

2517
DIVORCE DECREE

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The State of Alabama, Baldwin County

Circuit Court, In Equity

DAVID WALLACE

, Complainant

vs.

LAVADA WALLACE

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree~~ 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 David Wallace is forever divorced from the said Lavada Wallace 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 Lavada Wallace the respondent pay the cost herein to be taxed, for which execution may issue.

This 25th day of September, 1958.

J. Fair J. Mashburn, 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.

No. 2514 Page 25

The State of Alabama
Baldwin County

In Circuit Court, In Equity

DAVID WALLACE
Complainant
vs.

LAVADA WALLACE

Respondent

DIVORCE DECREE

FILED
SEP 25 1950
ALICE J. DICK, Register

THE STATE OF ALABAMA
Baldwin County.Circuit Court of Baldwin County, Alabama
(In Equity)DAVID WALLACE

Complainant

VS.

LAVADA WALLACE

Respondent

I, Lorna Underwoodas Register and Commissioner in chanceryhave called and caused to come before me David Wallace and A. L. Sheffield

witnesses named in the Requirement for Oral Examination, on the 23rd day of September 1945, at the office of C. G. Chason in Foley, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said David Wallace and A. L. Sheffield doth depose and say as follows:

TESTIMONY OF DAVID WALLACE:

My name is David Wallace; I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama, having been a bona fide resident citizen thereof for thirty years; Lavada Wallace is over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama; we were married in March of 1946, and lived together as man and wife until February or March of 1949, at which time Lavada Wallace voluntarily and without cause abandoned my bed and board and we have not lived together or recognized each other as husband and wife since that time; we have no children born of this marriage.

David WallaceTESTIMONY OF A. L. SHEFFIELD:

My name is A. L. Sheffield; I am over the age of twenty-one years and personally acquainted with David Wallace and Lavada Wallace, having known them for a number of years; both of them are over the age of twenty-one years and both are residents of Baldwin County, Alabama, David Wallace having been such a resident for over thirty years; they were married in 1946 and lived together as man and wife until early in the year of 1949 at which time, being not later than March of 1949, Lavada Wallace voluntarily abandoned the bed and board of David Wallace and without cause; they have not lived together as man and wife since that time and have no children.

A. L. Sheffield

ORAL EXAMINATION.

I, Lorna Underwood, 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 es and read over to them and they signed the same in the presence of myself and C. G. Chason

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witness es; 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 23rd day of September, 1945.

Lorna Underwood (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

DAVID WALLACE

vs. Complainant

LAVADA WALLACE

Respondent.

Oral Deposition

Filed 9-25-, 1945

Lorna Underwood, Register.

Recorded in

Record

Vol. _____ Page _____

, Register.

THE STATE OF ALABAMA, }
Baldwin County

CIRCUIT COURT

TO Lorna Underwood

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 David Wallace and A. L. Sheffield

as witnesses in behalf of David Wallace in a cause pending in our Circuit Court of Baldwin County, of said State, wherein David Wallace is

Complainant
and Lavada Wallace is

Defendant,
on oath to be by you administered, upon them
to take and certify the deposition s of the witness es and return the same to our Court, with all Convenient speed, under your hand.

Witness 22nd day of September, 19 50.

Alvise J. Newck

REGISTER

Commissioner's Fee \$ 5.00

Witness' Fees, \$ _____

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

DAVID WALLACE

Complainant

vs.

LAVADA WALLACE

Defendant

Commission To Take Deposition

COMMISSIONER:

Lorna Underwood

Witnesses:

David Wallace

A. L. Sheffield

DAVID WALLACE

vs.

LAVADA WALLACE

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, and
Testimony of David Wallace and A. L. Sheffield

and in behalf of Defendant upon answer and waiver

Charles
Attorney for Complaint

David - Darr
Register.

RECORDED

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

DAVID WALLACE

vs.

LAVADA WALLACE

NOTE OF TESTIMONY

Filed in Open Court this 25th

day of Sept, 1940

W. J. F. R. R. R.
Register.

Printed By The Baldwin Times

DAVID WALLACE,) (
Complainant,) (IN THE CIRCUIT COURT OF
-vs-) (BALDWIN COUNTY, ALABAMA
LAVADA WALLACE,) (IN EQUITY
Respondent.) (

TO THE HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, Sitting in Equity:

Your complainant, David Wallace, 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 one year next preceding the
filing of this Bill of Complaint; that Lavada Wallace is over the
age of twenty-one years and is a resident of Baldwin County, Ala-
bama.

2. That your complainant and respondent were lawfully mar-
ried on or about, to-wit, March of 1946.

3. Complainant further avers that said respondent voluntar-
ily abandoned the bed and board of complainant for more than one
year next preceding the filing of this Bill of Complaint, since
which time complainant and respondent have not lived together nor
in any way recognized each other as husband and wife, and there were
no children born of this marriage.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED: Your complainant prays that Lavada
Wallace be made a party defendant to this cause by the usual process
of this Honorable Court requiring her to plead, answer or demur
within the time and under the penalties prescribed by the rules of
this Court and the statutes in such cases made and provided; that
upon a final hearing of this cause, that your complainant be granted
a divorce from said respondent. Should your complainant be mistaken
in the relief prayed for, that there be granted to him such other,
different and general relief to which he may be entitled and as in
duty bound, he will ever pray.


Solicitor for Complainant

DAVID WALLACE,

Complainant,

LAVADA WALLACE,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes the respondent in the above-styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the Bill of Complaint heretofore filed in this cause, respondent says:

1. She admits the allegation as to ages and place of residence of the Complainant and the Respondent and denies all other allegation in said complaint and demands strict proof thereof.

Lavada Wallace
Respondent

Sworn to and subscribed before
me, a Notary Public, on this
the 24th day of July, 1950.

Charles J. Elbert
Notary Public