

35152

DIVORCE DECREE

PRINTED BY MOORE PTC CO.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

EDWIN D. COVINGTON, Complainant

vs.

MARIE BAUNGARNER COVINGTON, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Publication 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 Edwin D. Covington is forever divorced from the said Marie Baungarner Covington 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 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 Edwin D. Covington the Complainant pay the cost herein to be taxed, for which executed may issue.

This 21st day of September, 1955

Habert M. Hall
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

EDWIN D. COVINGTON

Complainant

vs.

MARIE BAUMGARNER COVINGTON

Respondent

DIVORCE DECREE

*Filed 9-21-53
D. J. H. H. H.
R. J. H. H. H.*

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

EDWIN D. COVINGTON

No. 35-75-

The State of Alabama,

BALDWIN County.

vs.

MARIE BAUMGARNER COVINGTON

Circuit Court, in Equity

This the 20th. day of

July 1945

In this cause it being made to appear to the Clerk of this Court by the affidavit of

EDWIN D. COVINGTON

that the Defendant MARIE BAUMGARNER COVINGTON

is a non-resident of the State of Alabama whose present address is unknown and Post Office address cannot ascertained.

and further, that, in the belief of said Affiant the Defendant Marie Baumgarner Covington is

THE ONLOOKER

years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper pub-

lished in Baldwin County, Alabama, once a week for four consecutive weeks, requiring

MARIE BAUMGARNER COVINGTON the said DEFENDANT

to answer or demur to the Bill of Complaint in this cause by the 20th. day of

August 1945 or after thirty days therefrom a decree Pro Confesso may be

taken against her.

Wing J. Wrench
Register.

C. L. THOMPSON
SOLICITOR FOR PLAINTIFF

NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County. Circuit Court, in Equity.
This the 20th day of July, 1955.

Edwin D. Covington vs. Marie Baumgarner Covington.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Edwin D. Covington that the Defendant Marie Baumgarner Covington is a non-resident of the State of Alabama, whose present address is unknown and Post Office address cannot be ascertained, and further, that, in the belief of said Affiant the Defendant Marie Baumgarner Covington is over the age of 21 years; it is, therefore, ordered that publication be made in The Onlooker, a newspaper published in Foley, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Defendant to answer or demur to the Bill of Complaint in this cause by the 20th day of August, 1955 or after thirty days therefrom a decree Pro Confesso may be taken against her.

Alice J. Duck, Register.
C. L. Thompson, Solicitor for Plaintiff.

(At, July 28, August 4, 11, '55)

AFFIDAVIT OF PUBLICATION

I, Earle Howell

Office Mgr. of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated July 28, 1955, and ending with the issue dated Aug. 18, 1955

Earle Howell

Subscribed and sworn to before me this 25 day of August, 1955

[Signature]
Notary Public.

MY COMMISSION EXPIRES JULY 18, 1959

THE FOLEY ONLOOKER

BALDWIN NEWS-HERALD

FOLEY, ALA.

195

HOWELL PUBLISHING CO.

HIGH QUALITY JOB PRINTING

Oliver J. Welch

Register

Bay Minette Ala

BROUGHT FORWARD

July 28
Aug 4
" 11
" 18

Covington vs.
Covington

\$10 94

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: LOIS HOWARD

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine

Edwin D. Covington and Norman Harville

a witnesses in behalf of Edwin D. Covington in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein

Edwin D. Covington

_____, Complainant
and Marie Baumgarner Covington

_____, Respondent
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 21 day of Sept, 1951

Marie J. French
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

EDWIN D. COVINGTON

Complainant

VS.

MARIE BAUMGARNER COVINGTON

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

LOIS HOWARD

WITNESSES:

EDWIN D. COVINGTON

NORMAN HARVILLE

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Marie Baumgarner Covington to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Edwin D. Covington as Complainant and against Marie Baumgarner Covington as Respondent.

WITNESS my hand this the _____ day of July, 1955.

Register.

EDWIN D. COVINGTON

COMPLAINANT

VS

MARIE BAUMGARNER COVINGTON

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

Case No. _____

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA:

Your Complainant, Edwin D. Covington, respectfully represents unto
Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a bona fide resident
of Baldwin County, Alabama, and has been more than one year next preceeding,
the Respondent is over the age of 21 and is a
non-resident of the State of Alabama.

2.

That your complainant and the respondent married at Dayton, Nevada,
on November 6, 1953 and lived together as husband and wife until November
28, 1953.

3.

That on November 28, 1953, while your Complainant and Respondent were
living together as husband and wife, in Baldwin County, Alabama, the Respondent
voluntarily abandoned the bed and board of your Complainant and has remained
away voluntarily and continuously since that time.

