

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

REBECCA PIERCE

Complainant

vs.

JAMES L. PIERCE

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 REBECCA PIERCE is forever divorced from the said JAMES L. PIERCE for and on account of

Voluntary Abandonment and that Defendant is hereby ordered to pay the sum of NINE HUNDRED SEVENTY-NINE DOLLARS AND EIGHTY-FIVE CENTS (\$979.85) to the Bank of Fairhope to extinguish the mortgage owed by the parties said mortgage made by Respondent to said bank.

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 REBECCA PIERCE the Complainant pay the cost herein to be taxed, for which executed may issue.

This 13th day of February 1957

J. Hubert M. Osler
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. 3971 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

REBECCA PIERCE

Complainant

vs.

JAMES L. PIERCE

Respondent

**DIVORCE DECREE**

**FILED**

FEB 13 1957

**ALICE J. DUCK, Register**

REBECCA PIERCE

COMPLAINANT

VS.

JAMES L. PIERCE

RESPONDENT

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NOTE OF EVIDENCE

This cause is submitted on final decree on Complainant's bill, answering waiver filed by Respondent, depositions of Complainant and Ruby Dale.

E. G. Rickarby

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E. G. Rickarby,  
Solicitor for Complainant

*Alice J. Duke*  
*Register*

REBECCA PIERCE,	¶	IN THE CIRCUIT COURT OF
COMPLAINANT	¶	BALDWIN COUNTY, ALABAMA
-VS-	¶	IN EQUITY
JAMES L. PIERCE,	¶	
RESPONDENT	¶	

W A I V E R

Comes JAMES L. PIERCE, Respondent in the above styled cause, and for answer to the Bill of Complaint says he denies each allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same, and of the right to introduce evidence in his own behalf, and the said JAMES L. PIERCE agrees that he will deed to REBECCA PIERCE the homeplace, together with all the furniture therein and will further pay off the mortgage owed on said property to the BANK OF FAIRHOPE in the sum of NINE HUNDRED SEVENTY NINE DOLLARS AND EIGHTY-FIVE CENTS (\$979.85).

Respondent further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

James L. Pierce  
James L. Pierce, Respondent

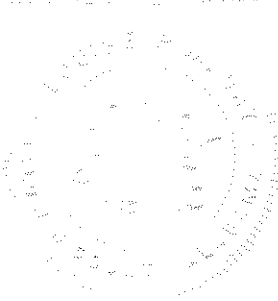
STATE OF ALABAMA

BALDWIN COUNTY

I, Louise C. Maurer, a Notary Public in and for said State and County hereby certify that JAMES L. PIERCE whose name is signed to the foregoing in known to me, acknowledged before me on this date, that being informed of the contents of said instrument, he signed the same voluntarily on the day same bears date.

Witness my hand and seal this 12 day of February, 1957.

Louise C. Maurer  
Notary Public, Baldwin County, Alabama



TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY ALABAMA, IN EQUITY:

Comes REBECCA PIERCE and by this her Bill of Complaint presented against JAMES L. PIERCE, respectfully shows:

FIRST: That the Complainant and Defendant are both over the age of twenty-one years and both are now and have been for over three years next preceding the filing of this Bill of Complaint bona fide residents of Baldwin County, Alabama, REBECCA PIERCE residing in Fairhope, and JAMES L. PIERCE residing at Battles Wharf.

SECOND: Complainant and Defendant were married on or about the 6th day of October, 1955, in Lucedale, Mississippi and have lived together as husband and wife until about the first part of November, 1955, when Defendant voluntarily abandoned the Complainant as hereinafter alleged.

THIRD: That on or about the first part of November, 1955, the Defendant voluntarily abandoned the bed and board of this Complainant, without just cause or legal excuse, and said abandonment has been continuous and the parties have not lived together as husband and wife from said date.

FOURTH: There are no children born to this marriage.

