

(2981)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

HATTIE MAE ELLIS AMOS

, Complainant

vs.

ELBERT ADOLPHUS AMOS

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confession and~~ answer and 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 Hattie Mae Ellis Amos is forever divorced from the said Elbert Adolphus Amos for and on account of abandonment

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant be permitted to resume her maiden name of Hattie Mae Ellis

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 Hattie Mae Ellis Amos the Complainant pay the cost herein to be taxed, for which execution may issue.

This 2nd day of April, 1953

Elbert M. [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.

No. _____ Page M

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

*Filed 11-2-53
Judge [unclear]
clerk*

HATTIE MAE ELLIS AMOS) IN THE CIRCUIT COURT OF BALDWIN COUNTY,
COMPLAINANT)
VS) ALABAMA, IN EQUITY, NO. _____
ELBERT ADOLPHUS AMOS)
RESPONDENT)

C E R T I F I C A T E

I, ANN STREET, The Commissioner agreed upon by the parties to take the testimony herein, hereby certify that in pursuance of the powers conferred upon me by said agreement, I caused to appear before me the witnesses requested, that is to say, Hattie Mae Ellis Amos the Complainant and Josie Stone; that said witnesses appeared before me at 74 Main Street, Prichard, Alabama on the 24th day of March, 1953; that they were known to me; that I caused them and each of them to be duly sworn according to law; after which they were orally examined by Shelton Street, Solicitor for Complainant, and in answer to said ^{oral} interrogatories they did testify as hereinafter set out, in narrative form; that I then caused their said testimony to be reduced to writing as near as might be in the identical language of said witnesses; that their said testimony was then by me read over to them and they did assent to and subscribe the same in my presence and in the presence of said Shelton Street, Solicitor for Complainant.

I DO FURTHER CERTIFY that I am not of counsel or of kin to either of the parties ~~to~~ ^{their cause} and have no interest whatsoever in the result thereof.

IN WITNESS WHEREOF I have hereunto set my hand this the 24th day of March, 1953.

Ann Street
COMMISSIONER

HATTIE MAE ELLIS AMOS
COMPLAINANT
VS
ELBERT ADOLPHUS AMOS
RESPONDENT

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA
IN EQUITY
NO. _____

DEPOSITION OF HATTIE MAE ELLIS AMOS

My name is HATTIE MAE ELLIS AMOS. I am the Complainant in this cause, and am the wife of the Respondent. I am and have been for more than one year next before the filing of this suit a bona fide resident citizen of the State of Alabama, Mobile County, more than 21 years of age. The Respondent is a resident of Baldwin County, Alabama, and was more than 21 years of age at the time this suit was started.

The Complainant and I were lawfully married to each other at Bay Minette, Alabama on the 14th day of February, 1942, and lived together as husband and wife for several years thereafter. No child was born to us and none is expected.

More than one year next before the filing of this suit the Respondent voluntarily abandoned the bed and board of myself, the Complainant in Baldwin County, Alabama and has never returned to me or cohabited with me as his wife or otherwise since. His abandonment of me has been open, notorious, uninterrupted, and with no indication of any intention at any time of ever returning to me or resuming marital relations with me. So after waiting for more than a year for him to do so or show some indication of such intention, I have started this suit for divorce.

Hattie Mae Ellis Amos
HATTIE MAE ELLIS AMOS

HATTIE MAE ELLIS AMOS | IN THE CIRCUIT COURT OF BALDWIN
COMPLAINANT | COUNTY, ALABAMA
VS | IN EQUITY
ELBERT ADOLPHUS AMOS | NO. _____
RESPONDENT |

DEPOSITION OF JOSIE STONE

My name is JOSIE STONE. I am a resident of Mobile Alabama and know the parties to this suit, they having lived with me for several years. They were lawfully married to each other at Bay Minette, Alabama on the 14th day of February, 1942 and lived together as husband and wife for several years thereafter. They never had a child born during these years of marriage, and I understand that there is none expected. The Complainant is and has been for more than one year next prior to the filing of this suit a bona fide resident citizen of the State of Alabama, Mobile County, and is more than 21 years of age. The Respondent is a resident of Baldwin County, Alabama, and he was more than 21 years of age at the time this suit was started.

More than one year next before the starting of this suit the Respondent ELBERT ADOLPHUS AMOS, voluntarily abandoned the bed and board of the Complainant in Baldwin County, Alabama, and he has never returned to her or resumed marital relations with her since. His abandonment of her has been open, notorious, and uninterrupted, and without indication at any time of intention on his part to return to her or resume marital cohabitation with her.

So after waiting for more than a year for him to return to her or show some indication of intention to do so she has started this suit for divorce.

Josie Stone

JOSIE STONE

FILED

ALICE J. DUCK, Register

RECEIPT

The State of Alabama, Baldwin County

Equity Division, Circuit Court.

