

DIVORCE DECREE

PRINTED BY MOORE PTC CO.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LUVERNE CARTER

, Complainant

vs.

FORD CARTER

, Respondent

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

LUVERNE CARTER

is forever divorced from the

said FORD CARTER for and on account of

Habitual Drunkenness. Complainant, Luverne Carter, is hereby granted Custody and Control of the minor child of this marriage, namely, Joann Carter.

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 Luverne Carter the Complainant pay the cost herein to be taxed, for which executed may issue.

This 12 day of March, 1956

J. Hubert M. Hester

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 _____
RECORDED

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

MAR 12 1956

ALICE J. DUCK, Register

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

LUVERNE CARTER

Complainant

VS.

FORD CARTER

Respondent

I, Frances G. Malloryas Register and Commissioner Chanceryhave called and caused to come before me Luverne Carter and Cecelia Willis

witnesses named in the Requirement for Oral Examination, on the 10th day of March 1956, 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 Luverne Carter and Cecelia Willis doth depose and say as follows:

Statement of Luverne Carter:

My name is Luverne Carter. I am over the age of twenty-one years and a bona fide resident citizen of Foley, Baldwin County, Alabama, having been such a resident citizen for over ten years. Ford Carter is over the age of twenty-one years and has been a bona fide resident citizen of Baldwin County, Alabama, for more than ten years. We were married on August 20, 1935, since which time the said Ford Carter has become addicted to habitual drunkenness, and this habit continues to this day. As a result of his continuous drunkenness, he has been unable to hold a steady job for approximately the last 15 years, not having had a job since that time which lasted over a year, and in most instances, he would be laid off in a few weeks. For the last five or six years he has only picked up odd jobs with which to obtain money to buy whiskey. He has contributed nothing to my support or the support of my children, and practically nothing for the last ten years. We have two children, of this marriage, one of whom is married and self-supporting, and the other, Joann Carter, who is seventeen years of age, is in my care, custody and control, and has been in my care, custody and control, and supported solely by me for the last number of years. At the time of the filing of my Bill of Complaint for divorce Ford Carter lay around drunk in my home all of the time and refused to leave, therefore, I asked the Court to order his removal from the premises. Since filing of the Complaint, he has moved and I do not now believe any such order necessary. I also feel at this time that it would do no good to order him to contribute to the support of our child, as he has no employment.

Signed: Luverne Carter

Statement of Cecelia Willis:

My name is Cecelia Willis. I am over the age of twenty-one years and a resident citizen of Foley, Baldwin County, Alabama. I am personally acquainted with Luverne Carter and Ford Carter, having known them for ~~may~~ many years. Both are over the age of twenty-one years and both resident citizens of Foley, Alabama. They were married in 1935, since which time Ford Carter has become addicted to habitual drunkenness, therefore, cannot keep employment, and does not nor has he for many years supported his wife and family. They have one (1) unmarried daughter and one who is married, the unmarried daughter being Joann Carter, who is 17 years of age and a Senior in Foley High School. She has been supported by her mother since she was a small child.

Signed: Cecelia Willis

ORAL EXAMINATION.

I, Frances G. Mallory, 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 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 proom 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 10th day of March, 1956

Frances G. Mallory (L.S.)

NO.	PAGE
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY	
LUVIERNE CARTER	
vs.	Complainant
FORD CARTER	
	Respondent.
Oral Deposition	
Filed	3-11-56, 1956
Recorded in	Record
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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, at such time and place as you may appoint, to call before you and examine Luverne Carter and Cecelia Willis

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

LUVERNE CARTER

and FORD CARTER, Complainant

Respondent

on oath, to be by you administered, upon them

to take and certify the deposition a of the witness es and return the same to our Court, with all convenient speed, under your hand.

Witness 18th day of March, 1956

Alfred J. Smith
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

LUVERNE CARTER

vs. Complainant—

FORD CARTER

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

CECIL G. CHASON

ATTORNEY AT LAW

FOLEY, ALABAMA

January 11, 1956

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

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint in the Divorce
action of Carter -vs- Carter.

Yours very truly,



C. G. Chason

CGC:fm

encls. 1

LUVERNE CARTER

vs.

