

2317

DIVORCE DECREE

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The State of Alabama, Baldwin County

Circuit Court, In Equity

WILLIAM PRESLEY COLLIER

, Complainant

vs.

MARGIE COLLIER

, 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 WILLIAM PRESLEY COLLIER is forever divorced from the said MARGIE COLLIER for and on account of

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

This 16<sup>th</sup> day of March, 1950

J. Fair 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.

RECORDED

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

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

Complainant  
vs.

Respondent

DIVORCE DECREE

FILED  
MAR 16 1950  
ALICE J. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO:

CLARA STAIMPEL

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 \_\_\_\_\_

WILLIAM PRESLEE COLLIER

and

GRADY COLLIER

as witnesses in behalf of WILLIAM PRESLEE COLLIER in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein \_\_\_\_\_

WILLIAM PRESLEE COLLIER

\_\_\_\_\_, Complainant  
and \_\_\_\_\_

MARGIE COLLIER

\_\_\_\_\_, Respondent

on oath, to be by you administered, upon them 15 day of March 1950  
to take and certify the deposition\_s of the witness\_s and return the same to our Court, with all  
convenient speed, under your hand.

Witness 15 day of March, 19450.

*W. J. ...*  
Register.

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

Witness' Fees, \$ \_\_\_\_\_

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

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

**CIRCUIT COURT**

**WILLIAM PRESLEE COLLIER**

**Complainant**

**vs.**

**MARGIE COLLIER**

**Defendant**

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

**CLARA STATMPEL**

**WITNESSES:**

**WILLIAM PRESLEE COLLIER**

**GRADY COLLIER**

**ARTHUR C. EPPERSON**  
ATTORNEY AT LAW

WILLIAM PRESLEE COLLIER  
Complainant

VS.

MARCIE COLLIER  
Respondent

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

This cause being submitted for final decree in behalf of the complainant, the complainant offers the following testimony, to-wit:

- 1st. Original bill of complaint
- 2nd. Answer and waiver of respondent
- 3rd. Commission to take testimony
- 4th Oral depositions of Complainants Witness
- 5th ~~Personal letter from Respondent to Complainant,~~

*Arthur L. Epperson*  
Solicitor for Complainant.

*W. J. Smith*  
Register

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

\*\*\*  
WILLIAM PRESLEY COLLIER  
Complainant

VS.

MARGIE COLLIER  
Respondent

NOTE OF SUBMISSION

ARTHUR C. EPPERSON  
ATTORNEY AT LAW  
FOLEY, ALABAMA

*Filed 3-15-50*  
*Arthur C. Epperson*  
*Register*

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

WILLIAM PRESLEE COLLIER

Complainant

VS.

MARGIE COLLIER

Respondent

I, CLARA STATMPEL

as Register and Commissioner

have called and caused to come before me

WILLIAM PRESLEE COLLIER

GRADY COLLIER

witness named in the Requirement for Oral Examination, on the 15 day of March  
1945, at the office of CLARA STATMPEL

in FOLEY, Alabama, and having first sworn said Witness CLARA STATMPEL to speak the truth, the whole truth, and nothing but the truth, the said WILLIAM PRESLEE COLLIER doth depose and say as follows:

My name is William Preslee Collier. I am fifty-eight years of age, and live in Loxley, Alabama. I have been a resident of Alabama all of my life. Margie Collier is forty-six years old and lives at Grant, Alabama.

Margie Collier and I were married at Mt. Vernon, Georgie on January 30, 1949.

I used to live at Cullman, Alabama before coming to Loxley almost twenty years ago. In December of forty-eight I went up near Cullman to see some relatives and old friends of mine. I met Hiram Plunkett a fellow I knew there as a boy and after we had talked quite a while and I told him my wife had died several years ago and my family was all grown, he wanted me to go to farming for him on shares. Hiram told me he had a widow with several small children farming on one of his places and that she needed a man on the place. He made it sound right attractive so I went over with him to meet her. I took a liking to her right off and after a couple of visits we agreed to get married and farm on shares for Plunkett. I came on back to Baldwin County first and sold my place and then went back up there and we went over into Georgia and got married. Everything went fine for the first three weeks so I wrote Grady, one of my boy's who isn't married to come up and help me make a crop. About this time, different fellows started coming out and hanging around the house on one pretense or another. I didn't notice it so much at first but it got oftener and pretty soon a couple of fellows was hanging around most all of the time but never stayed long when I got in. I didn't like any of them, they were always drinking and just no good as far as I could see but I didn't ever say anything much. I told Margie that I didn't think she should let Vennie, her daughter, go out with them, she was only fourteen and none of the men was under thirty. Margie told me that it was not any of my dam business and that Vennie could go out with whom she pleased.

Things weren't going to good and then on Sunday which was the sixth day of March, Alford Head, one of the men who hung around quite a lot came just before noon and said that one of Margie's sisters was sick. Margie then put in to go see her sister who lived about six miles away. S he said that Head could drive her over there and bring her back that afternoon. Head was pretty drunk and I didn't like the looks of things. It looked like it was already made up between them and they never asked me to go along with them. I told Margie that I didn't think she should go with Head but she was set on going and she went. Well, instead of coming back that afternoon it was up in the night, long after I had gone to bed and asleep, before she came in. I could tell she had been drinking and messing around. She tried to act innocent when I started questioning her and said if that was the way I felt she would go in and sleep with the children.

Continued

ORAL EXAMINATION.

I, CLARA STAIMPEL, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witness ess and read over to them and they signed the same in the presence of myself CLARA STAIMPEL at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ess or had proom made before me of the identity of said witness ess, 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 15 day of March, 194 50.

Clara Staimpel (L. S.)

NO. PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

WILLIAM PRESLEY COLLIER  
vs. Complainant

MARGIE COLLIER  
Respondent.

