

The State of Alabama, }
Baldwin County.

No. 674 CIRCUIT COURT, IN EQUITY

FANNIE L. KELLER Complainant

vs.

ORIE L. KELLER, 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 adultery committed by the Defendant, Orie L. Keller~~

It is further ordered, that the said Fannie L. Keller 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 Orie L. Keller 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 Fannie L. Keller, the Complainant.

It is further ordered, adjudged and decreed that said Fannie L. Keller shall not again marry except to said Orie L. Keller until sixty days after this date, and that if an appeal is taken within sixty days... She shall not marry again except to said Orie L. Keller during the pendency of said appeal

This 6th day of February 1929.

L. W. Ware
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.

For Record

E. O. M.

Register.

Filed in office this *5th* day of *Feb*, 192*9*

DEGREE OF DIVORCE.

ORIE T. KELLER.

vs.

FANNIE T. KELLER

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

No. 674.

8550 REQUEST FOR DECREE IN VACATION.

MOORE & CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. *74*

Term, 192*7*

Fannie L Keller

Complainant

vs.

Orie L Keller

Defendant

To *Thos W Richardson Co*, Register:

In the above stated cause ~~a Decree Pro Confesso having been taken~~ *an answer has been filed by* 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 *her solicitors Riekerly Butler & Cooley* 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.

Riekerly Butler & Cooley
Solicitor for Complainant.

LAW OFFICES
RICKARBY, BEEBE & COLEY
903-4-5 VAN ANTWERP BUILDING
MOBILE, ALA.

E. G. RICKARBY
W. C. BEEBE
D. R. COLEY, JR.
H. M. HALL

August 16, 1927.

E. W. Richerson, Esq.,
Clerk, Circuit Court,
Mobile, Alabama.

Dear Sir:

KELLER vs. KELLER: All testimony having been taken in this case and the acceptance of notice having been filed, it is requested that you publish the testimony and submit the cause to the Judge for final decree.

Very truly yours,
RICKARBY, BEEBE & COLEY,

By *Rickarby*

R:2

Request for
Submission

Filed Aug 17/1927
T. W. Rice
Register

The State of Alabama, ~~Mobile~~ County

FANNIE L. KELLER,

Complainant

No.

vs.

ORIE L. KELLER

Defendant

BAIDWIN

Circuit Court of ~~Mobile~~ County

IN EQUITY.

The Complainant

requests the oral examination of the following named witnesses

on her behalf, viz. :

Claude Lawrence,
Jack Stapleton

said witnesses reside in the County of Baldwin

State of Alabama.

J. A. Prout

who reside at Fairhope, Alabama,

is suggested as a suitable person to be appointed Commissioner to take deposition S of said

witnesses on such oral examination

Richard B. Lewis

Solicitor for Complainant.

No.

Circuit Court of Mobile County

Mobile, Alabama.

IN EQUITY.

FANNIE L. KELLER

Complainant.

vs.

ORIE L. KELLER,

Respondent.

DEMAND FOR ORAL EXAMINATION

Filed *Aug 2* 1927

J. W. Williams

Register.

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FANNIE L. KELLER,
Complainant,
-vs-
ORIE L. KELLER,
Defendant.

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

Comes Orie L. Keller, defendant in the above styled cause, and for answer to the bill of complaint herein, says he denies each and every allegation of the same.

Having thus fully answered defendant prays that the bill may be dismissed and he be permitted to go hence with her reasonable costs in this cause expended.

Orie L Keller

1 1/2

No. 674

Fannie L Keller

is

Eric L Keller

Answer

Filed July 6th 1927

D. W. McLaughlin

Register

The State of Alabama, Mobile County

FANNIE L. KELLER, Complainant
 No. vs.
 ORIE L. KELLER Defendant

Circuit Court of Mobile County

IN EQUITY.

The Complainant

requests the oral examination of the following named witness
on her behalf, viz.:

Fannie L. Keller

said witnesses reside in the County of Mobile
State of Alabama.

Frances E. Stevens
who reside at 905 Van Antwerp Building, Mobile, Alabama,

is suggested as a suitable person to be appointed Commissioner to take deposition of said
witness on such oral examination

Frances E. Stevens

Solicitor for Complainant.

No.

Circuit Court of Mobile County

Mobile, Alabama.

IN EQUITY.

FANNIE L. KELLER,

Complainant,

vs.

ORIE L. KELLER,

Defendant.

