(3526)

DIVORCE DECREE

PRINTED BY MOORE PTG. CO.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

PERCY N. FRITTS, Complainant

vs.

HAZEL JEANETTE FRITTS, 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 PERCY N. FRITTS is forever divorced from the said HAZEL JEANETTE FRITTS 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 Percy N. Fritts the Complainant pay the cost herein to be taxed, for which executed may issue.

This 23 day of March, 1955

Hubert 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.

©GOES 115

No._____ Page_____

THE STATE OF ALABAMA

BALDWIN COUNTY

In Circuit Court, In Equity

_____

_____ Complainant

vs.

_____

_____ Respondent

DIVORCE DECREE

FILED

MAR 12 1955

ALICE J. DUCK, Register

ORAL DEPOSITION

Printed by the Baldwin Times, Bay Minette, Alabama.

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

PERCY N. FRITTS Complainant

VS.

HAZEL JEANETTE FRITTS Respondent

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Percy N. Fritts and George E. Hill

witness es named in the Requirement for Oral Examination, on the 12th day of March 1955, at the office of C. G. Chason in Foley, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Percy N. Fritts and George E. Hill doth depose and say as follows:

Statement of Percy N. Fritts:

My name is Percy N. Fritts. I am over the age of twenty-one years and a bona fide resident citizen of Baldwin County, (Foley), Alabama, having been such a resident citizen for more than one (1) year prior to the filing of a Bill of Complaint for Divorce. Hazel Jeanette Fritts is over the age of twenty-one years and is a non-resident of the State of Alabama, her place of residence not being known to me, nor could I ascertain her present location, even though I used diligent inquiry, nor have I heard anything from her, nor have any of my letters been delivered for over seven (7) months. We were married on June 20, 1953, and lived together as husband and wife since Christmas of 1953, at which time she voluntarily and with no cause abandoned my bed and board, and we have not lived together or in any way recognized each other as husband and wife since that time. There are no children of this marriage.

Signed: Percy N. Fritts

Statement of George Edward Hill:

My name is George Edward Hill. I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama, I am personally acquainted with Percy N. Fritts and Hazel Jeanette Fritts. They were married in June of 1953, and lived together as husband and wife until December of 1953, at which time she voluntarily and with no cause abandoned his bed and board, and they have not lived together as husband and wife, nor recognized each other as husband and wife, since that time. Both are over the age of twenty-one years and he is a resident of Baldwin County, Alabama, having been such a resident for over one year, and she is not now a resident of Baldwin County, or to the best of my knowledge of the State of Alabama, and her residence and Post Office address are unknown to me.

Signed: George E. Hill

ORAL EXAMINATION.

I, Frances G. Mallory, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing 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 proom 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 12th day of March, 1955

Frances G. Mallory (L. S.)

NO. 3426 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

PERCY N. FRITTS

vs. Complainant

HAZEL JEANETTE FRITTS

Respondent.

Oral Deposition

Filed 3-23-, 1955

Register.

Recorded in

Record

Vol. Page

Register.

8581. NOTE OF TESTIMONY 1M-7-46 Printed By The Baldwin Times

PERCY N. FRITTS

vs.

HAZEL JEANETTE FRITTS

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, Motion for Service by Publication, Service by Publication, Affidavit of non-residence, Motion for Decree Pro Confesso on Service by Publication, Decree Pro Confesso on Service by Publication, Proof of Publication, and Testimony of Percy N. Fritts and George E. Hill

and in behalf of Defendant upon

Solicitor for Complainant

Register.

No. .....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

PERCY N. FRITTS

vs.

HAZEL JEANETTE FRITTS

NOTE OF TESTIMONY

Filed in Open Court this 23 day of March, 1965

Register.

