

3998

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Margaret Rogers, Complainant

vs.

Halmer Rogers, 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 Margaret Rogers is forever divorced from the said Halmer Rogers 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 Margaret Rogers the Complainant pay the cost herein to be taxed, for which executed may issue.

This 21st day of May 1957

[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

MAY 21 1957

ALICE A. DECK, CLERK

Decree Pro Confesso of Publication.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

MARGARET ROGERS Complainant

Vs.

HALMER ROGERS 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 28th 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 28th day of March 1957 and _____

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

Halmer Rogers _____

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 Halmer Rogers _____

This 18 day of May 19 57
Alice J. Duck Register.

No. _____

Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

MARGARET ROGERS

Vs.

HALMER ROGERS

Decree Pro Confesso of Publication

Issued _____ 19 _____

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

8601. Motion For Decree Pro Confesso on Publication.

B.T.-10-46-200

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

MARGARET ROGERS

Complainant

Vs.

HALMER ROGERS

Defendant

Motion is hereby made for a Decree Pro Confesso against Halmer Rogers

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 18th day of May, 1957.

James A. Hendrix

Solicitor.

746 Code

No. _____ Page _____

**THE STATE OF ALABAMA
BALDWIN COUNTY**

CIRCUIT COURT, IN EQUITY

MARGARET ROGERS

Complainant _____

Vs.

HALMER ROGERS

Defendant _____

**Motion for Decree Pro Confesso
On Publication**

Filed 5-18, 1957

Acie J. Hunte
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA)

BALDWIN COUNTY)

MARGARET ROGERS,	¶	
Complainant,	¶	IN THE CIRCUIT COURT OF
vs.	¶	BALDWIN COUNTY, ALABAMA
HALMER ROGERS,	¶	IN EQUITY.
Respondent.	¶	

To the Honorable Judge of the Circuit Court of Baldwin County,

Sitting in Equity:

Comes now the Complainant, Margaret Rogers, humbly complaining of the Respondent, Halmer Rogers, in a matter of divorce, and represents and shows unto Your Honor as follows:

FIRST: That Complainant, Margaret Rogers, 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 July 12, 1951, 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: July 1, 1953, 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 Halmer Rogers, 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 Margaret Rogers, 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 said allegations are true in all respects.

Margaret Rogers

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

James C. Hendrix
Notary Public, Baldwin County, Alabama.

MARGARET ROGERS

vs.

HALMER ROGERS

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 Publi-
cation, and the testimonies of Margaret Rogers and Julia Rogers, as set out
in the Oral Deposition.

and in behalf of Defendant upon _____

James A. Hendrix

Benjamin J. Duck
Register.

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

MARGARET ROGERS

vs.

HALMER ROGERS

NOTE OF TESTIMONY

Filed in Open Court this
day of **FILED**, 194.....
MAY 21 1957

ALICE J. DUCK, Register 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
25th day of March, 1957.

Margaret Rogers No. 3998 vs.
Halmer Rogers.

In this cause it being made to
appear to the Clerk of this Court
by the affidavit of Margaret Rogers
that the Defendant Halmer Rogers
is a non-resident of the State of
Alabama that Respondent's ad-
dress is unknown to your Com-
plainant, and after a due and dili-
gent search, complainant is unable
to ascertain his place of residence
or post office address and furth-
er, that, in the belief of said Af-
fiant the Defendant is over the age
of 21 years; it is therefore, order-
ed 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, requir-
ing Respondent the said Halmer
Rogers to answer or demur to the

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

Rogers vs. Rogers

COST STATEMENT

189 WORDS @ 6 1/2 cents \$ 12 29

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:

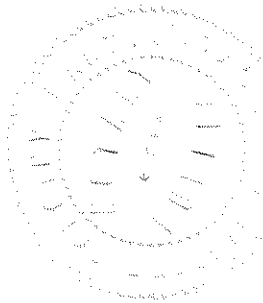
- Date of 1st publication Mar. 28, 1957 Vol. 68 No. 11
- Date of 2nd publication Apr. 4, 1957 Vol. 68 No. 12
- Date of 3rd publication Apr. 11, 1957 Vol. 68 No. 13
- Date of 4th publication Apr. 18, 1957 Vol. 68 No. 14

Subscribed and sworn before the undersigned this 18 day of Apr, 1957

Dorothy Martin
Notary Public, Baldwin County.