DEMAND FOR ORAL EXAMINATION

Filed *Aug 2* 192*7*

T. W. Williams

Register.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Comes FANNIE L. KELLER and by this her bill of complaint
presented against ORIE L. KELLER, respectfully shows:

FIRST: That she and the said Orie L. Keller are both
over the age of twenty-one and are now and have been continuously
all of their lives bona fide residents of the State of Alabama,
the said Orie L. Keller residing at Fairhope, Alabama, and Com-
plainant in the City of Mobile.

SECOND: That they were lawfully married on December
24th, 1925, and lived together as husband and wife at Fairhope
until the month of February, 1926, when the said defendant went
to Florida in search of more lucrative employment. During his
stay down in Florida she visited him for a short while but soon
returned to Mobile and has supported herself by taking boarders
and has been living separate and apart from said defendant since
the first part of the year 1927.

THIRD: Complainant has recently learned that defen-
dant at various times and places unknown to her, and with parties
also unknown, has committed adultery in the Town of Fairhope re-
peatedly since the latter part of January, 1927, but is unable to
state more specific information of her own knowledge. These acts
she has not condoned in any way.

THE PREMISES CONSIDERED, COMPLAINANT prays that Orie L.
Keller be made party defendant to this bill and by appropriate pro-
cess required to answer same within the time prescribed by law,
and obey such orders and decrees as may be made in the premises.

Complainant further prays that upon the hearing of this

cause a decree be rendered forever divorcing her from the said
Orie L. Keller, together with such other, further or different
relief as to equity may seem meet.

Rivley B. Leary

Solicitors for Complainant.

NOTE:

The defendant is required to answer each paragraph of
the foregoing bill, but not under oath.

Rivley B. Leary

Solicitors for Complainant.

122 IN EQUITY 122

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

FANNIE L. KELLER, . . .
Complainant
-vs-
ORIE L. KELLER,
Defendant.

BILL OF COMPLAINT

Filed June 25th 1927.
J. H. Robinson
Register

RECORDED

RICKARBY, BEEBE & COLEY,
SOLICITORS FOR COMPLAINANT.

Handwritten notes:
Fannie L. Keller
Complainant
vs.
Orie L. Keller
Defendant

FANNIE L. KELLER,
Complainant,

-vs-

ORIE L. KELLER,
Defendant.

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

Comes the defendant and accepts service and notice of demand for oral examination of complainant's witnesses. He further accepts service and notice of the time and place set for taking testimony of complainant's witnesses and agrees that this cause may be submitted for final decree at any time on the pleadings and complainant's evidence as noted by the Register.

Orie L. Keller

Filed July 14 1927
T. W. McInnis
Register

Fannie L Keener

vs

Orie L Keener

Defendants' waiver of
notice of taking testimony

BALDWIN

The State of Alabama, ~~Mobile~~ Mobile County

FANNIE L. KELLER,

Complainant

No.

vs.

ORIE L. KELLER,

Defendant

Circuit Court of ~~Mobile~~ ^{BALDWIN} Mobile County

IN EQUITY.

The Complainant

requests the oral examination of the following named witness ~~es~~

on ~~her~~ behalf, viz. :

Claud Lawrence,
Jack Stapleton.

said witnesses reside in the County of Baldwin

State of Alabama.

J. A. Prout

who reside at Fairhope, Alabama,

is suggested as ~~a~~ suitable person to be appointed Commissioner to take deposition ~~s~~ of said

witness~~es~~ on such oral examination

Prout

Solicitor for..... Complainant.

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

FANNIE L. KELLER, Complainant,

ORIE L. KELLER, Defendant.

Testimony of Claude Lawrence and Jack Stapleton, witnesses for Complainant.



T. W. Richardson, Esq.,
Register, Circuit Court,
Bay Minette, Alabama.

Richard

Aug 10/1927

Richardson

No.....

Circuit Court of Mobile County

Mobile, Alabama.

IN EQUITY.

Fannie L Keeler

vs.

