

2917

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY SITTING:

Comes MARION O. BARRETT GORHAM and by this her bill
of complaint against ERNEST W. GORHAM, respectfully shows unto
the Court:

FIRST: That she is over the age of twenty-one years
and a bona fide resident of Baldwin County, Alabama; that the
defendant is over the age of twenty-one years and was a resi-
dent citizen of Baldwin County at the time of the separation
as hereinafter set forth.

SECOND: That they were lawfully married on, to-wit,
the 24th day of April, 1952, at Spring Hill, Alabama, and lived
together as man and wife until they separated on, to-wit, the
1st day of October, 1952.

THIRD: Complainant further shows that since their
marriage, the defendant has in violation of his marital obli-
gations been guilty of adultery with divers women on divers
occasions; The names of the women and the times and places
of the commission of the acts by the defendant being to your
complainant at this time unknown.

FOURTH: That since your complainant has learned
of the commission of the acts of adultery on the part of the
defendant she has not cohabitated with him as his wife.

FIFTH: There were no children born or conceived of
the marriage.

SIXTH: Petitioner further shows that the respondent
is an able-bodied man; that he is capable of and she has every
reason to believe that he has earned and is earning a sub-
stantial income and well able to provide for her support.

WHEREFORE, the premises considered, the complainant
prays that Ernest W. Gorham be made defendant to this bill and
by appropriate process required to answer the same within the

time prescribed by law and obey such orders and decrees as may be made in the premises. Complainant further prays that an order of reference issue forthwith commanding the Register of this Honorable Court to ascertain and report upon a suitable amount to be allowed your complainant as alimony pendente lite and a further sum as counsel fees for her prosecution of this cause and that upon said finding a decree be rendered commanding the payment of such sums to your complainant.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said Ernest W. Gorham granting to her the right to marry again should she so desire, granting to her the right to resume her name used prior to her marriage to the defendant and commanding the payment by defendant as such as permanent alimony as to your Honors may seem fit and should your complainant not have asked for the proper relief, she prays that your Honors will grant to her such other, further or different relief as may appear proper in the premises.


SOLICITOR FOR COMPLAINANT

RECORDED

W 2917

Marion Barrett Gorkan

VS

Ernest W. Gorkan

FILED

NOV 3 1952

ALICE J. DUCK, Register

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

MARION O. BARRETT GORHAM, Complainant

vs.

ERNEST W. GORHAM, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Publication 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 Marion O. Barrett Gorham is forever divorced from the said Ernest W. Gorham for and on account of Adultry

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 Marion O. Barrett Gorham the Complainant pay the cost herein to be taxed, for which execution may issue.

This 31st day of May, 1954

[Handwritten signature]

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

Complainant

vs.

Respondent

DIVORCE DECREE

THE STATE OF ALABAMA - MOBILE COUNTY

MARION O. BARRETT GORHAM)
)
) Complainant,)
)
 vs.)
)
 ERNEST W. GORHAM)
) Defendant.)

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

~~DAYS NOTICE OF THE TAKING OF THE
FOLLOWING DEPOSITIONS WAS GIVEN~~

The depositions of Marion O. Barrett Gorham
~~and~~ , witnesses
examined on behalf of the Complainant in the above entitled
cause which is pending in the Honorable the Circuit Court
of Baldwin
of ~~Mobile~~ County, Alabama.

The said witnesses appeared before me at the
time and place hereinafter named, and after having been
first duly sworn by me to speak the truth, the whole truth,
and nothing but the truth, did testify and say as follows.

That is to say, Marion O. Barrett Gorham
~~and~~ , being duly
sworn, testified as follows:

MARION O. BARRETT GORHAM

My name is Marion O. Barrett Gorham. I am over the age of twenty-one years and have been a bona fide resident citizen of the State of Alabama, for more than one year immediately preceding the filing of the bill for divorce. I^{have} also resided in Baldwin County for more than one year before filing suit for divorce.

I married Ernest W. Gorham on the 24th day of April, 1952, at Spring Hill, Alabama, and we lived together as man and wife until the first of October, 1952.

During our married life we had several arguments and after or about the time we separated I learned that he was living in the Town of Fairhope in Baldwin County, Alabama, with another woman and that she was going by the name of Mrs. Ernest W. Gorham. I also understand that she lived with him prior to the time that we were married as Mrs. Ernest W. Gorham.

