

4897

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

KATIE VICE LEE, Complainant

vs.

JACK D. LEE, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on 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 KATIE VICE LEE, is forever divorced from the said JACK D. LEE, for and on account of

VOLUNTARY ABANDONMENT

Complainant is hereby granted the right to resume the use of her former name of Katie Vice.

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 Katie Vice Lee the Complainant, pay the cost herein to be taxed, for which executed may issue.

This 14 day of November 1960.

[Handwritten signature]

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

KATIE VICE LEE

Complainant

vs.

JACK D. LEE

Respondent

DIVORCE DECREE

# CERTIFICATE

I, Peggy Preston, the Commissioner appointed by the Court and named

in the attached commission, ~~or caused by agreement of the parties~~, in that certain cause now pending in  
the Honorable Circuit Court of Baldwin ~~Mobile~~ County, Alabama, Sitting in Equity, No. \_\_\_\_\_, wherein

KATIE VICE LEE is Complainant, and JACK D. LEE

is Respondent, under and by virtue of the power conferred upon me by said Commission or agreement as  
such commissioner, caused KATIE VICE LEE, and UNA WILLIAMS

are  
who were made known to me, to come before me at 3.00 o'clock P M., on November 8  
19 60, 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 & \_\_\_\_\_, 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~~  
~~XXXXXX who refused to sign same, who was physically unable to sign same, or who~~  
~~XXXXXX who refused to sign same, who was physically unable to sign same, or who~~  
~~XXXXXX who refused to sign same, who was physically unable to sign same, or who~~  
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 8th day of November, 19 60.

Peggy Preston  
Commissioner

TESTIMONY OF KATIE VICE LEE, WITNESS ON HER OWN BEHALF:

My name is Katie Vice Lee and I am the Complainant in this cause. I am the wife of the Respondent and we were married to each other on August 25, 1945 in Mobile, Alabama. Both myself and the Respondent are each over the age of twenty one years and we were such at the time of the filing of the bill of complaint herein. I am a bona-fide resident citizen of the State of Alabama and I 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 conceals himself so that process of Court cannot be had upon him. I have made diligent efforts to try and locate the Respondent's whereabouts without success. There are no children as issue of our marriage, and in the event that I am granted a divorce herein I would like to resume the use of my maiden name of Katie Vice. The Respondent voluntarily abandoned my bed and board in September of 1945 without just cause and he has continued in his said abandonment up to and including the present time. I have only seen the Respondent once since he packed all his clothes and left a short time after we were married and that was in December of 1945 he came by the house and told me that he would mail me my divorce papers. I have not seen nor heard from the Respondent since that time which has been for more than one year next preceding the filing of the bill of complaint herein.

Katie Vice Lee

TESTIMONY OF UNA WILLIAMS WITNESS ON BEHALF OF THE COMPLAINANT.

My name is Una Williams and I have known the Complainant in this cause since 1946. The Complainant is the wife of the Respondent and they were married to each other on August 25, 1945 in Mobile, Alabama. Both the Complainant and the Respondent are each over the age of twenty-one years and were such at the time of the filing of the bill of complaint herein. 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 locate the whereabouts of the Respondent. There are no children as issue of their marriage. Complainant's former name was Katie Vio. The Respondent voluntarily abandoned the Complainant's bed and board. I know of my own personal knowledge that the Complainant has not lived with the Respondent in any respect as husband and wife since I have known her which has been for more than one year. I worked with the Complainant and we have been friends for many years and I would know if she and the Respondent were living together.

Una Williams

KATIE VICE LEE.

vs.

JACK D. LEE,

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, Non-military Affidavit, Demand for Oral Examination, Decree Pro Confesso, and Testimony of Katie Vice Lee and of Una Williams Witness for the Complainant in this cause.

WILLIAM GRAYSON, Solicitor for Complainant

and in behalf of Defendant upon

Wm Grayson  
Sol For Compt.

*Alvin J. Duck*  
Register.

No. ....

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

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

**KATIE VICE LEE**

**VS.**

**JACK D. LEE**

**Note of Testimony**

**FILED**

Filed in Open Court this \_\_\_\_\_

**NOV 9 1930**

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

**ALICE J. DUCK, CLERK REGISTER**

**Register.**

KATIE VICE LEE,  
Complainant,  
-vs-  
JACK D. LEE  
Respondent.

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

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 August 25, 1945 in Mobile, Alabama. Both the Complainant and the Respondent are each over the age of twenty-one. The Complainant is a bona-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 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. Complainant's former name was Katie Vice and in the event she is granted a divorce herein she would like to resume the use of that name.

TWO

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

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction of this cause, will make the said Jack D. Lee, 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, that in the event she is granted a divorce herein that she will be permitted to resume the use of her former name of Katie Vice, and Complainant further prays for such other, further or different relief as in equity she may be due, and as in duty bound she will ever pray, etc.

  
SOLICITOR FOR COMPLAINANT.

KATIE VICE LEE

Complainant,

-vs-

JACK D. LEE

Respondent.

IN THE CIRCUIT COURT

OF  
BALDWIN  
~~MOBILE~~ COUNTY, ALABAMA

IN EQUITY.

NO. \_\_\_\_\_

NON-RESIDENCY AFFIDAVIT

STATE OF ALABAMA:

COUNTY OF MOBILE:

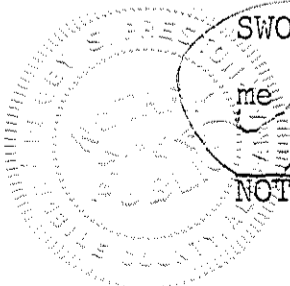
Before me, the undersigned authority, in and for said State and County, personally appeared KATIE VICE LEE who was made known to me, and who by me being first duly sworn on oath deposes and says as follows:

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.

Katie Vice Lee  
AFFIANT

SWORN and subscribed to before  
me on this 12th day of April, 1960.

[Signature]  
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA



NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

KATIE VICE LEE

No. 4887

vs.

JACK D. LEE

The State of Alabama,

County.

Circuit Court, in Equity

This the 13th day of

April, 1960

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

Katie Vice Lee

that the Defendant Jack D. Lee

is a non-resident of the State of Alabama or else conceals himself so that process of court cannot be served upon said Respondent; that whereabouts of residence is unknown and cannot be ascertained after didigent 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 Jack D. Lee the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 13th day of May 1960, or after thirty days therefrom a decree Pro Confesso may be taken against him

Alice J. Duke Register.

Wm. Grayson Solicitor for Complainant

KATIE VICE LEE  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Complainant.  
 VS. JACK D. LEE,  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Defendant.

IN THE CIRCUIT COURT  
 OF  
 BALDWIN  
 MOBILE COUNTY, ALABAMA.  
 NO. \_\_\_\_\_

**NON-MILITARY AFFIDAVIT**

STATE OF ALABAMA }  
 COUNTY OF MOBILE }

NOW comes, \_\_\_\_\_ KATIE VICE LEE \_\_\_\_\_  
 who being first duly sworn, deposes and says that the defendant herein, \_\_\_\_\_  
 \_\_\_\_\_ JACK D. LEE, \_\_\_\_\_  
 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 \_\_\_\_\_ ADDRESS UNKNOWN, \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*Katie Vice Lee*  
 \_\_\_\_\_

Sworn to and subscribed before me,  
 this 4th day of November

*George S. Preston*  
 \_\_\_\_\_  
 NOTARY PUBLIC, MOBILE COUNTY, ALA.  
 FILED \_\_\_\_\_

NOV 8 1960 REGISTER  
 ALICE I. DUCK, CLERK REGISTER

KATIE VICE LEE

Complainant

No. .... Vs.

JACK D. LEE

Defendant

CIRCUIT COURT OF ~~MOBILE~~ BALDWIN  
COUNTY, ALABAMA  
IN EQUITY

DEMAND FOR ORAL EXAMINATION

The State of Alabama }  
Mobile County }

The Complainant,

requests the oral examination of the following named witnesses

on her

behalf, viz.:

Katie Vice Lee and Una Williams,

said witnesses reside in the County of Mobile, State of Alabama

Peggy Preston who reside at 860 Donald Street, Mobile, Alabama

is suggested as a suitable person to be appointed Commissioner to take deposition of said witness on such oral examination.

Filed.....

~~XXXXXXXXXXXXXXXXXXXX~~ Register.

ALICE J. DUCK,

FILED

NOV 8 1960

ALICE J. DUCK, CLERK  
REGISTER

*William J. ...*

Solicitor for

COMPLAINANT,

COMMISSION TO TAKE DEPOSITIONS

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, as such time and place as you may appoint, to call before you and examine Katie Vice Lee and Una Williams,

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

KATIE VICE LEE,

, Complainant

and

JACK D. LEE,

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 4 day of

November, 1960..

Alice J. Duck  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

FILED

NOV 8 1960

ALICE J. DUCK, CLERK  
REGISTER

# 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

Lee vs. Lee

NOTICE TO DEFENDANT  
THE STATE OF ALABAMA  
BALDWIN COUNTY.  
Circuit Court in Equity  
This the 13th day of April, 1960  
KATIE VICE LEE  
vs.  
JACK D. LEE  
In this cause it being made to appear to the Clerk of this Court by the Clerk of this Court by the affidavit of Katie Vice Lee that the Defendant Jack D. Lee is a non-resident of the State of Alabama or else conceals himself so that process of court cannot be served upon said Respondent; that whereabouts or residence is unknown and 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 Jack D. Lee, the said Respondent to answer or demur to the Bill of Complaint in this cause by the 13th day of May, 1960, or after thirty days therefrom a decree Pro Confesso may be taken against him.  
ALICE J. DUCK, Register.  
Wm. GRAYSON  
Solicitor for Complainant 15-41c

### COST STATEMENT

197 WORDS @ 6 1/2 cents \$ 12.81  
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 April 21, 1960 Vol. 72 No. 15  
Date of 2nd publication April 29, 1960 Vol. 72 No. 16  
Date of 3rd publication May 5, 1960 Vol. 72 No. 17  
Date of 4th publication May 12, 1960 Vol. 72 No. 18

Subscribed and sworn before the undersigned this 12 day of May, 1960.

Doris M. Martin  
Notary Public, Baldwin County.

E. R. Morrisette, Jr.  
Editor.

