

4520

DIVORCE DECREE

MOORE PRINTING COMPANY - EAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

WILLIAM GULLEY, Complainant

vs.

HATTIE GULLEY, Respondent

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

WILLIAM GULLEY is forever divorced from the said HATTIE GULLEY for and on account of

Voluntary Abandonment

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 WILLIAM GULLEY the Complainant pay the cost herein to be taxed, for which executed may issue.

This 1st day of June 19 59

[Signature]

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

WILLIAM GULLEY,

Complainant

vs.

HATTIE GULLEY,

Respondent

DIVORCE DECREE

*Filed
6-1-59
Risinger*
E. G. RICKARBY,
Attorney at Law.
Fairhope, Ala.

WILLIAM GULLEY,
Complainant,
-VS-
HATTIE GULLEY,
Respondent.

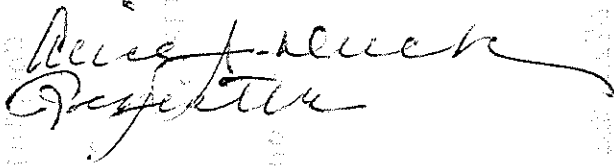
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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

NOTE OF EVIDENCE

This cause is submitted for final decree on Complainant's bill, Decree Pro Confesso and depositions of Complainant and THOMAS W. LEE.


E. G. RICKABY,
Solicitor for Complainant.



W
WILLIAM GULLEY,
Complainant,

-VS-

HATTIE GULLEY,
Respondent.

NOTE OF EVIDENCE

FILED
MAY 20 1959
ALICE J. DUCK, CLERK
REGISTER

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

WILLIAM GULLEY,

Complainant,

-VS-

HATTIE GULLEY,

Respondent.

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

I, TILLIE K. STEPHENS, as Commissioner in the above mentioned cause now pending in the Equity side of the Circuit Court of Baldwin County, Alabama, hereby certify that I have caused the witnesses in this cause, namely, WILLIAM GULLEY and THOMAS W. LEE, to appear before me at the office of E. G. Rickarby, Fairhope Avenue, Fairhope, Alabama, where said witnesses after being first duly sworn by me, upon examination of E. G. Rickarby, Esquire, did testify as shown by the attached testimonies, and the testimony of each was, by me, reduced to writing as given by them as near as might be in their identical language and, after being so reduced to writing, was read over by said witnesses who assented to and signed the same in my presence.

I further certify that I am not of counsel, or kin to either of the parties to the cause, nor anywise interested in the results thereof.

IN WITNESS, I hereunto set my hand as Commissioner on this, the 26th day of May, 1959.


Commissioner

WILLIAM GULLEY,
Complainant,

-VS-

HATTIE GULLEY,
Respondent.

COMMISSIONER'S STATEMENT

FILED
MAY 29 1957
ALICE J. DUCK, CLERK
REGISTER

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

WILLIAM GULLEY, I
Complainant, I
-VS- I
HATTIE GULLEY, I
Respondent. I

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

TESTIMONY OF WILLIAM GULLEY, COMPLAINANT:

WILLIAM GULLEY, being first duly sworn, deposes and says as follows, to-wit:

My name is WILLIAM GULLEY, and I am bringing this suit for divorce against my wife, HATTIE GULLEY. We are both over the age of twenty-one years. I live here in Daphne, Baldwin County, Alabama, and have been living here for the last fourteen years, and I am still living here.

I married HATTIE GULLEY in Monroe County, Alabama, back in 1909, that is, on about January 9th, 1909, and we lived together as husband and wife until about 1934, and from 1934 until about 1957, she would leave me for a while and come back and she left me for the last time on about the 1st of April, 1957.

I had always been a good husband to her and provided for her and gave her a good home, and she left me without any good reason back in April, 1957, and although I have seen her several times since April, 1957, she has never come back to my house since that day except to get her things. When she came back to get her things, I offered to deed her the place and tried to get her to stay but she refused to stay. She has voluntarily abandoned me from the first part in April, 1957, and that abandonment has been continuous until the present time.

We have had five children born to this marriage, but all of them are grown and over the age of twenty-one years.

I am asking for a divorce because my wife does not want to live with me and has deserted me.

William Gulley

Subscribed and sworn to before me this 25th day of MAY, 1959.

Lillie K. Stephens
Commissioner.

WILLIAM GULLEY,
Complainant,
-VS-
HATTIE GULLEY,
Respondent.

I
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I
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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

TESTIMONY OF THOMAS W. LEE, A WITNESS ON BEHALF OF COMPLAINANT:-

THOMAS W. LEE, being duly sworn, testified as follows:

My name is THOMAS W. LEE and I have been knowing WILLIAM GULLEY since I have been big enough to know him, that is, I have been knowing him for about fourteen years. We both live in Daphne, Baldwin County, Alabama.

