

(3438)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

OTTO EARL ARCHER, Complainant

vs.

JANICE E. ARCHER, 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 OTTO EARL ARCHER is forever divorced from the said JANICE E. ARCHER for and on account of VOLUNTARY ABANDONMENT

It is further ordered, adjudged and decreed that the said Respondent may resume her maiden name of Janice E. Murphy.

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 OTTO EARL ARCHER the Complainant pay the cost herein to be taxed, for which executed may issue.

This 7th day of January, 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.

No. 3438 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

OTHO EARL ARCHER

Complainant

vs.

JANICE E. ARCHER

Respondent

DIVORCE DECREE

FILED
JAN 7 1955
ALICE J. DICK, RECLERK

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT -- IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Janice E. Archer 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 Otho Earl Archer, as Respondent.

Witness my hand this day of January, 1955.

Register

OTHO EARL ARCHER,	∅	IN THE CIRCUIT COURT OF
Complainant	∅	BALDWIN COUNTY, ALABAMA
vs.	∅	IN EQUITY
JANICE E. ARCHER,	∅	
Respondent	∅	

Comes your Complainant, Otho Earl Archer, and files this his Bill of Complaint for divorce against Janice E. Archer, and shows unto your Honors and this Honorable Court as follows:

FIRST:

That your Complainant and the Respondent are over the age of twenty-one years, and Complainant is a bona fide resident of said State for more than one year next preceeding the filing of this Bill of Complaint; that Janice E. Archer is a resident of Mobile County, Alabama.

SECOND:

That your Complainant and Respondent were lawfully married on or about to-wit, December 7, 1935, at Vienna, West Virginia, and have lived together as man and wife until the 22nd day of December, 1953.

THIRD:

Complainant further avers that the 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.

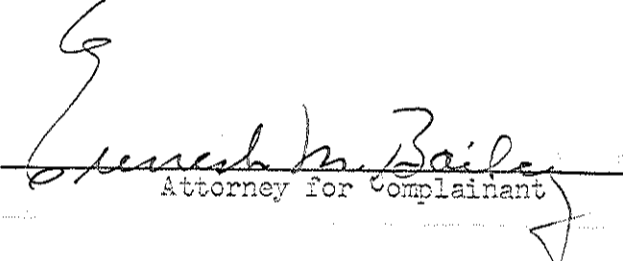
BEFORE ME
016 PAGE 108

The premises considered, your Complainant makes the said Janice E. Archer a party Respondent to this Bill of Complaint, and in order that Complainant may have the relief prayed herein for, may it please your Honors to cause the State's writ of subpoena to be issued, directed to the said Janice E. Archer, commanding her to answer, plead or demur to this Bill of Complaint, within the time required by law; and that on a final hearing of this cause your Honors will enter a decree divorcing your Complainant from said Respondent and that your Honors will grant such other, further, or different relief as unto your Honors may seem just and proper as he may be in equity and good conscience entitled to receive.

FILED

1-17-56

ALICE I. DUCK, Register


Attorney for Complainant

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

OTHO EARL ARCHER

Complainant

VS.

JANICE E. ARCHER

Respondent

No charge

I, Louise Dusenbury

as ~~Register and~~ Commissioner

have called and caused to come before me Otho Earl Archer

witness named in the Requirement for Oral Examination, on the 7th day of January 1955, at the office of Louise Dusenbury

in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Otho Earl Archer

doth depose and say as follows:

My name is Otho Earl Archer; I am the Complainant in the above styled cause, and am the husband of Janice E. Archer, the Respondent in this case; we are both over the age of 21 years; I am a resident of Baldwin County, Alabama, and the said Janice E. Archer is a resident of Mobile County Alabama. Janice E. Archer and myself were married on December 7, 1935, and lived together immediately thereafter as man and wife up until December 22, 1953, when the said Janice E. Archer, without just cause or legal excuse, voluntarily abandoned my bed and board and has remained away from me since said time; that said abandonment took place in Baldwin County, Alabama. There were no children as a result of our marriage.

Otho Earl Archer

ORAL EXAMINATION.

I, Louise Dusenbury, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to him and he 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 _____ or had proom made before me of the identity of said witness _____; that I am not of counsel or 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 7th day of January, 1955.

Louise Dusenbury (L. S.)
Commissioner

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

Oral Deposition

Filed _____, 1955

FILED
JAN 10 1955
Recorded in _____ Register.

Vol. ALICE J. DUCK, Register Record _____

Page _____ Register _____

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Louise Dusenbury

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 Otto Earl Archer

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Otto Earl Archer

and Janice Er Archer, Complainant

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

Witness 7th day of January, 195⁵

Wise J. Archer
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

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OTTHO EARL ARCHER

vs.

JANICE E. ARCHER

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, _____

Testimony of Complainant

and in behalf of Defendant upon _____ answer and Waiver

6
Gerald M. Bailey
Attorney

Henry J. Arch

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

OTTO EARL ARCHER

vs.

JANICE E. ARCHER

NOTE OF TESTIMONY

Filed in Open Court this 7th
day of January, 194⁵⁵

W. J. ...
Register.

STATE OF ALABAMA)
BALDWIN COUNTY)

OTTO EARL ARCHER,
Complainant

vs.

JANICE E. ARCHER,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes the Respondent in the above styled cause and for answer to the Bill of Complaint filed in said cause and each and every paragraph thereof separately and severally and says:

1. That she denies each and every allegation of Bill of Complaint and demands strict proof thereof.

The Respondent hereby accepts service of a copy of the summons and complaint in said cause and waives notice of the taking of the testimony in said cause and waives notice of submission thereof and agrees that the testimony may be taken and the cause submitted without further notice to her.

Janice E. Archer
Janice E. Archer
Respondent

WITNESS:

[Signature]

FILED

1-7-55

ALICE J. DUCK, Register