

4571

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County *Court # 4571*

CIRCUIT COURT, IN EQUITY

----- TRACY WILLIAMS -----, Complainant

vs.

----- MARY KOONCE WILLIAMS -----, 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 ----- TRACY WILLIAMS ----- is forever divorced from the said ----- MARY KOONCE WILLIAMS ----- for and on account of ----- ABANDONMENT -----

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 ----- Tracy Williams ----- the Complainant ----- pay the cost herein to be taxed, for which executed may issue.

This 14<sup>th</sup> day of July 1959

*Hubert M. Stee*  
-----  
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.

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No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

TRACY WILLIAMS

Complainant

vs.

MARY KOONCE WILLIAMS

Respondent

DIVORCE DECREE

*[Faint, illegible text in the right-hand column, likely bleed-through from the reverse side of the page.]*

The State of Alabama,  
Baldwin County.

}

CIRCUIT COURT, IN EQUITY

No. \_\_\_\_\_ Term, 19 \_\_\_\_\_

TRACY WILLIAMS

Complainant

MARY KOONCE WILLIAMS

Defendant

In this cause it appears to the Register \_\_\_\_\_ that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 14th day of May, 1929, in the Fairhope Courier a newspaper published in Fairhope, Baldwin Co., Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, and

And it now further appearing to the Register \_\_\_\_\_, that the said

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 \_\_\_\_\_

\_\_\_\_\_ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Mary Koonce Williams

This 14 day of July, 1929

150

Alvin J. Suck Register.

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

The State of Alabama  
BALDWIN COUNTY

Circuit Court, In Equity

TRACY WILLIAMS

Vs.

MARY KOONCE WILLIAMS

Decree Pro Confesso of Publication

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

**FILED**  
JUL 14 1959

ALICE J. DUCK, Register

Register.

Recorded in ----- Record

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

Register.

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. \_\_\_\_\_, Term, 19\_\_\_\_

TRACY WILLIAMS \_\_\_\_\_ Complainant\_\_\_\_\_

Vs.

MARY KOONCE WILLIAMS \_\_\_\_\_ Defendant\_\_\_\_\_

Motion is hereby made for a Decree Pro Confesso against Mary Koonce Williams

\_\_\_\_\_ 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 \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

746 Code

 \_\_\_\_\_ Solicitor.

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

TRACY WILLIAMS

Complainant \_\_\_\_\_

Vs.

MARY KOONCE WILLIAMS

Defendant \_\_\_\_\_

Motion for Decree Pro Confesso  
on Publication

**FILED**

Filed \_\_\_\_\_ 19 \_\_\_\_\_

JUL 14 1959

ALICE J. DUCK, Register Register.

Recorded in \_\_\_\_\_ Record

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

Register.

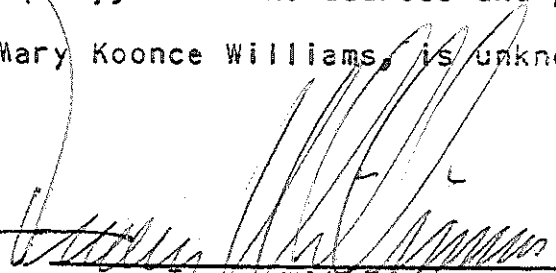
AFFIDAVIT

STATE OF ALABAMA

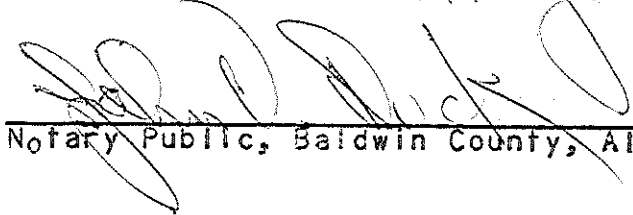
BALDWIN COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared Tracy William, and who being by me first duly and legally sworn on oath, doth depose and say:

That he is the Complainant in a suit for a divorce filed in the Circuit Court of Baldwin County, Alabama, in Equity, and that after due diligent search and inquiry, that the address and place of residence of the Respondent Mary Koonce Williams, is unknown to the said Affiant.

  
Tracy Williams

Subscribed and sworn to before me on this  
the 8<sup>th</sup> day of May, 1959.

