

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY.

No. 183

VS.

PLAINTIFF

DEFENDANT

Ellie ...
Robert S. Duck

Bill of Costs

Fees of Register	Dollars	Cts.	Brought Forward	
Filing each bill and other papers	\$	10	For receiving, keeping and paying out or distributing money, etc.; 1st \$1,000 1 per ct.; all over \$1,000, and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000, and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	640
Issuing each subpoena		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received,	
Issuing each copy thereof		40	Each Notice sent by mail to creditors	15
Entering each return thereof		15	Filing, Receipting for and docketing each claim, etc.	25
For each order of publication		1 00	For all entries on subpoena docket, etc.	50
Issuing writ of injunction		1 50	For all entries on commission docket, etc.	50
For each copy thereof		50	Making final record, per 100 words	15
Entering each return thereof		15	Certified copy of decree	1 00
Issuing writ of attachment		1 00	Report of divorce to State Health office	50
Entering each return thereof		15	Acts 1915	
Docketing each case		1 00	Total Fees of Register	1170
Entering each appearance		25	Fees of Sheriff	
Issuing each decree pro confesso on persl ser		1 00	Serving and returning subpoena on deft.	\$ 1 50
Issuing each decree pro confesso on publication		1 00	Serving and returning subpoena for witness	65
Each order appointing guardian		1 00	Levying attachment	1 50
Any other order by Register		50	Entering and returning same	25
Issuing commission to take testimony		50	Selling property attached	75
Receiving and filing		10	Impanelling Jury	2 50
Endorsing each package		10	Executing writ of possession	1 50
Entering order submitting cause		50	Collecting execution for costs	65
Entering any other order of Court		25	Serving and returning sci. fa., each	65
Noting all testimony		50	Serving and returning notice	1 50
Abstract of cause, etc.		1 00	Serving and returning writ of injunction	1 50
Entering each decree		75	Serving and returning writ of exeat	75
For every 100 words over 500		15	Taking and approving bonds, each	2 50
Taking account, etc.		3 00	Collecting money on execution	1 00
Taking testimony, etc.		15	Making deed	1 50
Each report, 500 words or less		2 50	Serving and returning application, etc.	1 50
For every 100 words over 500		15	Serving attachment, contempt of court	1 50
Amount claimed less than \$500, etc		2 00	Total Fees of Sheriff	
Issuing each subpoena		25	Recapitulation	
Witness certificate, each		25	Register's Fees	1170
Issuing execution, each		75	Sheriff's Fees	500
Entering each return		15	Commissioner's Fees <i>P. S. Duck</i>	
Taking and approving bond, each		1 00	Solicitor's Fees	
Making copy of bill, etc		15	Witness Fees	
Each notice not otherwise provided for		50	Guardian Ad Litem	
Each certificate or affidavit, with seal		50	Printer's Fees	
Each certificate or affidavit, no seal		25	Trial Tax	3 00
Hearing and passing on application, etc.		3 00	Recording Decree in Probate Court	
Each settlement with receiver, etc.		3 00	TOTAL	1940
Examining each voucher of receiver, etc		10		5
Examining each answer, etc.		3 00		1440
Recording resignation, etc.		75		
Entering each certificate to Supreme Court		50		
Taking questions and answers, etc.		25		
For all other service relating to such proceedings		1 00		
For services in proceeding to relieve minors, etc., same fees as in similar cases.				
Commission on sales, etc.: 1st \$100, 2 per cent.; all over \$100, and not exceeding 1,000, 1 1-2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.				
Sub Total Carried Forward		660		

Received payment this 23rd day of Jan 1936

Robert S. Duck
Register.

THE STATE OF ALABAMA, }
Baldwin County.

No. 182 Circuit Court, In Equity

ELLA SIMMONS Complainant

vs.

BUD SIMMONS Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the 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 Complainant is forever divorced from the Defendant.
On account of Cruelty

Complainant is awarded custody of the minor Leonard Simmons, until further orders of this Court

It is further ordered that the said ELLA SIMMONS. be, and she 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 ELLA SIMMONS. 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 be issued against the said

It is further ordered, adjudged and decreed that said ELLA SIMMONS. shall not again marry except to said BUD SIMMONS. until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said BUD SIMMONS. during the said pendency of appeal

This 17th day of January 1936
J.W. Ware
Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, }
Baldwin County.

Circuit Court, In Equity.

I, Robert S. Duck. 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 _____ 1936 in the cause of

ELLA SIMMONS Complainant

vs.

BUD SIMMONS Defendant
as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____ 1936

Register

8550 REQUEST FOR DECREE IN VACATION.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

No. 182

Ella Simmons.

vs.

Bud Simmons

To Robert S. Duck., Register:

In the above stated cause a Decree Pro Confesso having been taken and evidence having been taken, and the cause being ready for submission

defense having been interposed, the Complainant, by Orvis M. Br

..... Solicitors of record, now files with this written request to deliver the papers in this cause to the Judge for

Orvis M. Br...
Solicitor for Complainant.

