

(5160)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JAMES EDWARD MILLIGAN, Complainant

vs.

VIOLA BELLE MORGAN MILLIGAN, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on service by registered mail 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

JAMES EDWARD MILLIGAN is forever divorced from the said VIOLA BELLE MORGAN MILLIGAN for and on account of

[Empty lines for additional text]

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 JAMES EDWARD MILLIGAN the Complainant pay the cost herein to be taxed, for which executed may issue.

This 27th day of June 1956

[Signature]

Judge Circuit Court, In Equity.

I, ALICE J. DECK, 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 June 1956

Register of Circuit Court, In Equity.

No. ----- Page -----

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

James Edward Milligan  
Complainant

vs.

Viola Belle Morgan Millig

Respondent

**DIVORCE DECREE**

Jun 27 1952

*Lucy J. Rucker*

JOHN W. PREIHS  
ATTORNEY AND COUNSELOR  
PANA, ILLINOIS

August 1, 1956

Circuit Court Clerk  
Baldwin County  
Foley, Alabama

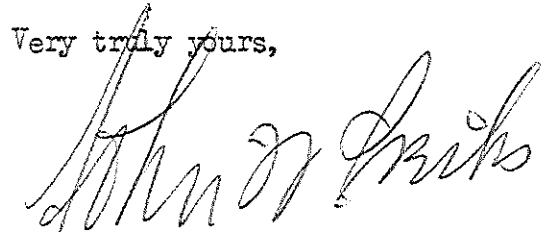
RE: Milligan vs. Milligan

Dear Sir:

Mrs. Viola Milligan has requested the writer to secure from you a certified copy of the Decree for Divorce entered in your Court.

I have no way of knowing the charges for this copy; however, I am enclosing my check in the sum of \$2.00 which is the usual charge here for copies of divorce decrees. If this is not enough, will you kindly send me your statement with the return of the certified copy, and remittance will be made.

Very truly yours,



John W. Preihs

JWP:bjf  
Enc.

*Done Aug 4, 1956*

*W-3760*

JAMES EDWARD MILLIGAN )  
Complainant )  
VS. )  
VIOLA BELLE MORGAN MILLIGAN )  
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, SITTING IN EQUITY:

Your complainant, James Edward Milligan, respectfully represents  
and shows unto your Honor:

1. That complainant is over the age of twenty-one years  
and is a resident of said State and County, and has been a bona  
fide resident of said State for more than one year next preceding  
the filing of this bill of complaint; that Viola Belle Morgan  
Milligan is over the age of eighteen years and resides in Baldwin  
County, Alabama.

2. That your complainant and respondent were lawfully  
married on or about, to-wit, August 27, 1955, at Jackson, Mississippi.

3. Your complainant further avers and alleges that said  
respondent has been guilty of adultery with divers parties and per-  
sons whose names to your complainant are unknown.

The premises considered, your complainant makes Viola Belle  
Morgan Milligan a party respondent to this bill of complaint, and  
in order that complainant may have the relief herein prayed for,  
may it please your Honor to cause the State's writ of subpoena to  
be issued, directed to the said Viola Belle Morgan Milligan, com-  
manding her to answer, plead or demur to this bill of complaint,  
within the time required by law; and that on a final hearing of  
this cause, that your Honor will enter a decree divorcing your  
complainant from said respondent, granting the respondent the right  
to resume her maiden name; and that your Honor will grant such  
other, further and different relief as unto your Honor may seem  
just and proper, and your complainant will ever pray.

*Arthur C. Epperson*  
Solicitor for the Complainant

Viola Milligan  
Care of Mrs. Edith Banning  
Rural Route 2  
Pana, Illinois

or

Care of H. B. Dani  
Rural Route 1  
Pana, Illinois

BILL OF COMPLAINT

JAMES EDWARD MILLIGAN  
Complainant

VS.

VIOLA BELLE MORGAN MILLIGAN  
Respondent

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

ARTHUR C. EPPERSON  
ATTORNEY AT LAW  
FOLEY, ALA.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.

Circuit Court, Baldwin County

No. 3760

April

TERM, 19 56

BOOK 021 PAGE 321

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon VIOLA BELLE MORGAN MILLIGAN

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

VIOLA BELLE MORGAN MILLIGAN, Defendant

by JAMES EDWARD MILLIGAN

Plaintiff

Witness my hand this 3 day of April 19 56

Alice J. Duck, Clerk

No. 3760 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

CIRCUIT COURT

JAMES EDWARD MILLIGAN

Plaintiffs

vs.