  
Notary Public, Baldwin County, Alabama

TRACY WILLIAMS	)	IN THE CIRCUIT COURT OF
Complainant	)	BALDWIN COUNTY, ALABAMA,
-VS-	)	IN EQUITY:
MARY KOONCE WILLIAMS	)	
Respondent	)	

BILL OF COMPLAINT

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

Comes now your Complainant, Tracy Williams, and files this Bill of Complaint for divorce and respectfully shows unto your Honor and this Honorable Court as follows:

I

That your Complainant is over the age of twenty-one years and a bona fide resident of Baldwin County, Alabama, and has been for more than two years next preceeding the filing of this Bill; that the Respondent, Mary Koonce Williams, is a non-resident of the State of Alabama, and her address being unknown to your Complainant, and is over the age of twenty-one years.

II

That your Complainant and the Respondent were married on to-wit the 20th day of May, 1933, at Bennetsville, South Carolina, and lived together as husband and wife until on to-wit; the 27th day of February, 1954.

III

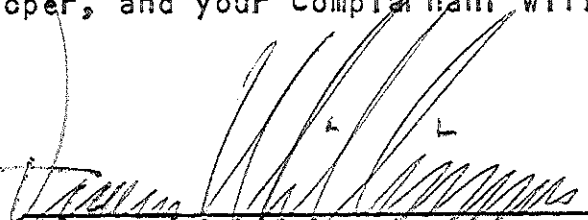
That on to wit, the 27th day of February, 1954, the Respondent voluntarily abandoned the bed and board of your Complainant, for more than one year next preceeding the filing of this bill of complaint, since which time the Complainant and the Respondent have not lived together nor in any way recognized each other as husband and wife.


WHEREFORE, the premises considered, your Complainant makes the said Mary Koonce Williams, a party respondent to this bill of complaint, and in order that the Complainant may have the relief herein prayed for, may it please your Honor to cause the State's writ of subpoea to issue, directly to the said Respondent, com-



manding her to answer, plead or demur to this bill of complaint within the time required by law; and that on a final hearing of this cause, that your Honor will enter a decree forever divorcing your Complainant from the said Respondent, and granting the Complainant the right to remarry.

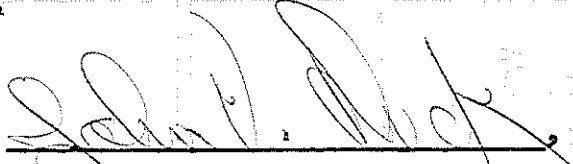
Your Complainant prays for such other, further and different relief as may seem just and proper, and your Complainant will ever pray.

  
Complainant

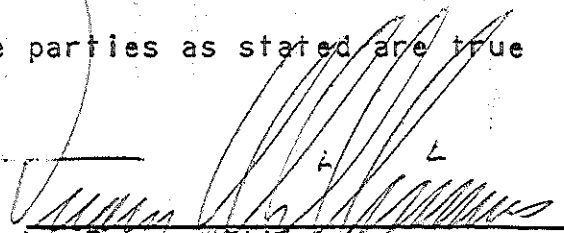
  
Solicitor for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me,  a Notary Public, in and for said County in said State, personally appeared Tracy Williams, known to me and who by me first being duly sworn on oath, doth depose and say:

That he is the Complainant in the above styled cause and that the names, ages and residents of the parties as stated are true and correct.

  
Tracy Williams

Subscribed and sworn to before me on this the 8<sup>th</sup> day of May, 1959.

  
Notary Public, Baldwin Co. Ala.

*Filed May 12, 1959*  
*Mice J. Luck, Register*

4571

TRACY WILLIAMS  
Complainant

-VS-

MARY KOONCE WILLIAMS  
Respondent

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

BILL OF COMPLAINT

FILED

MAY

ALICE J. DUCK, CLERK  
REGISTER

ALICE J. DUCK

TRACY WILLIAMS

MARY KOONCE WILLIAMS

TRACY WILLIAMS

MARY KOONCE WILLIAMS

ALICE J. DUCK

MAY

JOHN V. DUCK

ATTORNEY AT LAW

FAIRHOPE, ALA.

May 11th, 1959

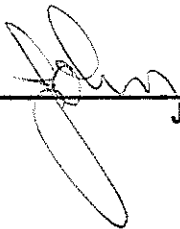
Mrs. Alice J. Duck  
Clerk of Circuit Court  
Bay Minette, Ala.

