

4773

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MERLIN E. MILLER, Complainant

vs.

GEORGIA BROUSSEAU MILLER, 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 Merlin E. Miller is forever divorced from the said Georgia Brousseau Miller 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 Merlin E. Miller the Complainant pay the cost herein to be taxed, for which executed may issue.

This 14 day of March 1960

Walter M. ...

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 March, 1960

Register of Circuit Court, In Equity.

m

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

MERLIN E. MILLER

Complainant

vs.

GEORGIA BROUSSEAU MILLER

Respondent

DIVORCE DECREE

FILED

MAR 14 1960

ALICE J. DUCK, Registrar

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

Circuit Court

TO: Vera Daniels

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

Merlin E. Miller and ~~Max~~  
William H. Davis

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

Merlin E. Miller

, Complainant

and

Georgia Brousseau Miller

Respondent

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

Witness 11 day of March

, 1956

*Alice J. Duck*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

VS. Complainant

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

# The Baldwin Times

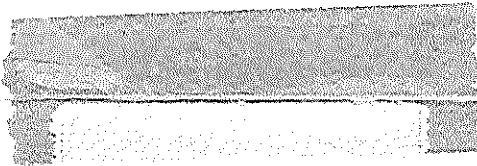
"Baldwin's Only All County Newspaper"

BAY MINETTE, ALABAMA

J. H. FAULKNER, Publisher  
E. R. MORRISSETTE, Jr., Editor-Manager

## 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

Miller vs Miller

### COST STATEMENT

178 WORDS @ 6 1/2 cents \_\_\_\_\_ \$ 11.57

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 Dec. 31, 1959 Vol. 71 No. 51

Date of 2nd publication Jan. 7, 1960 Vol. 71 No. 52

Date of 3rd publication Jan. 14, 1960 Vol. 72 No. 1

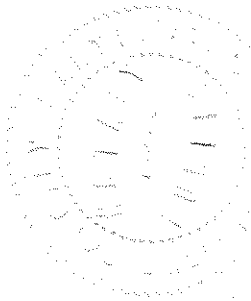
Date of 4th publication Jan. 21, 1960 Vol. 72 No. 2

Subscribed and sworn before the undersigned this 21 day of Jan, 1960

Dorothy Mauter

Notary Public, Baldwin County.

E. R. Morrisette, Jr.  
Editor.



BILL OF COMPLAINT

MERLIN E. MILLER,	)	IN THE CIRCUIT COURT OF
	)	
COMPLAINANT.	)	BALDWIN COUNTY, ALABAMA
	)	
VS.	)	IN EQUITY.
	)	
GEORGIA BROUSSEAU MILLER,	)	
	)	
RESPONDENT.	)	

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

Comes your Complainant, Merlin E. Miller, and respectfully shows unto this Honorable Court and unto Your Honor as follows:

1. That he is over the age of 21 years and is a resident citizen of Baldwin County, Alabama, and has been such for more than one year next preceeding the filing of this cause; that he resides at Elberta, Alabama; that Georgia Brousseau Miller, the respondent, is over the age of 21 years.

2. That on, to-wit the 23rd day of March, 1951, your complainant and respondent were intermarried at Central Falls, Rhode Island and are still lawfully married. That there have been no issue born of said marriage.

3. Your complainant further avers and charges that prior to the filing of this action, on or about the 15th day of October, 1958, the respondent separated from, abandoned and deserted your complainant without cause or justification on his part; that since that day, complainant and respondent have not lived together as man and wife, and are not now living together as man and wife; that complainant has made numerous attempts to secure the return of respondent to his bed and board, but respondent has steadfastly refused to do so.


The premises considered, your complainant prays that respondent be made a party respondent to this Bill of Complaint by the usual procedures of law, and the status in such cases made and provided, requiring her to plead, answer or demur within the time and manner required by law; and upon a final hearing of this cause

Your Honor will grant a decree divorcing Complainant from Respondent; and complainant further prays that Your Honor will grant such other further, different and general relief to which he may be entitled as in duty bound he would ever pray.

**FILED**

NOV 25 1959

ALICE J. DUCK, Register

  
SOLICITOR FOR COMPLAINANT

SOLICITOR FOR COMPLAINANT

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.

