

ARTHUR O. GILBERT, Complainant,

-VS-

LAUREL MCGUIRE GILBERT, Respondent.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HON, THE CIRCUIT COURT-EQUITY SIDE, STATE OF ALABAMA, BALDWIN COUNTY, AND THE HON. JOHN D. LEIGH, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your Complainant, Arthur O. Gilbert, and exhibits this, his Bill of Complaint against the respondent, Laurel McGuire Gilbert for divorce on the grounds of voluntary desertion and abandonment and shows unto your Honor and unto this Honorable Court as follows:

#### FIRST:

That both complainant and respondent are over the age of 21 years; that your complainant is a bona fide resident of Baldwin County, Alabama and has been such resident for more than three years next immediately preceding the filing of this Bill of complaint; that the respondent is a non-resident of the State of Alabama and resides at 43 Park Avenue, White Plains, N. Y.

#### SECOND:

That your complainant and the respondent were married on heretofore to-wit: about tem years ago and they lived together as man and wife until to-wit: June 1920.

#### THIRD:

respondent voluntarily deserted and abandoned your complainant and without just cause or legal excuse; that about a year and a half after such desertion and abandonment complainant did visit the said respondent as her husband; that for the past four and one-half years the respondent, although repeatedly requested to do so, has wholly failed and refused to return to and live with your complainant as his wife; that such abandonment has continued for more than two years next immediately preceding the filing of this Bill of Complaint.

PRAYER FOR PROCESS AND RELIEF:

THE PREMISES CONSIDERED, complainant prays that such

-page one-

#### (page two)

orders and decrees, notices and summons be made and issued necessary to make the above named respondent party defendant to this Bill of Complaint, requiring her to appear and plead, answer or demur within the time and under the pains and penalties prescribed by law and the rules and practices of this court; that upon a final hearing hereof your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between your complainant, Arthur O. Gilbert and the respondent, Laurel McGuire Gilbert, be forever dissolved and, as in duty bound, your complainant will ever pray, etc.

FOOT NOTE: -

The respondent, Laurel McGuire Gilbert is required to answer each and every paragraph of the foregoing Bill of Complaint from First to Third, both inclusive, but answer under oath is hereby expressly waived.

Solicitor for Complainant.

icitor for Complainant.

STATE OF ALABAMA

BALDWIN COUNTY.

Before me the undersigned authority, personally appeared Arthur Oliver Gilbert who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath: -

That his name is Arthur Oliver Gilbert and that he is the Complainant in that certain cause now pending in the Circuit Court-Equity Side, State of Alabama, Baldwin County, wherein Laurel McGuire Gilbert is the defendant; that both affiant and the defendant in said cause are over the age of twenty one years; that the defendant is a non-resident of the State of Alabama, residing at Park Avenue, White Plains, N. Y; that service by publication against the said defendant is necessary to make her party to said cause.

Ethur Oliver Till

Sworn to and subscribed before me, a Notary Public whose seak is bette affixed this August

1926.

Public, Baldwin County, State of Alabama.

PUBLISHED EVERY THURSDAY

### THE BALDWIN TIMES

#### PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE ADVERTISING RATES GIVEN ON APPLICATION

R. B. VAIL

#### BAY MINETTE, ALA.

### AFFIDAVIT OF PUBLICATION

NOTIGE TO NON RESIDENT Start of Alabama, Baldwin Coun- y, Gircull, Court, in Equity. This his 29th do of September, 1926. Arthur O. Gilbert No. 611, vs.	STATE OF ALABAMA, BALDWIN COUNTY.  being duly swon	rn, deposes and says that he is
Linchis cause if being made to appear to the Register of this court by the affidavit of Arthur O Gilbert, that the Defendant Laurel McGuire Silbert, is a non-resident of the State of Alabama and resides at \$2 Park Avenue, White Plains, N. Y. and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is therefore	the PUBLISHER of THE BALDWIN TIMES, a Weekled Minette, Baldwin County, Alabama; that the notice here to the second	reto attached of
ordered hat publication be made in the Baidwin Times, a newspaper published in Bay Minette Baldwin County Alabama once a week for four consecutive weeks requiring her the said Laurel McGuires Gilbert to answer or demur to the Billiof Complaint in this cause by the 30th day of October 1926, or after thirty days therefrom a decree Pro Confessomay be taken again here.  The W. RICEHSON, Register Norborne Stone, Atty for Plaintiff.		
issues:	Was published in said Newspaper for con	secutive weeks in the following  No.
Date of first publication	Och 7 vol.	No
Date of fourth publication	158	No
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DT	CIRCUIT COURT OF
No.611. vs.	Baldwin county
Laurel Mc Guire Gilbert,	IN EQUITY.
I, T.W.Richerson,	
4,9	, Kegister of said Court, do hereby certify that
did, on the 29th day of September,	192, send to
Laurel Mc Guire Gilbert,	Defendant
whose address was 43 Park Avenue White Pl	CTIID M. 1.
by registered mail, postage prepaid, marked "For delivery only to	the person to whom addressed," a copy of the Bil
of Complaint filed in this cause; that I demanded a return receipt a	ddressed to the Register of this Court; and that such
receipt was duly received and filed by me in this cause, on the	// day of Oct 1926
Witness my hand, thisday of	192 🤄
	Mieuwon
Acts 1915, Page 604.	Register.
601 Motion for Decree Pro Confesso on Publication.	
The State of Alabama	CIRCUIT COURT, IN EQUITY.
The State of Alabama, BALDWIN COUNTY.	Dec 4 611. Bay Minette 41a 400 1926
Arthur O Gilbert	Complainants
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Toursel to Guine Gi	lbert. Defendants
Man Water Committee Commit	Derendants
Motion is hereby made for a Decree Pro Confesso against	
Laurel Mc Guire Gilbert,	Defendant
in the annexed stated cause, on the ground that more than thirty day	
was made under the order of this Court; and it having been shown b	y due proof to the Court that said Defendant is a
non-resident of the State of Alabama, and has failed to answer, plea	ad or demur to the Bill in this cause, to the date
nereof.	
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	Solicitor.

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Bay Minette, Ala., 10/75/26

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Solicitor for Complainant.

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	STATE OF ALABAMA,
611.* No.	Baldwin County.
No.	. Whitemanea
VS.	CIRCUIT COURT, IN EQUITY.
Laurel Mo Guire Gilbert,	This the 29th, day of
	September, 6.
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Arthur O.Gilbert,	
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Baldwin County, Alabama, once a week for four consecutive	ve weeks, requiring
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192, or after thirty d	ays therefrom a deree Pro Confesso may
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Borborne Stone.	

Attorneys for Plaintiff.

THE STATE OF ALABAMA,	) CIRCUIT COURT,	IN EQUITY.	
BALDWIN COUNTY.	No. le//	Die 6 ter	Term, 19.2
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10 0000	Saine Gilbert		Complainant
vs. Livel KIK	Mure & selfier		Defendant
In this cause it appears to the Register		that the order of	publication here-
tofore made in this cause, was published for fou	r consecutive weeks, commenc	ing on the	day of
September, 1926,	in the Buldw	in Time	~
a newspaper published in 13 afficien			
House door in Breezew	County, on the	3000	day of
Sept 1926, and			
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And it now further appearing to the Regi	•		•
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having to the date hereof failed to demur, plead	to or answer the Bill of Con	mplaint in this cause,	it is now, there-
fore, on motion of Complainant, ordered and	decreed by the Register	<u> </u>	that the
Bill of Complaint in this cause be, and it hereby	is in all things taken as con	fessed against the sa	aid
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	/		Register.

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vs.	. , -
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appears of record in said Court.	
Witness my hand and the seal of said Court, this theday of	

i.	No. 611	
	THE STATE OF AL	•
12	CIRCUIT COURT, IN	
	Arthur O.Gil	hert:
	V8.	
· 	Laurel Mc Gu	ire Gilbert.
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2	DECREE OF DIV	ORCE.
Filed	in office this	rcer
ay of.	Frebu	cary, 192 >
J	mai	
/ (		Register.
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RECORDED

## The State of Alabama, Baldwin County.

CIRCUIT COURT OF BALDWIN COUNTY, IN EQUITY.

WE COMMAND YOU, That you summon Laurel Mc Guire Gilbert,  43. Park Avenue, White Flains, New York.  New York  Mew Yo
of New York and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert,
of New York Abhase to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert,
of New York Schaffe to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert.
of New York Arthur O.Gilbert,  Arthur O.Gilbert,
of New York Exhause to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert.
New York  Of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert,
New York  Althur O.Gilbert,  against said
New York  ofNew York  of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Arthur O.Gilbert,
of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by  Arthur O.Gilbert,
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by  Arthur O.Gilbert,  against said
Arthur O.Gilbert,
against said
against saidLaurel Mc Guire Gilbert,
Laurel Mc Guire Gilbert,
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and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.
WITNESS, T. W. Richerson, Register of said Circuit Court, this 29th day of
September, 192 6  Mullium Register.
N. B.— Any party defendant is entitled to a copy of the bill upon application to the Register.

