

3672

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ALINE DORMAN BUTLER, Complainant

vs.

G.S. BUTLER, 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

Aline Dorman Butler is forever divorced from the said G.S. Butler for and on account of

Voluntary Abandonment

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 Aline Dorman Butler the Complainant pay the cost herein to be taxed, for which executed may issue.

This 14th day of March 1956. 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

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
MAR 14 1956
ALICE J. DUCK, Register

MPCO

Decree Pro Confesso of Publication.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. 3692 March, Term, 1956

ALINE DORMAN BUTLER Complainant

Vs.

G. S. BUTLER 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 12th. day of Jan., 1956, 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 G.S. BUTLER

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 G.S. BUTLER

This 12th. day of March 1956

ALICE J. DUCK Register.

No. 3692 Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

ALINE DORMAN BUTLER

Vs.

G.S. BUTLER

Decree Pro Confesso of Publication

Issued 3-12-56 19____

ALICE J. DUCK

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

8601. Motion for Decree Pro Confesso on Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

ALINE DORMAN BUTLER _____ Complainant_____

Vs.

G. S. BUTLER _____ Defendant_____

Motion is hereby made for a Decree Pro Confesso against G. S. BUTLER

the 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 10th day of March 1956

746 Code

James A. Hendrix Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

ALINE DORMAN BUTLER

Complainant _____

Vs.

G. S. BUTLER

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed 3-10 1956

Alice J. Butler
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

ALINE DORMAN BUTLER

vs.

G.S. BUTLER

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, Motion for Decree Pro Confesso after notice by publication, Decree Pro Confesso on publication, and the testimony of Aline Dorman Butler and Minnie Dorman as set out in the oral deposition.

and in behalf of Defendant upon

James A. Hendrix

Alice J. Neuf

Register.

RECORDED

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Aline Dorman Butler

vs.

G.S. Butler

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194.....

Register.

Printed By The Baldwin Times

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PHONE 801

JAMES A. HENDRIX

ATTORNEY AT LAW
ROBERTSDALE, ALA.

March 7, 1956

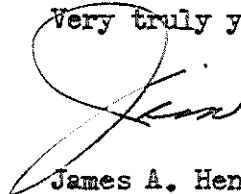
Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

- 3692

Dear Mrs. Duck:

Enclosed herewith please find motion for a decree Pro Confesso on publication in the Butler vs. Butler case in Equity. Please mark this filed as of the 10th of March, since the time for taking a decree will not be up until that date.

Very truly yours,



James A. Hendrix

JAH:al

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

ALINE DORMAN BUTLER

Complainant

VS.

G.S. BUTLER

Respondent

I, Gertrude M. Bankester

as ~~Register and~~ Commissioner

have called and caused to come before me Aline Dorman Butler and Minnie Dorman

witness es named in the Requirement for Oral Examination, on the 12th day of March 1956, at the office of James A. Hendrix in Robertsdale, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Aline Dorman Butler and Minnie Dorman doth depose and say as follows:

My name is Aline Dorman Butler. I am over 21 years old and have lived in Baldwin County, Alabama for more than the past 2 years. G. S. Butler is over the age of 21 years and after a due and diligent search I have been unable to ascertain his place of residence or postoffice address; he and I were married on June 26, 1952 at Lucedale, Mississippi. On about June 15, 1952, G. S. left me on his own free will and accord without any cause on my part; he left freely and voluntarily and since the aforesaid date June 15, 1952, he and I have not lived together nor have we recognized each other as husband and wife in any way. He and I had no children.

Aline Dorman Butler

I have known Aline Dorman Butler for many years. Aline is over 21 years old and has lived in Baldwin County, Alabama for more than the past 2 years. G. S. Butler is over the age of 21 years and after a due and diligent search Aline has been unable to ascertain his place of residence or post office address. He and Aline were married on June 26, 1952 at Lucedale, Mississippi. On about June 15, 1952, G. S. left Aline of his own free will and accord without any cause on her part. He left freely and voluntarily and since the aforesaid date June 15, 1952, he and Aline have not lived together nor have they recognized each other as husband and wife in any way. They had no children.

Minnie Dorman

ORAL EXAMINATION.

I, Gertrude M. Bankester, 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 es and read over to them and they signed the same in the presence of myself Gertrude M. Bankester and James A. Hendrix 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 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 12th day of March, 1956.

Gertrude M. Bankester (L. S.)

NO _____	PAGE _____
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
Alyne Dorman Butler	
vs.	Complainant
G.S. Butler	Respondent.
Oral Deposition	
Filed _____	195 _____
Recorded in _____	Register.
Record _____	Record
Vol. _____	Page _____
Register _____	Register

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: GERTRUDE M. BANKESTER

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 Aline Dorman Butler and Minnie Dorman

a witnesses in behalf of Aline Dorman Butler in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Aline Dorman Butler is

Complainant
and G.S. Butler is

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

Witness 12th day of March, 195 6

Alice J. Husky
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

**THE STATE OF ALABAMA
Baldwin County**

CIRCUIT COURT

Aline Dorman Butler

Complainant

VS.