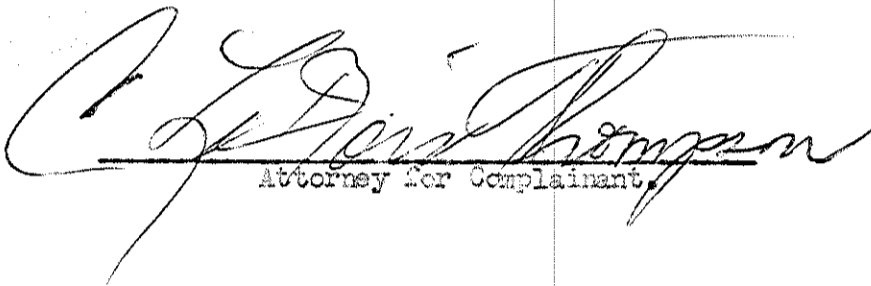
4.

There are no children as fruits of this marriage and no property to be
divided.

WHEREFORE, the premises considered, the complainant prays that your Honor
will by proper process make the said Marie Baumgarner Covington party respondent

to this cause of action, requiring her 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 your Honor will upon a final hearing herself award to him a decree of divorce forever barring the bonds of matrimony existing between your complainant and the respondent, and that he be granted such other, further, different or general relief as he may be in equity and good conscience entitled to receive.


Attorney for Complainant.

BY HENRY J. THOMPSON
C. LEWIS THOMPSON
HONORABLE COURT
JURY
JURY
JURY

NOT SO
FILED

RECEIVED

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32.12

3575

ERWIN D. COVINGTON

COMPLAINANT

VS

EARLE BAUGAMER COVINGTON

RESPONDENT

COURT AND COMPLAINANT

FILED
JUL 20 1955
MISS J. WICK, REGISTRAR
From the law offices of
C. LeMoir Thompson
Attorney-At-Law
Birmingham, Alabama

[Handwritten signature]
Attorney for Complainant

Good conscience entitled to receive.

such order, further, different or General relief as he may be in equity and

existing between your complainant and the respondent, and that he be granted

verdict award to him a decree of divorce forever barring the bonds of matrimony

Complainant further prays that your Honor will upon a final hearing

of this Honorable Court.

within the time and under the penalties prescribed by law and the practice

to this cause of action, requiring her to plead, answer or demur to the same

EDWIN D. COVINGTON

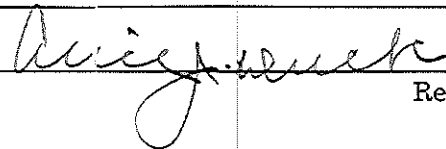
vs.

MARIE BAUMGARNER COVINGTON

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
Decree Pro Confesso on Publication, Motion for Decree Pro Confesso on
Publication and testimony of Edwin D. Covington and Norman Harville.

and in behalf of Defendant upon _____



Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

EDWIN D. COVINGTON

vs.

MARIE BAUMGARNER COVINGTON

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

Register.

Printed By The Baldwin Times

FILED
SEP 21 1955
JUDGE L. W. LUGG, Register

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority in and for the State of Alabama Baldwin County, personally appeared Edwin D. Covington, who is known to me and who being by me first duly sworn according to law on oath doth depose and say that he is the Complainant in a certain cause being filed in the Circuit Court of Baldwin County, Alabama; that the Respondent in said cause, Marie Baumgarner Covington, is a non-resident of the State of Alabama and whose residence, after a search having been made with due diligence, is unknown according to the best information and belief of the Complainant and that your Complainant cannot ascertain the particular place of residence and Post Office address of the Respondent after expending a reasonable effort, which has been made; that said Respondent is over the age of twenty-one years.

Edwin D. Covington

Sworn to and subscribed before me this 20 day of July, 1955.

C. L. Davis Thompson
Notary Public, Baldwin County, Alabama.

Foley Paper.

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The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

EDWIN D. COVINGTON

Complainant

VS.

MARIE BAUMGARNER COVINGTON

Respondent

I, Lois Howard

as Register and Commissioner

have called and caused to come before me Edwin D. Covington and Norman Harville

witness, CS named in the Requirement for Oral Examination, on the 21st day of September

1955, at the office of C. LeRoy Thompson

in Bay Minette, Alabama, and having first sworn said Witness, CS to speak the

truth, the whole truth, and nothing but the truth, the said Edwin D. Covington and Norman

Harville doth depose and say as follows:

That my name is Edwin D. Covington, I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than twelve months next preceeding. The Respondent is over the age of 21 and is a non-resident of the State of Alabama. I do not know of her present whereabouts. We were married at Dayton, Ohio on November 6, 1953 and lived together as husband and wife until November 28, 1953. The respondent without fault on my part abandoned me on or about that date and she has remained away continuous since that time. I do not believe we will ever live together again as husband and wife and there are no children as fruits of our marriage and no property to be divided. I respectfully ask that I be granted a divorce.

Edwin D. Covington

That my name is Norman Harville, I know both parties to this cause, they are both over the age of 21 and Mr. Edwin D. Covington is a resident of Bay Minette Baldwin County, Alabama and has been more than twelve months next preceeding. I do not know the present whereabouts of his wife, the respondent. So far as I know she abandoned him on or about the last of November, 1953 and they have not lived together since that date as husband and wife. There are not children as fruits of their marriage and no property to be divided. I do not believe they will ever live together again as husband and wife.