I made an investigation and found that according to the records in the State of Oklahoma there were divorce proceedings filed wherein he is a party to the proceedings. This case was dismissed in August of 1952. I also found that at Dallas, Texas there is a proceeding for divorce against him which was dismissed on the 8th day of January, 1952.

I discovered that he was living openly with this woman in the Town of Fairhope and since then I have not resumed any marital relationship with him.

There were no children born of the marriage.

I also have found among his papers various letters that were addressed to Mrs. Ernest W. Gorham which letters were not meant for me.

On the application for the marriage license he stated that he had been married once. However, from investigation he has apparently been married at least five times.

Since our separation, on or about October 1st, 1952, or soon thereafter, he left the State of Alabama and went to Mississippi with a girl who used to be a beauty operator in the City of Mobile.

After our separation I have learned that during the time we were married Ernest W. Gorham had spent several occasions at Gulf Shores with women other than myself.

As stated before, when I discovered that my husband was living with the woman in Fairhope, I withdrew myself from him and we have never lived together as man and wife from then until the present time. That was in October, 1952. I have not condoned his actions in any way.

I hand you herewith to be used as evidence in my case letter from the District Court of Dallas, Texas, which is self-explanatory.

My name before my marriage was Marion O. Barrett and I desire that the Court restore to me my former name.

Marion O. Barrett Gorham



OFFICE OF
BILL SHAW
DISTRICT CLERK
COUNTY COURTHOUSE
DALLAS 2, TEXAS

December 30, 1952

Mrs. Marion Gorham
77 S. Lafayette Street
Mobile, Alabama

Re: Ernest W. Gorham

Dear Mrs. Gorham:

We have checked our divorce indexes from 1944 to the present date and find the following suits for divorce in which Ernest W. Gorham was either plaintiff or defendant.

Cause No. 18082-C, styled Helen Reiter Gorham vs. Ernest W. Gorham, filed January 5, 1948. Dismissed for want of Prosecution on May 7, 1948.

Cause No. 18345-B, Ernest W. Gorham vs. Helen Reiter Gorham. Granted January 15, 1948. Judgment entered Page 206, Volume 69 of the Minutes of the 44th District Court

Cause No. 57390-G, Dorothy Gorham vs. Ernie W. Gorham, filed August 18, 1951, Dismissed for want of prosecution January 8, 1952.

If we can be of any further service to you, please do not hesitate to call on us.

Sincerely yours,

BILL SHAW
District Clerk
Dallas County, Texas

BS/mam

"Exhibit"

CERTIFICATE

I, H. P. Dudley, the Commissioner named in the attached commission which issued out of Baldwin the Honorable the Circuit Court of ~~Mobile~~ Baldwin County, Alabama, do hereby certify that in a certain cause pending in the Baldwin Circuit Court of ~~Mobile~~ Baldwin County, Alabama, wherein

Marion O. Barrett Gorham is Complainant, and Ernest W. Gorham is Defendant, under and

by virtue of the power conferred upon me by said commission I caused the said Marion O. Barrett Gorham

~~and~~ ~~is~~ ~~known to me and who~~ ~~is~~ ~~known to me to be the identical witness~~ ~~named in said commission, to come before me at the time and place hereinafter named,~~ ~~days~~ ~~having~~ ~~given~~, who ~~is~~ is known to me and who ~~is~~ is known to me to be the identical witness named in said commission, to come before me at the time and place hereinafter named,

that is to say, I caused the said Marion O. Barrett Gorham ~~and~~

to come before me at my office, ~~Mobile, Alabama,~~ 106 St. Joseph Street, Mobile, Alabama,

on the 2nd day of January, 1954; that said witnesses ~~was~~ first duly sworn by me as stated; that ~~her~~ her

testimony was by me reduced to writing as given by ~~her~~ her and as near as might be in the language of the said witnesses,

and that after ~~her~~ her testimony had been so reduced to writing, it was read over by the said witnesses, who assented

to and signed the same in my presence.

I further certify that I am not of Counsel or of kin to any of the parties to the cause and am not in anywise interested in the result thereof.

witness my hand this the 4th day of January, 1954.

H. P. Dudley
COMMISSIONER

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

MARION BARRETT GORHAM

Complainant—

vs.

