

1306

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

Your Oratrix, Mildred Agnes Hall, presents this Bill of Complaint against Lyman James Hall, and thereupon your Oratrix complains and shows unto the Court and your Honor as follows:

1. Your Oratrix and the Respondent are each over twenty-one years of age and are each residents of Baldwin County, Alabama.
2. Your Oratrix and the Respondent were lawfully married in Bay Minette, Alabama on December 27, 1941 and lived together as man and wife in Baldwin County, Alabama until about December 21, 1943, when the Respondent voluntarily abandoned your Oratrix without fault on her part and the said parties have not lived together since the said date.
3. Your Oratrix' maiden name was Mildred Agnes Little.

PRAYER FOR PROCESS

Your Oratrix prays that the Court will take jurisdiction of the cause made by this Bill of Complaint; that due notice thereof be given to the Respondent, Lyman James Hall, in the form and manner prescribed by law and the practice of this Honorable Court.

PRAYER FOR RELIEF

THE PREMISES CONSIDERED, your Oratrix prays that upon a final hearing of this cause the Court will make and enter a proper order or decree dissolving the bonds of matrimony now existing between your Oratrix and the said Respondent, divorcing your Oratrix from the said Respondent, granting unto them the right to marry again and giving and granting your Oratrix the right to resume the use of her maiden name. Your Oratrix prays for such other, further and general relief as she may be equitably entitled to the premises considered.

J. B. Blackburn
Solicitor for Oratrix.

MILDRED AGNES HALL,
Complainant,
VS.
LYMAN JAMES HALL,
Respondent.


IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1305

NOTE OF TESTIMONY

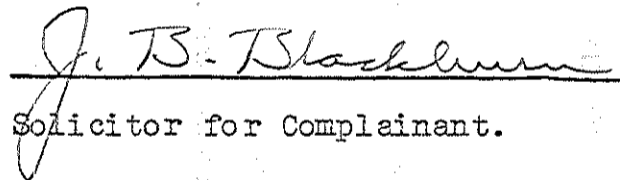
This cause is submitted on behalf of the Complainant upon the following:

1. Original Bill of Complaint.
2. Answer.
3. Oral Deposition of Complainant, Mildred Agnes Hall, taken before Ora S. Nelson, as Commissioner.

Dated this 28 day of March, 1945.



Register.



Solicitor for Complainant.

NOTE OF TESTIMONY

MILDRED AGNES HALL,
Complainant,
VS.
LYMAN JAMES HALL,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1306.

MILDRED AGNES HALL,
Complainant,
VS.
LYMAN JAMES HALL,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1306.

FINAL DECREE

This cause coming on to be heard on this date is submitted for Final Decree on behalf of the Complainant upon the Original Bill of Complaint; Answer and the Testimony as noted by the Register; upon consideration of all of which the Court is of the opinion that the Complainant is entitled to the relief prayed for in her said Bill of Complaint, WHEREUPON, it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:


1. The bonds of matrimony heretofore existing between the Complainant, Mildred Agnes Hall, and the Respondent, Lyman James Hall, be, and they are hereby dissolved and the Complainant be and she is hereby divorced from the Respondent on the ground of abandonment.

2. The parties to this cause are each hereby permitted to again contract marriage but they shall not marry except to each other until after the expiration of sixty days from the date of this Decree and if an appeal is taken in this cause within sixty days, they shall not marry except to each other during the pendency of the said appeal.

3. The Complainant shall be and she is hereby permitted to resume the use of her maiden name of Mildred Agnes Little.

4. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED this 31st day of March, 1945.



Judge.

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

MILDRED AGNES HALL

Complainant

VS.

LYMAN JAMES HALL

Respondent

I, Ora S. Nelson
as ~~Register and~~ Commissioner _____
have called and caused to come before me Mildred Agnes Hall

witness _____ named in the Requirement for Oral Examination, on the 28th day of March
1945, at the office of J. B. Blackburn
in Bay Minette, Alabama, and having first sworn said Witness _____ to speak the
truth, the whole truth, and nothing but the truth, the said Mildred Agnes Hall
_____ doth depose and say as follows:

My name is Mildred Agnes Hall. I am over twenty-one years of age and am a resident of Baldwin County, Alabama. The Respondent, Lyman James Hall, is over twenty-one years of age and a resident of Baldwin County, Alabama but he is now in the military service of the United States.

I was lawfully married to the Respondent in Bay Minette, Alabama on December 27, 1941 and we lived together as man and wife in Baldwin County, Alabama until about December 21, 1943, when the Respondent, Lyman James Hall, voluntarily abandoned me without fault on my part. I have not lived with him since the said date.

My maiden name was Mildred Agnes Little.

Mildred Agnes Hall

ORAL EXAMINATION.

I, Ora S. Nelson, as ~~Register~~ Commissioner hereby certify that the foregoing deposition—on Oral Examination was taken down by me in writing in the words of the witness—and read over to her and she signed the same in the presence of myself and J. B. Blackburn at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 28th day of March, 1945.

Ora S. Nelson (L. S.)

NO. 1306 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

MILDRED AGNES HALL,

vs. Complainant

LYMAN JAMES HALL,

Respondent.

Oral Deposition

Filed 3-28, 1945

Ora S. Nelson, Register.

Recorded in

Record

Vol. _____

Page _____

_____, Register.

MILDRED AGNES HALL,
Complainant,
VS.
LYMAN JAMES HALL,
Respondent.

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

ANSWER

13090
Now comes Lyman James Hall, the Respondent named in this cause and accepts service of a copy of the Bill of Complaint filed against him herein and waives all other and further notice thereof. The Respondent being in the military service of the United States waives all benefits to which he is entitled under the Soldiers and Sailors Relief Act and consents and agrees that this cause be heard and submitted for Final Decree as though he were not in the military service.

Respondent consents that a commissioner be appointed, testimony taken and this cause submitted for Final Decree without notice to him, all of which is hereby expressly waived.

Respondent denies each and all of the other allegations of the Bill of Complaint and demands strict proof of same.

Lyman J. Hall (SEAL)

STATE OF VIRGINIA

Elizabeth COUNTY

I, William J. Berger, a 1st Lt. C/A (HD)
a commissioned officer in the United States Army, do hereby certify that Lyman James Hall, a member of the armed forces of the United States, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this the 9th
day of March, 1945.

William J. Berger
A 1st Lt. C/A.C.

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT

TO Ora S. Nelson

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 Mildred Agnes Hall

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Mildred Agnes Hall is

Complainant

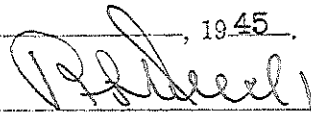
and Lyman James Hall is

Defendant,

on oath to be by you administered, upon her

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

Witness 28th day of March, 1945.



REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1306

THE STATE OF ALABAMA
Baldwin County
CIRCUIT COURT

MILDRED AGNES HALL,

Complainant

vs.

LYMAN JAMES HALL,

Defendant

Commission To Take Deposition

COMMISSIONER:

Ora S. Nelson

Witnesses: