

Largest Weekly Circulation in South Alabama

*Bay Minette, Ala.,* July 6th, 1917

*M*

Van McMillan, Complainant  
vs  
Bessie McMillan, Defendant

Circuit Court of Baldwin County, Ala.  
In Equity. No. 24.  
Page & Moorer, Attys for Comp.

## **THE BALDWIN TIMES**

ABNER J. SMITH, PROPR.

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CIRCUIT COURT, IN EQUITY.

THE STATE OF ALABAMA,  
Baldwin }  
County.

No. .... Term, 1917

Ada Elmore Mothershed ..... Complainant

vs.

Simuel H. Mothershed ..... Defendant

To T. W. Richerson ..... Register:

answer having been made by the

In the above stated cause ~~by the Defendant~~ ~~having been taken~~ ~~by the Defendant~~ ~~and evidence~~ ~~having been taken~~, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Riekarby, Austill & Beebe

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

*Riekarby, Austill & Beebe*  
Solicitors for Complainant.

No. 24 Page.....

THE STATE OF ALABAMA,

.....County.

CIRCUIT COURT, IN EQUITY.

*Edward*  
*Ala. Machersted*

vs.

*Samuel H. Machersted*

REQUEST FOR DECREE IN  
VACATION.

Filed *June 7* 19*17*

*T. W. Richardson*  
Register.

Recorded in.....Record

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

Register.

No. 25 -

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

*Ada Elmore Woodward*

Complainant.....

vs.

*Samuel H. Woodward*

Defendant.....

ORIGINAL BILL.

Filed *6/2* 19*17*

*J. W. Williamson*

Register.

*Richardby Curtis*

Solicitor.

*F. B.*

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

CIRCUIT COURT IN AND FOR SAID STATE AND COUNTY.  
IN CHANCERY.

TO THE HONORABLE A.E. GAMBLE, JUDGE OF SAID COURT, IN CHANCERY  
SITTING.

Your oratrix, ADA ELMORE MOTHERSHED, humbly complain-  
ing against SIMUEL H. MOTHERSHED represents unto your Honor as  
follows:

FIRST: Oratrix and said Simuel H. Mothershed are both over the  
age of twenty-one years and reside in the County of Baldwin, State  
of Alabama, and have resided in said State and County for more  
than three years next preceeding the filing of this bill of com-  
plaint.

SECOND: Oratrix and said Simuel H. Mothershed are husband and wife,  
having intermarried in the State of Florida in July 1911.

THIRD: Said Simuel H. Mothershed voluntarily abandoned oratrix  
at Atmore, Alabama, in December 1914, without fault on her part;  
and since said time they have not lived together as husband and  
wife.

WHEREFORE, oratrix <sup>prays</sup> your Honor will take jurisdiction of this cause;  
that defendant by appropriate process be required to plead, answer  
or demur to this bill within the time and under the penalties pre-  
scribed by law and the practice of this Honorable Court; that upon  
the final hearing hereunder oratrix prays Your Honor will make and  
enter a decree forever dissolving the bonds of matrimony between  
oratrix and said Simuel H. Mothershed; and that she may be permit-  
ted to again contract marriage. Oratrix prays for such other, fur-  
ther or different relief as in the premises she may be entitled to.

*Richard A. Austell & Beebe*  
Attorneys for Oratrix.

Foot Note:-

Defendant is required to answer the allegation of this  
bill, paragraphs First to Third, inclusive, but not under oath, his  
oath is hereby expressly waived.

*Richard A. Austell & Beebe*  
Attorneys for Oratrix

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin County.

No. Term, 19

Van McMillan

Complainant

vs. Bessie McMillan

Defendant

In this cause it appears to the Register T. W. Richerson that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 14th day of June 1917, 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 Baldwin County on the 12th day of June 1917, and that another copy was sent by mail on the June 4th day of June, 1917, to High Water Miss.

And it now further appearing to the Register T. W. Richerson that the said

Bessie McMillan

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 that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said

Bessie McMillan

This 20th day of August 1917.

T. W. Richerson

Register.

No. 24

Page.....

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Van McMillan

vs.

Bessie McMillan

Bessie McMillan

DECREE PRO CONFESSO ON  
PUBLICATION.

Issued Aug 20 1917

J. McMillan  
Register.

Recorded in.....Record

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

Register.



No. 24

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Jan McMillan

Complainant

vs.

Bessie McMillan

Defendant

ORIGINAL BILL.

Filed June 1st 1917

J. W. Reel  
Register.

W. S. Thomas  
Solicitors

and further releif as heemay in justice and equity be entitled he will ever pray, etc.

P A G E & M O O R E R ?

Solicitors for Complainant.

FOOT NOTE:

The Defendant, Bessie McMillan, is required to answer each and every paragraph of the foregoing complaint, numbered One and Two inclusive, but not under oath, answer under oath being hereby expressly waived.

P A G E & M O O R E R ,

Solicitors for Complainant.

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

IN THE CIRCUIT COURT,  
IN EQUITY.

TO THE HONORABLE, THE CIRCUIT COURT OF BALDWIN COUNTY, ALA-  
BAMA AND TO THE HONORABLE A. E. GAMBLE, JUDGE THEREOF:

Your Orator, Van McMillan, respectfully represents  
and shows unto your Honor and unto the Court as Follows:

First.

That he is a bona fide resident citizen for a per-  
iod of more than three years immediately preceeding the filing  
of this bill and resides at Bay Minette, Alabama; that he is  
over the age of twenty-one years old.

That Bessie McMillan is over the age of twenty-one  
years old and is a non-resident residing when last heard from  
at High Water Miss.

Second.

That he and Bessie McMillan were married at Lucedale,  
Miss., about March the 7th, 1909, and lived together as man  
and wife until to-wit: February 1st, 1913; that on or about  
February 1st, 1913 the said Bessie McMillan voluntarily aban-  
doned your Orator, and has often refused to return and live  
with your Orator as his wife.

PRAYER FOR PROCESS.

The premises considered, your Orator respectfully  
prays that the said Bessie McMillan, the defendant, be made  
party respondent to this complaint by the usual process of  
this Honorable Court, and that she be required to demur, plead  
to or answer the same within the time and under the pains and  
penalties as provided by law, or that the same be forever con-  
fessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause that your  
Honor will grant unto your Orator an absolute divorce from the  
said Bessie McMillan and that he may be allowed to again con-  
tract marriage, that your Honor will grant unto her such other

THE STATE OF ALABAMA,  
Baldwin County.

No. ....

CIRCUIT COURT, IN EQUITY.

Charlie Kennedy Complainant

vs.

Janie Kennedy Defendant

In this cause it appears to the Register T. W. Richerson  
that a Summons requiring the Defendant

Janie Kennedy

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of  
said Summons upon her has been

was served upon her by the Sheriff of Baldwin County, Alabama, on the  
9th day of July 1917, and the said Defendant having

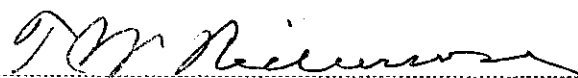
failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of  
Page & Moorer

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as con-  
fessed against the said

Janie Kennedy

Defendant aforesaid.

This 13th day of ~~July~~ August 1917.



Register.

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

Page \_\_\_\_\_

THE STATE OF ALABAMA,

County \_\_\_\_\_

CIRCUIT COURT, IN EQUITY.

vs.

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

DECREE PRO CONFESSO ON

PERSONAL SERVICE.

Issued \_\_\_\_\_

197 \_\_\_\_\_

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Recorded in \_\_\_\_\_

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

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Register \_\_\_\_\_

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin

County.

No. 24

Vacation

Term, 1917.

Van McMillan

Complainant

vs.

Bessie McMillan

Defendant

In this cause it appears to the Register T. W. Richerson, that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 14th day of June 1917, 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 Baldwin County on the 14th day of June 1917, and that another copy was sent by mail on the 14th day of June 1917, to High Water, Miss. addressed to Bessie McMillan and returned unclaimed.

And it now further appearing to the Register T. W. Richerson, that the said

Bessie McMillan

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 that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said

Bessie McMillan

This 16th day of July, 1917.

T. W. Richerson

Register.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Van McMillan

vs.

Bessie McMillan

DECREE PRO CONFESSO ON  
PUBLICATION.

Issued July 16<sup>th</sup> 1917

T. V. Richardson  
Register.

Recorded in.....Record

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

Register.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Van McKielean

Complainants.

vs.

Bessie McKielean

Defendants.

MOTION FOR DECREE PRO  
CONFESSO ON PUBLICATION.

Filed July 16 1917

T. W. Richmond  
Register.

Recorded in..... Record,

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

Register.



THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin County. }

No. 24. Vacation Term, 1917.

Van McMillan

Complainants

vs.

Bessie McMillan

Defendants

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

Bessie McMillan

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 16th day of July 1917.

746 Code.

*Ray. Turner*

Solicitor.

# THE BALDWIN TIMES

ABNER J. SMITH, PROPRIETOR

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BAY MINETTE, ALA.,

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

P. C. Smith, being duly sworn, deposes and says that he is the FOREMAN of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Van McMillan, Complainant

vs

Bessie McMillan, Defendant

Circuit Court of Baldwin County, Ala.

In Equity, No. 24.

Was published in said Newspaper for 4 consecutive weeks

17-4t ssues:

Date of first publication	June 14th, 1917	Vol. 28	No. 17
“ “ second “	June 21st, 1917	Vol. 28	No. 18
“ “ third “	June 28th, 1917	Vol. 28	No. 19
“ “ fourth “	July 5th, 1917	Vol. 28	No. 20.

