

13957

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

EULA MAE ALLISON, Complainant

vs.

J. F. ALLISON, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on Publication 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 Eula Mae Allison is forever divorced from the said J. F. Allison for and on account of Voluntary Abandonment.

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 Eula Mae Allison the Complainant pay the cost herein to be taxed, for which executed may issue.

This 13th day of February 1957

[Handwritten 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

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

FEB 13 1957

W. A. BERRY, Clerk

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

EULA MAE ALLISON COMPLAINANT

vs.

J. F. ALLISON RESPONDENT

I, DELTA H. GWALTNEY

as ~~Register and~~ Commissioner

have called and caused to come before me EULA MAE ALLISON and J. J. HOBBS

witnesses named in the requirement for Oral Examination, on the 5th day of January
19 57, at the office of James A. Hendrix

in Robertsdale, Alabama, and having first sworn said witnesses to speak the
truth, the whole truth, and nothing but the truth, the said Eula Mae Allison and

J. J. Hobbs doth depose and say as follows:

My name is Eula Mae Allison. I am over twenty-one years old and have lived in Alabama for more than the past two years and hve lived in Baldwin County for the past seven or eight months. J. F. Allison is over twenty-one years old and is a non resident of Alabama, and I have tried to locate his place of residence or post office address, but I have been unable to do so. Mr. Allison and I were married September 28, 1955, at Lucedale, Mississippi. Mr. Allison left me on October 15, 1955, of his own free will and accord without fault on my part and since that time we have not lived together or in any way recognized each other as husband and wife. We had no children and there is no property settlement to be made.

Eula Mae Allison

My name is J. J. Hobbs. I have known Mrs. Allison for some time, she is over twenty-one years old and have lived in Alabama for the past several years. Mr. Allison is over twenty-one years old and is a non resident of Alabama; Mrs. Allison has tried to locate him but has been unable to do so. They were married at Lucedale, Mississippi on September 28, 1955. During the time that I have known Mrs. Allison, she has not lived with Mr. Allison and I have known her for the past year. I am advised that he left her some time during October, 1955, and since that time they have not lived together as husband and wife.

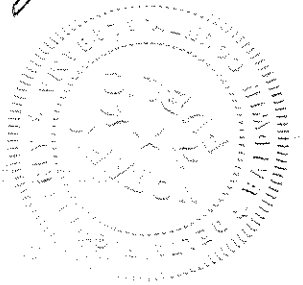
J J Hobbs

I, DELTA H. GWALTNEY 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 Delta H. Gwaltney and James A. Hendrix 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 17th day of February 19 57.

Delta H. Gwaltney (L. S.)



No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

EULA MAE ALLISON

COMPLAINANT

J. F. ALLISON

VS.

RESPONDENT

ORAL DEPOSITION

Filed **FILED** _____, 19 _____

FEB 19 1957

Register.

ALL RECORDS

Record.

Vol. _____ Page _____

Register.

EULA MAE ALLISON

vs.

J. F. ALLISON

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,

Motion for decree pro confesso on publication, decree pro confesso of publication, and the testimonies of Eula Mae Allison and J. J. Hobbs, as set out in the oral deposition.

and in behalf of Defendant upon

James G. Hendrix

Wesley J. Hirsch
Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

EULA MAE ALLISON

vs.

J. F. ALLISON

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

FILED

1917 Register.

Printed by the Baldwin Times

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

HIMMY FAULKNER
AND
BILL STEWART
PUBLISHERS

E. R. MORRISSETT, JR.
EDITOR-MANAGER

Legal Notice

Notice To Non-Resident
The State of Alabama, Baldwin County, Circuit Court, in Equity.

Eula Mae Allison No. 3939 vs. J. F. Allison.

This the 11th day of December, 1956.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Eula Mae Allison that the Defendant J. F. Allison is a non-resident of the State of Alabama whose address is unknown and whose present Post Office address cannot be ascertained and further, that, in the belief of said Affiant the Defendant J. F. Allison is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring J. F. Allison the said defendant to answer or demur to the Bill of Complaint in this cause by the 11th day of January, 1957, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK,
Register.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Morrisette Jr being duly sworn, deposes and says that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Allison vs. Allison

COST STATEMENT

195 WORDS @ 6 1/2 cents \$ 12 68
I hereby certify this is correct, due and unpaid (paid).

E. R. Morrisette Jr
Editor.

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Dec. 13, 1956 Vol. 67 No. 48

Date of 2nd publication Dec. 20, 1956 Vol. 67 No. 49

Date of 3rd publication Dec. 27, 1956 Vol. 67 No. 50

Date of 4th publication Jan. 3, 1957 Vol. 67 No. 51

Subscribed and sworn before the undersigned this 3 day of Jan, 1957

Wasson Muntz
Notary Public, Baldwin County.

E. R. Morrisette Jr
Editor.

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

EULA MAE ALLISON
No. 3939

The State of Alabama,
BALDWIN County.

vs.
J.F. ALLISON

Circuit Court, in Equity
This the 11th. day of
December, 1956

In this cause it being made to appear to the Clerk of this Court by the affidavit of

EULA MAE ALLISON

that the Defendant J.F. ALLISON

is a non-resident of the State of Alabama whose address is unknown and whose present Post Office address cannot be ascertained

and further, that, in the belief of said Affiant the Defendant J.F. Allison is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring J.F. ALLISON the said defendant

to answer or demur to the Bill of Complaint in this cause by the 11th. day of January 1956, or after thirty days therefrom a decree Pro Confesso may be taken against him

Alvin J. Hendrix
Register.

J.A. HENDRIX
SOLICITOR FOR COMPLAINANT

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Eula Mae Allison

Complainant

Vs.

J. J. Allison

Defendant

In this cause it appears to the Register *Alia J. Deeb* that the order of publication

heretofore made in this cause, was published for four consecutive weeks, commencing on the 13

day of December, 1956, in the Baldwin Times a newspaper published

in Bay Minette, Alabama, that a copy of said order was posted at the Court House door

in Baldwin County, on the 13 day of December 1956

and _____

And it now further appearing to the Register *Alia J. Deeb*, that the said

J. J. Allison

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is

now, therefore, on motion of Complainant _____, ordered and decreed by the Register *Alia J. Deeb*

_____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as
confessed against the said *J. J. Allison*

This 11th day of February 1957

Alia J. Deeb Register.

STATE OF ALABAMA)

BALDWIN COUNTY)

EULA MAE ALLISON

Complainant,

vs.

J. F. ALLISON

Respondent.

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

To the Honorable Judge of the Circuit of Baldwin County,
Sitting in Equity:

Comes now the Complainant, Eula Mae Allison, humbly complaining of the Respondent, J. F. Allison, in a matter of divorce, and represents and shows unto your Honor as follows:

FIRST: That Complainant, Eula Mae Allison, 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 for more than five years next preceding the filing of this Bill of Complaint; that Respondent's address is unknown to your complainant, and after a due and diligent search, complainant is unable to ascertain his place of residence or post office address; that the Respondent is over the age of twenty-one years; and is a non-resident of the State of Alabama.

SECOND: That your Complainant and Respondent were married on September 28, 1955, at Lucedale, Mississippi.

THIRD: Complainant further avers that said respondent voluntarily abandoned the bed and board of complainant for more than one year next preceding the filing of this bill of complaint, on to-wit, October 15, 1955, since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

FOURTH: Your Complainant would further aver and show unto Your Honor that no children were born to the union of the complainant and respondent; and further that there is no property to be settled between the Complainant and Respondent herein.

PRAYER FOR PROCESS

Wherefore the premises considered the Complainant prays that the said J. F. Allison, be made party Respondent to this her Bill of Complaint and that a summons be issued and served upon him as required by law and the rules of this Honorable Court, and that she be required to plead, answer or demur to the within Bill of Complaint within the time and under the penalties prescribed by law and the rules of this Honorable Court.

PRAYER FOR FINAL RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree forever dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent, and will grant to the Complainant a full and absolute divorce from the Respondent, and that in and by virtue of the said decree the Complainant will be granted the right to again contract marriage.

Complainant prays all other further or general relief to which she may be entitled, the premises considered and she will ever pray, etc.

Personally appeared before me Eula Mae Allison, being known to me and being first duly sworn, deposes and says that she has read the allegations in the foregoing complaint and that to the best of her knowledge and belief that said allegations are true in all respects.

Eula Mae Allison

Sworn to and subscribed before me
this the 10 day of December, 1956.

James A. Hendrix
Notary Public, Baldwin County, Ala.

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: DELTA H. GWALTNEY

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 Eula Mae Allison and J. J. Hobbs.

A witnesses in behalf of EULA MAE ALLISON in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Eula Mae Allison is

Complainant and J. F. Allison is

Respondent

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

Witness 13th day of February, 1957

Register.

Commissioner's Fee, \$

Witness' Fees, \$

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

EULA MAE ALLISON

Complainant

Vs.

J. F. ALLISON

Defendant

Motion is hereby made for a Decree Pro Confesso against J. F. ALLISON

Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 11⁷⁶ day of February, 1957.

746 Code

James G. Hendrix

Solicitor.

No. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

CIRCUIT COURT, IN EQUITY

EULA MAE ALLISON

Complainant _____

Vs.

J. F. ALLISON

Defendant _____

**Motion for Decree Pro Confesso
On Publication**

Filed **FILED**, 19 _____

FEB 7/3 1957

~~ALICE J. DICK, Register~~ Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

3939