Printed By The Baldwin Times

PERCY N. FRITTS, Complainant,	)	IN THE CIRCUIT COURT OF
-vs-	)	BALDWIN COUNTY, ALABAMA
HAZEL JEANETTE FRITTS, Respondent.	)	IN EQUITY

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

Your Complainant, Percy N. Fritts, respectfully represents and shows unto your Honor:

1. That your Complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than one year next preceeding the filing of this Bill of Complaint; that Hazel Jeanette Fritts is over the age of twenty-one years and is a non-resident of the State of Alabama.

2. That your Complainant and the Respondent were lawfully married on, to-wit, June 20, 1953.

3. Complainant further avers 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.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Hazel Jeanette Fritts be made a party defendant to this cause by the usual process of this Honorable Court, by service by Publication, as against non-resident defendants, whose place of residence and Post Office address is unknown and cannot be ascertained, requiring her 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. The Complainant further prays that upon final hearing of this cause that he be granted a divorce from said Respondent, and that should your Complainant be mistaken

C. G. C.

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

FILED
12-21-53
ALICE J. DUCK, Register

Solicitor for Complainant

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES
BALDWIN COUNTY
Alabama's Best County's Best Newspaper
BAY MINETTE, ALABAMA

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
IN EQUITY
PERCY N. FRITTS,
Complainant,
-vs-
HAZEL JEANETTE FRITTS,
Respondent.

In this cause it being made to appear to the Register of this court by the Affidavit of Percy N. Fritts that the Respondent, Hazel Jeanette Fritts, is a non-resident of the State of Alabama, and that her Post Office address is unknown, and further that she is over the age of twenty-one years; it is therefore ordered that publication be made in The Baldwin Times, a newspaper published in Bay Minette, Alabama, once a week for (4) consecutive weeks, requiring the said Hazel Jeanette Fritts, the Respondent, to answer or demur to the Bill of Complaint in this cause by the 29th day of January, 1955, or that after thirty (30) days therefrom a decree pro-confesso may be taken against her.

Alice J. Duck, Register
C. G. CHASON,
Attorney for Complainant

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

E. R. Monroe, Jr., being duly sworn, deposes and says that he is the ~~PUBLISHER~~ Editor of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Percy N. Fritts vs.
Hazel Fritts

COST STATEMENT

161 WORDS @ 6½ cents $ 10.46

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

E. R. Monroe Jr.
Editor ~~Publisher.~~

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

Date of 1st publication Dec. 23, 1954 Vol. 65 No. 49

Date of 2nd publication Dec. 30, 1954 Vol. 65 No. 50

Date of 3rd publication Jan. 6, 1955 Vol. 65 No. 51

Date of 4th publication Jan. 13, 1955 Vol. 65 No. 52

Subscribed and sworn before the undersigned this 14 day of Jan, 1955.

Dorothy Martin
Notary Public, Baldwin County.

E. R. Monroe Jr.
Editor ~~Publisher.~~

PERCY N. FRITTS, Complainant,	)	IN THE CIRCUIT COURT OF
-vs-	)	BALDWIN COUNTY, ALABAMA
HAZEL JEANETTE FRITTS, Respondent.	)	IN EQUITY

In this cause it being made to appear to the Register of this Court by the Affidavit of Percy N. Fritts that the Respondent, Hazel Jeanette Fritts, is a non-resident of the State of Alabama, and that her Post Office address is unknown, and further that she is over the age of twenty-one years; it is therefore ordered that publication be made in The Baldwin Times, a newspaper published in Bay Minette, Alabama, once a week for (4) consecutive weeks, requiring the said Hazel Jeanette Fritts, the Respondent, to answer or demur to the Bill of Complaint in this cause by the 29th day of January, 1955, or that, after thirty (30) days therefrom a decree pro-confesso may be taken against her.

Alice J. Duck, Register

FILED
Dec. 21, 1954
ALICE J. DUCK, Register

C. G. Chason, Attorney for Complainant

C. G. C.

8601. Motion for Decree Pro Confesso on Publication. MPCO

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

No. _____ _____, Term, 19 55

PERCY N. FRITTS Complainant

Vs.

