

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

LUCIOUS MOORE, Complainant

vs.

ELLA MOORE, 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

LUCIOUS MOORE is forever divorced from the said ELLA MOORE for and on account of

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 LUCIOUS MOORE the Complainant pay the cost herein to be taxed, for which executed may issue.

This 6th day of June 19 57

Signature of Judge M. J. Hall, Judge Circuit Court, In Equity.

I, Alice J. Duck, 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 June, 19 57

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
JUN 6 1957
ALICE J. BUCK, Register



THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

JIMMY FAULKNER
AND
BILL STEWART
PUBLISHERS

E. R. MORRISSETTE, JR.
EDITOR-MANAGER

Legal Notice

NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County, Circuit Court, in Equity. This the 15th day of March, 1957.

LUCIOUS MOORE NO. 3995 VS. ELLA MOORE.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Lucious Moore that the Defendant Ella Moore is a non-resident of the State of Alabama that the whereabouts and residence is unknown and cannot be ascertained, and further, that, in the belief of said Affiant the Defendant Ella Moore 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 Ella Moore the said Defendant to answer or demur to the Bill of Complaint in this cause by the 15th day of April, 1957, or after thirty days therefrom a decree Pro Confesso may be taken against her.

ALICE J. DUCK,
Notary Public
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fory and meary

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

Moore vs. Moore

COST STATEMENT

165 WORDS @ 6 1/2 cents \$ 10 72
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 March 21, 1957 Vol. 68 No. 10

Date of 2nd publication March 28, 1957 Vol. 68 No. 11

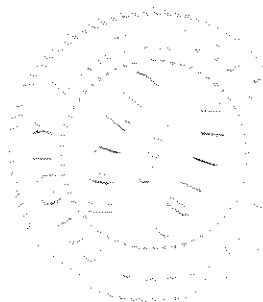
Date of 3rd publication April 4, 1957 Vol. 68 No. 12

Date of 4th publication April 11, 1957 Vol. 68 No. 13

Subscribed and sworn before the undersigned this 11 day of Apr, 1957

Dorothy Martin
Notary Public, Baldwin County.

E. R. Morrisette Jr.
Editor.



NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

LUCIOUS MOORE
No. 3995

The State of Alabama,

Baldwin County.

vs.

ELLA MOORE

Circuit Court, in Equity

This the 15th day of
March, 1945

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

LUCIOUS MOORE

that the Defendant ELLA MOORE

is a non-resident of the State of Alabama ~~that the whereabouts and exact residence~~
is unknown and cannot be ascertained.

and further, that, in the belief of said Affiant the Defendant Ella Moore over the age of 21
years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper pub-
lished in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring
Ella Moore the said Defendant

to answer or demur to the Bill of Complaint in this cause by the 15th day of
April 1945, or after thirty days therefrom a decree Pro Confesso may be
taken against Her

Alice J. ...
Register.

William Grayson, Attorney for the Complainant

LUCIOUS MOORE

Complainant

No. _____ Vs.

ELLA MOORE

Defendant

BALDWIN
CIRCUIT COURT OF ~~MOBILE~~
COUNTY, ALABAMA
IN EQUITY

DEMAND FOR ORAL EXAMINATION

The State of Alabama, }
Mobile County }

The Complainant requests the oral examination of the following named witnesses
on his behalf, viz.: Lucious Moore
and
Johnnie Moore

said witnesses reside in the County of Mobile, State of Alabama

Peggy Preston who reside at 860 Donald Street, Mobile, Alabama
is suggested as a suitable person to be appointed Commissioner to take deposition of said witness
on such oral examination.

Filed _____

W. ~~ELSWORTH HAUGHTON~~, Register.

William J. Grayson
Solicitor for
Complainant.

WILLIAM GRAYSON

LAWYER

65 ST. EMANUEL STREET

MOBILE, ALABAMA

March 14, 1957

9-5 WEEKDAYS - 9-1 SATS.

Honorable Alice Duck
Clerk of the Circuit Court
Mobile County Court House
Mobile, Alabama

Dear Miss Duck:

Please publish the enclosed Non-Residency Affidavit in the Baldwin County Paper, and then let us know what the cost is, or how we are to work paying for same.

Yours very truly,

W. Grayson
WILLIAM GRAYSON

WG/pp

P. S. Please also write the date published so we will know when to proceed. Thanks Peg

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Peggy Preston
860 Donald Street, Mobile, Alabama

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
Lucious Moore and Johnnie Moore

a witness in behalf of Complainant
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

LUCIOUS MOORE

, Complainant

and

ELLA MOORE

Respondent

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

Witness 24th day of May

, 1957

Alvin J. Davis
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

VS. Complainant

Defendant

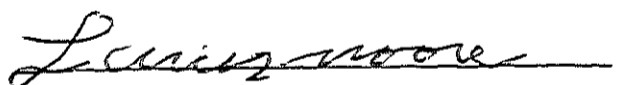
COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

TESTIMONY OF LUCIOUS MOORE, WITNESS ON HIS OWN BEHALF:

I am the Complainant in the above styled cause and I am the husband of the Respondent. The Respondent and I were married to each other in 1934 in Grove Hill, Alabama. Both myself and the Respondent were each over the age of twenty-one years at the time of the filing of the Bill of Complaint herein. I am a bona-fide resident citizen of the State of Alabama and I have been such for more than one year next preceding the filing of the Bill of Complaint herein. The Respondent is either a non-resident of the State of Alabama or else she conceals herself so that process of Court cannot be had upon her, I have made diligent efforts to ascertain her whereabouts without success. There are no children as issue of our marriage. The Respondent voluntarily abandoned my bed and board in the summer of 1939 while we were living in Mobile, Alabama on Lipscomb Street. The Respondent told me that she didn't care anything about me anymore and that she did not have any intentions of ever living with me again. This has been some 26 years ago and I have not seen nor heard from the Respondent in any manner whatsoever since she abandoned me in 1939 as stated above, which has been for more than one year next preceding the filing of the Bill of Complaint herein.

A handwritten signature in cursive script, reading "Lucious Moore", written over a horizontal line.

TESTIMONY OF JOHNNIE MOORE, WITNESS ON BEHALF OF THE COMPLAINANT:

My name is Johnnie Moore, and I am the brother of the Complainant. The Complainant and the Respondent were married to each other in 1934 in Grove Hill, Alabama. Both the Complainant and the Respondent were each over the age of twenty-one years at the time of the filing of the Bill of Complaint herein. The Complainant is a bona-fide resident of the State of Alabama, and he has been such for more than one year next preceding the filing of the Bill of Complaint herein. The Respondent is either a non-resident of the State of Alabama or else she conceals herself so that process of Court cannot be had upon her. The Complainant has made diligent search to ascertain her whereabouts without any success. There were no children born of their marriage. The Respondent voluntarily abandoned the bed and board of the Complainant in the summer of 1939 while they were living in Mobile on Lipscomb Street. The Complainant told me that the Respondent said that she did not care for him anymore and that she had refused to live with him in any respect as man and wife and has packed her clothes and personal belongings and left, not saying where she intended to go, but telling him that she wasn't coming back to him. This has been more than a year, next preceding the filing of the Bill of Complaint herein. I know of my own personal knowledge that the Respondent has not written or seen the Complainant in this cause since she abandoned him in 1939 as stated.

Johnnie Moore

LUCIOUS MOORE
No.....VS
ELLA MOORE

Entered on.....
Min. Book No..... Entry.....
~~XXXXXXX HANCOCK REGISTER~~

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

1. Bill of Complaint
2. Non-Military Affidavit
3. Demand for Oral Examination
4. Decree Pro Confesso
5. Testimony of Lucious Moore and of Johnnie Moore, witness on Complainant's behalf/

FILED.....5-2-8-57.....

William G. Gagnon
Solicitor—for Complainant

Eric J. Wacker Register

FOR RESPONDENT

.....
Solicitor—For Respondent

No.....

Vs.

**ORDER OF SUBMISSION
NOTE OF EVIDENCE**

Filed 5-28-57

W. J. ...
Register

Ent. Min. No..... Entry.....

