

1329

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

PAULINE DOWNEY MOORE

Complainant

VS.

JAMES W MOORE

Respondent

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

on 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 Pauline Downey Moore is forever divorced from the said James W. Moore

for and on account of Cruelty

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 22 day of October, 19 45

J. W. Hare
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

RECORDED

No. 1320 Page _____

The State of Alabama
BALDWIN COUNTY
IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

DIVORCE DECREE

Filed this _____ day of _____
_____, 194____

Register

Pauline Downey Moore

vs.

James W. Moore

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 18th day of April, 1945, a copy of the Bill of Complaint filed in this cause was sent to James W. Moore

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 23rd day of April, 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 James W. Moore Defendant.

This the 25th day of ~~April~~ May, 192

[Handwritten Signature]
Register.

RECORDED

No. 1320.

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

Pauline Downey Moore.....

vs.

James W. Moore.....

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 25th day of

May, 1945.

R. S. Duck, Register

Entered in O. B. Page

Post Office Department

OFFICIAL BUSINESS



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

POSTMARK OF DELIVERING OFFICE

Return to

R. S. Duck

(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No. *1703*

Post Office *Bay Minette, Ala.*

INSURED PARCEL

No. _____

16-12421

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 **Deliver to Addressee Only** *James M. ...*
(Signature or name of addressee)

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

Date of delivery *2/1/45*, 194*5*

45
11-2-45
James M. ...

RECEIPT FOR REGISTERED ARTICLE No. 1703

70 fee paid. 1 class postage paid. 4-18, 194
(Date)

Declared value, \$ none Surchage paid, \$ _____
From R. S. Duck (Sender)

B. M. (Post office and State)
Addressed to JAMES W. MOORE (Addressee)
417 Magnolia Ave (Street and number) Knoxville, Tenn (Post office and State)

Accepting employee will place initials in space below, indicating restricted delivery
Return receipt fee 4 Special delivery fee _____
Delivery restricted to addressee { in person _____
or order _____
Fee paid 20 Postmaster, per ASR

GPO 16-1266G



Pauline Downey Moore

vs.

James W Moore

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, _____

~~Testimony of Pauline Moore and Carolyn Godwin~~

and in behalf of Defendant upon _____

H.E. Smith
 Solicitor for Complainant

Register.

No. 1320

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Pauline Downey Moore

vs.

James W Moore

NOTE OF TESTIMONY

Filed in Open Court this 19th

day of Oct, 1945

[Signature]
Register.

THE STATE OF ALABAMA }
Baldwin County }

Circuit Court of Baldwin County, Alabama.
(In Equity)

Pauline Downey Moore COMPLAINANT

vs.

James W. Moore RESPONDENT

I, R. S. Duck

as Register and Commissioner

have called and caused to come before me Pauline Downey Moore and Carolyn

Godwin

witness es named in the requirement for Oral Examination, on the 7th day of June

1945, at the office of myself

in Bay Minette, Alabama, and having first sworn said witness es to speak the

truth, the whole truth, and nothing but the truth, the said Pauline Downey Moore

doth depose and say as follows:

My name is Pauline Downey Moore. I am the complainant in this cause for divorce against James W. Moore. I and the respondent are each over the age of twenty-one years. I am now and have been for more than one year next preceding the filing of the bill of complaint in this ~~cause~~ cause a bona fide resident of Baldwin County, Alabama. The respondent, James W. Moore, is a non-resident of the State of Alabama, his present place of residence and postoffice address being 412 Magnolia Avenue, Knoxville, Tennessee.

I and the respondent were married to each other on May 18, 1944, at Bay Minette, Alabama and lived together as man and wife until the 2nd day of March, 1945 and we have not lived together as man and wife or otherwise since said date of March 2, 1945.

After marriage the respondent became addicted to habitual drunkenness and drank intoxicating liquors to such extent that he was ~~was~~ violent and abusive and threatening to me.

From the conduct of respondent towards me immediately preceding our separation, there was reasonable apprehension by me of actual violence by him on my person attended with danger to my life or health. On said date of March 2, 1945, and for three months prior thereto, respondent threatened to do me serious bodily harm and was violent and abusive toward me. He was especially this way when he was under the influence of intoxicating liquors and made so many threats to me that I feared for the safety of my life or health. One night just before we separated he choked me on the street here in Bay Minette, Alabama and was put in jail by the Sheriff. My throat was bruised several days after this. When he got out of jail he kept threatening me and being afraid of him I could not live with him any further. He struck me with his fists on at least three other occasions immediately preceding our separation and I could not stand it any longer. I work and make my own living without any help from him.

Pauline Downey Moore

I, R. S. Lucas as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness X and read over to Mr and Mrs signed the same in the presence of myself and H. E. Smith at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness or had proof 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 5 day of August 1945

R. S. Lucas (L. S.)

1330

No. 1330

Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Moore

COMPLAINANT

Moore

vs.

