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4144

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Date of delivery Marie J. Hunt

4144

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BENNY T. HUNT, Complainant

vs.

MARIE HUNT, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Service by Registered Mail 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

BENNY T. HUNT is forever divorced from the

said MARIE HUNT 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 payment of the cost of this suit.

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

This 19 day of November 1957

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. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

In Circuit Court, In Equity

BENNY T. HUNT

Complainant

vs.

MARIE HUNT

Respondent

DIVORCE DECREE

FILED
NOV 29 1957
ALICE J. DUCK, Register

STATE OF ALABAMA)
)
BALDWIN COUNTY)

Before me, Ernest M. Bailey, Notary Public in and for the State of Alabama at Large, personally appeared Benny T. Hunt, who is known to me, and who being by me first duly sworn, deposes and says:

That he is the Complainant in that certain action pending in the Circuit Court of Baldwin County, Alabama, wherein Benny T. Hunt is the Complainant and Marie Hunt is the Respondent; that the last known residency of the said Respondent, Marie Hunt, was, to the best of her knowledge and belief, 435 Ross Street, Fayetteville, North Carolina; that the residency of the Respondent, Marie Hunt, is otherwise unknown to him and cannot be ascertained by reasonable effort; that the Respondent, Marie Hunt, is over the age of twenty-one years.

Benny T. Hunt
BENNY T. HUNT

Sworn to and subscribed to before me on this the 8th day of October, 1957.

Ernest M. Bailey
NOTARY PUBLIC, STATE OF ALABAMA
AT LARGE
My commission expires July 14, 1958.

AFFIDAVIT OF NON-RESIDENCE

BENNY T. HUNT,
COMPLAINANT

VS.

MARIE HUNT,
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED
OCT 10 1957
MARIE J. DOCK, Register

THE STATE OF ALABAMA
Baldwin County



Circuit Court

TO: Betty Clark

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 Benny T. Hunt and Chester Hunt

a witnesses in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Benny T. Hunt

_____, Complainant
and Marie Hunt

_____, Respondent

on oath, to be by you administered, upon Benny T. Hunt and Chester Hunt
to take and certify the depositions of the witness es and return the same to our Court, with all convenient speed, under your hand.

Witness 18th day of November, 1957

Beise J. [Signature]
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

BENNY T. HUNT

Complainant

VS.

MARIE HUNT

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Betty Clark

WITNESSES:

Benny T. Hunt

Chester Hunt

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

BENNY T. HUNT COMPLAINANT

vs.

MARIE HUNT RESPONDENT

I, Betty Clark

as Register and Commissioner

have called and caused to come before me Benny T. Hunt and Chester Hunt

witness es named in the requirement for Oral Examination, on the 18th day of November
19 57, at the office of Ernest M. Bailey

in Fairhope, Alabama, and having first sworn said witness es to speak the
truth, the whole truth, and nothing but the truth, the said Benny T. Hunt and

Chester Hunt doth depose and say as follows:

STATEMENT OF BENNY T. HUNT:

My name is Benny T. Hunt. I am the Complainant in the above cause. I am a bona fide resident of Baldwin County, Alabama and have been for more than one year next preceding the filing of this Bill of Complaint. I am over the age of twenty-one years and the Respondent is over the age of twenty-one years. To the best of my knowledge and belief the last known residency of the Respondent was 435 Ross Street, Fayetteville, N.C.

The Respondent and I were married at Bennettsville, South Carolina on October 2, 1951 and lived together as husband and wife until September, 1955. At that time the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time.

Benny T. Hunt
BENNY T. HUNT.

STATEMENT OF CHESTER HUNT:

My name is Chester Hunt. I am over the age of twenty-one years and am a resident of Baldwin County, Alabama. I am a brother of the Complainant in the above styled action and know of my own personal knowledge, that Marie Hunt, the Respondent, abandoned the bed and board of my brother in September, 1955 and has remained away since that time.

Chester Hunt
CHESTER HUNT

I, Betty Clark 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 es and read over to them and they signed the same in the presence of myself and Ernest M. Bailey at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof 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 18th day of November, 19 57.

Betty Clark (L. S.)

No. _____ Page _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

BENNY J. HUNT

COMPLAINANT

MARIE HUNT

VS.

RESPONDENT

ORAL DEPOSITION

Filed **FILED** 19

NOV 19 1957

Register.

