

571

J.M.BONNER

JNO.MILLER

**BONNER & MILLER**  
ATTORNEYS AT LAW  
CAMDEN, ALABAMA

May 17, 1926.

Hon. T. W. Richerson, Register,  
Bay Minette, Ala.

Dear Sir :                   Re : Cook vs. Cook.

We wrote you to take a decree pro confesso against all defendants, and are now enclosing herewith interrogatories to R. E. Cook and J. G. Cook, both of Camden, Alabama, and are suggesting Mr. Carl M. Watts as a suitable Commissioner to take their testimony. Please file the interrogatories and return them to us together with a commission addressed to Mr. Watts, and we will have the testimony taken at an early date.

We are advised by Mr. R. E. Cook that the following men will be suitable and competent commissioners to divide the land, namely : B. F. Patterson, J. B. Childress and Walter Miller, all of Bon Secour, Alabama. We shall suggest these men to Judge Leigh when the papers reach him for a decree.

Kindly acknowledge receipt and oblige.

Yours very truly,

*Bonner & Miller*

CC to Mr. R. E. Cook,

Bay Minette, Ala. #S.M. Tharp, Esq.

STATE BOARD OF HEALTH,  
519 Dexter Ave.,  
MONTGOMERY, ALA.

MONTGOMERY  
MAR 13  
1 PM  
1928  
ALA.



Mr. T. W. Richerson,  
Circuit Clerk,  
BayMonette, Alabama.

The State of Alabama, }  
Baldwin County.

No. 571.

CIRCUIT COURT, IN EQUITY

Leslie Ard,

Complainant

vs.

Myrtle C. Ard,

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

on account of voluntary abandonment

It is further ordered, that the said Leslie Ard,

be, and he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Leslie Ard,

pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said Myrtle C. Ard,

It is further ordered, adjudged and decreed that said Leslie Ard,

shall not again marry except to said Myrtle C. Ard,

until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to

said Myrtle C. Ard, during the pendency of said appeal

This 9th day of

August,

1926

*John D. Leigh*  
Judge of the Circuit Court of Baldwin County.

THE STATE OF ALABAMA, }  
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

I, Register of said Circuit Court of said County,

Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on

the day of 192, in the cause of

Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the day of 192

Register.

No. 571.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.  
BALDWIN COUNTY, ALA.

Leslie Ard,

vs.

Myrtle C. Ard.

DECREE OF DIVORCE.

Filed in office this

day of *Aug*, 192*6*

*D. W. Pickens*  
Register.

E. O. M.

RECORDED

The State of Alabama,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity.)

Leslie Ard, Complainant.

VS.

Myrtle C. Ard, Respondent.

I, T.W. Richerson,

as Register and Commissioner

have called and caused to come before me W.J. Ard, C.E. Lindsey,

Leslie Ard,

witnesses named in the Requirement for Oral Examination, on the 3rd day of August,

1926, at the office of Register

in Bay Minette, Alabama, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said witnesses

doth depose and say as follows:

Leslie Ard, Witness for Complainant testified as follows:

My name is Leslie Ard, I am over 21 years of age, a native of Baldwin County, Alabama, and have resided near Robertsdale in said County, my entire life except while temporarily absent at work; I was married to Myrtle C. Ard, the defendant in this cause, during the month of October, 1921, we lived together as husband and wife a period of two years ~~approximately~~ immediately following October 1921: after which time she the defendant voluntarily abandoned me, and we have not lived together since; I have had no intercourse with her during the last past 2 1/2 years except to call on her ~~at~~ at her father's residence: I asked her if she would come back home and continue to live with me, she told me she would not live with me any longer; she also told me that she was going to continue to live with her father and mother, where she has been living the last past 2 1/2 years. Her father and mother lives about a mile and quarter from my residence. I have been a bona fide resident of Baldwin County, continuously for more than three years next before the commencement of this suit, I had and now have a comfortable home for my wife, During the time she lived with me I treated her kindly, and done everything I possibly could to make her happy,

*Leslie Ard*

C.E. Lindsey, a witness for complainant who being duly sworn testified as follows:-

My name is C.E. Lindsey, I am over 50 years of age, I have resided near Leslie Ard the complainant in this case the last past 6 years, My Post Office address is Robertsdale Baldwin Co, Ala, I am personally acquainted with Leslie Ard, I have never heard anyone speak evil of him, he is an industrious and hard working man

and a good provider, I have visited the residence of Mr. Ard during the time he and his wife were living together on his Homestead, he had a good comfortable home for himself and wife and in so far as I know he supported her in a comfortable manner. Mr. Ard has a good reputation in the neighborhood in which he and I reside. I have passed Mr. Ard's frequently and I have never seen his wife around the place, and I don't think she has been on the place, I mean the home of Mr. Ard, since she left him about 2½ years ago, The said Myrtle Ard simply abandoned said Leslie Ard; from bed and board; for 2 years next preceding the filing of the bill in this cause, which bill was filed in Court on February 26th, 1926. I live about a quarter of mile from the residence of Leslie Ard, and have been living where I am now living ever since I came to Baldwin County, in passing the residence of Mr. Ard I often stopped and talked with him and his wife and have never heard of them having had any family trouble. I am satisfied that Myrtle Ard left Leslie Ard, without just cause.

