

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County
CIRCUIT COURT, IN EQUITY

J. U. ROBERTS, Complainant
vs.

ALICE PHIPP ROBERTS, 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 J. U. Roberts is forever divorced from the said Alice Phipp Roberts for and on account of Adultery

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 J. U. Roberts the Complainant pay the cost herein to be taxed, for which execution may issue.

This 24th day of October, 1952

Jelfair A. Madhewy
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

J. U. ROBERTS

Complainant

vs.

ALICE PHIPP ROBERTS

Respondent

DIVORCE DECREE

FILED

OCT 25 1952

ALICE J. DUCK, Register

The State of Alabama,
Baldwin County.

{ No. _____ CIRCUIT COURT IN EQUITY.

----- J. H. ROBERTS ----- Complainant
vs.

----- ALICE PHIPP ROBERTS ----- Defendant

In this cause it appears to the COURT
that a summons requiring the Defendant ALICE PHIPP ROBERTS

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 ALICE PHIPP ROBERTS
was served upon HER by the Sheriff of JEFFERSON County, Alabama, on the
7th day of May 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 Complainant 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 Alice Phipp Roberts

----- Defendant aforesaid.
This 20th day of Oct 1952
Alice J. Roberts Register.

RECORDED

No. 2806

Page.....

The State of Alabama,
Baldwin County,

CIRCUIT COURT, IN EQUITY

vs.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE**

Issued 10-20 1962

Wing J. Jensen
Register.

Moore Printing Company, Bay Minette, Ala.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

No. _____ Circuit Court, In Equity.

J. U. ROBERTS

Complainant

Vs.

ALICE PHIPP ROBERTS

Defendant

Motion is hereby made for a Decree Pro Confesso against

ALICE PHIPP ROBERTS

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

20

day of

Sept

1952

Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

J. U. ROBERTS

Vs.

ALICE PHIPP ROBERTS

**Motion for Decree Pro Confesso on
Personal Service**

Filed 10-2-12 1912

Amie J. Newson

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

J. U. ROBERTS

Complainant

VS.

ALICE PHIPP ROBERTS

Respondent

I, Lvrleene Mixon

as Register and Commissioner

have called and caused to come before me J. U. Roberts and Fred Irvin Roberts

witness es named in the Requirement for Oral Examination, on the 23 day of October 1945, at the office of C. LeNoir Thompson 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. U. Roberts and Fred Irvin Roberts doth depose and say as follows:

That my name is J. U. Roberts I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than two years the next preceding the respondent Alice Phipp Roberts is also over the age of 21 and a resident of Baldwin County, Alabama an has been more than two years next preceding, but is temporarily residing at 2219 Arlington Avenue, Birmingham, Alabama, since the seperation, we were married in Clear Water Florida Noverber 18, 1933, and lived together as husband and wife until October 15, 1951. There are two children of as fruits of this marriage, Fred Irvin Roberts age about 16 years and Bileen Jeanette Roberts age about 14 years, during the year 1951 at various times not known to me the said Respondent consorted with one James Johnson otherwise known as Luther Johnson going and coming with him and being with him privately and committing adultery with him at divers times that on or about October 15, 1951 she left Baldwin County and went to Birmingham, Alabama where she resided the James Johnson known as Luther Johnson 2219 Arlington Avenue, and both parties named herein received their mail at the address stated in Birmingham. There is attached hereto a letter which I received from the said Alice Phipp Roberts which was in his hand writing in which she has admitted the facts stated above is true. I believe that I am of good character and am a suit, and proper person to have the care, custody and control of the children named herein as fruits of this marriage, and respectfully ask the court to grant to me the permanent care, custody, and control of my son, Fred Irvin Roberts and of my daughter, Bileen Jeanette Roberts.

Jerome U. Robert

That my name is Fred Irvin Roberts I know both parties to this cause, they are both over the age of 21, and were resident of Alabama for more than two years next preceding until the separation finally occurred about October 15, 1951, at which time the respondent left Foley in Baldwin County, Alabama and went to Birmingham, Alabama with James Johnson, before they went off together she would clean up and take the care and go by and pick up this Luther Johnson and some time she would not come home until the next morning other times she came in at mid-night or one or two O'clock in the morning, these trips took place while the Complainant was off in service I believe that the complainant is a fit, suitable, and proper person to have the care, custody, and control, permanently of me and of my sister Bileen Jeanette Roberts, I am now 17 and she is still about 14 years.

Fred Irvin Roberts

ORAL EXAMINATION.