Circuit Court, Baldwin County

No. 4773

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon GEORGIA BROUSSEAU MILLER

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

GEORGIA BROUSSEAU MILLER

, Defendant

by MERLIN E. MILLER

, Plaintiff

Witness my hand this 25 day of November 1959

Alice J. Duke, Clerk



No. 4773 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

CIRCUIT COURT

MERLIN E. MILLER

Plaintiffs

vs.

GEORGIA BROUSSEAU MILLER

Defendants

Summons and Complaint

Filed November 25, 1959

Alice J. Duck Clerk

**FILED**

NOV 25 1959

ALICE J. DUCK, Register

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

MERLIN E. MILLER,

COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER,

RESPONDENT

THE STATE OF ALABAMA

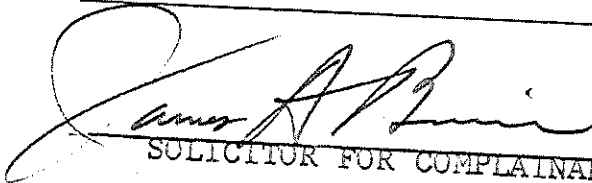
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, testimony by deposition

and in behalf of Defendant upon decree pro confesso after publication

  
SOLICITOR FOR COMPLAINANT

  
Register.

72

No. ....

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

**IN EQUITY**  
**Circuit Court of Baldwin County**

MERLIN E. MILLER,

COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER,

RESPONDENT

**NOTE OF TESTIMONY**

Filed in Open Court this .....

day of ....., 194

Register.

The State of Alabama,  
Baldwin County.

}

CIRCUIT COURT, IN EQUITY

No. 4773

Term, 19

MERLIND E. MILLER

Complainant

Vs.

GEORGIA BROUSSEAU MILLER

Defendant

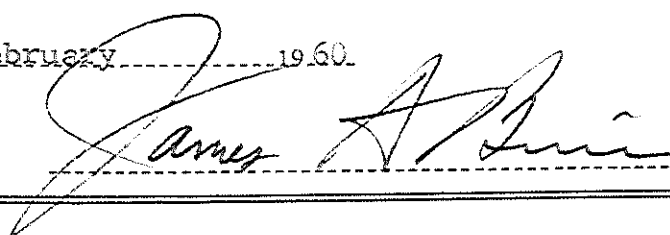
Motion is hereby made for a Decree Pro Confesso against GEORGIA BROUSSEAU MILLER

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 26th day of February 1960.

746 Code

 Solicitor.

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

The State of Alabama  
BALDWIN COUNTY

Circuit Court, In Equity

MERLIN E. MILLER

Complainant \_\_\_\_\_

Vs.

GEORGIA BROUSSEAU MILLER

Defendant \_\_\_\_\_

Motion for Decree Pro Confesso  
on Publication

filed \_\_\_\_\_ 19 \_\_\_\_\_

FILED

FEB 29 1900

MOORE'S BOOK  
CLERK  
REGISTER

Register.

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

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

Register.

MERLIN E. MILLER,	)	IN THE CIRCUIT COURT OF
	)	BALDWIN COUNTY, ALABAMA
COMPLAINANT,	)	
VS.	)	IN EQUITY, NO. 4773
GEORGIA BROUSSEAU MILLER,	)	
	)	
RESPONDENT.	)	

MOTION FOR SERVICE BY PUBLICATION

Comes the Complainant by his Solicitor, and shows unto your Honor that, as the Court file will indicate, the Register in Equity of this Court sent a copy of the complaint heretofore filed by registered mail, addressed to the Respondent at her last known address, No. 12 Spencer Street, Pawtucket, Rhode Island; that the registered letter was returned to the Register in Equity as not delivered.

Complainant further shows unto your Honor that he has no knowledge of the present whereabouts of the Respondent.

WHEREFORE, Complainant prays that your Honor will make and enter an order that service by publication upon the Respondent as a non-resident may be had.

