

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

WILLIE MAE SCRUGGS, Complainant

vs.

DAVID SCRUGGS, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Personal Service 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 Willie Mae Scruggs is forever divorced from the said David Scruggs 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 David Scruggs the Respondent pay the cost herein to be taxed, for which execution may issue.

This 9<sup>th</sup> day of November, 1950.

J. J. Madison 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 \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_  
Register of Circuit Court, In Equity.

No. 2534 Page \_\_\_\_\_

The State of Alabama  
BALDWIN COUNTY

In Circuit Court, In Equity

WILLIE MAE SCRUGGS  
Complainant

vs.

DAVID SCRUGGS

Respondent

DIVORCE DECREE

FILED

NOV 9 1950

ALICE J. DUCK, Register

WILLIE MAE SCRUGGS

VS.

DAVID SCRUGGS

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, \_\_\_\_\_  
Motion for Decree Pro Confesso on Personal Service, Decree Pro  
Confesso on Personal Service and Testimony of Willie Mae Scruggs  
and Mary Goldsmith

and in behalf of Defendant upon \_\_\_\_\_

*Willie Mae Scruggs*  
Plaintiff

*David J. Scruggs*

Register.

No. ....

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

**IN EQUITY**  
**Circuit Court of Baldwin County**

**WILLIE MAE SCRUGGS**

vs.

**DAVID SCRUGGS**

**NOTE OF TESTIMONY**

Filed in Open Court this 6th .....

day of Nov ....., 1941

Alfred J. ...  
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 Willie Mae Scruggs and Mary Goldsmith

as witnesses in behalf of Willie Mae Scruggs in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Willie Mae Scruggs is

\_\_\_\_\_, Complainant  
and David Scruggs is

\_\_\_\_\_, Respondent  
on oath, to be by you administered, upon them  
to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 30th day of October, 1950

Commissioner's Fee, \$ 5.00

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

Alice J. Smith  
Register.

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

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

**CIRCUIT COURT**

**WILLIE MAE SCRUGGS**

**Complainant**

**VS.**

**DAVID SCRUGGS**

**Defendant**

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

**Lorna Underwood**

**WITNESSES:**

**Willie Mae Scruggs**

**Mary Goldsmith**

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

WILLIE MAE SCRUGGS

Complainant

VS.

DAVID SCRUGGS

Respondent

I, Lorna Underwood

as Register and Commissioner in chancery

have called and caused to come before me Willie Mae Scruggs and Mary Goldsmith

witness es named in the Requirement for Oral Examination, on the 31st day of October  
1945, at the office of C. G. Chason

in Foley, Alabama, and having first sworn said Witness es to speak the  
truth, the whole truth, and nothing but the truth, the said Willie Mae Scruggs and Mary  
Goldsmith doth depose and say as follows:

TESTIMONY OF WILLIE MAE SCRUGGS:

My name is Willie Mae Scruggs; I am over the age of twenty-one years and a resident citizen of Magnolia Springs, Baldwin County, Alabama, having been a resident of this county and state for more than five years; I married David Scruggs on November 7, 1946, and we lived together as man and wife until May of 1947, at which time David Scruggs voluntarily abandoned my bed and board and we have not lived together as man and wife, nor recognized each other as husband and wife since that time; David Scruggs is over the age of twenty-one years and a resident of Lafayette, Alabama; we have no children of this marriage.

Willie Mae Scruggs

TESTIMONY OF MARY GOLDSMITH:

My name is Mary Goldsmith; I am over the age of twenty-one years and a resident of Baldwin County, Alabama; I am personally acquainted with Willie Mae Scruggs and David Scruggs; both are over the age of twenty-one years, Willie Mae being a resident of Magnolia Springs, Baldwin County, Alabama, and David lives somewhere in North Alabama; They were married late in 1946 and lived together as man and wife until May of 1947, at which time David Scruggs voluntarily abandoned the bed and board of Willie Mae Scruggs and with no cause; they have not lived together as man and wife since that time; they have no children and Willie Mae has been a resident of Baldwin County for more than five years.

Mary Goldsmith

ORAL EXAMINATION.

I, Lorna Underwood, as Register and Commissioner hereby certify that the foregoing deposition Son 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 31st day of October, 1945.

Lorna Underwood (L. S.)

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

WILLIE MAE SCRUGGS

vs. Complainant

DAVID SCRUGGS

Respondent.

Oral Deposition

Filed 11-6, 1945

Chas. G. Chason, Register.  
Recorded in \_\_\_\_\_

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

Register.



WILLIE MAE SCRUGGS, ) (  
 Complainant, ) ( IN THE CIRCUIT COURT OF  
 -vs- ) ( BALDWIN COUNTY, ALABAMA  
 DAVID SCRUGGS, ) ( IN EQUITY  
 Respondent. ) (

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

Your complainant, Willie Mae Scruggs, 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 David Scruggs is over the  
 age of twenty-one years and is a resident of Layfette, Alabama,  
 his post office address being Batson Memorial Hospital.

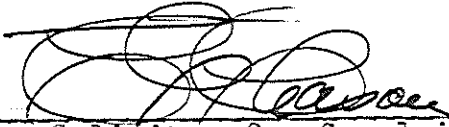
2. That your complainant and respondent were lawfully mar-  
 ried on or about, to-wit, November 7, 1946.

3. Complainant further avers that said respondent volun-  
 tarily 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. Complainant  
 further avers that there were no children born of this marriage.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED: Your complainant prays that David Scruggs  
 be made a party defendant to this cause by the usual process of  
 this Honorable Court requiring him to plead, answer or demur with-  
 in the time and under the penalties prescribed by the rules of this  
 Court and the statutes in such cases made and provided; that service  
 be had upon the respondent by registered mail with return receipt  
 requested as provided by the statutes and rules of this Court; that  
 upon a final hearing of this cause, that your complainant be grant-  
 ed a divorce from said respondent. Should your complainant be mis-  
 taken in the relief prayed for, that there be granted to her such

other, different and general relief to which she may be entitled,  
and as in duty bound, she will ever pray.



Solicitor for Complainant

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

WILLIE MAE SCRUGGS

Complainant,

Vs.

DAVID SCRUGGS

Respondent.

In the Circuit Court.

In Equity No. 2534.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent

David Scruggs

by the Sheriff of Baldwin County, on the 7th day of September, 1945.

And it further appears to the Register, that the said

David Scruggs, the

the Respondent, having to the date hereof, failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of C. G. Chason Solicitors

for 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

David Scruggs

This 31st day of October, 1945.

*W. J. L. L. L.*  
Register.

*Recorded*

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

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

**WILLIE MAE SCRUGGS**

Complainant,

Vs.

**DAVID SCRUGGS**

Respondent.

**DECREE PRO CONFESSO ON  
PERSONAL SERVICE.**

Issued this \_\_\_\_\_ day of \_\_\_\_\_,  
194\_\_\_\_\_.

Register.

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2534

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon DAVID SCRUGGS

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against  
DAVID SCRUGGS, Defendant

by WILLIE MAE SCRUGGS, Plaintiff

Witness my hand this 28th day of August 1950

Clerk

No. .... Page .....

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

**CIRCUIT COURT**

vs. Plaintiffs

Defendants

**SUMMONS and COMPLAINT**

Filed ....., 19.....

....., Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

19.....

, Sheriff

I have executed this summons

this ....., 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

The State of Alabama,

Baldwin County.

{ No. 2534 CIRCUIT COURT IN EQUITY.

WILLIE MAE SCRUGGS

Complainant

vs.

DAVID SCRUGGS

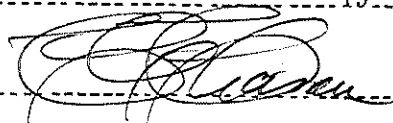
Defendant

Motion is hereby made for a Decree Pro Confesso against David Scruggs

the Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 30th day of October 19 50

 Solicitor,

*Recorded*

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

**The State of Alabama,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY**

WILLIE MAE SCRUGGS

vs.

DAVID SCRUGGS

**MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE**

Filed 10-3-68 1968

*W. J. French*  
Register.

Recorded in \_\_\_\_\_ Record,

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

Register.

2534