

668

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity.)

Margeret Sopr Complainant.

VS.

John Sopr, Respondent.

I

~~as Register and Commissioner~~

have called and caused to come before me Margeret Sopr and Oscar Johnson,

witness named in the Requirement for Oral Examination, on the 28 day of June

1927, at the office ~~of the Register~~ of Register,

in Bay Minette, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said witnesses,

doth depose and say as follows:

[Large area of dotted lines for deposition content, crossed out with a diagonal line.]

MARGARET SOPR, the complainant and a witness for complainant being duly sworn, testifies as follows:-

My name is Margaret Soper and I am the complainant in that certain cause now pending in the Circuit Court-Equity Side, State of Alabama, Baldwin County, wherein my husband, John Sopr, is the defendant, the bill of complaint in said cause being filed on May 7th., 1927. Both I and the defendant were at the time of the filing of the bill of complaint over the age of 21 years and bona fide residents of Baldwin County, Alabama, residing at Silverhill, where we had lived for more than three years next immediately preceding the filing of the Bill of Complaint.

That I and the defendant were married on September 25th., 1924 and we lived together as man and wife until the latter part of 1926 when, account of my husband, the defendant, becoming addicted to drinking, I was compelled to leave him and we have lived separate and apart since said latter part of 1926.

Shortly prior to our separation in the latter part of 1926 my husband, the defendant, became addicted to habitual drunkenness and from time to time would permit himself to get under the influence of liquor. He was in this drunken condition one or two times a week up to the time that I left him. Although my husband drank liquor in moderation at the time we were married he became addicted to habitual drunkenness after our marriage.

Mrs Margaret Sopr

OSCAR JOHNSON, a witness for complainant being duly sworn, testifies as follows:-

My name is Oscar Johnson I am over the age of 21 years and a bona fide resident of Baldwin County, Alabama, residing at Silverhill, where I have lived continuously for the past 30 years. I know both Margaret Soper, the complainant and her husband John Sopr, the defendant in this cause. On May 7th., 1927 they were both over the age of 21 years and were bona fide residents of Baldwin County, Alabama, residing at Silverhill, where they had lived for more than three years next immediately preceding said date.

Although I was not present at the marriage ceremony I know that they are husband and wife and have been for some time; that in the latter part of 1926 these parties separated and were living separate and apart on May 7th., 1927.

Just shortly prior to their separation the defendant, John Soper, became addicted to habitual drunkenness. He was addicted to habitual drunkenness except shortly prior to their separation in the latter part of 1926. I would say that he used liquor to great excess getting on weekly drunks to my personal knowledge.

I am not related to any of the parties in this cause by blood or marriage and have no interest in the case.

Oscar Johnson

Filed June 28/927

T. W. McKeown
Register

Wm. McKeown
Register

Wm. McKeown
Register

ORAL EXAMINATION.

I, T.W. Richerson, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and they signed the same in the presense of myself and Complainants Atty, at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof 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 28th day of June, 1927

T.W. Richerson (L. S.)

NO. 668 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Margeret Sopr

vs. Complainant

John Sopr,

Respondent.

Oral Deposition

Filed June 28th, 1927.

T.W. Richerson Register.

Recorded in

Record

Vol. Page

Register

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 668

Vacation Term, 1927

Margeret Sopr, Complainant

vs.

John Sopr, Defendant

To T.W. Richerson, Register:

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by M.C. Stone,

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

M.C. Stone,

Solicitor for Complainant.

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No. 668

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THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Margeret Sopr

vs.

John Sopr,

REQUEST FOR DECREE IN
VACATION

FILED June 28 1927

[Signature]
Register

MAILED

RECORDED IN RECORD

VOL. PAGE

Register

The State of Alabama, }
Baldwin County.

No. 668.

CIRCUIT COURT, IN EQUITY

Margeret Sopr

Complainant

vs.

John Sopr,

Defendant

In this cause it appears to the Register,

that a Summons requiring the Defendant John Sopr,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said

Summons upon John Sopr,

was served upon him by the Sheriff of Baldwin County, Alabama, on the

16 day of May 1927

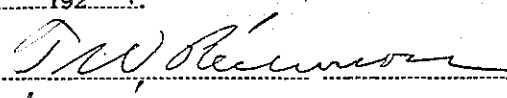
And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of Complananits Atty,

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed

against the said John Sopr,

Defendant aforesaid.

This 20th day of June 1927



Register.

Register.

RECORDED

[Handwritten Signature]

Issued June 20th 1927

DECREE PRO CONFESSO ON
PERSONAL SERVICE.

John Sopr

vs.

Margaret Sopr

CIRCUIT COURT IN EQUITY.

BALDWIN COUNTY.

THE STATE OF ALABAMA.

Page

No. 668.

[Handwritten mark]

8581 NOTE OF TESTIMONY

Margeret Sopr

vs.

John Soper,

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,
decree pro confesso, and testimony of Margeret Sopr and
Oscar Johnson.

and in behalf of Defendant upon

J. W. Ransom
Register.

No. 668.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Margeret Sopr

vs

John Sopr,

NOTE OF TESTIMONY

Filed in Open Court this 28th
day of June 1927.

[Signature]
Register

The State of Alabama, }
BALDWIN COUNTY.

No. 668 CIRCUIT COURT IN EQUITY.

Margeret Sopr Complainant...

vs.

John Sopr, Defendant...

Motion is hereby made for a Decree Pro Confesso against John Sopr,

..... Defendant...

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant.....; and that said summons was duly served according to law, and that said Defendant.....ha S failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 18th day of June 1927

N.C.Stone

.....
Solicitor.

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STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Margeret Sopr

Vs.