Oral Deposition

Filed 3-15, 194 50

Wm. Presley Collier, Register.  
Recorded in

Vol. Page  
Record

Register.

ARTHUR C. EPPERSON  
ATTORNEY AT LAW



WILLIAM PRESLEE COLLIER  
Complainant

VS.

ORAL DEPOSITION

MARGIE COLLIER  
Respondent

Continued

TESTIMONY of WILLIAM PRESLEE COLLIER

The next morning I told Margie I knew what had been going on and that two of her sons who had families of their own had told me what kind of a woman their mother was. I told her that I just couldn't put up with that and that the only thing I could see for us to do was just to leave there where she knew all of these men, and come to Baldwin County. Margie said, "No, she wouldn't leave there as that had always been her home and that she didn't like the way I ordered the children around and that it would be best if I left." I didn't leave that day because Grady was supposed to be up in the next day or two. Margie was supposed to be sleeping with Vennie.

Grady got up there a couple of day's later and we planned to leave the next day. The morning of the day I left up there which was the 11 day of March 1949, Hershel, Margie's boy, came to me, he is twelve years old and said, "Mr. Collier, Mama slept with Lex last night." Lex is Margie's son-in-law. Her daughter left him because he was no account and he started staying at Margie's house. I went to Margie about it to see what she had to say. She denied it at first and then wouldn't say anything. Hershel told her when I asked her about it "You did too sleep with Lex, I saw you." Grady also heard Hershel tell her that.

I left that day and haven't lived with her since but I have tried to get her to come down here and even sent her money once to come down but she just spent it and refused to come. She wrote to me once to send some money again, to come and this time I contacted the Red Cross who said, "That they would see that she got down here but then she didn't want to come. All that she wanted was for me to send her some more money. She wrote me another time that they were all sick and didn't have any money and nothing to eat, so as quick as I got the letter I quit my job and borrowed some money and went up to see about them. When I got there none of them was sick and the same bunch was hanging around. I told Margie if she wanted to come back right then to Baldwin County with me, I would give her this one chance but she said No, That I had caught her that time and she wouldn't go back with me so I came on back home.

*William Preslee Collier*

My name is Grady Collier, William Preslee Collier is my father. On the ninth day of March last year I went up to Cullman, Alabama to help my dad make a crop. I got there on the tenth and my Dad told me that things weren't very good between him and his wife and that she had been two timeing him with some men around there. We stayed that night and left the next day. I slept with my Dad. His wife slept in another room. That morning of the day we left Hershel told my Dad "That Margie slept with Lex and also told Margie that he saw her when she denied it."

My Dad has not lived with her since, although he went up there once to see about them when he got a letter from her that they were all sick and hungry. He came back the next day, so he couldn't have stayed there long. He told me "That they wern't sick and the same bunch of men were hanging around with a couple of more. He said, "He asked Margie to come back to Baldwin County but she wouldn't do it."

*Grady H. Collier*

WILLIAM PRESCOTT COLLIER )  
Complainant. )  
VS. )  
MARGIE COLLIER )  
Respondent. )

CIRCUIT COURT IN EQUITY  
BALDWIN COUNTY  
ALABAMA

Now comes the respondent, Margie Collier, and for answer to the bill of complaint herein says as follows:

1. She denies each and every material allegation contained in said bill of complaint and demands strict proof of same.

2. The respondent hereby waives notice of taking of testimony in this cause, notice of submitting said cause for final decree, and such other, further, or different notice to which she might be otherwise entitled.

James H. Hartsfield  
Witness

John H. Hartsfield  
Witness

Margie Collier  
Respondent

W 2317

RECORDED

WILLIAM PRESCOTT COLLIER  
Complainant.

VS.

MARGIE COLLIER  
Respondent.

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ANSWER TO BILL OF DIVORCE.

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FILED  
JUL 19 1949  
ALICE J. DICK, Registrar

*Refiled 3-15-60  
Alice J. Dick  
Registrar*

ARTHUR C. EPPERSON  
ATTORNEY AT LAW  
FOLEY, ALABAMA

WILLIAM PRESLEE COLLIER  
Complainant.

VS.

MARGIE COLLIER  
Respondent.

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

To the Honorable Judge of the Circuit Court of Baldwin County,  
Sitting in Equity:

Your complainant, WILLIAM PRESLEE COLLIER, respectfully  
represents and shows unto your Honor:

1. That complainant is over the age of twenty-one years  
and is a resident of said State and County, and has been a  
bona fide resident of said State for more than two years next  
preceding the filing of this bill of complaint; that MARGIE  
COLLIER is over the age of twenty-one years and resides in  
Cullman County, Alabama.

2. That your complainant and respondent were lawfully  
married on or about, to-wit, January 30, 1949, at Mt. Vernon,  
Georgia.

3. That the said respondent voluntarily and without  
fault on the part of the complainant, abandoned the bed and  
board of the complainant for more than one year next preced-  
ing the filing of this bill of complaint, since which time  
the complainant and respondent have not lived together nor  
in any way recognized each other as husband and wife.

The premises considered, your complainant makes the said  
MARGIE COLLIER a party respondent to this bill of complaint, and  
in order that complainant may have the relief herein prayed for,  
may it please your Honor to cause the State's writ of subpoena  
to be issued, directed to the said MARGIE COLLIER, commanding  
her to answer, plead or demur to this bill of complaint, within  
the time required by law; and that on a final hearing of this  
cause, that your Honor will enter a decree divorcing your com-  
plainant from said respondent, granting the complainant the  
right to remarry, and granting the complainant such other, fur-  
ther and different relief as unto your Honor may seem just and  
proper, and your complainant will ever pray.

*Arthur C. Egan*  
Solicitor for Complainant