RESPONDENT

ORAL DEPOSITION

Filed 6. 5, 1945

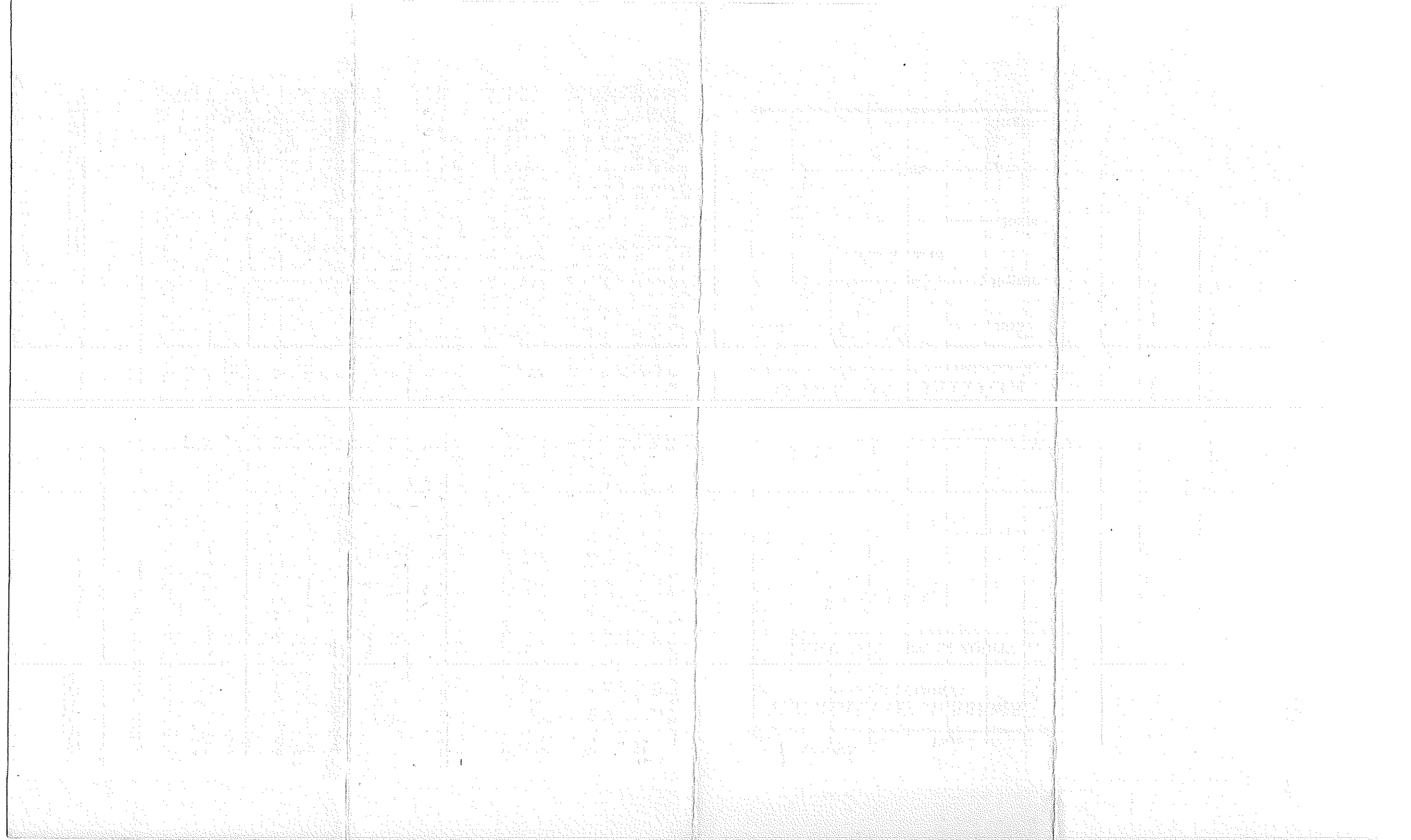
R. S. Lucas, Register.

RECORDED IN

Record

Vol. _____ Page _____

Register



STATE OF ALABAMA,)
BALDWIN COUNTY.)

CIRCUIT COURT IN EQUITY.

TO JAMES W. MOORE:

You are hereby commanded to appear and plead, answer or demur within thirty days from service hereof to a Bill of Complaint filed in this Court against you by Pauline Downey Moore, a copy of which Bill of Complaint is hereto annexed.

WITNESSED my hand this 18th day of April, 1945.

R. S. Danks
Register

Pauline Downey Moore,)
Complainant,) IN THE CIRCUIT COURT OF BALDWIN
vs) COUNTY, ALABAMA
James W. Moore,) IN EQUITY.
Respondent.)

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT:

Now comes your complainant, Pauline Downey Moore, and brings this her Bill of Complaint against James W. Moore, the Respondent, and respectfully alleges as follows:

1. That complainant and respondent are each over the age of twenty-one years, and that the complainant is now, and has been for more than one year next preceding the filing of this her Bill of Complaint, a bona fide resident of Baldwin County, Alabama, and that the respondent, James W. Moore, is a non-resident of the State of Alabama, his place of residence and postoffice address being 412 Magnolia Avenue, Knoxville, Tennessee.

2. Complainant and Respondent were lawfully married to each other on May 18, 1944 at Bay Minette, Alabama and lived together as man and wife until, to-wit: March 2, 1945, and have not lived together as man and wife or otherwise since said date of to-wit: March 2, 1945.

3. The Respondent became addicted after marriage to habitual drunkenness and drank intoxicating liquors to such extent that he was violent and abusive and threatening to complainant.

4. From the conduct of Respondent towards Complainant immediately preceding their said separation, there was reasonable apprehension by complainant of actual violence by respondent on the person of complainant, attended with danger to her life or health. Complainant further alleges that on said date of to-wit: March, 2, 1945, and on three months prior thereto, respondent threatened to do complainant serious bodily harm and was violent and abusive towards Complainant when under the influence of intoxicating liquors as stated in paragraph 3 above and because of such conduct complainant feared for the safety of her life or health.

WHEREFORE, the premises considered, complainant prays that the said James W. Moore, as respondent, be made party respondent hereto and that proper process issue for service upon him. Complainant further prays that upon the final hearing of this cause your Honor will give and grant to her a decree of absolute divorce from the said James W. Moore and will give and grant to complainant permission to again marry if she should see fit to do so, and will restore to her her maiden name of Pauline Downey.

And Complainant further prays for all such other, further and different relief, orders and decrees as may be necessary or proper, the premises considered.

Pauline Downey Moore
Complainant

H. E. Smith
Solicitor for Complainant.