

BUCK F. SHANKS

vs.

GRACE SHANKS

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, \_\_\_\_\_

~~Decree Pro Confesso after notice by Registered Mail, against Respondent and~~  
~~Testimony of Complainant.~~

and in behalf of Defendant upon \_\_\_\_\_

H.M. HALL

*Archie J. Duck*

Register.

No. ....

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

BUCK F. SHANKS

vs.

GRACE SHANKS

NOTE OF TESTIMONY

Filed in Open Court this .....

day of ....., 194.....

Register,

FILED

Printed in The Baldwin Times

JUN 10 1949

ALICE J. DUCK, Register

BUCK F. SHANKS

vs.

GRACE SHANKS

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 18  
day of April 1929, a copy of the Bill of Complaint filed in this cause was  
sent to Grace Shanks

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  
18 day of April 1929, 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

Grace Shanks

Defendant

This the 8th day of June 1929

Alice J. Wick Register.

No. 2257

CIRCUIT COURT OF BALDWIN  
COUNTY, ALA.

In Equity.

BUCK F. SHANKS

vs.

GRACE SHANKS

Decree Pro Confesso After  
Notice By Registered Mail.

Filed in office this \_\_\_\_\_ day of

\_\_\_\_\_, 192

\_\_\_\_\_, Register

Entered in O. B. \_\_\_\_\_ Page \_\_\_\_\_

STATE OF ALABAMA §  
BALDWIN COUNTY §

TO ANY SHERIFF OF THE STATE OF ALABAMA;

You are hereby commanded to summon GRACE SHANKS, 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 BUCK F. SHANKS, as Complainant and against GRACE SHANKS, as Respondent.

WITNESS my hand this 23<sup>rd</sup> day of March, 1949.

Alvin J. Duck  
Register

-----

|                |   |                         |
|----------------|---|-------------------------|
| BUCK F. SHANKS | § | IN THE CIRCUIT COURT OF |
| COMPLAINANT    | § | BALDWIN COUNTY, ALABAMA |
| VS.            | § | IN EQUITY               |
| GRACE SHANKS   | § |                         |
| RESPONDENT.    | § |                         |

TO HON. TELFAIR J. MASHBURN JR., JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA;

Your Complainant Buck F. Shanks, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of the State of Alabama, and over twenty-one years of age; that he has been such a resident for more than three years next preceding the filing of this bill of complaint; that the Respondent is over twenty-one years of age and a non resident of the State of Alabama, her address being 2132 Young Street, Honolulu, T. H.

2.

That your Complainant and the Respondent married in April, 1946, and lived together as husband and wife in the State of Alabama, until in October 1946.

3.

That in October 1946, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away/continuously since that time; that the were living within the State of Alabama, at the time the Respondent voluntarily abandoned the Complainant.

WHEREFORE the premises considered your Complainant prays that your Honor will by proper process make the said Grace Shanks party respondent to this bill of complaint, requiring her 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 upon a final hearing hereof your Honor will make and enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that he be granted such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

  
Solicitor for Complainant.

no 2257

BUCK F. SHANKS

COMPLAINANT

VS.

GRACE SHANKS

RESPONDENT

SUMMONS AND COMPLAINT

*Reg. 2257*

FILED

MAR 23 1949

ALICE L. DUCK, Registrar

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: LOUISE MORRIS

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 BUCK F. SHANKS

as witnesses in behalf of BUCK F. SHANKS in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

BUCK F. SHANKS

, Complainant

and GRACE SHANKS

Respondent

on oath, to be by you administered, upon BUCK F. SHANKS to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 6<sup>th</sup> day of June, 1949

*Alvin J. Smith*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$



No. \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

BUCK F. SHANKS

Complainant

VS.

GRACE SHANKS

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

WITNESSES:

**FILED**

JUN 10 1949

ALICE J. DUCK, Register

No. 2257.....

Page.....

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT, IN EQUITY**

..... Buck F. Shanks .....

**Vs.**

..... Grace Shanks .....

**MOTION FOR DECREE PRO CONFESSO**  
**AFTER NOTICE BY REGISTERED MAIL**

Filed 6-8-49, 19.....

*W. J. Shanks*  
Register

Recorded in ..... Record,

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

Register.

The State of Alabama,  
Baldwin County.

No. 2257 ..... CIRCUIT COURT, IN EQUITY.

BUCK F. SHANKS

Complainant.....

Vs.

GRACE SHANKS

Defendant.....

Motion is hereby made for a Decree Pro Confesso against .....

GRACE SHANKS

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 by Registered Mail, 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 8th day of June, 19 49

*H. D. Hall*

Solicitor.

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

BUCK F. SHANKS

Complainant

VS.

GRACE SHANKS

Respondent

I, LOUISE MORRIS

as Register and Commissioner

have called and caused to come before me Buck F. Shanks

witness named in the Requirement for Oral Examination, on the 6 day of June  
1949, at the office of H. M. Hall  
in , Alabama, and having first sworn said Witness to speak the  
truth, the whole truth, and nothing but the truth, the said Buck F. Shanks  
doth depose and say as follows:

My name is Buck F. Shanks. I am a bona fide resident of the state of Alabama, and have been for more than three years next preceding the filing of the bill of complaint in this cause. I am over twenty-one years of age.

The Respondent Grace Shanks is a resident of the state of Alabama, but is at present residing in Honolulu. She is over twenty-one years of age.

The Respondent and I married at Atmore, Alabama, in April 1946. We lived together as husband and wife until in October 1946, when the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. I at no time gave the Respondent any reason for leaving me.

I know that the Respondent and I can never again live together as husband and wife.

Buck F. Shanks

ORAL EXAMINATION.

I, Louise Morris, as Register and 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 him and he signed the same in the presence of myself H. M. 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 6 day of June, 1949.

Louise Morris (L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_  
THE STATE OF ALABAMA  
BALDWIN COUNTY  
IN CIRCUIT COURT, IN EQUITY.  
BUCK F. SHANKS  
vs. Complainant  
GRACE SHANKS  
Respondent.  
Oral Deposition  
Filed 6-10, 1949  
Alice J. Duck, Register.  
Recorded in \_\_\_\_\_  
Record \_\_\_\_\_  
Vol. \_\_\_\_\_ Page \_\_\_\_\_  
\_\_\_\_\_, Register.

FILED  
JUN 10 1949  
ALICE J. DUCK, Register

## The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

BUCK F. SHANKS, Complainant

vs.

GRACE SHANKS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on 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 Buck F. Shanks is forever divorced from the said Grace Shanks for and on account of

Voluntary 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 Complainant

the Buck F. Shanks pay the cost herein to be taxed, for which execution may issue.

This 16<sup>th</sup> day of June, 1949

Telfair J. Madbury, Jr.  
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.

2257

No. \_\_\_\_\_ Page \_\_\_\_\_

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

BUCK F. SHANKS

Complainant

vs.

GRACE SHANKS

Respondent

DIVORCE DECREE

FILED

JUN 17 1949

ALICE J. DUCK, Register