

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

GERTRUDE MINER

Complainant

VS.

EDWARD MINER

Respondent

I, Lois Howard

as Register and Commissioner

have called and caused to come before me Gertrude Miner and Hazel Lee Raley

witnesses named in the Requirement for Oral Examination, on the 20th day of May
1953, at the office of C. LeFoir Thompson
in Bay Minette, Alabama, and having first sworn said Witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Gertrude Miner and Hazel Lee
Raley doth depose and say as follows:

That my name is Gertrude Miner, I am over the age of 21 and a resident of Baldwin County, Alabama and have been more than two years next preceeding. The Respondent is also over the age of 21 and his present whereabouts are unknown. We were married in New Orleans, Louisiana on May 13, 1953 and lived together until May 20, 1953 at which time we separated. At the time of the marriage ceremony I was unaware that the Respondent Edward Miner was already married and had not obtained a divorce and that the marriage previously entered into was still existing. That upon learning that he was married I immediately separated from him and have not lived with him in any capacity whatsoever since May 20, 1953, the date on which I learned of his existing marriage. I therefore respectfully ask this Honorable Court to annul the marriage contract entered into and to declare same to be void and of no consequence holding same to be invalid and annulled. There are no children born of this marriage contract and no property accumulated during the seven days noted.

Gertrude Miner

That my name is Hazel Lee Raley, I know both parties to this cause. They are both over the age of 21 and the Complainant is a resident of Baldwin County, Alabama. I do not know where the Respondent may be found. They entered into a marriage contract on or about the 13th day of May, 1953 and in about a weeks time the Complainant separated from the Respondent, the cause of the separation being that the Respondent had a wife from whom he was not divorced at the time he entered into the contract with Gertrude Miner. They did not live together after she learned of his previous marriage then existing. There were no children born as fruits of this marriage contract.

Hazel Lee Raley

ORAL EXAMINATION.

I, Lois Howard, 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 as and read over to them and they signed the same in the presence of myself and C. McVair Thompson

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proom made before me of the identity of said witness as; 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 30th day of May, 1955

Lois Howard (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

OPPOUDE NINOR

vs. Complainant

EDWARD TENOR

Respondent.

Oral Deposition

Filed 5-30, 1955

Lois Howard Register.
Recorded in _____

Record

Vol. _____ Page _____

Register

GERTRUDE MINER

vs.

EDWARD MINER

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 Gertrude Miner and Hazel Fox Bailey, Decree Pro Confesso of
Publication and Motion for Decree Pro Confesso of Publication.

and in behalf of Defendant upon _____

C. Lewis Thompson

W. J. ...

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

STATE OF ALABAMA

vs.

STATE OF ALABAMA

NOTE OF TESTIMONY

Filed in Open Court this 30

day of May, 1945

Lucy J. Renshaw
Register.

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Lois Howard

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 Gertrude Minor and Carol Joe Raley

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

Gertrude Minor

Complainant

and Edward Minor

Respondent

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

Witness 30 day of May, 1955

W. A. [Signature] Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

**THE STATE OF ALABAMA
Baldwin County**

CIRCUIT COURT

GERTRUDE MITNER

Complainant

VS.

HOWARD MITNER

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

LOIS HOWARD

WITNESSES:

GERTRUDE MITNER

HAZEL LEE RAINY

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

Handwritten text, likely a deposition transcript, starting with "I am the undersigned..."

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Edward Miner, 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 Gertrude Miner, as Complainant.

Witness my hand this _____ day of March, 1955.

Register.

GERTRUDE MINER

COMPLAINANT

VS

EDWARD MINER

RESPONDENT

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

TO THE HONORABLE HUBERT V. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, IN EQUITY SITTING:

Your Complainant, Gertrude Miner, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and is a bona fide resident of Baldwin County, Alabama, the Respondent is over the age of 21 and is a non-resident of the State of Alabama.

2.

That on heretofore, to-wit the 13th day of May, 1953 your Complainant did undertake to enter into the bonds of matrimony with the Respondent; that a marriage ceremony was duly performed in the city of New Orleans State of Louisiana. Complainant further avers and shows that at the time of said marriage ceremony was performed the respondent was incapable of entering into the marriage contract, in that said respondent was a party to a prior existing marriage, upon which no decree of divorce had been granted. Your Complainant is informed, and verily believes, that the said prior existing marriage was committed in the city of New Orleans State of Louisiana, prior to May 13, 1953 and the said respondent had a wife living in that city with whom said marriage was still valid and outstanding.

3.

Your Complainant further shows and avers that at the time the marriage contract was committed between your complainant and respondent, she did not know of the former marriage of respondent; that her marriage was induced by the belief that it would be valid and legal.

4.

Complainant further shows that since the date of said marriage she learned of the existence of said former marriage, since which time she has not lived with the respondent as his wife.

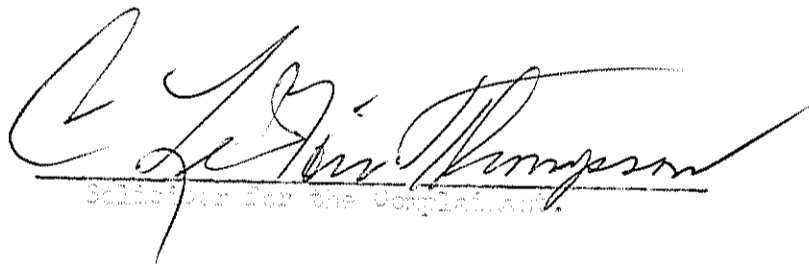
WHEREFORE, the premises considered, your complainant prays that your Honor will by proper procedure make the said Edward Minor, party respondent to this bill of complaint, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

And your Complainant further prays that upon final hearing hereof your Honor will grant to her an annulment of the alleged bonds of matrimony forever barring same as invalid and that upon a final hearing of this cause, that your complainant be awarded such other, better, different or general relief as she may be in equity and good conscience entitled to receive.