I, also, knew his wife, HATTIE GULLEY, and know that WILLIAM and HATTIE have been separated for over two years. I know that they were living in Daphne, together, prior to April, 1957, and that she and he are separated and that she left the home. After they were separated, she moved up right across from the Baldwin County Training School, close to Lloyd Thomas' place which is about a mile or so away from where GULLEY lived, and in about July, or sometime last summer, she left and went to Florida and I have heard nothing from her since that time.

I have visited the home when WILLIAM GULLEY and HATTIE GULLEY lived together and know that WILLIAM made a good home for her and I know that they have no children under the age of twenty-one years.

Thomas W. Lee

Subscribed and sworn to before me this 25th day of May, 1959.

Lillian K. Stephens
Commissioner

Note: Address of Thomas W. Lee--
Route 1, Box 4, Daphne,
Alabama.

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: TILLIE K. STEPHENS

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 **WILLIAM GULLEY, the Complainant, and THOMAS W. LEE,**

a witness in behalf of **the Complainant,**
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

WILLIAM GULLEY

, Complainant

and **HATTIE GULLEY,**

Respondent

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

Witness **my 25th** day of

May

, 195 **9**

Alice J. [Signature]
Register.

Commissioner's Fee, \$

Witness' Fees, \$

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: TILLIE K. STEPHENS

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 WILLIAM GULLEY, the Complainant, and THOMAS W. LEE,

a witness in behalf of the Complainant, in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

WILLIAM GULLEY

, Complainant

and HATTIE GULLEY,

Respondent

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

Witness my day of , 195 9 .

Register.

Commissioner's Fee, \$

Witness' Fees, \$

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300



POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete #1 on other side, when applicable. Moisten gummed ends and attach to back of article. Print on front of article RETURN RECEIPT REQUESTED.

← RETURN
TO

REGISTERED NO.

694

NAME OF SENDER

Alice J. Duck, Register

CERTIFIED NO.

STREET AND NO. OR P. O. BOX

Box 239

INSURED NO.

CITY, ZONE AND STATE

Bay Minette, Alabama

C55-16-71548-4

POD Form 3811 Jan. 1958

4528

#1-INSTRUCTIONS TO DELIVERING EMPLOYEE

Deliver *ONLY* to addressee

Show address where delivered

(Additional charges required for these services)

RETURN RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

HATTIE GULLY

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

Deliver to Addressee Only

FILED
MAR 23 1959
MAIL ROOM CLERK REGISTER

DATE DELIVERED

ADDRESS WHERE DELIVERED (only if requested in item #1)

3-20-59

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

May 27, 1959

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

Dear Mrs. Duck:

Re: Gulley vs. Gulley
Our File: 4649

Enclosed please find testimony of Complainant and witness, together with note of evidence and copies of Divorce Decree in the above mentioned cause.

Please have same filed and when decree is issued return to me. We have sent you \$25.00 costs in this matter but if there are any additional charges please send me the cost bill. Thanks.

Yours very truly,



ts
Encl.

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

May 22, 1959

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

Dear Mrs. Duck:

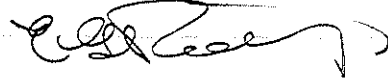
Re: Gulbey vs. Gulley
File: 4649

Enclosed please find Motion for Decree Pro
Confesso After Service by Registered Mail.

Please issue decree and I ask that you
appoint Mrs. Tillie K. Stephens to act as
Commissioner in accordance with the enclosed
form.

Thanks.

Yours very truly,



EGR/s
Encl.

LAW OFFICES
E. G. RICKARBY
BANK BUILDING
FAIRHOPE, ALABAMA

March 13, 1959

Mrs. Alice Duck
Register in Chancery
Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Gulley vs. Gulley
Our File: 4649

Enclosed please find the divorce suit of Gulley
vs. Gulley.

Please try to get service on the defendant by
registered mail and I am enclosing my check in
the sum of \$25.00 to care for the costs in this
matter.

Yours very truly,



EGR/ts
encl.

WILLIAM GULLEY,	¶	IN THE CIRCUIT COURT OF
Complainant,	¶	BALDWIN COUNTY, ALABAMA
-VS-	¶	IN EQUITY
HATTIE GULLEY,	¶	
Respondent.	¶	

BILL OF COMPLAINT

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

Comes WILLIAM GULLEY, and by this his Bill of Complaint presented against HATTIE GULLEY, respectfully shows:

FIRST: The Complainant is over the age of twenty one years and a bona fide resident of Baldwin County, Alabama, and has been such for three years next preceding the filing of this his Bill of Complaint, and his present Post Office mailing address is Daphne, Alabama.