HAZEL JEANETTE FRITTS Defendant

Motion is hereby made for a Decree Pro Confesso against

HAZEL JEANETTE FRITTS Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication 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 10th day of March 19 55

746 Code _____ Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

PERCY N. FRITTS

Complainant

Vs.

HAZEL JEANETTE FRITTS

Defendant

Motion for Decree Pro Confesso on Publication

Filed _____ 19____

FILED

MAR 21 1955

Register.

Recorded in _____ Record

JACK J. DUCK, Register

Vol. _____ Page _____

Register.

Moore Printing Co., Bay Minette, Ala.

Decree Pro Confesso of Publication.

MPCO

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____ _____, Term, 19____

PERCY N. FRITTS Complainant

Vs.

HAZEL JEANETTE FRITTS Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 6th day of January, 19 55, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the _____ day of _____ 194____ and _____

And it now further appearing to the Register Alice J. Duck, that the said Hazel Jeanette Fritts

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant____, ordered and decreed by the Register Alice J. Duck that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Hazel Jeanette Fritts

This 10th day of ~~10th~~ March 19 55

Alice J. Duck Register.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

PERCY N. FRITTS

Vs.

HAZEL JEANETTE FRITTS

Decree Pro Confesso of Publication

Issued _____ 19____

_____
Register.

Recorded in _____ Record

Vol. _____ Page _____

_____
Register.

Moore Printing Co., Bay Minette, Ala.

FILED
MAR 1955 01 AM
ALICE L. BUCK, 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 Percy N. Fritts and George E. Hill

as witnesses in behalf of Percy N. Fritts in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Percy N. Fritts

, Complainant

and Hazel Jeanette Fritts

Respondent

on oath, to be by you administered, upon them

to take and certify the deposition S of the witness es and return the same to our Court, with all convenient speed, under your hand.

Witness 12th day of March, 195 5.

Register.

Commissioner's Fee, $

Witness' Fees, $

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

PERCY N. FRITTS

Complainant—

vs.

HAZEL JEANETTE FRITTS

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

CECIL G. CHASON
ATTORNEY AT LAW
FOLEY, ALABAMA

March 9, 1955

Mrs. Alice J. Duck, Clerk
Bay Minette, Alabama

Dear Mrs. Duck:

Enclsoed herewith is Motion for Decree Pro Confesso on Publication and Decree Pro Confesso on Publication in the Divorce action of Fritts -vs- Fritts.

Yours very truly,

C. G. Chason

CGC:fm

encls. 2

PERCY N. FRITTS, Complainant, -vs- HAZEL JEANETTE FRITTS, 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:

Your Complainant, Percy N. Fritts, respectfully represents and shows unto your Honor:

1. That your Complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than one year next preceeding the filing of this Bill of Complaint; that Hazel Jeanette Fritts is over the age of twenty-one years and is a non-resident of the State of Alabama.

2. That your Complainant and the Respondent were lawfully married on, to-wit, June 20, 1953.

3. Complainant further avers 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.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Hazel Jeanette Fritts be made a party defendant to this cause by the usual process of this Honorable Court, by service by Publication, as against non-resident defendants, whose place of residence and Post Office address is unknown and cannot be ascertained, requiring her 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. The Complainant further prays that upon final hearing of this cause that he be granted a divorce from said Respondent, and that should your Complainant be mistaken

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

Solicitor for Complainant

STATE OF ILLINOIS

BILL OF COMPLAINT

HENRY W. HUTLER,

Complainant,

-vs-

HANSEL JEVAMETER BUTLER,

Respondent.

IN THE CIRCUIT COURT OF

ANNALLA, YTMOOD COUNTY,

ILLINOIS

IN EQUITY

FILED

Aug 15 1950

Walter Mahr, Clerk

3426.

