

1228 1/2

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

LIONEL HOWARD DAVIS Complainant

VS.

BERTHA V. DAVIS Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on service by registered mail 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 Lionel Howard Davis is forever divorced from the said Bertha V. Davis

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 the payment of the cost of this suit.

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

This 21st day of December, 1944
J. W. Moore
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. 2256 Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

DIVORCE DECREE

Filed this _____ day of _____

194

Register

LIONEL HOWARD DAVIS

COMPLAINANT

VS.

BERTHA V. DAVIS

RESPONDENT

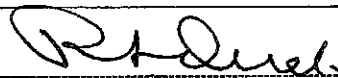
THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

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

Decree pro confesso by registered mail, and testimony of Lionel Howard
Davis.

and in behalf of Defendant upon _____



Register.

No. 22512

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

VS.

NOTE OF TESTIMONY

Filed in Open Court this 20

day of Dec 1944

R. R. [Signature]

REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

WE COMMAND YOU, That you summon BERTHA DAVIS to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery jurisdiction, within thirty days after the service of summongs, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by LIONEL HOWARD DAVIS against said BERTHA DAVIS, and further to do and perform what said Judge shall order, and direct in that behalf, and this the Defendant shall in no wise omit, under penalty of the law; and we further command that you return this writ with your endorsement thereof, to our said court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this 10th day of Nov, 1944.

R. S. Duck
Register.

LIONEL HOWARD DAVIS
COMPLAINANT

VS.

BERTHA V. DAVIS
DEFENDANT

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

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

And now comes your Complainant, LIONEL HOWARD DAVIS and humbly complaining against BERTHA V. DAVIS, Defendant, respectfully shows unto your Honor:

First:

That your Complainant and the said BERTHA V. DAVIS are each over the age of twenty-one years, that your complainant is a resident of Baldwin County, that he has resided in Baldwin County, continuously for more than twelve months next preceeding the filing of this bill of complaint, that the said BERTHA V. DAVIS is a non-resident of the State of Alabama, her particular residence and post office address being 911 E. Second St. Monroe, Michigan.

Second:

That your complainant and the said BERTHA V. DAVIS inter-married at Middlesboro, Kentucky, on June 9, 1943, and lived together as husband and wife until June 29, 1943, when the said

BERTHA V. DAVIS voluntarily abandoned this complainant without just cause; that the said BERTHA V. DAVIS and this complainant have not lived together since the said date, namely June 29, 1943.

Wherefore your complainant prays this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said BERTHA V. DAVIS party defendant hereto and by appropriate process requiring her to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of Matrimony existing between this Complainant and the said Defendant and complainant prays for such other, further or different relief as in equity and good conscience he shall be entitled to receive in the premises.

BEEBE & HALL
BY W. C. Beebe
Solicitors for Complainant.

STATE OF ALABAMA

BALDWIN COUNTY

Before me the undersigned Notary Public in and for said County, in said State, this day personally appeared LIONEL HOWARD DAVIS who is known to me and who being by me first duly sworn doth depose and say that he is Complainant in the above styled cause of Lionel Howard Davis against Bertha V. Davis; that the said Bertha V. Davis is over the age of twenty-one years and a non-resident of the State of Alabama, that her post office address and place of residence is 911 E. Second Street, Monroe, Michigan, that she is of sound mind.

Further affiant saith not.

Lionel Howard Davis

Sworn to and subscribed before me on this the

10 day of November, 1944.

W C Beebe
Notary Public, Baldwin County, Ala.

LIONEL HOWARD DAVIS

vs.

BERTHA V. DAVIS

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 10 day of November 1924, a copy of the Bill of Complaint filed in this cause was sent to BERTHA V. DAVIS

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on the 17 day of November 1924, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said BERTHA V. DAVIS Defendant.

This the 20 day of December 1924

R.S. Duck
R.S. Duck Register.

No. 12354

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

LIONEL HOWARD DAVIS

vs.

BERTHA V. DAVIS

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 22 day of

1914
B. S. Moore
Register

Entered in O. B. Page

MOORE PTG CO.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 194_____

LIONEL HOWARD DAVIS, Complainant

Vs.

BERTHA V. DAVIS, Defendant

To R. 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 Beebe & Hall

_____ 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 vaca-

1524

No. _____ Page _____

The State of Alabama,

Baldwin County

CIRCUIT COURT, IN EQUITY

Vs.

**REQUEST FOR DECREE IN
VACATION**

Filed 12-26, 1944

R. J. [Signature]

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Vertical text on the right side of the page, likely bleed-through from the reverse side of the document. The text is mostly illegible but appears to contain legal or administrative information.

