

(3646)

DIVORCE DECREE

PRINTED BY MOORE PTC CO.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ALLIE MAE ETHERIDGE, Complainant
vs.

JOHN ETHERIDGE, 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 Allie Mae Etheridge is forever divorced from the said John Etheridge 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 Allie Mae Etheridge the Complainant pay the cost herein to be taxed, for which executed may issue.

This 22 day of February, 1956

Robert 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.

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority in and for the State of Alabama Baldwin County, personally appeared Allie Mae Etheridge, who is known to me and who being by me first duly sworn according to law on oath doth depose and say that she is the Complainant in a certain cause being filed in the Circuit Court of Baldwin County, Alabama; that the Respondent in said cause, John Etheridge, is a non-resident of the State of Alabama and whose residence, after a search having been made with due diligence, is unknown according or that the said Respondent John Etheridge conceals himself to avoid service of the complaint in this cause and all effort having been made to the best information and belief of your Complainant and your Complainant being unable to locate the said Respondent because of said concealment after expending a reasonable effort, which has been made; that said Respondent is over the age of twenty-one years.

Allie Mae Etheridge

Sworn to and subscribed before me this 21 day of December, 1955.

C. Lewis Thompson
Notary Public

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)ALLIE MAE ETHERIDGE

Complainant

VS.

JOHN ETHERIDGE

Respondent

I, Lois Wilson

as Register and Commissioner

have called and caused to come before me Allie Mae Etheridge and Estle Wiggins

witness^{es} named in the Requirement for Oral Examination, on the 20th day of February 1956, at the office of C. LeNoir Thompson in Bay Minette, Alabama, and having first sworn said Witness^{es} to speak the truth, the whole truth, and nothing but the truth, the said Allie Mae Etheridge and Estle Wiggins doth depose and say as follows:

That my name is Allie Mae Etheridge, I am over the age of 21 and a resident of Baldwin County, Alabama. The Respondent is over the age of 21 and also a resident of Alabama at the time of the separation but has either left the State or has concealed himself so that the Sheriff of Escambia County has been unable to obtain service of the divorce petition upon him. We were married at Evergreen, Alabama on January 23, 1930 and lived together as husband and wife in Alabama until our separation which occurred on or about December 17, 1951. That on or about that date while we were residents of Alabama the Respondent voluntarily abandoned your Complainant and we have not lived together since that time as husband and wife. There was born as fruits of this marriage two children both of whom are grown and married and there is no property to be divided. I respectfully ask this Honorable Court for a divorce as I know I will never live with the Respondent as his wife any more.

Allie Mae Etheridge

That my name is Estle Wiggins, I know both parties to this cause, they are both over the age of 21 and the Complainant is a resident of Baldwin County, Alabama and has resided in Alabama more than one year next preceeding. I do not know the Respondent's residence at this time. They were married at Evergreen on January 23, 1930 and lived together as husband and wife in Alabama until on or about December 17, 1951. About this time the Respondent abandoned the Complainant and they have not lived together as husband and wife, to my knowledge since that time. I do not believe they will ever live together again as husband and wife. They have two children as fruits of their marriage both of whom are grown and married and there is no property so far as I know to be divided.

Estle Wiggins

ORAL EXAMINATION.

I, Lois Wilson, as Register and Commissioner hereby certify that the foregoing deposition^s on Oral Examination was taken down by me in writing in the words of the witness es 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^{es} or had proom made before me of the identity of said witness^{es}; that I am not of counsel or 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 20th day of February, 1956

Lois Wilson (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ALLIE MAE EPPERIDGE

vs. Complainant

JOHN EPPERIDGE

Respondent.

Oral Deposition

Filed _____, 1956

FILED

, Register.

FEB Recorded on

ALLIE J. LEON, Register Record

Vol. _____ Page _____

, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons John Etheridge, 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 Allie Mae Etheridge as Complainant and against John Etheridge as Respondent.

WITNESS my hand this the 5th day of Nov, 1955.

