

801

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

Leslie Bracy,
 Complainant.
 No.
 vs.
 Elijah Bracy,
 Respondent

The State of Alabama,
 Baldwin County.
 Circuit Court, in Equity.
 This the 1st day of
 June, 1929

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Leslie Bracy

that the Defendant Elijah Bracy is respondent, and that the residence
of the respondent, Elijah Bracy, is unknown and cannot be ascer-
tained after diligent inquiry made on part of affiant.
~~is a non-resident of the State of Alabama~~

and further, that, in the belief of said Affiant... the Defendant is over the age of 21
years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper publish-
ed in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring
Elijah Bracy the said respondent

to answer or demur to the Bill of Complaint in this cause by the 6th day of
July 192⁹, or after thirty days therefrom a decree Pro Confesso may be
taken against Elijah Bracy The Deft

T. W. Ransom
 Register.

LESLIE BRACY,
Complainant,

-vs-

ELIJAH BRACY,
Respondent.

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

TO THE HONORABLE THE CIRCUIT COURT-EQUITY SIDE,
STATE OF ALABAMA, BALDWIN COUNTY, AND THE HON. FRANCIS W. HARR,
JUDGE THEREOF, SITTING IN EQUITY:

Comes your Complainant, Leslie Bracy, and by leave
of the Court first had and obtained Amends her original Bill of
Complaint in this cause by striking from said Complaint para-
graph "FIRST", and inserting in lieu thereof the following para-
graph "FIRST", viz:-

That your Complainant and the Respondent are over
the age of twenty-one years and that your Complainant is a bona
fide resident of Alabama, residing at Fairhope in Baldwin County,
Alabama; that the residence of the Respondent is not known to
your Complainant although she has made dilligent effort to ascer-
tain same; that you Complainant has been a resident of Baldwin
County, Alabama, for more than three years next immediately pre-
ceding the filing of this Bill of Complaint.

Norborne Stone
Solicitor for Complainant.

FOOT NOTE:-

The Respondent, Elijah Bracy, is required to answer
each and every paragraph of the foregoing amended Bill of Complaint
from FIRST to FOURTH, inclusive, but answer under oath is hereby
expressly waived.

Norborne Stone
Solicitor for Complainant.

The State of Alabama, } Circuit Court of Baldwin County, In Equity.
Baldwin County.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Elijah Bracy,

of Mobile 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 Leslie Bracy

against said Elijah Bracy

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 13th day of March 1929.

T. W. Richerson Register

Original

SERVE ON _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Leslie Bracy

P. 263

Aug 14/29
vs

Elijah Bracy.

*1314 Adams St
Mobile Ala*

Norborne Stone.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this 13th
day of March 1929

Sheriff.

Executed this _____ day of _____

192 _____

by leaving a copy of the within Summons with

*Elijah Bracy not
found in my
County*

Defendant.

W. B. Stone

Sheriff.

By *J. L. Sullivan*

Deputy Sheriff.

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

Leslie Bracy Complainant.

VS.

Elijah Bracy, Respondent.

I T.W.Richerson,

as Register and Commissioner

have called and caused to come before me Lelis Bracy, Virginia Samuels,

witnesses named in the Requirement for Oral Examination, on the 23 day of Sept

1929, at the office of Register

in Bay Minette-A-- ,Alabama, and having first sworn said witness es to speak the truth, the whole truth, and nothing but the truth, the said Witnesses

doth depose and say as follows:

Leslie Bracy, the complainant who being duly sworn testified as

follows:-

Elijah Bracy is over the age of 21 yras,
 My name is Lealie Bracy, I am over the age 21 years, and am
 the Complainant in that cetrain cause wherein Leslie Bracy is complainant
 and Elijah Bracy is Respondent, which cause is pending in the Circuit Court-
 Equity Side, State of Alabama, Baldwin County; I am a bona fide resident
 of Baldwin County, Alabama, residing at Fairhope, Alabama, and have been
 such a resident for the past three years next immediately preceeding the
 filing of my Bill of Complaint in above styled cause; Ido not know where
 the said Elijah Bracy lives although I have made dilligent inquary to
 ascertain the same. Im married Elijah Bracy, the respondent in the above
 styled cause on Novembern 16th., 1925 and lived with him as man and wife
 until April 4th., 1928nat which time he abandoned and deserted me without
 just excuse. While I was living with said Elijah Bracy he treated me
 bad; he beat me twice, once with his fists and once with a stick; the second
 time he beat me I was ~~sick~~ sick in bed, about to give birth to a child;
 This second beating was only two weeks before my child was born

I left him as soon afterwards as possible about 4 weeks after my child
 was born, this child is now living named Helen Louise Bracy. I am a fit
 person to have the care custody and control of this child and am able
 to support it.

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 witnesses and read over to them and they signed the same in the presence of myself and Hon. John Chason, one of the Attys for Complainant. at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses... 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 23rd day of Sept 1929

T.W. Richerson (L. S.)

