DIVORCE DECREE

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## The State of Alabama, Baldwin County

#### Circuit Court, In Equity

Frances Hadley Opheim

s. \_\_\_\_

-----, Complainant

-----, Respondent

\_\_\_\_\_for and on account of

Marvin J. Opheim

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on <u>Publication</u> 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 Brances Hadley Opheim

\_\_\_\_\_is forever divorced from the

said Marvin J. Opheim

Abandonment

It is further ordered, adjudged and decreed that the

Complainant be and is hereby permitted to resume the use of

her maiden name, Frances Hadley

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 \_

Complainant pay the cost herein to be taxed, for which execution may issue.

of\_

I. -

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the

Judge Circuit Court, In Equity

, 1951.

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 end enrolled in my office.

Witness my hand and seal this the \_\_\_\_\_

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Register of Circuit Court, In Equity.

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531. NOTE OF TESTIMONY	1M-7-46	Printed By The Baldwin Tim
Frances Opheim	· · · · · · · · · · · · · · · · · · ·	
Complainant	T	HE STATE OF ALABAMA
		Baldwin County
vs. Marvin J. Opheim		
Respondent		IN EQUITY
n daga na sa	Cir	cuit Court of Baldwin County
This cause is submitted in behalf	f of Complaint upon	the original Bill of Complaint
		mony of the Complainant
and a mitness for her,	Motion for Dec	orse Pro Confesso and a
Decree Pro Confesso		

and in behalf of Defendant upon\_

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No		
THE STATE OF ALABAMA Baldwin County		
IN EQUITY Circuit Court of Baldwin County		
Frances Hadley Opheim		
Vs. Marvin J. Opheim		
NOTE OF TESTIMONY		
Filed in Open Court this		
day of Oct., 195-1. <u>Actic J. herch</u> Register. Printed By The Baldwin Times		

State Of Alabama County Of Baldwin

To any Sheriff of the State of Alabama:

You are hereby commanded to summon Marvin J. Opheim to appear and plead, answer or demur within thirty days from the servive hereof, to the bill of complaint filed in the Circuit Sourt of Baldwin County, Alabama, in Equity, by Frances Opheim as Complainant and against Marvin J. Opheim as Respondent.

Register

WITNESS my hand this the \_\_\_\_ day of \_\_\_\_\_1951.

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FRANCES HADLEY	OPHEIM	*
· ·	COMPLATIANT	* *
		X
VS		*
MARVIN J. OPHEII	<u>) F</u>	が 学 が
RESP	OLDENT	7 7 7
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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN BQUITY.

Net preceding the filing of

the

S.

TO HONORABLE TELPATE J. MASHBURN JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN, ALABAMA:

Your complainant, Frances Handly Opheim, respectfully represents unto your Konor and this Honorable Court as follows:

1. That your complainant is a bona fide resident of Baldwin County, Alabama, and over the age of twenty one; that the Respondent is over twenty-one years of age and a non-resident of the State of Alabama.

2.

3.

That your complainant and the respondent married at Denver, Colorado, on November 27, 1948, and lived together as husband and wife until on to-wit August 12, 1950.

That on to-wit August 12, 1950, while your Complainant and the Respondent were living together the Respondent voluntarily abandoned the bed and board of your Complainant, and has remained away voluntarily and continuosly since that time.

4. That there were no children born as fruits of this marriage and the Complainant does not ask for alimony.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said MARVIN J. OPHEIM party Respondent to this bill of Complaint 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. Your Complainant further prays that upon final hearing hereof your Honor will grant to her an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent; That your Honor will permit her the use of her maiden name, Frances Hadley, and your Complainant prays for such other further, different or general relief as she may be in equity and good conscience entitled to receive.

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# FILED AUG 14 1951 ALICE J. DUCK, Register

From the law office of Reuben F. McKinley Bay Minette, Alabama

SUMMONS AND COMPLAINT

RECORDED

RESPONDENT

VS

CORPLATINANT

FRANCES HADLEY OPHEIN

m 2699

1860 A.M. 4764

Contraction of the

Printed by the Baldwin Times, Bay Minette, Alabama.

Circuit Court of Baldwin County, Alabama (In Equity)
Complainant
Respondent
an tan ang di
Hadley Opheir and Mrs Carlean
nination, on the <u>RS</u> day of <u>October</u> y ing first sworn said Witness <u>es</u> to speak the e said <u>Frances</u> Hadley Opheim and

That my name is Frances Opheim . I am over the age of 2I and a resident of Baldwin County, Alabama and have been more than 2 years next preceding. The respondent is over the age of 2I and is a non resident of the State of Alabama and his last known residence was the State of Kansas. We were married on the 27th day of November, 1948 at Denver, Colorado. We lived together as husband and wife until the date of our seperation, which was on, or about August 12, 1950, when he abandoned me without cause on my part and we have not lived together as husband and wife since that time. I do not know of any reason I gave him for abandoning Me. There are no children as fruits of this marriage and no property to be divided. I would like to be permitted to resume the use of my maiden name.

