

2723

DIVORCE DECREE

Printed by Moore Ptg. Co.

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~~ on ~~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 16th day of August 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, Lynleene Nixon

as ~~Register and~~ Commissioner

have called and caused to come before me E. E. Grace and Etta Mae Hilburn

witnesses named in the Requirement for Oral Examination, on the 5th day of August 194 52, at the office of C. LeNoir Thompson in 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 nextproceeding. 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.

E E Grace

That my name is Etta Mae Hilburn, 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 nex 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.

Etta Mae Hilburn

ORAL EXAMINATION.

I, Lyrleene Mixon, 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 and C. LeNoir Thompson 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 5th day of August, 194 52

Lyrleene Mixon (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

E. E. GRACE

vs. Complainant

SUZIE BELL GRACE

Respondent.

Oral Deposition

Filed 8-5, 1962

Lyrleene Mixon Register,
Recorded in _____

Record _____

Vol. _____ Page _____

Register, _____

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Lyrleene Nixon

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

Henry H. Welch
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,
Baldwin County.

{ No. CIRCUIT COURT IN EQUITY.

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

This 1st day of Aug 1952

Defendant aforesaid.

Register.

No.

Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

E. E. GRACE

vs.

SUZIE BELL GRACE

**DECREE PRO CONFESSO ON
PERSONAL SERVICE**

Issued 8-4 1932

Livingston J. Jensen
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

4

day of

Aug

19

52

C. E. Harris

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 1954

Alvin J. Wren
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 BELL 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 BELL GRACE, as Respondent.

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

H. J. Smith
Register.

E. E. GRACE

Complainant

vs

SUZIE BELL GRACE

Respondent

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

TO HONORABLE TELFAIR J. MASHBURN, 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, 1950, and many times prior thereto
assault, beat, hit and strike Complainant; that said Respondent has

W 2778

Received in Sheriff's Office
this 1 day of Feb, 1952
TAYLOR WILKINS, Sheriff

E. E. Grace

Complainant

vs

Suzie Bell Grace

Respondent

From the law offices of

C. L. Thompson

RECORDED
RECORDED

FILED

FEB 1 1952

ALICE J. DUCK, Register

Returned 14 day of Feb, 1952
Not found in my county after diligent search and inquiry.

Taylor Wilkins, Sheriff

By W F Hall
Deputy Sheriff

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

Suzie Bell Grace

Taylor Wilkins Sheriff
By W F Hall Deputy Sheriff

Go Andrew D. Winderhill

336 N. Rampart St
New Orleans, La

E. E. Grace

vs.

Suzie Bell Grace

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, _____

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

Etta Mae Hilburn

and in behalf of Defendant upon _____

C. L. Davis Thompson

Abigail J. ...

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

E. E. GRACE

vs.

SUZIE BELL GRACE

NOTE OF TESTIMONY

Filed in Open Court this 6th

day of Aug., 1942

Ree French
Register.

Printed By The Baldwin Times

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