

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

E. E. GRACE, Complainant
vs.

SUZIE BELL GRACE, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Waiver~~ 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 E. E. Grace is forever divorced from the

said Suzie Bell Grace for and on account of

Abandonment

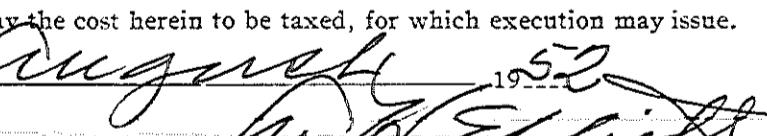
It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

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

This 6th day of

1952


W. H. Elliott
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

E. E. GRACE

Complainant

vs.

SUZIE BELL GRACE

Respondent

DIVORCE DECREE

FILED
AUG 7 1952

ALICE J. DUCK, Register

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

E. E. GRACE

Complainant

VS.

SUZIE BELL GRACE

Respondent

I, Lylleene Mixon

as Register and Commissioner

have called and caused to come before me E. E. Grace and Etta Mae Hilburnwitnesses named in the Requirement for Oral Examination, on the 5th day of August
1945, at the office of C. LeNoir Thompsonin Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said E. E. Grace and Etta Mae Hilburn
doth depose and say as follows:

That my name is E. E. Grace, I am over the age of 21, and a resident of Baldwin County, Alabama, and have been since 1903, the respondent Suzie Bell Grace is also over the age of 21 and a resident of Baldwin County, Alabama, and has been more than 2 years next proceeding. We were married in Mobile, Alabama on August 17, 1946, and lived together as husband and wife until on or about January 8, 1951, that during that time we lived together and on or about this time mentioned the respondent struck and abused me, hitting me with a brick fro a furnace bottom, and skinning my face and head and striking me on the hand breaking a bone in my hand and that the respondent did on or about January 8, 1951 or shortly thereafter leaving me and going with a man, who is known to me as Andrew Underhill, and we have not lived together as husband and wife since that day, the abandonment was of no fault on my part, and I ask the court for a divorce since I do not believe we could ever live together as husband and wife anymore.



That my name is Etta Mae Hillburn, I know both parties to this cause I know both are over the age of 21, and are residents of Baldwin County, Ala., and have been more than two years next proceeding, that they married in Mobile, Alabama August 17, 1946 and lived together in Daphne, Alabama until the separation which occurred the first part of January, 1951, at which time the respondent, Suzie Bell Grace beat up Mr. E. E. Grace and left Daphne with a man whom I did not know, but have been told his name was Andrew Underhill. Mr. Grace and Mrs. Suzie Bell Grace have not lived together as husband and wife since the abandonment. I do not know of any cause on his part for the treatment she gave him.



ORAL EXAMINATION.

I, Lynleene Mixon, 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 C. LeNoir Tompson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had prom 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 5th day of August, 1945.

Lynleene Mixon (L. S.)

NO.

PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

E. E. GRACE

vs. Complainant

SUZIE HELL GRACE

Respondent.

Oral Deposition

Filed 8-5-52, 1962

Lynleene Mixon Register

Recorded in

Record

Vol. Page

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Lyleene Mixon

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 E. E. Grace and Etta Mae Hilburn

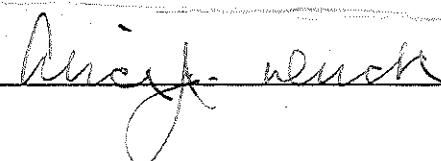
as witnesses in behalf of E. E. Grace in a cause pending in our Circuit Court in Baldwin County, of said State, wherein _____

E. E. Grace

_____, Complainant
and _____
Suzie Bell Grace

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

Witness 5th day of August, 1952.


Alice J. Wimber
Register.

Commissioner's Fee, \$_____

Witness' Fees, \$_____

No. _____

**THE STATE OF ALABAMA
Baldwin County**

CIRCUIT COURT

E. E. GRACE

Complainant—

vs.

SUZIE BELL GRACE

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

The State of Alabama, } No. CIRCUIT COURT IN EQUITY.
Baldwin County. }

E. E. GRACE Complainant.....

vs.

SUZIE BELL GRACE Defendant.....

In this cause it appears to the COURT

that a summons requiring the Defendant ... SUZIE BELL GRACE

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon Suzie Bell Grace.....

was served upon ... her by the Sheriff of Baldwin County, Alabama, on the
1st day of February 1952.

And the said Defendant ... having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of ... E. E. Grace by his Solicitor

It is

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said ... Suzie Bell Grace

Defendant aforesaid.

This ... 4th day of ... May 1952
K. L. Grace Register.

No.

Page

The State of Alabama, Baldwin County.

CIRCUIT COURT, IN EQUITY

E. E. GRACE

vs.

SUZIE HELL GRACE

DECREE PRO CONFESSO ON PERSONAL SERVICE

Issued

19.32

A. J. Anderson
Register.

Moore Printing Company, Bay Minette, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY }

No. _____ Circuit Court, In Equity.

E. E. GRACE

Complainant

Vs.

SUZIE BELL GRACE

Defendant

Motion is hereby made for a Decree Pro Confesso against

Suzie Bell Grace

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

B

day of

Aug

19⁵²

C. E. Davis, Jr.

Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

E. E. GRACE

Vs.

SUZIE BELL GRACE

Motion for Decree Pro Confesso on
Personal Service

Filed 8-4 1952

A. J. Vencher
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon SUZIE MELL GRACE, 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 E. E. GRACE, as Complainant, and against SUZIE MELL GRACE, as Respondent.

WITNESS my hand this 1st day of February, 1952.

H. J. Grace
Register.

E. E. GRACE

Complainant

vs

SUZIE MELL GRACE

Respondent

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

TO HONORABLE TELFAIR J. MASSEY, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Your Complainant E. E. Grace, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both bona fide residents of Baldwin County, Alabama and have been more than two years next preceding. That your Complainant is over the age of twenty-one years and the Respondent is over the age of twenty-one years.

2.

That your Complainant and the Respondent married in Mobile, Alabama, on August 17, 1946 and lived together as husband and wife until on to-wit, January 8, 1951, when the Respondent abandoned the Complainant.

3.

That on January 8, 1951, while your Complainant and the Respondent were living together the Respondent voluntarily abandoned the bed and board of your Complainant, and has remained away voluntarily and continuously since that time.

4.

Your Complainant avers and charges, that the said Respondent did on or about the 8th day of January, 1951, and many times prior thereto assault, beat, hit and strike Complainant; that said Respondent has

committed actual violence on his person attended with danger to his health or life; Complainant avers and charges that Respondent has made numerous threats of doing him physical harm and from her manner and conduct toward him, he is convinced that she will commit an actual violence upon his person, attended with danger to his life or health.

4.

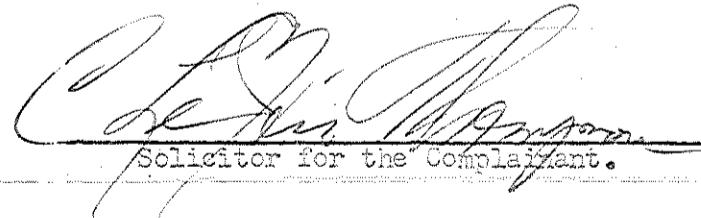
That on January 8, 1950, while your Complainant and the Respondent were living together the Respondent voluntarily abandoned the bed and board of your Complainant, and has remained away voluntarily and continuously since that time.

5.

That the Complainant and the Respondent have no children as fruits of this marriage, and there is no property to be divided.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said SUZIE HELL GRACE, 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 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; Your Complainant prays for such other, further different or general relief as he may be in equity and good conscience entitled to receive.



Solicitor for the Complainant.

M 2778

Received in Sheriff's Office
this / day of Feb. 1952
TAYLOR WILKINS, Sheriff

E. E. Grace
Complainant

vs
Suzie Bell Grace
Respondent

From the law offices of

RECORDED

FILED
FEB. 1 1952

ALICE L. BUCK, Register

Returned 18 day of Feb. 1952
Not found in my county after diligent search and inquiry.

Taylor Wilkins, Sheriff

By J. F. Hall
Deputy Sheriff

Executed 3-15 1952
by serving copy of within Summons and
Complaint on

Suzie Bell Grace

Taylor Wilkins Sheriff
By J. F. Hall Deputy Sheriff

90 Andrew D. Wondrich
336 N Paragould
New Orleans La

E. E. Grace

vs.

Suzie Ball Grace

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Plaintiff upon the original Bill of Complaint,

Answer and Waiver of the Respondent and testimony of E. E. Grace

Etta Mae Hilburn

and in behalf of Defendant upon

C. L. Dorris Thompson

A. J. Walker

Register.

No.

THE STATE OF ALABAMA
Baldwin County

I N E Q U I T Y
Circuit Court of Baldwin County

E. E. GRACE

vs.

SUZIE ELLI GRACE

NOTE OF TESTIMONY

Filed in Open Court this 6th

day of August, 1942

Alice J. French
Register.

Printed By The Baldwin Times