*C. C. Lindsey*

W. J. Ard, a witness for complainant who being duly sworn testified as follows:- My name is W. J. Ard, My neighbors call me Jack Ard, I am the father of the Complainant in this cause, I live in sight of Leslie Ard, the plaintiff in this cause. I frequently visited the home of Leslie Ard, while his wife Myrtle was living with him, and I frequently visited his home since Myrtle left him, and know of my own knowledge that Myrtle has not lived with Leslie Ard, at any time within the last past 2½ years. Leslie had a good home for his wife Myrtle, I know that he always kept his home supplied with plenty of good food and during the time his wife lived with him she always wore good clothes, when I would be about them they always appeared to be contented and happy. After Myrtle left Leslie I visited her at her father's home and she told me, she would not go back to Leslie and live with him any longer. From my intimate acquaintance with the defendant in this cause and from my conversation with her I am satisfied she voluntarily abandoned Leslie from Bed and Board, for two years next before the filing of this bill by Leslie for a divorce from her.

Leslie was born near Robertsdale in this County, and was reared at my home where I am now living, and he has been a resident of Baldwin County, all of his life but would be temporary absent for a few months at a time, while at work,

*W. J. Ard*

ORAL EXAMINATION.

I, T. W. Richerson, 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 them and they signed the same in the presence of myself and Hon. Chas. Hall, Attorney for Complainant, 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 3rd day of August, 1926  
T. W. Richerson (L. S.)  
Register.

NO. 571. PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY  
IN CIRCUIT COURT, IN EQUITY.

Leslie Ard,

vs. Complainant

Myrtle C. Ard,

Respondent.

Oral Dep.

Filed August 3rd, 1926.

T. W. Richerson Register.

Recorded in

Vol. \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_, Register

Leslie Ard.

vs.

Myrtle C. Ard.

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,

Service on and answer of Deft, testimony of Leslie Ard.

W. J. Ard, and C. E. Lindsey,

and in behalf of Defendant upon

*T. W. Peterson*  
Register.



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No. 691

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

~~Lucas Ard.~~

RECORDED

VS

Myrtle C. Ard.

NOTE OF TESTIMONY

Filed in Open Court this 3rd  
day of Aug 1926

T. M. Nickerson  
Register

MOORE FTG CO  
RECORDED RECORDED

RECORDED

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 571.

August 3rd, 1926 ~~Sept 10, 1926~~

Leslie Ard, \_\_\_\_\_, Complainant.

vs.

Myrtle C. Ard, \_\_\_\_\_, Defendant.

To T.W. Richerson, \_\_\_\_\_, Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Chas. Hall,

\_\_\_\_\_ Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

..... *Chas. Hall*  
Solicitor for Complainant.

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No. 571.

Page.....

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

Leslie Ard.

RECORDED

Myrtle C. Ard.

REQUEST FOR DECREE IN  
VACATION

FILED August 3rd, 1926

*T.W. Richardson*

Register

RECORDED

RECORDED

RECORDED IN ..... RECORD

VOL. .... PAGE .....

Register

State of Alabama ) Circuit  
Baldwin County / Court  
De Equity -

Came Doyette C. Ard by her  
attorney Henry D. Moore, and  
files this as her answer to  
the original Bill filed in  
this cause.

She admits the allegations  
contained in paragraph number  
one and denies the allegations  
contained in paragraph number  
two (2) and demand strict  
proof of same.

Dated March 23-1926

Henry D. Moore  
Att. for Defendant

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The State of Alabama, }  
Baldwin County.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING :

WE COMMAND YOU, That you summon <sup>C</sup> Myrtle Ard,  
~~Leslie Ard,~~

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Leslie Ard,

against said

<sup>C</sup> Myrtle Ard,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 26th, day of February, 1926.

*T. W. Richerson* Register.

N. B.— Any party defendant is entitled to a copy of the bill upon application to the Register.

*Original*

SERVE ON.....

Circuit Court of Baldwin County  
In Equity.

No. ....

SUMMONS

Leslie Ard,

vs.

Myrtle C. Ard,

Chas. Hall.

Solicitor for Complainant

Recorded in Vol. .... Page .....

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this .....

day of ..... 192.....

Sheriff.

Executed this *27<sup>th</sup>* ..... day of

*Feb.* ..... 192*6*.....

by leaving a copy of the within Summons with

*Myrtle C. Ard*  
Defendant.

Sheriff.

By *J. T. White*  
Deputy Sheriff.

RECORDED





graphs of this Bill of Complaint from 1 to 3, inclusive, but  
oath thereto is hereby waived.

Charles Hall  
Solicitor for Complainant.