

The State of Alabama, }
Baldwin County.

No. 764.

CIRCUIT COURT, IN EQUITY

Cybele Hall

Complainant

vs.

George Buchanan,

Defendant

In this cause it appears to the

Register

that a Summons requiring the Defendant

George Buchanan,

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 George Buchanan,

was served upon him by the Sheriff of Washington, County, Alabama, on the 25th day of June 1928

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 Messers Beebe & Hall,

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 George Buchanan,

Defendant aforesaid.

This 30th day of July 1928

J. M. Robinson
Register.

8581 NOTE OF TESTIMONY

Cybele H. Buchanan

vs.

George Buchanan

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 Cybele Buchanan and
Howell Hall,

and in behalf of Defendant upon

T. W. Reel

Register.

The State of Alabama, }
BALDWIN COUNTY.

No. 764. CIRCUIT COURT IN EQUITY.

Cybele ~~HALL~~ Buchanan, Complainant...

vs.

George Buchanan, Defendant...

Motion is hereby made for a Decree Pro Confesso against

George Buchanan 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 28th day of July 1928

Beebe & Hall,

Solicitor.

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No. 764 Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Cybele Buchanan

Vs.

George Buchanan,

MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE

RECORDED

Filed July 28th 1928

T. W. K...
Register.

Recorded in Record,

Vol. Page

Register.

No. 764.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Cybele H. Buchanan

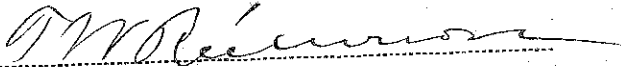
vs

George Buchanan.

RECORDED

NOTE OF TESTIMONY

Filed in Open Court this 9th
day of August, 1928



Register

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No. 764. Page

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT IN EQUITY.

Cybele Hall

Vs.

George Buchanan

RECORDED

DECREE PRO CONFESSO ON
PERSONAL SERVICE.

Issued July 30th 1928

T. W. Richardson

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 George Buchanan,

of Washington 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 Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Cybele Buchanan

against said George Buchanan,

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 23rd day of June, 1928.

T. W. Richerson Register

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

2 Original

SERVE ON.....

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

~~Cybele Buchanan~~

Cybele Buchanan

vs.

~~Cybele Buchanan~~

George Buchanan

In Washington Co Jail.

Beebe & Hall.

Solicitor for Complainant

Recorded in Vol. Page

THE STATE OF ALABAMA.
BALDWIN COUNTY

Received in office this

day of 192

Sheriff.

Executed this 25 day of

June

1928

by leaving a copy of the within Summons with

George Buchanan

Defendant.

J. M. Hudson
not. les. adm.

Sheriff.

By

Deputy Sheriff

RECORDED

PH. O. STAUBER
Y AND COUNSELLOR
JOSEPH, MISSOURI

Complainant;

vs

George Buchanan,
Respondent.

Depositions taken on
behalf of the complainant

Book 6 Churchill
Notary Public within and
for Buchanan County, Mo.

Filed Aug 7th 1922
J. P. Buchanan
Register

Register of Circuit Court,
Baldwin County, Alabama

The State of ^{Missouri} ~~Alabama~~,
~~Baldwin~~ County.
Buchanan

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

..... Cybele H. Buchanan Complainant.

VS.

..... George Buchanan Respondent.

I, Ruth E. Churchill, notary public within and for Buchanan
County, Missouri,

as Register and Commissioner

have called and caused to come before me Cybele H. Buchanan

witness named in the Requirement for Oral Examination, on the 6th day of August
1928, at the office of Ralph O. Stauber, American National Bank Bldg.

in St. Joseph, Mo. ~~Alabama~~ and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said Cybele H. Buchanan

..... doth depose and say as follows:

