The State of Alabama, Baldwin County.

CIRCUIT COURT OF BALDWIN COUNTY, IN EQUITY.

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	Abbie L.Keller	
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Circuit Court of Baldwin County				ty	STATE OF THE STATE	BALDWIN (COUNTY.
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		Solicit	or for Compla	inant			1
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THE STATE OF ALABAMA,

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	Defendant.
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	Sheriff
Ву	Deputy Sheriff

8581 NOTE OF TESTIMONY	
Emanuel M. Kellar	
	THE STATE OF ALABAMA,
	BALDWIN COUNTY
vs.	
	IN EQUITY,
Abbie L.Kellar,	CIRCUIT COURT OF BALDWIN COUNTY
	/
This cause is submitted in behalf of Comple	ainant upon the original Bill of Complaint,
ecree pro confesso and testimony	or Humanner W. Kerrar, Orarence H.
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ellar and George O. Miller,	and one of the state of the sta
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nd in behalf of Defendant upon	
ad in behalf of Detendant aponition	
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596. No	Zerra
THE STATE OF ALABAMA BALDWIN COUNTY	
IN EQUITY, CIRCUIT COURT OF BALDWIN COU	NTY.
Emanuel M. Kellar,	
Abbie L.Kellar,	
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NOTE OF TESTIMONY	en i poeta propio para la
Filed in Open Court this 16th day of August,	192 6.
DW, Richard Regis	

MOORE PIGEO

Solicitor for Complainant.

STATE OF ALABA	MA,	CIRCUIT COURT, IN E	QUITY.
Baldwin County.		August 16th,	9 9 6 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9 9
	Emanuel M.Kellar		, Complainant
	vs.		
	Abbie L.Kellar,	÷ .	, Defendant
	use a Decree Pro Confesso		
*	ken, and the cause being re		final decree, and no
efense having been interpo	osed, the Complainant, by	E.P.Totten,	
	Solicito rs of reco r	d, now files with the Re	gister of this Court
is written request to deli-	ver the papers in this cause	to the Judge for Inal de	ecree in vacation.

, B	STATE OF ALA ALDWIN COUN JIT COURT, IN E	TY
manuel	M.Kellar,	·
***************************************	vs.	••••••
Abbie J	.Kellar,	
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REQ	UEST FOR DECI VACATION	REE IN
_{ed} Augi	ıst 16th,	192
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The State of Ala	abama, j	596.	CIRCITY COVER
Baldwin County.	.)		CIRCUIT COURT, IN EC
			garin
	Emanuel M.Kell	ar,	Complainan
	vs.	Bearing to the second of the s	Complantan
	thha Trans		
	Abbie L.Kellar		Defendan
This cause, coming on to be he and the testimony as noted by the Regant is entitled to the relief prayed for	ard at this Term, was subm gister; and, upon considerati r in said bill.	itted upon the Bill on thereof, the Cour	
IT IS, THEREFORE, Ordered, ad between the Complainant and Defende from the Defendant.	ijudged and decreed by the C ant be, and the same are her	Court, that the bond: eby dissolved, and t	s of matrimony heretofore ex he Complainant is forever div
On account of adult			
T.W.Moorer.			
It is further order	red by the Court	that Emanue	l M.Kellar have t
care, custody and	control of the m	mar inor child/B	y lanche Kellar ,of
Emanuel M.Kellar and			
*			
It is further ordered, that the s			
be, andhe is hereby permitted	l to again contract marriage,	upon the payment o	f the costs of Court in this ca
It is further ordered, that the s	aid Emanuel M.	Kellar,	
pay the costs herein taxed, for which e	· · · · · · · · · · · · · · · · · · ·		urned "no property found,"
execution for such costs may issue aga	ninst the said Abbie I	.Kellar,	
It is further ordered, adjudged a	nd decreed that said Ema	nuel M.Kella	פיל כ
hall not again marry except to said		e L.Kellar,	
entil sixty days after this date, and tha	t if an appeal is taken withi	n sixty dayshe	shall not marry again excep
aidAbò	ie L.Kellar,	duri	ng the pendency of said an
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This day of A	Elsten ber ==		6
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# 		ohn D	Just,
		Judge of the Circu	it Court of Baldwin County
THE STATE OF ALABAMA,			
BALDWIN COUNTY.		C	CIRCUIT COURT, IN EQUIT
)			
		Register of said	Circuit Court of said Court
abama, do hereby certify that the abo	ove is a full, true and corre	ct copy of the decr	ee rendered by said Court
eday of	жį.		
			192, in the cause
			Complainant
	vs.		,
	*	•	Defendant
appears of record in said Court.			Defendant
Witness my hand and the seal of sai	id Court, this the	day of	404
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No.)96.	
	STATE OF ALABA ALDWIN COUNTY	化二氯化物 医二氯甲酚
제계 원	IT COURT, IN EQ	
Emanue	l M.Kellar	
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ADD16	L.Kellar.	
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The	State	ot	Alabai	ma, 🏌		No.596	•	CIRCUI	T COUR	I IN EQUITY.
	BALD	WIN C	OUNTY.)	٠		in the	-	,	
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				Abbie	vs.	llar,	- -		4	Defendant
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	~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~	************************		•Kellar	,	·			•••••	Defendant
Defendan	t; and	that sa	id summons wa	as duly serv	ved accord	ing to law,	and th	at said Defe	ndant	ha ^S failed
to demur	, plead to c	or answ	er the Bill of	Complaint i	n this cau	se to this	date.			
Th	nis 🥳	th,	day of	Augy	ıst,	1	9 <u>2</u> 6	er e		
							Tott	en,		
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No.	<b>59</b> 6	•		Pa	ge	
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******		Abbie	v. L.К _е ]	lar,		:
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Vol.			Page		4 4 4	1.
			<u>, 13 </u>	***********		Register,

Baldwin Times Print, Bay Minette.

The State of Ala	abama.≀				
Baldwin Count	y.	No. 596.	с	IRCUIT COUR	T, IN EQUITY
:	Sm o 2022	on M.Kollam			
	mili Su G	el M.Kellar	?		Complainant
		vs.			
	Abbi	e L.Kellar,			Defendant
In this cause it appears to	Res	ister,	•		
that a Summons requiring the De	Abbie	L•Kellar,			
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to appear and demur, plead to or	answer the Bill of Co	omplaint in this car	use within thirty	days after the	service of said
Summons upon	Abble L.Ael	lar,	•••••••••••••••••••••••••••••••••••••••	****	
was served upon her by	the Sheriff of	B _{aldwin}	· · · · · · · · · · · · · · · · · · ·	County A	lahama on the
22nd, day of					iabama, on the
day of		192			
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And the said Defendant	. having failed to der	nur, piezd to or a	newer the enid	8:11 of Ca-1-1-	
it is now, therefore, on motion of .	Hon E.P.	Totten Soli	leitor for	Complain	ar to this date, Lant,
it is now, therefore, on motion of .	22011.	-000001,			***************************************
				* **	***************************************
ordered and decreed that the said			it hereby is in	all things taker	as confessed
against the said	Abbie 4.Ke	llar,			•••••••
and the second s	والمستعدد والمستعد والمستعدد والمستع				
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9th					aroresaid.
This 9th, day	of	192	$i(\Omega)$		
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		7	<b>F</b> *		Register.

No.	596. Page
	THE STATE OF ALABAMA, BALDWIN COUNTY.
	CIRCUIT COURT IN EQUITY.
	Emanuel M.Kellar,
	Vs. Abbie ^{L.K} ellar,
	DECREE PRO CONFESSO ON PERSONAL SERVICE.
Issued	Mug 9th, 1926.
	Register.
	<b>MECORDED</b>

LAW OFFICE OF

EDWARD P. TOTTEN

FAIRHOPE, ALA.

Fairhope, Ala., June 21, 1928

T.W.Richerson, Esq. Register of Circuit Court Bay Minette, Ala.

Dear sir:-

Herewith I hand you Bill of Complaint, in duplicate, in the matter of Emanuel M. Keller vs. Abbie L. Keller, for divorce. Will you kindly have summons issued and served personally on respondent at Fairhope. I enclose copy of bill, but as I understand it is not necessary that service of complaint be made on respondent, unless demanded, suggest that only summons be served in the first instance.

Will you kindly acknowledge receipt of these papers at your convenience and advise me further in the premises.

With all good wishes, believe me,

EPT/IM

Verv sincerely yours,

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		n County.	· 	, 			
			Emanuel	M.Kellar	•		Complainant
				vs.			*.
San			∧ 7= 7= ± ±	77.77.70			
				L.Kellar	<u></u>		Defendant
d the to	estimony as ne citled to the r	oted by the Re- elief prayed fo	gister; and, upo r in said bill.	n consideration	thereof, the Cou	rt is of opinion	decree pro confesso that the Complain-
tween t	lS, THEREFO he Complaina Defendant.	RE, Ordered, a nt and Defend	djudged and de ant be, and the	creed by the Cor same are hereb	y dissolved, and	is of matrimony the Complainan	heretofore existing is forever divorced
n ac	count of	adulter	***************************************				e I.W.Moorer
	It is	further			rt, that En		ellar,
ave_	the care	_custody	and cont	rol of th	e minor ch	ild Mary	Blanche
- ella	r of Ema	nuel M.A	ellar and	Abbie I.	Kellar.		
						· 	
It i	s further ord	ered, that the		•			
				ract marriage, ı	ipon the paymen	t of the costs of	Court in this cause.
It i	s further ord	ered, that the	said	Imanuel M	·Kellar,		
y the c	osts herein ta	xed, for which	execution may	issue, and if su	ch execution is:	eturned "no pro	perty found," then
ecution	for such cost	ts may issue a	gainst the said	Abbie.	L.Kellar,		
T+ i	s further orde	ered, adindeed	and decreed t	hat said 🖺 🖽	anuel 4.46	:ilar	
				•	anuel M.Ke L.Kellar.	:112T	<del></del>
all not	again marry	except to said		Abbie	L.Kellar,	Andrew Congress Constraints of the Constraints of t	
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	- [mai	uel M.K	ellar		
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day of	<u>-</u>	Sept,		, 192	- 6
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No. 596.

RECORDED

STATE OF ALABAMA
COUNTY OF BALDWIN

Emanuel M. Keller

VS.

Bill of Divorce for Adultery.

Abbie L. Keller

To the Honorable John D. Leigh, Judge of said Court:
Your orator, Emanuel M. Keller, respectfully shows
unto your Honor as follows:

#### First

That he is a native born citizen of the United States over the age of twenty-one years, and for more than ten years last passed has been and now is a resident citizen of Baldwin County in said State, at the Town of Fairhope, therein.

### Second

That on or about the first day of October, 18 , at Garden City, Kansas, he intermarried with Abbie L. Keller, who is a native born citizen of the United States over the age of twenty-one years, and for more than ten years last passed has been and now is a resident citizen of Baldwin County in said State, at Town of Fairhope therein, and that they ever since have been and now are lawful husband and wife.

### Third

That to such marriage and union was born six sons, who are now all over the age of twenty-one years and self-supporting, and one daughter, a minor of the age of thirdeen years, who is residing with her mother at said Town of Fairhope.

#### Fourth

That on or about the fifteenth day of May 1926, the said Abbie L. Keller committed adultery with one, Moore, whose name is to your orator unknown, and that at different times since the said fifteenth day of May, the said Abbie L. Keller has committed adultery with the said Moore

#### Fifth

That said Abbie L. Keller is not a fit and proper person to have the care and custody of the said minor child, a girl of the age of thirteen years named Mary Blanche, and that your orator has a good home and is a fit and proper person to have the care and custody of such minor.

#### Sixth

That the said Abbie L. Keller has been and is guilty of adultery which is recognized as a ground for divorce under the provisions of Section 7407 in the Code of Alabama, 1923.

THE PREMISES CONSIDERED Your orator respectfully prays that the said Abbie L. Keller be made party respondent to this bill of complaint by the usual process of this Honorable Court, and that she be required to demur, plead to or answer the same within the time and under the penalties as provided by law, or that the same be forever confessed.

## PRAYER FOR RELIEF

WHEREFORE your orator prays that upon the final hearing of this cause, the bonds of matrimony now and heretofore subsisting between himself and Abbie L. Keller be wholly dissolved, and that he be granted by this Honorable Court an absolute divorce therefrom; that by the order and decree of this Court your orator may be awarded the care, custody and control of the minor child, Mary Blanche; that your orator may have such other and further relief as to the Court shall seem equitable and just in the premises.

Fairhope, Baldwin County, Alabama

This 19th day of June, 1926

Solicitor for Complainant Fairhope, Alabama

The respondent above named is required

to answer every allegation contained in the foregoing bill, paragraphs first to sixth, inclusive, but not under oath; answer under oath being hereby expressly waived.

Solicitor for Complainant

# The State of Alabama, Circuit Court of Baldwin County, Alabama Baldwin County. (In Equity.)

Emanuel E.Kellar	
vs:	
Abe L.Kellar	Respondent.
I T.W.Richerson,	
as Register and Commissioner	
have called and caused to come before me Emanuel M.	Kellar, Clarence A. Kellar,
George O.Miller,	
witnessnamed in the Requirement for Oral Examination,	on the 16 thday of August
1926, at the office of Regsiter,	
in Bay Minette ,Alabama, and having firm	· · · · · · · · · · · · · · · · · · ·
truth, the whole truth, and nothing but the truth, the said	Witnesses,
doth depose and say as fe	ollows:
Emanuel M. Kellar, witness for complainant	who being duly sworn
testified as follows:-	
My names is Emau ** M · Kellar, I am the com	
against my wife Abbie L.Kellar, We are b the United States over the age of 21 year	s and for more than 10
years prio $r$ to the filing of the $^{ m B}$ ill in	been this cause hater/and now are
bonafide residents citizens of Baldwin Co	
Abbie L Kellar and I were marri	ed on the 1st day of October
1887, at Garden City Kansas, and lived to	gether as man and wife until
May 15th, 1926, We have had born to us six	sons and one daughter, the
sons are all over 21 years of age and sel	f supporting and the daughter
is a minor of the age of 18 years now 1	iving with her mother at
at Fairhope Alabama,	
On the 15th day of May, 1926, my wi	fe Abbie L.Kellar, left
my home and went to live with a man named	
that time skeekes lived and cohabited wit in a house in the Town of Fairhope, During working in Florida, and during that time practically all the time; before she left. I objected to his coming to my home during that if Moorer was not allowed to come to	the year 1925; I was away of the year at my home me to live with Moorer
me and go where she could be with him.	
On account of the above acts of my was a proper person to have the care , custod	ife I thinks she is not y and control of the minor

My father is the proper pesron to have the care, custody and control with the care and is able	to support said minor child.	muy / em
estified as follows: My name is Clarence A.Kellar I am 25 years of f age and reside at Fairhope Baldwin County Alabama,  I am the son of Emanuel M.Kellar and Abbie L Kellar, and know that y parents have resided in Baldwin County Alabama, for more than hree years next preceding the filing of this Bill, the said Emanels Kellar and Abbie L.Kellar lived together as man and wife until ay 15th, 1926 when she went to live with I.W.Moorer, When I cam e own from Miami Fla, in July 1925, for a visit I found I.W.Moorer taying at my mother and Fathers home, at Fairhope Alabama, uring the abscence of my father in Florida. My mother and the said corer have been living, cohabiting in the house in the Town of airhope sine the middle of last May, 1926, and they are still living agather to this date.  My father is the proper pesson to have the care, custody and control of Minor sister Mary Blanche Kellar and he has a home and is able to support her cormfortably.  Ceorge Q.Killar a witness for complainant the being duly sworn as a stiffied as follows: My name is George Q.Killer I am 65 years of ears of age and reside at Fairhope, Baldwin Co, Ala, I have known manuel M.Kellar and Abbie L.Kellar for over six years and know that any have resided in Baldwin for more than three years next before the filing of the of this Bill, and know that they lived together as an and wife diffic. I know that Mrs. Kellar, left her husband about the middle of may this yeer and since that time she has been living the I.W.Moorer, at Fairhope, Alabama and is now living with him, know Mr. Kellar is the proper person to have the care, custody and control of the minor child Mary Blanche, Kellar, and know that he has good home and is able to support her comfortably.	X.	
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I, T. W. Richerson, as Register and Commissioner hereby certify
that the foregoing depositionon Oral Examination was taken down in writing by me in the words
of the witnesses and read over to them and they signed the same in the presense of
myself and Hon. E.P. Totten , Atty for Complainant,
at the time and place herein mentioned; that I have personal knowledge of personal identity of said
witness esor had proof made before me of the identity of said witnesses; 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 August. 192.6  [L. S.)

Vol
Recorded in
M. Register.
Filed August 16th, 192 6.
Oral Deposition
Respondent.
Abbie Kellar,
vs. Complainant
Emanuel M. Kellar
IN CIRCUIT COURT, IN EQUITY.
THE STATE OF ALABAMA BALDWIN COUNTY
NO.596 PAGE