

No. .... Page .....

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

v.s.

REQUEST FOR DECREE IN  
VACATION.

Filed 21<sup>st</sup> 1917

*W. R. ...*

Register.

Recorded in ..... Record

Vol. .... Page .....

Register.

CIRCUIT COURT, IN EQUITY.

THE STATE OF ALABAMA,  
Baldwin County.

No. 14 Term, 19

Simon Brewton Complainant

vs.

Almeda Entriiken Brewton Defendant

To T. W. Richerson, 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 Rickarby, Austill & Beebe 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 vacation.

*Rickarby, Austill & Beebe*  
Solicitors for Complainant.

THE STATE OF ALABAMA,  
Baldwin

County.

No. 14

CIRCUIT COURT, IN EQUITY.

Simon Brewton

Complainant

vs.

Almeda Entriken Brewton

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso against Almeda Entriken Brewton and testimony as noted by the Register; and, upon consideration thereof, the Court is of opinion that the Complainant is entitled to the relief prayed for in his 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 the said Simon Brewton is forever divorced from the said Almeda Entriken Brewton for and on account of Voluntary Abandonment

as alleged in said Bill of Complaint; It is further ordered, that the said Simon Brewton be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Simon Brewton pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said Almeda Entriken Brewton

It is further ordered, adjudged and decreed that said Simon Brewton shall not again marry except to said Almeda Entriken Brewton until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Almeda Entriken Brewton during the pendency of said appeal.

This 17th day of July 1917

*W. G. Gumble*  
Judge of the Circuit Court of Baldwin County, Ala.

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

I, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the day of 19, in the cause of Complainant vs. Defendant as appears of record in said Court.

Witness my hand and the seal of said Court, this the day of 19 Register.

No. 14

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

COUNTY, ALA.

Samson Brewton

vs.

Alvada E Brewton

DECREE OF DIVORCE.

Filed in office this 18th

day of July 1917

D. T. Richardson

Register.

E. O. M... Page 4

Simon Brewton

THE STATE OF ALABAMA,  
Baldwin County.

vs.

Almeda Entriken Brewton

IN EQUITY,  
CIRCUIT COURT OF

Baldwin COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, decree  
pro confesso and testimony of Simon Brewton and John H. Wynn

and in behalf of Defendant upon.....

No. ....

THE STATE OF ALABAMA;

.....County.

IN EQUITY,  
CIRCUIT COURT OF

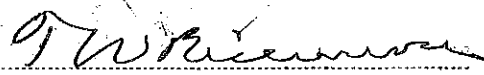
.....COUNTY.

vs.

NOTE OF TESTIMONY.

Filed in Open Court this 7/19

day of 1977.



Register.

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT OF  
Baldwin COUNTY,  
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Alemeda Entrekin Brewton,

of Baldwin County, to be and appear before the Judge of the Circuit Court  
of Baldwin County, exercising Chancery jurisdiction, within thirty days after  
the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited  
by Simon Brewton

against said Alemeda Entrekin Brewton

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defend-  
ant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your  
endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T.W. Richerson, Register of said Circuit Court, this

23rd, day of April 1919.

T. W. Richerson  
Register.

187  
Serve on Alemeda E Brewton.

CIRCUIT COURT OF

..... COUNTY,

IN EQUITY.

No. 14.

SUMMONS.

Simon Brewton.

vs.

Alemeda E Brewton.

Filed 4/27/1917

W. H. H. ...

Rickarby Austill and

Beebe.

Solicitor for Complainant.

Recorded in Vol. .... Page .....

THE STATE OF ALABAMA,

Baldwin County.

Received in office this .....

day of ..... 19 .....

Sheriff.

Executed this 26 day of

April 1917

by leaving a copy of the within Summons

with Alemeda Brewton

Brewton

Defendant.....

W. H. H. ...

Sheriff.

By h. Bernstein

Deputy Sheriff.



THE STATE OF ALABAMA,

Baldwin County.

No. 14

CIRCUIT COURT IN EQUITY.

Simon Brewton

Complainant

vs.

Almeda Eutruku Brewton

Defendant

Motion is hereby made for a Decree Pro Confesso against

Almeda Eutruku

Brewton

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant.....; and that said summons was duly served according to law, and that said Defendant.....ha. \$

failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 24th day of June 1917

Richard Austin & Beale

Solicitor S

No. 14

Page.....

THE STATE OF ALABAMA,

Baldwin County,

CIRCUIT COURT, IN EQUITY.

Simon Brewster

vs.

Alma Ertel

Brewster

MOTION FOR DECREE  
PRO CONFESSO ON  
PERSONAL SERVICE.

Filed

May 17 1917

J. W. Pearson

Register.

Recorded in.....Record

Vol.....Page.....

Register.

THE STATE OF ALABAMA,  
Baldwin }  
County.

No. 14

CIRCUIT COURT, IN EQUITY.

Simon Brewton Complainant

vs.

Almeta Entriken Brewton Defendant

In this cause it appears to the Register

that a Summons requiring the Defendant Almeta Entriken Brewton

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon Almeta Entriken Brewton

was served upon her by the Sheriff of Mobile County, Alabama, on the 26th day of April 1917, and the said Defendant having

failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of Rickerby, Austill & Beebe

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Almeta Entriken Brewton

Defendant aforesaid.

This 4th day of June 1917

*J. W. Rickerby*

Register.

No. 14 Page.....

THE STATE OF ALABAMA,

.....County.

CIRCUIT COURT, IN EQUITY.

us.

DECREE PRO CONFESSO ON  
PERSONAL SERVICE.

Issued June 4 1917

T. W. Ransom  
Register.

Recorded in.....Record,

Vol.....Page

.....Register.

THE STATE OF ALABAMA,

No. 14

Baldwin County.

CIRCUIT COURT IN EQUITY.

Simon Brewton

Complainant

vs.

Almeda Entriken Brewton.

Defendant

DEPOSITION OF Simon Brewton

By virtue of the appointment to take the Deposition, indorsed in writing on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County,

I, T.W. Richerson Register of said Court of said County,

have called and caused to come before me Simon Brewton.

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

To Interrogatory No.1. Witness answers:-

My name is Simon Brewton , I am 62 years of age I am the complainant of Simon Brewton ---vs-- Almeda Entriken Brewton in the Circuit Court of Baldwin County, Alaa- Equity side, sawing for Divorce ,

I know Almeda Entriken Brewton Defendant in this cause, she lives at Mobile, Alabama and about sixt two years of age.

2nd. Said Almeda Entriken Brewton is my wife , we were married in Baldwin County, Alabama, about thirty two year ago.

3rd. We are not living together as man and wife now, I live at Robertsdale in Baldwin County, Alabama she lives in Mobile, Mobile County, Alabama, it has been 22 years sice we lived together as husbandae and wife, at the time of our seperation we were living near Summerdale Baldwin County, Alabama , she left me while I had gone to Daphne on business , she left me of her own free will and accorde- and I did not drive her away ,her leaving was voluntary,

When she left I did no t see her but she told her others that she was not coming back, we have not lived together as man and wife since then. I gave her no cause or excuse for leaving.

Simon Brewton

I, D. W. Richardson the said Register, hereby certify that the foregoing testimony was taken down in writing by myself in the words of the witness, and were read over to him, that he assented, swore to and subscribed the same in my presence, the 16th day of July, 1917, at Bay Minneth Baldwin Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and that I am not of counsel or of kin to any of the parties to said cause, or in any manner interested in the result thereof.

And I enclose the said Deposition, together with the Interrogatories, Direct and Cross, and documents which were deposed to, in an envelope properly indorsed and sealed and placed the same on file in my office.

Given under my hand and seal, this 16th day of July, 1917  
D. W. Richardson (L. S.)  
 Register.

WITNESS' FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

Witness.....	Days attendance at \$1.50 per day, \$.....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....

REGISTER'S FEES.

Register.....	Days at \$1.50 per day, \$.....
	Words at 20c per 100, .....

No. 14 Page.....  
 THE STATE OF ALABAMA,  
Baldwin County.  
 CIRCUIT COURT, IN EQUITY.  
Shirley Brewster

vs.  
 DEPOSITION TAKEN BEFORE  
 REGISTER  
 DEPOSITION OF

for.....  
 Filed 7/16 1917  
D. W. Richardson  
 Published by order of Court,  
 19.....  
 Register.

THE STATE OF ALABAMA, } No. 14  
Baldwin County. } CIRCUIT COURT IN EQUITY.

Simon Brewton Complainant  
vs.

Almeda Entriken Brewton. Defendant

DEPOSITION OF John H. Wynn

By virtue of the appointment to take the Deposition, indorsed in writing on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County,

I, T.W. Richherson, Register of said Court of said County,

have called and caused to come before me John H. Wynn,

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

To interrogatory No.1 witness deposes and says as follows that I live near Summerdale in Baldwin County, Alabama, I know Simon and Almeda Entriken Brewton, They are married to eachother. They are not living together now. They separated about 22 years ago. They have not lived together since then. I know the circumstances of their separation. She left him voluntarily. She left him without fault on his part.

*John H. Wynn*

I, T. W. Richardson the said Register, hereby certify that the foregoing testimony was taken down in writing by myself in the words of the witness, and were read over to him that he assented, swore to and subscribed the same in my presence, the 16<sup>th</sup> day of July 1917, at \_\_\_\_\_ Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and that I am not of counsel or of kin to any of the parties to said cause, or in any manner interested in the result thereof.

And I enclose the said Deposition, together with the Interrogatories, Direct and Cross, and documents which were deposited to, in an envelope properly indorsed and sealed and placed the same on file in my office.

Given under my hand and seal, this 16<sup>th</sup> day of July 1917  
T. W. Richardson (L. S.)  
 Register.

WITNESS' FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

Witness.....	Days attendance at \$1.50 per day, \$.....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....

REGISTER'S FEES.

Register..... Days at \$1.50 per day, \$.....  
 Words at 20c per 100, .....

No. 14 Page.....  
 THE STATE OF ALABAMA,  
 \_\_\_\_\_ County.  
 CIRCUIT COURT, IN EQUITY.  
Richardson Brewster  
 vs.  
Alma Estlin Brewster  
 DEPOSITION TAKEN BEFORE  
 REGISTER  
 DEPOSITION OF  
John A. Kynan  
 for.....  
 Filed 7/16 1917  
Richardson Brewster  
 Published by order of Court,  
 \_\_\_\_\_ 19\_\_\_\_  
 Register.



Simon Brewton,  
Complainant.

No.

Circuit Court of Baldwin County, Alabama.

VS.

Equity Side.

Almeda Entriken Brewton,  
Defendant.

Interrogatories propounded by Complainant's attorneys to  
Simon Brewton, *John W. Wynne*, and  
material witnesses for complainant in above styled cause.

To Simon Brewton:

- 1st. What is your name, how old are you and where do you live? Are you the complainant in the case of Simon Brewton versus Almeda Entriken Brewton, now pending on the Equity Side of the Circuit Court of Baldwin County, Alabama. Do you now Almeda Entriken Brewton? Where does she live? How old is she.
- 2nd. Are you the husband of Almeda Entriken Brewton, defendant in said cause? When and where were you married.
- 3rd. Are you and said defendant living together as husband and wife now? Where does defendant live? How long has it been since you lived together as husband and wife? Where were you living at the time of your separation? Upon the separation did you leave or did your wife leave? If you answer that your wife left you, state whether she left you of her own free will and accord or whether she was made to leave by you. State whether she voluntarily left you or not. When she left, what did she say to you with reference to coming back to live with you. How long has it been since she left? Have you lived together as husband and wife, since that time?

To *John W. Wynne*

- 1st. What is your name, where do you live? ~~XXXXXXXXXXXXXXXXXXXX~~  
Do you know Simon Brewton and Almeda Entriken Brewton? Are they married ~~together~~ to each other? Are they living together as husband and wife? How long have they been separated? How long has it been since they lived together as husband and wife? Do you know the circumstances of their separation? If you answer that you do, state whether or not she left him voluntarily or whether he forced her to go. Did she leave him without fault on his part?

*Richard Westcott & Beebe*  
Attorneys for Complainant.

State of Alabama,) ~~XXXXXXXXXXXXXXXXXXXX~~, Before me, ~~XXXXXXXXXXXX~~,  
Baldwin County. ) a notary public in and for said State and County  
this day personally appeared W.C. Beebe, attorney for Complainant  
in the cause of Simon Brewton vs. Almeda Entriken Brewton, Circuit  
Court, Baldwin County, who being by me duly shown deposes and says  
that true and responsive answers to the foregoing questions pro-  
pounded to Simon Brewton and ~~and xxx~~  
will be material to the cause of complainant in said cause.

Sworn to and subscribed before me this the 6 day of July, 1917.

N.P. Baldwin County, Alabama.

*Plaintiff suggest, W. Richardson, Register of a suitable person to take  
depositions to above interrogatories. Richard Westcott & Beebe, attys*

Filed 7/10 1917  
T. W. Hickman  
Register

Foot Note:

Defendant is required to answer the allegations of this bill, paragraphs FIRST to THIRD, inclusive, but not under oath, her oath is hereby expressly waived.

*Rickard Austin Beck*  
Attorneys for Complainant.

No. 14.

Simon Brewton, Complainant

VS.

Almeda E. Brewton, Defendant

Original Bill

*Filed Apr 23/17*  
*J. W. McCune*  
*Register*

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

TO THE HONORABLE A. E. GAMBLE, JUDGE OF SAID COURT:

Your orator, Simon Brewton, humbly complaining against Alemeda Entrekin Brewton, respectfully shows unto Your Honor as follows:

FIRST.

That orator and said Alemeda Entrekin Brewton are both over the age of twenty-one years; that orator is a resident of Baldwin County, Alabama, that defendant is a resident of Mobile, in Mobile County, Alabama.

SECOND.

That orator and defendant are man and wife, having entered-married in Baldwin County over thirty years before the filing of this bill.

THIRD.

That defendant voluntarily abandoned orator in Baldwin County over two years ago, <sup>next preceding the filing of this bill.</sup> without fault on the party of your orator; and that since that time orator and defendant have not lived together as husband and wife.

Premises considered, orator prays this Honorable Court will take jurisdiction of this cause; that notice of the filing of this bill of complaint be given the said Alemeda Entrekin Brewton according to law, commanding her to appear, plead answer or demur to this bill within the time and under the penalties prescribed by law and the practice of this Honorable Court; and that upon the final hearing of this cause orator be granted divorce forever dissolving the bonds of matrimony existing between orator and defendant; orator further prays he be allowed to again contract marriage. Orator prays for such other further or different relief as in the premises he may be entitled.

*Richard Austin Burke*  
Solicitors for Complainant.