

(1391)

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

WILLIE BARNES _____ Complainant

VS.

ROSA LEE BARNES _____ Respondent

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

on publication _____ 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 Willie Barnes _____

is forever divorced from the said Rosa Lee Barnes _____

for and on account of voluntarily 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 Willie Barnes _____
the Complainant _____ pay the cost herein to be taxed, for which execution may issue.

This 15th day of December, 1945
F. J. 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

DIVORCE DECREE

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT IN EQUITY

ADVERSARILY

Complaint

vs.

JOHN J. BROWN

Respondent

This cause coming on to be heard and argued upon the bill of Complaint, I decree the Court

and Judgment as follows: The Court doth hereby decree and adjudge that the Respondent, and also

for the said bill

No. Page

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

DIVORCE DECREE

Filed this day of

, 194

Register

Register of Circuit Court in Equity

of

20

This decree is to be read and entered in my office

of the Circuit Court in the above named cause, which will

be a full and complete discharge of the original decree entered by the

Register of the Circuit

Judge Circuit Court in Equity

This is further ordered that

the said bill be taken up for hearing on the 15th day of

It is further ordered that

to said defendant, marriage upon the defendant's own cost of this suit.

It is further ordered that the Complainant pay and receive the costs of this suit.

It is further ordered that the Complainant pay and receive the costs of this suit.

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

WILLIE BARNES

Complainant

VS.

ROSA LEE BARNES

Respondent

I, Lillian Patterson

as ~~Register and~~ Commissioner

have called and caused to come before me Willie Barnes, and Taylor Bracey

witnesses named in the Requirement for Oral Examination, on the 13th day of December 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 Willie Barnes, and Taylor Bracey doth depose and say as follows:

My name is Willie Barnes. I am over twenty-one years of age and a bona fide resident of Baldwin County, Alabama, and have been for more than three years next preceding the filing of the bill of complaint in this cause. The Respondent is over twenty one years of age and a non resident of the state of Alabama. I have made and caused to be made a diligent search to find out her present address but it is unknown.

The Respondent and I married at Pensacola Florida on June 23rd 1929 and we lived together as husband and wife in Baldwin County, Alabama, until September 6th 1931, when the Respondent voluntarily abandoned my bed and board and has remained away voluntarily and continuously since that time.

Willie Barnes

Taylor Bracey a witness for the Complainant being first duly sworn, deposes and says:

My name is Taylor Bracey. I am personally acquainted with the Respondent Willie Barnes, and have known him for the past ten years and longer. I see him every week at least. I know that he and Rosa Lee Barnes have not lived together as man and wife since in September, 1931. I haven't seen the Respondent for about ten years and do not know where she now lives.

Taylor Bracey

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 witness es 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 witness es; 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 13th day of December, 1945.

Lillian Patterson (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed 12-14, 1945

P. S. Wicks, Register.

Recorded in

Record

Vol. _____ Page _____

Register.

WILLIE BARNES

vs.

ROSA LEE BARNES

THE STATE OF ALABAMA,
Baldwin COUNTY.

CIRCUIT COURT, IN EQUITY.

Term, 19 45

I, R. S. Duck Register of the Circuit Court of
Baldwin County, of the State of Alabama, hereby certify that on the affidavit

of Ford Cook

on the 20th day of Sept 19 45 an order of publication was made to

Rosa Lee Barnes

who is non-resident

who reside at unknown

and was published in the Baldwin Times

a newspaper published in Bay Minette Ala once a week, for four

consecutive weeks, commencing on the 6th day of Sept 19 45, requiring

the said Rosa Lee Barnes

to answer or demur to the Bill of Complaint in the cause on the 27th day of Sept

19 45 or in thirty days therefrom a decree Pro Confesso may be taken against

Rosa Lee Barnes

And that a copy of said order was forwarded by mail, on the day of

19, addressed to

at

and that one other copy of said order was posted at the Courthouse door of said County for four consecutive weeks,

commencing on the 6th day of Sept 1945

R. S. Duck
by Cecil F. Duck Register.

No.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

WILLIE BARNES

vs.

ROSA LEE BARNES

CERTIFICATE OF PUBLICATION.

Filed in office this 12-14

day of 1945

R.S. Ruck
Register.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WE COMMAND YOU that you summon ROSA LEE BARNES 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 WILLIE BARNES, against the said ROSA LEE BARNES, 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 ___ day of September, 1945.

Register

WILLIE BARNES,
COMPLAINANT,
VS.
ROSA LEE BARNES,
RESPONDENT.

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

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

Your Complainant, WILLIE BARNES, 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; that the Respondent is over twenty-one years of age and a non resident of the State of Alabama; that a diligent search and inquiry has been made to ascertain her present address but it is unknown;

2.

That your Complainant and the Respondent were married at Pensacola, Florida, on June 23, 1929, and lived together as husband and wife in Baldwin County, Alabama, until September 6, 1931;

3.

That on September 6, 1931, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time;

WHEREFORE, the premises considered, Complainant prays that your Honor will by proper process, make the said Rosa Lee Barnes 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 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; Complainant prays for 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: *Wm. Lee*
Solicitors for the Complainant.

1397
Summons
and Complaint

Barnes
vs
Barnes

Filer

9-6-45

R.S. Mucke
Register

WILLIE BARNES

COMPLAINANT

vs.

ROSA LEE BARNES

RESPONDENT

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,
Decree pro confesso on publication. Testimony of Willie Barnes and
Taylor Bracey.

and in behalf of Defendant upon

R.S. Dusk

Register.

No. _____

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 14th

day of Dec, 1942

R. S. Duck
Register.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

WILLIE BARNES

Complainant

Vs.

ROSA LEE BARNES

Defendant

Motion is hereby made for a Decree Pro Confesso against

Rosa Lee Barnes

Defendant

in the annexed stated cause. on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 7th day of December 19 45

BEEBE & HALL

By: *Wm Hall* Solicitor.

746 Code

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The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Complainant _____

Vs.

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed 12-14 1945

R.S. Deane

Register.

Recorded in _____ Record

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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 Willie Barnes, and Taylor Bracey

as witnesses in behalf of The Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Willie Barnes

Complainant
and Rosa Lee Barnes

Respondent

on oath, to be by you administered, upon Willie Barnes and Taylor Bracey to take and certify the deposition of the witness es and return the same to our Court, with all convenient speed, under your hand.

Witness 13th day of Dec, 1945

R.S. Duck
Register

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant _____

VS.

Defendant _____

Bgr

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

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