

4370

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Eve Riley, Complainant

vs.

Harry W. Riley, 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 Eve Riley is forever divorced from the said Harry W. Riley for and on account of Cruelty

IT IS FURTHER ORDERED, ADJUDGED AND DECREED BY THE COURT THAT THE Complainant be and she is hereby granted the right to resume her name of Eve Olivere.

It is futher 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 futher 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 futher ordered that Eve Riley the Complainant pay the cost herein to be taxed, for which executed may issue.

This 8th day of November 1928

Hubert M. Jones

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

Eve Riley

Complainant

vs.

Harry W. Riley

Respondent

DIVORCE DECREE

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

No. 4370

Term, 19 58

Eve Riley Complainant

Harry W. Riley 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 August, 19 58, in the Baldwin Times a newspaper published in Baldwin County, Alabama, that a copy of said order was posted at the Court House door in _____ County, on the _____ day of _____, 19 _____, and

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

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 Harry W. Riley

This 3 day of Nov. 19 58

Alice J. Duck Register.

No. 4370

Page

The State of Alabama
BALDWIN COUNTY

Circuit Court, In Equity

Eve Riley

Vs.

Harry W. Riley

Decree Pro Confesso of Publication

Issued **FILED** 19

NOV 8 1958

ALICE J. DUCK, Register Register.

Recorded in Record

Vol. Page

Register.

The State of Alabama,
Baldwin County.

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CIRCUIT COURT, IN EQUITY

No. 4370

Term, 19 58

Eve Riley

Complainant

Vs.

Harry W. Riley

Defendant

Motion is hereby made for a Decree Pro Confesso against Harry W. Riley

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 1 day of Nov 1958

746 Code

Harry J. Wilkins, Jr.

Solicitor.

The State of Alabama
BALDWIN COUNTY

Circuit Court, In Equity

Eve Riley

Complainant

Vs.

Harry W. Riley

Defendant

Motion for Decree Pro Confesso
on Publication

filed **FILED** 19

NOV 8 1958

ALICE J. DUCK, Register Register.

Recorded in Record

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Register.

EVE RILEY
COMPLAINANT
VS
HARRY W. RILEY
RESPONDENT

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY
NO. _____

Before me, the undersigned authority, personally appeared EVE RILEY, who being first duly sworn, disposes and says that HARRY W. RILEY, the Respondent in above stated cause is a non-resident of the State of Alabama, and that his place of residence is unknown, and that it cannot be ascertained after reasonable effort, and further that in the believe of the said Affiant, the said non-resident is over the age of twenty-one years.

Eve Riley

Sworn to and subscribed before me this 26th day of August, 1958.

Phillip S. Heskitt
Notary Public at Large
in State of Alabama

EVE RILEY

COMPLAINANT

VS

HARRY W. RILEY

RESPONDENT

AFFIDAVIT OF NON-RESIDENT

FILED

AUG 28 1958

ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons HARRY W. RILEY, to appear and plead, answer or demur within thirty days from the service hereto to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Eve Riley, as Complainant and against Harry W. Riley, as Respondent.

WITNESS my hand this the 27 day of August, 1958.

Alice J. Huck
Register

EVE RILEY

COMPLAINANT

VS

HARRY W. RILEY

RESPONDENT

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§
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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. _____

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

Your Complainant, Eve Riley, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident citizen of Baldwin County, Alabama, and over twenty-one years of age; that your Respondent is a non-resident citizen of Baldwin County, Alabama, and over twenty-one years of age.

2.

That Your Complainant and the Respondent married at Meridian, Mississippi, on May 8, 1958, and lived together as husband and wife in Baldwin County, Alabama, until on to-wit, July 19, 1958.

3.

That on to-wit, July 19, 1958, and on various occasions prior thereto the Respondent cursed, threatened and abused your Complainant and threatened to do actual violence to her person, which would necessarily endanger her life and health; that the conduct of the Respondent was such as to give Your Complainant every reasonable apprehension to believe and she did actually believe

that if she continued to live with the Respondent he would do actual violence to her person, which would necessarily endanger her life and health.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Harry W. Riley, party Respondent to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon a final hearing hereof, Your Honor will enter a decree forever barring the bonds of matrimony existing between Your Complainant and the Respondent; that Your Honor will grant Your Complainant the right to resume her name of Eve Olivere; Your Complainant prays for such, other, further, different or general relief as she may be in equity and good conscience entitled to receive.

WILTERS AND BRANTLEY

BY: *Lawrence J. Wilters, Jr.*
Solicitor for the Complainant

4370

EVE RILEY

COMPLAINANT

VS

HARRY W. RILEY

RESPONDENT

BILL OF COMPLAINT

FILED

AUG 28 1958

ALICE J. DUCK, Register

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

Eve Riley
Complainant
No.
vs.
Harry W. Riley
Respondent

The State of Alabama,
 Baldwin County.
 Circuit Court, in Equity
 This the 27 day of
 August, 1945

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

that the Defendant Harry W. Riley

is a non-resident of the State of Alabama, that his place of residence is unknown, and
 cannot be ascertained after reasonable effort

and further, that, in the belief of said Affiant the Defendant is 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
 the said Harry W. Riley

to answer or demur to the Bill of Complaint in this cause by the 20th day of
 September 1945, or after thirty days therefrom a decree Pro Confesso may be
 taken against Harry W. Riley

Wilters & Brantley
 Solicitors for Complainant

Alice J. Duck
 Register.