No. ²⁰⁹⁹ 1599

Case No. 2981

Date 3-26, 1943

RECEIVED OF Butter Street (Amos Amos)

the sum of Twelve

Trial Tax	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$
	\$

Alfred Duke
As Register, Baldwin County, Ala.

Total \$ 120.00

By _____

Complainant

No.

Vs.

ELBERT ADOLPHUS AMOS

Defendant

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

ANSWER AND WAIVER

Comes the Defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegation of said Bill of Complaint and demands strict proof thereof.

I agree that the testimony in this cause may be taken by disposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause.

Elbert Adolphus Amos
Defendant

Note: The space below is intended for "Agreements Between the Parties"

It is mutually agreed between the parties as follows:

That Ann Street, of Prichard, Alabama is a suitable person to take the testimony herein, and that she may do so without a Commission from the Court.

2. That the Respondent shall pay the Complainant, in lieu of all other alimony or attorneys fees, or other expenses or costs, the sum of One Thousand Dollars, payable \$400.00 now, the receipt whereof she hereby acknowledges, and \$200 on the 10th day of April, 1952; \$200 on the 10th day of May, 1952, and \$200 on the 10th day of June, 1952. Said installments may be paid in advance of said respective dates, if the Respondent so desires.

Hattie Mae Ellis Amos
COMPLAINANT

Elbert Adolphus Amos
RESPONDENT

STATE OF Alabama

COUNTY OF Mobile

I, Ann Street, a NOTARY PUBLIC in and for said State and County, do hereby certify that Hattie Mae Ellis Amos, and Elbert Adolphus Amos whose names is signed to the foregoing instrument, and who is known to me, acknowledged before me this day, that being informed of the contents of the instrument, they executed the same voluntarily on the day same bears date.

Witness my hand and seal this 21st day of March, 1953

Filed, _____

JAMES A. CRANE, REGISTER

Ann Street

NOTARY PUBLIC

STATE OF _____

COUNTY OF _____

RECORDED

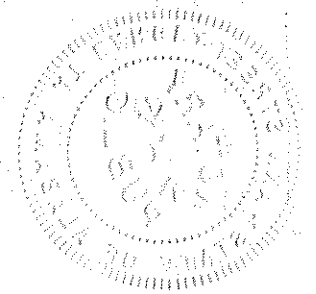
No. 2981

VS.

ANSWER AND WAIVER

Filed 3-23, 1953

Herbert J. ...
Register



HATTIE MAE ELLIS AMOS COMPLAINANT		IN THE CIRCUIT COURT OF BALDWIN
		COUNTY, ALABAMA
VS		IN EQUITY
ELBERT ADOLPHUS AMOS RESPONDENT		NO. _____

TO THE HONORABLE JUDGE OF SAID COURT, Sitting In Equity:

Comes now your Complainant, HATTIE MAE ELLIS AMOS, and, humbly complaining presents this her Bill of Complaint against the Respondent, ELBERT ADOLPHUS AMOS, and shows:

O N E

Complainant is and has been for more than one year next before the filing of this Bill of Complaint a bona fide resident citizen of the State of Alabama, Mobile County, more than 21 years of age. The Respondent is a resident of Baldwin County, Alabama, more than 21 years of age.

T W O

The Complainant and the Respondent were lawfully married to each other on to-wit the 14th day of February, 1942, at Bay Minette, Alabama, and lived together as husband and wife for several years thereafter. No child was born of this marriage and none is expected.


T H R E E

More than one year next before the filing of this Bill of Complaint the Respondent voluntarily abandoned the bed and board of the Complainant in Baldwin County, Alabama and has not cohabited with her as her husband or otherwise since.

P R A Y E R

THE PREMISES CONSIDERED, Complainant prays that Respondent be made the party defendant hereto in a manner provided by law; that upon a final hearing herein a decree be rendered forever dissolving and annulling the bonds of matrimony heretofore existing between the parties hereto; that in said decree and as a part thereof the Complainant be permitted to resume the use of her former name of HATTIE MAE ELLIS.

AND COMPLAINANT PRAYS FOR GENERAL RELIEF.


SOLICITOR FOR COMPLAINANT


COMPLAINANT

RECORDED

No 2981

Hattie Mae Ellis Amos

vs.

Albert Adolphus Amos

Complaint

FILED

3-23-53
ALICE J. DUCK, Register

HATTIE MAE ELLIS AMOS
COMPLAINANT

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA

No.-----VS.

IN EQUITY

ELBERT ADOLPHUS AMOS
RESPONDENT

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof as noted.

Dated, March 25, 1953.

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

FILED, 3-26-53
W. J. Stone Register

Bill of Complaint, Answer and Waiver, Depositions of Hattie Mae Ellis Amos and Josie Stone

W. J. Stone

Solicitor—for Complainant

FOR RESPONDENT

Solicitor—for Respondent

1862

M
No. _____

Vs.

**ORDER OF SUBMISSION
NOTE OF EVIDENCE**

FILED

Terms, 19

, 19

Ent. Min. No. _____, Page _____

312653
ALICE L. DICK, Register