complaint, says that he denies each and every allegation therein contained.

Respondent further waives notice for demand for oral examination of Complainant's witnesses, the issue of formal commission to take testimony, notice of the time and place of taking same and the right to cross examine or introduce evidence in his own behalf and agrees that this cause may be submitted for final decree at any time without further notice to to him on the pleadings and Plaintiff's evidence as noted by the Register.

*James W. Miller*

James W. Miller, Respondent.

Signed in presence of:

*Jeffrey Heman - Notary Public*  
Give official designation.

State of Washington

County of King

Personally appeared James W. Miller, who is known to me, and he acknowledged that he voluntarily executed the foregoing answer and waiver with full knowledge of its contents.

Given under my hand and official seal this 10<sup>th</sup> day of October 1944.

(Seal)

*Jeffrey Heman*  
Notary Public

My commission expires Sept 26 - 1947

1317

Miller  
2.

Miller

Answer as I have in

Send out 181944

Benjamin  
Rafael

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