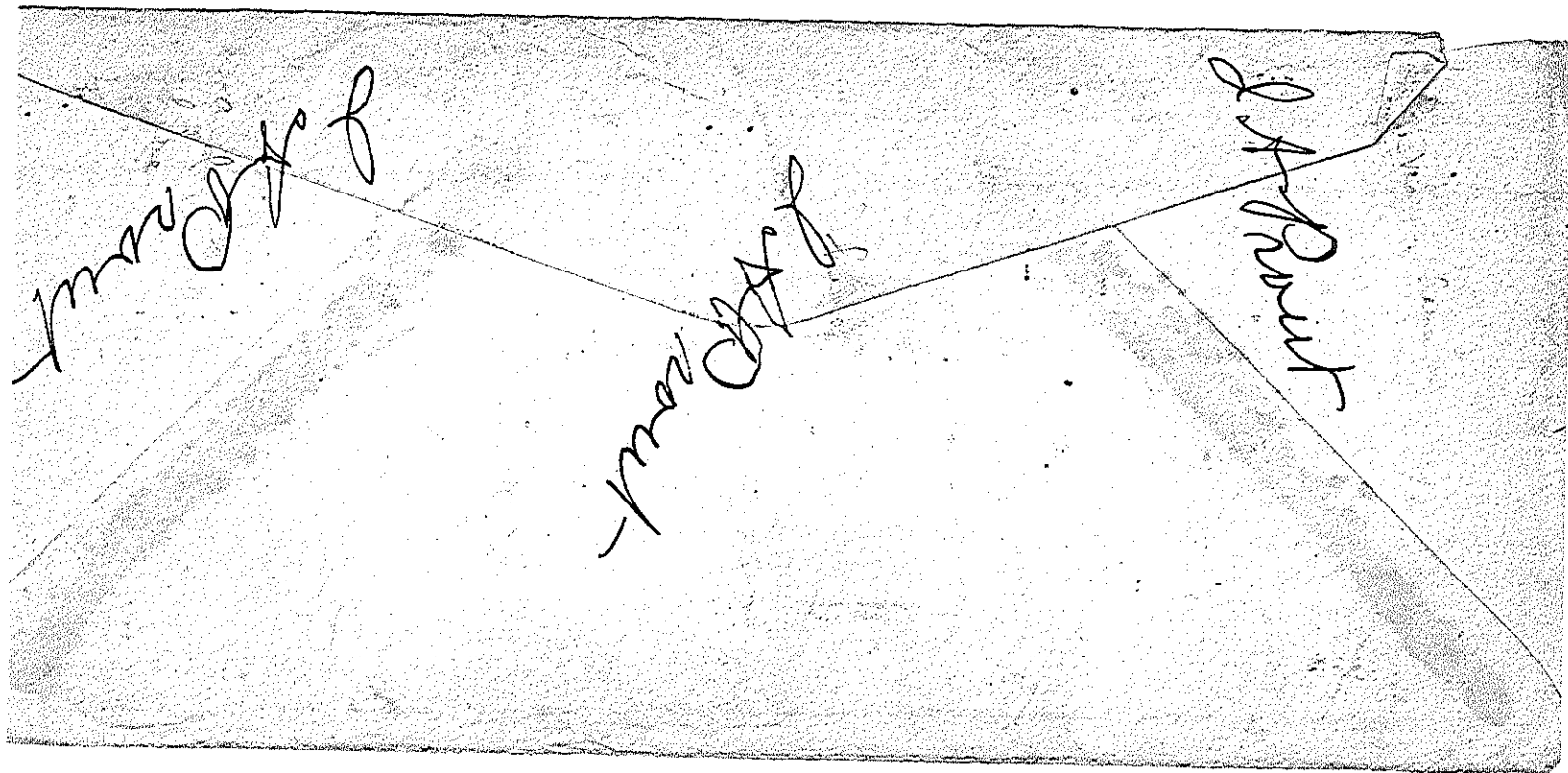
Ordie L Keeler,

DEMAND FOR ORAL EXAMINATION

Filed *July 6th* 192*7*

D. W. Keeler

Register.



J. H. Pruitt

J. H. Pruitt

J. H. Pruitt

LAW OFFICES
RICKARBY, BEEBE & COLEY
903-4-5 VAN ANTWERP BUILDING
MOBILE, ALA.

E.G. RICKARBY
W.C. BEEBE
D.R. COLEY, JR.
H.M. HALL

July 5, 1927.

T. W. Richerson, Esq.,
Bay Minette, Alabama.

Dear Sir:

KELLER vs. KELLER: With this we take pleasure in sending you answer and waiver of defendant in this case. We will also ask you to issue commission to take testimony on oral examination as per enclosed application. Kindly date this commission the 6th as our Mr. Rickarby may attempt to take testimony under it when in Fairhope tomorrow.

Yours very truly,
RICKARBY, BEEBE & COLEY,
By *Rickarby*

R:S
Enc.

THE STATE OF ALABAMA - MOBILE COUNTY

FANNIE L. KELLER,
Complainant,

-vs-

ORIE L. KELLER,
Defendant.