ERNEST W. GORHAM

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED

MAR 17 1954
WITNESSES

ALICE J. WICK, Registrar

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY SITTING:

Comes MARION O. BARNETT GORHAM and by this her bill of complaint against ERNEST W. GORHAM, respectfully shows unto the Court:

FIRST: That she is over the age of twenty-one years and a bona fide resident of Baldwin County, Alabama; that the defendant is over the age of twenty-one years and was a resident citizen of Baldwin County at the time of the separation as hereinafter set forth.

SECOND: That they were lawfully married on, to-wit, the 24th day of April, 1952, at Spring Hill, Alabama, and lived together as man and wife until they separated on, to-wit, the 1st day of October, 1952.

THIRD: Complainant further shows that since their marriage, the defendant has in violation of his marital obligations been guilty of adultery with divers women on divers occasions; The names of the women and the times and places of the commission of the acts by the defendant being to your complainant at this time unknown.

FOURTH: That since your complainant has learned of the commission of the acts of adultery on the part of the defendant she has not cohabitated with him as his wife.

FIFTH: There were no children born or conceived of the marriage.

SIXTH: Petitioner further shows that the respondent is an able-bodied man; that he is capable of and she has every reason to believe that he has earned and is earning a substantial income and well able to provide for her support.

WHEREFORE, the premises considered, the complainant prays that Ernest W. Gorham be made defendant to this bill and by appropriate process required to answer the same within the

time prescribed by law and obey such orders and decrees as may be made in the premises. Complainant further prays that an order of reference issue forthwith commanding the Register of this Honorable Court to ascertain and report upon a suitable amount to be allowed your complainant as alimony pendente lite and a further sum as counsel fees for her prosecution of this cause and that upon said finding a decree be rendered commanding the payment of such sums to your complainant.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said Ernest W. Gorham granting to her the right to marry again should she so desire, granting to her the right to resume her name used prior to her marriage to the defendant and commanding the payment by defendant as such as permanent alimony as to your Honors may seem fit and should your complainant not have asked for the proper relief, she prays that your Honors will grant to her such other, further or different relief as may appear proper in the premises.

Sydney J. Pledger
SOLICITOR FOR COMPLAINANT

LAW OFFICES OF
SYDNEY S. PFLEGER
302-6 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE 12, ALABAMA

October 31, 1952

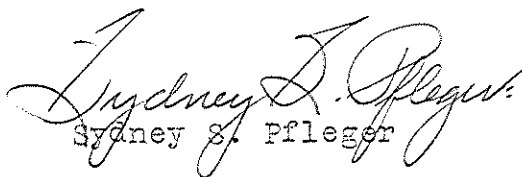
Mrs. Alice J. Duck
Clerk of the Circuit Court
Court House
Bay Minette, Alabama

Dear Mrs. Duck:

I hand you herewith the original and a copy of a bill of complaint for a divorce. The defendant's residence is unknown at the present time. However, I would like to get this matter filed and just as soon as I am able to locate the defendant I will advise you.

Your courtesy in the matter is more than appreciated.

Very truly yours,


Sydney S. Pflieger

SP/ft

Enc.

LAW OFFICES OF
SYDNEY S. PFLEGER
302-6 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE 12, ALABAMA

July 7, 1953

Mrs. Alice Duck,
Clerk of the Circuit Court
of Baldwin County,
Bay Minette, Alabama.


Dear Mrs. Duck;

I am enclosing hereieh an affidavit on behalf of my client Mrs. Gorham. Mr. Gorham has left the State and was last heard of in Mississippi. I have written to the places where I understood he had lived, and letters have been returned. I therefore am desirous of ahving service on Mr. Gorham by publication as provided by the Code.

I would appreciate your attending to this for me,

With best wishes, I remain,

Very truly yours,


Sydney S. Pflieger.

LAW OFFICES OF
SYDNEY S. PFLEGER
302-6 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE 12, ALABAMA

May 25, 1954

Mrs. Alice J. Duck
Registrar of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

I have overlooked sending to you the decree and Court Costs in the case of Marion Barrett Gorham against Ernest W. Gorham. I am including herewith the original and one copy of the decree and my check for \$24.67 for Court Costs. I would appreciate your sending this to the Judge, and sending me a certified copy of the decree as soon as you are able.

Your courtesy in the matter is more than appreciated.

