

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Frances Hadley Opheim

vs.

, Complainant

Marvin J. Opheim

, 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 Frances Hadley Opheim is forever divorced from the said Marvin J. Opheim for and on account of 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 the Complainant pay the cost herein to be taxed, for which execution may issue.

This 15th day of October, 1951.

J. J. Madhury
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. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Frances Hadley Opheim

Complainant

vs.

Marvin J. Opheim

Respondent

DIVORCE DECREE

Filed 10-15-57
Archie J. French
Register

Frances OpheimComplainant

vs.

Marvin J. OpheimRespondent

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, _____
and Affidavit of non-residence . testimony of the Complainant _____
and a witness for her, Motion for Decree Pro Confesso and a _____
Decree Pro Confesso _____

and in behalf of Defendant upon _____

Leuben A. McKinley
Solicitor for the Complainant

Archie J. Warrick
Register.

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 12th day

of Oct, 1951

Reis J. Henson
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 service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Frances Opheim as Complainant and against Marvin J. Opheim as Respondent.

WITNESS my hand this the _____ day of _____ 1951.

Register

FRANCES HANDLEY OPHEIM	*	
	*	
COMPLAINANT	*	IN THE CIRCUIT COURT OF
	*	BAWDWIN COUNTY, ALABAMA
VS	*	IN EQUITY.
MARVIN J. OPHEIM	*	
	*	
RESPONDENT	*	
	*	
	*	
	*	

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

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

1. *and has been for more than twelve months*
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.
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.

3.
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 continuously 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.

Not Proceeding the filing of this bill

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, Francis 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.

Solicitor for Complainant

W 2699

FRANCES HADLEY OPHEIM

COMPLAINANT

VS

MARVIN J. OPHEIM

RESPONDENT

RECORDED

SUMMONS AND COMPLAINT

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

FILED

AUG 14 1951

ALICE J. DUCK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Francis Opheim

Complainant

VS.

Marvin J. Opheim

Respondent

I, Retha Smith

as Register and Commissioner

have called and caused to come before me Frances Hadley Opheim and Mrs Carlean Heathcock

witness ^{to wit} es named in the Requirement for Oral Examination, on the 15 day of October 19451, at the office of Reuben F. McKinley 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 Frances Hadley Opheim and Mrs. Carlean Heathcock doth depose and say as follows:

That my name is Frances Opheim. I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than 2 years next preceding. The respondent is over the age of 21 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 Opheim

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 ~~for~~ ~~the~~ for the seperation. They have not lived together as husband and wife since that date, so far as I know. ~~Both the~~ Both the complainant and respondent are over the age of 21. There are no children as fruits of this marriage

Carlean He

I, Retha Smith, 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 Reuben T. McKinlev 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 es; 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

Given under my hand and seal, this 13th day of October, 1945

Is to egg out now no I, miedo seemed at end of that
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 father a small on one small, the mother not will have
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NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Frances McElroy O'Brien
vs.
Complainant
Marvin J. O'Brien
Respondent.

Oral Deposition

Filed 10-13, 1967
Alfred A. Mack, Register.
Recorded in _____
Record _____

Vol. _____ Page _____
Register _____

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Retha Smith

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 Frances Hadley Onheim and Mrs. Carlean Heathcock

as witnesses in behalf of Frances Hadley Onheim in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Frances Hadley Onheim

is, Complainant
and Mervin J. Onheim

is Respondent
on oath, to be by you administered, upon Frances Hadley Onheim and Mrs. Carlean Heathcock to take and certify the depositionES of the witnessES and return the same to our Court, with all convenient speed, under your hand.

Witness 13th day of Oct, 1951

Reid J. Wurst
Register.

Commissioner's Fee, \$_____

Witness' Fees, \$_____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Frances Hadley Opheim

Complainant
vs.

Marvin J. Opheim

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

Retha Smith

WITNESSES:

Frances Hadley Opheim

Mrs. Carlean Heathcock

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Frances Hadley Opheim

Complainant

Vs.

Marvin J. Opheim

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 16th day of August, 1951, 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 Marvin J. Opheim

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 Marvin J. Opheim

This

13th

day of

Oct1951Alice J. Duck

Register.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Frances Hadley Opheim

Vs.

Marvin J. Opheim

Decree Pro Confesso of Publication

Issued _____ 19 _____

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Frances Hadley Opheim

Complainant

Vs.

Marvin J. Opheim

Defendant

Motion is hereby made for a Decree Pro Confesso against Marvin J. Opheim

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 13th day of Oct, 1951.

746 Code

David J. Reuter Solicitor.

No. _____ Page _____

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Frances Hadley Opheim

Complainant _____

Vs.

Marvin J. Opheim

Defendant _____

**Motion for Decree Pro Confesso
On Publication**

Filed _____, 19____

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

The Baldwin Times, Bay Minette, Ala.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Frances Hadley Opheim

Complainant

Vs.

