

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Maxine C. Roth

, Complainant

vs.

Donald William Roth

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Publication 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 Maxine C. Roth is forever divorced from the

said Donald William Roth 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 the Complainant pay the cost herein to be taxed, for which execution may issue.

This 27<sup>th</sup> day of March, 1952

*J. J. M. M. M.*  
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. 2763 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

MAXINE C. ROTH

Complainant

vs.

DONALD WILLIAM ROTH

Respondent

**DIVORCE DECREE**

**FILED**

MAR 27, 1952

ALICE J. DUCK, Register

MAXINE C. ROTH

vs.

DONALD WILLIAM ROTH

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,  
~~Testimony of Complainant~~ and witness, Willie Mae Countryman

and in behalf of Defendant upon  
Decree Pro Confesso on Publication

E. A. Cramer

*Willie Mae Countryman*

Register.

No. 2163.....

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

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

Margie C. Roth

vs.

Donald Williams Roth

**NOTE OF TESTIMONY**

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

day of March, 1942

W. H. F. F. F.  
Register.

Maxine C. Roth  
Complainant

vs

Donald William Roth  
Respondent

Circuit Court  
Baldwin County  
Alabama  
In Equity

To the Honorable Telfair J. Masburn, Jr., Judge of said Court,  
sitting in Equity,

Comes Maxine C. Roth and exhibits this, her Bill of Complaint  
against Donald William Roth and shows unto Your Honor as follows:

First: Complainant, whose age is 29 years, and Respondent, whose age  
is 30 years, intermarried on September 30th 1943 at Gretna, Louisiana.

Second: The Complainant has been a resident of Fairhope, Alabama, since  
prior to said marriage and still continues as such resident.

Third: The parties hereto lived together as husband and wife in said  
Fairhope, Alabama, until October, 1944, at which time Respondent did  
voluntarily abandon Complainant and has continued said abandonment  
ever since with total neglect of the marital covenant on his part to  
be performed.

The premises considered, Complainant prays that said Donald William  
Roth be, by all appropriate process, made party defendant to this suit,  
that he be compelled to plead, answer or demur to the several paragraphs  
hereof within the time prescribed by law and that he be compelled to abide  
and obey all orders and decrees made in the premises.

Further, Complainant prays, upon a hearing of the within cause, that a  
decree be rendered granting <sup>her</sup> an absolute divorce, forever, from said Donald  
William Roth and granting her such other, further and different relief as  
to Your Honor may seem meet and proper in Equity.

E. A. Cramer  
Solicitor for Complainant

Maxine C. Roth

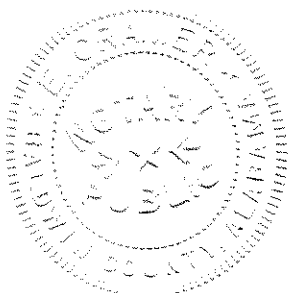
State of Alabama  
Baldwin County

Personally appeared Maxine C. Roth, who, being duly sworn, deposes and  
says that she is past the age of 21 years; that Donald William Roth is  
past the age of 21 years and that he is a non resident of the State of  
Alabama and that, despite all reasonable efforts to ascertain his present  
whereabouts, he cannot be found.

Maxine C. Roth

Subscribed and sworn to before me this 8th day of January, 1952.

E. Cramer  
Notary Public, Baldwin County, Alabama





*The* **BALDWIN** *Times*  
ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER  
BAY MINETTE, ALABAMA

**Legal Notice**

NOTICE TO NON-RESIDENT  
MAXINE C. ROTH, No. 2763  
Vs.  
DONALD WILLIAM ROTH

The State of Alabama, Baldwin County,  
Circuit Court, in Equity

This the 10th day of January, 1952

In this cause it being made to appear to the Clerk of this Court by the affidavit of Maxine C. Roth that the Defendant, Donald William Roth is a non-resident of the State of Alabama 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 Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Respondent the said Donald William Roth to answer or demur to the Bill of Complaint in this cause by the 10th day of February 1952, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK  
Register

E. A. Cramer,  
Solicitor for Complainant 52-4tc.

**AFFIDAVIT OF PUBLICATION**

STATE OF ALABAMA,  
BALDWIN COUNTY.

Jimmy Faulkner, 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

Maxine C. Roth

Vs.

Donald W. Roth

**COST STATEMENT**

120 WORDS @ 6 1/2 cents — — — \$ 11.05  
I hereby certify this is correct, due and unpaid (paid).

Jimmy Faulkner  
Publisher.

Was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Jan. 17, 1952 Vol. 62 No. 52

Date of 2nd publication Jan. 24, 1952 Vol. 63 No. 1

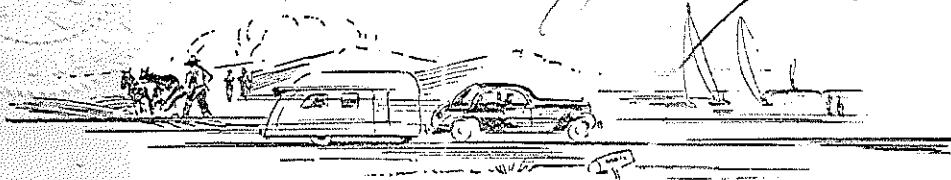
Date of 3rd publication Jan. 31, 1952 Vol. 63 No. 2

Date of 4th publication Feb. 7, 1952 Vol. 63 No. 3

Subscribed and sworn before the undersigned this 7 day of Feb., 1952

Dorothy Martin  
Notary Public, Baldwin County.