BILL OF COMPLAINT

PERCY N. FRITTS,

Complainant,

-vs-

HAZEL JEANETTE FRITTS,

Respondent.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

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FILED
DEC 21 1954
ALICE J. DUCK, Register

PERCY N. FRITTS, Complainant, -vs- HAZEL JEANETTE FRITTS, Respondent.	}	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

In this cause it being made to appear to the Register of this Court by the Affidavit of Percy N. Fritts that the Respondent, Hazel Jeanette Fritts, is a non-resident of the State of Alabama, and that her Post Office address is unknown, and further that she is over the age of twenty-one years; it is therefore ordered that publication be made in The Baldwin Times, a newspaper published in Bay Minette, Alabama, once a week for (4) consecutive weeks, requiring the said Hazel Jeanette Fritts, the Respondent, to answer or demur to the Bill of Complaint in this cause by the 29th day of January, 1955, or that, after thirty (30) days therefrom a decree pro-confesso may be taken against her.

Alice J. Duck, Register

C. G. Chason, Attorney for Complainant

PERCY N. FRITTS, Complainant, -vs- HAZEL JEANETTE FRITTS, Respondent.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

In this cause it being made to appear to the Register of this Court by the Affidavit of Percy N. Fritts that the Respondent, Hazel Jeanette Fritts, is a non-resident of the State of Alabama, and that her Post Office address is unknown, and further that she is over the age of twenty-one years; it is therefore ordered that publication be made in The Baldwin Times, a newspaper published in Bay Minette, Alabama, once a week for (4) consecutive weeks, requiring the said Hazel Jeanette Fritts, the Respondent, to answer or demur to the Bill of Complaint in this cause by the 29th day of January, 1955, or that, after thirty (30) days therefrom a decree pro-confesso may be taken against her.

Alice J. Duck, Register

C. C. Chason, Attorney for Complainant

PERCY N. FRITTS, Complainant, -vs- HAZEL JEANETTE FRITTS, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

TO ALICE J. DUCK, REGISTER IN CHANCERY, BALDWIN COUNTY, ALABAMA:

Comes your Complainant, Percy N. Fritts, and shows that he is the Complainant in a Bill of Complaint for Divorce against Hazel Jeanette Fritts, filed on the 21st day of December, 1954, and has furnished an affidavit where it was therein set out that the Respondent is over the age of twenty-one years; that the Respondent, Hazel Jeanette Fritts, is not a resident of Alabama and that it cannot be ascertained by the Complainant after diligent inquiry; that she was, for a time, in Norfolk, Virginia, but that the Respondent left Norfolk, Virginia either for Georgia or Florida, but that he knows no place of residence or Post Office Address. Motion is therefore made that service be had by publication by Rule 6 of Equity Rules of Practice of the State of Alabama.

Attorney for the Complainant

C. G. C.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, C. G. Chason, a Notary Public in and for said County in said State, personally appeared Percy N. Fritts, who is known to me and who, after being by me first duly and legally sworn, deposes and says as follows:- That his name is Percy N. Fritts; that he is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama; that he is the Complainant in an action for divorce filed in the Circuit Court of Baldwin County, Alabama, wherein Hazel Jeanette Fritts is the Respondent; that the Respondent is over the age of twenty-one years; that the Respondent, Hazel Jeanette Fritts, is not a resident of Alabama and that her residence cannot be ascertained by affiant after diligent inquiry; that he has written to her but has had no reply and no indication as to where she might be located for over seven months; that she was, for a time, in Norfolk, Virginia, but that she left Norfolk, Virginia either for Georgia or Florida, but that he knows no place of residence or Post Office address; that this affidavit is made for the purpose of obtaining an order from the Register in Chancery for Notice by Publication, as provided by the Laws and Statutes of the State of Alabama.

Percy N. Fritts
Affiant

Sworn to and subscribed before me, a Notary Public, on this the 20th day of ~~November~~ DECEMBER, 1954.

Frances G. Mallory
Notary Public, Baldwin County
State of Alabama

C. G. C.