

(2952)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

AMY CARROLE FORTE DUCK, Complainant

vs.

CHARLES L. DUCK, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer & 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 Amy Carrole Forte Duck is forever divorced from the said Charles L. Duck for and on account of Abandonment.

IT IS FURTHER ordered, adjudged and decreed that the Complainant shall have the care, custody, and control of Charles Steven Duck

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 again 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 the payment of the cost of this suit.

It is further ordered that Amy Carrole Forte Duck the Complainant pay the cost herein to be taxed, for which execution may issue.

This 30 day of January, 1953

Handwritten signature of Judge M. J. Lee, 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.

No. 2952 Page \_\_\_\_\_

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

AMY GARROLE FORTE DUCK

Complainant

vs.

CHARLES L. DUCK

Respondent

**DIVORCE DECREE**

**FILED**  
JAN 30 1952  
ALICE I. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT

TO: Lyrleene Nixon

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 Amy Carrole Forte Duck and Lonnie Forte

as witnesses in behalf of Amy Carrole Forte Duck in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

Amy Carrole Forte Duck

Complainant

and

Charles L. Duck

Respondent

on oath, to be by you administered, upon Amy Carrole Forte Duck and Lonnie Forte to take and certify the deposition s of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 29<sup>th</sup> day of Jan, 1954

*[Handwritten Signature]*

Register.

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. 295-2

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

AMY CAROLE FORTE DUCK

Complainant—

vs.

CHARLES L. DUCK

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED  
JAN 28 1953  
WITNESSES:

ALICE A. DUCK, Registrar

AMY CARROLE FORTE DUCK

vs.

CHARLES L. DUCK

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, \_\_\_\_\_  
Answer & Waiver of Respondent, Testimony of Amy Carrole Forte Duck and  
Lonnie Forte

and in behalf of Defendant upon \_\_\_\_\_

*[Handwritten signature]*

*Charles L. Duck*  
Register.

No. 193-2.....

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

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

AMY CARROLE FORTE DUCK

vs.

CHARLES L. DUCK

**NOTE OF TESTIMONY**

Filed in Open Court this .....  
day of **FILED** ..... , 194  
**JAN 28, 1953**

ALICE J. DUCK, Register Register.

**THE STATE OF ALABAMA**  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

AMY CARROLE FORTE DUCK

Complainant

VS.

CHARLES L. DUCK

Respondent

I, Lyrleene Mixon

as Register and Commissioner

have called and caused to come before me Amy Carrole Duck and Lonnie Forte

witnesses named in the Requirement for Oral Examination, on the 28 day of January 19453, at the office of C. LeNoir Thompson in Bay Minette, Alabama, and having first sworn said Witness<sup>es</sup> to speak the truth, the whole truth, and nothing but the truth, the said Amy Carrole Forte Duck and Lonnie Forte doth depose and say as follows:

That my name is Amy Carrole Forte Duck, the Respondent is Charles L. Duck, we are both over the age of 21 and are bona fide residents of Baldwin County and have been more than two years next preceding, we were married in Lucedale, Mississippi on January 8, 1947 and lived together as husband and wife in Baldwin County, Alabama until the Respondent abandoned the Complainant on or about January 1, 1951, we have not lived together as husband and wife since that abandonment. There was born as fruits of this marriage one child, Charles Steven Duck, age about 5 and I submit to this Honorable Court that the Complainant is a suitable, fit, and proper person to have the care, custody, and control of the said child, and respectfully ask the court to grant to me as complainant the permanent care, custody, and control of my child, the said Charles Steven Duck. I have had the continual care, custody, and control of this child. I know that I can never live with the Respondent again as his wife and respectfully ask the court to grant me a divorce.

Amy Carole Forte Duck

That my name is Lonnie Forte, I know both parties to this cause, they are both over the age of 21, and have been residents of Baldwin County, Alabama, more than two years next preceding, they were married in Lucedale, Mississippi, on January 8, 1947 and lived together as husband and wife in Baldwin County until on or about the first part of January 1951, the Respondent voluntarily abandoned the bed and board of the Complainant without cause at that time, and they have not lived together as husband and wife since, there was born as fruit of this marriage one child, Charles Steven Duck age about 5 years, I believe that the Complainant is a fit, suitable, and proper person to have the care, custody and control of this child.

L. Forte

**ORAL EXAMINATION.**

I, Lynleene Nixon, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition son Oral Examination was taken down by me in writing 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 proom 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 28 day of January, 19453

Lynleene Nixon (L. S.)

NO. 29672

PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

**Oral Deposition**

Filed \_\_\_\_\_, 194

Register.

**FILED**  
Recorded in

Record

Vol. ALB 1 2004 Page

Register.



AMY CAROLE FORTE DUCK  
COMPLAINANT

VS

CHARLES L. DUCK  
RESPONDENT

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¶  
¶

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY.

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

The Respondent admits the allegations as to ages, marriage and residence, but denies all other allegations contained in the bill of complaint, and demand 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.

Charles L. Duck

STATE OF ALABAMA  
BALDWIN COUNTY

I, C. L. Fair Thompson, a Notary Public, in and for said County, in said State, hereby certify that Charles L. Duck 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, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 27 day of January, 1953.

C. L. Fair Thompson  
Notary Public, Baldwin County, Alabama.

295-2

RECORDED

AMY CARROLE FORTE DUCK

COMPLAINANT

VS

CHARLES L. DUCK

RESPONDENT

Answer & Waiver

FILED

JAN 23 1953

ALICE J. DUCK, Register

From the Law Offices of  
C. LeNoir Thompson  
Bay Minette, Alabama

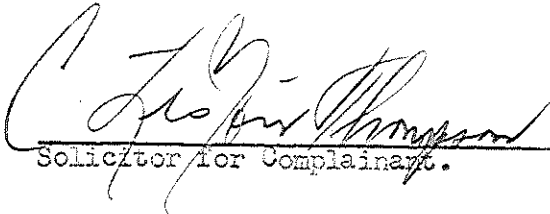




to this bill of complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that upon final hearing hereof your Honor will grant to her an absolute divorce forever barring the bonds of matrimony existing between your Complainant and Respondent.

That the care, custody and control of the child be awarded to the Complainant, and that upon a final hearing of this cause, that your Complainant be awarded such other further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Solicitor for Complainant.

RECORDED

2952

AMY CAROLE FORTE DUCK

COMPLAINANT

VS

CHARLES L. DUCK

RESPONDENT

Bill of Complaint

FILED

JAN 28 1952

AUDRE J. DUCK, Register

From the Law Offices of  
C. LeNoir Thompson  
Bay Minette, Alabama

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