John Sopr

MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE

Filed June 18th 1927

Gov. Reardon
Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, In Equity.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon John Sopr,

Baldwin
of _____ County, to be and appear before the Judge of the Circuit Court
of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Margeret Sopr

against said John Sopr,

and further to do and perform what said Judge shall order and direct in that behalf. And this the
said Defendant shall in no wise omit, under penalty, etc. And we further command that you return
this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 7th day of

May, 1927.

T. W. Richerson Register.

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

Original
2

2nd

THE STATE OF ALABAMA,
BALDWIN COUNTY.

SERVE ON _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Margeret Sopr

RECORDED

vs.

John Sopr,

Silverhill, Ala.

Norborne Stone,

Solicitor for Complainant

Recorded in Vol. _____ Page _____

Received in office this *7th*,

day of *May* 192 *7*.

Sheriff.

Executed this *11th* day of

May 192 *7*

by leaving a copy of the within Summons with

John Sopr

Defendant.

L. Irwin

Sheriff.

By *B. O. Wiggins*
Deputy Sheriff.

Filed 5/7/27

MARGARET SOPR,
Complainant,

-vs-

JOHN SOPR,
Defendant.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HON. THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, AND THE HON. JOHN D. LEIGH, JUDGE THEREOF
SETTING IN EQUITY:-

Comes your complainant, Margaret Sopr and exhibits
this her bill of complaint for divorce against John Sopr, and for
grounds thereof, shows:-

(1). That both she and the defendant are over the
age of 21 years and bona fide residents of Baldwin County, Alabama
residing at Silverhill where they have lived for more than three
years next immediately preceding the filing of this bill of com-
plaint.

(2). That your complainant and the defendant were
married on heretofore to-wit: September 25th., 1924 and lived to-
gether as man and wife until to-wit: latter part of 1926, when,
on account of the matters hereinafter alleged your complainant was
compelled to leave the defendant and has lived separate and apart
from him since said date.

(3). That the defendant after said marriage became
addicted to habitual drunkenness.

~~PRAYER FOR PROCESS AND RELIEF:~~

THE PREMISES CONSIDERED, your complainant prays
that the said John Sopr be made party defendant to this cause by
proper orders; that upon a final hearing hereof your Honor will
render, adjudge and decree that the bonds of matrimony heretofore
existing between your complainant and the defendant be forever
dissolved and that your complainant be again permitted to contract

(page two)

the marriage relation should she so desire, and, as in duty bound,
she will ever pray, etc.

NORBORNE STONE,
Solicitor for Complainant.

FOOT NOTE;-

The defendant, John Sopr, is required to answer each
and every paragraph of the foregoing bill of complaint from one
to three, both inclusive, but oath is hereby expressly waived.

NORBORNE STONE,
Solicitor for Complainant.

MARGARET SOPR,
Complainant,
-vs-
JOHN SOPR,
Defendant.

IN THE CIRCUIT COURT-EQUITY SIDE.
STATE OF ALABAMA.
BALDWIN COUNTY.

TO THE HON. THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA, AND THE HON. JOHN D. LEIGH, JUDGE THEREOF
SITTING IN EQUITY:-

Comes your complainant, Margaret Sopr and exhibits
this her bill of complaint for divorce against John Sopr, and for
grounds thereof, shows:-

(1). That both she and the defendant are over the
age of 21 years and bona fide residents of Baldwin County, Alabama
residing at Silverhill where they have lived for more than three
years next immediately preceding the filing of this bill of com-
plaint.

(2). That your complainant and the defendant were
married on heretofore to-wit: September 25th., 1924 and lived to-
gether as man and wife until to-wit: latter part of 1926, when,
on account of the matters hereinafter alleged your complainant was
compelled to leave the defendant and has lived separate and apart
from him since said date.

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THE PREMISES CONSIDERED, your complainant prays
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dissolved and that your complainant be again permitted to contract

(page two)

the marriage relation should she so desire, and, as in duty bound,
she will ever pray, etc.

NORBORNE STONE,
Solicitor for Complainant.

FOOT NOTE;-

The defendant, John Sopr, is required to answer each
and every paragraph of the foregoing bill of complaint from one
to three, both inclusive, but oath is hereby expressly waived.

NORBORNE STONE,
Solicitor for Complainant.

Original Bill

Sopr

as
Sopr.

Filed 5/7/27

D. W. Kimball

Register

RECORDED

Rep. at Silver Hill

The State of Alabama, }
Baldwin County.

No. 668. CIRCUIT COURT, IN EQUITY

Margeret Sopr, Complainant

vs.

John Sopr, Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso and the testimony as noted by the Register; and, upon consideration thereof, the Court is of 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 the Complainant is forever divorced from the Defendant.

~~on account of voluntary abandonment,~~ *on account of the defendant becoming addicted after marriage to habitual drunkenness.*

It is further ordered, that the said Margeret Sopr,

be, and she is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Margeret Sopr, pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said John Sopr

It is further ordered, adjudged and decreed that said Margeret Sopr shall not again marry except to said John Sopr, until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said John Sopr, during the pendency of said appeal

This *29th* day of *June* 192*7*
John D Leigh
Judge of the Circuit Court of Baldwin County.

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

I, _____ Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the _____ day of _____, 192____, in the cause of _____ Complainant

vs.

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of _____, 192____

Register.

No. 668.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.
BALDWIN COUNTY, ALA.

Margeret Sopr,

vs.

John Sopr,

DECREE OF DIVORCE.

Filed in office this

1st

day of

July

, 1927

J. W. [Signature]

Register.

E. O. M.

Margeret Sopr vs John Sopr

John Sopr

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