

4596

BALDWIN

THE STATE OF ALABAMA - ~~XXXXXX~~ COUNTY

DORA BELLE STEELE)

IN EQUITY

Complainant,)

IN THE CIRCUIT COURT OF

vs.)

~~XXXXXX~~ COUNTY, ALABAMA.

EVERETTE A. STEELE)

BALDWIN

Defendant.)

THREE DAYS NOTICE OF THE TAKING OF THE FOLLOWING DEPOSITIONS WAS GIVEN D. R. COLEY, JR., SOLICITOR FOR COMPLAINANT.

The depositions of Dora Belle Steele and Deloris Dyess, witnesses examined on behalf of the Complainant in the above entitled cause, which is pending in the Honorable the Circuit Court of BALDWIN ~~XXXXXX~~ County, Alabama.

The said witnesses appeared before me at the time and place hereinafter named, and after having been first duly sworn by me to speak the truth, the whole truth, and nothing but the truth, did testify and say as follows. That is to say, Dora Belle Steele and Deloris Dyess, being duly sworn, testified as follows:

DORA BELLE STEELE

My name is Dora Belle Steele. I am the Complainant in this case. Everette A. Steele, my husband, is the Respondent.

I am 47 years of age. Everette A. Steele is 77 years of age. I have lived in Baldwin County, Alabama, all of my life, and ^{therefore} am and have been for much more than one year immediately next preceding the filing of the bill of complaint in this cause, a bona fide resident citizen of Baldwin County, Alabama. I live in Loxley/

Everette A. Steele is and has been for much more than one year immediately next preceding the filing of the bill of complaint in this cause, a bona fide resident citizen of the State of Alabama. During our marriage, he lived with me in Baldwin County, but he is now living in Bibb County, Alabama.

We were lawfully married on July 25th, 1950, at Lucedale, Mississippi, and lived together thereafter as man and wife until about the month of May, 1957, at which time he voluntarily and without any just cause or excuse whatsoever, abandoned my bed and board. His abandonment of me has been absolute, voluntary and continuous from about the month of May, 1957, to the present time, and for more than one year immediately next preceding the filing of the bill of complaint in this cause. Mr. Steele was about 68 years of age when we were married, and, as I have said, is now 77. I tried in every way possible to make life pleasant and easy for him, but as he grew older, he became more and more difficult, and finally grew totally indifferant toward me, and abandoned my bed and board completely. We have not resumed marital relatins in any way since May of 1957. While I asked that I be allowed to resume my former name of Dora Belle Dyess, I have decided that I would prefer to continue to use the name of Steele.

Dora Belle Steele

DELORIS DYESS

My name is Deloris Dyess. I am 20 years of age and am married to the son of Dora Belle Steele, the Complainant in this case, and live at Loxley, Alabama, a very short distance from where she lives, and have been living there for over two years.

I know Everette A. Steele, the Respondent in this case, and have known him ever since I married into the family.

During the two years I have been living near Dora Belle Steele, I know that she and Everette A. Steele have not lived together as husband and wife.

Everette A. Steele voluntarily abandoned the bed and board of Dora Belle more than two years ago, without any just cause or excuse whatsoever, and I know that the abandonment has been absolute, voluntary and continuous from that time to the present time, and more than one year immediately next preceding the filing of the bill for divorce in this case.

Everette A. Steele is no longer living in Baldwin County, but is living with some of his children in Bibb County, Alabama.

Deloris Dyess

CERTIFICATE

I, Henrietta Dudley, the Commissioner ~~appointed by the Court and named~~

~~in the attached commission, or~~ named by agreement of the parties, in that certain cause now pending in Baldwin

the Honorable Circuit Court of ~~Mobile~~ County, Alabama, Sitting in Equity, No. _____, wherein

Dora Belle Steele is Complainant, and Everette A. Steele

is Respondent, under and by virtue of the power conferred upon me by said ~~Commissioner~~ or agreement as

such commissioner, caused Dora Belle Steele, and Deloris Dyess

who ~~were~~ ^{are} known to me, to come before me at three o'clock P. M., on June 11th

19 59, at 106 St. Joseph Street, Mobile, Alabama; that said witnesses were first duly sworn

by me as stated; that they were then examined by D. R. Coley, Jr., Solicitor for the

Complainant, and cross-examined by _____

Solicitor for
Guardian Ad Litem & _____, and they testified in
Attorney Ad Litem for

response thereto as is hereinabove written; and the testimony was by me reduced to writing as given

by said witnesses in narrative form, and as near might be the identical language of said witnesses, and

that, after said testimony had been so reduced to writing, it was by me read over to said witnesses; who

assented to and signed same, ~~who refused to sign same, who was physically unable to sign same, or who~~

~~would be reading and signing of same,~~ in my presence and in the presence of said Solicitor for

Complainant and Guardian Ad Litem & _____
Solicitor for
Attorney Ad Litem for

I further certify that I am not of counsel or kin to any of the parties to the said cause, and am not in anywise interested in the result thereof, and that the depositions are true and correct as given by the witnesses.