EVE RILEY

COMPLAINANT

VS

HARRY W. RILEY

RESPONDENT

NOTICE TO NON-RESIDENT

FILED

AUG 27 1958

Alice J. Duck, Register

Eve Riley

vs.

Harry W. Riley

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, _____

Decree Pro Confesso on Publication and Testimony of Eve Riley

and in behalf of Defendant upon _____

Walters and Brantley

by *Ray J. Walters Jr.*

Alice J. Duck

Register.

No. 4370

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Eve Riley

vs.

Harry W. Riley

NOTE OF TESTIMONY

Filed in Open Court this

day of

FEB 17

, 194

NOV 8 1898

Register.

Printed by: W. J. Aldwin, Times Register

7022045

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Eve Riley

COMPLAINANT

vs.

Harry W. Riley

RESPONDENT

I, Delta H. Gwaltney

as ~~Register and~~ Commissioner

have called and caused to come before me Eve Riley



witness named in the requirement for Oral Examination, on the 5th day of November
19 58, at the office of Wilters and Brantley, in Robertsdale, Alabama
in Robertsdale, Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said Eve Riley

doth depose and say as follows:

I am a bona fide resident citizen of Baldwin County, Alabama and over Twenty-one years of age, that the Respondent, Harry W. Riley, is a non-resident citizen of Baldwin County, Alabama and over twenty-one years of age.

I and Harry W. Riley, the Respondent, were married at Meridian, Mississippi, on May 8, 1958, and lived together as husband and wife in Baldwin County, Alabama, until July 19, 1958.

On July 19, 1958 and on various occasions prior thereto, Harry W. Riley, the Respondent, cursed, threatened and abused me and threatened to do actual violence to me, which would necessarily endanger my life and health; that the conduct of the Respondent was such as to give me every reasonable apprehension to believe and I did actually believe that if I continued to live with the Respondent he would do actual violence to me, which would necessarily endanger my life and health.

I wish to resume the use of my name of Eve Olivere.

X Eve Riley

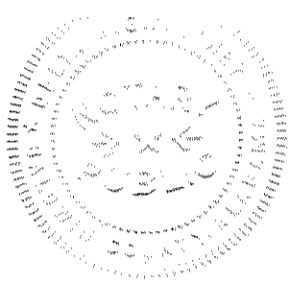
ORAL EXAMINATION

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 _____ and read over to her and _____ signed the same in the presence of myself and Mrs. Phyllis S. Nesbit, Attorney at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proof made before me of the identity of said witness _____; 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 5th day of November, 1958.

Delta H. Gwaltney (L. S.)



No. 4370 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Eve Riley

COMPLAINANT

vs.

Harry W. Riley

RESPONDENT

ORAL DEPOSITION

Filed _____, 1958

_____, Register.

RECORDED IN
FILED

Record

NOV 8 1958

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_____, Register.

COMMISSION TO TAKE DEPOSITIONS

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

Eve Riley

a witness in behalf of Complainant's in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Eve Riley is

, Complainant

and Harry Riley is

Respondent

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

Witness 8 day of Nov.

, 1958

Alice J. Duck
Register.

Commissioner's Fee, \$ 0.00

Witness' Fees, \$ 0.00

No. 4370

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Eve Riley

Complainant

VS.

Harry W. Riley

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Delta H. Gwaltney

WITNESSES:

Eve Riley

F I L E D
NOV 8 1958
ALICE J. DUCK, 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
EVE RILEY, Complainant
vs.
HARRY W. RILEY, Respondent
The State of Alabama,
Baldwin County.
Circuit Court, in Equity

This the 27 day of August, 1958.
In this cause it being made to appear to the Clerk of this Court by the affidavit of Eve Riley that the Defendant, Harry W. Riley, is a non-resident of the State of Alabama, that his place of residence is unknown, and cannot be ascertained after reasonable effort, and further, that, in the belief of the said Affiant the Defendant 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 the said Harry W. Riley to answer or demur to the Bill of Complaint in this cause by the 20th day of September, 1958, or after thirty days therefrom a decree Pro Confesso may be taken against Harry W. Riley.

ALICE J. DUCK,
Register.

Winters & Brantley,
Solicitors for Complainant.

33-4tc.

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

Eve Riley, Complainant vs. Harry W. Riley, Respondent

COST STATEMENT

180 WORDS @ 6 1/2 cents \$ 11.70
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 August 28, 1958 Vol. 70 No. 33

Date of 2nd publication September 4, 1958 Vol. 70 No. 34

Date of 3rd publication September 11, 1958 Vol. 70 No. 35

Date of 4th publication September 18, 1958 Vol. 70 No. 36

Subscribed and sworn before the undersigned this 23 day of Sept, 1958

Darwin Martin
Notary Public, Baldwin County.

E. R. Morrisette, Jr.
Editor.

