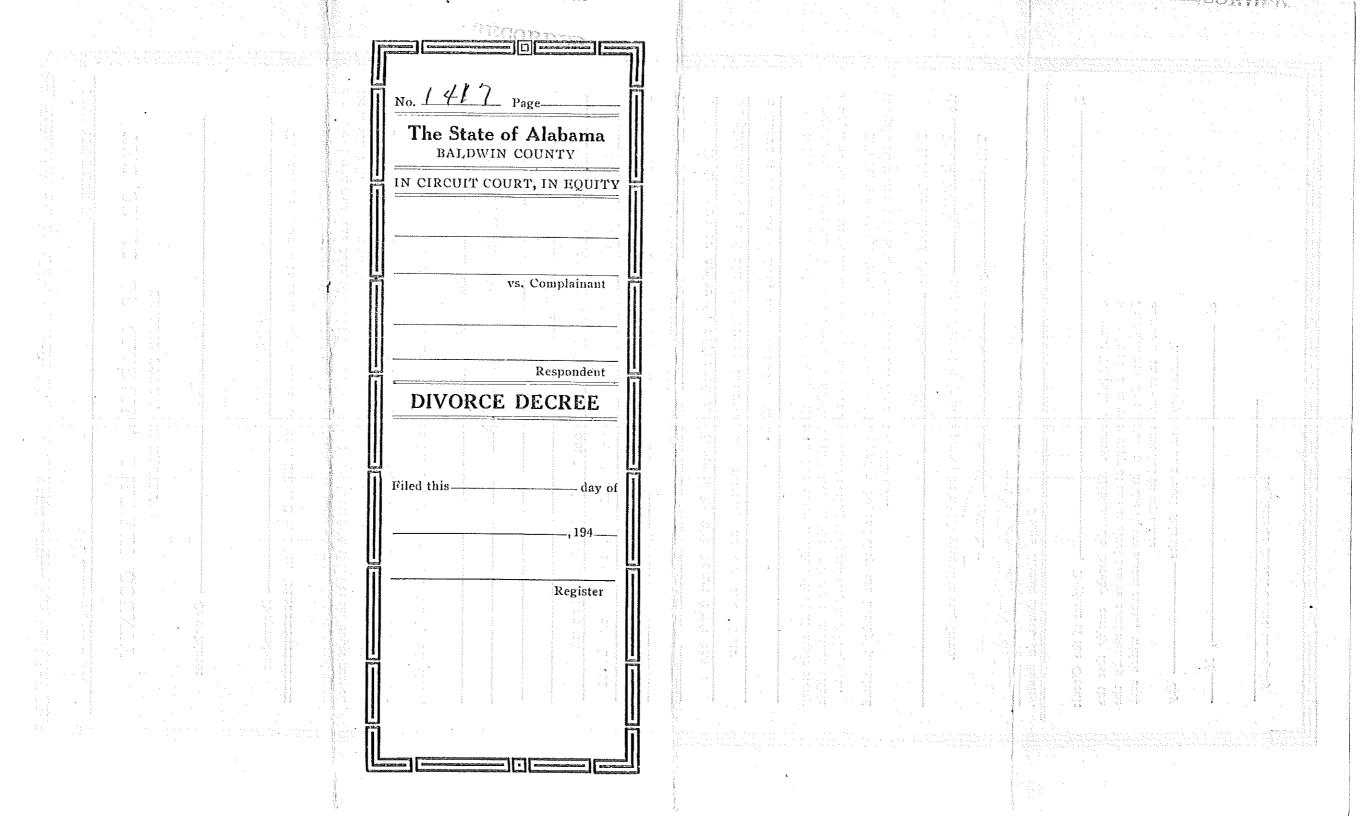
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Int pay the cost herein to be taxed, for which execution may issue. This 28 day of	It is further ordered that	Lorene Smith
I	the <u>Complainant</u>	pay the cost herein to be taxed, for which execution may issue.
I,, Register of the Circuit Court of 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	This 2871 day	of September, 1941 -
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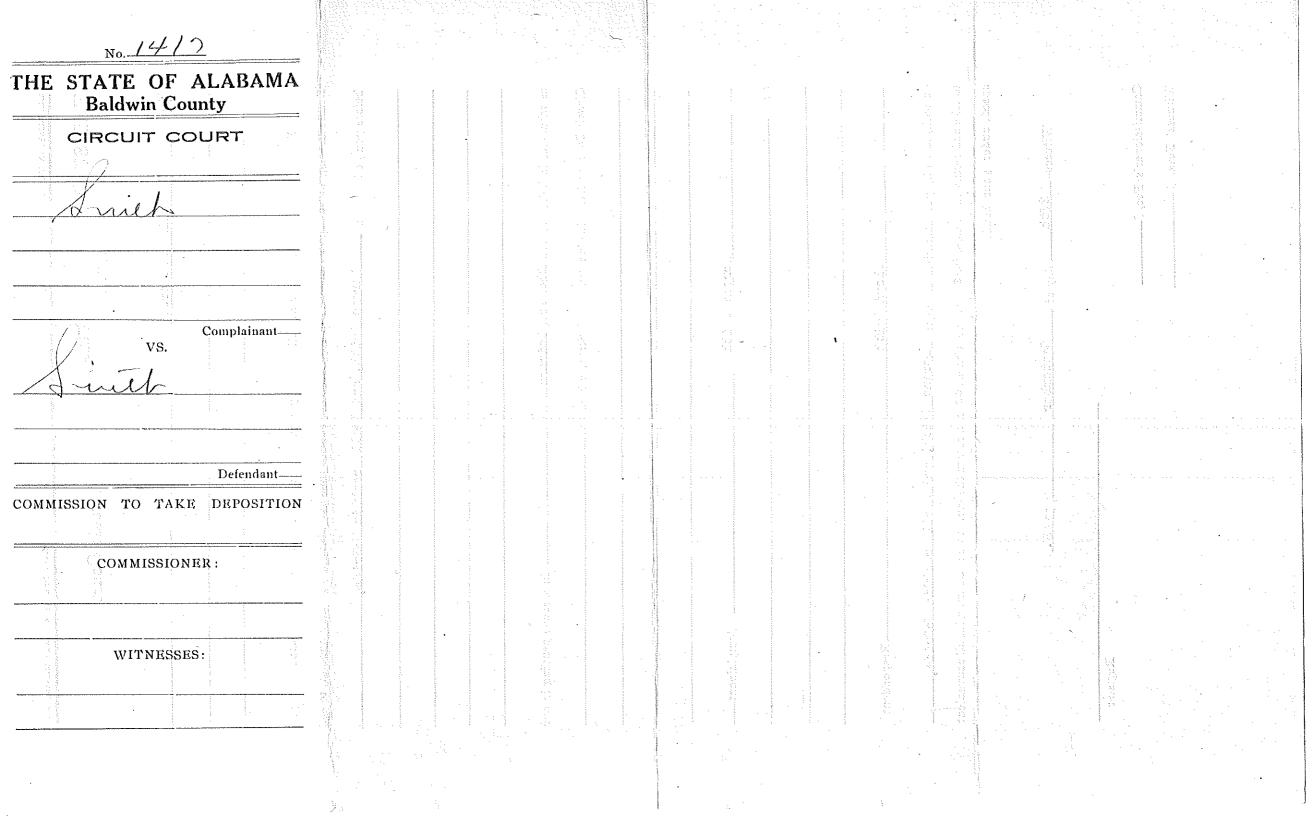
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	before you and examine Lorene Smith, a	nd Idell Franklin Mo	Bride,
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	as witnesses in behalf of <u>the Complainant</u>		in a cause pending in our
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	speed, under your hand.		հատել լույն նյուծներությունները հատ են դեպան։ Դատել
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TIL SUBPOENA-ORIGINAL-In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred, Times Prtg. Co., Bay Minette. CIRCUIT COURT THE STATE OF ALABAMA Case No. 1417 7 3 U Term, 194 6 BALDWIN COUNTY To any Sheriff of the State of Alabama, GREETING: You are hereby commanded to summon & Morge, Benjamin Cobb if to be found in your County, at the instance of theto be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof, by 4:31 o'clock of the forenoon, on the 30 day of - 194 and from day to day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain cause pending, wherein-Plaintiff _Defendant. and Herein fail not and have you then and there this Writ. Given under my hand and seal, thisday of Clerk

