

(1274)

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

CLAUDE IVORY

Complainant

VS.

ELIZABETH IVORY

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso

on Personal Service by Registered Mail 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 Claude Ivory

is forever divorced from the said Elizabeth Ivory

for and on account of Abandonment

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 \_\_\_\_\_  
the Complainant pay the cost herein to be taxed, for which execution may issue.

This 9<sup>th</sup> day of April

1945

*E. W. Hall*

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. 1274 Page \_\_\_\_\_

**The State of Alabama**  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

**DIVORCE DECREE**

Filed this \_\_\_\_\_ day of

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

Register

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - - GREETINGS:

WE COMMAND YOU, that you summon ELIZABETH IVORY to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction within thirty days after the service of summons, and there to plead, answer or demur without oath to a bill of complaint lately exhibited by Claude Ivory, against the said Elizabeth Ivory, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit under penalty of the law. And we further command that you return this writ with your execution thereon to our said Court, immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Court this the 10 day of February, 1945.

  
Register

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CLAUDE IVORY	)	IN THE CIRCUIT COURT OF
COMPLAINANT	)	BALDWIN COUNTY, ALABAMA.
VS.	)	IN EQUITY
ELIZABETH IVORY	)	
RESPONDENT	)	

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Now comes your Complainant, Claude Ivory, and humbly complaining against the Respondent, Elizabeth Ivory, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age and a bona-fide resident of Baldwin County, Alabama, and has been for more than three years next preceding the filing of this bill of complaint in this cause; that the Respondent is over twenty-one years of age and a non resident of the State of Alabama, her address being 1329 Grove Street, Middletown, Ohio;

2.

That your Complainant and the Respondent were married in Pensacola, Florida, January 29, 1941, and lived together as husband and wife until in April, 1943;

3.

That in April, 1943, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process, make the said Elizabeth Ivory party Respondent to this cause of action, requiring her 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.

Complainant further prays that your Honor will, upon the final hearing hereof, enter an order and decree granting to the Complainant an absolute decree of divorce, forever barring the bonds of matrimony existing between him and the Respondent; that your Honor will give and grant to him such other, further, different or general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By: *H. Lee*  
Solicitors for the Complainant

1274

CLAUDE IVORY.

~~XXXXXXXXXXXX~~

COMPLAINANT

VS.

ELIZABETH IVORY.

~~XXXXXXXXXX~~

RESPONDENT

SUMMONS AND COMPLAINT

*Filed Feb 6 1945*  
*Proctor*  
*Blair*

Claude Ivory

vs.

Elizabeth Ivory

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 6th day of February 1945, a copy of the Bill of Complaint filed in this cause was sent to Elizabeth Ivory

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on the 12th day of February 1945, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said Elizabeth Ivory

Defendant

This the 19th day March 1945

Register.

No. 1274

CIRCUIT COURT OF BALDWIN  
COUNTY, ALA.

In Equity.

Claude Ivory

vs.

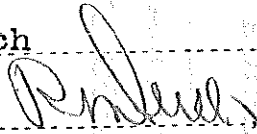
Elizabeth Ivory

Decree Pro Confesso After  
Notice By Registered Mail.

Filed in office this 19th day of

March

1945



Register

Entered in O. B. Page

CLAUDE IVORY

COMPLAINANT

vs.

ELIZABETH IVORY

RESPONDENT

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, \_\_\_\_\_  
Decree pro confesso, personal service by registered mail.

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

*F.S. Neuch*

Register.



No. 1279

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

*Ivory*

vs.

*Ivory*

**NOTE OF TESTIMONY**

Filed in Open Court this 9<sup>th</sup>

day of April 1955

*R. H. [Signature]*

REGISTER

THE STATE OF ALABAMA, }  
Baldwin County

CIRCUIT COURT

TO Lillian Patterson

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 Claude Ivory and Georgia Lee Mason

as witnesses in behalf of Complainant, Claude Ivory in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Claude Ivory

Complainant  
and Elizabeth Ivory

Defendant,  
on oath to be by you administered, upon Claude Ivory and Georgia Lee Mason

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 9th day of April, 1945.

R. S. Neuch  
REGISTER

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

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

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

**THE STATE OF ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

Complainant \_\_\_\_\_

VS.

Defendant \_\_\_\_\_

**Commission To Take Deposition**

**COMMISSIONER:**

**Witnesses:**

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

**THE STATE OF ALABAMA**

**Baldwin County**

CIRCUIT COURT

Complainant \_\_\_\_\_

vs.

Defendant \_\_\_\_\_

**Commission To Take Deposition**

COMMISSIONER:

Witnesses:

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Claude Ivory \_\_\_\_\_ Complainant

VS.

Elizabeth Ivory \_\_\_\_\_ Respondent

I, Lillian Patterson

as ~~Register and~~ Commissioner \_\_\_\_\_

have called and caused to come before me Claude Ivory and Georgia Lee Mason

witnesses named in the Requirement for Oral Examination, on the 4th day of April 1945, at the office of Beebe & Hall in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said Claude Ivory and Georgia Lee Mason doth depose and say as follows:

My name is Claude Ivory. I am a bona resident of Baldwin County, Alabama, a and over twenty-one years of age. I have been a bona fide resident of Baldwin County, Alabama, for the past seventeen years.

The Respondent is a non resident of the state of Alabama, and over twenty-one years of age. Her address is 1329 Grove Street, Middletown, Ohio. She is not in the military or naval service of the United States.

The Respondent and I married at Pensacola, Florida on January 29th, 1941. We lived together as husband and wife in Baldwin County, Alabama, until in April 1943.

The Respondent in April 1943 voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time. She has been up North for more than a year. I know that she never intends to live with me again. I gave her no reason for leaving me.

Claude Ivory

Georgia Lee Mason, a witness for the Complainant being first duly sworn, deposes and says:

My name is Georgia Lee Mason. I live at Bay Minette, in Baldwin County, Alabama. I have known Claude Ivory all my life. We live in the same community and I see him practically every day. I know of my own personal knowledge that Claude Ivory and Elizabeth Ivory have not lived together as husband and wife since the early part of April, 1943.

Elizabeth Ivory is now living in the North. She has been gone something like two years.

Georgia Lee Mason

**ORAL EXAMINATION.**

I, Lillian Patterson, as ~~Register and~~ Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witnesses and read over to them and they signed the same in the presence of myself and H. M. Hall

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 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 4th day of April, 1945.

Lillian Patterson (L. S.)

NO. 1274 PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

**Oral Deposition**

Filed 4-9, 1945

R. S. Wicks, Register

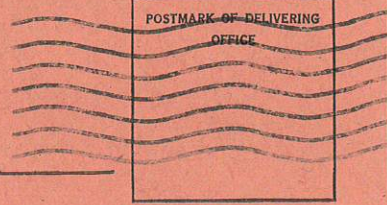
Recorded in

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_, Register.

Post Office Department  
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



*[Handwritten scribbles and signatures]*

Return to RS Dorch

(NAME OF SENDER)

Street and Number,  
or Post Office Box

*[Handwritten: Bay Minette, Ala.]*

REGISTERED ARTICLE

No. \_\_\_\_\_

Post Office \_\_\_\_\_

INSURED PARCEL

No. \_\_\_\_\_

16-18421

State \_\_\_\_\_

# RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Elizabeth D. Ory  
(Signature or name of addressee)

2 \_\_\_\_\_  
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery FEB 9 1945, 194