  
 SOLICITOR FOR COMPLAINANT

**FILED**  
 DEC 30 1939  
 ALICE L. DUCK, CLERK

A F F I D A V I T

STATE OF ALABAMA        )  
COUNTY OF BALDWIN     )

Before me, the undersigned, a Notary Public in and for said State and County, personally appeared Merlin E. Miller, who first being sworn deposes and says:

That he is the Complainant in the Equity matter now pending in the Circuit Court of Baldwin County, Alabama, wherein Georgia Brousseau Miller is Respondent; that the last address of the Respondent known to him is No. 12 Spencer Street, Pawtucket, Rhode Island; that after diligent inquiry, he has no knowledge of the present whereabouts of the said Georgia Brousseau Miller.

FILED

DEC 30 1959

ALICE L. DUCK, CLERK  
REGISTER

Merlin E. Miller

Sworn to and subscribed before me on  
this the 28 day of December, 1959.

James A. [Signature]  
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY

No. 4773 Term, 19

MERLIN E. MILLER Complainant

GEORGIA BROUSSEAU MILLER 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 31st day of December, 1959, in the Baldwin Times a newspaper published in Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 31 day of Dec. 1959, and

Georgia Brousseau Miller

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

Georgia Brousseau Miller

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 Georgia Brousseau Miller

This 29 day of February 1960

Alice J. Duck Register



No. 4773

Page

The State of Alabama

BALDWIN COUNTY

Circuit Court, In Equity

MERLIN E. MILLER

Vs.

GEORGIA BROUSSEAU MILLER

Decree Pro Confesso of Publication

Issued February 29, 1960

Alice J. Duck

Register.

Recorded in Record

Vol. Page

Register.

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

MERLIN E. MILLER COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER RESPONDENT

I, Vera Daniels

as Register and Commissioner

have called and caused to come before me William H. Davis

witness named in the requirement for Oral Examination, on the 16th day of October  
19 59, at the office of James A. Brice, Attorney at Law  
in Foley, Alabama, and having first sworn said witness to speak the  
truth, the whole truth, and nothing but the truth, the said William H. Davis

doth depose and say as follows:

My name is William H. Davis. I know the Complainant, Merlin E. Miller and I have known him for the past two (2) years. I have seen him daily during that period of time and during said period of time, I have not seen his wife, Georgia Brousseau Miller. I know that they have not lived together during that period of time and so far as I know or can determine, there are no children.

William H. Davis  
WILLIAM H. DAVIS

I, Vera Daniels 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 him and he signed the same in the presence of myself and James A. Brice, Attorney at Law, 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 16th day of October, 19 59.

Vera Daniels (L. S.)

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

**THE STATE OF ALABAMA**  
BALDWIN COUNTY

**IN CIRCUIT COURT, IN EQUITY**

MERTIN E. MILLER

COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER

RESPONDENT

**ORAL DEPOSITION**

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

Register.

RECORDED IN

Record

**FILED**

MAR 14 1960  
Page

Alice J. Duck, Register

Register.

I, Vera Daniels 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 him and he signed the same in the presence of myself and James A. Brice, Attorney at Law 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 11th day of March, 1960.

Vera Daniels (L. S.)

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

MERLIN E. MILLER

COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER

RESPONDENT

ORAL DEPOSITION

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

Register.

RECORDED IN

Record

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

FILED

MAR 14 1960

AUGUST DUCK, Register

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

MERLIN E. MILLER COMPLAINANT

vs.

GEORGIA BROUSSEAU MILLER RESPONDENT

I, Vera Daniels

as Register and Commissioner

have called and caused to come before me Merlin E. Miller

witness named in the requirement for Oral Examination, on the 11th day of March  
1960, at the office of James A. Brice, Attorney at Law  
in Foley, Alabama, and having first sworn said witness to speak the  
truth, the whole truth, and nothing but the truth, the said Merlin E. Miller

doth depose and say as follows:

My name is Merlin E. Miller. I am the Complainant in the above pending cause. I am an adult and have resided in Baldwin County, Alabama, for more than one year next preceeding the filing of this action, living at Elberta, Alabama. The Respondent, Georgia Brousseau Miller, is an adult and I know not where she lives; We were intermarried at Central Falls, Rhode Island, March 23, 1951, and we are still lawfully married. There have been no children born of our union. On or about the 15th day of October, 1958, my wife left me and in spite of several attempts by letter and telephone to persuade her to return, she has refused to return. I do not know now where she is nor have I had any knowledge of her whereabouts for the past six (6) months.

