

vs  
Jack Donaldson,

Notice to Non-Resident  
Circuit Court in Equity.

# THE BALDWIN TIMES

ABNER J. SMITH, PROPR.

FINE JOB PRINTING. BEST ADVERTISING MEDIUM

PROMPT SERVICE. LOWEST PRICES.

LOCAL AND LONG DISTANCE TELEPHONE

---

To Publishing above Notice to Non-Resident in The  
Baldwin Times in issues of October 18th and 25th  
and November 1st and 8th, 1917.....

\$3.50

Lorena Lee Smith Donaldson

THE STATE OF ALABAMA,  
Baldwin County.

vs.

IN EQUITY,  
CIRCUIT COURT OF

Jack Donaldson

Baldwin COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, proof of service by publication, decree "pro confesso", testimony by deposition of Lorena Lee Smith Donaldson, the complainant, Dr. Sibley Holmes, M. D. and Frank Walker.

and in behalf of Defendant upon

No. ....

THE STATE OF ALABAMA,

Baldwin ..... County.

IN EQUITY,  
CIRCUIT COURT OF

Baldwin ..... COUNTY,

..... Lorena Lee Smith Donald-  
son.

vs.

Jack Donaldson.

NOTE OF TESTIMONY.

Filed in Open Court this ~~Dec~~ .....

day of 20<sup>th</sup> Dec 1917

*J. W. Williams*  
Register.

THE STATE OF ALABAMA, } No. 42  
Baldwin County. } CIRCUIT COURT IN EQUITY.

Lorena Lee Smith Donaldson Complainant  
vs.

Jack Donaldson Defendant

DEPOSITION OF Sibley Holmes M.D.

By virtue of the appointment to take the Deposition, indorsed in writing on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County,

I, T.W. Richerson Register of said Court of said County,

have called and caused to come before me Sibley Holmes M.D.

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

My name is Sibley Holmes and I am a practicing Physician, I know both Lorena Donaldson and her husband Jack Donaldson.

Lorena Donaldson is a resident of Baldwin County, Ala, but I dont know where Jack Donaldson lives.

During the month of May 1917, I was called to attend Lorena Donaldson and Jack Donaldson at Palmetto Beach Baldwin County, Alabama, Jack Donaldson shot Lorena Donaldson in the right cheek the ball coming out behind her ear, and also through the left breast, he admitted this to me shortly after the shooting and e said he did it becuaese she would not live with him.

Sibley Holmes M.D.

I, G. W. Richardson the said Register, hereby certify that the foregoing testimony was taken down in writing by Myself in the words of the witness, and were read over to him that he assented, swore to and subscribed the same in my presence, the 20th day of December 1917, at Bay Minette Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and that I am not of counsel or of kin to any of the parties to said cause, or in any manner interested in the result thereof.

And I enclose the said Deposition, together with the Interrogatories, Direct and Cross, and documents which were deposited to, in an envelope properly indorsed and sealed and placed the same on file in my office.

Given under my hand and seal, this 20th day of December 1917.  
G. W. Richardson (L. S.)  
 Register.

WITNESS' FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

Witness.....	Days attendance at \$1.50 per day, \$.....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....

REGISTER'S FEES.

Register..... Days at \$1.50 per day, \$.....  
 ..... Words at 20c per 100, .....

No. 42 Page.....  
 THE STATE OF ALABAMA,  
 County.....  
 CIRCUIT COURT, IN EQUITY.  
Louisa Lee Maciver  
Donaldson  
 vs.  
Jack Donaldson  
 DEPOSITION TAKEN BEFORE  
 REGISTER  
 DEPOSITION OF  
Sibley Holman MD.  
 for.....  
 Filed Dec 20 1917  
 Published by order of Court,  
 19.....  
G. W. Richardson Register.

THE STATE OF ALABAMA,

No. 42

Baldwin County.

CIRCUIT COURT IN EQUITY.

Lorena Lee Smith Donaldson Complainant

vs.

Jack Donaldson Defendant

DEPOSITION OF Lorena Smith Donaldson

By virtue of the appointment to take the Deposition, indorsed in writing on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County,

I, T.W. Richerson Register of said Court of said County,

have called and caused to come before me Lorena Smith Donaldson who testifies in her own behalf.

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

I married Jack Donaldson April 1st. 1917 at Pensacola Fla.

I am a resident of Baldwin Conty Alabama and have been all my life

On the 23rd day of May 1917 Jack Donaldson shot me without provocation twice once in the right cheek the ball going out back of the ear, and the other through the left breast, he has threatened to kill me before this.