ORIGINAL Received in office this_____day of No. 1417 Page-- 194____ THE STATE OF ALABAMA SHERIFF **Baldwin County** I have executed this writ CIRCUIT COURT may Co But ith ene Ar ent. Plaintiff VS. Floyde & Defendant CIVIL SUBPOENA _____day of Issued this _ 194_6 'IAA Clerk

THE STATE OF ALABAMA, Baldwin County.

Circuit Court of Baldwin County, Alabama (In Equity)

-Complainant

LORENE SMITH

VS.

FLOYD SMITH

------ Respondent

I, <u>Lillian Patterson</u> as **Register and** Commissioner _

have called and caused to come before me ____Lorene Smith, and Idell Franklin _____

Sealar and a sealar and the sealar a

witnesses named in the Requirement for Oral Examination, on the 25th day of <u>September</u>, 1945, at the office of <u>Beebe & Hall</u>

in <u>Bay Minette</u>, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said <u>Lorene Smith</u>, and <u>Idell Franklin McBride</u>, doth depose and say as follows:

My name is Lorene Smith. I am the complainant, in the above cause. I am over twentyone years of age and a bona fide resident of Baldwin County, Alabama. The Respondent is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama.

The Respondet and I married at Clanton, Alabama, on May 18th, 1934. We lived together as husband and wife until May 12th, 1945.

The Respondent while we were living together as husband and wife committed acts of adultery with one Mabel Campbell; that said acts of adultery were without my consent or approval and I have no condoned them.

We have two children: Janette Smith and Annette Smith, seven and three years of age. They are with me now, and have been all their lives. The Respondent is not a suitable of proper person to have their care and control.

Jorene Smith

Idell Franklin a witness for the Complainant being first duly sworn, deposes and says:

My name is Idell Franklin. I live at Foley in Baldwin County, Alabama, and am personally acquainted with the Complainant and the Respondent in this cause. The Respondent has recently committed acts of adultery with one Mabel Campbell. It is generally known in Foley that the Respondent has committed said acts with the said Mabel Campbell.

Sell Franklin- M CBride

ORAL EXAMINATION.

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I, <u>Lillian Patterson</u>, 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 witnesses and read over to <u>them</u> and they signed the same in the presence of myself <u>and H. M. Hall</u>,

at the time and place herein mentioned; that I have personal knowledge of personal identity of <u>said witnesses</u> or had proom made before me of the identity of said witnesses ; 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.

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Vol. 111ec IN CIRCUIT COURT, IN EQUITY. THE STATE OF ALABAMA BALDWIN COUNTY Recorded in 21.52 SA eposition C. PAGE 2 Page Respondent. Complainant , Register Register 1945 Record

STATE OF ALABAMA, BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA ? GREETINGS:

WE COMMAND YOU that you summon FLOYD SMITH 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 LORENE SMITH, against the said FLOYD SMITH, 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 thereon.

WITNESS, R. S. DUCK, Register of said Court, this the day of September, 1945.

LORENE SMITH,

COMPLAINANT,

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

FLOYD SMITH,

VS. C.

RESPONDENT .

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

Your Complainant, LORENE SMITH, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

2.

That your Complainant and the Respondent are both over twenty-one years of age, and bona fide residents of Baldwin County, Alabama;

That your Complainant and the Respondent married at Clanton, Alabama, on May 18th, 1934, and lived together as husband and wife until May 12th, 1945;

3.

That on to-wit, May 12th, 1945, and at various times prior thereto, the Respondent committed acts of adultry with one Mabel Campbell, that said acts were without the consent or approval of the Complainant, and that she has not condoned said acts. That there was born to the said marriage between the Complainant and the Respondent, two children, Janette Smith, and Annette Smith, ages seven and three years respectively, and who have all their lives been living with the Complainant, who is a suitable person to have their care, custody and control.

4.

WHEREFORE, the premises considered, Complainant prays that your Honor will by proper process, make the said Floyd Smith 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 your Honor will, upon a hearing hereof, enter an order and decree, granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that she be awarded the care, custody and control of the said minor children, Janette Smith, and Annette Smith; Complainant prays for such other, further, different, or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

BEEBE & HALL

By: R Solicitors for the Complainant.