IN EQUITY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

The deposition of Fannie L. Keller, witness examined on behalf of the Complainant in the above entitled cause which is pending in the Honorable the Circuit Court of Baldwin County, Alabama.

The said witness appeared before me at the time and place hereinafter named, and after having been first duly by me to speak the truth, the whole truth, and nothing but the truth, did testify and say as follows: That is to say Fannie L. Keller, being duly sworn, testified as follows:

FANNIE L. KELLER

I am the complainant in this cause and am over the age of twenty-one years, and a lifelong resident of the State of Alabama. I was married on December 24th, 1925, to Orie L. Keller, the defendant, who was also over the age of twenty-one years when this bill was filed. He and I lived together as husband and wife at Fairhope until the month of January, 1926, when he left me and went to Florida looking for work. While he was down in Florida I went there for a short while in January, 1927, but soon came back to Mobile and have since lived in Mobile supporting myself by taking boarders, and have not had anything to do with Mr. Keller as his wife since I left Florida in January. He has been a bona fide resident of Baldwin County for the last ten years.

A short time before this bill was filed, and when it looked like Mr. Keller, who had since then come back to Fairhope, was not going to do anything for my support, I commenced to make inquiries and found out that he was carrying on with some women in Fairhope. People would tell me this but I could not get any one to give me personally the exact facts though I have found two men who stated that if I desired they would give their evidence. These two are Claud Lawrence and Jack Stapleton and I understand that they have already given their evidence. While I believe that my husband has been untrue to me, I cannot testify to this of my own personal knowledge. I can only say that at no time since I found this out have I condoned these acts in any way.

Fannie L. Keller.

CERTIFICATE

I, Frances E. Stevens, the commissioner named in the attached commission which issued out of the Honorable the Circuit Court of Baldwin County, Alabama, do hereby certify that in a certain cause pending in said court, wherein Fannie L. Keller is Complainant and Orie L. Keller is defendant, under and by virtue of the power conferred upon me by said commission, I caused the said Fannie L. Keller, who is known to me to be the witness named in the said commission, to come before me at the time and place hereinafter named, that is to say I caused the said Fannie L. Keller to come before me at 905 Van Antwerp Building, Mobile, Alabama, on the fifth day of August, 1927; that said witness was first duly sworn by me as stated; that her testimony was by me reduced to writing as given by her and as near as might be in the language of the said witness, and that after her testimony had been so reduced to writing, it was by me read over to the said witness who assented to and signed the same in my presence.

I further certify that I am not of Counsel or of kin to any of the parties to the cause and am not in anywise interested in the result thereof.

WITNESS my hand this the fifth day of August, 1927.

Frances E. Stevens
Commissioner.

The State of Alabama, }
Baldwin County

CIRCUIT COURT.

To ~~Mr~~ Frances E Stevens,

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 Fannie L. Keller,

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

Complainant
and Orie L. Keller

Defendant,

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

Witness 2 day of August 1927

D. M. Rice

Register.

Commissioners Fee \$ 2.50

Witness Fee's \$

THE STATE OF ALABAMA -- MOBILE COUNTY

FANNIE L. KELLER,
Complainant,

-vs-

ORIE L. KELLER,
Defendant.

IN EQUITY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

The depositions of Claude Lawrence and Jack Stapleton witnesses examined on behalf of the Complainant in the above entitled cause which is pending in the Honorable the Circuit Court of Baldwin County, Alabama.

The said witnesses appeared before me at the time and place hereinafter named, and after having been first duly sworn by me to speak the truth, the whole truth, and nothing but the truth, did testify and say as follows: That is to say, Claude Lawrence and Jack Stapleton, being duly sworn, testified as follows:

No.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT,

Fannie L. Keller

Complainant.....

vs.

Orie L. Keller,

Defendant.....

COMMISSION TO TAKE DEPOSITION
ON INTERROGATORIES & Oral examination.

COMMISSIONER:

~~Mrs~~ Frances Stevens

WITNESSES:

Fannie L. Keller.

CLAUDE LAWRENCE:

I am a resident of Baldwin County and have been well acquainted with Orie Keller for a number of years. I also know his wife, Mrs. Fannie Keller. Mr. Keller lives at Fairhope and his wife in Mobile. They have not been living together since the beginning of the present year 1927. I have been with Orie Keller on several occasions in the Town of Fairhope since January last in which he was guilty of acts of adultery though I do not now remember the dates. I have been out with him on several occasions when each of us would take a girl with us in a car and the acts referred to would be committed on these trips. This has happened to my knowledge at least three times during the past spring and in the Town of Fairhope. We would go off together in the woods or down on the beach for this purpose and the couples would separate when we got to a secluded spot.