Dear Mrs. Alice:

Please file and run notice in the Fairhope  
Courier.

Sincerely,

JVD:oq

  
\_\_\_\_\_  
John

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

TRACY WILLIAMS  
No. 4571

The State of Alabama,

BALDWIN County.

vs.

MARY KOONCE WILLIAMS

Circuit Court, in Equity

This the 12th day of

May, 19459

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

that the Defendant Mary Koonce Williams

is a non-resident of the State of Alabama and after diligent search and inquiry, the address and place of residence cannot be ascertained

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 Fairhope Courier

published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring

Mary Koonce Williams the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 12th day of June 1949, or after thirty days therefrom a decree Pro Confesso may be taken against her

*John V. Duck*  
Register.

John V. Duck,  
Solicitor For Complainant

JOHN V. DUCK  
ATTORNEY AT LAW  
FAIRHOPE, ALA.  
July 19th, 1959

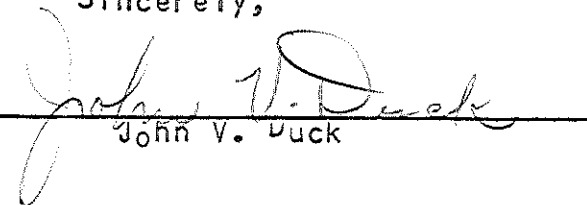
Mrs. Alice J. Duck  
Clerk of Circuit Court  
Bay Minette, Alabama

Dear Miss Alice:

Enclosed is the Divorce proceedings of Williams  
-vs- Williams. Also check for Court cost.

Please fill in the necessary dates and submit  
for final decree.

Sincerely,

  
John V. Duck

JVD:oq  
Encl:  
Papers  
check

# The Fairhope Courier



ESTABLISHED 1894

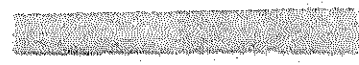
E. B. GASTON ESTATE, PUBLISHERS

TELEPHONE WA-~~8-9188~~ 8-9188

This is to certify that the attached legal notice appeared in The Fairhope Courier, a weekly newspaper published in the City of Fairhope, County of Baldwin, State of Alabama on the dates of May 14 - 21 - 28 - June 4, 1959.

FAIRHOPE, ALABAMA

*"On Mobile Bay"*



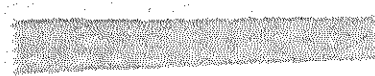
Francis H. Crawford  
Editor

State of Alabama  
County of Baldwin

Sworn to and subscribed this 8th

day of June A. D. 1959, before me.

[Signature]  
Notary Public, Baldwin County



TRACY WILLIAMS  
Complainant

-VS-

MARY KOONCE WILLIAMS  
Respondent

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY:

BILL OF COMPLAINT

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

Comes now your Complainant, Tracy Williams, and files this  
Bill of Complaint for divorce and respectfully shows unto your  
Honor and this Honorable Court as follows:

I

That your Complainant is over the age of twenty-one years and  
a bona fide resident of Baldwin County, Alabama, and has been for  
more than two years next preceeding the filing of this Bill; that  
the Respondent, Mary Koonce Williams, is a non-resident of the  
State of Alabama, and her address being unknown to your Complain-  
ant, and is over the age of twenty-one years.

II

That your Complainant and the Respondent were married on to-  
wit the 20th day of May, 1933, at Bennetsville, South Carolina,  
and lived together as husband and wife until on to-wit; the 27th  
day of February, 1954.

