

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Leonard Byrd, Complainant

vs.

Millie Byrd, 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 Leonard Byrd is forever divorced from the said Millie Byrd for and on account of Voluntary 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 Leonard Byrd the Complainant pay the cost herein to be taxed, for which execution may issue.

This 14th day of May, 1951.

Felix J. Mable
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.

m.
No. 2580 Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Leonard Byrd

Complainant

vs.

Millie Byrd

Respondent

DIVORCE DECREE

FILED
MAY 16 - 1951
ALICE J. BOCK, Register

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

Leonard Byrd

Complainant

VS.

Millie Byrd

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me J. L. Byrd and L. J. Wiggins

witness ^{es} named in the Requirement for Oral Examination, on the 12 day of May
1945, at the office of Hubert M. Hall

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 J. L. Byrd and L. J. Wiggins
 doth depose and say as follows:

My name is Leonard Byrd. I am 63 years of age, a bona fide resident of Baldwin County, Alabama, living at Stapleton, where I have lived all of my life. The Respondent Millie Byrd, is 46 years of age and presently living at Range in Conecuh County, Alabama.

The Respondent and I married in Escambia County, Alabama, in May 1948. I was 60 years old at the time of the marriage and the Respondent was 43. Immediately after our marriage we returned to my home at Stapleton in Baldwin County, Alabama, where we lived until February 1949. The Respondent in February 1949 voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. The Respondent and I, of course, have no children and no community property. The Respondent has continuously refused to come and live with me as my wife. I know that the Respondent and I can never again live together as husband and wife.

J. L. Byrd

I am personally acquainted with Complainant and the Respondent in this case. I live at Stapleton in this county. I know of my own personal knowledge that the Complainant and the Respondent have not lived together as husband and wife for more than two years. The Complainant has lived at Stapleton during the entire time I have known him. The Complainant and the Respondent were living at Stapleton at the time the Respondent abandoned him. She is now living somewhere in Conecuh County.

L. J. Wiggins

ORAL EXAMINATION.

I, Evelyn Watts, 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 Hubert M. Hall

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 12 day of May, 1951

Evelyn Watts (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Leonard Byrd

vs. Complainant

Millie Byrd

Respondent.

Oral Deposition

Filed _____, 1951

FILED
MAY 14 1951
Recorded in 1951
Register.

Alice J. Duck,
Record

Vol. _____, Register

Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO:

Evelyn Watts

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 Leonard Byrd

and L. J. Waggoner

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Leonard Byrd

and Miss Byrd, Complainant.

Respondent

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

Witness 12th day of May, 1951

Arice J. Leach

Register.

Commissioner's Fee, \$

Witness' Fees, \$

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons MILLIE BYRD TO Appear and plead, answer or demur within thirty days from the service thereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by LEONARD BYRD as Complainant and against Millie Byrd as Respondent.

WITNESS my hand this the 9th day of December, 1950.

Robert. Leitch
Register

LEONARD BYRD

COMPLAINANT

VS

MILLIE BYRD

RESPONDENT

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

TO HONORABLE TELFAIR J. MASHEURN, JR., JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA:

Your Complainant Leonard Byrd, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age, a bona fide resident of Baldwin County, Alabama, and has been for the past fifty years; that the Respondent is over twenty-one years of age, a resident of Baldwin County, Alabama, but presently residing at Range in Conecuh County, Alabama.

2.

That your Complainant and the Respondent married at Escambia County, Alabama, in May 1948 and lived together as husband and wife in Baldwin County, Alabama, until in February 1949.

3.

That in February 1949, and while your Complainant and the Respondent were living in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said Millie Byrd party respondent to this cause of action, requiring her 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.

Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to him an absolute decree of divorce forever barring the bonds of matrimony existing between him and the Respondent; that he be granted such other, further different or general relief as he may be in equity and good conscience entitled to receive.



Solicitor for the Complainant

Received in Sheriff's Office
this 9 day of Dec 1950
TAYLOR WILKINS, Sheriff

RECORDED

NO 2580

1/11/54

Executed by
Serving copy on
Willie Byrd.

A. H. Lewis D.S.
Covington County

LEONARD BYRD

COMPLAINANT

VS

MILLIE BYRD

RESPONDENT

Range, Ala.

BILL OF COMPLAINT

FILED

DEC 9 1950

WILLIE A. DUCK, Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY

No. 3011 Circuit Court, In Equity.

Leonard Byrd

Complainant

Vs.

Millie Byrd

Defendant

Motion is hereby made for a Decree Pro Confesso against Millie Byrd

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 10th day of May 1957

Boydall Solicitor.

RECORDED

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Leonard Byrd

Vs.

Millie Byrd

Motion for Decree Pro Confesso on
Personal Service

Filed 5-10 19 51

Alice J. [Signature]
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

Leonard Byrd
Complainant,
Vs. Millie Byrd
Respondent.

In the Circuit Court.
In Equity No. _____.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

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

by the Sheriff of Conecuh County, on the 11 day of January,
1945.

And it further appears to the Register, that the said
Millie Byrd

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 H. M. Hall 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 Millie Byrd

This 10th day of May, 1945.

Register.

RECORDED

No. _____

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

Leonard Byrd

Complainant,

Vs.

Millie Byrd

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this 10th day of May,
1945.

W. J. Henry
Register.

Baldwin Times Print

RECORDED

Leonard Byrd

vs.

Millie Byrd

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, _____

Decree pro confesso on personal service and testimony of J.L. Byrd and

L. J. Wiggins

and in behalf of Defendant upon _____

[Signature]

[Signature]

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Leonard Byrd

vs.

Millie Byrd

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

FILED
MAY 14 1951

Register.

Printed By The Baldwin Times

ALICE A. DUCK, Register

W

2580