

4192

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

HELEN LOUISE HOBBS RUTHERFORD, Complainant

vs.

MARVIN RUTHERFORD, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~XXXXXXXXXXXXXXXXXXXX~~

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

HELEN LOUISE HOBBS RUTHERFORD is forever divorced from the said MARVIN RUTHERFORD 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 MARVIN RUTHERFORD the Respondent pay the cost herein to be taxed, for which executed may issue.

This 31 day of December 1957

John M. Hill

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. 4192 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

DEC 31 1957

ALICE J. BRICK, Registrar

HELEN LOUISE HOBBS RUTHERFORD

MARVIN RUTHERFORD

vs.

THE STATE OF ALABAMA

Baldwin County

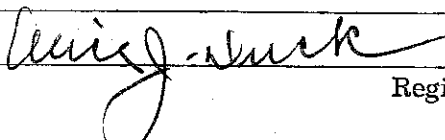
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, and
Testimony of Helen Louise Hobbs Rutherford and James M. Hobbs

and in behalf of Defendant upon Answer and Waiver


Solicitor for Complainant


Register.

No. 4192

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

HELEN LOUISE HOBBS RUTHERFORD

vs.

MARVIN RUTHERFORD

NOTE OF TESTIMONY

Filed in Open Court this

day of _____, 194

FILED
DEC 31 1937

ALICE L. DICK

Register.

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

HELEN LOUISE HOBBS RUTHERFORD COMPLAINANT

vs.

MARVIN RUTHERFORD RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Helen Louise Hobbs Rutherford and

witnesses named in the requirement for Oral Examination, on the _____ day of _____
19____, at the office of C. G. Chason

in Foley, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Helen Louise Hobbs Rutherford

and _____ doth depose and say as follows:

Testimony of Helen Louise Hobbs Rutherford:

My name is Helen Louise Hobbs Rutherford. I am over the age of twenty-one years, and a resident citizen of Baldwin County, Alabama, having lived here for several years. Marvin Rutherford is over the age of twenty-one years and is a resident of Cantonment, Florida. We were married on October 11, 1952, and we lived together as husband and wife until December 5, 1956, at which time, and with no cause, he voluntarily abandoned my bed and board, and we have not live together since that time, nor recognized each other as husband and wife. There were no children born of this marriage.

Signed: Helen Louise Hobbs Rutherford

Testimony of James M. Hobbs

Tyat my name is James M. Hobbs. I am over the age of twenty-one years and a resident of Baldwin County, Alabama. I am personally acquainted with Helen Louise Hobbs Rutherford and with Marvin Rutherford, her hisband. They wefe married in October of 1952 and lived together in Baldwin County as husbqnd and wife until Dевember of 1956. At this time he voluntarily and with no cause abandoned her bed and board and they have not lived together as husband and wife since that time. There are no children of this marriage.

Signed James M. Hobbs

I, Frances G. Mallory 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 C. G. Chason 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 31 day of Dec, 1957

Frances G. Mallory

No. <u>4192</u>		Page
THE STATE OF ALABAMA, BALDWIN COUNTY		
IN CIRCUIT COURT, IN EQUITY		
HELEN LOUISE HOBBS RUTHERFORD		
COMPLAINANT		
VS.		
MARVIN RUTHERFORD		
RESPONDENT		
ORAL DEPOSITION		
Filed	19	Register
FILED		
DEC 31 1957		
RECORDED IN		
MAY 1 1958		
Vol.	Page	Record
		Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: FRANCES G. MALLORY

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 Helen Louise Hobbs Rutherford and James M. Hobbs

as witnesses in behalf of Helen Louise Hobbs Rutherford in a cause pending in our Circuit Court in Baldwin County, of said State, wherein HELEN LOUISE HOBBS RUTHERFORD

Complainant
and MARVIN RUTHERFORD

Respondent

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

Witness 31 day of Dec, 1957

W. J. ...
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 4192

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

HELEN LOUISE HOBBS RUTHERFORD

Complainant—

vs.

MARVIN RUTHERFORD

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED

DEC 31 1957

WITNESSES:

W. A. [unclear]

HELEN LOUISE HOBBS RUTHERFORD,

Complainant,

-VS-

MARVIN RUTHERFORD,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, Helen Louise Hobbs Rutherford, and files this her Bill of Complaint for divorce against Marvin Rutherford, and respectfully represents and shows unto your Honor:

1. That the Complainant is over the age of twenty-one years and is a bona fide resident citizen of Foley, Baldwin County, Alabama, and has been a bona fide resident citizen for more than one year next preceeding the filing of this Bill of Complaint; that Marvin Rutherford is over the age of twenty-one years and is not a resident of the State of Alabama, his present address being Route #1, Box #131, Cantonment, Florida.

2. That your Complainant and Respondent were married on, to-wit, October 11, 1952. There were no children born of this marriage.

3. Complainant further avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceeding 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.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Marvin Rutherford be made a party defendant to this cause by the usual process of this Honorable Court, requiring him to 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 upon a final hearing of said cause she be granted a divorce from the said Respondent. Should your Complainant be

mistaken in the relief prayed for, that there be granted to her such other, further, different and general relief to which she may be entitled and as in duty bound she will ever pray.


Solicitor for Complainant

HELEN LOUISE HOBBS RUTHERFORD,)

COMPLAINANT,)

-vs-

MARVIN RUTHERFORD,)

Respondent.)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes the Respondent in the above styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the Bill of Complaint heretofore filed in this cause, Respondent says:

1. He admits the allegations contained in Paragraph 1 of the Bill of Complaint.

2. He admits the allegations contained in Paragraph 2 of said Bill of Complaint.

3. He denies each and every allegation contained in Paragraph 3 of said Bill of Complaint, and demands strict proof thereof.

Marvin Rutherford

Sworn to and subscribed before me,

a Notary Public, on this the 31st

day of December, 1957.

Notary Public, State of Alabama at Large
My commission expires Jan. 16, 1960.
Bonded by Employers Liability Assurance Corporation

Arthur C. Folk
Notary Public, Baldwin County, Alabama

4192

FILED

DEC 31 1957

MADE IN U.S.A.