My name is Cybele H. Buchanan. I am a resident of Baldwin County, Alabama; I
have been for more than three years next preceding the filing of the Bill of
Complaint in this cause. I am over 21 years of age. I am, at present, visiting
in St. Joseph, Mo. George Buchanan is a resident of Baldwin County, Alabama
and has been for more than three years next preceding the filing of the bill
of Complaint in this cause. He is over 21 years of age

George Buchanan and I are husband and wife, having intermarried at Montgomery,
Alabama in February, 1925. We lived together as husband and wife until in Sep-
tember, 1926. At the time we were married George Buchanan was a sober, energetic
and hard working young man of good habits, but soon after we were married he became
addicted to the use of strong drinks and soon became an habitual drunkard; that
such continued up to the time we separated and has continued up to this time. The
respondent, George Buchanan, on account of his condition, caused by the use of
strong drink would not and did not supply your complainant with the necessities
of life but she was forced to leave him and live with her father. Soon after we
were married the respondent, no doubt on account of his condition, caused by the
use of strong drink, promisciously issued, from time to time, bad checks and ob-
tained money and goods by all manner of false pretenses and was and has been
a number of times prosecuted for such. That your complainant is unable, with the
respondent in his present condition and habits, to live with the said respondent.

Many times while they were living together the complainant, and also her father and mother, at her request, talked and pleaded with the respondent in an effort to get him to change his habits but he repeatedly refused and continued.

There was born to your complainant and respondent, during said marriage, one son, William Buchanan, who is now two years old and is with your complainant; that your complainant is ready, willing and able and the proper person to have the custody and control of said child; that the respondent, on account of his condition as hereinabove set out, is not such a person as should have the custody and control of the child.

Cybele sign here X Cybele H. Buchanan.
Witness: *Ralph O. Stauber*
R. J. Porter

ORAL EXAMINATION.

Notary Public within and for Buchanan
I, Ruth E. Churchill, ~~as Register and Commissioner~~ hereby certify
County, Missouri

that the foregoing deposition... on Oral Examination was taken down in writing by me in the words
of the witness... and read over to her and she signed the same in the presence of
myself and Ralph O. Stauber and Kay G. Porter,
at the time and place herein mentioned; ~~that I have personal knowledge of personal identity of said~~
~~witness~~... or had proof made before me of the identity of said witness...; 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 6th day of August 1928.

Ruth E. Churchill (L. S.)
Notary Public.

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed _____, 192_____

Register.

Recorded in

Record

Vol. _____ Page _____

Register

The State of Alabama,
Baldwin County.

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

Cybele H. Buchanan Complainant.

VS.

George Buchanan Respondent.

I T. W. Richerson

as Register and Commissioner

have called and caused to come before me Howell Hall

witness named in the Requirement for Oral Examination, on the 9th day of August
1926, at the office of

in Bay Minette, Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said Howell Hall

doth depose and say as follows:

My name is Howell Hall. I am a resident of Bay Minette, Baldwin County, Alabama.
I am the father of Cybele H. Buchanan, the complainant in the above styled cause.
Cybele and Buchanan were married some time during the year 1925, the exact date
I do not remember, but think that it was sometime in February. Both Cybele and
George are over twenty-one years of age. I knew George Buchanan some time before
they were married, and always found George to be a sober, energetic and dependable
boy. Soon after they were married he began to drink and carouse around, which grew
on him until he got so bad that he was always chasing around from place to place,
unable to supply Cybele with the necessities of life, and many times she came to
my place and stayed, and at the suggestion of her folks would try to reform George
so that she could live with him. He grew worse and worse until it was absolutely
impossible for Cybele to live with him. His condition, caused no doubt by
the habitual use of strong drink, caused him to be listless, worthless, and to
commit several offenses of forgery, obtaining money under false pretenses and the
like, and many times I had to take him out of jail, only to find in a few days
that he was again in jail. This continued for a long time until I saw that there
was nothing I could do to help him. He is now, I understand, in jail for some
offense, in Mobile. Cybele lived with him just as long as she could, and then
came to my place. He is now, in my opinion such an habitual user of strong drink
that it is useless for Cybele to try to live with him. They have one boy,

William, now about two years old, who is with his mother. George, on account of the above facts, is not such a person as should have the custody and control of the child. Cybele is ready, willing and able and is the proper person to have the custody and control of the child.

