

(1398)

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

WILL CAMPBELL

Complainant

VS.

MABLE CAMPBELL

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 Will Campbell is forever divorced from the said Mable Campbell

for and on account of Adultery

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant is to have the custody, care and control of the seven minor children, Hazel, Robert, Opal, Ioma, Erma Jean, Wade and Joan,

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 Will Campbell the Complainant pay the cost herein to be taxed, for which execution may issue.

This 27th day of September, 1945

J. M. 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

No. 1398 Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

WILL CAMPBELL
vs. Complainant

MABLE CAMPBELL

Respondent

DIVORCE DECREE

Filed this _____ day of

SEPTEMBER, 19**45**

Register

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

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

WE COMMAND YOU, that you summon Mabel Campbell, 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 Will Campbell, against the said Mabel Campbell, 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 the _____ day of September, 1945.

BILL OF COMPLAINT

WILL CAMPBELL,)
Complainant)
vs.)
MABEL CAMPBELL,)
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, Will Campbell, a resident citizen of Baldwin County, Alabama, over the age of twenty-one years, respectfully shows unto your Honor that on or about March 29, 1934, Complainant intermarried with said Mabel Campbell at Foley, Alabama, and they lived together as man and wife until several months ago, most of the time residing in Baldwin County, Alabama, and the Complainant has been a bona fide resident citizen of Alabama for one year next preceding the filing of this bill.

- 2. Early in the month of June, 1945, the Respondent committed adultery with one Floyd Smith, which adultery the Complainant has not condoned.
- 3. That there was born to said marriage seven children, Hazel, aged 9 years, Robert, aged 7 years, Opal, aged 6 years, Ioma, aged 4 years, Erma Jean, aged 3 years, Wade, aged 2 years, and Joan, aged 6 months, (the two youngest of which have been adopted by Mr. and Mrs. Hunter of Pensacola, Florida, with the consent and approval of the Honorable W. R. Stuart, Judge of Probate and the Welfare Department of Baldwin County, Alabama).

WHEREFORE, the premises considered, your Complainant prays that your Honor will by proper process make the said Mabel Campbell 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 upon a final hearing hereof your Honor will grant unto him an absolute decree of divorce forever barring the bonds of matrimony existing between him and the Respondent; that he be awarded the custody of the said children, Hazel, Robert, Opal, Ioma, Erma Jean, Wade and Joan; that your Honor will give and grant unto him such other, farther, different or general relief as he may be entitled to receive, and as in duty bound he will ever pray.

Will Campbell
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)

WILL CAMPBELL

Complainant

VS.

MABEL CAMPBELL

Respondent

I, Alica A. Christian
as ~~Register and~~ Commissioner
have called and caused to come before me Will Campbell and W. R. Margason

witness^{es} named in the Requirement for Oral Examination, on the 25 day of September
1945, at the office of Forest A. Christian, Attorney at Law,
in Foley, Alabama, and having first sworn said Witness^{es} to speak the
truth, the whole truth, and nothing but the truth, the said Will Campbell and
W. R. Margason doth depose and say as follows:

My name is Will Campbell, I am 44 years of age and the Complainant in the above styled case. Last Spring during potato season, my wife left me in May during potato season and kept stepping out with Floyd Smith. I told her to come home and stay with the children. I finally had her arrested for vagrancy and I am satisfied that she paid a fine. About three months ago the policemen at Foley found Floyd Smith and my wife in bed at a camp south of Foley on Gulf road. The officers put them both in jail at Bay Minette and my wife stayed there around ten days. After she got out of jail she went away, I think to Florida, and Floyd Smith left about that time too. She was gone for two months and just got back.

Will Campbell

Will Campbell

My name is W. R. Margason. I am the night policeman at Foley, Alabama. Last June a deputy sheriff from Bay Minette, came to Foley one evening and wanted to know if I knew where Floyd Smith was, because he had a warrant for his arrest for non-support of Smith's family. Three of us officers found Floyd Smith and Mabel Campbell in bed together at Green's Camp, on the Gulf Highway, South of Foley. We were informed at that time that they had spent many nights there together. The deputy sheriff took both of them to Bay Minette and I believe that they pleaded guilty to a charge of adultery and paid a fine. A short time after they got out of jail they both left and apparently went to the State of Florida; they both came back two or three days ago and Floyd Smith was immediately arrested for non-support of his family.

W R Margason

W. R. Margason

ORAL EXAMINATION.

