

(3571)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

GEORGE CURTIS

Complainant

vs.

IDA MAE CURTIS

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Waiver~~ 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 heretofore existing between the Complainant and Defendant be, and the same are hereby dissolved, and that the said GEORGE CURTIS is forever divorced from the said IDA MAE CURTIS for and on account of ABANDON MENT

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

It is further ordered that GEORGE CURTIS the COMPLAINANT pay the cost herein to be taxed, for which executed may issue.

This 21st day of July, 1955.

2 Julius M. Hall

Judge Circuit Court, In Equity.

I, ALICE J. DUCK

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. 3571

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

GEORGE CURTIS

Complainant

vs.

IDA MAE CURTIS

Respondent

DIVORCE DECREE

FILED

JUL 22 1955

ALICE J. DUCK, Register

GEORGE CURTIS

Complainant

No.

Vs.

IDA MAE CURTIS

Defendant

IN THE CIRCUIT COURT OF
MOBILE COUNTY, ALABAMA
IN EQUITY

ANSWER AND WAIVER

Comes the Defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegation of said Bill of Complaint and demands strict proof thereof.

I agree that the testimony in this cause may be taken by deposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

WITNESSES

William Frankly.Earnest Curtisx Ida Mae Curtis

Defendant

Note: The space below is intended for "Agreements Between the Parties."

IT IS AGREED THAT ANN STREET OF PRICHARD, ALABAMA IS A SUITABLE PERSON TO TAKE THE TESTIMONY IN THE ABOVE STYLED CAUSE AND MAY DO SO WITHOUT A COMMISSION FROM THE COURT.

George Curtis

COMPLAINANT

x Ida Mae Curtis

DEFENDANT

STATE OF _____

COUNTY OF _____

I, _____, a NOTARY PUBLIC in and for said State and County, do hereby certify that _____, whose name is signed to the foregoing instrument, and who is known to me, acknowledge before me this day, that being informed of the contents of the instrument, _____ executed the same voluntarily on the day same bears date.

Witness my hand and seal this _____ day of _____, 19____.

Filed, _____

W. ELSWORTH HAUGHTON, REGISTER

NOTARY PUBLIC

STATE OF _____

COUNTY OF _____

No. 3571

RECORDED

Vs.

ANSWER AND WAIVER

Filed _____, 19____

FILED
JUL 19 1955
Register

ALICE L. DUCK, Register

GEORGE CURTIS
COMPLAINANT

VS

IDA MAE CURTIS
RESPONDENT

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA
IN EQUITY
NO. _____

TO THE HONORABLE JUDGE OF SAID COURT, Sitting in Equity:

Comes now your Complainant, GEORGE CURTIS, and, humbly complaining, presents, this his Bill of Complaint against the Respondent, IDA MAE CURTIS, and shows:

O N E

Complainant is and has been for more than one year next before the filing of this Bill of Complaint a bona fide resident citizen of the State of Alabama, Baldwin County, and is more than 21 years of age. The Respondent is a resident of the State of Alabama, Mobile County, and is more than 21 years of age.

T W O

The Complainant and the Respondent were lawfully married to each other on to-wit the 25th day of May, 1946 at Lucedale, Mississippi and lived together as husband and wife for some time thereafter. No child was born of this marriage and none is expected.

T H R E E

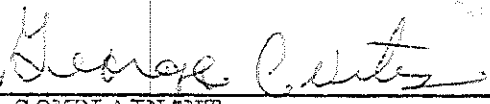
More than one year next before the filing of this suit for divorce the Respondent voluntarily abandoned the bed and board of the Complainant in Baldwin County, Alabama and has never returned to him or cohabited with him as his wife or otherwise since.

P R A Y E R

THE PREMISES CONSIDERED, Complainant prays that Respondent be made the party defendant hereto in a manner provided by law; that upon a final hearing herein a decree be rendered forever dissolving and annulling the bonds of matrimony heretofore existing between the parties hereto.

AND COMPLAINANT PRAYS FOR GENERAL RELIEF.


SOLICITOR FOR COMPLAINANT


COMPLAINANT

RECORDED No 3571

George Curtis
vs.

Ida Mae Curtis

Bill of Complaint

FILED

JUL 19 1955

ALICE J. DUCK, Register

GEORGE CURTIS
COMPLAINANT

No. _____ VS. _____

IDA MAE CURTIS
RESPONDENT

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA

IN EQUITY

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated, July 20, 1955.

NOTE OF EVIDENCE

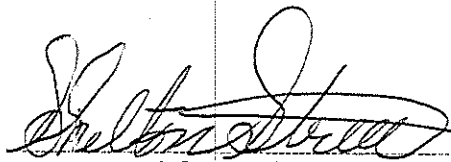
At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

Bill of Complaint, Answer and Waiver, Depositions of George Curtis and Samuel Curtis

FILED, _____

7-21-55



Solicitor-for Complainant

Register

FOR RESPONDENT

Solicitor-for Respondent

No.

