

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

1430

WILLIE MAE PORTER Complainant

VS.

WILLIE PORTER Respondent

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

on proof of 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 MAE PORTER

is forever divorced from the said _____

WILLIE PORTER

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 _____ WILLIE PORTER
the _____ DEFENDANT _____ pay the cost herein to be taxed, for which execution may issue.

This 19th day of _____ AUGUST _____, 19 46

J. N. Hare
Judge Circuit Court, in Equity.

I, _____ ROBERT 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 and seal this the _____ day

of _____ August _____, 19 46

Register of Circuit Court, in Equity

DIVORCE DECREE

THE STATE OF ALABAMA BALDWIN COUNTY

CIRCUIT COURT IN EQUITY

WILLIE MAE PORTER

Complainant

WILLIE PORTER

Respondent

This decree is made in accordance with the provisions of the Code of Alabama, 1901, and the Rules of the Circuit Court in Equity of Baldwin County.

WILLIE MAE PORTER

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

WILLIE MAE PORTER

vs, Complainant

WILLIE PORTER

Respondent

DIVORCE DECREE

Filed this _____ day of

August, 1946

Register

It is hereby ordered that the Complainant do execute and deliver to the Respondent a copy of this decree, and that she be bound by the same. It is further ordered, adjudged and decreed that the Respondent be bound by the same. It is further ordered, adjudged and decreed that the Respondent be bound by the same. It is further ordered, adjudged and decreed that the Respondent be bound by the same.

W. M. Porter

W. M. Porter

Judge Circuit Court in Equity

ROBERT S. DAVIS

Register of the Circuit

Witness my hand and seal of office this 10th day of August 1946 at Baldwin County, Alabama.

Register of Circuit Court in Equity

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT IN EQUITY

No. 1431

Term, 1946

Willie Mae Porter

Complainant

Vs.

Willie Porter

Defendant

In this cause it appears to the Register R. Hulick that the order of publication

heretofore made in this cause, was published for four consecutive weeks, commencing on the 14
day of June, 1946, in the Fairhope Courier a newspaper published
in Fairhope, Alabama, that a copy of said order was posted at the Court House door
in Bald County, on the 7 day of June 1946
and ~~AT~~

And it now further appearing to the Register R. Hulick that the said

Willie Porter

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is
now, therefore, on motion of Complainant R. Hulick

that the Bill of Complaint in this cause be, and it hereby is in all things taken as
confessed against the said Willie Porter

This 10 day of August 1946

R. Hulick

Register.

No. 1430 Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Partis

Vs.

Partis

Decree Pro Confesso of Publication

Issued July 14 1946

R. B. H. H. H.

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

The State of Alabama, }
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 1430 Term, 192.....

Willie Mae Porter Complainants

vs.

Willie Porter, Defendants

Motion is hereby made for a Decree Pro Confesso against

Willie Porter 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 14th day of August, 1946. 192.....

Reckley & Reckley
.....
Solicitor.

No. 1430

Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

WILLIE MAE PORTER,

Complainants.

Vs.

WILLIE PORTER,

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed

August 14th

1926

R. R. R. R.

Register.

Recorded in

Record,

Vol.

Page

Register.

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

Comes WILLIE MAE PORTER, and by this her Bill of Complaint,
presented against WILLIE PORTER, respectfully shows:

FIRST: That Complainant and Defendant are both over the
age of twenty-one years; that both are bona fide residents
of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married on
September 5, 1944; and lived together as husband and wife up
to May 13, 1945, since which time they have remained separate
and apart.

THIRD: That shortly after their marriage Defendant began
cruely mistreating and abusing Complainant.

FOURTH: That relations between the parties in due time
became strained and unpleasant because of his behavior and mis-
treatment of her, and finally because of his cruelty she was
forced to leave him in May 1945, and since that time has lived
in the home of her parents, entirely separate and apart from
Defendant.

FIFTH: That after Defendant in a fit of rage had seized
her and striking her brutally, she feared to continue living with
him because of danger to her life.

THE PREMISES CONSIDERED, Complainant prays that WILLIE PORTER,
be made party defendant to this cause, and by proper process required
to answer this Bill within the time prescribed by law.

The Complainant further prays that upon the hearing of this
cause a decree be rendered forever divorcing her from said WILLIE
PORTER, granting her the right to marry again should she so desire,
and to have such other, further or different relief as to equity
may seem meet.

Elliott G. Richarby

Solicitor for Complainant.

STATE OF MISSISSIPPI

IN THE DISTRICT COURT OF THE FIRST JUDICIAL DISTRICT OF THE COUNTY OF HANTS

WILLIE MAE PORTER

Complainant

vs

WILLIE PORTER

Defendant

BILL OF COMPLAINT

That the said defendant

is guilty of the crime of

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John Porter
Richard Porter
17-1945

WILLIE MAE PORTER
Complainant

vs
WILLIE PORTER
Defendant
BILL OF COMPLAINT

The State of Alabama, }
Baldwin County }

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

WILLIE MAE PORTER

Complainant.....

vs.

In Equity.

WILLIE PORTER,

Defendant.....

The Complainant

requests the oral examination of the following named witnesses, on behalf of the Complainant

Willie Mae Porter and Laura White

viz:

said witnesses reside in the County of Baldwin

State of Alabama.

Mrs Helen P. Baugh,

who resides at

Fairhope, Alabama

or, The Register of this Court is suggested as a suitable person
to be appointed Commissioner to take the deposition of said witness on such oral examination.

Reckley & Reckley

Solicitor for Complainant.

EQUITY-- No 1430

CIRCUIT COURT OF
Baldwin County, Alabama

IN EQUITY

WILLIE MAE PORTER,

Complainant..

vs.

WILLIE PORTER,

Defendant..

DEMAND FOR ORAL EXAMINATION

Filed August 16th 1926

R. J. [Signature]
Register.

Moore Printing Co. :::: Bay Minette, Ala.

NOTICE TO NON-RESIDENT

TIMES PRINTING CO., BAY MINETTE

WILLIE MAE PORTER

The State of Alabama,

No.

BALDWIN County.

1430

vs.

Circuit Court, in Equity

WILLIE PORTER

This the 7th day of

June, 1946

In this cause it being made to appear to the Clerk of this Court by the affidavit of E. G. Rickerby

that the Defendant Willie Porter

is a non-resident of the State of Alabama

and further, that, in the belief of said Affiant the Defendant over the age of 21 years; it is, therefore, ordered that publication be made in the Fairhope Courier published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Willie Porter the said Defendant

to answer or demur to the Bill of Complaint in this cause by the 10th day of July 1946, or after thirty days therefrom a decree Pro Confesso may be taken against Willie Porter

Register.

No. 1430

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Willie Mae Parter

vs.

Willie Porter

NOTE OF TESTIMONY

Filed in Open Court this 17th

day of Aug, 194 6

W. R. [Signature]
Register.

Printed by The Baldwin Times, Bay Minette.

W. R. [Signature]
Register

8581. NOTE OF TESTIMONY

Willie Mae Porter

vs.

Willie Porter

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 and~~

~~Testimony of Willie Mae Porter and Laura, White~~

and in behalf of Defendant upon



Register.

WILLIE MAE PORTER, COMPLAINANT, vs. WILLIE PORTER, DEFENDANT
IN THE CIRCUIT COURT OF BALDWIN COUNTY: IN EQUITY

It being made to appear in the above cause from the affidavit of Complainant's counsel that Willie Porter, the Defendant in said cause, in the belief of the affiant is over the age of twenty-one years and is either a non-resident of the State of Alabama or is concealing himself to avoid service so that his present whereabouts are unknown:

It is now ordered and decreed that said Defendant, Willie Porter, appear in this Court and answer or demur to the Bill of Complaint ^{filed in this cause} before the fifteenth day of July, 1946, and that on failure to plead, answer or demur to this Bill within thirty days from the said date, a decree pro confesso may be taken against him.

It is further ordered that this Order of Publication be published in the "Fairhope Courier" once a week for four successive weeks.

Ordered in Bay Minette, Alabama this seventh day of June, 1946.

R. S. Luck

Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY

Circuit Court

To Mrs Helen P. Baugh

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 Mae Porter and Laura White~~

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

Willie Mae Porter

Complainant

and Willie Porter

Respondent

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

Witness 15th day of August, 19 46

R. Luck

Register

Commissioner's Fee, \$ 5.00 *pd by Compt.*

Witness' Fees, \$ _____

No. 1430

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

WILLIE MAE PORTER,

VS. Complainant

WILLIE PORTER,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:
Helen P. Baugh.

WITNESSES:

Subscribed and sworn to before me this _____ day of _____ 19____.

Notary Public for Baldwin County, Alabama.

Notary Seal or Title

In presence of _____

Commissioner

Notary Seal or Title

Deponent

Subscribed and sworn to before me this _____ day of _____ 19____.

Notary Public for Baldwin County, Alabama.

Notary Seal or Title

Notary Seal or Title

Helen P. Baugh

Commissioner

Subscribed and sworn to before me this _____ day of _____ 19____.

Notary Public for Baldwin County, Alabama.