NO. 821 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Lucie Bracy

vs. Complainant

William Bracy

Respondent.

Oral Deposition

Filed Sept 23, 1929

T.W. Richerson Register.

Recorded in

Record

Vol. _____

Page _____

Register

BAY MINETTE, ALA.

7-1-29

M. J. W. Richardson Clerk

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE
ADVERTISING RATES GIVEN ON APPLICATION

Lester Bracy vs Elijah Bracy - 171 mos 4 1/2

770

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE
ADVERTISING RATES GIVEN ON APPLICATION

R. B. VAIL
EDITOR AND PROPRIETOR

BAY MINETTE, ALA.

NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County.

Circuit Court, in Equity.

This the 1st day of June, 1929.

Leslie Bracy, Complainant, vs. Elijah Bracy, Respondent.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Leslie Bracy and Elijah Bracy is respondent, and that the residence of the respondent, Elijah Bracy, is unknown and cannot be ascertained after diligent inquiry made on part of affiant; and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Elijah Bracy the said respondent to answer or demur to the Bill of Complaint in this cause by the 6th day of July, 1929, or after thirty days therefrom a decree Pro Confesso may be taken against Elijah Bracy, the defendant.

T. W. RICHEYSON,

18-4t. Register.

ALFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

R. B. Vail

being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of _____

Leslie Bracy vs Elijah Bracy

Was published in said Newspaper for 4 consecutive weeks in the following

issues:

Date of first publication	<u>June 6 1929</u>	Vol. <u>40</u> No. <u>18</u>
Date of second publication	<u>June 13 1929</u>	Vol. <u>40</u> No. <u>19</u>
Date of third publication	<u>June 20 1929</u>	Vol. <u>40</u> No. <u>20</u>
Date of fourth publication	<u>June 27 1929</u>	Vol. <u>40</u> No. <u>21</u>

Subscribed and sworn to before the undersigned this 2 day of

July 1929
T. W. Richeyson

Plant Creek Court,

R. B. Vail
Publisher.

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, the undersigned authority in and for said County in said State, personally appeared Leslie Bracy who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That her name is Leslie Bracy; that she is over the age of twenty-one years and is a bona fide resident of Baldwin County, Alabama, residing at Fairhope, Alabama; that she is the Complainant in that cause now pending in the Circuit Court-Equity Side, State of Alabama, Baldwin County, wherein Leslie Bracy is Complainant and ^xElijah Bracy^x is Respondent; that the residence of the Respondent, Elijah Bracy, is unknown and cannot be ascertained after dilligent enquiry made on part of affiant.

Leslie Bracy

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed, this 22d day of May, 1929.

Gladys Levell
Notary Public, Baldwin County,
Alabama.

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 801 Sept Term, 1929

Lulie Bruce, Complainant

vs.

Ezra Bruce, Defendant

To D. McIlwain, 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 _____

_____ 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.

Norman Stone
Solicitor for Complainant.

The State of Alabama, }
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 801 Sept 6th Term, 1929

Leslie Bracy

Complainants

vs.

Elijah Bracy

Defendants

Motion is hereby made for a Decree Pro Confesso against

Elijah Bracy

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 31st day of Aug, 1929

746 Code.

Nonferne Stone
Solicitor.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
No. 801 Sept 2nd Term, 1929.

Leslie Bracy

Complainant

vs. Elijah Bracy

Defendant

In this cause it appears to the Register that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 6th day of June, 1929, in the Baldwin Times

a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 6th day of June, 1929.

And it now further appearing to the Register, that the said

Elijah Bracy

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, ordered and decreed by the Register

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

This 2nd day of September 1929.

J. M. Reel Register.

No. 801.

Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Leslie Bracy

vs.

Elijah Bracy

**DECREE PRO CONFESSO
OF PUBLICATION**

Issued Sept 2nd 1929

W. R. ...
Register

Recorded in Record

Vol. Page

Register.

No. 801

Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Leslie Bracy

Complainants.

Vs.

Elijah Bracy

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed Sept 6th 1929

T. W. [Signature]
Register.

Recorded in Record,

Vol. Page

Register.

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Lulu Boney

VS.

Beulah Boney

REQUEST FOR DECREE IN
VACATION

FILED *Sept 23* 192*7*

D. M. ...
Register

RECORDED IN RECORD

VOL..... PAGE.....

Register

LESLIE BRACY,
Complainant,
-VS-
ELIJAH BRACY,
Respondent.

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

TO THE HONORABLE, THE CIRCUIT COURT-EQUITY SIDE,
STATE OF ALABAMA, BALDWIN COUNTY, AND THE HON. FRANCIS W. HARE,
JUDGE THEREOF, SITTING IN EQUITY:

Comes your Complainant, Leslie Bracy, and by leave of the Court first had and obtained Amends her original Bill of Complaint in this cause by striking from said Complaint paragraph "FIRST", and inserting in lieu thereof the following paragraph "FIRST", viz:-

That your Complainant and the Respondent are over the age of twenty-one years and that your Complainant is a bona fide resident of Alabama, residing at Fairhope in Baldwin County, Alabama; that the residence of the Respondent is not known to your Complainant although she has made dilligent effort to ascertain same; that you Complainant has been a resident of Baldwin County, Alabama, for more than three years next immediately preceeding the filing of this Bill of Complaint.