VIOIA BELLE MORGAN MILLIGAN

Defendants

Summons and Complaint

Filed 4-3- 19 56

ALICE J. DUCK Clerk

ARTHUR C. EPPERSON

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

The State of Alabama,  
Baldwin County.

No. .... CIRCUIT COURT, IN EQUITY.

JAMES EDWARD MILLIGAN

Complainant

Vs.

VIOLA BELLE MORGAN MILLIGAN

Defendant

Motion is hereby made for a Decree Pro Confesso against .....

Viola Belle Morgan Milligan ..... 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.....has..... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 21st day of May, 1956

*Arthur C. Epperson*

....., Solicitor.



**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT, IN EQUITY**

JAMES EDWARD MILLIGAN

**Vs.**

VIOLA BELLE MORGAN MILLIGAN

**MOTION FOR DECREE PRO CONFESSO**  
**AFTER NOTICE BY REGISTERED MAIL**

Filed 5-21, 1956

*W. J. ...*  
Register.

Recorded in ..... Record,

Vol. .... Page .....

Register.

RECEIPT

The State of Alabama, Baldwin County  
Equity Division, Circuit Court.

No 2923

Case No. 3760

Date 6-26, 1956

RECEIVED OF A. Ekerson / Meigs vs Milligan

the sum of Thirteen

Trial Tax	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$

W. J. [Signature]  
As Register, Baldwin County, Ala.

Total \$ 13.50

By \_\_\_\_\_

JAMES EDWARD MILLIGAN )  
COMPLAINANT )  
VS. )  
VIOLA BELLE MORGAN MILLIGAN )  
RESPONDENT )

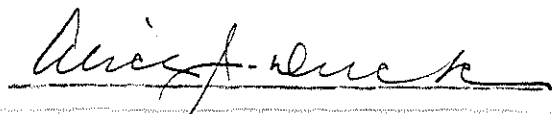
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

To Virginia Hillhouse of Foley, in the State of Alabama, Greeting:

Reposing confidence in your integrity, skill and ability, the undersigned does hereby appoint you Commissioner to take oral testimony of the following witness: ~~Mary Milligan material witness for the complainant in a certain cause or proceeding now pending in said Circuit Court wherein JAMES EDWARD MILLIGAN is Complainant and VIOLA BELLE MORGAN MILLIGAN is Respondent.~~

And you are hereby authorized and empowered to call and cause to come before you the said witness, at such time and place as you shall appoint, and her testimony on oath to take orally, touching her knowledge of all matters and things in controversy in said cause or proceeding; and the said testimony when so taken by you shall be certified by you as true and correct as given by the witness and the same you shall, together with this commission, return to the undersigned with all convenient speed; and you shall likewise certify the same, under your hand and seal, in all things fully and explicitly, how you have executed this commission.

Witness, the undersigned Register of said Circuit Court in Equity at office in Bay Minette, Alabama, this 14th day of May, 1956.



Register Circuit Court in Equity

Register

THE STATE OF ALABAMA  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

JAMES EDWARD MILLIGAN

Complainant

VS.

VIOLA BELLE MORGAN MILLIGAN

Respondent

I, Virginia Hillhouse

as Register and Commissioner

have called and caused to come before me Mary Milligan

witness named in the Requirement for Oral Examination, on the 14 day of May  
194 56, at the office of Virginia Hillhouse  
in Foley, Alabama, and having first sworn said Witness to speak the  
truth, the whole truth, and nothing but the truth, the said Mary Milligan  
doth depose and say as follows:

My name is Mary Milligan. I am the mother of James Edward Milligan. He is over the age of twenty-one years and is a resident of Baldwin County, Alabama and has been a bona fide resident of Baldwin County, Alabama for eleven years. He was married to Viola Belle Morgan Milligan in Pascagoula, Mississippi on August 27, 1955. After their marriage they lived with me for about a month and a half and Viola then left and went to her home in Illinois.

*Mary Milligan*

ORAL EXAMINATION.

I, Virginia Hillhouse, 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 her and she signed the same in the presence of myself Virginia Hillhouse

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 of 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 26 day of June, 194 56.

(L. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

JAMES EDWARD HITTGAH

vs. Complainant

VIOLA BETTE MORGAN HITTGAH  
Respondent.

Oral Deposition

Filed \_\_\_\_\_, 194 \_\_\_\_\_

FILED

Register.

JUN 27 1946

Recorded in

ALICE J. DUCK, Register Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

\_\_\_\_\_

\_\_\_\_\_

JAMES EDWARD MILLIGAN

vs.

VIOLET BELLE MORGAN MILLIGAN

\_\_\_\_\_

\_\_\_\_\_

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, \_\_\_\_\_

~~Decree Pro Confesso by Registered Mail: Commissions to take~~

Depositions; Oral Depositions of Complainant's witnesses

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

and in behalf of Defendant upon \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

ARTHUR C. EPPERSON

Solicitor for Complainant

*Alvin J. Duck*

Register.

RECORDED

No. ....

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

JAMES EDWARD MILLIGAN

vs.

VIOLA BELLE MORGAN MILLIGAN

NOTE OF TESTIMONY

Filed in Open Court this .....  
day of ..... , 194 .....

FILED  
JUN 27 1956

ALICE J. DUCK, Register

Register.

Printed by the Baldwin Times

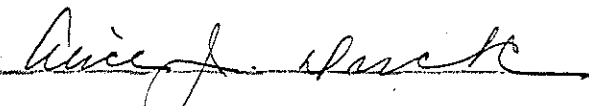
JAMES EDWARD MILLIGAN	)	
COMPLAINANT	)	IN THE CIRCUIT COURT OF
	)	
VS:	)	BALDWIN COUNTY, ALABAMA
	)	
VIOLA BELLE MORGAN MILLIGAN	)	IN EQUITY
RESPONDENT	)	

To James W. Cameron; 2nd Lt. USAF, Hq., 51st Ftr Intcp Wg, APO 235, Greeting:

Reposing confidence in your integrity, skill and ability, the undersigned does hereby appoint you Commissioner to take oral testimony of the following witness: James Edward Milligan material witness for the complainant in a certain cause or proceeding now pending in the said Circuit Court wherein James Edward Milligan is Complainant and Viola Belle Morgan Milligan is Respondent.

And you are hereby authorized and empowered to call and cause to come before you the said witness, at such time and place as you shall appoint, and his testimony on oath to take orally, touching his knowledge of all matters and things in controversy in said cause or proceeding; and the said testimony when so taken by you shall be certified by you as true and correct as given by the witness and the same you shall, together with this commission, return to the undersigned with all convenient speed; and you shall likewise certify the same, under your hand and seal, in all things fully and explicitly, how you have executed this commission.

Witness, the undersigned Register of said Circuit Court in Equity at office in Bay Minette, Alabama, this 14th day of May, 1956.

  
 Register Circuit Court in Equity

Register



JAMES EDWARD MILLIGAN

Complainant

vs.

VIOLA BELLE MORGAN MILLIGAN

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:

James Edward Milligan and Mary Milligan

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

*Arthur C. Epperson*  
Solicitor for Complainant

NOTE:

Complainant suggests the name of James W. Cameron to take the testimony of James Edward Milligan and Virginia Willhouse to take the testimony of Mary Milligan as a suitable and competent person to act as commissioner upon the examination of said witnesses.

*Arthur C. Epperson*  
Solicitor for Complainant.

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DEMAND FOR ORAL EXAMINATION

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JAMES EDWARD MILLIGAN

Complainant

vs.

VIOLA BELLE MORGAN MILLIGAN

Respondent

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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

---

---

Filed this 14 day of May

1946

Wright & Duncanson Register  
Moore Printing Co

JAMES EDWARD MILLIGAN

Vs.

VIOIA BELLE MORGAN MILLIGAN

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY

3rd.

In this cause it being made to appear to the Register that on the \_\_\_\_\_ day of April, 19 56, a copy of the Bill of Complaint filed in this cause was sent to VIOIA BELLE MORGAN MILLIGAN

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 7th. day of April, 19 56, 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 \_\_\_\_\_

VIOIA BELLE MORGAN MILLIGAN

Defendant.

This the 23rd. day of May, 19 56

*Alison J. Husk*

Register.

No. 3760

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

JAMES EDWARD MILLIGAN

Vs.

