

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Foster Rice

Complainant

VS.

Carrie Rice

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Foster Rice

witness named in the Requirement for Oral Examination, on the 17 day of April
1945, at the office of Hubert M. Hall

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said
Foster Rice doth depose and say as follows:

My name is Foster Rice. I am the complainant in the above styled cause. I am over twenty-one years of age, a bona fide resident of Baldwin County, Alabama, and have been all of my life. The Respondent, Carrie Rice, is over twenty-one years of age and a resident of Baldwin County, Alabama.

The Respondent and I married at Latham, in Baldwin County, Alabama, on to-wit, the 29th day of March, 1928. We lived together as husband and wife in Baldwin County, Alabama, until in 1945.

The Respondent in 1945 voluntarily abandoned my bread and board and has remain away voluntarily and continuously since that time. As a matter of fact I haven't even seen the Respondent since she left me.

We have only one child who is grown, married and living at Prichard in Mobile County, Alabama.

Foster Rice

ORAL EXAMINATION.

I, Evelyn Watts, 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 and Hubert 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 17 day of April, 1951.

Evelyn Watts (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Poster Rice

vs. Complainant

Garrie Rice

Respondent.

Oral Deposition

Filed 17 1951

FILED

MAY 14 1951
Recorded in

ALICE J. DIXON, Register Record

Vol. _____ Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Evelyn Watts

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 Foster Rice

as witnesses in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Foster Rice

Complainant
and Carrie Rice

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

Witness 17th day of April, 1947

W. J. Welch
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Foster Rice

Complainant:

VS.

Camilo Rios

Defendant.

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

STATE OF ALABAMA §
BALDWIN COUNTY §

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon CARRIE BELL RICE, 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 FOSTER RICE, as Complainant and against CARRIE BELL RICE, as Respondent.

WITNESS my hand this 25th day of March, 1949.

Price J. Ruck
Register

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FOSTER RICE	§	IN THE CIRCUIT COURT OF
COMPLAINANT	§	BALDWIN COUNTY, ALABAMA
VS.	§	IN EQUITY
CARRIE BELL RICE	§	
RESPONDENT	§	

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

Your Complainant Foster Rice, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age, and a bona fide resident of Tensaw, in Baldwin County, Alabama; that the Respondent is over twenty-one years of age, and a resident of Baldwin County, Alabama, but presently residing at Prichard, in Mobile County, Alabama.

2.

That your Complainant and the Respondent married at Lathan, Alabama, in March 1928, and lived together as husband and wife, in Baldwin County, Alabama, until in September 1945.

3.

That in September 1945, and while your Complainant and the Respondent were living in Baldwin County, Alabama, the Respondent

abandoned the bed and board of the Complainant, and has remained away voluntarily and continuously since that time.

4.

That the Complainant and the Respondent have only one child, a grown daughter, married and living at Prichard, in Mobile County, Alabama.

WHEREFORE the premises considered your Complainant prays that your Honor will b proper process make the said Carrie Bell Rice, 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 nu 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 grabted such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

John Lee
Solicitor for Complainant

no 225-8

Exhibit for Complaint

[Handwritten signature]

FOSTER, RICHIE vs. GARRIE BELLE RICE
COMPLAINANT vs. RESPONDENT

FILED
MAR 25 1949
ALICE L. BUCK, Register

may be in ed with and good conscience entitled to receive
be stripped such other, further, different or benefit relief
now existing between your Complaint and the Respondent; heretofore
Honor will make and enter a decree forever barring the party of matrimony
Complaint further prays that upon a final hearing hereof your
in law and the practice of this Honorable Court.

demur to the same within the time and under the benefits prescribed
respondent to this bill of complaint, reduring her to plead answer or
your Honor will a proper process make the said Gerrie Belle Rice, party

WHEREFORE the premises considered your Complaint prays that
County, Alabama.

child, a grown daughter, married and living at Prichard, in Mobile
that the Complaint and the Respondent have only one

4.

away voluntarily and continuously since that time.
suspended the bed and board of the Complaint, and has remained

STATE OF ALABAMA }
BALDWIN COUNTY }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon CARRIE BELL RICE, 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 FOSTER RICE, as Complainant and against CARRIE BELL RICE, as Respondent.

WITNESS my hand this 25th day of March, 1949.

W. J. M. M. M.
Register

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FOSTER RICE	}	IN THE CIRCUIT COURT OF
COMPLAINANT	}	BALDWIN COUNTY, ALABAMA
VS.	}	IN EQUITY
CARRIE BELL RICE	}	
RESPONDENT	}	

TO HON. TELFAIR J. MASHURN JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA:

Your Complainant Foster Rice, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age, and a bona fide resident of Tensaw, in Baldwin County, Alabama; that the Respondent is over twenty-one years of age, and a resident of Baldwin County, Alabama, but presently residing at Prichard, in Mobile County, Alabama.

2.

That your Complainant and the Respondent married at Lathan, Alabama, in March 1928, and lived together as husband and wife in Baldwin County, Alabama, until in September 1945.

3.

That in September 1945, and while your Complainant and the Respondent were living in Baldwin County, Alabama, the Respondent

abandoned the bed and board of the Complainant, and has remained away voluntarily and continuously since that time.

4.

That the Complainant and the Respondent have only one child, a grown daughter, married and living at Prichard, in Mobile County, Alabama.

WHEREFORE the premises considered your Complainant prays that your Honor will by proper process make the said Carrie Bell Rice, 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

483 RECORDED 172

707258

Received in Sheriff's Office
this 25 day of March 1949
TAYLOR WILKINS, Sheriff

FOSTER RICE
COMPLAINANT
VS.
CARRIE BELL RICE
RESPONDENT

RECEIVED 3/28/49
RETURNED 4/13/49
Not found in my County after diligent search
and inquiry.
W. K. HOLCOMBE, Sheriff
D. S.

FILED
MAR 25 1949
ALICE L. DUCK, Register

FOSTER RICE

COMPLAINANT

VS

CARRIE RICE

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Now comes the Respondent and accept service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, residences and marriage, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

STATE OF ALABAMA
BALDWIN COUNTY

Carrie *hwi* *Rice*
signs with *Mark* *May L Rice*
B. H. BREAZEAL

Justice of the Peace Dial 6-9680

I, B. H. Breazeal, in and for said County, in said State, hereby certify that Carrie Rice, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of said conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 20 day of February, 1951.

B. H. Breazeal

Justice of the Peace

Grand 9 Mobile

Alabama

1811 Under Bond

Foster Rice

vs.

Carrie Rice

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

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

Answer and waiver of respondent and testimony of the Complainant

_____and in behalf of Defendant upon _____

H. M. HALL

Beirich W. W. W.

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Poster Rice

vs.

Carrie Rice

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

FILED
MAY 14 1941

Register.

Printed By The Baldwin Times

ALICE J. DUCK, Register

The State of Alabama, Baldwin County

Circuit Court, In Equity

Foster Rice, Complainant

vs.

Carrie Rice, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer and waiver 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 Foster Rice is forever divorced from the said Carrie Rice 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 Foster Rice the Complainant pay the cost herein to be taxed, for which execution may issue.

This 14th day of May, 1951

Jeffair J. Marshall
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. 2258

Page

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Foster Rice

Complainant

vs.

Carrie Rice

Respondent

DIVORCE DECREE

FILED

MAY 14 1951

ALICE J. DUCK, Register