

2315

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Circuit Court

TO: NITA ANN HALL

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

BILLIE MOSLEY AND WONZER JOHNSON

as witnesses in behalf of Billie Mosley in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Billie Mosley

, Complainant

and Jessie Mosley

Respondent

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

Witness 14<sup>th</sup> day of June, 1949

*Alvin J. Smith*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 2316

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

BILLIE MOSLEY

Complainant

VS.

JESSIE MOSLEY

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

NITA ANN HALL

FILED

JUL 18 1949

ALICE J. DUCK, Register

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

BILLIE MOSLEY

Complainant

VS.

JESSIE MOSLEY

Respondent

I, Nita Ann Hall

as Register and Commissioner

have called and caused to come before me Billie Mosley and Wonzer Johnson

witness<sup>s</sup> named in the Requirement for Oral Examination, on the 14<sup>th</sup> day of June  
1949, at the office of C. LeNoir Thompson  
in Bay Minette, Alabama, and having first sworn said Witness s to speak the  
truth, the whole truth, and nothing but the truth, the said Billie Mosley and  
Wonzer Johnson doth depose and say as follows:

That my name is Billie Mosley. That I am a resident of Alabama and have been for more than two years next preceeding. I live in Baldwin County. I am over the age of twenty-one years and the Respondent is also over twenty-one years of age and she is temporarily residing in Amory, Mississippi. We were married in Bexar, Alabama October 28, 1932 and were separated on October 16, 1947 without any fault on my part. My wife left me and carried with her the youngest of our three children. There are three children as fruits of our marriage. Shirley Grey Mosley, age 13, Frances Faye Mosley age 10, who are in my care and custody, the youngest child, Billie Dean Mosley age 3, is with his mother. I should like to keep the two children, Shirley Grey and Frances Faye and have their care, custody and control. I have no objection to the Respondent having the care, custody and control of the youngest child Billie Dean Mosley. There is no property to be divided. The Respondent and I have not lived together as husband and wife since we separated in October, 1947.

Billie Mosley

That my name is Wonzer Johnson and I am a resident of Alabama and am over twenty-one years of age. I have known both parties to this suit since their marriage in 1932. I know they have three children and that Mrs. Jessie Mosley has been gone from home with the youngest child since sometime in October, 1947. They have not lived together as husband and wife so far as I know since that date. Mr. Mosley has had the two oldest children while Mrs. Mosley carried the youngest child with her. I do not know of any cause Mr. Mosley gave her for leaving him.

Wonzer Johnson

ORAL EXAMINATION.

I, NITA ANN HALL, 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 s and read over to them and they signed the same in the presence of myself and C. LeNoir Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness s 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 14 day of June, 1949.

Nita Ann Hall (L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

BILLIE MOSLEY

vs.

Complainant

JESSIE MOSLEY

Respondent.

Oral Deposition

FILED

Filed JUL 18 1949 1949

ALICE J. DUCK, Register Register.

Recorded in

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BILLIE MOSLEY

Complainant

vs.

JESSIE MOSLEY

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 BILLIE MOSLEY is forever divorced from the said JESSIE MOSLEY for and on account of \_\_\_\_\_

VOLUNTARILY 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 \_\_\_\_\_ pay the cost herein to be taxed, for which execution may issue.

This 23<sup>rd</sup> day of July, 1949

Leifair J. Maslibury  
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. 2315 Page \_\_\_\_\_

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

BILLIE MOSLEY

Complainant

vs.

JESSIE MOSLEY

Respondent

DIVORCE DECREE

*Filed 7-23-49  
Alice French  
Registrar*

BILLIE MOSLEY

vs.

JESSIE MOSLEY

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, \_\_\_\_\_

Voluntary Abandonment

and in behalf of Defendant upon ANSWER AND WAIVER

  
\_\_\_\_\_  
Register.

No. ....

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

BILLIE MOSLEY

vs.

JESSIE MOSLEY

NOTE OF TESTIMONY

Filed in Open Court this .....

day of ..... 194

**FILED**  
JUL 18 1949

ALICE J. DUCK, Register  
Register.

Printed By The Baldwin Times



STATE OF ALABAMA ()  
BALDWIN COUNTY. ()

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon JESSIE MOSLEY, to appear and pleas, answer and demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, to equity by BILLIE MOSLEY, as Complainant and against JESSIE MOSLEY, as Respondent.

WITNESS my hand this \_\_\_\_\_ day of June, 1949.

\_\_\_\_\_  
Register

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BILLIE MOSLEY	()	IN THE CIRCUIT COURT OF
COMPLAINANT	()	BALDWIN COUNTY, ALABAMA
VS	()	IN EQUITY
JESSIE MOSLEY	()	
RESPONDENT	()	

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

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

1.

That your Complainant and the Respondent are both over twenty-one years of age, and bona fide residents of the State of Alabama.

2.

That Complainant and the Respondent married at Bexar, Alabama, October 28, 1932, and lived together as husband and wife, until October 16, 1947.

3.

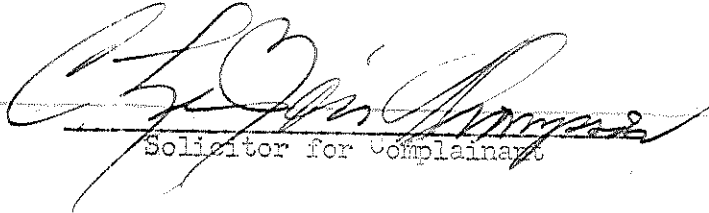
That on October 16, 1947, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

That there are three children as fruits of this marriage, to-wit: Shirley Grey Mosley, age 13, Frances Faye Mosley, age 10, and Billie Dean Mosley, age 3 years, and that your Complainant is the proper person to have their care, custody and control.

WHEREFORE the premises considered your Complainant prays  
that your Honor will by proper process make the said JESSIE  
MOSLEY, 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

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No 2315

BILLIE MOSLEY

COMPLAINANT

VS

JESSIE MOSLEY

RESPONDENT

SUMMONS AND COMPLAINT

FILED

JUL 18 1949

ALICE J. DUCK, Register

From the law office of

C. LENOIR THOMPSON

Billie Mosley

COMPLAINANT

VS

JESSIE MOSLEY

RESPONDENT

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

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

The Respondent admits the allegations as to ages and marriages and residence, but denies all other allegations contained in the bill of complaint, and demand 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 notice.

Jessie Mosley

STATE OF ~~ALABAMA~~ Mississippi  
Monroe, COUNTY.

I, O. D. Vaughn, a Notary Public, in and for said County, in said state, hereby certify that Jessie Mosley, 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 the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 14 day of May, 1949.

O. D. Vaughn  
Notary Public

770 2315

BILLIE MOSLEY  
COMPLAINANT  
VS  
JESSE MOSLEY  
RESPONDENT

## ANSWER AND WAIVER

FILED  
JUL 18 1949

**AIR**      **BUCK**      **Register**

**COLUMBIA UNIVERSITY**

**THE**

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