FILED

Mar. 7, 1955

ALICE J. DUCK, Register


Solicitor for the Complainant.

400. 3484

FILED

MAR 7 1955

ALICE L. DUCK, Register

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority in and for the State of Alabama Baldwin County, personally appeared Gertrude B. Miner, who is known to me and who being by me first duly sworn according to law on oath doth depose and say that she is the Complainant in a certain cause being filed in the Circuit Court of Baldwin County, Alabama; that the Respondent in said cause, Edward D. Miner, is a non-resident of the State of Alabama and whose residence, after a search having been made with due diligence, is unknown according to the best information and belief of the Complainant and that your Complainant cannot ascertain the particular place of residence and Post Office address of the Respondent after expending a reasonable effort, which has been made; that said Respondent is over the age of twenty-one years.

Gertrude B. Miner

Sworn to and subscribed before me this 4 day of March, 1955.

FILED

Mar. 7, 1955

ALICE J. DUCK, Register

Alice J. Duck
 Notary Public, Baldwin County, Alabama.

8601. Motion For Decree Pro Confesso on Publication.

B.T.-10-46-200

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

GERTRUDE MINER

Complainant

Vs.

EDWARD MINER

Defendant

Motion is hereby made for a Decree Pro Confesso against _____

Edward Miner

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 25 day of May, 1955.

746 Code

Edwin Thompson

Solicitor.

No. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

CIRCUIT COURT, IN EQUITY

GNATRUDE WINER

Complainant _____

Vs.

EDWARD WINER

Defendant _____

**Motion for Decree Pro Confesso
On Publication**

Filed 5-26, 1955

David H. ...
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Decree Pro Confesso of Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

CERTRUDE MINER

Complainant

Vs.

EDWARD MINER

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 10th day of March, 1935, in the Baldwin Times a newspaper published in Baldwin, 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 Edward Miner

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 _____

This 26 day of

May 1935
Alice J. Duck

Register.

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

GERTRUDE MINER

Vs.

ELIARD MINER

Decree Pro Confesso of Publication

Issued 5-26 1955

W. J. ...
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

GERTRUDE MINOR

Vs. No. 3484

Edward Minor

vs.

The State of Alabama,

County.

Circuit Court, in Equity

This the 8th day of

March, 1945

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Gertrude Minor

that the Defendant Edward Minor

is a non-resident of the State of Alabama and that his place of residence and Post Office address 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

Edward the said Defendant

to answer or demur to the Bill of Complaint in this cause by the 8th day of April 1945, or after thirty days therefrom a decree Pro Confesso may be taken against him

W. J. ...
Register.

C. LeNoir Thompson,
Solicitor For Complainant

GERTRUDE MINER

COMPLAINANT

VS

EDWARD MINER

RESPONDENT

IN THE CIRCUIT COURT OF

HALLOWAY COUNTY, ALABAMA

IN EQUITY.

This cause coming on to be heard upon the Bill of Complaint, Decree Pro Confesso on Publication and the Testimony as noted by the Register of the Court, and being satisfied therefrom that the averments of the Bill of Complaint are true and that the Complainant is entitled to the relief therein prayed;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT, that the purported marriage between Gertrude Miner and Edward Miner on the 19th day of May, 1953, at New Orleans, Louisiana, be and the same is hereby annulled and declared for naught and that the said Gertrude Miner and Edward Miner be and they are hereby judicially ascertained to be not legally married to each other.

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT, that the Complainant pay the costs in this cause incurred, for which let execution issue.

Dated at Bay Minette, Alabama, this 30 day of May, 1955.

Hubert M. J. Hall
CIRCUIT JUDGE.

GERTRUDE KINER

COMPLAINANT

VS

EDWARD KINER

RESPONDENT

Final Decree

FILED
MAY 30 1955
REG. & MARK, *Regatta*

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES



Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

Legal Notice

NOTICE TO NON-RESIDENT
THE STATE OF ALABAMA,
BALDWIN COUNTY.

Circuit Court, in Equity
This the 8th day of March,
1955.

GERTRUDE MINOR
No. 34484

vs.

EDWARD MINOR

In this cause it being made to appear to the Clerk of this Court by the affidavit of Gertrude Minor that the Defendant Edward Minor is a non-resident of the State of Alabama and that his place of residence and Post Office address 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 Edward Minor the said Defendant to answer or demur to the Bill of Complaint in this cause by the 8th day of April 1955, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK,

Notary

A Badge

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Moussette, Jr., 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

Gertrude Minor

vs.

Edward Minor

COST STATEMENT

173 WORDS @ 6 1/2 cents _____ \$ 11 24

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

E. R. Moussette Jr.
Editor Publisher.

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

Date of 1st publication Mar. 10, 1954 Vol. 66 No. 8

Date of 2nd publication Mar. 17, 1954 Vol. 66 No. 9

Date of 3rd publication Mar. 24, 1954 Vol. 66 No. 10

Date of 4th publication Mar 31, 1954 Vol. 66 No. 11

Subscribed and sworn before the undersigned this 1 day of April, 1955

Dwight Martin
Notary Public, Baldwin County.

E. R. Moussette Jr.
Editor Publisher.

