

4788

The State of Alabama, Baldwin County  
CIRCUIT COURT, IN EQUITY

----- TROY GRAHAM -----, Complainant  
vs.  
----- GERTRUDE GRAHAM -----, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree XXXXXXXXX~~ on answer and waiver 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 Troy Graham is forever divorced from the said Gertrude Graham for and on account of Abandonment.

It is further 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 marry except to each other during the pendency of said appeal.

It is further 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 further ordered that Troy Graham the Complainant pay the cost herein to be taxed, for which executed may issue.

This 9<sup>th</sup> day of December 1959  
Haber M. Hall  
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.

M

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

FILED  
DEC 9 1953  
ALICE I. DUCK, CLERK  
REGISTER

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County



Circuit Court

TO: HELEN MCDOWELL

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

TROY GRAHAM

AND

DICK SMITH

a witness in behalf of TROY GRAHAM  
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

TROY GRAHAM

, Complainant

and

GERTRUDE GRAHAM

Respondent

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

Witness 9 day of *Nov*

, 195 8 .

*Alice J. Duck*  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

TROY GRAHAM

vs. Complainant

GERTRUDE GRAHAM

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

HELEN McDOWELL

WITNESSES:

TROY GRAHAM  
DICK SMITH

THE STATE OF ALABAMA,  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

TROY GRAHAM COMPLAINANT

vs.

GERTRUDE GRAHAM RESPONDENT

I, Helen McDowell

as Register and Commissioner

have called and caused to come before me Troy Graham and Dick Smith

witness es named in the requirement for Oral Examination, on the 9th day of Dec.  
19 59, at the office of Thompson & White  
in Bay Minette, Alabama, and having first sworn said witness es to speak the  
truth, the whole truth, and nothing but the truth, the said Troy Graham and

Dick Smith doth depose and say as follows:

My name is Troy Graham. I am over the age of 21 and a resident of Baldwin County, Alabama, and have been more than two years next preceding. The Respondent is over the age of 21 and is presently residing in Escambia County, Alabama. We were married in Pascagoula, Mississippi, on April 27, 1957 and lived together as husband and wife in Alabama until on or about July 1, 1957 at which time the Respondent abandoned me without fault on my part and we have not lived together since that date. There are no children as fruits of this marriage and no property to be divided.

Troy Graham

My name is Dick Smith. I know both parties to this cause. They are both over the age of 21 and have been living in Alabama more than two years next preceding. They were married at Pascagoula, Mississippi on or about April 27, 1957, and lived together as husband and wife until on or about July 1, 1957, at which time the Respondent abandoned the Complainant without fault on his part. They have not lived together as husband and wife since that occasion and I do not believe they will ever live together again. There are no children as fruits of this marriage and no property to be divided.

Dick Smith

I, Helen McDowell 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 them and they signed the same in the presence of myself and C. LeNoir Thompson 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 9th day of December, 1959.

Helen McDowell (L. S.)

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

**THE STATE OF ALABAMA**  
BALDWIN COUNTY

**IN CIRCUIT COURT, IN EQUITY**

TROY GRAHAM

COMPLAINANT

vs.

GERTRUDE GRAHAM

RESPONDENT

**ORAL DEPOSITION**

**FILED**

Filed DEC. 9 1959, 1959

ALICE J. DICK, Register

RECORDED IN

Record

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

Register.

\_\_\_\_\_

\_\_\_\_\_

TROY GRAHAM

\_\_\_\_\_

vs.

GERTRUDE GRAHAM

\_\_\_\_\_

\_\_\_\_\_

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 Troy Graham and Dick Smith

\_\_\_\_\_

\_\_\_\_\_

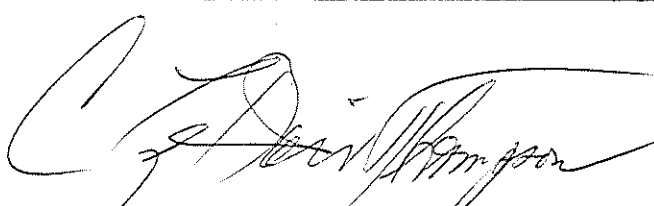
\_\_\_\_\_

\_\_\_\_\_

and in behalf of Defendant upon answer and waiver

\_\_\_\_\_

\_\_\_\_\_



*Alice J. Luck*  
Register.

No. ....

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

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

**TROY GRAHAM**

vs.

**GERTRUDE GRAHAM**

**NOTE OF TESTIMONY**

Filed in Open Court this .....

day of ....., 194 .....

Register.



TROY GRAHAM

COMPLAINANT

VS

GERTRUDE GRAHAM

RESPONDENT

\* IN THE CIRCUIT COURT OF

\* BALDWIN COUNTY, ALABAMA.

\* IN EQUITY.

\* CASE NO. \_\_\_\_\_

Now comes the Respondent and accepted service of the summons and complaint in this cause.

The Respondent admits the allegations as the ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the complainant, the right to cross-examine complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Gertrude Graham

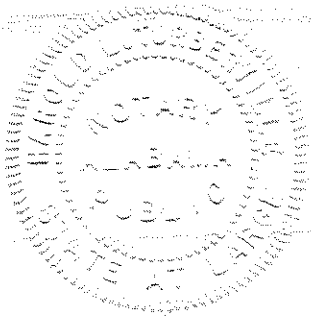
STATE OF Alabama  
COUNTY OF Escambia

I, Harold I. Turberville, a Notary Public, in and for said County, in said State, hereby certify that Gertrude Graham, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 9th day of December, 1959.

Harold I. Turberville  
Notary Public,

Notary Public, State of Alabama-At-Large.  
My Commission Expires Dec. 27, 1961.



FILED

DEC 9 1959

ALICE J. DUCK, Registrar

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon GERTRUDE GRAHAM, to appear and plead, answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by TROY GRAHAM, as Complainant and against GERTRUDE GRAHAM, as Respondent.

WITNESS my hand this 9 day of December, 1959.

*Miss J. Slack*  
Clerk

TROY GRAHAM  
COMPLAINANT

VS

GERTRUDE GRAHAM  
RESPONDENT

\* IN THE CIRCUIT COURT OF  
\* BALDWIN COUNTY, ALABAMA,  
\* IN EQUITY.  
\* CASE NO. \_\_\_\_\_  
\*

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

Your Complainant, Troy Graham, respectfully represents unto Your Honor and this Honorable Court as follows:

-1-

That your Complainant is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding; The Respondent is over the age of 21 and is presently residing at Route 4, Box 144, Atmore, Alabama.

-2-

That your Complainant and the Respondent married in Pascagoula, Mississippi, on April 27, 1957, and lived together as husband and wife in Baldwin County, Alabama, until July 1, 1957.

-3-

That on to-wit, July 1, 1957, while your Complainant and the Respondent were living together as husband and wife, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

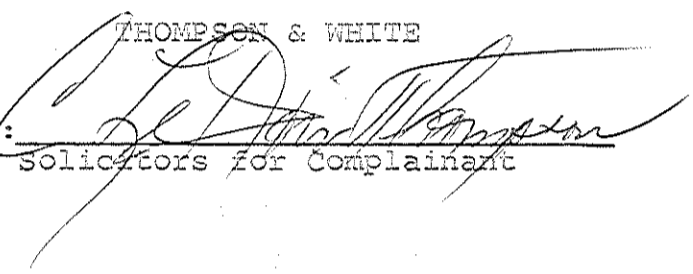
-4-

There are no children born as fruits of this marriage and no property to be divided.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper procedure make the said GERTRUDE GRAHAM, party Respondent to this bill of complaint requiring her 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 hearing hereof, your Honor will enter an order and decree granting to him an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent. Your Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.

FILED  
DEC. 9 1959  
ALICE J. DUCK, Register

THOMPSON & WHITE  
By:   
Solicitors for Complainant

4788

TROY GRAHAM

COMPLAINANT

VS

GERTRUDE GRAHAM

RESPONDENT

\* \* \* \* \*

BILL OF COMPLAINT

\* \* \* \* \*

FILED  
DEC. 9 1959  
ALICE J. DUCK, Register