Francis Ophim .

That my name is Mrs. Carlean Heathcock. I know the complainant in this cause and that she has been a bona fide resident of Baldwin County, Alabama, for more than two years next preceding. The Complainant was married to the Respondent on the 27th day of November 1948 and the Respondent left her on or about August 12, 1950. I know of no cause she gave him the think of the seperation. They have not lived together as husband andwife since that date, so far as I know. ######### Both the complainant and respondent are over the age of 21. There are no children as fruits of this marriage

Carlean De

ORAL EXAMINATION. \_\_\_\_, as Register and Commissioner hereby certify that Retha Smith I. \_ the foregoing deposition on Oral Examination was taken down by me in writing in the words \_and read over to <u>them</u> and they signed the same in the presence of of the witness McKinler myself <u>/Ret</u> 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\_@S; 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 13th day of October 194<u>/5</u>] Reda Smit (L.S.) sere is Frances Orheim . I am over the she of SI to of Saldwin County, Llaborn and have been more next proceding. The respondent is over the age a row resident of the State of Llaborns and his bidence was the State of Lansas. No vers marvie isy of Foverber, 1948 at Derver, Johonsdo, tey of Foverber, 1948 at Derver, Johonsdo, together as huspand and wife until the the of a tide here was bustened and wife until the the of a bide here was and the state of a bide here and the state of a bide here and the state of a ක්රේල්ට **රෛත**ාක්සි මේ මො to trobicot  $-/\bar{\alpha}_1$ 80.00V 20 ÷. 55 20.5 Serere constanted Serere Colorados Serere Colorados C Ĉ dev of Movembers -57 CS 0.0 507 £.I ୍ଞିଙ୍ 2012 an († 17 - Denes 17 - Ar <u>م</u> <u>ener</u> have not lived together not innov of ent reason 011 ing in the second se Second s 20 9 1  $\sim$ and the group of the second se eonie San anto agra Na 072 See భందు ఉన్ and the second second o se divine a monte so is maximizzer and no jeroperity to  $\pi \pi S$ lo divided. Noificent se Ribing postatude se 100 Filed Vol. rances Ξ v√1.11 THE CIRCUIT BALDWIN COUNTY 0 STATE C...; 18dî in h 00 e it Record a condect a condect bared ex COURT, 0 <u>с</u> 50.25 0 ašāia: ÷\$} yes, and Net and 52 ter i olici Q. Φ 202 VS. <u>)</u> مورسية. المدينة في PACE positio ÷. 20 ರೆಯ zs 8 ° C ALABAMA 20 950 ្រាំង 0 IJ <u>ाल</u>्य वि ¢ . . Complai ÷ Respondent EQUITY. ్లి జని 5 c Če 0 ୍ 3 6-10 10 37 ಂೇ -Register Register ST 02 inan B 5 ిం ..... 02 <u>taí o</u> Record

COMMISSION TO TAKE DEPOSITIONS

### THE STATE OF ALABAMA, Baldwin County.

TO: <u>Rethe</u> Smith

#### CIRCUIT COURT

<u>is</u>, Complainant\_\_\_

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 <u>Frances Hadley Opheim and Mrs. Carlean</u> Heathcook

as witnesses in behalf of <u>Frances Hadley Opheim</u> in a cause pending in our Circuit Court in Baldwin County, of said State, wherein <u>Frances Hadley Opheim</u>

on oath, to be by you administered, upon <u>Frances Hadley Ophaim and Mrs. Carlean</u> Heathcock to take and certify the deposition is of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 13 UR day of Oct Reich-heuch Register.

Commissioner's Fee, \$\_\_\_\_\_ Witness' Fees, \$\_\_\_\_

and <u>Marrin J. Onbeim</u>

	Defendant- COMMISSION TO TAKE DEPOSITION COMMISSIONER Retha Smith WITNESSES: Frances Hadley Opheim Mrs. Carlean Heathcock	Complainant- VS. Marvin J. Opheim		No THE STATE OF ALABAMA Bαldwin County CIRCUIT COURT	
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THE STATE OF ALABAMA, CIRCUIT CO   Baldwin County No.	URT, IN EQUITY , Term, 19
Frances Hadley Opheim	Complainant
Vs.	
Marvin J. Opheim	Defendant
Motion is hereby made for a Decree Pro Confesso against Mary j	Defendant
in the annexed stated cause, on the ground that more than thirty day tion of publication was made under the order of this Court; and it ha	
the Court that said Defendant is a non-resident of the State of Ala plead or demur to the Bill in this cause, to the date hereof.	
This 32 day of Oct	_, <u>19_5~)</u>
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8601. Motion For Decree Pro Confesso on Publication.

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THE STATE OF ALABAMA BALDWIN COUNTY	
CIRCUIT COURT, IN EQUITY	
Frances Hadley Opheim	
Complainant Vs.	
Marvin J. Opheim	
Defendant	
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The Baldwin Times, Bay Minette, Ala.	