FORD CARTER

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, on personal Service, Decree Pro-
confesso on Personal Service and Testimony of Luverne Carter and
Cecelia Willis

and in behalf of Defendant upon _____

[Signature]
Attorney for Complainant

[Signature]
Register.

RECORDED

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

LUVERNE CARTER

vs.

FORD CARTER

NOTE OF TESTIMONY

Filed in Open Court this 10

day of March, 1946

Archie H. Leach
Register.

Printed by the Baldwin Times

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

LUVERNE CARTER
Complainant,
Vs. FORD CARTER
Respondent.

In the Circuit Court.
In Equity No. 3695.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent _____

FORD CARTER

by the Sheriff of Baldwin County, on the 12th day of January,
19456.

And it further appears to the Register, that that the said FORD CARTER

_____ the Respondent, having to the date hereof,

failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of C. G. CHASON Solicitors

for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said FORD CARTER

This 9th day of March, 19456.

W. J. Chason
Register.

No. _____

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

LUVERNE CARTER

Complainant,

Vs.

FORD CARTER

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this _____ day of _____

194____.

Register.

THE BALDWIN TIMES

RECORDED

8600 Motion for Decree Pro Confesso on Personal Service. 3107 Code

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

No. 3695 Circuit Court, In Equity.

LUVERNE CARTER

Complainant

Vs.

FORD CARTER

Defendant

Motion is hereby made for a Decree Pro Confesso against FORD CARTER

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 8th day of March 1956



Solicitor.

No. RECORDED Page

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

LUVERNE CARTER

Vs.

FORD CARTER

Motion for Decree Pro Confesso on
Personal Service

Filed 19

FILED

MAR

9

1956

Register.

ALICE J. DICK, Register

Recorded in Record

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Register.

SUMMONS AND COMPLAINT

Moore Printing Co.

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. _____

_____ TERM, 19____

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Fred Carter

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against _____
Fred Carter

_____, Defendant_____

by Luverne Carter

_____, Plaintiff_____

Witness my hand this 12th day of January 1956.

Wing Duck, Clerk

BOOK 019 PAGE 255

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed _____, 19 _____

_____, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

_____, 19 _____

_____, Sheriff

I have executed this summons

this _____, 19 _____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

LUVERNE CARTER,

Complainant,

-vs-

FORD CARTER,

Respondent.

BOOK 019 PAGE 256

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

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

Comes your Complainant, Luverne Carter, and files this her
Bill of Complaint for Divorce against Ford Carter, and respect-
fully 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 over ten years.
That Ford Carter is over the age of twenty-one years and is a
bona fide citizen of Baldwin County, Alabama, having been such a
bona fide citizen for over ten years.

2. That the Complainant and Respondent were married on,
to-wit, August 20, 1935.

3. Your Complainant further avers and alleges that the
Respondent has since his marriage with her, become addicted to
habitual drunkenness, and that said habit has continued to the
filing of this Bill.

4. Complainant further alleges that she has lived without
support from the Respondent, either for herself or for her child,
for over two years.

5. There was born of this marriage two children, one of
whom is married and self-supporting, and the other, whose name
is Joann Carter, and who is seventeen (17) years of age, is in
the care and control of the Complainant and has been supported
and maintained by the Complainant for a number of years.

6. Complainant further shows unto the Court that the home
in which she lives is rented by her and is in her name, and that
she has regularly paid the rental therefor, and that all furniture,
fixtures and equipment in the residence are the property of the
Complainant. Complainant further shows that she has demanded of

the Respondent to remove himself from the premises and that he has failed and refused to do so, although, for a great length of time they have not lived together as husband and wife.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Ford Carter be made a party defendant of 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 she be granted a divorce from the said Respondent and that she be granted custody and control of the minor child, Joann Carter. Complainant further prays to the Court that the Respondent, Ford Carter, be ordered and directed by said Court to remove himself and his possessions from her premises, and that upon his failure to so do, that he be adjudged in contempt. Should your Complainant be mistaken in the relief prayed for, that she be granted such other, further and different and general relief to which she may be entitled and as in duty bound she will ever pray.



Solicitor for the Complainant