And the Respondent is now a resident of St. Augustine, Florida, and her Post Office address is P. O. Box 955, St. Augustine, Florida, and she is over the age of twenty-one years.

SECOND: Complainant and Respondent were married on, or about, the 9th day of January, 1909, in Monroe County, Alabama, and have lived together as husband and wife until about 1934, when she would leave this Complainant but then come back, and since 1934 until the 1st of April, 1957, she would do this at various times, but on the 1st of April, 1957, when she without just cause or legal excuse voluntarily abandoned this Complainant's bed and board and said abandonment has been continuous since that time.

THIRD: There are no children born to this marriage under the age of twenty-one years.

THE PREMISES CONSIDERED, Complainant prays that the Respondent, HATTIE GULLEY, be made a party to this cause, and that by proper process required to plead, answer or demur within the time prescribed by law; and the Complainant further prays that upon a hearing of this cause, a decree of divorce from the bonds of matrimony be rendered forever divorcing him from the Respondent, and granting him such other, further or different relief as to equity may seem meet.


 E. G. RICKARBY, Solicitor for Complainant.

No. 4528

William Gully

115

Hattie Gully

Bill of Compts

FILED

MAR 14 1950

ALICE J. DUCK, CLERK REGISTER

SUMMONS AND COMPLAINT

Moore Ptg. 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 Hattie Gulley

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 _____

Hattie G ulley _____, Defendant...

by William Gulley _____

_____, Plaintiff...

Witness my hand this 11th day of March 1959

240

Alice J. White, Clerk

WILLIAM GULLEY, I
 Complainant, I
 -VS- I
HATTIE GULLEY, I
 Respondent. I

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

C E R T I F I C A T E

I hereby certify that I have this day issued and sent by registered United States mail postage prepaid, and return receipt demanded marked "For delivery only to the person to whom addressed" to HATTIE GULLEY a copy of the within affidavit together with a copy of the bill of complaint.

This the 14 day of March, 1959.


Register.

Solicitor for Complainant:


E. G. RICKARBY

WILLIAM GULLEY,
Complainant,
-VS-
HATTIE GULLEY,
Defendant.

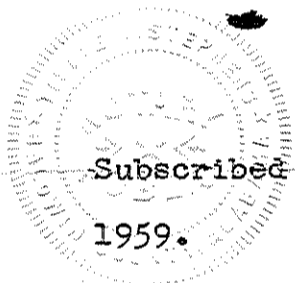
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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

AFFIDAVIT OF NONRESIDENCE

Before me, the undersigned notary public, personally appeared WILLIAM GULLEY, who being first duly sworn, deposes and says that HATTIE GULLEY, the defendant in the above stated cause is a nonresident of the State of Alabama, and that her residence and Postoffice address is, P. O. Box 955, St. Augustine, Florida, and further, that in the belief of said affiant the defendant is over the age of twenty-one years.

William Gulley
AFFIANT



~~Subscribed and sworn to before me this the 10th day of March,~~
1959.

filed
Mar 14, 1959

Leticia H. Stephens
Notary Public, Baldwin County, Alabama.

The State of Alabama,
Baldwin County.

No. CIRCUIT COURT, IN EQUITY.

WILLIAM GULLEY

Complainant

Vs.

HATTIE GULLEY

Defendant

Motion is hereby made for a Decree Pro Confesso against **HATTIE GULLEY,**

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 by Registered Mail, according to law, and that said Defendant..... ha^s failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This..... day of **May**....., 1959.

242

W. J. Duck

Solicitor.

No. Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

Vs.

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed **FILED** 7, 19.....

M 1950 Register.

ALICE J. DUCK, CLERK
REGISTER

Recorded in Record,

Vol. Page

Register.

Vertical text on the right side of the page, including "FILED" and "REGISTERED MAIL" oriented vertically, and other faint markings.

545

William Gully

 Vs.
Hattie Gully

**CIRCUIT COURT OF
 Baldwin County.**

IN EQUITY

In this cause it being made to appear to the Register that on the 14
 day of Mar, 1959, a copy of the Bill of Complaint filed in this cause was
 sent to Hattie Gully

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
 addressed," and return receipt demanded addressed to the Register of this Court; and that on the
23 day of Mar, 1959, such receipt was duly
 received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
 or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
 adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things
 taken as confessed against the said Hattie Gully
 _____ Defendant _____

This the 25 day of May, 1959
Leslie J. Duke Register.

No. _____

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

William Gully

Vs.

Hattie Gully

BESH

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 25th day of

May

, 1949

Dee J. French Register

Entered in O. B. _____ Page _____