Notary Seal or Title

(COPY FOR PUBLICATION)

WILLIE MAE PORTER, COMPLAINANT, vs. WILLIE PORTER, DEFENDANT
IN THE CIRCUIT COURT OF BALDWIN COUNTY: IN EQUITY

It being made to appear in the above cause from the affidavit of Complainant's counsel that Willie Porter, the Defendant in said cause, in the belief of the affiant is over the age of twenty-one years and is either a non-resident of the State of Alabama or is concealing himself to avoid service so that his present whereabouts are unknown:

It is now ordered and decreed that said Defendant, Willie Porter, appear in this Court and answer or demur to the Bill of Complaint/^{filed in this cause} before the fifteenth day of July, 1946, and that on failure to plead, answer or demur to this Bill within thirty days from the said date, a decree pro confesso may be taken against him.

Handwritten notes:
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It is further ordered that this Order of Publication be published in the "Fairhope Courier" once a week for four successive weeks.

Ordered in Bay Minette, Alabama this seventh day of June, 1946.

Register

RICKARBY & RICKARBY,
Solicitors for Complainant.

(4 wks)

WILLIE MAE PORTER, COMPLAINANT vs. WILLIE PORTER, DEFENDANT
IN THE CIRCUIT COURT OF BALDWIN COUNTY: IN EQUITY

STATE OF ALABAMA:

COUNTY OF BALDWIN:

Before me, the undersigned Notary, personally appeared this day E. G. Rickarby, who being sworn, says that he is of counsel for the Complainant in this case, that since October, 1945, both he and his client have been making diligent search and inquiry to locate the Defendant, who when last heard of was working in Magazine, Alabama, but without success. That Defendant's relatives are either ignorant of Defendant's whereabouts or are concealing same; and Affiant, on information and belief, now states that said Defendant, Willie Porter, who is over the age of twenty-one years and whose whereabouts cannot be ascertained after reasonable efforts, is either a non-resident of the State or conceals himself so that personal service cannot be had upon him. Wherefore service by publication is essential in this cause.

E. G. Rickarby

Subscribed and sworn to before me this the 6th day of June, 1946.

Notary Public, Baldwin County, Alabama

WILLIE MAE PORTER,
Complainant,
vs
WILLIE PORTER,
Defendant.

E Q U I T Y
CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.

DEPOSITIONS OF WILLIE MAE PORTER AND LAURA WHITE, witnesses
for Complainant.

The above named witnesses, being first duly sworn, upon examination by the Solicitor for the Complainant, testified as follows:

WILLIE MAE PORTER.

I am the Complainant in this cause and was married to Willie Porter on September 5th, 1944 and lived with him as his wife until May, 1945. We are both over the age of twenty-one years and residents of Baldwin County. That is I live at Silverhill but since he left me I understand that he is no longer a resident of this State

Soon after we were married my husband commenced treating me badly. He abused and struck me repeatedly and was so cruel that I was afraid to continue living with him. In May of last year when my father tried to remonstrate with him about his cruelty to me, he attacked my father and beat him severely. The matter was taken into Court and he was fined and since then I left him and we have lived apart. He came back twice to get me to go back to him but after the beatings he gave me I was afraid to do this for fear of my life.

When we were married, my husband told me he was a single man but I found out later that he had a wife from whom he had not been divorced and three children. This wife, however, died shortly after we were married. I did not know about this for a long time after his first wife's death. We have lived apart ever since the time he beat my father and he has done nothing for my support.

Willie Mae Porter

LAURA WHITE.

I am the mother of the Complainant. When they first married they lived in a small house not far from my home but when this burned down they came to live with us. While they were in our home I saw him strike and abuse her, not once but a number of times. Once he beat her so cruelly that she had a hemorrhage from her nose and I had to bring her to Fairhope for medical care.

My husband and I did not want to separate them but after my husband tried to get him to behave, this enraged him and he attacked and beat my husband up. He then left and has not been back since except two visits when he came to persuade my daughter to go back to living with him but after the way he had treated her, she would not do so. If she did, she knows he may kill her in one of his drunken rages.

Laura White

I, HELEN P. BAUGH, acting as commissioner by virtue of the attached commission, hereby certify that in the case of WILLIE MAE PORTER vs WILLIE PORTER, pending on the Equity side of the Circuit Court of Baldwin County, I caused WILLIE MAE PORTER and LAURA WHITE, witnesses for the Complainant, to appear before me at my office in the Bank Building, Fairhope, Alabama, where, after being duly sworn, upon examination by the Solicitors for the Complainant, they testified as is above written, and their testimony, after being reduced to writing, was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner this the 16th day of August, 1946.

Helen P. Baugh
Commissioner.

WILLIE MAE PORTER, COMPLAINANT vs. WILLIE PORTER, DEFENDANT
IN THE CIRCUIT COURT OF BALDWIN COUNTY; IN EQUITY

STATE OF ALABAMA:

COUNTY OF BALDWIN:

Before me, the undersigned Notary, personally appeared this day Elliott G. Rickarby, who being sworn, says that he is of counsel for the Complainant in this case, that since October, 1945, both he and his client have made diligent search and inquiry without success to locate the Defendant, who is over the age of twenty-one years, and who, when last heard of, was working in Magazine, Alabama. That Defendant's relatives are either ignorant of Defendant's whereabouts or are concealing same; and Affiant, on information and belief, now states that said Defendant, Willie Porter, who is over the age of twenty-one years and whose whereabouts cannot be ascertained after reasonable efforts, is either a non-resident of the State of Alabama or conceals himself so that personal service cannot be had upon him, and that service by publication is essential in this cause.