VIOIA BELLE MORGAN MILLIGAN

DECREE PRO CONFESSO AFTER  
NOTICE BY REGISTERED MAIL

Filed in office this 23rd. day of  
May, 1956

Alice J. Duck, Register

Entered in O. B. \_\_\_\_\_ Page \_\_\_\_\_

Exhibit "A"

Feb. 7, 1955

Dear Ed.

Well here we go. In leaving  
beside sending my ring back  
and also a picture to show  
you that I'm happy and wish  
you would give me a chance  
see that I could be happy.  
You were right when you said  
I would leave you for Rose  
and I will. If you won't  
let me have a chance I  
will live with him with  
out one.

Ed I love Rose but if you  
think as much of me as you  
say then let me be happy.

Chloe

Dear Ed.

Just a few lines to let you know  
that after what I heard you had better  
leave my baby alone and I got your  
~~ring~~ ring in my pocket and I



going to keep it just to ~~remember~~  
how cheap you are.

Rocky

Exhibit "B"

Dear Ed.

I will answer your questions. ~~I~~  
Ded Roscoe comes home or leave and get the all  
stressed up face and saying. Yes! Has she gone  
back to No. Carolina with him. Yes! As far as how  
I feel about it. I will not say ~~the~~ neither  
way for it is not any of my business. But I do  
not think she is justified in doing it. Mom does  
not feel that she ~~should~~ and does not like Roscoe.  
It has made <sup>her</sup> sick and mom has had a heart attack  
over it. She has got her things again with her smart  
remarks. I do not know where she is she just told  
me to send her ~~the~~ mail to Roscoe. ~~if~~ if you  
think I am not telling the truth you can write to  
mom and she will tell you so. I have her  
divorce papers and if you want me to send  
them or let me know. ok!

I am not getting along to well I  
Love but off the rest is ok. Mom has been  
has been ~~been~~ having trouble with her  
heart. But all the rest is alright.

I was happy to help if it help you any

Love

Charles

P.S.

WRITE  
SOON

THE STATE OF ALABAMA  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

JAMES EDWARD MILLIGAN

Complainant

VS.

VIOLA BELLE MORGAN MILLIGAN

Respondent

I, James W. Cameron

as Register and Commissioner

have called and caused to come before me James Edward Milligan

witness named in the Requirement for Oral Examination, on the 14 day of May  
194 56, at the office of James W. Cameron

in \_\_\_\_\_, Alabama, and having first sworn said Witness \_\_\_\_\_ to speak the  
truth, the whole truth, and nothing but the truth, the said James Edward Milligan  
\_\_\_\_\_ doth depose and say as follows:

My name is James Edward Milligan. I am over the age of 21 years. I am and have been a bona fide resident of Baldwin County, Alabama, for more than five years. Viola Belle Morgan Milligan is over the age of 18 years and is now living in Pana, Illinois.

I was married to Viola Belle Morgan Milligan at **Pascagoula, Mississippi**, on August 27, 1955. We do not have any children.

I do not believe Viola Belle Milligan ever loved me, but married me for spite. She told me after we were married that she loved Roscoe V. Davis and wanted to marry him. I would not give her a divorce. In February of 1956, she wrote me a letter dated February 9, 1956, a photostatic copy of which I am making a part of my testimony and which is marked Exhibit "A", wherein she asked for a divorce. At the time she wrote this letter she was living with Roscoe V. Davis who is generally called Rocky. I am also including a letter, which is not dated, that I received from her brother Charles which letter is marked Exhibit "B". The letter states that Viola had left with Roscoe V. Davis and was receiving her mail at South Carolina at his address. On the back of this marked Exhibit "B" is a note from Viola's mother signed "Mom" stating that Viola, or "Vi" as she calls her, is living in a trailer with Roscoe V. Davis. Viola Milligan has been guilty of adultery with Roscoe V. Davis and diverse parties and persons whose names I do not know.

James Edward Milligan



3760

**ORAL EXAMINATION.**

I, James W. Cameron, 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 James W. Cameron 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 of 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 29 day of May, 1946

X James W. Cameron (L. S.)  
JAMES W. CAMERON  
2nd Lt, USAF  
Hq, 51st Ftr Intep Wg, APO 235

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

JAMES EDWARD MITTIGAN

vs. Complainant

VIOLA BETTE MORGAN MITTIGAN

Respondent.

**Oral Deposition**

Filed \_\_\_\_\_, 194\_\_\_\_\_

Register.

Recorded in  
**FILED**

JUN 27 1956

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

WIFE R. DUCK, Register

Register.