

No. 2562 Page 25

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Grace W. Waite

Complainant

vs.

William S. Waite

Respondent

DIVORCE DECREE

*Filed 11-18-48
W. S. Waite
Registrar*

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Grace W. Waite

Complainant

VS.

William S. Waite

Respondent

I, Lois Paul

as Register and Commissioner

have called and caused to come before me Grace W. Waite and Emmie Evelyn Weekley.

witness es named in the Requirement for Oral Examination, on the 14th day of November
1945, at the office of C. LeNoir Thompson
in Bay Minette, Alabama, and having first sworn said Witness es to speak the
truth, the whole truth, and nothing but the truth, the said Grace W. Waite and Emmie
Evelyn Weekley doth depose and say as follows:

That my name is Grace W. Waite, I am over the age of over 18 and a resident of Baldwin County, Alabama and have been all of my life. The Respondent is over the age of 21 and a resident of Baldwin County, Alabama and has been more than two years next preceeding. We were married December 31, 1948 Lucedale, Mississippi., and lived together as husband and wife in Alabama until we separated July 19, 1949. The separation was caused by his abandoning me on that date, without cause on my part, and we have not lived together as husband and wife since that date. There was born of our marriage one child Donna Evelyn Waite, age about one year, who has resided with me since birth. And I have had her care, custody and control continually since birth. I feel that I am a suitable and proper person to have her care, custody and control, and ask the court to grant it to me. We have not lived together during the time stated and I do not believe that we could ever live together again for this reason I ask the court to grant me a divorce and custody of my child. I need Forty-five (\$45.00) a month for maintenance and support for my baby, Donna Evelyn Waite.

Grace W. Waite

That my name is Emmie Evelyn Weekley, I am a resident of Alabama, and over the age of 21. I know both parties of this cause. I know that Grace is over the age of 18 and that the Respondent is over the age of 21, and are both Residents of Alabama. They were married in Lucedale, Mississippi on December 31, 1948, and lived together as husband and wife in Alabama until the Respondent abandoned Grace about July 19, 1949. They have not lived together as husband and wife since that date. I do not know of any cause that Grace gave him for such abandonment. There was born of this marriage a baby girl, Donna Evelyn Waite now about a year old. Grace has had the care, custody and control of this child since that it was born and I believe that Grace is a suitable and proper person to have its care, custody and control in the future.

Emmie Evelyn Weekley

ORAL EXAMINATION.

I, Lois Paul, 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 es and read over to them and they signed the same in the presence of myself and C. LeNoir Thomson

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 14 day of November, 194 50.

Lois Paul (L. S.)

NO. 1545 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Grace W. Waite

vs. Complainant

William S. Waite

Respondent.

Oral Deposition

Filed 194

FILED

Register.

NOV 15
Recorded in

ALICE J. DICK, Register Record

Vol. Page

Register.

1M-7-46

Printed By The Baldwin Times

Grace W. Waite

vs.

William S. Waite

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, _____
Answer and Waiver, oral deposition of Grace W. Waite, and Emmie
Evelyn Weekley.

and in behalf of Defendant upon _____

Marie J. French

Register.

No. 22565

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Grace W. Waite

vs.

William S. Waite

NOTE OF TESTIMONY

Filed in Open Court this
day of NOV 1950, 194

ALICE J. DUCK, Register

Register.

Printed By The Baldwin Times

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Lois Paul

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 Grace W. Waite and Emmie Evelyn Weekley.

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Grace W. Waite

Complainant
and William S. Waite

Respondent

on oath, to be by you administered, upon Lois Paul
to take and certify the depositions of the witness^{es} and return the same to our Court, with all convenient speed, under your hand.

Witness W. S. Waite day of Nov, 1947

Grace J. Duck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Grace W. Waite

Complainant

vs.

William S. Waite

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Lois Paul

WITNESSES:

Grace W. Waite

Emmie Evelyn Weekley

GRACE WEEKLEY WAITE
COMPLAINANT

VS

WILLIAM S. WAITE
RESPONDENT

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

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demand strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

William S. Waite

STATE OF New Jersey,
Ocean COUNTY

I, Frank Palmer, a Notary Public, in and for said County, in said State, hereby certify that William S. Waite, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 7 day of November, 1950.

Frank Palmer
Notary Public, _____ County, _____
FRANK PALMER
NOTARY PUBLIC OF N.J.
My Commission Expires Mar. 3, 1952

GRACE W. WAITE

COMPLAINANT

VS

WILLIAM S. WAITE

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

TO THE HONORABLE TELFAIR J. HENSHEURN, JR., JUDGE OF THE TWENTY-EIGHTH JUDICIAL CIRCUIT, BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes the Complainant, Grace W. Waite, who shows unto your Honor the following state of facts:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and over twenty-one years of age; that the Respondent is a bona fide resident of the State of Alabama, and over twenty-one years of age.

2.

That your Complainant and Respondent married at Lucedale, Mississippi, on December 31, 1948, and lived together as husband and wife until July 19, 1949.

3.

That on July 19, 1949, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time, being at present temporarily out of the State at Veteran's Training School.

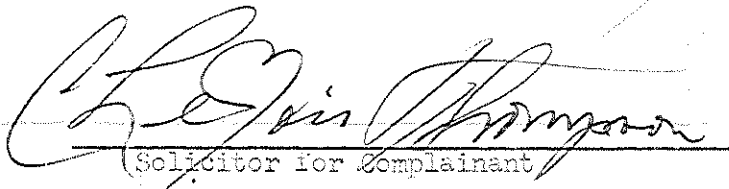
4.

That there was born to the Complainant and Respondent one child, Donna Evelyn Waite, age about one year, and her mother, the Complainant, is suitable, fit and proper person to have her care, custody and control.

PRAYER

WHEREFORE, THE PREMISES CONSIDERED, your Complainant prays that your Honor will by proper process, make the said William S. Waite, party Respondent to this cause of action in order that Complainant may have the relief hereinafter prayed for, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

That on final hearing of this cause, that Your Honor will grant unto her an absolute divorce, forever dissolving the bonds of matrimony existing between your Complainant and the Respondent, and at the time of rendering this decree, Your Honor will grant to your Complainant the care, custody and control of their infant daughter, Donna Eveyln Waite, with further understanding that the Respondent shall be permitted to visit his child at reasonable times; that Your Honor will grant to the Complainant maintenance for the child in the amount of \$45.00 per month and that upon a final hearing of this cause, that Your Honor will render a decree granting your Complainant permanent maintenance for their child aforesaid and that a suitable property division having been made, your Complainant prays for such other further or general relief to which she may be entitled.


Solicitor for Complainant

2565- Recorded

GRACE W. WAITE

Complainant

VS

WILLIAM S. WAITE

Respondent

SUMMONS AND COMPLAINT

From the law office of
C. LeNoir Thompson
Bay Minette, Alabama

FILED

NOV 1950

ALICE J. DUCK, Register

2565