Bay Minette, Ala., January 23 1936.
Received of Robert S. Duck
Five and 00/100
For Commission fees in Simmons case
Orvis M. Br...

\$ 5.00

By

The State of Alabama,
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Bud Simmons.

of _____ County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Elie Simmons.

against said Bud Simmons.

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this 23rd day of November. 193

Robert S. Duck

Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

.....Ella Simmons......

 vs.
Bud Simmons......

CIRCUIT COURT OF
 Baldwin County.
 IN EQUITY.

In this cause it being made to appear to the Register that on the 23
 day of November. 1935, a copy of the Bill of Complaint filed in this cause was
 sent to Bud Simmons.

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
 addressed," and return receipt demanded addressed to the Register of this Court; and that on the
29th day of November, 1935, such receipt was duly
 received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
 or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
 adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all
 things taken as confessed against the said Bud Simmons.

..... Defendant

This the 3 day of January, 1936.

Robert Duck Register.

ELLA SIMMONS,
Complainant,
VS.
BUD SIMMONS,
Respondent,

IN THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, IN EQUITY,
NO. _____

TO THE HONORABLE JUDGE F. W. HARE OF THE CIRCUIT COURT
BALDWIN COUNTY, ALABAMA, IN EQUITY

Now comes your complainant, Ella Simmons, and presents
this her Bill of Complaint, against Bud Simmons, and shows unto
your Honor as follows;-

FIRST:

THAT your complainant and the said Bud Simmons, are both
over the age of twenty-one years, that your Complainant is a
bona fide resident of the State of Alabama and has been for over
a year next prior to the filing of this complaint, that your
complainant is a resident of Baldwin County, and has been for a
year preceeding the filing of this Complaint, that your Respondent
Bud Simmons, is a resident of the State of Florida, and of the
city of Milton, and has been for the past several years.

SECOND:

Your Complainant and the said Bud Simmons were lawfully
married in Milton, Florida, during the month of July 1922, and lived
to-gether as man and wife until late October 1934; that there was
born to the said complainant and the said Bud Simmons, two children
the oldest being about twelve years of age, named W.J. Simmons, and
the youngest being eight years of age, named Leonard, both being
boys, the oldest boy now being with the said Bud Simmons and the
youngest boy with your complainant.

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Claudia Le Noir

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 Ella Simmons, Reola Roberson, and Katherine Roberson,

as witnesses in behalf of Ella Simmons in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Ella Simmons

is Complainant

and

Bud Simmons Defendant,

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

Witness 3rd day of January 19 36.

Robert S. Duck

7. REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$

The State of Alabama }
 Baldwin County

Circuit Court of Baldwin County, Alabama,
 (In Equity)

ELLA SIMMONS

COMPLAINANT

VS.

BUD SIMMONS

RESPONDENT

I, Claudia Le Noir

as Register and Commissioner in Chancery

have called and caused to come before me Elba Simmons, Reola Roberson, and

Katherine Roberson

witnesses named in the requirement for Oral Examination, on the 6th day of January
1936, at the office of Amos Garrett

in Robertsdale, Alabama, and having first sworn said witnesses to speak the
 truth, the whole truth, and nothing but the truth, the said witnesses

doth depose and say as follows:

My name is Ella Simmons, I am the wife of Bud Simmons, we were married in Milton, Fla. in July, 1922 and lived together as man and wife until October 1934. We had two children, both boys the oldest boy named W. J. Simmons, age 12 he is now with his father in Milton, Fla. and the youngest boy named Leonard, who is eight years of age is with me here at Loxley, so that he can go to school, I have had him in school ever since I have lived near Loxley. I am 33 years of age and Bud is about 48 years old. I have been living here ever since we were separated in October 1934. At this time we lived at Beardale, Fla. where we were separated. Bud was a very rough character and had some trouble while at the camp at Beardale. Bud was always fighting with me and abusing me but I tried to put up with it until in October of 1934 when he assaulted me and struck me in the face and on the breast, and told me to leave, so I did leave and came to my sisters here at Loxley. Since our separation in October of 1934 I have not seen Bud, nor lived with him and never intend to live with him again. My people told me I was crazy for living with him as long as I did. We had to leave Beardale, Fla. as Bud had some trouble with some of the men at the camp and it come near to be serious so we moved to Milton. He not only mistreated me this one time but often struck me.

Ella Simmons

**Circuit Court, Baldwin County, Ala.
In Equity.**

No. _____

vs.

Cost Bill

Paid _____ 193_____

Register.

Moore Printing Co. Bay Minette

ORAL EXAMINATION

I, Claudia Le Noir as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself and the presence of each other at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof made before me of the identity of said witnesses; 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 6th day of January 1936.

Claudia Le Noir (L. S.)

No. 188

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THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ELLA SIMMONS

COMPLAINANT

vs.

BUD SIMMONS

RESPONDENT

ORAL DEPOSITION

Filed January 16, 1936

Robert D. West Register.

RECORDED IN

Record

Vol. _____ Page _____

Register

The State of Alabama

BALDWIN COUNTY

CIRCUIT COURT

ELLA SIMMONS,

Complainant

BUD SIMMONS,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Claudia Lenoir

WITNESSES:

Ella Simmons

Reola Roberson

Katherine Roberson.