Very truly yours


Sydney S. Pflieger

SSP:nr

Enclosures - 2

MARION O. BARRET GORHAM

No. _____ VS. _____

ERNEST W. GORHAM

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

Marion O. Barret Gorham

Sydney J. Plegier
Solicitor—for Complainant

FOR RESPONDENT

FILED, 3-15-54
Archie J. ... Register

Solicitor—For Respondent

RECORDED TO BE
INDEXED TO BE
MARCH 16 1954
MICHIGAN STATE

Ent. Min. No. _____, Page _____

Terms, 19 _____

**ORDER OF SUBMISSION
NOTE OF EVIDENCE**

No. _____

vs.

7/15/01 11:00 AM

STATE OF MICHIGAN COURT OF APPEALS

BOYD & ASSOCIATES

PLAINTIFF

vs.

THE MICHIGAN STATE UNIVERSITY BOARD OF TRUSTEES

DEFENDANT

Case No. 01-00000

FILED IN

CLERK OF COURT

WESTLAND, MICHIGAN

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

Legal Notice

Pro Confesso may be taken against him.
ALICE J. DUCK,
Register.
Sydney S. Pfleger
Solicitor for Complainant. 28-4tc.

NOTICE OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

Jimmy Faulkner, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Marcia Gorham, vs.
Ernest Gorham

NOTICE TO NON-RESIDENT
The State of Alabama, Baldwin County
Circuit Court, In Equity
MARVIN O. BARRETT GORHAM,
No. 2917
Vs.
ERNEST W. GORHAM
This the 8th day of July, 1953
In this cause it being made to appear to the Clerk of this Court by the affidavit of Sydney S. Pfleger that the Defendant Ernest W. Gorham is a non-resident of the State of Alabama more than six months have elapsed since he left the State of Alabama and his whereabouts is unknown, and further, that in the belief of said Affiant the Defendant is over the age of 21 years, it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Defendant, the said Ernest W. Gorham, to answer or demur to the Bill of Complaint in this cause by the 8th day of August, 1953, or after thirty days therefrom a decree

COST STATEMENT

195 WORDS @ 6 1/2 cents _____ \$ 12 67

I hereby certify this it correct, due and unpaid (paid).

Jimmy Faulkner
Publisher.

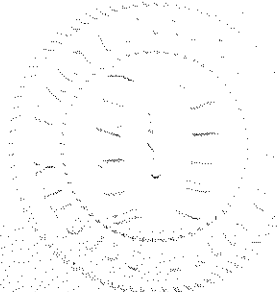
was published in said newspaper for 4 consecutive weeks in the following issues:

- Date of 1st publication July 16, 1953 Vol. 64 No. 26
- Date of 2nd publication July 23, 1953 Vol. 64 No. 27
- Date of 3rd publication July 30, 1953 Vol. 64 No. 28
- Date of 4th publication Aug. 6, 1953 Vol. 64 No. 29

Subscribed and sworn before the undersigned this 6 day of Aug, 1953

Dwight Martin
Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



MARION O. BARRETT GORHAM,

Complainant.

vs

ERNEST W. GORHAM,

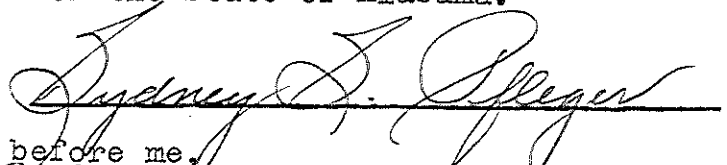
Respondent,

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

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me the undersigned authority, personally appeared this day, Sydney S. Pflieger, who, being by me first duly sworn, deposes and says:

I represent Marion O. Barrett Gorham in that certain case filed in the Circuit Court of Baldwin County, State of Alabama, wherein the said Marion O. Barrett Gorham is the complainant, and Ernest W. Gorham is the respondent. At the time of filing of the bill of complaint, Ernest W. Gorham was living in Mobile County, having moved to Mobile County from the County of Baldwin, State of Alabama. After the bill of complaint was filed in the Circuit Court of Baldwin County, but before service of process could be had upon the said Ernest W. Gorham, he did leave the State of Alabama and went to the State of Mississippi. In so far as the affiant has been able to ascertain, he has never returned to the State of Alabama and more than six months have elapsed since the said Ernest W. Gorham left the State of Alabama, and his address is unknown to the affiant, and neither the affiant nor Marion O. Barrett Gorham, the complainant in said cause, has been able to locate the whereabouts of the said Ernest W. Gorham, and affiant believes the said Ernest W. Gorham is concealing his whereabouts in order to avoid the processes this Court has set upon him. It is the firm belief of the affiant that the said Ernest W. Gorham has abandoned his residence in the State of Alabama, and has become a nonresident of the State of Alabama.