Jimmy Faulkner  
Publisher.



**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Maxine C. Roth

Complainant

VS.

Donald William Roth

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me

Maxine C. Roth and Willie Mae Countryman

witnesses named in the Requirement for Oral Examination, on the 22 day of March  
~~19~~ 1952 at the office of E. A. Cramer, attorney,  
in Fairhope, Alabama, and having first sworn said Witness es to speak the  
truth, the whole truth, and nothing but the truth, the said Maxine C. Roth  
doth depose and say as follows:

I am 29 years of age and Donald William Roth, my husband, is 30. We were married  
September 30th 1943 at Gretna, Louisiana. We lived together as husband and wife  
in Fairhope, Baldwin County, Alabama, from our marriage until October, 1944, at  
which time, Donald just ran off. I have continued to live in Fairhope since. I  
have never had any word from Donald nor any support ever since he left in 1944.  
I had tried, from time to time, to find him, but without success. We have no  
property nor children. I do not know why he left me and there is no justifiable  
reason that I know of except that he did not want to be tied down to a marriage.

Maxine C. Roth

And the said Willie Mae Countryman doth depose and say as follows:

I am Maxine's mother. We have lived in Fairhope, Alabama, for ten years or more.  
Maxine and Donald lived at my home until he left without a word in 1944. I think  
it was in October. He has never been back since nor has she ever heard from him.  
She has continued to live with me and still does.

Willie Mae Countryman



ORAL EXAMINATION.

I, Frances G. Crawford, 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 \_\_\_\_\_

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 22nd day of March, 1952, ~~1945~~

Frances G. Crawford (L. S.)

NO. 2763 PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

POTH

vs. Complainant

POTH

Respondent.

Oral Deposition

Filed 3-26, 1952

Frank W. Moore, Register.

Recorded in

Record

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

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT

TO: Mrs. Francis G. Crawford

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

Maxine C. Roth and  
Willie Mae Countryman

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

Maxine C. Roth

\_\_\_\_\_, Complainant  
and Donald William Roth

\_\_\_\_\_, Respondent  
on oath, to be by you administered, upon these

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 20<sup>th</sup> day of March, 1952.

Reice J. Leach  
Register.

Commissioner's Fee, \$ NONE

Witness' Fees, \$ NONE

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

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

**CIRCUIT COURT**

*Mafine C. Roth*

Complainant—

vs.

*Donald Williams Roth*

Defendant—

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER

WITNESSES:

Maxine C. Roth  
Complainant,  
VS.  
Donald William Roth  
Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY.  
NO. 2763

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Day Minette, in the County of Baldwin

Alabama, the place of trial of said cause, to-wit:

Maxine C. Roth

Willie Mae Countryman

;

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

E. G. Cramer  
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Frances G. Crawford,

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

E. G. Cramer  
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION.

.....  
Complainant,

Vs.

.....  
Respondent.

\_\_\_\_\_  
IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA—IN EQUITY.

Filed this 20<sup>th</sup> day of March,

1942.

.....  
W. J. W. W. W.  
Register.

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT, IN EQUITY

No. 2763

Term, 19

Maxine C. Roth

Complainant

Vs.

Donald William Roth

Defendant

Motion is hereby made for a Decree Pro Confesso against

Donald William Roth

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 15th day of March, 19 52.

746 Code

Solicitor.

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

**THE STATE OF ALABAMA**

**BALDWIN COUNTY**

**CIRCUIT COURT, IN EQUITY**

Complainant \_\_\_\_\_

Vs.

Defendant \_\_\_\_\_

**Motion for Decree Pro Confesso  
On Publication**

Filed 3-20, 1902

*Wm. J. Much*  
Register.

Recorded in \_\_\_\_\_ Record

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

Register.

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. 2763

Term, 19

Maxine C. Roth

Complainant

Vs.

Donald William Roth

Defendant

In this cause it appears to the Register that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 16th day of January, 1952, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in County, on the day of 194 and

And it now further appearing to the Register that the said Donald William Roth

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

that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Donald William

This 20th day of March 1952.

Register.



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

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Vs.

Decree Pro Confesso of Publication

Issued 3-20 1952

*Henry J. Kerner*  
Register.

Recorded in \_\_\_\_\_ Record

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

Register.

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

MAXINE C. ROTH

No. 2763

vs.

DONALD WILLIAM ROTH

The State of Alabama,

Baldwin County.

Circuit Court, in Equity

This the 10th day of

January, 1952

In this cause it being made to appear to the Clerk of this Court by the affidavit of

MAXINE C. ROTH

that the Defendant DONALD WILLIAM ROTH

is a non-resident of the State of Alabama

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 Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

Respondent the said DONALD WILLIAM ROTH

to answer or demur to the Bill of Complaint in this cause by the 10th day of February 1952, or after thirty days therefrom a decree Pro Confesso may be taken against him

E. A. CRAMER,

Register.