GEORGE CURTIS
COMPLAINANT

Vs.

IDA MAE CURTIS
RESPONDENT

ORDER OF SUBMISSION
NOTE OF EVIDENCE

FILED

JUL 21 1950 Terms, 19

ALICE J. DUCK, Clerk, 19

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GEORGE CURTIS
COMPLAINANT

VS

IDA MAE CURTIS
RESPONDENT


I IN THE CIRCUIT COURT OF BALDWIN
I COUNTY, ALABAMA
I IN EQUITY
I NO. _____

C E R T I F I C A T E

I, ANN STREET, The Commissioner agreed upon by the parties in the above styled cause, hereby certify that, pursuance to the powers conferred upon me by said agreement, I called before me the witnesses requested, that is to say, GEORGE CURTIS the Complainant, and SAMUEL CURTIS; that said witnesses appeared before me at 74 Main Street, in the City of Prichard, Mobile County, Alabama on the 20th day of July, 1955; that there were present the Complainant his Solicitor, Shelton Street, and said corroborating witness, Samuel Curtis; that Respondent, Ida Mae Curtis, having signed an answer and waiver was not present nor represented; that I caused said witnesses to be duly sworn according to law, after which they were orally examined by Shelton Street, Solicitor for Complainant, and did answer and testify as hereinafter set out in narrative form; that their said testimony was reduced to writing as near as might be in the identical language of said witnesses in narrative form; that their said testimony was then by me read over to said witnesses who did assent to and subscribe said testimony in my presence and in the presence of said Shelton Street, Solicitor for Complainant.

I FURTHER CERTIFY that I am not of counsel nor of kin to either of the parties to this cause, and have no interest whatsoever in the result thereof.

IN WITNESS WHEREOF I have hereunto set my hand this the 20th day of July, 1955.


COMMISSIONER

GEORGE CURTIS
COMPLAINANT

VS

IDA MAE CURTIS
RESPONDENT

I IN THE CIRCUIT COURT OF BALDWIN
I COUNTY, ALABAMA
I IN EQUITY
I NO. _____

DEPOSITION OF GEORGE CURTIS

My name is GEORGE CURTIS. I am the Complainant in the above styled cause, and am the husband of the Respondent, IDA MAE CURTIS. I am and have been for more than one year next before the filing of the Bill of Complaint ub this cause, a bona fide resident citizen of the State of Alabama, Baldwin County, and am more than 21 years of age. The Respondent is a resident citizen of the State of Alabama, Mobile County, and was more than 21 years of age at the time this suit was started.

The Respondent and I were lawfully married to each other at Lucedale, Mississippi on the 25th day of May, 1946 and lived together as husband and wife for some time thereafter. No child was born to us and none is expected.

More than one year next before the filing of the Bill of Complaint the Respondent voluntarily abandoned my bed and board in Baldwin County, Alabama, and has never returned to me or cohabited with me as my wife or otherwise since. Her abandonment of me has been open, notorious, uninterrupted, with no indication of intention on her part to return to me or resume marital cohabitation with me as my wife, though I have asked her many times to return to me she refuses to do so.

So after waiting for much more than one year I have started this suit for divorce.

George Curtis
GEORGE CURTIS

GEORGE CURTIS
COMPLAINANT

VS

IDA MAE CURTIS
RESPONDENT

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA

IN EQUITY

NO. _____

DEPOSITION OF SAMUEL CURTIS

My name is SAMUEL CURTIS. I am a brother of the Complainant, and a resident citizen of Baldwin County, Alabama, and over the age of 21 years. I have known the Respondent since before she married my brother. Complainant is and has been for more than one year next before the filing of the Bill of Complaint a bona fide resident citizen of the State of Alabama, Baldwin County, more than 21 years of age. The Respondent is a resident of Mobile County, Alabama, and was more than 21 years of age when this suit was started. They were married to each other May 25, 1945 at Lucedale, Mississippi and lived together as husband and wife for some time thereafter. No child was born to them and none is expected.

More than one year next before the filing of the Bill of Complaint, the Respondent, IDA MAE CURTIS, voluntarily abandoned the bed and board of the Complainant, GEORGE CURTIS, in Baldwin County, Alabama where they both resided at the time, and has never returned to him or cohabited with him as husband and wife since. Her abandonment of him has been and is open, notorious, uninterrupted, with no indication of intention on her part to return to him or resum marital cohabitation with him.

So after waiting for much more than one year for her to return to him or show some intention to do so he has started this suit for divorce.


SAMUEL CURTIS