ALICE J. BUCK, Register

Record

Vol. _____ Page _____

Register.

BENNY T. HUNT

vs.

MARIE HUNT

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, and Oral Testimony by Complainant and Chester Hunt

and in behalf of Defendant upon Service by Registered Mail

ATTORNEY FOR COMPLAINANT

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in **FILED** Open Court this

day of **NOV 19 1957**, 194

ALICE I. DUCK, Register

Register.

BENNY T. HUNT

Vs.

MARIE HUNT

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 10th
day of October, 19 57, a copy of the Bill of Complaint filed in this cause was
sent to Marie Hunt, 435 Ross Street, Fayetteville, North Carolina

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and return receipt demanded addressed to the Register of this Court; and that on the
16th day of October, 19 57, such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things
taken as confessed against the said Marie Hunt

Defendant

This the 18th day of November, 19 57

Deight Duckett Register.

No. _____

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

BENNY T. HUNT

Vs.

MARIE HUNT

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 18th day of

November, 1957

Alice J. Houch Register

Entered in O. B. _____ Page _____

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____ **November**, Term, 19 **57**

BENNY T. HUNT

Complainant

Vs.

MARIE HUNT

Defendant

Motion is hereby made for a Decree Pro Confesso against **Marie Hunt**

Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection **service by registered mail** of ~~XXXXXX~~ 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 18th day of **November**, 1957

746 Code

James M. Bailey Solicitor.
for Complainant

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

BENNY T. HUNT

Complainant _____

Vs.

MARIE HUNT

Defendant _____

Motion for Decree Pro Confesso

on ~~EXHIBIT~~

~~Service by Registered Mail~~

Filed November 18 1957

Wing J. Neese
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 Marie Hunt to appear and plead, answer or demur, within thirty days from the sevice hereof, to the Bill of Complaint filed in the Cirvuit Court of Baldwin County, Alabama, in Equity, by Benny T. Hunt, as Complainant, against Marie Hunt, as Respondent.

Witness my hand this the 10 day of October, 1957.

[Handwritten Signature]
REGISTER



BENNY T. HUNT,	Ø	IN THE CIRCUIT COURT OF
Complainant	Ø	BALDWIN COUNTY, ALABAMA
VS.	Ø	IN EQUITY
MARIE HUNT,	Ø	
Respondent		

Comes your Complainant, Benny T. Hunt, and files this his Bill of Complaint for divorce against Marie Hunt, and shows unto this Honorable Court and unto Your Honor as follows:

FIRST:

That your Complainant and the Respondent are over the age of twenty-one years, and that your Complainant is a resident citizen of Baldwin County, Alabama for more than one year next preceding the Biling of this Bill of Complaint, and that the Respondent's last known residency to the best of his knowledge and belief was 435 Ross Street, Fayetteville, North Carolina, and that the Respondent's residency is otherwise unknown to him and cannot be ascertained by reasonable effort.

SECOND:

That the Complainant and the Respondent were married on, hereto-

fore, to-wit, October 2, 1951 at Bennettsville, South Carolina and lived together as husband and wife until on, to-wit, September, 1955 when, on account of the matters hereinafter complained of, your Complainant lived separate and apart from the Respondent. Complainant further avers and states that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of this Bill of Complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

THIRD:

That there were no children born of this marriage between the Complainant and the Respondent.

PRAYER FOR PROCESS AND RELIEF:

The premises considered, your Complainant prays that the above named Marie Hunt be made a party Defendant to this cause by the usual writ or process of this Honorable Court requiring her to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that your Honor will grant unto the Complainant an absolute divorce from said Respondent and will decree that the parties be allowed to remarry if they see fit. Should your Complainant be mistaken in the relief prayed for, that there be granted to him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.

Benny T. Hunt
BENNY T. HUNT

STATE OF ALABAMA)
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared Benny T. Hunt, who, being by me first duly sworn, deposes and says:

That the foregoing allegations in this Bill of Complaint are true and correct.

Benny T. Hunt
BENNY T. HUNT

Sworn to and subscribed before me this 5th day of October, 1957.

Samuel M. Bailey
NOTARY PUBLIC, STATE OF ALABAMA
AT LARGE

4144

SUMMONS AND BILL OF COMPLAINT

BENNY T. HUNT,

COMPLAINANT

VS.

MARIE HUNT,

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

FILED

OCT 10 1957

ALICE L. DICK, Register