I, Alica A. Christian, as ~~Registered~~ Commissioner hereby certify that the foregoing deposition^s 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 Forest A. Christian 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 25th day of September, 1945.

Alica A. Christian

NO. 1398 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

WILL CAMPBELL

vs. Complainant

MABLE CAMPBELL

Respondent.

Oral Deposition

Filed September 30, 1945

[Signature]
Register.

Recorded in

Record

Vol. _____ Page _____

Register.

1398

ANSWER

WILL CAMPBELL,
Complainant

vs.

MABLE CAMPBELL,
Respondent

RECORDED

Answer

*Filed July 25-1945
Proffers
[Signature]*

WILL CAMPBELL,
Complainant
vs.
MABLE CAMPBELL,
Respondent

IN EQUITY,
WILDAIR COMKEY, ALABAMA
IN THE CIRCUIT COURT OF

WILDAIR COMKEY,
THE STATE OF ALABAMA,

Given under my hand this the 25th day of September, 1945.
[Signature]
Notary Public in and for said
County, Alabama.

My commission expires:

Notary Public

WILL CAMPBELL

 vs.

MABLE CAMPBELL

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, _____
Commission to take testimony, Oral Depositions of Will Campbell and
W. R. Margason

and in behalf of Defendant upon _____
Answer and waiver and Agreement

Register.

Forced by Chas. H. Hays

RECORDED

No. 1398

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

WILL CAMPBELL

vs.

MABLE CAMPBELL

NOTE OF TESTIMONY

Filed in Open Court this 26

day of September, 194 5

[Handwritten Signature]

Register.

[Handwritten Signature]

Register

THE STATE OF ALABAMA,
Baldwin County

}

CIRCUIT COURT

TO Alica A. Christian

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 Will Campbell and W. R. Margason

as witnesses in behalf of Will Campbell in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Will Campbell

Complainant

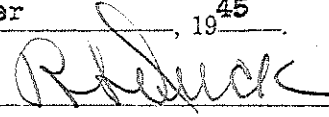
and Mable Campbell

Defendant,

on oath to be by you administered, upon Will Campbell and W. R. Margason

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

Witness 25 day of September, 1945



REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

WILL CAMPBELL

Complainant

VS.

MABLE CAMPBELL

Defendant

Commission To Take Deposition

COMMISSIONER:

Alice A. Christian

Witnesses:

Will Campbell and W. R. Margason

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, that this agreement made and entered into by and between Will Campbell, party of the first part, and Mable Campbell, party of the second part, WITNESSETH:

WHEREAS, the parties hereto are husband and wife and have come to the conclusion that it is absolutely impossible for them to any longer live together; that whereas a suit is now pending in the Circuit Court of Baldwin County, Alabama, by the party of the first part as Complainant against the party of the second part as Respondent;

WHEREAS, the parties have reached a full and complete agreement as to support and custody of the children and payment of all costs.

1.

The party of the first part is to have the custody, care and control of the seven minor children, Hazel, Robert, Opal, Ioma, Erma Jean, Wade and Joan, w

IN WITNESS WHEREOF, the parties have hereto set their hands and seals this the 24th day of September, 1945.

Will Campbell (SEAL)

Mable Campbell (SEAL)

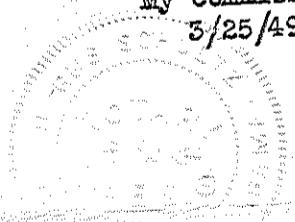
THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

I, Gus Schultz, a Notary Public in and for said County and State, hereby certify that Will Campbell and Mable Campbell, whose names are signed to the foregoing agreement, and who are known to me, acknowledged before me on this day that, being informed of the contents of the said agreement, they executed the same voluntarily on the day the same bears date.

Given under my hand this the 24 day of September, 1945.

Gus Schultz
Notary Public

My commission expires:
3/25/49



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AGREEMENT

WILL CAMPBELL,
Complainant

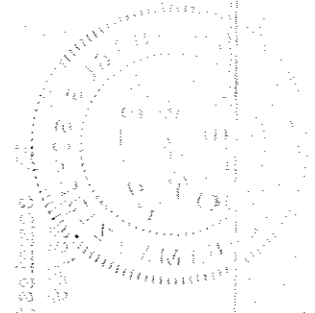
vs.

MABLE CAMPBELL,
Respondent

RECORDED

Agreement

*Filed Sept 25 1945
R. J. [unclear]
[unclear]*



[Handwritten signature]