

(3442)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Hazel Minote, Complainant

vs.

Bye Minote, 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 Hazel Minote is forever divorced from the said Bye Minote for and on account of Habitual Drunkenness

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 Hazel Minote the Complainant pay the cost herein to be taxed, for which executed may issue.

This 16th day of May, 1925

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. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Hazel Hinote

Complainant

vs.

Bye Hinote

Respondent

DIVORCE DECREE

FILED

MAY 16 1955

ALICE I. WICK, Secretary

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons BIE HINOTE 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 HAZEL HINOTE, as Complainant and against BIE HINOTE, as Respondent.

WITNESS my hand this _____ day of March, 1955.

Register

HAZEL HINOTE	0	
COMPLAINANT	0	IN THE CIRCUIT COURT OF
VS	0	BALDWIN COUNTY, ALABAMA,
BIE HINOTE	0	IN EQUITY
RESPONDENT	0	

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

Comes now your Complainant and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a bona fide resident citizen of said County and State and has been for more than one year next preceding the filing of this bill of complaint; that the Respondent is over twenty-one years of age, and a non-resident of the State of Alabama, and his address cannot be ascertained after a diligent search and inquiry.

2.

That your Complainant and the Respondent were lawfully married to one another on or about September 2, 1934, at Loxley, Alabama.

3.

Your Complainant avers and alleges that the Respondent has, since her marriage to him, become addicted to habitual drunkenness and that said habit has continued to the filing of this bill. The Complainant avers that the Respondent started drinking very heavily several years ago and has become an alcoholic; that when he gets drunk he stays drunk for long periods of time.

WHEREFORE, the premises considered, Your Complainant prays that your Honor will by proper process make the said Bye Minote 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.

Premises considered, Your Complainant prays that on a final hearing of this cause, Your Honor will enter a decree granting your Complainant a divorce from the Respondent and granting her the right to remarry; Your Complainant further prays for such other, further and different relief to which Your Complainant may be in equity entitled.

FILED

Mar. 22, 1955

ALICE I. DUCK, Register

Wilters & Brantley

BY:

Robert M Brantley
Solicitors for the Complainant

3492

HAZEL HINOTE

COMPLAINANT

VS

EYE HINOTE

RESPONDENT

BILL OF COMPLAINT

FILED

MAY 22 1955

MADE L. BRICK, RICH
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The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Hazel Hinote Complainant

VS.

Bye Hinote Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Hazel Hinote and Gladys Reichel

witness FF named in the Requirement for Oral Examination, on the 16 day of May

1955, at the office of Harry J. Wilkins, Jr.

in Day Minette, Alabama, and having first sworn said Witness FF to speak the

truth, the whole truth, and nothing but the truth, the said Hazel Hinote and Gladys Reichel

doth depose and say as follows:

My name is Hazel Hinote, and I am a bona fide resident of Baldwin County, Alabama, and have been all my life. Bye Hinote is over twenty-one years old and a non-resident of the State of Alabama. I have been unable to locate his whereabouts and have made a diligent search and inquiry as to his present address.

Bye Hinote and I were married on September 2, 1934, in Loxley, Alabama. Since my marriage to the Respondent he has become a habitual drunkard. That the last time I saw him he was still drinking heavily. He has been drinking heavily for the past several years and has become analcoholic. When he gets drunk he stays drunk for long periods of time. I do not see how I can continue to live with him when he drinks so heavily and so often.

The last I heard from the Respondent, he was in Miami, Florida, but he refused to give his address.

Hazel Hinote

My name is Gladys Reichel and I am a resident of Loxley, Alabama, and have known the Respondent and Complainant for over 22 years. I know that the Respondent, Bye Hinote, drinks a lot. He drinks very heavily and stays drunk for long periods of time. I do not see how it is possible for the Complainant to live with the Respondent as her husband any longer. In my opinion the Respondent is a habitual drunkard and an alcoholic. I do not know the whereabouts of Bye Hinote.

Gladys Reichel

ORAL EXAMINATION

I, Evelyn Watts, 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 Harry J. Wilters Jr

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 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 16 day of Nov, 1955

Evelyn Watts (L. S.)

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

Hazel Minota

vs. Complainant

Pre Minota

Respondent

Oral Deposition

Filed _____, 19____

Register

FILED Recorded in

Record

MAY 16 1955

Vol. _____ Page _____

ALICE J. DRICK, Register

Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Evelyn Watts

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 Hazel Minote and Gladys Reichel

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

Complainant
and Eve Minote is

Respondent

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

Witness 14 day of May, 1955

[Signature]
Register.

Commissioner's Fee, \$ _____
Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Hazel Hinote

Complainant—

vs.