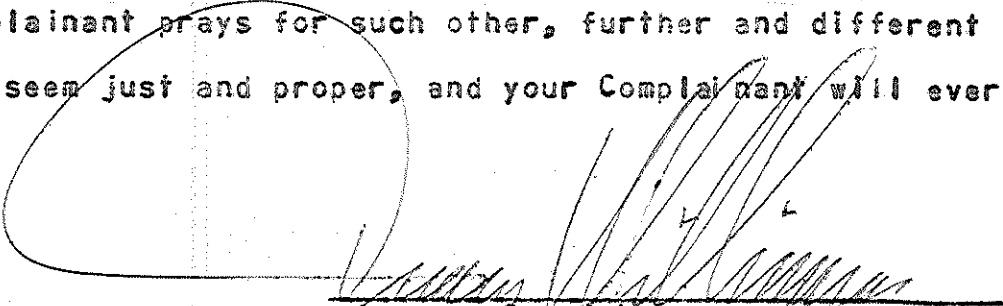
III

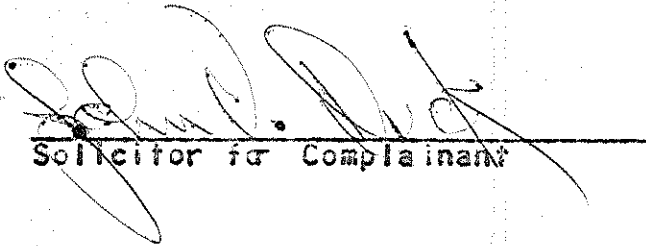
That on to wit, the 27th day of February, 1954, the Respon-  
dent voluntarily abandoned the bed and board of your Complainant,  
for more than one year next preceeding the filing of this bill of  
complaint, since which time the Complainant and the Respondent  
have not lived together nor in any way recognized each other as  
husband and wife.

WHEREFORE, the premises considered, your Complainant makeses  
the said Mary Koonce Williams, a party respondent to this bill of  
complaint, and in order that the Complainant may have the relief  
herein prayed for, may it please your Honor to cause the State's  
writ of subpoena to issue, directly to the said Respondent, com-

manding her to answer, plead or demur to this bill of complaint within the time required by law; and that on a final hearing of this cause, that your Honor will enter a decree forever divorcing your Complainant from the said Respondent, and granting the Complainant the right to remarry.

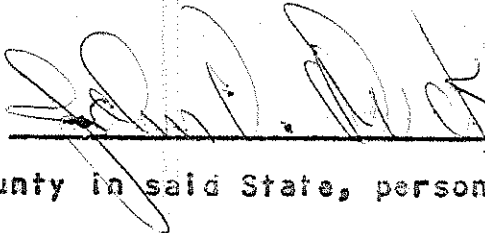
Your Complainant prays for such other, further and different relief as may seem just and proper, and your Complainant will ever pray.

  
Complainant

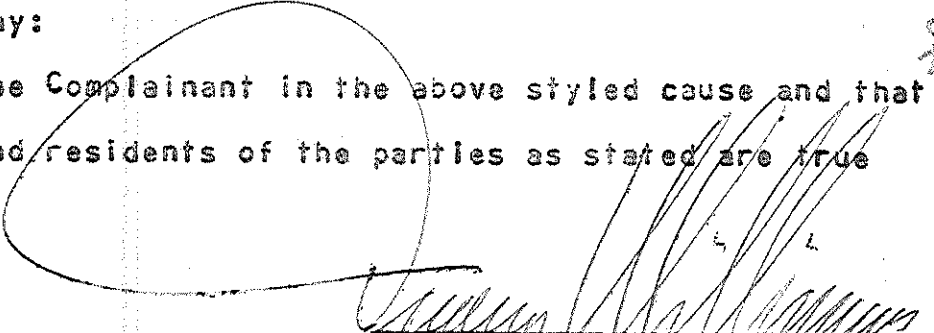
  
Solicitor for Complainant

STATE OF ALABAMA

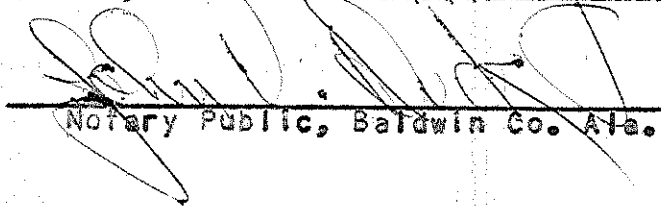
BALDWIN COUNTY

Before me, , a Notary Public, in and for said County in said State, personally appeared Tracy Williams, known to me and who by me first being duly sworn on oath, doth depose and say:

That he is the Complainant in the above styled cause and that the names, ages and residents of the parties as stated are true and correct.

  
Tracy Williams

Subscribed and sworn to before me on this the 5<sup>th</sup> day of May, 1959.

  
Notary Public, Baldwin Co. Ala.



TRACY WILLIAMS

\_\_\_\_\_

\_\_\_\_\_

vs.

