

3895

ROLAND CALLOWAY,
Complainant,
vs.
HAZEL M. CALLOWAY,
Respondent.

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

ANSWER AND WAIVER

Now comes the Respondent and for answer to the Bill of Complaint heretofore filed in this cause says:

- 1. She admits the allegations of Paragraphs 1 and 2 of the Bill of Complaint.
- 2. She denies the allegations of Paragraph 3 of the Bill of Complaint and demands strict proof thereof.

The Respondent hereby accepts service of the Bill of Complaint heretofore filed in this cause; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree without further notice to her.

Hazel M. Calloway

WITNESS:

Ben B. Woodcock

ANSWER AND WAIVER

ROLAND CALLOWAY,

Complainant,

vs.

HAZEL M. CALLOWAY,

Respondent.

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

FILED

OCT 16 1956

ALB. J. HARR, Register

ROLAND CALLOWAY,

Complainant,

vs.

HAZEL M. CALLOWAY,

Respondent.

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

DECREE OF DIVORCE

This cause, coming on to be heard, was submitted for final decree upon the pleadings and proof as noted by the Register. Upon consideration thereof, it is ordered, adjudged and decreed by the Court as follows:

1. That the bonds of matrimony heretofore existing between the Complainant and the Respondent are dissolved, and the said Roland Calloway is forever divorced from the said Hazel M. Calloway, for and on account of voluntary abandonment.

2. That neither the Complainant nor the Respondent shall again marry, except to each other, until sixty (60) days after the date of this decree of divorce.

3. That the said Respondent be and she is hereby allowed to resume the name of Hazel M. Horn.

4. That the Complainant pay the costs herein to be taxed, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 15 day of October, 1956.

Hubert M. Hall
Judge.

no. 3895

DECREE OF DIVORCE

ROLAND CALLOWAY,
Complainant,
vs.
HAZEL M. CALLOWAY,
Respondent.

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

*Filed 10-16-56
Alice J. Ketch
Regent*

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: ALICE L. MILLER

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 Roland Calloway

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

Complainant and Hazel M. Calloway

Respondent

on oath, to be by you administered, upon him 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 October, 1956

Alice J. Duck
Register

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ROLAND CALLOWAY

Complainant

Complainant

VS.

HAZEL M. CALLOWAY,

Respondent.

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Alice L. Miller

WITNESSES:

FILED
607
1956
ALICE L. MILLER, ALABAMA

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ROLAND CALLOWAY

Complainant.

vs.

HAZEL M. CALLOWAY

Respondent

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, and
Oral Deposition of Roland Calloway

and in behalf of Defendant upon Answer and Waiver.

Alice J. ...

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

ROLAND CALLOWAY,

Complainant,

vs.

HAZEL M. CALLOWAY,

Defendant.

NOTE OF TESTIMONY

Filed in Open Court this

day of **FILED**, 194

AUG 28 1900

Register.

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

ROLAND CALLOWAY

Complainant

VS.

HAZEL CALLOWAY

Respondent

I, Alice L. Miller

as Register and Commissioner

have called and caused to come before me Roland Calloway

witness named in the Requirement for Oral Examination, on the _____ day of October

1956, at the office of James R. Owen

in Bay Minette, Alabama, and having first sworn said Witness to speak the

truth, the whole truth, and nothing but the truth, the said Roland Calloway

doth depose and say as follows:

My name is Roland Calloway. I am the complainant in the above styled cause, am over twenty-one years of age and a resident of Baldwin County, Alabama. The Respondent is over the age of twenty-one years and a resident of Baldwin County, Alabama.

The Respondent and I were married on to-wit, August 2, 1952, at Lucedale, Mississippi, and lived together as man and wife until August 16, 1954, at which time the Respondent voluntarily abandoned me and we have not lived together as man and wife since August 16, 1954. The said abandonment by the Respondent was without fault in any way on my part.

There were no children born of the said marriage.

Roland Calloway

ORAL EXAMINATION

I, Alice L. Miller, 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

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 15th day of October, 191956

Alice L. Miller (L. S.)

No. 2895 Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

ROLAND) CALLOWAY

vs. Complainant

HAZEL CALLOWAY

Respondent

Oral Deposition

Filed _____, 19____

Recorded in _____, Register

Record

Vol. _____ Page _____

Register

ROLAND CALLOWAY,

Complainant,

vs.

HAZEL M. CALLOWAY,

Respondent.

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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, Roland Calloway, respectfully represents and shows unto the Court and your Honor as follows:

1. That Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State and County for more than one year next preceding the filing of this Bill of Complaint; that Hazel M. Calloway, the Respondent, is over the age of twenty-one years and is a resident of Baldwin County, Alabama.

2. That your Complainant and Respondent were lawfully married on or about, to-wit, August 2, 1952, at Lucedale, Mississippi.

3. Complainant further avers that the said Respondent voluntarily abandoned the bed and board of your Complainant for more than one year next preceding the filing of this Bill of Complaint, since which time the Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

The premises considered, your Complainant makes the said Hazel M. Calloway a party Respondent to this Bill of Complaint and in order that Complainant may have the relief herein prayed for, may it please the Court to cause the state's writ of subpoena to be issued, direct to the said Hazel M. Calloway, demanding her to plead, answer or demur to this Bill of Complaint, within the time required by law; and that on a final hearing of this cause, that the Court will make and enter a decree divorcing your

Complainant from the Respondent, granting both parties the right to remarry, and granting the Respondent the right to resume her name of Hazel M. Horn; and that the Court will grant such other, further and different relief as unto the Court and your Honor may be just and proper.



Solicitor for Complainant.