Archie J. Smith
Register.

* * * * *

ALLIE MAE ETHERIDGE

COMPLAINANT

VS

JOHN ETHERIDGE

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, Allie Mae Etheridge, respectfully represents unto
Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a resident of Baldwin County, Alabama and has been more than one year next preceding of the filing of this bill of complaint; The Respondent is over the age of 21 and is a resident of Alabama and has been more than one year next preceding of the filing of this bill of complaint.

2.

That your Complainant and the Respondent married at Evergreen, Alabama on January 23, 1930 and lived together as husband and wife in Baldwin County, Alabama until December 17, 1951.

3.


That on December 17, 1951, while your Complainant and the 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 was born as fruits of this marriage two children which are grown and married and there is no property to be divided.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said John Etheridge party respondent to this cause of action, requiring him 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 her a decree of divorce forever barring the bonds of matrimony existing between your complainant and the respondent, and that she be granted such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Attorney for Complainant.

Brewton, Alabama, 12-19-55, 1945

TO THE SHERIFF Baldwin COUNTY,
Bay Minette ALABAMA.

Dear Sir:

I enclose herewith your doc for John Ellard
not found in this county after diligent search.

Please serve and return as early as possible.

O. P. Emerson
Sheriff, Escambia County, Alabama.

(If not found in your county please advise promptly, giving information as to present location, if possible).

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

ALLIE MAE ETHERIDGE

No. 3646

JOHN ETHERIDGE^{vs.}

The State of Alabama,

BALDWIN County.

Circuit Court, in Equity

This the 27th day of

December, 1945

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

ALLIE MAE ETHERIDGE

that the Defendant

JOHN ETHERIDGE

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 ant the Defendant John Etheridge is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

JOHN ETHERIDGE the said DEFENDANT

to answer or demur to the Bill of Complaint in this cause by the 20th day of January 1945⁵⁶, or after thirty days therefrom a decree Pro Confesso may be taken against him.

C.L. THOMPSON
SOLICITOR FOR COMPLAINANT


Register.

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

NOTICE TO NON-RESIDENT
ALLIE MAE ETHERIDGE
No. 3646

vs.

JOHN ETHERIDGE

The State of Alabama
Baldwin County

Circuit Court, in Equity

This the 27th day of December,

1955.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Allie Mae Etheridge that the Defendant John Etheridge 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 Affiantant the Defendant John Etheridge is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring John Etheridge, the said Defendant, to answer or demur to the Bill of Complaint in this cause by the 20th day of January, 1956, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK
Register.

C. L. Thompson

Attorney for Complainant.

Filed Dec. 27, 1955, 30-4tc.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Monissette, Jr., being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Allie Mae Etheridge vs.

John Etheridge

COST STATEMENT

178 WORDS @ 6 1/2 cents \$ 11 ⁵⁷

I hereby certify this it correct, due and unpaid (paid).

E. R. Monissette, Jr.
Editor Publisher.

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Dec. 29, 1955 Vol. 66 No. 50

Date of 2nd publication Jan. 5, 1956 Vol. 66 No. 51

Date of 3rd publication Jan. 12, 1956 Vol. 66 No. 52

Date of 4th publication Jan. 19, 1956 Vol. 67 No. 1

Subscribed and sworn before the undersigned this 19 day of Jan, 1956.

Aursten Martin
Notary Public, Baldwin County.

E. R. Monissette, Jr.
Editor Publisher.

ALLIE MAE ETHERIDGE

vs.

JOHN ETHERIDGE

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

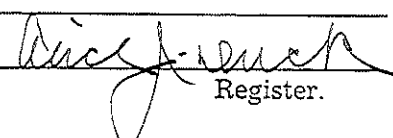
Circuit Court of Baldwin County

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

Testimony of Allie Mae Etheridge and Estle Wiggins, Motion for Decree Pro

Confesso on publication and Decree Pro Confesso on publication.

and in behalf of Defendant upon _____


Register.

