4866

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

RUTH JANET GORDON, Complainant

vs.

TURLEY L. GORDON, 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 Ruth Janet Gordon is forever divorced from the said ~~ex~~ Turley L. Gordon 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 Ruth Janet Gordon the Complainant pay the cost herein to be taxed, for which executed may issue.

This 23 day of June 1960

Robert M Hare

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.

LITHO IN U.S.A.

No._____ Page_____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

_____

_____

Complainant

vs.

_____

_____

Respondent

DIVORCE DECREE

Filed
6-23-60

8581—NOTE OF TESTIMONY

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

RUTH JANET GORDON

vs.

TURLEY L. GORDON

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, Non--Residency for Publication, Demand for Oral Examination, Non-Military Affidavit, Decree Pro Confesso, and Testimony of Ruth Janet Gordon and of Ethel Joyce Wimpee, witness on behalf of the Complaiant.

WILLIAM GRAYSON, SOLICITOR FOR COMPLAINANT.

and in behalf of Defendant upon

Alice J. Clerk
Register.

No._____

THE STATE OF ALABAMA
Baldwin County

IN EQUITY

Circuit Court of Baldwin County

RUTH JANET GORDON

VS.

TURLEY L. GORDON

Note of Testimony

Filed in Open Court this_____

day of_____, 19____

FILED

JUN 17 1960

Register.

AMOS A. QUICK, Register

MOORE PRINTING CO. BAY MINETTE, ALA.

Demand for Oral Examination.

MOORE PRINTING CO., BAY MINETTE, ALA.

The State of Alabama,
Baldwin County

RUTH JANET GORDON

Complainant

vs.

TURLEY L. GORDON

Defendant

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

In Equity.

The Complainnat, requests the oral examination of the following named witnesses, on behalf of the Complainant, - viz:

Ruth Janet Gordon

and

Ethel Yoyce Wimpee

said witnesses reside in the County of MOBILE COUNTY State of Alabama.

PEGGY PRESTON who resides at 56 S. Conception Street, ~~The Register of this Court~~ is suggested as a suitable person to be appointed Commissioner to take the deposition of said witness on such oral examination.

WILLIAM GRAYSON,

Solicitor for COMPLAINANT.

FILED
JUN 17 1960
ALICE J. DUCK, Register

CIRCUIT COURT OF
Baldwin County, Alabama

IN EQUITY

RUTH JANET GORDON,

Complainant

vs.

TURLEY L. GORDON

Defendant

DEMAND FOR ORAL EXAMINATION

FILED

Filed JUN 17 1960 19

ALICE J. DUCK, Register

Register.

COMMISSION TO TAKE DEPOSITIONS B.T.-2-49-200

THE STATE OF ALABAMA
Baldwin County } Circuit Court

TO: PEGGY PRESTON

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Ruth Janet Gordon and Ethel Joyce Wimpee,

as witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Ruth Janet Gordon, Complainant

and Turley L. Gordon, Respondent

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

Witness 17 day of June, 19~~5~~60

Alice J. Clark
Register.

Commissioner's Fee, $

Witness' Fees, $

No._____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

RUTH JANET GORDON

Complainant

VS.

TURLEY L. GORDON

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

FILED
JUN 17 1960
ALICE J. DUCK, Register

1M—6-59

RUTH JANET GORDON

Complainant.

VS. TURLEY L. GORDON

Defendant.

IN THE CIRCUIT COURT

OF

BALDWIN

~~MOBILE~~ COUNTY, ALABAMA.

NO.

NON-MILITARY AFFIDAVIT

STATE OF ALABAMA
COUNTY OF MOBILE

NOW comes, Ruth Janet Gordon

who being first duly sworn, deposes and says that the defendant herein, Turley L. Gordon,

was not at the time of the filing of this suit, and is not now in the Military or Naval Service of the United States.

~~The Defendant resides at~~

Ruth Janet Gordon

Sworn to and subscribed before me,

this ~~15th~~ day of June,

1960

NOTARY PUBLIC, MOBILE COUNTY, ALA.

FILED

FILED

JUN 17 1960

REGISTER

ALICE J. DUCK, Register

No._____

RUTH JANET GORDON

vs.

TURLEY L. GORDON

NON-MILITARY AFFIDAVIT

FILED
JUN 17 1960
ALICE J. DUCK, Register

NOTICE TO NON-RESIDENT The Baldwin Times, Bay Minette, Alabama

RUTH JANET GORDON

No. 4860

~~XXXXXXXXXXXXXXXX~~

vs.

TURLEY L. GORDON

The State of Alabama,

~~BALDWIN~~ County.

Circuit Court, in Equity

This the 7th day of March, 194 60

In this cause it being made to appear to the Clerk of this Court by the affidavit of RUTH GORDON

that the Defendant TURLEY L. GORDON

is a non-resident of the State of Alabama OR ELSE CONSEALS HIMSELF SO THAT THE PROCESS OF COURT CANNOT BE SERVED UPON SAID DEFENDANT.; that the whereabouts or Post ~~Office~~ address cannot be ascertained after diligent effort

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 TURLEY L. GORDON the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 7th day of April 194 60, or after thirty days therefrom a decree Pro Confesso may be taken against him

Wm. Grayson,
Solicitor for Complainant

Register.

RUTH JANET GORDON,	)	IN THE CIRCUIT COURT OF
Complainant,	)	BALDWIN COUNTY, ALABAMA
-vs-	)	IN EQUITY:
TURLEY L. GORDON,	)	
Respondent,	)	
	)	NO. 4866

TO THE HONORABLE JUDGES OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Comes the Complainant and shows unto Your Honors and unto this Honorable Court as follows:

ONE

Complainant is the wife of the Respondent and they were married to each other on February 7, 1957 in Jacksonville, Florida. Both the Complainant and the Respondent are each over the age of twenty years. The Complainant is a bona-fide resident citizen of the State of Alabama and has been such for more than one year next preceding the filing of the bill of complaint herein. The Respondent is either a non-resident of the State of Alab ama or else he conceals himself so that process of Court cannot be had upon him. The Complainant has made diligent efforts to ascertain his whereabouts without success. There are no minor children as issue of their marriage.

TWO

The Respondent voluntarily abandoned the bed and board of the Complainant for more than one year next preseding the filing of the bill of complaint herein.

THREE

The Respondent has committed actual violence upon the person of the Complainant, attended with danger to her life or health, or from his conduct there is reasonable apprhension of such violence.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction of this cause, will make the said Turley L. Gordon, party-respondent hereto, and will cause him to appear, plead, answer or demur hereto, within the time allowed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to grant her an absolute divorce from the bonds of matrimony with the Respondent, and Complainant further prays for such other, fufther or differen relief as in equity she may be due, and as in duty bound she will ever pray,etc.

William Larson
SOLICITOR FOR COMPLAINANT.

Filed
3-7-60
Circuit Clerk
By

RUTH JANET GORDON Complainant, -vs- TUREY L. GORDON Respondent.	)	IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA IN EQUITY. NO. 4566

NON-RESIDENCY AFFIDAVIT

STATE OF ALABAMA:

COUNTY OF MOBILE:

Before me, the undersigned authority, in and for said State and County, personally appeared RUTH JANET GORDON who was made known to me, and who by me being first duly sworn on oath deposes and says as follows:

That I am the Complainant in the above styled cause and the Respondent named therein is either a non-resident of the State of Alabama or else conceals HIMSELF so that process of Court cannot be served upon said Respondent; that the whereabouts of and residence of said Respondent is unknown and cannot be ascertained after diligent effort. Complainant states that such effort has been made without success; and that the said Respondent is over the age of twenty-one years.

X Ruth Gordon
AFFIANT

SWORN and subscribed to before me on this 4th day of March, 1959.

Dessie S. Gresham
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

8601—Motion for Decree Pro Confesso on Publication.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

No. 4866 _____ Term, 19____

RUTH JANET GORDON _____ Complainant____

Vs.

TURLEY L. GORDON _____ Defendant____

Motion is hereby made for a Decree Pro Confesso against TURLEY L. GORDON _____

_____ 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 17 day of June 19 60

746 Code

William Grayson _____ Solicitor.

No._____ RECORDED Page_____

The State of Alabama
BALDWIN COUNTY

Circuit Court, In Equity

_____

_____

Complainant____

Vs.

_____

_____

Defendant____

Motion for Decree Pro Confesso on Publication

filed 6-17 1960.

Ariz French ck
Register.

Recorded in _____Record

Vol._____Page_____

_____
Register.

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

Decree Pro Confesso of Publication.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

No. 4866 _____ Term, 19____

RUTH JANET GORDON Complainant

TURLEY L. GORDON 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 10 day of March, 1960, in the THE BALDWIN TIMES a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 7th day of March 1960, and

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

Turley L. Gordon

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 Turley L. Gordon

This 17 day of June 1960

Alice J. Duck Register.

RECORDED

No._____ Page_____

The State of Alabama
BALDWIN COUNTY

Circuit Court, In Equity

Vs.

Decree Pro Confesso of Publication

Issued 6-17 1960

Register.

Recorded in _____ Record

Vol._____ Page_____

Register.

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

5M—9-57

CERTIFICATE

I, Peggy Preston, the Commissioner appointed by the Court and named in the attached commission, ~~xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx~~, in that certain cause now pending in the Honorable Circuit Court of ~~Mobile~~ Baldwin County, Alabama, Sitting in Equity, No._____, wherein RUTH JANET GORDON is Complainant, and TURLEY L. GORDON is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as such commissioner, caused Ruth Janet Gordon, and Ethel Joyce Wimpee who ~~were~~ made known to me, to come before me at 3:00 o'clock P M., on June 17, 1960, at 56 S. Conception St. Mobile, Alabama; that said witnesses were first duly sworn by me as stated; that they were then examined by William Grayson, Solicitor for the Complainant, and cross-examined by_____ Solicitor for Guardian Ad Litem & Attorney Ad Litem for_____, and they testified in 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 were asked to sign same, who was physically unable to sign same, or who were unable to read and sign same~~, in my presence and in the presence of said Solicitor for Complainant. Solicitor for and Guardian Ad Litem & 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 17th day of June, 1960.

Peggy Preston
Commissioner

TESTIMONY OF RUTH JANET GORDON, WITNESS ON HER OWN BEHALF:

My name is Ruth Janet Gordon and I am the wife of the Respondent, the Respondent and I were married to each other on February 7, 1957 in Jacksonville, Florida. Both myself and the Respondent are each over the age of twenty years. I am a abona-fide resident citizen of the State of Alabama and have been such for more than one year next preceding the filing of the bill of complaint herein. The Respondent is either a non-resident of the State of Alabama or else he condeals himself so that process of Court cannot be had upon him. I have made efforts to find out where he is without any success. There are no minor children as issue of our marriage. The Respondent has voluntarily abandoned my bed and board for more than one year next preceding the filing of the bill of complaint herein. At the time the Respondent left my bed and board it was in April of 1958 and we were living in Eight Mile, Alabama. The Respondent drank all the time and would not work so I was forced to go to my mothers to stay. I had not been gone but about a month when the Respondent left town and no one has seen nor heard from him since that time, which has been for more than one year next preceding the filing of the bill of complaint herein. I do not ever intend to live with the Respondent again in any respect as husband and wife.

Ruth Janet Gordon

TESTIMONY OF ETHEL JOYCE WIMPEE, WITNESS ON BHEALF OF THE COMPLAINANT IN THIS CAUSE.

My name is Ethel Joyce Wimpee and I am a sister of the Complainant's. The Complainant is the wife of the Respondent and they were married to each other on February 7, 1957 in Jacksonville, Florida. The Complainant is a bona-fide resident citizen of the State of Alabama and has been such for more than one year next preceding the filing of the bill of complaint herein. The Respondent is either a non-resident of the State of Alabama or else he conceals himself so that process of Court cannot be had upon him. The Complainant has made diligent efforts to try and find out the whereabouts of the Respondent without success. The Complainant is twenty years of age and the Respondent is over the age of twenty-one years. There are no minor children as issue of their marriage. The Respondent voluntarily abaonded the bed and board of the Complainant for more than one year next preceding the filing of the bill of complaint herein. They were living in Eight Mile at that time, and the Respondent left town and no one has seen nor heard from him since that time. I see my sister daily and I think that I would know if she had lived with the Respondent in any respect as husband and wife, during the past year.

Ethel Joyce Wimpee

The Baldwin Times

"Baldwin's Only All County Newspaper"

BAY MINETTE, ALABAMA

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

LEGAL NOTICE

NOTICE TO NON-RESIDENT
The State of Alabama,
Baldwin County.
Circuit Court, in Equity
This the 7th day of March, 1960
Ruth Janet Gordon
No. 4860
vs.
Turley L. Gordon

In this cause it being made to appear to the Clerk of this Court by the affidavit of Ruth Gordon that the Defendant Turley L. Gordon is a non-resident of the State of Alabama or else conceals himself so that the process of court cannot be served upon said Defendant; that the whereabouts or Post Office address cannot be ascertained after diligent effort and, further, that, in the belief of said Affiant the Defendent 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 Turley L. Gordon the said Respondent to answer or demur to the Bill of Complaint in this cause by the 7th day of April 1960, or after thirty days therefrom a decree Pro Confesso may be taken against him.

ALICE J. DUCK, Register.

William Grayson,
Solicitor for Complainant 9-4tc

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Morrissette, 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

Gordon vs. Gordon

COST STATEMENT

186 WORDS @ 6½ cents $ 12.09

I hereby certify this is correct, due and unpaid (~~paid~~).

E. R. Morrissette
Editor.

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication March 10, 1960 Vol. 72 No. 9

Date of 2nd publication March 17, 1960 Vol. 72 No. 10

Date of 3rd publication March 24, 1960 Vol. 72 No. 11

Date of 4th publication March 31, 1960 Vol. 72 No. 12

Subscribed and sworn before the undersigned this 11 day of Apr, 1960.

Dorothy Martin
Notary Public, Baldwin County.

E. R. Morrissette
Editor.