Circuit	Cou	rt of In E		dwin ( y.	County
	No	•			
		SUMM	ONS	3	
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	 La	urel		Guire	Gilber
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	- Military description	Soli	citor	for Con	plaináit

### THE STATE OF ALABAMA, BALDWIN COUNTY.

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Received in office this	• • • • • • • • • • • • • • • • • • •
day of	192
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AND PROCESSION OF THE PROCESSI	Nhoritt
Executed this	•
	192
by leaving a copy of the within	Summons with
	Defendant.
	· 
•	Shoriii.
	•
By	Deputy Sheriff.
Sept 29th, Copy of Complaint & registered Laurel Gilbert, 43 Park A White Plains N.Y. Register.	Summons Mc Guire venue,

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

Arthur Gilbert Complainant.
vs.
Laurel Mc Guire Gilbert. Respondent.
IRicherson,
as Register and Commissioner
have called and caused to come before me Chas Weekley, and Arthur O Gilbert,
***************************************
***************************************
witnesses named in the Requirement for Oral Examination, on the 17 day of Dec
192.6., at the office of Bay Minette Alabama,
in,Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said. Witnesses.
doth depose and say as follows:
Chas Weekley a witness for complainant who being duly sworn testified as follows: - & & & & My Names is Charles Weekley I am.
over 21 years of age and a bona fide resident of Baldwin County
Alabama, and have been all my life. I know Arthur O Gilbert, he is over
21. years of age and a bonafide resident of Baldwin County and has bee such resident for 3 years next preceding the filing of this bill.  I know Laurel Mc Guire Gilbert, the wife of the complainant
she is over 21 years of age next before the filing of this bill and
is a non resident of the State of Alabama.  Arthur O Gilbert and Laurel Mc Guire Gilbert lived together as man and wife at Dyas Baldwin County, Alabama for some years until about June 20th, 1926, the said Laurel Mc Guire Gilbert voluntarily abandoned
and deserted Arthur O. Gilbert, without just cause or excuse so far as
I know and has not lived with him as his wife since that time at
their home in Dyas Baldwin County, Alabama,
Chas Weekley
***************************************

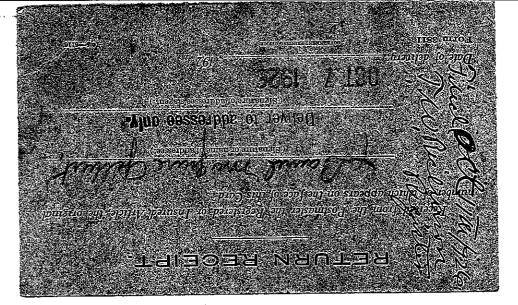
I,I. W. Richerson.
that the foregoing depositionon Oral Examination was taken down in writing by me in the words
of the witness estand read over to themandtheysigned the same in the presense of
myselfsnd Hon. H. C. Stone Atty for Complainant.
at the time and place herein mentioned; that I have personal knowledge of personal identity of said
witnessesor 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

NC	611	PA	AGE	
THE STATE OF ALABAMA BALDWIN COUNTY				
IN	CIRCUIT	COURT,	IN	EQUITY.
	Arthur (	) Gilber	t	
		vs.	(	Complainant
	Laurel	Me Guir	e <u>Ci</u>	Lbert;
			I	Respondent.
	Oral	Depo		
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Register





Arthur 0. Gilbert, the complainant and a witness for complainant, after being duly sworn, testified as follows:-

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My name is Arthur O. Gilbert and I am the complainant in the above styled cause wherein my wife, Laurel McGuire Gilbert is the respondent. Both myself and the respondent are over 21 years of age. I am a bona fide resident of Baldwin County, Alabama, with my home near Dyas. I have been such a resident for more than three years next immediately preceding the filing of the Bill of Complaint in this cause. The defendant is a non-resident of the State of Alabama and resided on August 4th., 1926 and now resides at 43 Park Avenue, White Plains, N. Y.

I and the defendant were married about ten or eleven years ago and we lived to-gether as man and wife until during the month of June, 1920, when my wife, the respondent, voluntarily deserted and abandoned me without just cause or legal excuse. Such desertion and abandonment took place in Baldwin County, Alabama. About a year and a half after this desertion I visited my wifeone time and this was while she was in White Plains, N. Y. Since that time and being for the past 4½ years my wife has continued to abandon and desert me although I have repeatedly requested her to return to my home; that this abandonment took place more than two years before the filing of the Bill of Complaint in this cause and has continued without interruption.

On one occasion during the past  $4\frac{1}{6}$  years I sent my wife \$100.00 for the express purpose of providing her transportation to return to me but she refused to do so.

I gave her no reason for deserting me as she did and have done all that I could to get her to return for the past six years.