

4649

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

-----ALTO CARAWAY-----, Complainant

vs.

-----LILLIE MAE NORTON CARAWAY-----, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on ANSWER AND WAIVER 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

-----ALTO CARAWAY----- is forever divorced from the said -----LILLIE MAE NORTON CARAWAY----- for and on account of

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 -----ALTO CARAWAY----- the -----COMPLAINANT----- pay the cost herein to be taxed, for which executed may issue.

This 16th day of July 1959

Hubert M. Stone

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.

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No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

JUL 16, 1959

ALICE J. DUCK, CLERK
REGISTER

ALTO CARAWAY

vs.

LILLIE MAE NORTON CARAWAY

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, oral testimony of Alto Caraway and J. H. Caraway

and in behalf of Defendant upon Answer and Waiver

Charles Thompson

Alice J. Suck

Register.

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 _____ **FILED** _____, 19____

JUL 16 1959

ALICE J. DUCK, Register Register.

MOORE PRINTING CO., BAY MINETTE, ALA.

THE STATE OF ALABAMA,

BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama

(In Equity)

ALTO CARAWAY

COMPLAINANT

vs.

LILLIE MAE NORTON CARAWAY

RESPONDENT

I, Hazel Weekley

as Register and Commissioner

have called and caused to come before me Alto Caraway and J. H. Caraway

witness es named in the requirement for Oral Examination, on the 15th day of July 19 59, 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 Alto Caraway and J. H. Caraway

doth depose and say as follows:

My name is Alto Caraway. I am over the age of 21 and a resident of Alabama and have been more than two years next preceeding. The Respondent is also over the age of 21 and is presently residing in Escambia County, Alabama. We were married in Escambia County, Alabama, on October 11, 1924 and lived together as husband and wife until on or about July 11, 1958 at which time the Respondent abandoned the Complainant without fault on his part. The children as fruits of this marriage or over the age of 21, and a property settlement has been made between the parties. I do not believe we will ever live together again as husband and wife and therefore respectfully ask that I be granted a divorce.

Alto Caraway

My name is J. H. Caraway and I know both parties to this cause. They are both over the age of 21 and have been residences of Alabama more than two years next preceeding. They were married in Escambia County, Alabama, on or about October 11, 1924, and lived together as husband and wife until their seperation occurred about a year ago, on or about July 11, 1958. They have not lived together as husband and wife since this occasion. I know of no fault on the part of the Complainant for just abandonment by the Respondent. The children of this marriage are over the age of 21 and a property settlement having been made between the two parties. I do not believe they will ever live together again as husband and wife.

J. H. Caraway

I, Hazel Weekley 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 C. LeNoir Thompson 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 15th day of July, 1959.

Hazel Weekley (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

_____ vs. _____

COMPLAINANT

RESPONDENT

ORAL DEPOSITION

Filed _____, 19____

FILED

JUL 16 1959

RECORDED IN
ALICE J. DUCK, Register

Record _____

Vol. _____ Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Hazel Weekley

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

ALTO CARAWAY AND
J. H. CARAWAY

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

ALTO CARAWAY, Complainant

and

LILLIE MAE NORTON CARAWAY Respondent

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

Witness 15th day of July

, 1959

Alice J. Duck
Register.

Commissioner's Fee, \$

Witness' Fees, \$

FILED

JUL 16 1959

ALICE J. DUCK, Register

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

VS. Complainant

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

FILED

JUL 16 1959

ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon LILLIE MAE NORTON CARAWAY, 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 ALTO CARAWAY, as complainant and against LILLIE MAE NORTON CARAWAY, as Respondent.

WITNESS my hand this the 16 day of July, 1959.

Alice J. Duck
Register.

ALTO CARAWAY	*	IN THE CIRCUIT COURT OF
	*	
COMPLAINANT	*	BALDWIN COUNTY, ALABAMA.
	*	
VS	*	IN EQUITY.
	*	
LILLIE MAE NORTON CARAWAY	*	CASE NO. <u>4649</u>
	*	
RESPONDENT	*	
	*	
	*	

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

Your Complainant, Alto Caraway, respectfully represents unto your Honor and this Honorable Court as follows:

-1-

That your Complainant is over the age of 21 and a resident of Baldwin County, Alabama, and have been all his life. The Respondent is over the age of 21 and is presently residing in Escambia County, Alabama.

-2-

That your Complainant and the Respondent married in Escambia County, Alabama on October 11, 1924 and lived together as husband and wife in Escambia County until our separation occurred on or about the 11th day of July, 1958.

-3-

That on to-wit, the 11th of July, 1958, while your Complainant and the respondent were living together as husband and wife, the respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

The children as fruits of this marriage are over the age of 21, and a property settlement has been made between the parties.

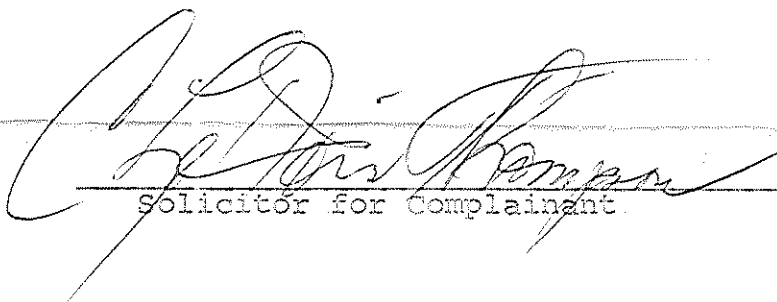
WHEREFORE, the premises considered, your complainant prays that your Honor will by proper procedure make the said Lillie Mae Norton Caraway, party respondent to this bill of complaint requiring her to plead, answer or demur to the same withing the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a hearing hereof, you Honor will enter an order and decree granting to him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the respondent; you Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

FILED

JUL 16 1959

ALICE J. DUCK, Register


Solicitor for Complainant

ALTO CARAWAY

COMPLAINANT

VS

LILLIE MAE NORTON CARAWAY

RESPONDENT

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

Now comes the Respondent and accepted service of the summons and complaint in this cause.

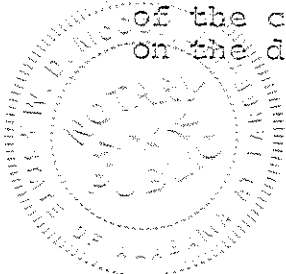
The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of Complaint, and demands strict proof of the same.

The Respondent Waives notice of the time of taking of testimony on behalf of the complainant; the right to cross-examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

x Lillie Mae Norton Caraway

STATE OF Alabama
COUNTY OF Escambia

I, J. D. McCoy Jr., a Notary Public, in and for said County, in said State, hereby certify that Lillie Mae Norton Caraway, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.



J. D. McCoy Jr.
Notary Public, Escambia County, Ala. State.
My Comm. Expires. 2/12/63

FILED
JUL 16 1959

ALICE J. DUCK, Register