

A. SIMS,
Complainant,
VS.
RUBY SIMS,
Respondent.

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

DECREE

This cause coming on to be heard is submitted for final Decree on behalf of the Complainant upon the original Bill of Complaint, Answer and Testimony as noted by the Register, upon consideration of which the Court is of the opinion that the Complainant is entitled to the relief prayed for in his said Bill of Complaint, WHEREUPON it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. The bonds of matrimony heretofore existing between the Complainant, A. Sims, and the Respondent, Ruby Sims, be and they are hereby dissolved and the Complainant is forever divorced from the Respondent on the ground of abandonment.

2. The Complainant and the Respondent are each hereby permitted to again contract marriage but they shall not marry except to each other until after the expiration of sixty days from the date of this Decree, and if an appeal is taken in this cause within sixty days they shall not marry except to each other during the pendency of said appeal.

3. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED this 13th day of November, 1944.

J. W. Hare

Judge.

1225

DECREE

A. SIMS,
Complainant,
VS.
RUBY SIMS,
Respondent.

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

Subscribed and sworn to before me this 14th day of June 1944
[Signature]

A. SIMS,
Complainant,
VS.
RUBY SIMS,
Respondent.

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

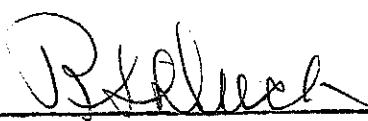
NOTE OF TESTIMONY

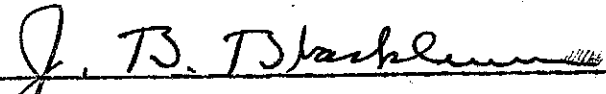
This cause is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Answer.
3. Oral Deposition of A. Sims taken before Ora S.

Nelson, Commissioner.

Dated this 9th day of November, 1944.


Register.


Solicitor for Complainant.

1225-

NOTE OF TESTIMONY

A. SIMS,
Complainant;
VS.
RUBY SIMS,
Respondent.

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, SITTING IN EQUITY:

Your Orator, A. Sims, presents this Bill of Complaint against Ruby Sims and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator is over twenty-one years of age and a bona fide resident citizen of Baldwin County, Alabama, where he has resided continuously for more than one year next preceding the filing of this Bill of Complaint. The Respondent, Ruby Sims, is over twenty-one years of age and a resident of Baldwin County, Alabama.


2. Your Orator and the said Respondent were lawfully married in 1919 and lived together as man and wife until November 8, 1943, when the Respondent voluntarily abandoned your Orator without fault on his part. Your Orator and the said Respondent were living in Baldwin County, Alabama at the time of the said separation and he has not lived with the said Respondent since the said date.

PRAYER FOR PROCESS

Your Orator prays that the Court will take jurisdiction of the cause made by this Bill of Complaint; that due notice thereof be given to the Respondent, Ruby Sims, in the form and manner prescribed by law requiring her to plead to, answer or demur to the said Bill of Complaint within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

PRAYER FOR RELIEF

THE PREMISES CONSIDERED, your Orator prays that upon a final hearing of this cause the Court will make and enter a proper order or decree dissolving the bonds of matrimony now existing between your Orator and the said Respondent, will grant unto your Orator the right to marry again. Your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.


Solicitor for Orator.

1225-

BILL OF COMPLAINT

A. SIMS,

Complainant,

VS.

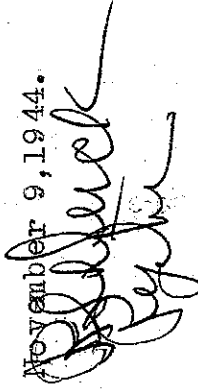
RUBY SIMS,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed November 9, 1944.

A handwritten signature in cursive script, appearing to read "R. J. Beck" or similar, written over the typed date.

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

A. SIMS _____ Complainant

VS.

RUBY SIMS _____ Respondent

I, _____
as Register and Commissioner _____
have called and caused to come before me A. Sims

witness _____ named in the Requirement for Oral Examination, on the _____ day of _____
194____, at the office of J. B. Blackburn
in Bay Minette, Alabama, and having first sworn said Witness _____ to speak the
truth, the whole truth, and nothing but the truth, the said A. Sims
_____ doth depose and say as follows:

My name is A. Sims. I am over twenty-one years of age and a resident of Baldwin County, Alabama. The Respondent, Ruby Sims, is over twenty-one years of age and a resident of Baldwin County, Alabama. I was lawfully married to the Respondent in 1919 and we lived together as man and wife until on November 8, 1943 when the Respondent, Ruby Sims, voluntarily abandoned me without fault on my part. I have not lived with the said Respondent since the said date. I am a bona fide resident of Baldwin County, Alabama and have been such resident for more than one year next preceding the filing of this Bill of Complaint.

1/12
A. Sims
Mark

ORAL EXAMINATION.

I, Ora S. Nelson, 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—and read over to him and he signed the same in the presence of myself and J. B. Blackburn at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom 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 9th day of November, 1944.

Ora S. Nelson (L. S.)

NO. 1225 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

A. Sims,

vs.

Complainant

Ruby Sims,

Respondent.

Oral Deposition

Filed November 9, 1944

R. B. Blackburn, Register.

Recorded in

Record

Vol. _____ Page _____

, Register.

A. SIMS,
Complainant,
VS.
RUBY SIMS,
Respondent.

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

ANSWER

Now comes the Respondent, Ruby Sims, and for answer to the Bill of Complaint filed in this cause says:

1. She admits that the Complainant and she are each over twenty-one years of age; that they are each residents of Baldwin County, Alabama and that they were lawfully married in 1919 and that they lived together as man and wife until November 8, 1943. Respondent denies each and all of the other allegations of the said Bill of Complaint and demands strict proof of same.

For further answer to the said Bill of Complaint the Respondent consents that a Commissioner be appointed, testimony taken and this cause submitted for final decree without notice to her, all of which is hereby expressly waived.

^{1. See}
Ruby X Sims
Mark

Witness:

Ora S. Nelson

122s

ANSWER

A. SIMS,

Complainant,

VS.

RUBY SIMS,

Respondent.

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

Filed November 9, 1944.

Ruby Sims
Ruby Sims

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Ora S. Nelson

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 A. Sims

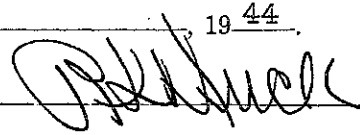
as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein A. Sims is

Complainant
and Ruby Sims is

Defendant,
on oath to be by you administered, upon A. Sims

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

Witness 9th day of November 19 44


REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1295-

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

A. Sims

Complainant

VS.

Ruby Sims

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses: