(3702)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LEILA GIBBS, Complainant

vs.

CHARLIE GIBBS, 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 Leila Gibbs is forever divorced from the said Charlie Gibbs for and on account of 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 Leila Gibbs the Complainant pay the cost herein to be taxed, for which executed may issue.

This 20th day of December 1956

Hubert M Hale

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

LEILA GIBBS

Complainant

vs.

CHARLIE GIBBS

Respondent

DIVORCE DECREE

FILED
DEC 20 1956
ALICE H. DUKE, Register

C. LeNOIR THOMPSON
Attorney-At-Law
BAY MINETTE, ALABAMA

PHONES: 5941
7487

September 14,1956

Re: Gibbs
vs
Gibbs

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

Dear Mrs. Duck:

Please have the summons and complaint served on the respondent at the following address: 57 Oak Street, Mobile, Alabama.

Very truly yours,

C. LeNoir Thompson

COMMISSION TO TAKE DEPOSITIONS B.T.-500-11-54

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Lois Wilson

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 Leila Gibbs and Mrs. Ethel Mae Williams

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

, Complainant

and Charlie Gibbs

Respondent

on oath, to be by you administered, upon

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

Witness 18 day of Dec, 1956

Register.

Commissioner's Fee, $

Witness' Fees, $

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

LEILA GIBBS

Complainant

VS.

CHARLIE GIBBS

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

LOIS WILSON

WITNESSES:

LEILA GIBBS

MRS. ETHEL MAE WILLIAMS

C. LeNOIR THOMPSON
Attorney-At-Law
BAY MINETTE, ALABAMA

PHONES: 5941
5672

February 24, 1956

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

re; Delia Gibbs
VS
Charlie Gibbs

Dear Mrs. Duck:

I am setting out below the address just obtained by me showing Charlie Gibbs to be a non resident of the State of Alabama and ask that you please serve him by registered mail.

Charlie Gibbs
c/o Millie or Dan Thomas
Pensacola, Florida

Done
2-27-56
N.J.

Sincerely,

C. LeNoir Thompson

CLT/lw

8531. NOTE OF TESTIMONY

Printed by the Baldwin Times, Bay Minette, Alabama.

LEILA GIBBS

vs.

CHARLIE GIBBS

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, Testimony of Leila Gibbs and Mrs. Ethel Mae Williams, Decree Pro Confesso on Personal Service and Motion for Decree Pro Confesso on Personal Service.

and in behalf of Defendant upon

Register.

No. .....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

LEILA GIBBS

vs.

CHARLIE GIBBS

NOTE OF TESTIMONY

Filed in Open Court this ....

day of FILED, 194.....

DEC 20 1956

ALICE J. DUCK, Register Register.

Printed by the Baldwin Times

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

LEILA GIBBS, Complainant,
Vs.
CHARLIE GIBBS, Respondent.

In the Circuit Court.
In Equity No._____.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

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

by the Sheriff of Mobile County, on the 2nd day of October, 1956.

And it further appears to the Register, that that the said Charlie Gibbs

_____ 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. LeNoir Thompson 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 Charlie Gibbs

This 17 day of Dec, 1956.

Dwight Nichols
Register.

No. _____

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY

LEILA GIBBS

Complainant,

Vs.

CHARLIE GIBBS

Respondent.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

Issued this 11 day of Dec

1946.

Register.

THE BALDWIN TIMES

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

THE STATE OF ALABAMA,
Baldwin County } No._____Circuit Court, In Equity.

LEILA GIBBS Complainant

Vs.

CHARLIE GIBBS Defendant

Motion is hereby made for a Decree Pro Confesso against Charlie Gibbs

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 ha failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This_____day of _____19____

Solicitor.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, In Equity

LEILA GIBBS

Vs.

CHARLIE GIBBS

Motion for Decree Pro Confesso on Personal Service

Filed 12-17 1957

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Charlie Gibbs, 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 Lelia Gibbs, as Complainant and against Charlie Gibbs, as Respondent.

WITNESS my hand this the 19 day of January, 1956.

Register.

* *

LELIA GIBBS COMPLAINANT VS CHARLIE GIBBS RESPONDENT	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY. CASE NO. _____

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

Your Complainant, Lelia Gibbs, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and a bona fide resident of Baldwin County, Alabama and have been all her life; The Respondent is over the age of 21 and a bona fide resident of Baldwin County, Alabama and have been all his life.

2.

That your Complainant and the Respondent married in Baldwin County, Alabama on October 22, 1932 and lived together as husband and wife in Baldwin County, Alabama until on to-wit during the month of March, 1948.

3.

That on to-wit during the month of March, 1948, while your Complainant and Respondent were living together as husband and wife in Baldwin County, Alabama, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

Children are grown and there is no property to be divided.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process make the said Charlie Gibbs, 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; your Complainant further prays that your Honor will upon a final hearing hereof, award to her a decree of divorce forever barring the bonds of matrimony existing between your Complainant and the Respondent.

Complainant prays for such other, further, different or general relief as she may be entitled in the premises, etc.

C. Floyd Thompson
Solicitor for Complainant.

Respondent may be
found c/o Hattie and Dan Pitts, Stockton

Jenoay 27
Stockton
No. 3702 x 3/3

Leila Gibbs

vs.

Charlie Gibbs

2x
Ram (10)

Received 20 day of Jan 1956
and on ..... day of ..... 19....
I served a copy of the within S & C
on .....
.....
By service on .....
.....
TAYLOR WILKINS, Sheriff
By ..... D. S.

Returned 6 day of Feb 56
Not found in my county after diligent search and in
quiry.
Taylor Wilkins, Sheriff
By R. J. Granger Deputy Sheriff

Fla.

Can be served at:
57 Oak St.
Mobile, Ala

EXECUTED
This 2nd day of Oct., 1956
by serving a copy of the within on
Charlie Gibbs
RAY D. BRIDGES, Sheriff
By H. B. Sanders D. S.

ALICE L. BUCK, Register

The Sheriff claims 10
miles at 10¢ per mile for
a total of $ 1.00
Ray Bridges, Sheriff
Mobile County, Alabama

ORAL DEPOSITION

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

LEILA GIBBS Complainant

VS.

CHARLIE GIBBS Respondent

I, Lois Wilson

as Register and Commissioner

have called and caused to come before me Leila Gibbs and Mrs. Ethel Mae Williams

witness es named in the Requirement for Oral Examination, on the 18th day of December 1956, at the office of C. LeNoir Thompson in Bay Minette, Alabama, and having first sworn said Witness es to speak the truth, the whole truth, and nothing but the truth, the said Leila Gibbs and Mrs. Ethel Mae Williams doth depose and say as follows:

That my name is Leila Gibbs, I am over the age of 21 and have been a bona fide resident of Baldwin County all my life. The respondent is over the age of 21 and has been a bona fide resident of Baldwin County all his life until he was temporarily out of the county in the past twelve months. We were married in Baldwin County, Alabama on October 22, 1932 and lived together as husband and wife in Baldwin County, Alabama until during the month of March 1948 at which time the respondent abandoned your petitioner without fault on her part. Our children are grown and there is no property to be divided. I know that we will never live together again as husband and wife and respectfully ask that I be granted a divorce.

Leila Gibbs

That my name is Mrs. Ethel Mae Williams, I know both parties to this cause, they are both over the age of 21 and have resided in Baldwin County, Alabama more than two years next preceeding. They were married in Baldwin County, Alabama on October 22, 1932 and lived together as husband and wife until the Respondent Charlie Gibbs abandoned the complainant without fault on her part. The last known address of Charlie Gibbs was 57 Oak Street, Mobile, Alabama. Their children are grown and they have no property to be divided. I do not believe they will ever live together again as husband and wife.

Mrs Ethel Mae Williams

3702

ORAL EXAMINATION.

I, Lois Wilson, as Register and Commissioner hereby certify that the foregoing deposition s 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. LeNoir Thompson 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 18th day of December, 1956.

Lois Wilson (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

LETLA GIBBS

vs. Complainant

CHARLIE GIBBS

Respondent.

Oral Deposition

Filed FILED DEC 20 1956, 195__

Recorded in AUGR M. DUCK, Register, Register.

Vol. _____ Page _____ Record

_____, Register