)417 LORENE SMITH, COMPLAINANT, vs. FLOYD SMITH, RESPONDENT. SUMMONS AND COMPLAINT. 28 1945

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1417 No. THE STATE OF ALABAMA **Baldwin County** EQUITY IN Circuit Court of Baldwin County nil 'S. NOTE OF TESTIMONY Filed in Open Court this $\vec{\mathcal{A}}$ day of 194 Register. Printed by The Baldwin Times, Bay Minette.

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

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

LOPENEESMITH

VS

FLOYD SMITH

COMPLAINANT

RESPONDENT

Your Complainant respectfully represents and shows unto your Honor and this Honorable Court as follows:

That on September 28, 1945, a decree was rendered in the above styled cause granting to the Complainant a divorce from the Respondent and on account of adultery.

2.

That in, by and as a part of said decree the Complainant was awarded the custody of the two minor childred, Jeanette Smith, and Annette Smith; that the Respondent was required to pay to the Complainant as pernament albmony the sum of TEN DOLLARS (\$10.00) per week, such amount to be paid on Saturday of each and every week until the further orders of the court.

That the Respondent has failed and refused to comply with the decree of the court in paying alimony as was required.

3.

WHEREFORE the premises considered, your Complainant prays that your Honor will issue a citation to the Respondent requiring him to appear and show cause why he sould not be adjudged in contempt of court in failing to comply with the decree thereof.

Jorene Smith

Sworn to and subscribed before me on this the 4 day of September, 1946.

The Register is directed to visue a citate to Afflian hefere me atthe Court house in Baymin at 2 P.M. on Manday Sept. 30th 1946, and sha Cause why he should not be Registed in Cause why he should not be Registed in

Contempt of Cours-This Sept: 10th 1946-AM Aare Judge a Britan an Caratér at Standard and a fill a constant grand and VS FLOYD SMTTH PETTION LOITENE SMITH HESP ON DENT CONPLAIMANT and a standard stand Standard stan Standard stan and a second second

LORENE SMITH COMPLAINANT,

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY

FLOYD SMITH, RESPONDENT,

VS

KNOW ALL MEN BY THESE PRESENTS, that WHEREAS, the parties hereto are husband and wife and have decided that it is impossible for them to any longer live together as husband and wife, and

WHEREAS they have reached a full and complete agreement as to the care, custody and control of their minot children, and as to alimony.

NOW THEREFORE THESE PRESENTS WITNESSETH, that the Complainant shall have the care and custody of the minor childred: Janette Smith and Annette Smith, and that the Respondent shall pay to the Complainant, as permanent alimony the sum of Ten (\$10.00) dollars per MARKS, such amount to be paid on Saturday of each and every week hereafter, until the further orderes of this Court.

IN WITNESS WHEREOF THE parties hereto have hereto set their mhands and seals on this the 18th day of September, 1945.

