

1361

**THE STATE OF ALABAMA** BALDWIN **County**

**CIRCUIT COURT, IN EQUITY**

ETHEL ADAMS Complainant

vs.

CHESTER ADAMS Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on 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 Ethel Adams is forever divorced from the said Chester Adams for and on account of Drunkeness

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Respondent, Chester Adams, shall not have the right to remarry except after receiving special permission of the Court

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 Ethel Adams be, and she is hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Chester Adams the Respondent pay the cost herein to be taxed, for which execution may issue.

This 11th day of July, 19 45

*F. M. Hare*  
Judge Circuit Court, in Equity.

I, \_\_\_\_\_, Register of the Circuit Court for \_\_\_\_\_ 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. 1341 Page \_\_\_\_\_

*The State of Alabama*

Baldwin COUNTY

**IN CIRCUIT COURT, IN EQUITY**

Ethel Adams

vs. Complainant,

Chester Adams

Respondent.

**DIVORCE DECREE**

PETITION TO REMARRY

EX PARTE CHESTER ADAMS.

Circuit Court of Baldwin County, Alabama


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

Comes petitioner, Chester Adams, and shows unto the Court as follows:

1. That on or about the 11th day of July, 1945, a decree of divorce granted by this Honorable Court, in a case wherein Ethel Adams was complainant and Chester Adams was respondent, said respondent being your petitioner, which decree dissolved the bonds of matrimony existing between Ethel Adams and Chester Adams on the ground that your petitioner was a drunkard. That in said decree of divorce an order was made disallowing your petitioner to marry again except after receiving special permission of the Court.

2. Your petitioner avers that he wishes to remarry the said Ethel Adams, complainant in above styled divorce case; that the complainant now says that she was hasty in filing a bill of complaint for a divorce; and that the complainant and the respondent, the said Chester Adams, your petitioner, plan to remarry with your special permission.

The premises considered, petitioner prays that a decree be rendered allowing him to marry again.

  
FOREST A. CHRISTIAN, Foley, Alabama  
Solicitor for Petitioner

EX PARTE CHESTER ADAMS

Circuit Court of Baldwin County, Alabama

This cause coming on to be heard at this time, is submitted for decree upon the petition and the report of the Register; and the matters and things therein contained having been fully examined and understood by the Court, and it appearing to the Court that petition be allowed: It is ordered, adjudged and decreed by the Court that said ~~petition be and the same is allowed and that said defendant be permitted to marry said Ethel Adams again.~~

Witness my hand this 21<sup>st</sup> day of July, 1945.

*J. M. Hare*

\_\_\_\_\_  
Judge of Circuit Court, in Equity

I, R. S. Duck, 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 this the \_\_\_\_\_ day of July, 1945.

\_\_\_\_\_  
Register of Circuit Court, in Equity

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THE STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

WE COMMAND YOU, that you summon Chester Adams, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising chancery jurisdiction within thirty days after the service of the summons, and there to answer, plead, or demur without oath to a bill of complaint, lately exhibited by Ethel Adams, against the said Chester Adams, 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 thereof.

WITNESS, R. S. Duck, Register of said Court, this \_\_\_\_\_ day of July, 1945.

BILL OF COMPLAINT

ETHEL ADAMS, )  
Complainant )  
vs. )  
CHESTER ADAMS, )  
Respondent )

Register

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

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

Your Complainant, Ethel Adams, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about February 15, 1945, Complainant intermarried with said Chester Adams, at Pensacola, Florida, and they lived together as man and wife until a few days ago, most of the time residing in Baldwin County, Alabama, and Complainant has been a bona fide resident citizen of Alabama for one year next preceding the filing of this bill.

2. That the Respondent has been an habitual drunkard for the last three months but was not an habitual drunkard at the time of marriage.

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Chester Adams party Respondent to this cause of action, 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;

Complainant further prays that upon a final hearing hereof your Honor will grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; that your Honor will give and grant unto her such other, further, different or general relief as she may be entitled to receive, and as in duty bound she will ever pray.

Ethel Adams  
Complainant  
Forest A. Christian  
Forest A. Christian, Foley, Alabama  
Solicitor for Complainant



THE STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

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WITNESS, R. S. Duck, Register of said Court, this 12 day of July, 1945.

*R. S. Duck*

Register

ETHEL ADAMS,  
Complainant

vs.

CHESTER ADAMS,  
Respondent

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

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

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Complainant further prays that upon a final hearing hereof, your Honor will grant unto her an absolute decree of divorce forever barring the bonds of matrimony existing between her and the Respondent; that your Honor will give and grant unto her such other, further, different or general relief as she may be entitled to receive, and as in duty bound she will ever pray.

*Ethel Adams*  
Complainant

*Forest A. Christian*  
Forest A. Christian, Foley, Alabama  
Solicitor for Complainant

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

ETHEL ADAMS

Complainant

VS.

CHESTER ADAMS

Respondent

I, Alica A. Christian

as ~~Register and~~ Commissioner

have called and caused to come before me Ethel Adams and Ella S. Byrd

witness<sup>es</sup> named in the Requirement for Oral Examination, on the 9th day of July  
1945, at the office of Forest A. Christian  
in Foley, Alabama, and having first sworn said Witness<sup>es</sup> to speak the  
truth, the whole truth, and nothing but the truth, the said Ethel Adams and Ella S. Byrd  
doth depose and say as follows:

My name is Ethel Adams. I am 30 years of age. I married Chester on February 15, 1945, at Pensacola, Florida. Chester was not an habitual drunkard when I married him. Along about April Chester started drinking too much. He stayed out late at night and I didn't know where he was at. He came home very drunk between three and four times a week. He wouldn't be able to stand up and would have to lie down. He has been drinking up to the present time. He has given me very little support.

Ethel Adams  
Ethel Adams

My name is Ella S. Byrd. I am 52 years of age. I am the mother of the Complainant in the above styled case. My daughter and Chester lived in two rooms in our house and I can say that Chester is a drunkard. He would come in full practically everytime he came home. I never saw him drunk before they were married. About April or about a month or two after they were married he would come in full of drink and be noisy and caused a lot of disturbance. We tried to ease along for daughter's sake but he drank more and more. He made a hog out of himself with it.

Ella S. Byrd  
Ella S. Byrd



**ORAL EXAMINATION.**

I, Alica A. Christian, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition ~~s~~ on Oral Examination was taken down by me in writing in the words of the witness<sup>es</sup> and read over to them and they signed the same in the presence of myself and Forest A. Christian

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness<sup>es</sup> or had proom made before me of the identity of said witness<sup>es</sup>; 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 9th day of July, 1945.

Alica A. Christian (L.S.)

NO. <u>1341</u>	PAGE
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY.	
<u>EMIEL ADAMS</u>	Complainant
vs.	
<u>CHESTER ADAMS</u>	Respondent.
<b>Oral Deposition</b>	
Filed <u>July 10</u> , 194 <u>5</u>	Recorded in
<u>Palmer</u> , Register.	Record
Vol. _____	Page _____
, Register.	



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ANSWER

RECORDED

ETHEL ADAMS,  
Complainant

vs.

CHESTER ADAMS,  
Respondent

*Filed July 10, 1945  
D. W. Wick  
P. S. [unclear]*