E. R. Morrisette Jr.
Editor.

ALL NEW
APR 1957



THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: GERTRUDE M. BANKESTER

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 Margaret Rogers and Julia Rogers

a witnesses in behalf of Margaret Rogers in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Margaret Rogers is

Complainant

and Halmer Rogers is

Respondent

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

Witness 18 day of May, 1957

W. J. Duck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

MARGARET ROGERS
No. 3998

vs.
HALMER ROGERS

The State of Alabama,
Baldwin _____ County.

Circuit Court, in Equity
This the 25th _____ day of
March _____, 1945

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

that the Defendant Halmer Rogers

is a non-resident of the State of Alabama 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.

and further, that, in the belief of said Affiant the Defendant 15 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
Respondent the said Halmer Rogers

to answer or demur to the Bill of Complaint in this cause by the 25th _____ day of
April 1945 or after thirty days therefrom a decree Pro Confesso may be
taken against Halmer Rogers

Heise J. Duke
Register.

J.A. HENDRIX, Attorney for Complainant.

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

MARGARET ROGERS

COMPLAINANT

vs.

HALMER ROGERS

RESPONDENT

I, GERTRUDE M. PANKESTER

as Register and Commissioner

have called and caused to come before me Margaret Rogers and Julia Rogers

witnesses named in the requirement for Oral Examination, on the 18th day of May
1957, 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 Margaret Rogers and

Julia Rogers doth depose and say as follows:

My name is Margaret Rogers. I am over twenty-one years old and have lived in Baldwin County, Alabama, for more than the past five years and still live in Baldwin County, Alabama; Halmer Rogers is over twenty-one years old and I have been unable to locate his place of residence or post office address and I have tried to locate him for the past several months. The last time I heard from him was in 1953, and at that time he was a non-resident of the State of Alabama, and to the best of my knowledge and belief, he is at present a non-resident of the State of Alabama. Halmer and I were married July 12, 1951, at Lucedale, Mississippi. On July 1, 1953, while we were living in Foley, Alabama, Halmer of his own free will and accord voluntarily abandoned me and since said date I have not seen him, we have not lived together, nor have we in any way recognized each other as husband and wife. We had no children and there is no property to be settled between us.

Margaret Rogers

I have known Margaret Rogers for more than 10 years, she is over twenty-one years old and have lived in Baldwin County, Alabama, for more than the past five years and still lives in Baldwin County, Alabama; Halmer Rogers is over twenty-one years old and she has not been able to locate his place of residence or post office address and she has tried to locate him for the past several months. The last time she heard from him was in 1953, and at that time he was a non-resident of the State of Alabama, and to the best of her knowledge and belief, he is at present a non-resident of the State of Alabama. Halmer and Margaret were married July 12, 1951, at Lucedale, Mississippi. On July 1, 1953, while they were living in Foley, Alabama, Halmer of his own free will and accord voluntarily abandoned her and since said date she has not seen him, they have not lived together, nor have they in any way recognized each other as husband and wife. They had no children and there is no property to be settled between them.

Julia Rogers

I, GERTRUDE M. PANKESTER 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 witnesses and read over to them and they signed the same in the presence of myself and James A. Hendrix at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof made before me of the identity of said witnesses; 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 18 day of May, 1957.

Gertrude M. Pankester (L. S.)

3998

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

VS.

COMPLAINANT

RESPONDENT

ORAL DEPOSITION

Filed _____ 19 _____

FILED

MAY 21 1957
RECORDED IN
MAY 1 1957

Record _____

Vol. _____ Page _____

Register _____