G.S. Butler

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Gertrude M. Bankester

WITNESSES:

Aline Dorman Butler

Minnie Dorman

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NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

ALINE DORMAN BUTLER

No. 3692

vs.

G.S. BUTLER

The State of Alabama,

BALDWIN County.

Circuit Court, in Equity

This the 10 day of

JANUARY, 1956

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

ALINE DORMAN BUTLER

that the Defendant

G.S. BUTLER

is a non-resident of the State of Alabama whose address is unknown and present Post Office office address cannot be ascertained.

and further, that, in the belief of said Affiant ~~ant~~ the Defendant G.S. Butler 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

G.S. BUTLER the said Defendant

to answer or demur to the Bill of Complaint in this cause by the 10 day of Feb. 1956, or after thirty days therefrom a decree Pro Confesso may be taken against him.

Register.

J.A. HENDRIX
SOLICITOR FOR COMPLAINANT

STATE OF ALABAMA

BALDWIN COUNTY

BOOK 021 PAGE 144

ALINE DORMAN BUTLER	¶	
Complainant,	¶	IN THE CIRCUIT COURT OF
vs.	¶	BALDWIN COUNTY, ALABAMA
G.S. BUTLER	¶	IN EQUITY.
Respondent.	¶	

To the Honorable Judge of the Circuit Court of Baldwin County,
Alabama, Sitting in Equity:

Comes now the Complainant, ALINE DORMAN BUTLER, humbly complaining of the Respondent, G.S. BUTLER, in a matter of divorce, and represents and shows unto Your Honor as follows:

FIRST: That Complainant, ALINE DORMAN BUTLER, is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State and County for more than two years next preceding the filing of this Bill of Complaint; that Respondent's address is unknown to your complainant, and after a due and diligent search, Complainant is unable to ascertain his place of residence or postoffice address; further, that respondent is over the age of twenty-one years.

SECOND: That your Complainant and Respondent were married on or about to-wit: June 26, 1952, at Lucedale, Mississippi.

THIRD: Complainant further avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of this Bill of Complaint, on to-wit: July 15, 1952, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

FOURTH: Complainant further avers that there were no children born to the union of Complainant and Respondent.

PRAYER FOR PROCESS

Wherefore the premises considered the Complainant prays that the said G.S. BUTLER be made party Respondent to this her Bill of Complaint and that a summons be issued and served upon him as required by law and the rules of this Honorable Court, and that he be required to plead, answer or demur to the within Bill of Complaint within the time and under the penalties prescribed by law and the rules of this Honorable Court.

PRAYER FOR FINAL RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree forever dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent, and will grant to the Complainant a full and absolute divorce from the Respondent, and that in and by virtue of the said decree the Complainant will be granted the right to again contract marriage, and granting the Complainant the right to resume her maiden name.

Complainant prays all other, further and general relief to which she may be entitled, the premises considered and she will ever pray, etc.

Personally appeared before me ALINE DORMAN BUTLER, being known to me and being first duly sworn, deposes and says that she has read the allegations in the foregoing Complaint and that to the best of her knowledge and belief said allegations are true in all respects.

Aline Dorman Butler

Sworn to and subscribed before me

this 10th day of January, 1956.

James A. Hendrix
Notary Public, Baldwin County, Alabama.

JIMMY FAULKNER
PUBLISHER



THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

Legal Notice

NOTICE TO NON-RESIDENT
ALINE DORMAN BUTLER
No. 3692

vs.

G. S. BUTLER

The State of Alabama, Baldwin County, Circuit Court, in Equity. This the 10 day of January, 1956.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Aline Dorman Butler, that the Defendant, G. S. Butler, is a non-resident of the State of Alabama whose address is unknown and Present Post Office Address cannot be ascertained; and further, that, in the belief of said Affiant the Defendant, G. S. Butler, 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 G. S. Butler, the said Defendant, to answer or demur to the Bill of Complaint in this cause by the 10 day of February, 1956, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK,
Register.

J. A. Hendrix,
Solicitor for Complainant.

52-41c

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Moussett, 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

Aline Butler vs. G. S. Butler

COST STATEMENT

183 WORDS @ 6 1/2 cents _____ \$ 11 ⁸⁹

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

E. R. Moussett Jr.
Editor Publisher.

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

Date of 1st publication Jan 12, 195___ Vol. 66 No. 52
Date of 2nd publication Jan 19, 195___ Vol. 67 No. 1
Date of 3rd publication Jan 26, 195___ Vol. 67 No. 2
Date of 4th publication Feb. 2, 195___ Vol. 67 No. 3

Subscribed and sworn before the undersigned this 9 day of Feb, 1956.

Dorothy Martin
Notary Public, Baldwin County.

E. R. Moussett Jr.
Editor Publisher.

