

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

SAM MOORE

Complainant

vs.

DELIA MAE MOORE

Respondent

answer & waiver of

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on defendant 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 Sam Moore is forever divorced from the said Delia Mae Moore for and on account of

ABANDONMENT

IT IS FURTHER ORDERED, ADJUDGED and DECREED, that the complainant Sam Moore, is hereby awarded and given the care and custody of the minor children of this marriage, namely: Doris Ann Moore, Sandra Moore and Larry O'Neil Moore.

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 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 further ordered that Sam Moore the Complainant pay the cost herein to be taxed, for which executed may issue.

This 19th day of February 1959

Robert M. Wood

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

Law Moore

Complainant

vs.

Delia Mae Moore

Respondent

DIVORCE DECREE

Sam Moore

vs.

Delia Mae Moore

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 Sam Moore

and in behalf of Defendant upon answer

Beebe & Swearingen

by

W.C. Baker

Alice J. Cook
Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Sam Moore
Complainant

vs.

Delia Mae Moore
Respondent

NOTE OF TESTIMONY

Filed in Open Court this

day of **FILED**, 194.....

FEB 19 1959 Register.

Printed by the Baldwin Times
WILL J. WOOD, CLERK
REGISTER

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Madeline S. Bryars

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 Sam Moore

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

Sam Moore, Complainant
and

Delia Mae Moore Respondent

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

Witness 19 day of Feb, 1959

Alice J. Luck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Sam Moore

Complainant—

vs.

Delia Mae Moore

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED

FEB 10 1959
WITNESSES:

ALICE J. DUCK, CLERK
REGISTER

Sam Moore Complainant
vs.
Delia Mae Moore Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No.

DEMAND FOR ORAL EXAMINATION

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from
Bay Minette, in the County of Baldwin
Alabama, the place of trial of said cause, to-wit: Sam Moore

2. That said Complainant requires an oral examination of said witnesses before a Commissioner appointed by the Register of this Court.

Beebe & Swearingen

by

W. C. Beebe

Solicitor for Complainant

NOTE:

Complainant suggests the name of Madeline S. Bryars
as a suitable and competent person to act as commissioner upon the examination of said witnesses.

Beebe & Swearingen

by

W. C. Beebe

Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION

Sam Moore
Complainant

vs.

Delia Mae Moore
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this

FILED

day of

194

FEB 19

ALICE J. DUCK, CLERK
REGISTER

Register

Moore Printing Co.

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Sam Moore

Complainant

VS.

Delia Mae Moore

Respondent

I, Madeline S. Bryars

as Register and Commissioner

have called and caused to come before me Sam Moore

witness named in the Requirement for Oral Examination, on the 19 day of February 1959, at the office of W. C. Beebe in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Sam Moore

doth depose and say as follows:

My name is Sam Moore. I am over the age of 21 years and a resident of Tensaw, Baldwin County, Alabama. The defendant, Delia Mae Moore, is over the age of 21 years and lives in Fairhope, Baldwin County, Alabama. We were married at Stockton on January 24, 1953 and lived together as husband and wife until April, 1956 when she voluntarily abandoned me without just cause or reasonable excuse. She has remained away continuously since then and we have not lived together.

We have three children, all of whom are living with me. She has not seen or attempted to see them since she left. I am working at the Stockton Veneer Mill and make a reasonably good salary and am able to take care of them. The children are Larry O'Neil, 3 years of age, Doris Ann Moore, 6 years of age, and Sandra Moore, 4 years of age. She left me when Larry was three months old. She is not a suitable person to have custody of the children. Since she left me she has another child less than one year old and she is not employed.

Sam Moore Jr.

ORAL EXAMINATION.

I, Madeline S. Bryars, 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 W. C. Beebe

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 19 day of February, 1959

Madeline S. Bryars (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

John Moore

vs. Complainant

Relvia Mae Moore

Respondent.

Oral Deposition

Filed FILED, 1959

Register.

FEB 19 1959
Recorded in

ALICE J. DICK CLERK
REGISTER Record

Vol. _____ Page _____ Register

SAM MOORE, JR.

IN THE CIRCUIT COURT OF

COMPLAINANT

VS

BALDWIN COUNTY, ALABAMA,

DELIA MAE MOORE

RESPONDENT

IN EQUITY

Comes, Delia Mae Moore, defendant in the above styled cause and answering complainant's complaint and every allegation therein made, says the same are untrue, and she demands strict proof thereof.

Defendant waives notice of the application to take testimony, notice of the time and place of taking testimony, the right to cross examine, and notice of the submission of the cause for final decree, and agrees and consents the said cause be submitted for final decree upon motion of complainant or his solicitor of record.

Witness my hand this the 19 day of Feb.,

1959.

Witness

James Williams

Delia Mae Moore
Defendant

Sam Moore
Complainant

VS
Della Mae Moore
Respondent

Answer -

FILED

FEB 19 1959

ALICE J. DUCK, CLERK
REGISTER

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WE COMMAND YOU, that you summon, Delia Mae Moore, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery jurisdiction, within thirty days after the service of summons, and there to answer, plead or demur, without oath, to a bill of complaint lately exhibited by Sam Moore against the said Delia Mae Moore and further to do and perform what said Judge shall order and direct in that behalf, and this the defendant shall in no wise omit, under penalty of law; and we further command that you return this writ with your endorsement thereon, to our said court immediately upon the execution thereof.

WITNESS, Alice J. Duck, Register of said Circuit Court this the 19 day of Feb., 1959.

Alice J. Duck
Register

SAM MOORE,
COMPLAINANT

VS.

DELIA MAE MOORE
RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

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

And now comes your complainant, Sam Moore, and humbly complaining against Delia Mae Moore, defendant, respectfully shows unto your Honor;

FIRST:

That your complainant and the said Delia Mae Moore are each over the age of twenty one years and are residents of Baldwin County, Alabama, where they have resided all of their lives;

SECOND:

That your complainant and the said Delia Mae Moore are husband and wife, having intermarried at Stockton, Alabama

on January 24, 1953, and they lived together as husband and wife until April, 1956, when the said Delia Mae Moore voluntarily abandoned this complainant without just cause or reasonable excuse; that the said Delia Mae Moore and this complainant have not lived together for more than twelve months next preceding the filing of this bill of complaint.

THIRD:

That there were born to complainant's and defendant's marriage three children, namely: Doris Ann Moore, 6 years of age, Sandra Moore, 4 years of age and Larry O'Neil Moore, 3 years of age, all three of whom are in the custody of your complainant and have been continuously since defendant's abandonment of him aforesaid; that she has not seen or attempted to see them since she left complainant; that at the time she left complainant the youngest child, Larry O'Neil Moore, was less than three months old. Your complainant is an able bodied man, has permanent employment and earns good wages. The defendant is unemployed and has no income; that she is unable to properly care for the said children; that she is unsuited to have the care and control of the said children; that since her abandonment of complainant she has had an additional child, such child being approximately one year old, whose father is unknown to complainant, but which said child is not the child of this complainant and is in the care and custody of the defendant.

WHEREFORE your complainant prays that this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said Delia Mae Moore party defendant hereto and by appropriate process require her to

plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between this complainant and the said defendant and award the custody of the said children to this complainant, and complainant prays for such other, further or different relief as in equity and good conscience he shall be entitled to receive in the premises.

FILED

FEB 19 1959

**ALICE J. DUCK, CLERK
REGISTER**

BEEBE & SWEARINGEN

BY

W. C. Beebe
Solicitor for complainant