Solicitor for Complainant.

FOOT NOTE:-

The Respondent, Elijah Bracy, is required to answer each and every paragraph of the foregoing amended Bill of Complaint from FIRST to FOURTH, inclusive, but answer under oath is hereby expressly waived.


Solicitor for Complainant.

8581 NOTE OF TESTIMONY

...Leslie Bracy.....

.....

.....

vs.

Elijah Bracy.....

.....

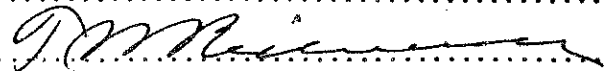
.....

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 by publication and testimony of Leslie Bracy...
and Virginia Samuels,.....

and in behalf of Defendant upon.....



Register.

The State of Alabama, }
Baldwin County

No. 801.

CIRCUIT COURT IN EQUITY

Leslie Bracy

Complainant

vs.

Elijah Bracy

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 Cruelty, on the part of Elijah Bracy toward Leslie Bracy,

It is further ordered, that the said Leslie Bracy be, and s he 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 Leslie Bracy 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

Elijah Bracy

It is further ordered, adjudged and decreed that the said Leslie Bracy shall not again marry except to said Elijah Bracy until sixty days after this date, and that if an appeal is taken within sixty days s he shall not marry again except to said Elijah Bracy,

_____ during the said pendency of appeal

It is further ordered and decreed that Leslie Bracy have the care, custody and control of Helen Louise Bracy a girl child born of this marriage, until further orders of this Court.

This 24th day of September 1929.

F. W. Hare

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 _____, 19____, 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 _____, 19____

Register

LESLIE BRACY,
Complainant.

-vs-

ELIJAH BRACY,
Respondent.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO THE HONORABLE, THE CIRCUIT COURT-EQUITY SIDE,
STATE OF ALABAMA, BALDWIN COUNTY, AND THE HON.
FRANCIS W. HARE, JUDGE THEREOF, SITTING IN EQUITY.

Comes your Complainant, Leslie Bracy, and exhibits
this, her Bill of Complaint for Divorce against the Respondent,
Elijah Bracy, and shows:-

FIRST. That your Complainant and the Respondent are
over the age of twenty-one years and are bona fide residents of Ala-
bama, your Complainant residing at Fairhope, Alabama, and the Respon-
dent residing at 1314 Adam Street, Mobile, Alabama; that your Complai-
nant has been such a resident of Baldwin County, Alabama, for more
than three years next immediately preceeding the filing of this Bill
of Complaint.

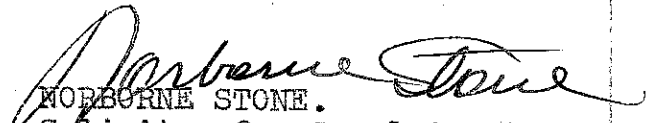
SECOND. That your Complainant and the Respondent
were married on heretofore, to-wit: November 16th., 1925 and lived
together as man and wife until April 4th., 1928 at which time the
said Respondent abandoned and deserted your Complainant without
just or legal excuse.

THIRD. That while your Complainant and the Respon-
dent were living together as man and wife, said Respondent treated
your Complainant in a cruel and inhuman manner; that said Respondent
beat your Complainant while she was pregnant and committed actual
violence on her person, attended with danger to life or health and
from his conduct there was reasonable apprehension of such violence
from time to time.

FOURTH. That by said marriage there was born to
your Complainant a female child named Helen Louise, now of tender
age; that your Complainant is a fit and proper person to have the
care, custody and control of said child while the Respondent is not
such a fit and proper person.

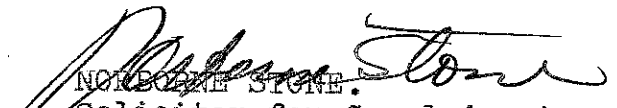
PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your Complainant prays that all necessary notices, orders and decrees be made, entered and issued necessary to make the said Elijah Bracy party Defendant hereto, requiring him to appear and plead, answer or demur, within the time and under the pain and penalties prescribed by law and the rules of this Court; that upon a final hearing of this cause that your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between your Complainant and Respondent be forever dissolved; that your Complainant be again permitted to contract the marriage relation should she so desire and that your Honor will render, adjudge and decree that your Complainant is a fit and proper person to have the care, custody and control of said child and that the same be awarded to her and as in duty bound, she will ever pray, etc.


NORBORNE STONE.
Solicitor for Complainant.

FOOT NOTE:-

The Respondent, Elijah Bracy is required to answer each and every paragraph of the foregoing Bill of Complaint from First to Fourth, inclusive, but answer under oath is hereby expressly waived.


NORBORNE STONE.
Solicitor for Complainant.