

14225

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Cynthia Roberts, Complainant

vs.

Elijah W. Roberts, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ 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 Cynthia Roberts is forever divorced from the said Elijah W. Roberts 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 payment of the cost of this suit.

It is further ordered that Cynthia Roberts the Complainant pay the cost herein to be taxed, for which executed may issue.

This 7th day of February 1928

Robert M. Hall 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. 4225 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Cynthia Roberts

Complainant

vs.

Elijah W. Roberts

Respondent

DIVORCE DECREE

FILED

FEB 8 1953

ALICE J. DUCK, Register

Cynthia Roberts

vs.

Elijah W. 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, _____
answer and waiver of the Respondent, and testimony of Cynthia Roberts

and in behalf of Defendant upon _____

Alex J. Welch

Register.

No. 4225

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Cynthia Roberts

vs.

Elijah W. Roberts

NOTE OF TESTIMONY

Filed in Open Court this _____
day of _____, 194____
FILED
FEB 8 1958

Alice I. Beck, Register.

CYNTHIA ROBERTS

COMPLAINANT

VS

ELIJAH W. ROBERTS

RESPONDENT

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

Now comes the Respondent, in his own proper person, and admits the allegations contained in the bill of complaint filed in the above styled cause as to ages, residences, and marriage, but denies all other allegations therein contained and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant; the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

E. W. Roberts

STATE OF ALABAMA
COUNTY OF Crawshaw

I, Ben H. Lightfoot, a Notary Public, in and for said County, in said State, hereby certify that Elijah W. Roberts, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 28 day of June, 1958.

Ben H. Lightfoot
Notary Public,



4225

CYNTHIA ROBERTS

COMPLAINANT

VS

ELIJAH W. ROBERTS

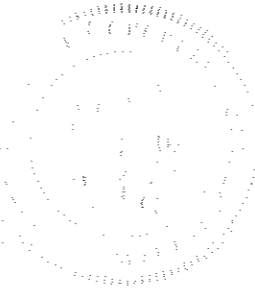
RESPONDENT

ANSWER AND WAIVER

FILED

FEB 8 1958

ALICE J. BUCK, Register



STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ELIJAH W. ROBERTS 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 CYNTHIA ROBERTS as Complainant and against Elijah W. Roberts, as Respondent.

WITNESS my hand this the _____ day of ^{Jan} ~~Jan~~, 1958.

Register

CYNTHIA ROBERTS	∅	
		IN THE CIRCUIT COURT OF
COMPLAINANT	∅	BALDWIN COUNTY, ALABAMA,
VS	∅	IN EQUITY
ELIJAH W. ROBERTS	∅	
RESPONDENT	∅	

TO HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, Cynthia Roberts, respectfully represents and shows unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama; that your Respondent is over twenty-one years of age and a resident of Goshen, Crenshaw County, Alabama.

2.

That your Complainant and the Respondent married in Bay Minette, Alabama, on November 27, 1947, and lived together as husband and wife in Baldwin County, Alabama, until on, to-wit, February 10, 1954.

3.

That on to-wit, February 10, 1954, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, your Complainant prays that Your Honor will by proper process make the said Elijah W. Roberts party respondent to this bill of complaint requiring him to plead, answer or demur

to the same within the time and under the penalties prescribed by law and the practices of this Honorable Court.

Your Complainant prays that upon a hearing hereof, Your Honor will enter an order and decree granting to her an absolute decree of divorce forever barring the bonds of matrimony existing between her 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.

Willers & Brantley

BY:

Robert M Brantley
Solicitors for the Complainant

4275

CYNTHIA ROBERTS

COMPLAINANT

VS

ELIJAH W. ROBERTS

RESPONDENT

BILL OF COMPLAINT

Filed 1-26-58

Alice H. H. H. H.
Reed

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Cynthia Roberts COMPLAINANT

vs.

Elijah W. Roberts RESPONDENT

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Cynthia Roberts

witness _____ named in the requirement for Oral Examination, on the 8th day of February
19 58, at the office of Wilters & Brantley
in Bay Minette, Alabama, and having first sworn said witness _____ to speak the
truth, the whole truth, and nothing but the truth, the said Cynthia Roberts

doth depose and say as follows:

My name is Cynthia Roberts. I am over twenty-one years of age and have lived in Baldwin County all of my life. I was married to the Respondent, Elijah W. Roberts in Bay Minette, Alabama, on November 27, 1947. He and I lived together as man and wife until about February 10, 1954. At or about that time he voluntarily abandoned my bed and board and has remained away voluntarily since that time.
The Respondent, Elijah W. Roberts, is now living in Goshen, Crenshaw County, Alabama. There were no children born to this union and we own no property jointly that needs to be divided in this proceeding.

Cynthia Roberts

I, Evelyn Watts as ~~Register~~ and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness _____ and read over to her and she signed the same in the presence of myself and _____ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proof made before me of the identity of said witness _____; 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 8th day of February, 1958.

Evelyn Watts (L. S.)

No. 4225 Page _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

Cynthia Roberts

COMPLAINANT

vs.
Elijah W. Roberts

RESPONDENT

ORAL DEPOSITION

Filed _____, 19____

FILED

Register.

FEB 8 1958
RECORDED IN

ALEX J. BARK, Register Record

Vol. _____ Page _____

Register.

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, as such time and place as you may appoint, to call before you and examine Cynthia Roberts

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Cynthia Roberts

and Elijah W. Roberts, Complainant

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

Witness 8 day of Feb, 1958

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 4225

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Cynthia Roberts

Complainant

VS.

Elijah W. Roberts

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

Commissioner of the Circuit Court of Baldwin County, Alabama, do hereby certify that the within and foregoing is a true and correct copy of the deposition of Cynthia Roberts, taken on the 15th day of August, 1977, at the residence of the said Cynthia Roberts, in the City of Wetumpka, Alabama, in and to the said Circuit Court of Baldwin County, Alabama, in Case No. 4225, in the matter of Cynthia Roberts, Complainant, versus Elijah W. Roberts, Defendant.

Subscribed and sworn to before me this 15th day of August, 1977, at the City of Wetumpka, Alabama.

Notary Public for Baldwin County, Alabama

Witness my hand and seal of office this 15th day of August, 1977, at the City of Wetumpka, Alabama.

Notary Public for Baldwin County, Alabama

Notary Public for Baldwin County, Alabama