Plaintiff further alleges that the defendant has agreed to pay the mortgage debt on the homeplace due to the BANK OF FAIRHOPE in the sum of \$979.85, and deed said homeplace to compromise in full settlement of all alimony and counsels fee.

THE PREMISES CONSIDERED, Complainant prays that JAMES L. PIERCE be made party defendant to this cause, and by proper process required to plead, answer or demur within the time prescribed by law, and that said defendant be required to pay said mortgage debt as agreed.

Complainant further prays that, on a hearing on this cause, a decree of divorce from the bonds of matrimony be rendered forever divorcing her from the said JAMES L. PIERCE, and granting her the right to resume her maiden name, if she so desires, and to have such other different and further relief as to equity may seem meet.

E. G. RICKARBY

  
E. G. Rickarby

Solicitor for Complainant

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FILED  
FEB 13 1957  
AUG 1 1957

Bill of Complaint

3971

RECORDED

Rebecca Pierce  
vs.  
James L. Pierce

RECORDED

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STATE OF ALABAMA

BALDWIN COUNTY

TESTIMONY OF REBECCA PIERCE

My name is RECEBBA PIERCE and I am bringing suit for divorce against my husband, JAMES L. PIERCE. We have been trying to make a go of this marriage for 16 years and have gotten one or two divorces previously to this time. I last married him in Lucedale, Mississippi on about the 6th day of October, 1955 and we came back to our home in Houstonville and found that this marriage was not satisfactory and JAMES L. PIERCE voluntarily abandoned my bed and board in the first part of November, 1955 and since that time we have lived separate and apart.

There are no children born to this marriage and JAMES L. PIERCE has agreed to sign a deed transferring the property to me and has agreed to pay the mortgage on the property in the sum of \$979.85 as the same falls due to the Bank of Fairhope and this arrangement is satisfactorily to me.

I have lived in Baldwin County, Alabama since 1920 and at that time JAMES L. PIERCE was living here. Since that time we both have been residents of Fairhope, Baldwin County, Alabama and still are.

Rebecca Pierce  
REBECCA PIERCE

Subscribed and sworn to before me on this the 12th day of February, 1957.

Rachel B. Lieb  
Commissioner


STATE OF ALABAMA

BALDWIN COUNTY

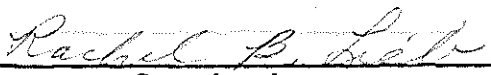
T E S T I M O N Y

My name is RUBY DALE and I am a friend of REBECCA PIERCE, and have known her for the last ten years and see her at least once a week. I know that she and her husband, JAMES L. PIERCE, have been separated since the first part of November, 1955 and have been continuously separated and apart since that time.

I further know that REBECCA PIERCE is a resident of Fairhope, Baldwin County, Alabama and has been living just outside Fairhope on Houston Street, and I know that JAMES L. PIERCE is now living with his aunt, Thelma Suggs, at Battles Wharf, Alabama.

  
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Subscribed and sworn to before me this the 13 day of February, 1957.

  
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Commissioner



I, RACHEL B. LIEB, Commissioner acting under stipulation of parties in the divorce suit of REBECCA PIERCE vs. JAMES L. PIERCE, pending in the Equity side of the Circuit Court of Baldwin County, Alabama, hereby certify that I have caused the witnesses in this cause, namely, REBECCA PIERCE and RUBY DALE, who were made known to me and known to be the identical witnesses called by the parties to come to my office in the Bank Building in the City of Fairhope, Baldwin County, Alabama, where said witnesses after being first duly sworn by me, upon examination of E. G. Ricakrby, Solicitor for the Complainant, did testify as shown by the attached testimony, and that their testimony was, by me, reduced to writing as given by them as near as might be in their identical language and, after being reduced to writing, was read over by the said witnesses who assented to and signed the same in my presence.

I further certify that I am not of counsel or kin to either of the parties to this cause, nor any wise interested in the results thereof.

IN WITNESS, I hereunto set my hand as Commissioner on this the 12 day of February, 1957.

Rachel B. Lieb  
Commissioner