I do not know where he is now I hear that he is in Canada.

I want to resume my maiden name Lorena Smith.

Lorena Smith Donaldson

I, T.W. Richerson.....the said Register, hereby certify that the foregoing testimony was taken down in writing by Myself..... in the words of the witness, and were read over to....., that.....assented, swore to and subscribed the same in my presence, the 20th.....day of December.....1917....., at Bay Minette,.....Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and that I am not of counsel or of kin to any of the parties to said cause, or in any manner interested in the result thereof.

And I enclose the said Deposition, together with the Interrogatories, Direct and Cross, and documents which were deposed to, in an envelope properly indorsed and sealed and placed the same on file in my office.

Given under my hand and seal, this 20th.....day of December.....1917.....

*T.W. Richerson*.....(L. S.)  
Register.

WITNESS' FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

Witness.....	Days attendance at \$1.50 per day, \$.....
.....	Miles traveled at 5 cts. per mile, .....
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.....	Miles traveled at 5 cts. per mile, .....

REGISTER'S FEES.

Register.....Days at \$1.50 per day, \$.....  
.....Words at 20c per 100, .....

No. 42..... Page.....  
THE STATE OF ALABAMA,  
Baldwin County.  
CIRCUIT COURT, IN EQUITY.  
Lorena Lee Smith  
vs.  
Jack Donaldson  
DEPOSITION TAKEN BEFORE  
REGISTER  
DEPOSITION OF  
Lorena Lee Smith,  
for.....  
Filed Dec 20 1917  
Published by order of Court, ....., 19.....  
*T.W. Richerson* Register.

THE STATE OF ALABAMA,

No. 42

Baldwin County.

CIRCUIT COURT IN EQUITY.

Lorena Lee Smith  
vs.

Complainant

Jack Donaldson

Defendant

DEPOSITION OF Frank Walker

By virtue of the appointment to take the Deposition, indorsed in writing on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County,

I. W. Richerson, Register of said Court of said County,

have called and caused to come before me

Frank Walker

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

My name is Frank Walker I know both Jack Donaldson and Lorena Smith Donaldson, she lives in Baldwin County Alabama. I understood that they were married, I was not present however, I was at Palmetto Beach soon after Jack Donaldson shot Lorena Smith Donaldson, his wife, I went down with Dr Holmes and saw that she was shot in the cheek and also in the breast. This was in May 1917. I do not know where Jack Donaldson is now. He told me voluntarily that he shot her because she would not live with him.

*Frank Walker*



I, T. W. Richerson, the said Register, hereby certify that the foregoing testimony was taken down in writing by Myself in the words of the witness, and were read over to him, that he assented, swore to and subscribed the same in my presence, the 20th day of December, 1917, at Bay Minette, Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and that I am not of counsel or of kin to any of the parties to said cause, or in any manner interested in the result thereof.

And I enclose the said Deposition, together with the Interrogatories, Direct and Cross, and documents which were deposited to, in an envelope properly indorsed and sealed and placed the same on file in my office.

Given under my hand and seal, this 20th day of December, 1917.

T. W. Richerson (L. S.)  
Register.

WITNESS' FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

Witness .....	Days attendance at \$1.50 per day, \$.....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....
.....	Days attendance at \$1.50 per day, .....
	Miles traveled at 5 cts. per mile, .....

REGISTER'S FEES.

Register ....., Days at \$1.50 per day, \$.....  
Words at 20c per 100, .....

No. 42 Page .....

THE STATE OF ALABAMA,  
County. ....

CIRCUIT COURT, IN EQUITY.  
Lorena Lee Smith Smalson

vs.  
Jack Smalson

DEPOSITION TAKEN BEFORE  
REGISTER

DEPOSITION OF  
Frank Walker

for .....

Filed Dec 20 1917

Published by order of Court,  
1917

Register. ....

THE STATE OF ALABAMA,  
Baldwin }  
.....County. }

CIRCUIT COURT, IN EQUITY.

No. 42 Fall ..... Term, 1917.

..... Lorena Lee Smith Donaldson ..... Complainants

vs.

..... Jack Donaldson ..... Defendants

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

..... Jack Donaldson ..... 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 10th day of December 1917.

*Ston & Stone*  
..... Solicitor

No. 42 Page .....

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Lorena Lee Smith Donaldson.

Complainants.