MARY KOONCE WILLIAMS

\_\_\_\_\_

\_\_\_\_\_

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,  
Testimony of Tracy Williams and S. E. Dutsch

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

and in behalf of Defendant upon

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

*John V. Dutsch*

*Alice J. Luck*

Register.

No. -----

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
Circuit Court of Baldwin County

TRACY WILLIAMS

VS.

MARY KOONCE WILLIAMS

**Note of Testimony**

Filed in Open Court this -----

**FILED**

day of -----, 19-----

JUL 14 1959

ALICE J. DUCK, Register

Register.

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

TRACY WILLIAMS

COMPLAINANT

vs.

MARY KOONCE WILLIAMS

RESPONDENT

I, Ophelia J. Quinley

as Register and Commissioner

have called and caused to come before me Tracy Williams and S. E. Dutsch

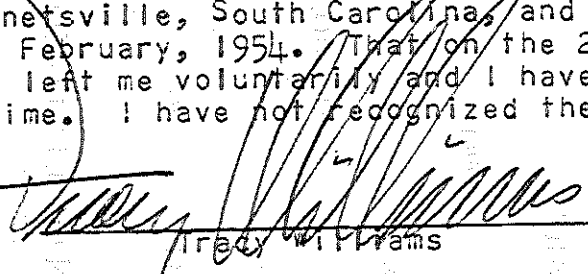
witnesses named in the requirement for Oral Examination, on the \_\_\_\_\_ day of \_\_\_\_\_  
19 59 , at the office of John V. Duck

in Fairhope , Alabama, and having first sworn said witnesses to speak the truth, the whole truth, and nothing but the truth, the said Tracy Williams and S. E. Dutsch.

doth depose and say as follows:

TESTIMONY OF TRACY WILLIAMS

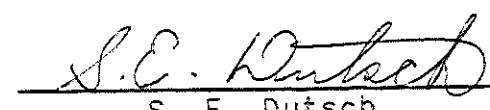
My name is Tracy Williams. I am the Complainant in the above style cause and am over the age of twenty-one years. I am a resident of Baldwin County, Alabama, and have been for more than two years next preceeding the filing of this divorce action. The Respondent, Mary Koonce Williams, is over the age of twenty-one years and is a non-resident of the State of Alabama, and I do not know where she is. We were married on the 20th day of May, 1933, at Bennetsville, South Carolina, and we lived together until the 27th day of February, 1954. That on the 27th day of February, 1954, the Respondent left me voluntarily and I have not seen nor heard from her since that time. I have not recognized the Respondent as my wife since that time.



Tracy Williams

TESTIMONY OF S. E. DUTSCH

My name is S. E. Dutsch. I am a personal friend of Tracy Williams, the Complainant in the above styled cause. I know of my own personal knowledge that the Respondent abandoned Tracy Williams in February of 1954, and that he has not heard from her or seen her since that time.



S. E. Dutsch

**ORAL EXAMINATION**

I, Ophelia J. Quinley 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 es and read over to me and they signed the same in the presence of myself and John V. Duck at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof made before me of the identity of said witness es; 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

day of

, 1959

*Ophelia J. Quinley (S.)*

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA  
BALDWIN COUNTY**

**IN CIRCUIT COURT, IN EQUITY**

**TRACY WILLIAMS**

**COMPLAINANT**

**VS.**

**MARY KOONCE WILLIAMS**

**RESPONDENT**

**ORAL DEPOSITION**

Filed

**FILED**

, 19

JUL 14 1959

**ALICE J. DUCK, Register  
RECORDED IN**

**Record**

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

Page \_\_\_\_\_

**Register.**

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Ophelia J. Quinley

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 Tracy Williams and S. E. DUTSCH

a witness in behalf of Tracy Williams in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein

Tracy Williams

, Complainant

and

Mary Koonce Williams

Respondent

on oath, to be by you administered, upon Tracy Williams and S. E. Dutsch  
to take and certify the deposition of the witness<sup>e</sup>s and return the same to our Court, with all convenient speed, under your hand.

Witness 13 day of

July

, 1959

Alice J. Dutsch  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

TRACY WILLIAMS

Complainant

VS.

MARY KOONCE WILLIAMS

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Ophelia J. Quint

WITNESSES:

Tracy Williams  
S. E. Dutsch

JUL 14 1959

ALICE J. DUCK, Register

4571