

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

(4634)  
The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

BERNICE DAVIS

Complainant

vs.

CHARLES FREDERICK DAVIS

Respondent

ANSWER AND WAIVER

This cause coming on to be heard was submitted upon Bill of Complaint, ~~DETERMINED BY COURT~~

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

Bernice Davis is forever divorced from the said Charles Frederick Davis for and on account of

voluntary abandonment

It is further ordered, adjudged and decreed that the maiden name of the complainant, Bernice Brewton, be restored to her.

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 Bernice Davis the complainant pay the cost herein to be taxed, for which executed may issue.

This 1st day of July 1957

Hubert M. Moore  
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. 4634 Page         

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

FILED  
JUL 17 1959  
ALICE J. DUCK, CLERK  
REGISTER

BERNICE DAVIS,  
Complainant,

vs.

CHARLES FREDERICK DAVIS,  
Defendant.

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,  
answer and waiver of defendant and testimony of Bernice David and  
Lillie Brewton

and in behalf of Defendant upon answer and waiver

*Bernice J. Hurd*  
Register.

102  
No. \_\_\_\_\_

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

**IN EQUITY**  
**Circuit Court of Baldwin County**

VS.

**Note of Testimony**

Filed in Open Court this \_\_\_\_\_

day of \_\_\_\_\_, 1927

*W. J. [Signature]*  
Register.

The State of Alabama, {  
Baldwin County

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

BERNICE DAVIS

Complainant.....

VS.

In Equity.

CHARLES FREDERICK DAVIS

Defendant.....

The John P. Beebe, attorney for complainant,

requests the oral examination of the following named witnesses, on behalf of the said complainant,

Bernice Davis

- viz:

Bernice Davis and Lillie Brewton

said witnesses reside in the County of Baldwin

State of Alabama.

Martha Harrell

who resides at

Robertsdale, Baldwin County, Alabama,

or, The Register of this Court is suggested as a suitable person  
to be appointed Commissioner to take the deposition of said witness on such oral examination.

John P. Beebe  
Solicitor for Complainant

4634

CIRCUIT COURT OF  
Baldwin County, Alabama

IN EQUITY

Complainant..

vs.

Defendant..

DEMAND FOR ORAL EXAMINATION

Filed 7-1 1959

Archie J. French Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: MARTHA HARRELL

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

Lillie Brewton and  
Bernice Davis

<sup>es</sup>  
X witness/in behalf of complainant in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein

BERNICE DAVIS, is

, Complainant

and

CHARLES FREDERICK DAVIS, is

Respondent

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

Witness 30 day of

, 195 9

Register.

Commissioner's Fee, \$

Witness' Fees, \$

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama

(In Equity)

BERNICE DAVIS,

COMPLAINANT

vs.

CHARLES FREDERICK DAVIS,

RESPONDENT

I, Mrs. Martha Harrellas ~~Registered~~ Commissioner to take oral depositionhave called and caused to come before me Bernice Davis and Lillie Brewtonwitnesses named in the requirement for Oral Examination, on the 30th day of June19 59, at the office of John P. Beebe, attorney for complainant,in Robertsdale, Alabama, and having first sworn said witnesses to speak thetruth, the whole truth, and nothing but the truth, the said Bernice Davis and LillieBrewton

doth depose and say as follows:

My name is Lillie Brewton. I am the mother of Bernice Davis, who is the complainant in the case. My daughter married Charles Frederick Davis the defendant on March 15th, 1958, in New Bern, North Carolina, and lived together as husband and wife for only about two weeks. She was at the time in the armed services of the United States and he also was in the service of the Government. On March 31st, 1958, he left my daughter without any reason at all on her part and voluntarily abandoned her and has not since that date lived with her and has not even communicated with her and has not since then made any provisions for her to come to where is was. She did not give him any reason to leave her and his abandonment of her was voluntary on his part.

*Lillie Brewton*

Lillie Brewton

My name is Bernice Davis. I am the complainant in this case. I married Charles Frederick Davis on 15th day of March, 1958, in New Bern, North Carolina. I am over 21 years of age and a resident of Robertsdale, Baldwin County, Alabama, where I have lived all of my life. We did not live together as husband and wife but two weeks when Charles Davis did without just cause on my part left me and went to the west coast. After he left me in New Bern I remained in that city for 6 months and all of this time I did not hear from him and he did not make any arrangements for me to follow him. I did not know where he was and he did voluntarily without any cause on my part left me and since March 31st, 1958, the date that he abandoned me I have not lived with him, neither have I known where he was and we have not corresponded nor have we lived together. His abandonment of me was voluntary on his part and without any cause whatsoever on my part. I desire that my original name of Bernice Brewton be restored to me. There were no children born to this union.