Norman Harville

ORAL EXAMINATION

I, Lois Howard, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness as and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proom made before me of the identity of said witness as; 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 21st day of September, 1955

Lois Howard (L. S.)

No. _____		Page _____	
The State of Alabama			
Baldwin County.			
In Circuit Court, In Equity			
EDWIN D. COVINGTON			
vs.		Complainant	
MARIE PAUDGARNER COVINGTON			
		Respondent	
Oral Deposition			
Filed _____, 19____		Register	
FILED			
SEP 21 1955			
Recorded in		Record	
ALICE J. BUCK, Register			
Vol. _____		Page _____	
		Register	

Decree Pro Confesso of Publication.

MPCO

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

EDWIN D. COVINGTON

Complainant

Vs.

MARIE BAUMGARNER COVINGTON

Defendant

In this cause it appears to the Register _____ that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 28th day of July, 1955, in the Foley Outlooker a newspaper published in Foley, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 28th day of July, 1955 and _____

And it now further appearing to the Register Alice J. Duck that the said Marie Baumgarner Covington

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant _____, ordered and decreed by the Register Alice J. Duck _____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Marie Baumgarner Covington

This 20 day of Sept, 1955
Alice J. Duck Register.

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

EDWIN D. COVINGTON

Vs.

MARIE BAUMGARNER COVINGTON

Decree Pro Confesso of Publication

Issued _____ 19____

Register.

Recorded in _____ Record _____

Vol. _____ Page _____

Register.

8601. Motion For Decree Pro Confesso on Publication.

B.T.-10-46-200

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

EDWIN D. COVINGTON

Complainant

Vs.

MARIE BAUMGARNER COVINGTON

Defendant

Motion is hereby made for a Decree Pro Confesso against

MARIE BAUMGARNER COVINGTON

Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 20th day of September, 19 55.

746 Code

Solicitor.

RECORDED

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

EDWIN D. COVINGTON

Complainant _____

Vs.

MARIE BAUMGARNER COVINGTON

Defendant _____

Motion for Decree Pro Confesso
On Publication

Filed 9-20, 1955

Deitzman
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Marie Baumgarner Covington to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Edwin D. Covington as Complainant and against Marie Baumgarner Covington as Respondent.

WITNESS my hand this the _____ day of July, 1955.

Register.

EDWIN D. COVINGTON

COMPLAINANT

VS

MARIE BAUMGARNER COVINGTON

RESPONDENT

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

Case No. _____

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA:

Your Complainant, Edwin D. Covington, respectfully represents unto

Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a bona fide resident
and has been more than one year next preceeding,
of Baldwin County, Alabama, the Respondent is over the age of 21 and is a
non-resident of the State of Alabama.

2.

That your complainant and the respondent married at Dayton, Nevada,
on November 6, 1953 and lived together as husband and wife until November
28, 1953.

3.

That on November 28, 1953, while your Complainant and Respondent were
living together as husband and wife, in Baldwin County, Alabama, the Respondent
voluntarily abandoned the bed and board of your Complainant and has remained
away voluntarily and continuously since that time.

4.

There are no children as fruits of this marriage and no property to be
divided.

WHEREFORE, the premises considered, the complainant prays that your Honor
will by proper process make the said Marie Baumgarner Covington party respondent

to this cause of action, requiring her 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.

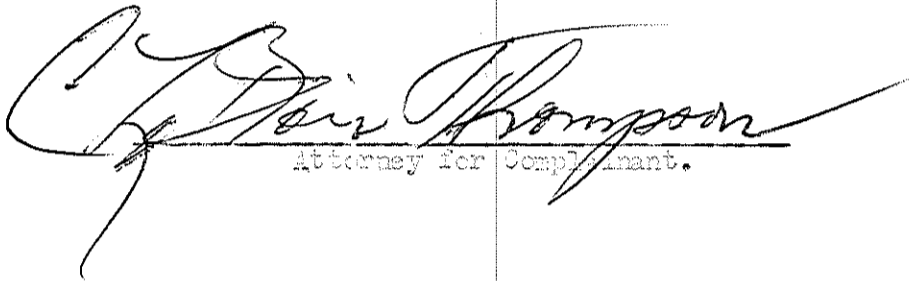
Complainant further prays that your Honor will upon a final hearing hereof award to him a decree of divorce forever barring the bonds of matrimony existing between your complainant and the respondent, and that he be granted such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

FILED

9/3

1930

ALICE J. DUCK, Register


Attorney for Complainant.

RECORDED

3575

EDWIN D. COVINGTON

COMPLAINANT

VS

MALE BAUGARNER COVINGTON

RESPONDENT

SUMMONS AND COMPLAINT

From the law offices of
C. LeRoe Thompson
Attorney-At-Law
Day Minette, Alabama

FILED

JUL 20 1955

ALICE J. DUCK, REGISTRAR

3575