Marvin J. Opheim

Defendant

Motion is hereby made for a Decree Pro Confesso against Marvin J. Opheim

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 13th day of Oct, 1951.

746 Code

David J. Rucker Solicitor.

The **BALDWIN**
Times
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, Complainant
vs.
MARVIN J. OPHEIM, Respondent
This the 14th day August 1951.
In this cause it being made to appear
to the 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
or demur to the Bill of Complaint in
this cause by the 14th day of Septem-
ber, 1951, or after thirty days therefrom
a decree Pro Confesso may be taken
against the Respondent.
ALICE J. DUCK
Register.
REUBEN F. MCKINLEY
Solicitor For Complainant
29-3tp.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

Jimmy Faulkner, being duly sworn, deposes and says
that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper pub-
lished at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Frances Opheim
vs.
Marvin J. Opheim

COST STATEMENT

WORDS @ _____ cents --- \$ 7 ⁰⁰
I hereby certify this is correct, due and unpaid (paid).

Jimmy Faulkner
By. D. M. Publisher.

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

Date of 1st publication Aug. 16, 1951 Vol. 62 No. 30

Date of 2nd publication Aug. 23, 1951 Vol. 62 No. 31

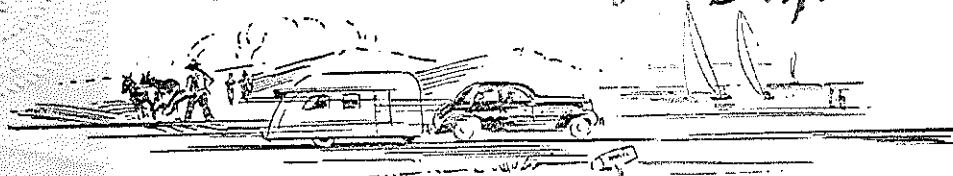
Date of 3rd publication Sept. 6, 1951 Vol. 62 No. 33

Date of 4th publication Sept. 13, 1951 Vol. 62 No. 34

Subscribed and sworn before the undersigned this 13 day of Oct, 1951.

Dorothy Martin
Notary Public, Baldwin County.

Jimmy Faulkner
D. M. Publisher.

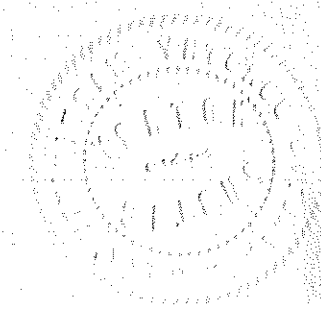


~~WILLIAM~~
~~2000~~

RECEIVED THE
-3YTHUOC T229 CANADA
AMAZIA, STEPHAN YAE

WEDNESDAY OF SEPTEMBER

Frances Hadley Oheim
Complainant
vs
Marvin J. Oheim
Respondent



Proof of Publication

From the Law Offices of
Ruben F. McQuilley
Day Minette, Alameda

AFFIDAVIT OF NON RESIDENCE

State of Alabama
County of Baldwin

This is certify that I, Frances Opheim, am the complainant in this cause and that Marvin Opheim was my husband until he abandoned 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.

Frances Opheim

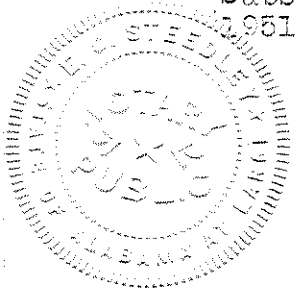
Subscribed and sworn before me on this

14

day of

August

1951

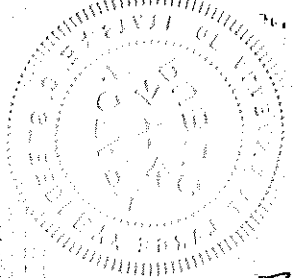


[Signature]
Notary Public

ALICE J. BUCK, Registrar

APR 14 1981

FILED



NO 26 99

Publication
sent to paper

State Of Alabama
County Of Baldwin

To any Sheriff of the State of Alabama:

You are hereby commanded to summon Marvin J. Ophelm 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 Frances Ophelm as Complainant and against Marvin J. Ophelm as Respondent.

WITNESS my hand this the _____ day of _____ 1951.

Register

FRANCES HADLEY OPHREIM

COMPLAINANT

THE

MARVIN J. OPHEIM

RESPONDENT

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

TO HONORABLE TELFAIR J. WASHBURN JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN, ALABAMA:

Your complainant, Frances Handly Opheim, respectfully re-
presents unto your Honor 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.

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 continuously 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, Francis 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.

Solicitor for Complainant

MD 2699

FRANCES HADLEY OPHEIM
COMPLAINANT

VS

MARVIN J. OPHEIM
RESPONDENT

SUBPOENA AND COMPLAINT

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

FILED

AUG 14 1951

ALICE J. DUCK, Register

2699