...and ...
...and ...
...and ...
...and ...

...

...

...and ...
...and ...
...and ...

...

No. 182

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

W. L. Simmons

vs.

Bud Simmons

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 3 day of

1936

Anthony Duck, Register

Entered in O. B. Page

copy

Serve on _____

**Circuit Court of Baldwin County
IN EQUITY**

No. _____

S U M M O N S

vs.

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

RECORDED
due to

6-26-3

Received in office this _____

day of _____, 193_____

SHERIFF

Executed this _____ day of _____

193_____

by leaving a copy of the within Summons with _____

Defendant

Sheriff

Deputy Sheriff

By _____

Solicitor for Complainant

Recorded in Vol. _____ Page _____

No. 182

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.

ELLA SIMMONS

VS.

BUD SIMMONS.

DECREE OF DIVORCE

Filed in office this

18

day of Jan.

1936

Robert A. Davis
REGISTER

E. O. M.

MOORE PRINTING CO., BAY MINETTE, ALA.

No. 155

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THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Ella Simmons

VS.

Bud Simmons

REQUEST FOR DECREE IN
VACATION

FILED

Jan 16
1936

Register

RECORDED IN

RECORD

VOL.

PAGE

Register

No. 182

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY
Baldwin County, Ala.

ETLA SIMMONS

VS.

EDD SIMMONS.

DECREE OF DIVORCE

Filed in office this

18

day of

Jan

1936

Robert A. Buck
REGISTER

H. O. M.

MOORE PRINTING CO., BAY MINNETTE, ALA.

RECEIPT FOR REGISTERED ARTICLE No. 11-23

Fee paid 1 class postage paid 11-23, 1955 (Date)

Declared value, \$ None Surcharges paid, \$ 00

From Post 3 Duck (Sender)

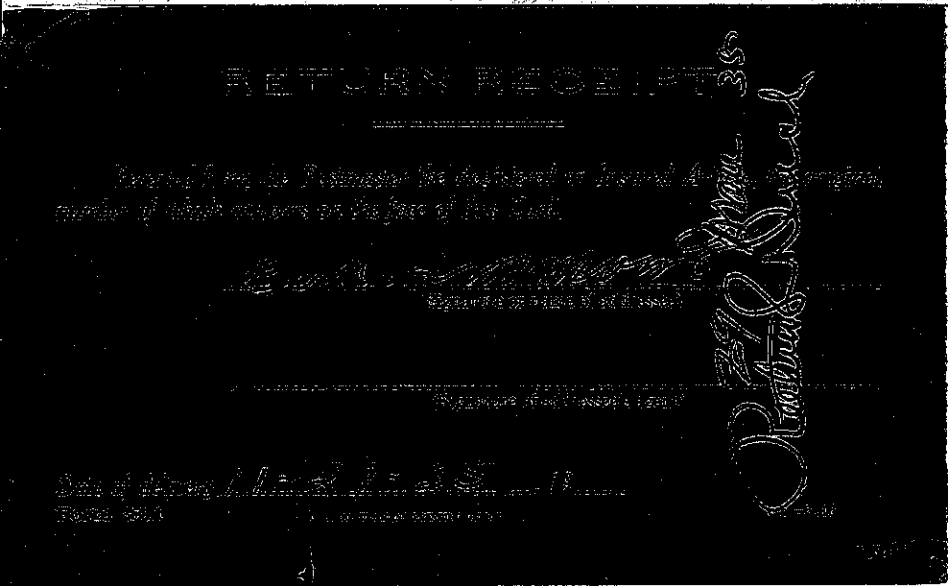
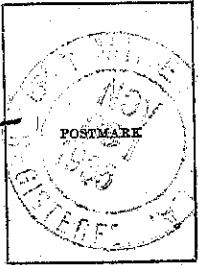
Addressed to Bud R. Thompson (Post office and State)

Rt 2 Milton Fla. (Address)

(Street and number) (Post office and State)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 2 in person NO Special delivery fee _____
or order _____
Delivery restricted to addressee _____ Postmaster, per L
5-6859 Fee paid _____



11-20-11
At the residence of Mr. & Mrs. J. W. Miller
Box 20
Bay Mills, Mich.
2

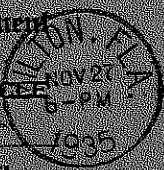
Post Office Department
OFFICIAL BUSINESS

REGISTERED ARTICLES

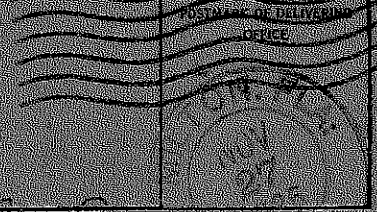
No. 244

INSURED PARCEL

No. _____



REGULATORY FOR PRIVATE USE TO SUPPLEMENT GOVERNMENT USE



Return to Robert & Duck Club

Street and Number, or Post Office Box, _____

Post Office at Bay Mills

State Mich.