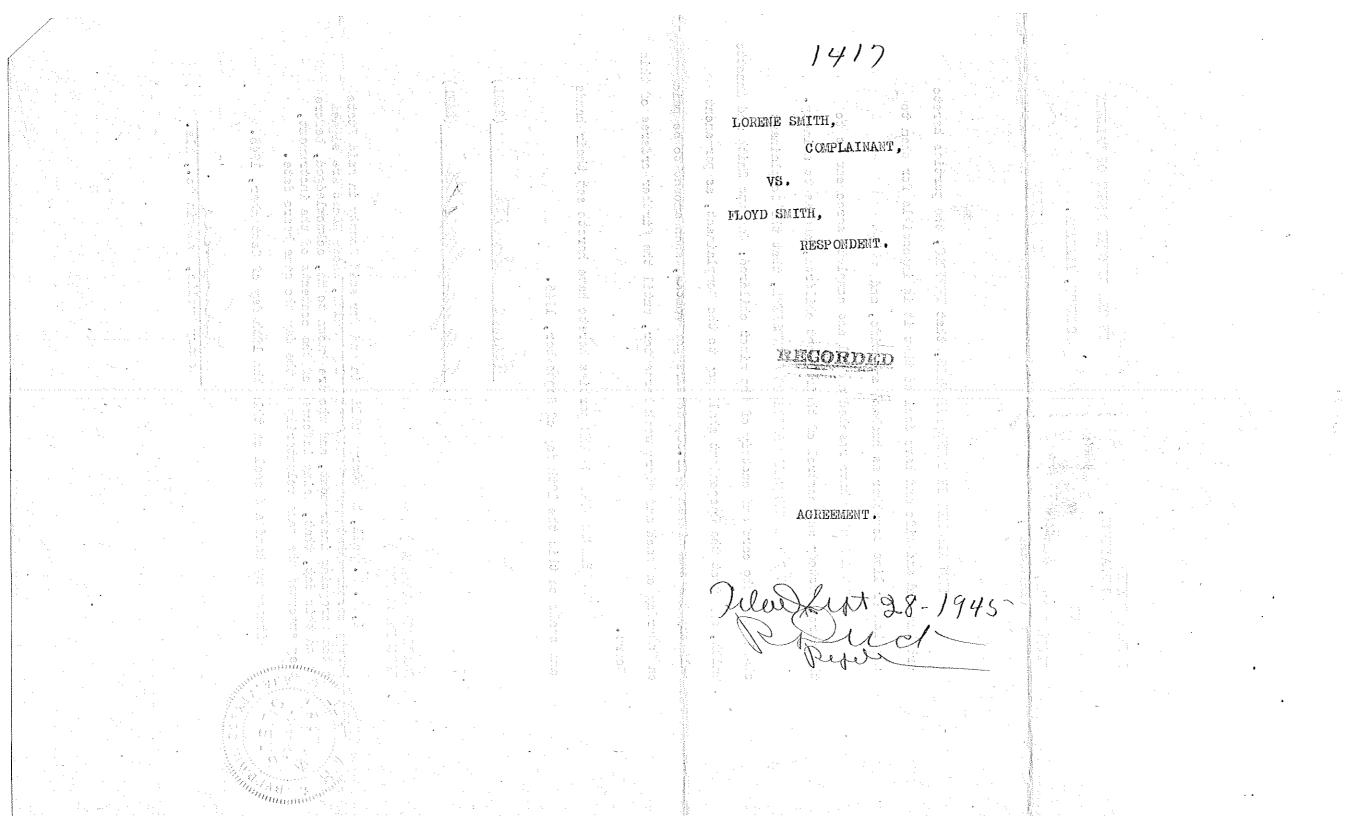
Jorene Smith (SEAL)

STATE OF ALABAMA) BALDWIN COUNTY)

I, H. M. Hall, a Notary Public in and for said County in said State hereby certify that Lorene Smith and Floyd Smith, whose names are signed to the foregoing instrument, and who are known to me, acknowledged, before me on this day, that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Witness my hand and seal on this the 18th day of September, 1945.

Public, Baldwin Co., Ala.



LORENE SMITH Complainant.

FLOYD SMITH

vs.

Respondent,

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,

in Equity

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA

YEAYEAYEA YEAVEAYEAYEA

YOU ARE COMMANDED to cite the Respondent, Floyd Smith to be and Appear before me at ay minette Alabama, on the Joth day of September 1945 at 2.P.M. and show cause as to why he should not be adjudged in *Emerican* contempt of Court and punished accordingly for an alleged violation of a Decree of this Court made and entered September 28th 1945.

You will serve a copy of this order on said Respondent, Floyd Smith and make your return on the Original Order.

> 10th This September 1946

Jare Judge

Executed by serving copy on Alayd Smith sight 14 1946 1417 LORENE SMITH. C.E. Garrett Shriff 17.7. Hall D. shriff vs. FLOYD SMITH. 75.91-4 CITATION. ISSUED Sept. 10. 1946

LORENE SMITH

COMPLAINANT,

RESPONDENT

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

FLOYD SMITH

VS

And now comes the Respondent in his own proper person, and accepts service of the summons and complaint in this cause.

The Respondent admits the allegation in the bill of complaint as to ages, residences, and marriage, but denies all other allegation therein, and demands strict proof of the same.

The Respondent waives notice of the time of taking testimony on behalf of the Complainant; the right to cross examine the Complainant's witnesses, and agrees that this cause be submitted forthwith for final decree without notice.

Ilouged mille

STATE OF ALABAMA) BALIWIN COUNTY

1945.

I, H. M. Hall, a Notary public in and for said County in said state hereby certify that Floyd Smith, whose name is signed to the fore-going instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 18th day of September,

Notary Public, Baldwin Co., Ala.