LUCIOUS MOORE,	‡	IN THE CIRCUIT COURT
Complainant,	‡	OF
-vs-		BALDWIN COUNTY, ALABAMA
ELLA MOORE,	‡	IN EQUITY:
Respondent.	‡	NO. _____

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, SITTING IN EQUITY:

Comes the Complainant and shows unto Your Honors and unto
this Honorable Court as follows:

ONE

Complainant is the husband of the Respondent and they
were married to each other in 1939, in Grove Hill, Alabama.
Both the Complainant and the Respondent are each over the age
of twentyOne years. The Complainant is a bona-fide resident
citizen of Mobile County, Alabama and has been such for more
than one year next preceding the filing of the Bill of Complaint
herein. The Respondent is either a non-resident of the State
of Alabama or else she conceals herself so that process cannot
be had upon her, and the Complainant has made diligent search
to asdertain her whereabouts without success. There are
no children as issue of their marriage.

TWO

The Respondent voluntarily abandoned the bed and board
of the Complainant for more than one year next preceding the
filing of the Bill of Complaint herein.

PRAYER FOR PROCESS

Complainant Prays that Your Honors will take jurisdiction
of this cause, will make the said Ella Moore, party-respondent
hereto, and will cause her to appear, plead, answer or demur
hereto, within the time allowed by law and the rules of this
Honorable Court.

LUCIOUS MOORE		IN THE CIRCUIT COURT OF
Complainant,	:	BALDWIN
	:	MOBILE COUNTY, ALABAMA.
-vs-		IN EQUITY.
ELLA MOORE	:	NO. _____
Respondent.		

NON-RESIDENCY AFFIDAVIT

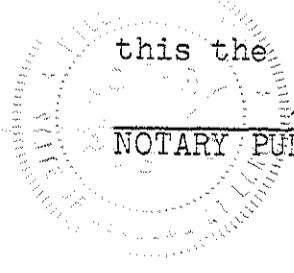
STATE OF ALABAMA,
COUNTY OF MOBILE,

Before me, the undersigned authority, in and for said State and County, personally appeared Lucious Moore, who was made known to me, and who by me first being duly sworn, on oath deposes and says as follows:

That I am the Complainant in the above styled cause and the Respondent named therein is either a non-resident of the State of Alabama, or she conceals herself so that process cannot be served upon her; that the whereabouts and residence of said Respondent is unknown and cannot be ascertained after diligent effort, such effort has been made by the Complainant without success; and that the said Respondent, Ella Moore is over the age of twenty-one years.

X *Lucious Moore*
AFFIANT

Sworn and subscribed to before me on
this the 14th day of March 1957.



William H. ...
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA.

Decree Pro Confesso of Publication.

The State of Alabama,
Baldwin County.

}

CIRCUIT COURT, IN EQUITY

No. _____ Term, 19__

LUCIOUS MOORE _____ Complainant.

ELLA MOORE _____ Defendant.

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 21st day of March, 1957, 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 15th day of March 1957, and

And it now further appearing to the Register Alice J. Duck, that the said

ELLA MOORE

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 Alice J. Duck

that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said ELLA MOORE

This 16th day of May 1957

Alice J. Duck Register.

No. ----- Page -----

The State of Alabama
BALDWIN COUNTY

Circuit Court, In Equity

LUCIOUS MOORE

Vs.

ELLA MOORE

Decree Pro Confesso of Publication

Issued ----- 19 -----

Register.

Recorded in ----- Record

Vol. ----- Page -----

Register.

8601. Motion for Decree Pro Confesso on Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

LUCIOUS MOORE

Complainant

Vs.

ELLA MOORE

Defendant

Motion is hereby made for a Decree Pro Confesso against ELLA MOORE

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 15th day of May 1957

746 Code

William J. Simpson Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

LUCIOUS MOORE

Complainant _____

Vs.

ELLA MOORE

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed _____ 5-15-57 _____ 19 _____

Alice J. Duck

Register.

Recorded in _____ Record _____

Vol. _____ Page _____

Register.

LUCIOUS MOORE
Complainant,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALBAMA

-vs-

IN EQUITY:

ELLA MOORE

Respondent.

NO. _____

STATE OF ALABAMA:

COUNTY OF MOBILE:

Comes the Complainant in the above styled cause and shows unto This Honorable Court under oath as follows:

That I am the Complainant in the abovestyled cause and I am the husband of the Respondent. The Respondent is over the age of twenty-one years and the Respondent is not a member of the Armed forces of the United States of America.

Lucious Moore
AFFIANT.

Sworn and subscribed to before me on this the 23 day of May, 1957.

William H. ...
NOTARY PUBLIC, MOBILE COUNTY, ALBAMA

FILED
MAY 24 1957
W. H. ...