

2745

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

James Bolden

, Complainant

vs.

Frances Bolden

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Registered mail 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 James Bolden

is forever divorced from the

said Frances Bolden

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 James Bolden

the Complainant

pay the cost herein to be taxed, for which execution may issue.

This 27<sup>th</sup> day of February, 1952.

Jessie A. Maduburn  
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.

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

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

James Bolden

Complainant

vs.

Frances Bolden

Respondent

**DIVORCE DECREE**

**FILED**  
FEB 27 1952  
ALICE J. DUCK, Register

James Bolden

vs.

Frances Bolden

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 by registered mail on respondent and testimony of  
James Bolden and Canova Mitchell

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

*James Bolden*  
*Set for Comp*

*Benjamin H. Smith*

Register.

No. ....

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

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

James Bolden

vs.

Frances Bolden

**NOTE OF TESTIMONY**

Filed in Open Court this 26<sup>th</sup> .....

day of Feb ....., 1942

**FILED**

Register.

Printed By The Baldwin Times

FEB 26 1942

ALICE J. DUCK, Register

The State of Alabama,  
Baldwin County.

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

James Bolden

Complainant.....

Vs.

Frances Bolden

Defendant.....

Motion is hereby made for a Decree Pro Confesso against Frances Bolden

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 by Registered Mail, according to law, and that said Defendant.....ha<sup>s</sup>..... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This..... day of ....., 19.....

*Y. L. Lee*

....., Solicitor.

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

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

**CIRCUIT COURT, IN EQUITY**

James Bolden

**Vs.**

Frances Bolden

**MOTION FOR DECREE PRO CONFESSO**  
**AFTER NOTICE BY REGISTERED MAIL**

Filed 2-4 ....., 1932

*James J. Hester*  
Register.

Recorded in ..... Record,

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

Register.

James Bolden

Vs.

Frances Bolden

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the \_\_\_\_\_ day of \_\_\_\_\_, 194\_\_\_\_, a copy of the Bill of Complaint filed in this cause was sent to Frances Bolden

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 23<sup>rd</sup> day of Nov, 1945, 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 Frances Bolden

Defendant\_\_\_\_\_

This the 24<sup>th</sup> day of Feb, 1945David H. H. H. Register.

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

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

James Bolden

Vs.

Frances Bolden

DECREE PRO CONFESSO AFTER  
NOTICE BY REGISTERED MAIL

Filed in office this 14<sup>th</sup> day of

Feb, 1952

Alice J. Duck, Register

Entered in O. B. FILED Page \_\_\_\_\_

The Baldwin Times, Bay Minette, Ala.

FEB 26 1952

ALICE J. DUCK, 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 James Bolden and Canova Mitchell

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

and Frances Bolden, Complainant

Respondent

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

Witness Jul day of July, 1946

Alice L. Hensley  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

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

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

**CIRCUIT COURT**

James Bolden

Complainant

vs.

Frances Bolden

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

Evelyn Watts

WITNESSES

James Bolden

Canova Mitchell

FEB 26 1952

ALICE J. BUCK, Register

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

James Bolden

Complainant

VS.

Frances Bolden

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me James Bolden and Canova Mitchell

witnesses named in the Requirement for Oral Examination, on the 4 day of February 194 52, at the office of Hubert M. Hall

in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said James Bolden and Canova Mitchell doth depose and say as follows:

My name is James Bolden. I am over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, and have been for more than three years next preceding the filing of the bill of Complaint. The Respondent is over twenty-one years of age and a non-resident of the State of Alabama, her address being 307 East Leonard Street, Pensacola, Florida.

The Respondent and I married at Fairhope, Alabama, in 1941, and lived together as husband and wife in Baldwin County, Alabama, until on to-wit, July 1, 1950.

The Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time.

We have no children.

*James Bolden*

My name is Canova Mitchell. I know the Complainant and the Respondent and know that they have not lived together as husband and wife since July 1, 1950. The Complainant is a non-resident of the State of Alabama.

*Canova Mitchell*

ORAL EXAMINATION.

I, Evelyn Watts, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition s 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 an \_\_\_\_\_ 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 4 day of February, 194 52.

Evelyn Watts (L. S.)

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

James Bolden

vs. Complainant

Frances Bolden

Respondent.

Oral Deposition

Filed \_\_\_\_\_, 194 \_\_\_\_\_

Register.

Recorded in

Record

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

Register.

FILED

FEB 28 1952

ALBERT H. DUCK, Register

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons FRANCES BOLDEN to appear and plead, answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by JAMES BOLDEN, as Complainant and against FRANCES BOLDEN, as Respondent.

WITNESS my hand this the 17<sup>th</sup> day of November, 1951.

W. J. Masheurn, Jr.  
Register

JAMES BOLDEN

COMPLAINANT

VS

FRANCES BOLDEN

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, IN EQUITY:

Your Complainant, James Bolden, 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 Fairhope, Baldwin County, Alabama, and has been for more than three years next preceding the filing of this bill of complaint; that the Respondent is over twenty-one years of age, a non-resident of the State of Alabama, her address being 307 East Leonard Street, Pensacola, Florida.

2.

That Your Complainant and the Respondent married at Fairhope, Alabama, in 1941, and lived together as husband and wife, in Baldwin County, Alabama, until on to-wit, July 1, 1950.

3.

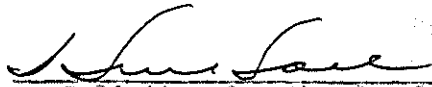
That on, to-wit, July 1, 1950, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

4.

That the Complainant and the Respondent have no children.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said Frances Bolden 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.

Your Complainant 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; Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Solicitor for the Complainant

NW 2743

JAMES BOLDEN

COMPLAINANT

VS

FRANCES BOLDEN

RESPONDENT

RECORDED

BILL OF COMPLAINT

FILED

NOV 17 1951

ALICE J. DUCK, Register

2745