Claude Lawrence

JACK STAPLETON

I am a resident of Fairhope, Alabama, over the age of twenty-one and am well acquainted with Orie L. Keller who lives in Fairhope. He and his wife are not living together now. I know of my personal knowledge that Orie Keller has committed adultery within the past two or three months with women living in Fairhope but I do not recollect the dates. The occurrence would take place in the country just a short distance from the City limits. He and I and two girls of loose character would go off in the woods together for this purpose and while I did not see the acts committed I knew ^{from} the character of the girl and previous conversation what had taken place between him and the girl he was with. I also know that Mrs. Keller has not gone back to live with him or recognized him as her husband since January last as she is living in Mobile and he in Fairhope.

Jack Stapleton

CERTIFICATE

I, J. A. Prout, the commissioner named in the attached commission which issued out of the Honorable the Circuit Court of Baldwin County, Alabama, do hereby certify that in a certain cause pending in said court, wherein Fannie L. Keller is Complainant and Orie L. Keller defendant, under and by virtue of the power conferred upon me by said commission, I caused the same Claude Lawrence and Jack Stapleton, who are known to me and who are known to me to be the identical witnesses named in the commission, to come before me at the time and place hereinafter named, that is to say I caused the said Claude Lawrence to come before me at *My Office* at Fairhope, Alabama, on the *9th* day of August, 1927; and the said Jack Stapleton to come before me at *My Office* at Fairhope, Alabama, on the *9th* day of August, 1927; that said witnesses were first duly sworn by me as stated; that they then testified in response thereto as it is herein above written; that their testimony was by me reduced to writing as given by them; and that after their testimony had been so reduced to writing, it was by me read over to the said witnesses who assented to and signed the same in my presence.

I further certify that I am not of counsel or of kin to any of the parties to the cause and am not in anywise interested in the result thereof.

WITNESS my hand this the *9th* day of August, 1927.

J. A. Prout
Commissioner.

The State of Alabama, }
Baldwin County

CIRCUIT COURT.

To James A. Trout,

KNOW YE, That we, having full faith in your prudence and competency, have appointed you Commission-

er, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine

Claude Lawrence and Jack Stapleton,

as witnesses in behalf of Complainant

in a cause pending in our Circuit

Court of Baldwin County, of said State, wherein Fannie L. Keller

Complainant

and Orle L. Keller,

Defendant,

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

Witness 2nd day of August, 1927.

[Handwritten Signature]

Register.

Commissioners Fee \$

Witness Fee's \$

LAW OFFICES
RICKARBY, BEEBE & COLEY
903-4-5 VAN ANTWERP BUILDING
MOBILE, ALA.

E. G. RICKARBY
W. C. BEEBE
D. R. COLEY, JR.
H. M. HALL

August 16, 1927.

G. W. Richerson, Esq.,
Bay Minette, Alabama.

Dear Tom:

We are presenting with this application for submission in vacation of the case of Keller vs. Keller and if Judge Prout has sent in the depositions of Claud Lawrence and Jack Stapleton and you have received Mrs. Keller's deposition sent by Mrs. Stevens, we will ask you to use this in submitting the matter to the Judge.

In figuring up costs, the commissioner's fee of Judge Prout has been paid but that due Mrs. Stevens has not and is so marked on the commission.

Very truly yours,

RICKARBY, BEEBE & COLEY,

By *Rickarby*

R:S

enc.

No.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT.

Fannie L. Keller,

Complainant.....

vs.

Orie L. Keller,

Defendant.....

COMMISSION TO TAKE DEPOSITION

ON INTERROGATORIES & Oral examination

COMMISSIONER:

James A. Prout

WITNESSES:

Claude Lawrence

Jack Stapleton.

8581 NOTE OF TESTIMONY

Fannie L. Keller.....

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Crie L. Keller.....

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THE STATE OF ALABAMA,
BALDWIN COUNTY

vs.

IN EQUITY,

CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,.....
Answer of Defendant and testimony of Claude Lawrence, Jack Stapleton
and Fannie L. Keller,

and in behalf of Defendant upon.....

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T. W. Ransom

Register.

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No. 674

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Fannie L. Keller

vs

Orie L. Keller.

NOTE OF TESTIMONY

RECORDED

Filed in Open Court this 18th
day of August 1927.

D. W. Rimmer
Register