Horrell Hall

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... and read over to him and he signed the same in the presense of myself ~~.....~~ H.M. Hall, Atty for Complainant. at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness..... or had proof made before me of the identity of said witness.....; 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 9th day of August 1928

T. W. Richerson (L. S.)

NO. PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Stephen B. Beckman

vs. Complainant

George Mendenhall

Respondent.

Oral Deposition

Filed Aug 9th, 1928

T. W. Richerson, Register.

Recorded in

Record

Vol. Page

....., Register

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

Comes your Complainant Cybele H. Buchanan and humbly
complaining against George Buchanan, respectfully represents and shows unto
your Honor and this honorable court as follows:

FIRST:

That both your Complainant and the Respondent are bona
fide residents of Baldwin County, Alabama, and have been for more than three
years, next preceeding the filing of the bill of complaint in this cause;
that both are over the age of twenty-one years.

SECOND:

That your complainant and respondent are wife and husband,
having intermarried at Montgomery, Alabama, on or about February, 1925; that
they lived together as husband and wife until on or about to-wit, September,
1926.

THIRD:

That soon after the Complainant and Respondent were married,
the respondent became addicted to the use of strong drinks and soon became an
habitual drunkard; that he continued to be a habitual drunkard up to and after
the time your Complainant and the Respondent separated.

FOURTH:

That there was born to your Complainant and the Respondent
during said marriage one son, William Buchanan, who is now two years old; that
your Complainant is the fit and proper person to have the custody and control of
said child and that the Respondent, on account of his habits, is not such person
as is fit and proper to have the custody and control of said child.

Wherefore the premises considered Complainant prays that
your Honor will issue such orders and decrees as will make the said George
Buchanan a party to this bill of complaint, requiring him to appear and 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 the final hearing
of this cause this honorable ^{Court.} will grant unto her an absolute decree of
divorce forever barring the bonds of matrimony existing between your Complainant
and the Respondent, George Buchanan; that your Honor will give and grant unto
her the custody and control of the child, namely, William Buchanan; and that
your Honor will give and grant unto her such other, further, different or
general relief as she may in equity and good conscience be entitled to receive
and as in duty bound she will forever pray.

Beale & Haug
Solicitors for Complainant.

FOOT NOTE:

The Respondent is required to answer each and every
allegation of the foregoing bill of complainant numbered first to fourth,
inclusive, but not under oath, oath being hereby expressly waived.

Beale & Haug
Solicitors for Complainant.

The State of Alabama, }
Baldwin County.

No. 764

Circuit Court, in Equity.

Cybele H. Buchanan, Complainant

vs.

George Buchanan, 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 habitual drunkenness,

It is further ordered that the Complainant resume her maiden name Cybele Hall,

It further orderd, that the said Cybele H Buchanan be, and she is hererby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Cybele H Buchanan 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

George Buchanan

It is further ordered, adjudged and decreed that said Cybele H. Buchanan shall not again marry except to said George Buchanan until sixty days after this date, and that if an appeal is taken within sixty days She shall not marry again except to said George Buchanan

during the said pendency of appeal

This 14th day of August 1928.

John D. Leigh
Judge of the Circuit Court of Baldwin County.

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

jm

NO. 764.....

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

Cybele H. Buchanan

vs.

George Buchanan.

DECREE OF DIVORCE.

Filed in office this *14th*

day of *Aug*, 192*8*

T. W. Ralston

Register.

E. O. M.

RECORDED

121
Cyrill Buchanan

vs

George Buchanan

Divorce

Filed June 23, 1928

T. W. Pickens

Register

RECORDED

RECORDED
JUN 23 1928

...the court ...

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