Subscribed and sworn to before me,
this the 7th day of July, 1953.



NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

James S. Bennett

No. 2917

James S. Bennett

vs.

Circuit Court, in Equity

This the *5th* day of *July*

19*23*

In this cause it being made to appear to the Clerk of this Court by the affidavit of *Judney S. Steggs*

that the Defendant *James S. Bennett*

is a non-resident of the State of Alabama *more than one month*
have departed since he left the State
at Bay Minette and has whereof
has no known

and further, that, in the belief of said Affiant the Defendant *is* over the age of 21

years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper pub-
lished in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

the said *James S. Bennett*

to answer or demur to the Bill of Complaint in this cause by the *5th* day of *July*

19*23* or after thirty days therefrom a decree Pro Confesso may be

taken against *him*

Register.

James S. Bennett

Judney S. Steggs
Att. for Compl.

LAW OFFICES OF
SYDNEY S. PFLEGER
302-8 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE 12, ALABAMA

November 12, 1953

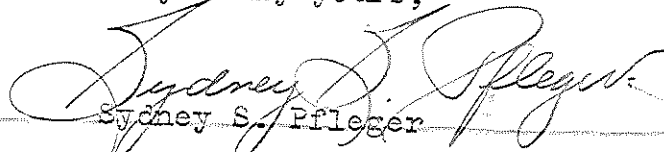
Mrs. Alice Duck
Register in Chancery
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith a motion for a decree pro confesso in the case of Marion O. Barrett Gorham vs. Ernest W. Gorham, #2917. I would like for a commission, to take testimony, to be issued to H. P. Dudley of Mobile, Alabama, so that I may bring this matter to a close.

Your courtesy in the matter is more than appreciated.

Very truly yours,


Sydney S. Pflieger

SSP:kc

Encl.

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin

County.

No. 2917

Term, 19

MARION BARRETT GORHAM

Complainant

vs.

ERNEST W. GORAM

Defendant

I, Alice J. Duck

Register of said Court, hereby

certify that on the affidavit of Sydney S. Pflieger

on the 7th day of July 1953, an Order of Publication was made to

Ernest W. Goram

who

non-resident, who reside at Address unknown

and was published in the The Baldwin Times

a newspaper published in Bay Minette, Alabama

Alabama, once a week for four consecutive weeks, requiring the said

Ernest W. Goram

to demur, plead to or answer the Bill of Complaint in the above cause on or before the 8th day of

August

1953, and failing to do so within thirty days a Decree Pro Confesso may be

taken against him in said cause; that a copy of said order was forwarded by mail on the

day of 31st 1953, addressed to at

and that one other copy of said order was posted at the Court House door of said County for four consecutive weeks.

Witness my hand, this 31st day of October 1953.

Alice J. Duck

Register.

No. Page

THE STATE OF ALABAMA,

.....County.

CIRCUIT COURT, IN EQUITY.

vs.

REGISTER'S CERTIFICATE OF
PUBLICATION.

Issued.....19.....

.....Register.

Recorded in.....Record

Fol.....Page.....

.....Register.

LAW OFFICES OF
SYDNEY S. PFLEGER
302-6 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE 12, ALABAMA

October 29, 1953

Mrs. Alice Duck
Clerk of the Circuit Court
Baldwin County
Bay Minnette, Alabama

Dear Mrs. Duck:

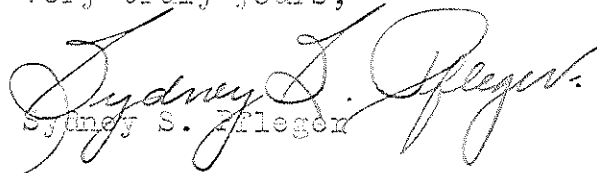
Re: Marion O. Barrett Gorham
vs.
Ernest W. Gorham

Some time ago I asked you to get service on Ernest W. Gorham by advertisement in your local newspaper.

I would appreciate it very much if you would advise me if this service has been had, and if so, I request that a decree pro confesso be entered in the event no answer has been made.

If you will advise me that this is done, I will then request a commission in order to take the testimony and bring this matter to a close.

Very truly yours,


Sydney S. Pflieger

SSP:kc