

4492

CECIL G. CHASON

ATTORNEY AT LAW

FOLEY, ALABAMA

January 27, 1959

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

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint, Answer and Waiver, Testimony of Sarah J. Miller and Winona Jones, Commission to take Depositions, Note of Testimony and Final Decree in the divorce action of Miller -vs- Miller.

There is also enclosed my check in the amount of \$13.50 in payment of the Costs of Court.

Yours very truly,


C. G. Chason

CGC:fm

encls. as noted.

SARAH J. MILLER

vs.

RAYMOND H. MILLER

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

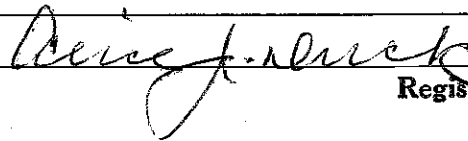
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,
and testimony of Sarah J. Miller and Winona Jones

and in behalf of Defendant upon Answer and Waiver



Solicitor for Complainant



Register.

m
No. _____

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

SARAH J. MILLER

VS.

RAYMOND H. MILLER

Note of Testimony

Filed in Open Court this _____

FILED

day of _____, 19____

JAN 29 1933

ALICE I. DUCK, CLERK
REGISTER Register.

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

SARAH J. MILLER

, Complainant

vs.

RAYMOND H. MILLER

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ 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

SARAH J. MILLER

is forever divorced from the

said RAYMOND H. MILLER for and on account of

Abandonment. It is further ORDERED, ADJUDGED AND DECREED by the Court that the Respondent, Raymond H. Miller, pay to the Complainant, Sarah J. Miller, the sum of One Hundred Dollars (\$100.00) per month for twenty-four (24) consecutive months, beginning with the month of February, 1959.

It is futher 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 futher 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 futher ordered that Sarah J. Miller the Complainant pay the cost herein to be taxed, for which executed may issue.

This 29th day of

January 1959

J. Hubert M. Stace
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

Complainant

vs.

Respondent

DIVORCE DECREE

Filed 1-29-59
Alice French
Clerk

SARAH J. MILLER,)	
Complainant,)	IN THE CIRCUIT COURT OF BALDWIN
-vs-)	COUNTY, ALABAMA
RAYMOND H. MILLER,)	IN EQUITY
Respondent.)	

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

Comes your Complainant, Sarah J. Miller, and files this her
Bill of Complaint for Divorce against RAYMOND H. Miller, 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 Baldwin County,
Alabama, having been such a bona fide resident citizen for more
than one year next preceeding the filing of this Bill of
Complaint; that Raymond H. Miller is over the age of twenty-one
years and that he is a non-resident of the State of Alabama,
his present address being San Francisco, California.

2. That the Complainant and Respondent were lawfully
married on, to-wit, October 23, 1954.


3. Complainant further avers that said Respondent volun-
tarily abandoned the bed and board of Complainant 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.

4. Complainant further shows unto the Court that she and
the Respondent have contracted certain indebtedness secured by a
mortgage on her furniture, etc., and shows unto the Court that
Respondent is financially able to pay to her the sum of One
Hundred Dollars (\$100.00) per month for a period of two (2) years,
within which time she can satisfy and discharge the indebtedness
secured by the mortgage on her property as aforesaid.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Raymond
H. Miller 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 this cause, that your Complainant be granted a divorce from the Respondent, and that the Respondent pay to the Complainant, as alimony, the sum of One Hundred Dollars (\$100.00) per month, for a period of two (2) years. Should your Complainant be mistaken in the relief prayed for, that there be granted to her such other, different and general relief to which she may be entitled and as in duty bound, she will ever pray.



Soliticor for Complainant

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, as such time and place as you may appoint, to call before you and examine Sarah J. Miller and Winona Jones

a witness in behalf of Sarah J. Miller in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein

SARAH J. MILLER

, Complainant

and

RAYMOND H. MILLER

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 29 day of January

, 1959

Adolf F. Rich
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

SARAH J. MILLER

VS. Complainant

RAYMOND H. MILLER

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

FILED

JAN 29 1959

WITNESSES:

ALICE J. DUCK, CLERK
REGISTER

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

SARAH J. MILLER

COMPLAINANT

vs.

RAYMOND H. MILLER

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Sarah J. Miller and Winona Jones

witnesses named in the requirement for Oral Examination, on the day of January,

1959, 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 Sarah J. Miller and Winona

Jones doth depose and say as follows:

TESTIMONY OF SARAH J. MILLER:

My name is Sarah J. Miller. I am over the age of twenty-one years and a resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than 5 years next preceeding the filing of my Bill of Complaint for divorce. Raymond H. Miller is over the age of twenty-one years and is not now a resident of the State of Alabama, Baldwin County, now residing in San Francisco, California. We were married on October 23, 1954, and lived together as husband and wife until June of 1956, at which time, and with no cause, he voluntarily abandoned my bed and board, and we have not lived together since that time. There were no children of this marriage. He is financially able to pay the sum of \$100.00 per month for a period of two (2) years.

Signed: Sarah J. Miller

TESTIMONY OF WINONA JONES:

My name is Winona Jones. I am a resident of Baldwin County, Alabama, having been such a resident all of my life. I am personally acquainted with Sarah J. Miller and Raymond H. Miller. They are both over the age of twenty-one years, and she is a resident citizen of Baldwin County, Alabama, most of her life. Raymond H. Miller is not a resident of Baldwin County, Alabama, but I do not know his exact address. They were married in October of 1954, and lived together as husband and wife until about 1½ years ago, at which time, and with no cause, he voluntarily abandoned her bed and board, and they have not lived together as husband and wife since that time. There were no children of this marriage.

Signed; Winona Jones

ORAL EXAMINATION

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

day of January, 19 59 .

Frances G. Mallory (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

SARAH J. MILLER

COMPLAINANT

vs.

RAYMOND H. MILLER

RESPONDENT

ORAL DEPOSITION

Filed _____, 19 _____

FILED

JAN 29 1959

, Register.

RECORDED
CLERK
MILLER

Record

Vol. _____

Page _____

, Register.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Frances G. Mallory

RECEIVED JAN 29 1959

ALICE I. DUCK, CLERK

REGISTER

RECEIVED JAN 29 1959

ALICE I. DUCK, CLERK

REGISTER

RECEIVED JAN 29 1959

ALICE I. DUCK, CLERK

REGISTER

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REGISTER

FILED

JAN 29 1959

ALICE I. DUCK, CLERK
REGISTER

4492