Bye Hinote

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

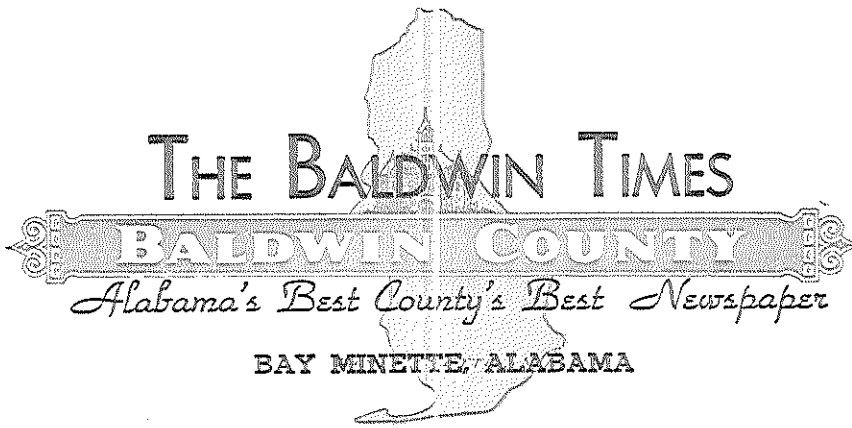
Evelyn Watts

WITNESSES:

Hazel Hinote

Gladys Reichel

JIMMY FAULKNER
PUBLISHER



**NOTICE TO NON-RESIDENT
THE STATE OF ALABAMA,
BALDWIN COUNTY.
CIRCUIT COURT, IN EQUITY**
In this cause it being made to appear to the Clerk of this Court by the affidavit of Hazel Hinote that the Defendant Bye Hintoe is a non-resident of the State of Alabama 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 the said Bye Hinote to answer or demur to the Bill of Complaint in this cause by the 22 day of March, 1955, or after thirty days therefrom a decree Pro Confesso may be taken against Bye Hinote.
ALICE J. DUCK
Register.
WILTERS & BRANTLEY,
Solicitors For Complainant
10-4tc

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

E. R. Monizette, 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

Hazel Hinote

COST STATEMENT
144 WORDS @ 6 1/2 cents _____ \$ 9 36
I hereby certify this it correct, due and unpaid (paid).
E. R. Monizette, Jr.
Editor Publisher.

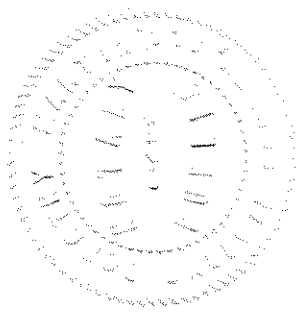
was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Mar. 24, 1955 Vol. 66 No. 10
Date of 2nd publication Mar. 31, 1955 Vol. 66 No. 11
Date of 3rd publication Apr. 7, 1955 Vol. 66 No. 12
Date of 4th publication Apr. 14, 1955 Vol. 66 No. 13

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

Dorothy Martin
Notary Public, Baldwin County.

E. R. Monizette, Jr.
Editor Publisher



Hazel Minote

vs.

Gladys Reichel

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____
~~testimony of Hazel Minote and Gladys Reichel, Decree pro confesso on~~
publication

and in behalf of Defendant upon _____

*Walter & Bently
by W. J. Walter*

Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Bozel Hinoie

vs.

Dye Hinoie

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

FILED

MAY 16 1955

Register.

Printed by the Baldwin **ALICE J. DICK, Register**

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

Hazel Hinote	}	The State of Alabama,
No.		Baldwin County.
vs.		Circuit Court, in Equity
Eye Hinote	}	This the _____ day of _____, 194

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

Hazel Hinote

that the Defendant Eye Hinote

is a non-resident of the State of Alabama

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

the said Eye Hinote

to answer or demur to the Bill of Complaint in this cause by the _____ day of _____ 194, or after thirty days therefrom a decree Pro Confesso may be taken against Eye Hinote

Register.

3492

HAZEL HINOTE

COMPLAINANT

VS

BYE HINOTE

RESPONDENT

NOTICE TO NON-RESIDENT

FILED

MAR 22 1955

ALICE J. DUCK, MCA

HAZEL HINOTE

COMPLAINANT

VS

EYE HINOTE

RESPONDENT

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

Before me, N.P. Chelton J.P., a Notary Public, in
and for the State of Alabama, Baldwin County, personally appeared Hazel
Hinote, who, being first duly sworn, deposes and says that Eye Hinote, the
defendant in the above styled cause is a non-resident of the State of Alabama;
and that his place of residence is unknown, and that it cannot be ascertained
after a reasonable effort. And further that in the belief of the affiant
the Defendant is over the age of twenty-one years.

Hazel Hinote

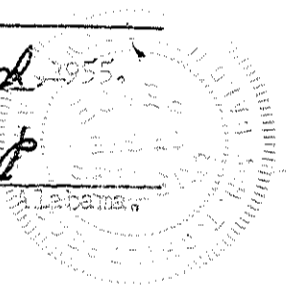
Sworn to and subscribed before me on this the 15 day of March 1955.

FILED

Mar. 22, 1955

ALICE J. DICK Register

N.P. Chelton J.P.
Notary Public, Baldwin County, Alabama.



HAZEL HINOTE

COMPLAINANT

VS

BYE HINOTE

RESPONDENT

AFFIDAVIT OF NON RESIDENCE

FILED
MAR 22 1955
ALICE J. DUCK, Clerk



Decree Pro Confesso of Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Haral Hinote Complainant

Vs.

Eye Hinote 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 24th day of March, 1955, 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

_____ 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 Eye Hinote

This 14 day of May 1955

Alice J. Duck Register.

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____

Hazel Hinoja Complainant

Vs.

By Hinoja Defendant

Motion is hereby made for a Decree Pro Confesso against _____

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 14 day of May, 19 55

746 Code

Ray J. Walters Jr Solicitor.

No. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

CIRCUIT COURT, IN EQUITY

Hazel Hinoche

Complainant _____

Vs.

Bye Hinoche

Defendant _____

**Motion for Decree Pro Confesso
On Publication**

Filed _____, 19____

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

3492

FILED
MAY 14 1955
ALICE L. DICK, Register