Subscribed and sworn to before the undersigned

this 12th day of July 1917.

T. W. Richerson  
Clerk Circuit Court.

P. C. Smith  
Foreman.

### Notice to Non-Residents.

Van McMillan, Complainant. vs Bessie McMillan, Defendant. No. 24. The State of Alabama, Baldwin County. In Equity. Circuit Court of Baldwin County.

In this cause it being made to appear to the Register of this Court, in vacation, by the affidavit of Henry D. Moorer, Solicitor of Complainant, that the Defendant, Bessie McMillan, is a non-resident of the State of Alabama, and that her place of residence is unknown, and further, that in the belief of said affiant the Defendant is over the age of 21 years; it is therefore ordered that publication be made in the Baldwin Times, a newspaper published in Baldwin County, Alabama, once a week four consecutive weeks, requiring her, the said Bessie McMillan to answer or demur to the Bill of Complaint in this cause by the 16th day of July 1917, or after thirty days therefrom a decree Pro Confesso may be taken against her.

This 12th day of June, 1917.  
T. W. Richerson,  
Register in Chancery,  
Baldwin County, Ala.  
Page and Moorer,  
Attys for Complainant.

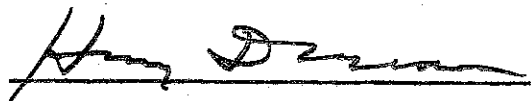
Paid 7/18/94.  
T. W. Rice  
Register

Vam McMillan, )  
Complainant. )  
vs )  
Bessie McMillan, )  
Defendant. )

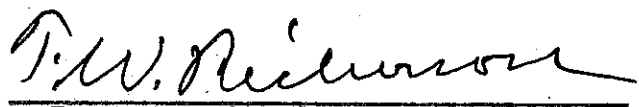
IN THE CIRCUIT COURT OF BAL-  
DWIN COUNTY, ALABAMA.

In Equity.

Personally appeared before me T. W. Richerson reg-  
ister of the Chancery Court of Baldwin County, Alabama,  
Henry D. Moorer, solicitor of complainant, who being, duly  
sworn, deposes and says that he is informed and verily be-  
lieves that Bessie McMillan, the defendant in the above  
styled cause is a non-resident of the State of Alabama, but  
that he has made diligent inquiry and search and has been  
unable to ascertain the place of her residence and said de-  
fendant is in the belief of affiant over twenty-one years  
of age.

  
\_\_\_\_\_

Sworn and subscribed to before me this 12th day of  
June, 1917.

  
\_\_\_\_\_  
Register in Chancery.

Filed 6/12/917  
T. W. Hillman  
Register }

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Van der Meer

Complainants.

vs.

Bessie McMichael

Defendants.

MOTION FOR DECREE PRO  
CONFESSO ON PUBLICATION.

Filed Aug 20 19 17

T. W. Richardson  
Register.

Recorded in..... Record,

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Register.

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin County.

No. Term, 19

Van McMillan

Complainants

vs.

Bessie McMillan

Defendants

Motion is hereby made for a Decree Pro Confesso against Bessie McMillan

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 20th day of August 1917.

Handwritten signature of F. S. Brewer

Solicitor.

THE STATE OF ALABAMA,

-----Baldwin----- County.

No. 24

CIRCUIT COURT, IN EQUITY.

-----Van McMillan-----

Complainant

vs.

-----Bessie McMillan-----

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso

and testimony as noted by the Register; and, upon consideration thereof, the Court is of opinion that the Complainant is entitled to the relief prayed for in his

-----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 the said

Van McMillan

is forever divorced from the said

Bessie McMillan

for and on account of

Voluntary Abandonment

-----as alleged in said Bill of Complaint;

It is further ordered, that the said Van McMillan

be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Van McMillan

pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said Bessie McMillan

It is further ordered, adjudged and decreed that said Van McMillan

shall not again marry except to said Bessie McMillan

until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Bessie McMillan during the pendency of said appeal.

This 25th day of August 1917.

*W. G. Gault*

Judge of the Circuit Court of

Baldwin

County, Ala.

THE STATE OF ALABAMA,

-----County.

CIRCUIT COURT, IN EQUITY.

I, ----- Register of said Circuit Court of said County,

Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the ----- day of ----- 19-----, in the cause of

-----Complainant

vs.

-----Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the ----- day of ----- 19-----

Register.



No. 24

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

COUNTY, ALA.

Van McMillan

vs.

Bessie McMillan

DECREE OF DIVORCE.

Filed in office this 27th

day of Aug 1917

J. W. Williams  
Register.

E. O. M.

#2----

State of Alabama for more than three years next preceding the filing of this bill for divorce. I do not know Bessie McMillan. #

To the Second Interrogatory he says:--" I do not know whther Van McMillan and Bessie McMillan were ever margied or not. Van McMillan has not had any woman living with him as his wife since I have known him for th last four years. I have often seen Van McMillan during the past four years.

Bessie McMillan

Sworn to and subscribed before me this the 23d day of August, 1917.

T. W. Richerson  
Register in Chancery,  
Baldwin County, Ala.

-REGISTERS CERTIFICATE-

I, T. W. Richerson, Register in Chancery, named by the complainant in the case of "Van McMillan -vs- Bessie McMillan" to take the testimony in said cause do hereby certify that on the 23d day of August, 1917, I caused the witness~~s~~ for the complainant, Van McMillan, to come before me at my office in Bay Minette, Alabama, that said witnesses were made known to me and that they were sworn to speak the truth, the whole truth and nothing but the truth, and testified as set down in the foregoing pages; that their testimony was reduced to writing and was subscribed to by them in my presence, after having been read over to them.

I further certify that I am not of kin, nor of counsel, to either of the parties, to this suit, nor am I in any way or manner interested in the welfare of.

Witness my hand and seal this the 23d day of August, 1917.

T. W. Richerson  
Register in Chancery  
Baldwin County, Ala.

Filed 8/23/17  
T. W. Richmond  
Register

VAN McMILLAN,  
Complainant.

-vs-

BESSIE McMILLAN,  
Defendant.

IN THE CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA.

--IN EQUITY--

Answers to the inerrogatories propounded to Van Mc-  
Millan and Ruffin Liels:-

To the first interrogatory Van McMillan says; "I am Van McMillan. I reside in Bay Minette, Alabama and have so resided for the last two and one-half years. I have lived in the State of Alabama for more than the last three years, next preceding the filing of this bill for divorce. I am over the age of twenty-one years.

I do know Bessie McMillan. She is over the age of twenty-one years. I do not know where Bessie McMillan resided at the time this bill for divorce was filed. She did not live, in my best judgment, in the state of Alabama. I last heard of Bessie McMillan about four years ago and she then resided at Highwater, Miss."

To the Second Interrogatory Van McMillan says:-"Bessie McMillan and I were married at Lucedale, Miss. about March 7th, 1909 and lived together as man and wife for a period of about three years. We do not live together as man and wife, nor have we so lived since the said Bessie McMillan left me voluntarily about four years ago. The said separation and abandonment was voluntary on the part of said Bessie McMillan. Bessie McMillan has often refused to return and live with me as my wife.

*his*  
Van X Mc Millan  
*next*

Subscribed and sworn to before me this the 23d day of  
August, 1917.


F. W. Dickerson  
Register in Chancery  
Baldwin County, Ala.

To the First Interrogatory Ruffin Liels says:-" I do know Van McMillan and have known him for the past four years at Bay Minette Alabama, where he has lived during this time. He has lived in the

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, T. W. Richerson, Register in Chancery, of Baldwin County, Alabama, personally appeared H. D. Moorer, one of the Attorneys for Complainant in the foregoing cause, who, being by me first duly sworn, deposes and says, that the answers to the interrogatories propounded to the witnesses will be material testimony for the Complainant.



Subscribed and sworn to before me this the 23d, day of August, 1917.

Register in Chancery,  
Baldwin County, Alabama.

VAN MCMILLAN,  
Complainant.

-vs-

BESSIE MCMILLAN,  
Defendant.

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA.

-IN EQUITY-

Interrogatory to be propounded to Van McMillan and  
Ruffin Liels, material witnesses for the complainant  
in the above styled cause.

First Interrogatory:-Do you know Van McMillan? If you  
answer that you do, please state where he resides and how long he  
has resided there. Has Van McMillan resided in the state of Alabama  
for the last three years next preceding the filing of this bill.

Do you know Bessie McMillan? If you answer that you do,  
please state how old she is. Please state where said Bessie Mc-  
Millan resided at the time this bill for divorce was filed. Please  
state whether or not she resided in the state of Alabama. Please  
state where you last heard of said Bessie McMillan.

Second Interrogatory:- Please state whether Bessie McMil-  
lan and Van McMillan were married at Lucedale, Mississippi, about  
March 7th, 1909. If you answer that they did, please state how long  
they lived together as man and wife. Please state whether or not  
they are now living together as man and wife. If you answer that  
they are not living together as man and wife, please state how long  
they have been separated. If you know, please state whether or not  
the separation and abandonment was voluntary on the part of Bessie  
McMillan. Do you know whether or not Bessie McMillan has refused  
often to return and live with Van McMillan as his wife. Please state  
whether or not Van McMillan is over the age of twenty-one years.

*Filed 52 of August, 1911*

PAGE & MOORER,

Solicitors for Complainant.