Elliott G. Rickarby

Subscribed and sworn to before me this the 6th day of June, 1946.

She M. Hartgen

Notary Public, Baldwin County, Alabama

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

Comes WILLIE MAE PORTER, and by this her Bill of Complaint,
presented against WILLIE PORTER, respectfully shows:

FIRST: That Complainant and Defendant are both over the
age of twenty-one years; that both are bona fide residents
of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married on
September 5, 1944; and lived together as husband and wife up
to May 13, 1945, since which time they have remained separate
and apart.

THIRD: That shortly after their marriage Defendant began
cruely mistreating and abusing Complainant.

FOURTH: That relations between the parties in due time
became strained and unpleasant because of his behavior and mis-
treatment of her, and finally because of his cruelty she was
forcēd to leave him in May 1945, and since that time has lived
in the home of her parents, entirely separate and apart from
Defendant.

FIFTH: That after Defendant in a fit of rage had seized
her and striking her brutally, she feared to continue living with
him because of danger to her life.

THE PREMISES CONSIDERED, Complainant prays that WILLIE PORTER,
be made party defendant to this cause, and by proper process required
to answer this Bill within the time prescribed by law.

The Complainant further prays that upon the hearing of this
cause a decree be rendered forever divorcing her from said WILLIE
PORTER, granting her the right to marry again should she so desire,
and to have such other, further or different relief as to equity
may seem meet.

Willie S. Pinkard
Solicitor for Complainant.

1430
WILLIE MAE PORTER
Complainant

vs

WILLIE PORTER
Defendant

BILL OF COMPLAINT

Filed Oct 17-1945
R. P. [unclear]

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

EQUITY SIDE

TO

WILLIE PORTER

You are hereby notified to appear and plead, answer or demur, within thirty days from the receipt hereof, to the Bill of Complaint filed in this Court at Bay Minette, Alabama, against you as Defendant by WILLIE MAE PORTER, Complainant.

Witness my hand this the 21st day of February, 1946.



Register, Circuit Court

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

Comes WILLIE MAE PORTER, and by this her Bill of Complaint, presented against WILLIE PORTER, respectfully shows:

FIRST: That Complainant and Defendant are both over the age of twenty-one years; that both are bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married on September 5, 1944; and lived together as husband and wife up to May 13, 1945, since which time they have remained separate and apart.

THIRD: That shortly after their marriage Defendant began cruelly mistreating and abusing Complainant.

FOURTH: That relations between the parties in due time became strained and unpleasant because of his behavior and mistreatment of her, and finally because of his cruelty she was forced to leave him in May 1945, and since that time has lived in the home of her parents, entirely separate and apart from Defendant.

FIFTH: THAT after Defendant in a fit of rage had seized her and struck her brutally, she feared to continue living with him because of danger to her life.

SIXTH: That since her marriage to Defendant, Complainant

learned that at the time of said marriage, Defendant had a living wife from whom he was not divorced, but said wife has since died.

SEVENTH: That since Complainant and Defendant parted, Defendant has been and still is living in adultery with another woman whom he openly recognizes as his wife.

THE PREMISES CONSIDERED, Complainant prays that WILLIE PORTER, be made party Defendant to this cause, and by proper process required to answer this Bill within the time prescribed by law.

Complainant further prays for an order of reference directed to the Register of this Court to ascertain and report on a suitable sum to be allowed Complainant out of the estate of Defendant as alimony and further prays that Defendant be required to pay her the sum of Fifty Dollars for the services of her Solicitor in this cause.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said WILLIE PORTER, granting her the right to marry again should she so desire, the payment of her reasonable counsel fees and upon the report of the Register of his findings as aforesaid that Defendant be required to pay to Complainant a reasonable sum each month for her maintenance and support, together with such other, further or different relief as to equity as may seem meet.

Elliott S. Richardson

Solicitor for Complainant.

ELLIOTT G. RICKARBY
Solicitor

WILLIE MAE PORTER
Complainant

VS

WILLIE PORTER
Defendant

SUMMONS

Good Building 1946
Chas. G. Smith

WILLIE MAE PORTER, Complainant, vs WILLIE PORTER, Defendant.
The Defendant is hereby summoned to appear in court on the date and at the place herein specified to answer to the complaint filed by the Complainant and to show cause why she should not be held liable for the same.
Dated this 14th day of June, 1946.

1480