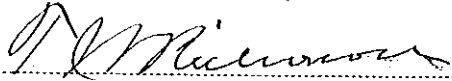
vs.

Jack Donaldson

Defendants.

MOTION FOR DECREE PRO  
CONFESSO ON PUBLICATION.

Filed Dec. 10th, 1917.



Register.

Recorded in.....Record,

Fol.....Page.....

Register.

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin

County.

No. 42

Fall

Term, 1917.

Lorena Lee Smith Donaldson

Complainant...

vs.

Jack Donaldson

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 eighteenth day of October 1917, in the Baldwin Times

a newspaper published in Bay Minette, Baldwin Co. Alabama, that a copy of said order was posted at the Court House door in ... County on the ... day of ... 19... and that another copy was sent by mail on the ... day of ... 19... to ...

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

Jack Donaldson

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

Jack Donaldson

This 10th day of December 1917 on Monday.

T. W. Richerson

Register.

No. 42 Page.....

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

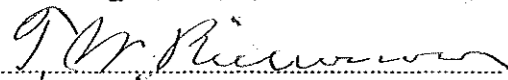
Lorena Lee Smith Don-  
aldson.

vs.

Jack Donaldson

DECREE PRO CONFESSO ON  
PUBLICATION.

Issued Dec. 10th 19 17.

  
Register.

Recorded in.....Record

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

Register.

STATE OF ALABAMA.

BALDWIN COUNTY.

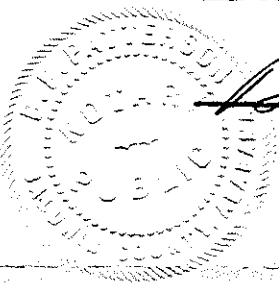
Before me, B.F. Patterson a Notary

Public in and for said state and county personally appeared Lorena Lee Smith Donaldson, who, after being by me first duly sworn according to law doth depose and say, That she is the complainant in a certain cause now pending in the Circuit Court of Baldwin County, sitting in Equity, wherein she is the complainant and Jack Donaldson is the defendant; that she is a "bona fide" resident of the State of Alabama, and has been for the last fifteen years, that she is fifteen years of age; that said defendant, Jack Donaldson, is about 20 years of age and is a non-resident of the state of Alabama and when last heard from resided near Cantonment in the State of Florida, and that she believes that service by publication is necessary in order to make the said Jack Donaldson party respondent to her bill of complaint for divorce.

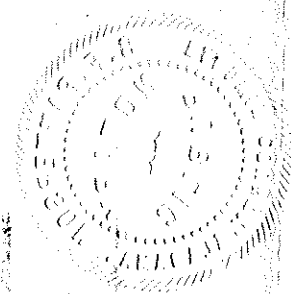
Lorena Smith Donaldson

Sworn to and subscribed before me this the 5<sup>th</sup> day of October ~~Sept~~, A. D., 1917.

B. F. Patterson  
Notary Public,  
Baldwin County, Alabama.



Filed 10/5/1917  
J. W. McInerney  
Supt.



THE STATE OF ALABAMA,  
BALDWIN COUNTY.

No. 42 ..... CIRCUIT COURT, IN EQUITY.

..... Lorena Smith Donaldson ..... Complainant.....  
vs.  
..... Jack Donaldson ..... 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.....

.....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.....

..... Lorena Smith Donaldson ..... is forever divorced from the said  
..... Jack Donaldson ..... for and on account of  
actual violence committed upon her person attended with danger to life  
and health.

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

It is further ordered, that the said..... Lorena Smith Donaldson .....  
be, and..... S 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..... Lorena Smith Donaldson .....  
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..... Lorena Smith Donaldson .....

It is further ordered, adjudged and decreed that said .. Lorena Smith Donaldson .....  
shall not again marry except to said..... Jack Donaldson .....  
until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except  
to said..... Jack Donaldson ..... during the pendency of said appeal.  
and that she may resume her maiden name of Lorena Smith.....

This 27<sup>th</sup> day of Dec

1917

*A. H. Fauble*

Judge of the Circuit Court of Baldwin County.



No. 42

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT IN EQUITY,  
BALDWIN COUNTY, ALA.

Lorena Smith Donaldson

vs.

Jack Donaldson

DECREE OF DIVORCE.

Filed in office this 29<sup>th</sup> Oct

day of Dec 1917

Register.