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO Lillian Patterson

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 Lionel Howard Davis

as witnesses in behalf of the Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Lionel Howard Davis

Complainant
and Bertha V. Davis

Defendant,
on oath to be by you administered, upon him

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

Witness 16th day of December, 1944.

Roduch

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 12

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant

VS.

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

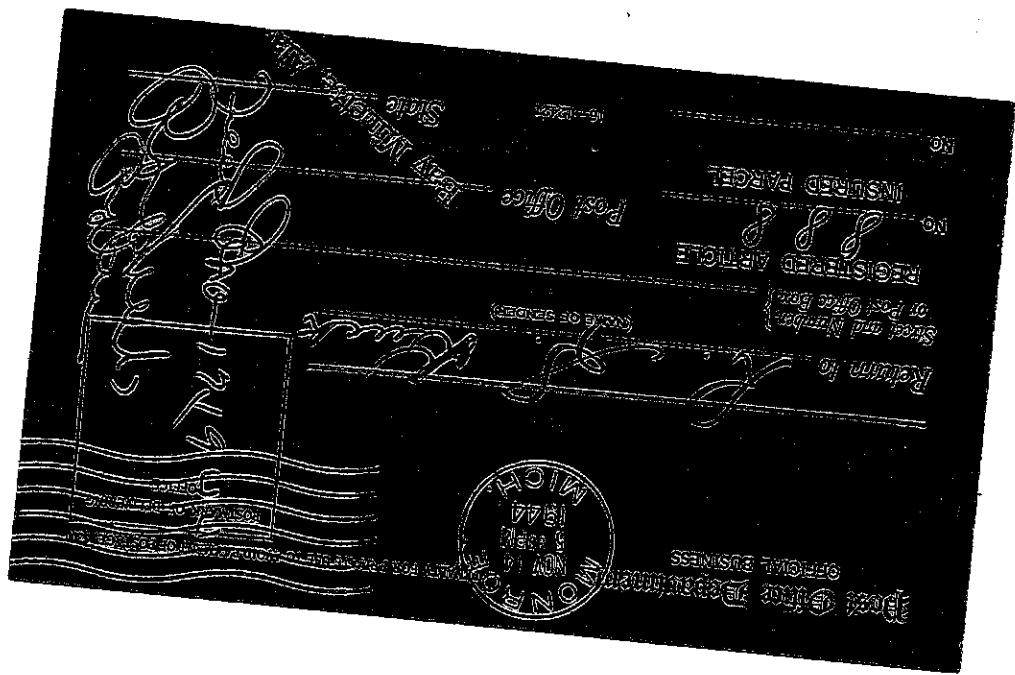
RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 _____
(Signature or name of addressee)

2 _____
(Signature of addressee's agent) - Agent should enter addressee's name on line 1 above

Date of delivery NOV 14 1914



[Handwritten signature]

Post Office

INSURED PARCEL
REGISTERED ARTICLE
No. 888
Street and Number
of Post Office from

MONTICELLO MICH
MAY 1 1871

POST OFFICE DEPARTMENT
SPECIAL BUSINESS

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Lionel Howard Davis

Complainant

VS.

Bertha V. Davis

Respondent

Lillian Patterson

I,

~~as Register and~~ Commissioner

have called and caused to come before me

Lionel Howard Davis

witness named in the Requirement for Oral Examination, on the _____ day of ~~December~~
194⁴, at the office of Beebe & Hall

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Lionel Howard Davis

doth depose and say as follows:

My name is Lionel Howard Davis. I am over twenty-one years of age and a bona fide
resident of Baldwin County, Alabama, and have been for more than twelve months
next preceding the filing of the bill of complaint in this cause.

The Respondent is over twenty-one years of age and a non resident of the state of
Alabama, her address being 911 East Second Street, Monroe, Michigan.

The Respondent and I married at Middlesboro, Kentucky on the 9th day of June, 1943.
We lived together as husband and wife until the 29th day of June, 1943, when she
voluntarily abandoned my bed and board without just cause, and has remained away
voluntarily and continuously since that time.

The Respondent is not in the military or naval service of the United States.

The conditions are such that the Respondent and I can never again live together as
man and wife. We have no children and no property.

Lionel Howard Davis

ORAL EXAMINATION.

I, Lillian Patterson, as ~~Register~~ 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 _____ and _____ signed the same in the presence of myself and H. W. Hall

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 _____ day of December, 194 4.

Lillian Patterson
(L. S.)

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

Complainant _____ vs. _____ Respondent.

Oral Deposition

Filed *[Signature]* Register, 194 4
Recorded in _____
Vol. _____ Page _____ Register.

NO. 12752 PAGE