*Bernice Davis*



I, Martha Harrell as ~~Register~~ ~~and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presence of myself and John P. Beebe, attorney for complainant 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 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 30th day of June, 1959.

Martha Harrell (L. S.)  
Commissioner

No. _____		Page _____	
<b>THE STATE OF ALABAMA</b> BALDWIN COUNTY			
<b>IN CIRCUIT COURT, IN EQUITY</b>			
COMPLAINANT		RESPONDENT	
vs.			
<b>ORAL DEPOSITION</b>			
Filed _____	19 _____	<b>FILED</b> RECORDED IN ALICE L. DICK, CLERK REGISTER Record	
Vol. _____	Page _____	Register.	

BERNICE DAVIS,  
Complainant,

vs

CHARLES FREDERICK DAVIS,  
Defendant.

) 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, IN EQUITY SITTING:

Comes now your complainant, Bernice Davis, and humbly  
complaining against Charles Frederick Davis, and respectfully  
shows unto your Honor:

FIRST: That your complainant is over the age of twenty-  
one years and is a resident of the Town of Robertsedale, Baldwin  
County, Alabama, where she has continuously resided for more than  
twelve months next preceding the filing of this bill of complaint,  
and has been a bona fide resident of the State of Alabama, for more  
than one year preceding the filing of this bill of complaint.

SECOND: That the said defendant is twenty years of age  
and is a non-resident of the State of Alabama, and is at present  
residing at Oakland, California.

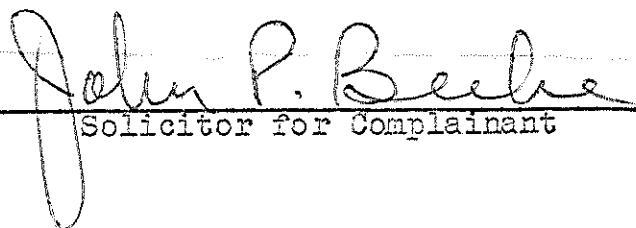
THIRD: That your complainant and the said defendant were  
married at New Bern, North Carolina, on to-wit: the 15th day of  
March, 1958, and lived together as husband and wife for only two  
weeks, when the said defendant did on the 31st day of March, 1958,  
without just cause, did voluntarily abandon your complainant in  
the Town of New Bern, North Carolina, and has since that date con-  
tinuously refused to live with your complainant.

FOURTH: That the marriage of your complainant and the said  
defendant did not result in any children being born to the said  
union.

WHEREFORE, your complainant prays that this Honorable  
Court will take jurisdiction of the cause made by this bill of

complaint and make the said Charles Frederick Davis party defendant hereto and by appropriate process require him to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between this complainant and the said defendant, and further decreeing that your complainant's maiden name of Bernice Brewton be restored to her, and complainant prays for such other, further or different relief as in equity and good conscience she shall be entitled to receive in the premises.

  
Solicitor for Complainant

BERNICE DAVIS,  
Complainant,

vs

CHARLES FREDERICK DAVIS,  
Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Comes Charles Frederick Davis, defendant in the above styled cause and answering complainant's complaint and every allegation therein made says the same are untrue, and the said defendant demands strict proof thereof.

The said defendant waives notice of the application to take testimony, notice of the time and place of taking testimony, the right to cross examine complainant's witnesses, notice of the submission of the cause for final decree and agrees and consents that the said cause be submitted for final decree upon motion of complainant or her attorney of record.

WITNESS my hand, this the 25th day of June,  
1959.

Charles F Davis  
Defendant

STATE OF CALIFORNIA

COUNTY OF San Francisco

I, J. R. COLWELL, a Notary Public in and for said State and County, hereby certify that Charles Frederick Davis, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this the 25th day of  
June, 1959.

SEAL

J. R. Colwell  
Notary Public  
J. R. COLWELL  
CWO USMC  
Legal Officer

QUALIFIED TO ADMINISTER OATHS AND ACT  
AS NOTARY UNDER THE LAWS OF THE UNITED STATES  
ACT OF 5 MAY 1950; P.L. 566, 84 STAT. 102

MARINE BARRACKS  
U.S. NAVAL STATION  
TREASURE ISLAND  
SAN FRANCISCO, CALIF.



FILED

500

ALICE J. DUCK, CLERK  
REGISTER