E. O. M.

Approved & recorded in  
minutes

# THE BALDWIN TIMES

ABNER J. SMITH, PROPRIETOR

DEVOTED TO THE INTEREST OF BALDWIN COUNTY AND HER PEOPLE

PUBLISHED EVERY THURSDAY

SUBSCRIPTION: \$1.00 PER YEAR IN ADVANCE

ADVERTISING RATES ON APPLICATION

TELEPHONE No. 7, LOCAL AND LONG DISTANCE

BAY MINETTE, ALA.,

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

ABNER J. SMITH, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

NOTICE TO NON RESIDENT

Baldwin County Circuit Court, In Equity.

Lorena Lee Smith Donaldson,

vs

Jack Donaldson

Was published in said Newspaper for 4 consecutive weeks

in the following issues:

Date of first publication	October 18th, 1917	Vol. 28	No. 35
“ “ second	October 25th, 1917	Vol. 28	No. 36
“ “ third	November 1st, 1917	Vol. 28	No. 37
“ “ fourth	November 8th, 1917	Vol. 28	No. 38

Subscribed and sworn to before the undersigned

this 10th day of Nov 1917.

*Abner J. Smith*  
Publisher.

### Notice to Non-Resident.

Lorena Lee Smith Donaldson, vs. Jack Donaldson. The State of Alabama, Baldwin County. Circuit Court, in Equity. No. 42. This the 12th day of October, 1917.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Lorena Lee Smith Donaldson that the Defendant, Jack Donaldson, is a non-resident of the State of Alabama and when last heard from resided in the State of Florida, near Cantonment, Florida, 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 the County of Baldwin, State of Alabama, once a week for four consecutive weeks, requiring him, the said Jack Donaldson, to answer or demur to the Bill of Complaint in this cause by the 15th day of November, 1917, or after thirty days therefrom a decree Pro Confesso may be taken against him.

T. W. Richerson, Register.

5-4t

No. 42

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

Lorena Lee Smith Donaldson

Complainant.....

vs.

Jack Donaldson,

Defendant.....

ORIGINAL BILL.

Filed August 21st, 1917

*J. W. Rice*

Register.

Stone & Stone,

Solicitors

PRAYER FOR RELIEF.

The premises, considered, may it please your Honor upon a final hearing of this cause, to decree to Oratrix an absolute divorce for Cruelty form the said Jack Donaldson, and such other and further relief as shall be meet and proper and as she is in equity and justice entitled to., and she will ever pray, as in duty bound, etc.,

Lorena Lee Smith Donaldson  
By, STONE & STONE, Attys,  
Her solicitors,  
By, W. Stone,

FOOT NOTE-----The Respondent is required to answer each and every paragraph of the above Bill of Complaint from "FIRST" to "SECOND" inclusive, but not under oath, as answer under oath is hereby expressly waived.

Lorena Lee Smith Donaldson  
By, STONE & STONE, Attys,  
Her solicitors,  
By, W. Stone,

....

LORENA LEE SMITH DONALDSON, )

Complainant. )

-vs- )

JACK DONALDSON, )  
Respondent. )

CIRCUIT COURT, EQUITY SIDE.

SECOND JUDICIAL CIRCUIT, BAY

MINETTE, BALDWIN COUNTY, ALA.

To the Hon. A. E. Gamble, Judge of Circuit Court, Second Judicial Circuit, Sitting in Equity:-

Your Oratrix, Lorena Lee Smith Donaldson, exhibits this, her bill of Complaint for Divorce for Cruelty and actual violence on her person, against Jack Donaldson.

Humbly complaining, your Oratrix shows unto your Honor that she is a "bona fide" resident of Palmetto Beach, Baldwin County, State of Alabama; that she is fifteen years of age; that respondent, Jack Donaldson is a resident of Palmetto Beach, Baldwin County, State of Alabama and is twenty years of age.

ORATRIX CHARGES:-----FIRST-----

That she and the respondent, Jack Donaldson, were married at Pensacola, in the State of Florida, on to-wit; the month of April, 1917, and consorted to-gether as man and wife until, to-wit, the month of May, 1917.

-----SECOND-----

That while residing to-gether as man and wife at Palmetto Beach in Baldwin County, Alabama, the said respondent, Jack Donaldson, did committ actual violence on her person, by shooting her with a pistol with intent to murder her, said violence being attended with danger to life and health, on or about, towit, May, 1917.

---PRAYER FOR PROCESS---

The premises considered, the oratrix prays that you Honor will make and cause to be issued such orders and decrees and subpoenas as will be necessary to make the said respondent, Jack Donaldson, party respondent to this her bill of complaint for divorce.