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: LOIS WILSON

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 Allie Mae Etheridge and Estle Wiggins

a witnesses in behalf of Allie Mae Etheridge in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Allie Mae Etheridge

_____, Complainant

and John Etheridge

_____, 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 _____ day of _____, 195_____

Register.

Commissioner's Fee, \$_____

Witness' Fees, \$_____

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons John Etheridge, 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 Allie Mae Etheridge as Complainant and against John Etheridge as Respondent.

WITNESS my hand this the 5 day of Nov, 1955.

Arice J. Duck
Register.

* * * * *

ALLIE MAE ETHERIDGE	IN THE CIRCUIT COURT OF
COMPLAINANT	BALDWIN COUNTY, ALABAMA
VS	IN EQUITY.
JOHN ETHERIDGE	CASE NO. _____
RESPONDENT	

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

~~Your Complainant, Allie Mae Etheridge, respectfully represents unto~~
Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a resident of Baldwin County, Alabama and has been more than one year next preceding of the filing of this bill of complaint; The Respondent is over the age of 21 and is a resident of Alabama and has been more than one year next preceding of the filing of this bill of complaint.

2.

That your Complainant and the Respondent married at Evergreen, Alabama on January 23, 1930 and lived together as husband and wife in Baldwin County, Alabama until December 17, 1951.

3.

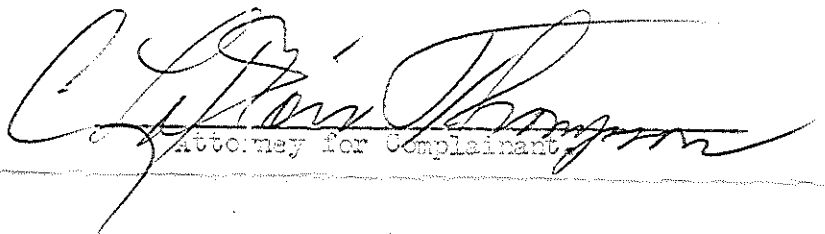
That on December 17, 1951, while your Complainant and the Respondent were living together as husband and wife in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

There was born as fruits of this marriage two children which are grown and married and there is no property to be divided.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said John Etheridge party respondent to this cause of action, requiring him 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 her a decree of divorce forever barring the bonds of matrimony existing between your complainant and the respondent, and that she be granted such other, further, different or general relief as she may be in equity and good conscience entitled to receive.


Attorney for Complainant

Received in Clerk's Office
this 5 day of Nov, 1955
TAYLOR WILKINS, Sheriff

#3646

x

RECORDED

Delia Mae Etheridge

vs.

John Etheridge

Respondant lives at
Homaton, Ala

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____

ALLIE MAE ETHERIDGE

Complainant

Vs.

JOHN ETHERIDGE

Defendant

Motion is hereby made for a Decree Pro Confesso against John Etheridge

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 18 day of February, 1956

746 Code

Solicitor.

RECORDED

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

ALLIE MAE ETHERIDGE

Complainant _____

Vs.

JOHN ETHERIDGE

Defendant _____

Motion for Decree Pro Confesso
On Publication

Filed _____, 19____

FILED

FEB 20 1956

Register.

Recorded in _____, _____ Record

Vol. _____ Page _____

Register.

Decree Pro Confesso of Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. 3646 Feb. , Term, 19 56

ALLIE MAE ETHERIDGE

Complainant

Vs.

JOHN ETHERIDGE

Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 29 day of Dec., 19 55, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in _____ County, on the _____ day of _____ 194____ and _____

And it now further appearing to the Register Alice J. Duck that the said
JOHN ETHERIDGE

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 JOHN ETHERIDGE

This 20th day of February 19 56

Alice J. Duck Register.

No. 3646

Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Allie Mae Etheridge

Vs.

John Etheridge

Decree Pro Confesso of Publication

Issued *Feb. 20* 19*56*

Alice J. Duck
Register. *JS*

Recorded in _____ Record

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Register.