

4041

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

ANNA NELSON

Complainant

vs.

HENRY CLAYBORN NELSON

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Waiver~~

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

ANNA NELSON

is forever divorced from the

said

HENRY CLAYBORN NELSON

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 Respondent, Henry Clayborn Nelson

the

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

This 3 day of June, 1957.

Robert M. Hall

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. 11041 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
JUN 3 1957
ALICE J. BUCK, Register

ANNA NELSON

vs.

HENRY CLAYBORN NELSON

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
Testimony of Anna Nelson and Verda Hobbs

and in behalf of Defendant upon Answer and Waiver

Colazan
Solicitor for Complainant

Blaise J. Nelson
Register.

No. 4041.....

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

ANNA NELSON

vs.

HENRY CLAYBORN NELSON

NOTE OF TESTIMONY

Filed in Open Court this
day of, 194.....

FILED
JUN 1 1957
ALICE J. BAKER, Register

Printed by the Baldwin

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

ANNA NELSON

COMPLAINANT

vs.

HENRY CLAYBORN NELSON

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Anna Nelson and Verda Hobbs

witness es named in the requirement for Oral Examination, on the 1st day of June
1957, at the office of C. G. Chason, Attorney at Law

in Foley, Alabama, and having first sworn said witness es to speak the
truth, the whole truth, and nothing but the truth, the said Anna Nelson and Verda Hobbs

doth depose and say as follows:

Testimony of Anna Nelson:

My name is Anna Nelson. I am over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than 20 years. I married Henry Clayborn Nelson in 1920 and we lived together as husband and wife until 1943, at which time he voluntarily and with no cause abandoned my bed and board and we have not lived together or in any way recognized each other as husband and wife since that time. Our children are all grown and self supporting.

Signed: Anna Nelson

Testimony of Verda Hobbs:

My name is Verda Hobbs. I am over the age of twenty-one years and a resident citizen of Baldwin County, Alabama. I am personally acquainted with Anna Nelson and Henry Clayborn Nelson. They were married in 1920 and lived together until 1943, at which time he voluntarily and with no cause abandoned her bed and board and they have not lived together or recognized each other as husband and wife since that time.

Signed: Verda Hobbs

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: FRANCES G. MALLORY

KNOW YE: that we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Anna Nelson and Verda Hobbs

as witnesses in behalf of Anna Nelson in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Anna Nelson

Complainant
and Henry Clayborn Nelson

Respondent

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

Witness 1 day of June, 1957

Arice J. H. H. H.
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. 4041

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ANNA NELSON

Complainant—

vs.

HENRY CLAYBORN NELSON

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

ANNA NELSON,
Complainant,
-vs-
HENRY CLAYBORN NELSON,
Respondent.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, Anna Nelson, and files this her Bill of Complaint for divorce against Henry Clayborn Nelson, and respectfully represents and shown unto your Honor:-

1. That the Complainant is over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama, having been such a resident citizen for more than 20 years. That Henry Clayborn Nelson is over the age of twenty-one years and is a resident of Texas.

2. That the Complainant and the Respondent were lawfully in 1920.

3. The Complainant further avers that the Respondent voluntarily abandoned the bed and board of the Complainant for more than 13 years next preceding the filing of this Bill of Complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife. There were children born of this marriage, but all are grown.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Henry Clayborn Nelson be made a party defendant of this cause by the usual process of this Honorable Court, requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that she be granted a divorce from the said Respondent.

Should your Complainant be mistaken in the relief prayed for that she be granted such other, further, different and general relief to which she may be entitled and as in duty bound she will

ever pray.


Solicitor for Complainant

ANNA NELSON,
Complainant,
-vs-
HENRY CLAYBORN NELSON,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes the Respondent in the above styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; 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.

And for answer to the Bill of Complaint heretofore filed in this cause, Respondent says:

1. He admits the allegations contained in Paragraph 1 of the Bill of Complaint.
2. He admits the allegations contained in Paragraph 2 of said Bill of Complaint.
3. He denies each and every allegation contained in Paragraph 3 of said Bill of Complaint, and demands strict proof thereof.

Henry Clayborn Nelson

Sworn to and subscribed before me on this the 1st day of June, 1957.

James G. Mallory
Notary Public, Baldwin County
State of Alabama