I, Larlene Nixon, 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 as 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 s or had proom made before me of the identity of said witness as; 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 23 day of October, 1945

Larlene Nixon (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

J. H. ROBERTS

vs. Complainant

ALICE PIRPP ROBERTS

Respondent.

Oral Deposition

Filed 10-23, 1945

Larlene Nixon, Register.
Recorded in _____

Vol. _____ Page _____ Record _____

Register.

J. U. ROBERTS

ALTC

vs.

ALICE PHIPP ROBERTS

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 on Respondent, and testimony of

J. U. Roberts and Fred Irvin Roberts

and in behalf of Defendant upon

C. L. G. Thompson

Henry H. Henshaw

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

J. U. ROBERTS

vs.

ALICE PHIPP ROBERTS

NOTE OF TESTIMONY

Filed in Open Court this 23rd

day of Oct, 1942

W. J. French
Register

Printed By The Baldwin Times

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 J. U. Roberts and Fred Irvin Roberts

as witnesses in behalf of J. U. Roberts in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

J. U. ROBERTS

, Complainant
and

Alice Phipp Roberts

Respondent

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

Witness 23 day of October, 1942

Alice J. Lennette

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

J. U. ROBERTS

Complainant _____

vs.

ALICE PHILPP ROBERTS

Defendant _____

COMMISSION TO TAKE DEPOSITION.

COMMISSIONER:

WITNESSES:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WITNESS my hand this the 5th day of March, 1952.

Register

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

Your Complainant, J. U. Roberts, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent were both bona fide residents of Baldwin County, Alabama at the time of their separation and more than two years prior thereto; that Complainant and Respondent are a residents of Baldwin County. The Complainant and Respondent are over the age of 21 years.

2.

That your Complainant and the Respondent married at Clearwater, Florida, November 18, 1933, and lived together as husband and wife until on to-wit: October 15, 1951.

3.

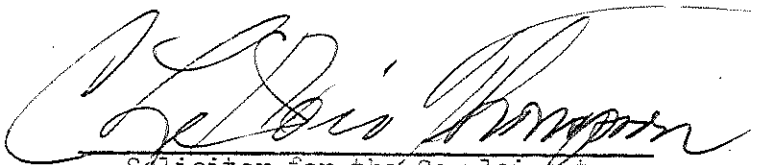
Your Complainant further avers and alleges that said Respondent has been guilty of adultery with divers parties and persons whose names to your complainant are unknown.

1

There were born as fruits of this marriage between the Complainant and the Respondent two children; Fred Ivin Roberts, age 16 and Eileen Jeanette Roberts, age 14; that the father of said children is a suitable, fit and proper person to have the care, custody, and control of these children.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said Alice Phipps Roberts, party Respondent to this bill of complaint 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 and absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that a decree be made awarding to him the custody, care and control of the minor children, Fred Ivin Roberts, age 16 and Eileen Jeanette Roberts, age 14; Your 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.

Rec. notes at
Lane
5 points Drug store
in Birmingham

resides
2219 Arbyton ave.

EXECUTED this the MY 7 '52 1952
day of _____
by leaving a copy of the within with
Alice P. Phipps
Roberts

HOLT A. McDOWELL, Sheriff
Jefferson County, Alabama

By J. A. Ransel

RECORDED #2806

Baldwin P.

J. U. ROBERTS

COMPLAINANT

VS

ALICE PHIPP ROBERTS

RESPONDENT

1952 MAY 7 AM 9:05

Bill of Complaint

From the law offices of
C. LeNoir Thompson
Attorney-At-Law
Bay Minette, Alabama

FILED

MAY 5 1952

ALICE J. DUCK, Register

Received in Sheriff's Office
this 5 day of May 1952
TAYLOR WILKINS Sheriff

clerk
for

TO: County Clerk
Court House
Bay Minette, Ala.

RE: ROBERTS, Jerome U.
SN557 288

Application is hereby made for a certified copy of the

(divorce) (birth) (marriage) (discharge) (death) (annulment)

record of Jerome vs. Alice Roberts

Date 1951

Place Bay Minette, Ala.

If for birth: _____

Father's Name _____

Mother's Maiden Name _____

The certified copy requested is for official government Veterans Administration use or for veteran's use under those California Code sections which do not require a fee to be paid.

Applicant Veterans Service Office
250 Sacramento Street
Address Auburn, California 95603

Date applied for July 19, 1966

Out _____

Reference _____

Vicki M. Gregory
Vicki M. Gregory
Asst. County Veterans Service Officer