Witness my hand this 11th day of June, 19 59

Henrietta Dudley
Commissioner

CHRIS C. DELANEY
D. R. COLEY, III
JOSEPH M. HOCKLANDER

LAW OFFICES OF
D. R. COLEY, JR.
302-6 FIRST FEDERAL SAVINGS BUILDING
106 ST. JOSEPH STREET
MOBILE, ALABAMA

May 28, 1959

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

Dear Mrs. Duck:

I am enclosing herewith bill for
divorce on behalf of Mrs. Dora Belle Steele
against Mr. Everette A. Steele.

I will appreciate your filing this
for me.

Please hold up on service, however,
as I think Mr. Steele will sign an Answer and Waiver.

With kind personal regards, I am

Very truly yours,


D. R. Coley, Jr.

C/D

LAW OFFICES OF
D. R. COLEY, JR.

302-6 FIRST FEDERAL SAVINGS BUILDING

106 ST. JOSEPH STREET

MOBILE, ALABAMA

June 12, 1959

CHRIS C. DELANEY
D. R. COLEY, III
JOSEPH M. HOCKLANDER

Mrs. Alice Duck
Clerk, Circuit Court
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Permit me to hand you herewith the depositions of Mrs. Dora Belle Steele and Mrs. Deloris Dyess in connection with the bill for divorce filed by Mrs. Steele against Mr. Everette A. Steele, together with Note of Evidence.

I have drafted a decree of divorce, which I am also enclosing herewith, which may be used if you so desire. I do not, however, have the forms which you use in Baldwin County, and it may be that you would prefer to have the decree re-drafted for that reason.

In figuring the Court costs, please include the cost of an extra copy of the decree, as we would like to have a copy to send to Mr. Steele. I will forward the Court costs as soon as I receive the cost bill.

With kind regards, I am

Very truly yours,


D. R. Coley, Jr.

C/ks

FOREMAN & McNALLY
ATTORNEYS AT LAW
SUITE 214 FIRST NATIONAL BANK ANNEX
MOBILE 13, ALABAMA

ALEXANDER FOREMAN, JR.
GEORGE E. McNALLY

June 13, 1959

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

Re: Louis DiChiara vs. Trinity
Universal Insurance Company


Dear Mr. Duck:

Enclosed herewith you will please find, in duplicate,
the plea in abatement which we shall appreciate your
causing to be filed in the above referred to case.

Your courtesy in this regard will be appreciated.

Yours very truly,

FOREMAN & McNALLY

By: 
Alexander Foreman, Jr.

AFJr/bd
Enclosures

THE STATE OF ALABAMA, ^{BALDWIN}~~MOBILE~~ COUNTY

DORA BELLE STEELE

Complainant,

No.

vs.

EVERETTE A. STEELE

Defendant

CIRCUIT COURT
IN EQUITY

AT ~~MOBILE~~ ALABAMA
Bay Minette

DECREE OF DIVORCE

Answer and Waiver,

This cause is submitted for decree on the pleadings, ~~decrees pro confesso~~ and the testimony as shown by the note of submission on file, and on consideration, it is ordered, adjudged and decreed by the Court that the Complainant is entitled to relief, and that the bonds of matrimony heretofore existing between the Complainant and the Defendant be and the same are henceforth dissolved and annulled.

It is further ordered and decreed that Complainant and Defendant be, and hereby are permitted to again contract marriage, subject to such provision of the law as regulate the marriage of divorced persons, and in no event before the expiration of sixty days after the rendition of this decree.

It is further ordered that _____ Complainant
pay the cost of this suit, for which execution may issue.

Dated, June 15, 1959.

Robert M. Steele

Judge

mc

CIRCUIT COURT OF MOBILE COUNTY
BALDWIN

IN EQUITY

AT MOBILE, ALABAMA
BAY MINETTE

No.-----

DORA BELLE SPEELIE

VS.

EVERETTE A. SPEELIE

DECREE

FILED

JUN 15 54

ALICE J. DICK, CLERK
REGISTER

DORA BELLE STEELE

Entered on _____

No. _____ VS

Min. Book No. _____ Entry _____

EVERETTE A. STEELE

~~W. E. B. Swarth~~ Register
Alice J. Duck

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

- 1. Bill for divorce
- 2. Answer and Waiver
- 3. Depositions of Dora Belle Steele and Deloris Dyess.

FILED, 6-15-59
Alice J. Duck Register

McCaughy
Solicitor—for Complainant

FOR RESPONDENT

Solicitor—For Respondent

No. _____

DORA BELLE STEELE

vs.

EVERETTE A. STEELE

ORDER OF SUBMISSION
NOTE OF EVIDENCE

Filed _____

FILED

6-15-53

Dist. Min. No. _____

ALICE J. DICK
Register
Jury

LAW OFFICES OF
D. R. COLEY, JR.