Further deponent saith not.

Merlin E. Miller

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

MERLIN E. MILLER	}	The State of Alabama,
No. <del>4773</del> 4773		Baldwin County.
vs.		
GEORGIA BROUSSEAU MILLER	}	Circuit Court, in Equity
		This the 30th day of December 1949

In this cause it being made to appear to the Clerk of this Court by the affidavit of James A. Brice

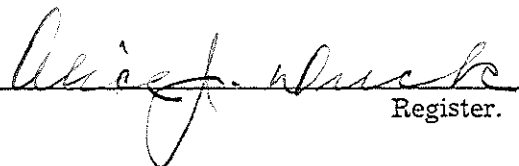
that the Defendant Georgia Brousseau Miller

is a non-resident of the State of Alabama and that her Post Office address or whereabouts 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 Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Georgia Brousseau Miller the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 30th day of January 1950, or after thirty days therefrom a decree Pro Confesso may be taken against her

Brice & Lacey  
Solicitors For Complainant

  
Register.

WILLIAM R. GOLDBERG  
ATTORNEY AND COUNSELOR AT LAW  
255 MAIN STREET  
PAWTUCKET, R. I.

WILLIAM R. GOLDBERG

RONALD R. GAGNON

PAWTUCKET 2-6615

January 17, 1961

Alice J. Duck  
Register of Circuit Court  
Baldwin County, Alabama

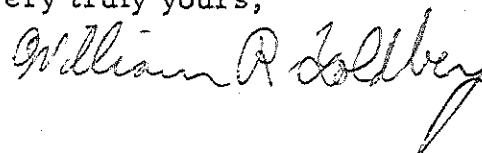
Re: Merlin E. Miller vs. Georgia Brousseau Miller

Dear Madam:

I am in receipt of your letter of December 13, 1960.  
Will you please send me a copy of the Bill of Complaint,  
affadavit and decree signed in the above entitled case.

Enclosed please find my check in the sum of \$3.25  
to cover your fees.

Very truly yours,



WRG:mai

Enclosure: Check \$3.25

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.

}

Circuit Court, Baldwin County

No. 4773

TERM, 19\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon GEORGIA BROUSSEAU MILLER

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

GEORGIA BROUSSEAU MILLER

Defendant

by MERLIN E. MILLER

Plaintiff

Witness my hand this 25 day of November 1959

Alice J. Duck, Clerk



No. 4773 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

CIRCUIT COURT

MERLIN E. MILLER

Plaintiffs

vs.

GEORGIA BROUSSEAU MILLER

Defendants

Summons and Complaint

Filed November 25, 1959

Alice J. Duck 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

BILL OF COMPLAINT

MERLIN E. MILLER,	)	IN THE CIRCUIT COURT OF
COMPLAINANT.	)	BALDWIN COUNTY, ALABAMA
VS.	)	IN EQUITY.
GEORGIA BROUSSEAU MILLER,	)	
RESPONDENT.	)	

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

Comes your Complainant, Merlin E. Miller, and respectfully shows unto this Honorable Court and unto Your Honor as follows:

1. That he is over the age of 21 years and is a resident citizen of Baldwin County, Alabama, and has been such for more than one year next preceeding the filing of this cause; that he resides at Elberta, Alabama; that Georgia Brousseau Miller, the respondent, is over the age of 21 years.

2. That on, to-wit the 23rd day of March, 1951, your complainant and respondent were intermarried at Central Falls, Rhode Island and are still lawfully married. That there have been no issue born of said marriage.

3. Your complainant further avers and charges that prior to the filing of this action, on or about the 15th day of October, 1958, the respondent separated from, abandoned and deserted your complainant without cause or justification on his part; that since that day, complainant and respondent have not lived together as man and wife, and are not now living together as man and wife; that complainant has made numerous attempts to secure the return of respondent to his bed and board, but respondent has steadfastly refused to do so.

The premises considered, your complainant prays that respondent be made a party respondent to this Bill of Complaint by the usual procedures of law, and the status in such cases made and provided, requiring her to plead, answer or demur within the time and manner required by law; and upon a final hearing of this cause