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601. Motion For Decree Pro	o Confesso on Publication.	B.T10-46-200
THE STATE OF ALA Baldwin Coun	ABAMA, CIRCUIT CO	URT, IN EQUITY
Frances Hadley Onh		Complainant
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Motion is hereby made for a	Decree Pro Confesso against Karyi	n J. Opheim ———— Defendant—
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in the annexed stated cause, o tion of publication was made the Court that said Defendar	on the ground that more than thirty day under the order of this Court; and it hav at is a non-resident of the State of Alak n this cause, to the date hereof.	Defendant rs have elapsed since the perf ving been shown by due proor pama, and has failed to answ , 19 <u>5</u> .

JIMMY FAULKNER EDITOR AND PUBLISHER

BALOWIN ALABAMA'S BEST COUNTY'S-BEST NEWSPAPER BAY MINETTE, ALABAMA

#### LEGAL NOTICE

# NOTICE TO NON-RESIDENT The State of Alabama Baldwin County Circuit Court in Equity FRANCES OPHEIM, Compilation

FRANCES OPHEIM, Completingent vs. MARVIN J. OPHEIM, Respondent This the 14th day August 1951. In this cause it being made to appear to ine Clerk of this Court by the affida-vit of Frances Opheim that the Defendant, Marvin J. Opheim, is a non-resident of the State of Alabama and further, that, in the belief of said Affiant, the De-fendant 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 Coun-ty, Alabama, once a week for four con-secutive weeks, requiring Marvin J. Opheim, the said Respondent, to answer of demur to the Bill of Completint in this cause by the 14th day of Septem-ber, 1951, or after fulty days therefrom a decree Pro Confesso may be taken against the Respondent. REUBEN F. McKINLEY Solicitor For Complainant 29-3tp.

29-3tp.

#### AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA. BALDWIN COUNTY.

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

+ hanc

COST STATEMENT 00 \_WORDS @ \_\_\_\_\_cents ----- \$ I hereby certify this is correct, due and unpaid (paid). By. D. M. -Publisher.

Was published in said newspaper for <u>4</u> consecutive weeks in the following issues: 16 \_\_\_\_\_\_ 195 Vol. 62 No. 30 وسيساهد Date of 1st publication\_ 195/ Vol. 62 No. 3/ Date of 2nd publication. 195/ Vol 62 No. 33 Date of 3rd publication 195/ Vol62 No.34 Date of 4th publication\_

6112 I BAN Notary Public, Baldwin County.

aca) Publisher.

Steances Hadley Ophim Complainant Marin & Opheim Respondent froof of Publication Grow the Law office of Aculen I. Mcfiniley Day Minette Clatome

#### AFFIDAVIT OF NON RESIDENCE

State of Alabama County of Baldwin

This is certify that I, Frances Ophein, as the complain ant in this cause and that Marvin Opheim was my busband until he abondaned me on or about August 12, 1950. The respondent is non resident of the state of Alabama and his present address is unknown to me. I do not know where he is or even in what state in which he is domiciled.

Francis Ophim

Subscribed and sworn before me on this 14

day of



State Of Alabama County Of Baldwin

To any Sheriff of the State of Alabamas

- And State

You are hereby commanded to summon Marvin J. Opheim to appear and plead, answer or domr within thirty days from the servive hereof, to the bill of complaint filed in the Circuit Sourt of Baldwin County, Alabama, in Equity, by Frances Opheim as Complainant and against Marvin J. Opheim as Respondent.

> I95I. VITNESS my hand this the \_\_\_\_\_ day of \_

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FRANCES HADLEY OPHETM

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN EQUITY.

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MARVIN J. OPHEIM

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RESPONDENT **بلە ئەنىپ.** 2019 ئۈچىنى 1990 ئۇرىغانىيە ئەنىپىرى

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TO HONORABLE TELFAIR J. MASHBURN JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN, ALABAMAS

Your complainant, Frances Handly Opheim, respectfully re-presents unto your Honor and this Honorable Court as follows:

That your complainant is a bona fide resident of Baldwin County, Alabama, and over the age of twenty one; that the Re-spondent is over twenty-one years of age and a non-resident of the State of Alabama.

2.

5.

4.,

That your complainant and the respondent married at Denver, Colorado, on November 27, 1948, and lived together as husband and wife until on to-wit August 12, 1950.

That on to-wit August 12, 1950, while your Complainant and the Respondent were living together the Respondent voluntarily abandoned the bed and board of your Complainant, and has remained away voluntarily and continuosly since that time.

That there were no children born as fruits of this marrfage and the Complainant does not ask for alimony.

that your Honor will by proper procedure make the said MARVIN J. OPHEIM party Respondent to this bill of Complaint requiring him to plead, answer or demur to the same within the time and hunder the penalties prescribed by law and the practice of this Honorable Court. WHEREFORE, the premises considered, your Complainant prays

Your Complainant further prays that upon final hearing hereof your Honor will grant to her an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent; That your Honor will permit her the use of her maiden name, Frances Hadley, and your Complainant prays for such other further, different or general relief as she may be in equity and good conscience entitled to receive.

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Solictor for Complainant