302-6 FIRST FEDERAL SAVINGS BUILDING

106 ST. JOSEPH STREET

MOBILE, ALABAMA

June 9, 1959

CHRIS C. DELANEY
D. R. COLEY, III
JOSEPH M. HOCKLANDER

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

Dear Mrs. Duck:

Several days ago I filed in your Court Bill of Divorce in the case of Dora Belle Steele vs. Everette A. Steele.

Mr. Nelson O. Fuller of Centreville, Alabama, who represents the Defendant, has forwarded to me answer and waiver which I hand you herewith and request that you have properly filed.

With kindest regards, I am

Very truly yours,


D. R. Coley, Jr.

C/ks

Enclosures

DORA BELLE STEELE

Complainant

IN THE CIRCUIT COURT OF BALDWIN

No. Vs.

MOBILE COUNTY, ALABAMA

EVERETTE A. STEELE

Defendant

IN EQUITY

ANSWER AND WAIVER

Comes the defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegations of said Bill of Complaint and demands strict proof thereof. Respondent understands that complainant does not claim and will not be granted any alimony or support.

I agree that the testimony in this cause may be taken by deposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

I further agree that Frances E. Stevens and/or Henrietta Dudley, may take the testimony in this cause without the issuance of a commission.

Everette A. Steele
Defendant

Complainant agrees that Frances E. Stevens and/or Henrietta Dudley, may take the testimony in this cause as commissioner, without issuance of a commission, and she claims no alimony or support of any kind from respondent.

Dora Belle Steele
Complainant

NOTE: The space below is intended for "Agreements Between the Parties".

STATE OF ALABAMA
COUNTY OF BIBB

I, *Walter Fuller*, a NOTARY PUBLIC in and for said State and County, do hereby certify that Everette A. Steele, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that being informed of the contents of the instrument, he executed the same voluntarily on the day same bears date.

Witness my hand and seal this 5th day of June 19 59

Walter Fuller
NOTARY PUBLIC

Filed

FILED

STATE OF ALABAMA

COUNTY OF BIBB

JUN 11 1959
Register

ALICE I. DUCK, CLERK REGISTER

No. _____

DORA BELLE STEELE

Vs.

EVERETTE A. STEELE

ANSWER AND WAIVER

Filed, _____, 19_____

Steele

vs

Steele

Ans. Waiver

FILED

JUN 11 1959

**CLERK
ALICE J. DUCK, REGISTER**

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN

EQUITY SITTING:

*Re: Dora Belle Steele
Everette A. Steele*

Now comes DORA BELLE STEELE, and by this her bill of complaint against EVERETTE A. STEELE, respectfully shows unto the Court;

FIRST: That she is and has been for much more than one year immediately next preceding the filing of this bill of complaint a bona fide resident citizen of Baldwin County, Alabama; that the Respondent is and has been for much more than one year immediately next preceding the filing of this bill of complaint a bona fide resident citizen of the State of Alabama; that they are both over the age of 21 years.

SECOND: That they were lawfully married on July 25th, 1950, at Lucedale, Mississippi, and lived together thereafter as man and wife until, to-wit, the month of May, 1957, at which time the Respondent voluntarily and without any just cause or excuse whatsoever, abandoned her bed and board; that such abandonment has been absolute, voluntary and continuous from, to-wit, the month of May, 1957, to the present time, and for much more than one year immediately next preceding the filing of the bill of complaint in this cause.

THIRD: That her name prior to her marriage to the Respondent was Dora Belle Dyess, and she desires the right to resume that name.

WHEREFORE, the premises considered, Complainant prays that Everette A. Steele be made Defendant to this bill and by appropriate process be required to answer the same within the time prescribed by law and obey such orders and decrees as may be made in the premises.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her

from the said Everette A. Steele, granting to her the right to resume the name of Dora Belle Dyess, the right to marry again should she desire to do so, together with such other, further or different relief as may appear proper in the premises.

Filed May 30, 1959

Alice J. Black, Reg. V. [Signature]

SOLICITOR FOR COMPLAINANT

4596

IN THE CIRCUIT COURT
OF BALDWIN COUNTY,

ALABAMA IN EQUITY

DORA BELLE STEELE,
Complainant,

vs.

EVERETTE A. STEELE,
Defendant.

BILL FOR DIVORCE

FILED

MAY 30 1959

ALICE J. DUCK, CLERK
REGISTER

D. R. COLLEY, JR.,
SOLICITOR FOR COMPLAINANT

4597

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

CIRCUIT COURT, BALDWIN COUNTY

BALDWIN COUNTY

No.

June TERM, 1959.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James V. Hudson and John G. Evans

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against James V. Hudson and John G. Evans, Defendant

by T. E. Childress, Plaintiff.....

Witness my hand this 1st day of June 1959.

Alice J. Hook, Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Plaintiffs

vs.

Defendants

SUMMONS and COMPLAINT

Filed 19.....

....., Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

....., 19.....

....., Sheriff

I have executed this summons

this 19.....

by leaving a copy with

..... Sheriff

..... Deputy Sheriff