

ETHEL THOMAS,
Complainant,
VS.
SAM THOMAS,
Respondent.

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

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

Comes your Complainant, ETHEL THOMAS, and humbly complaining against the Respondent, SAM THOMAS, respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That she is a bona fide resident of Baldwin County, Alabama, over twenty-one years of age, and has been for more than three years next preceding the filing of this Bill of complaint; that the Respondent is over twenty-one years of age, and is at present residing at 658 Ours Alley, in the City of Mobile, Mobile County, Alabama.

SECOND:

That the Complainant and Respondent were married at Stockton, in Baldwin County, Alabama, in June, 1924, and lived together as husband and wife until March, 1926.

THIRD:

That in March, 1926, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said SAM THOMAS party respondent to this Bill of Complaint, requiring him to 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 a final hearing of this cause, your Honor will give and grant unto her a decree of absolute divorce, forever barring the bonds of matrimony heretofore existing between her and the Respondent, SAM THOMAS; that your Honor will give and grant unto her such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

Beebe & Hall
Solicitors for Complainant.

FOOT NOTE:

The Respondent is required to answer each and every allegation contained in the foregoing Bill of Complaint, in paragraphs First to Third, inclusive, but not under oath, oath being hereby expressly waived.

Beebe & Hall
Solicitors for Complainant.

ETHEL THOMAS,
Complainant,
VS.
SAM THOMAS,
Respondent.

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

This cause coming on to be heard was submitted upon the original Bill of Complaint and pleadings and proof as noted by the Register, and the Court, after due consideration, is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of voluntary abandonment.

IT IS FURTHER ORDERED that the Complainant be, and she is hereby permitted to again contract marriage upon the payment of the costs in this cause.

IT IS FURTHER ORDERED That the Complainant pay the costs herein taxed, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said ETHEL THOMAS shall not again marry, except to the said SAM THOMAS, until sixty days after this date, and that if an appeal is taken within sixty days, she shall not again marry, except to the said SAM THOMAS, during the pendency of the appeal.

Dated at Monroeville, Monroe County, Alabama, this 6th day of Aug. 1936.

J. W. Hare
Judge of the Circuit Court of
Baldwin County, Alabama.

The State of Alabama,
Baldwin County.

No. 220. CIRCUIT COURT IN EQUITY.

ETHEL THOMAS, Complainant

vs.

SAM THOMAS, Defendant

In this cause it appears to the REGISTER
that a summons requiring the Defendant, SAM THOMAS,

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 said defendant
was served upon him by the Sheriff of Mobile County, Alabama, on the
22nd day of JUNE 19 36.

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 BEEBE & HALL, Attorneys for
Complainant,

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 SAM THOMAS

Defendant aforesaid.

This 3rd day of AUGUST 19 36

Robert S. Suck Register.

The State of Alabama }
Baldwin County

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

Ethel Thomas

COMPLAINANT

VS.

Sam Thomas

RESPONDENT

I, Robert S. Duck

as Register and Commissioner

have called and caused to come before me Ethel Thomas
and Walter Lewis

witness named in the requirement for Oral Examination, on the _____ day of _____
193____, at the office of _____

in _____, Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said _____

doth depose and say as follows:

My name is Ethel Thomas. I live at Stockton, in Baldwin County, Alabama. I am over twenty-one years of age.

Sam Thomas is over twenty-one years of age and lives in Mobile County, Alabama, his Street address being 656 Ours Alley, Mobile, Alabama.

Sam Thomas and I were married at Stockton, in Baldwin County, Alabama, in June 1924. We lived together as husband and wife until in March, 1926, when he left me voluntarily. We have not lived together as husband and wife since that time. He has remained away voluntarily and continuously. During the entire time that he has been away, he has contributed nothing toward my support.

Ethel Thomas

WALTER LEWIS, a witness for the Complainant, being first duly sworn, deposes and says:

My name is Walter Lewis. I live at Stockton, in Baldwin County, Alabama. I know Ethel Thomas and Sam Thomas. I have known Ethel Thomas about fourteen years and know that she lives at Stockton, Alabama, and is over twenty-one years of age. I know that Ethel Thomas and Sam Thomas have not lived together as husband and wife during the past ten years. I live less than a quarter of a mile from where Ethel lives. I know that for the past several years Sam Thomas has contributed nothing toward her support.

Walter Lewis

ETHEL THOMAS,
Complainant,
vs.
SAM THOMAS,
Respondent.

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

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

Comes your Complainant, ETHEL THOMAS, and humbly complaining against the Respondent, SAM THOMAS, respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That she is a bona fide resident of Baldwin County, Alabama, over twentyone years of age, and has been for more than three years next preceding the filing of this Bill of complaint; that the Respondent is over twentyone years of age, and is at present residing at 659 Cure Alley, in the City of Mobile, Mobile County, Alabama.

SECOND:

That the Complainant and Respondent were married at Stockton, in Baldwin County, Alabama, in June, 1924, and lived together as husband and wife until March, 1926.

THIRD:

That in March, 1926, the Respondent voluntarily abandoned the bed and board of the Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said SAM THOMAS party respondent to this Bill of Complaint, requiring him to 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 a final hearing of this cause, your Honor will give and grant unto her a decree of absolute divorce, forever barring the bonds of matrimony heretofore existing between her and the Respondent, SAM THOMAS; that your Honor will give and grant unto her such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

Beals & Joad
Solicitors for Complainant.

FOOT NOTE:

The Respondent is required to answer each and every allegation contained in the foregoing Bill of Complaint in paragraphs First to Third, inclusive, but not under oath, oath being hereby expressly waived.

Beals & Joad
Solicitors for Complainant.

Agreed to by both parties
1231

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Court, this 1st day of August, 1938.

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 SAM THOMAS, 658 Ours Alley,
Mobile County, Mobile, Alabama

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

ETHEL THOMAS

against said SAM THOMAS

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, Robert S. Duck, Register of said Circuit Court, this 13th day of May 193 6

Robert S. Duck Register

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

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B. ...

SAM THOMAS, 658 Our's Alley,
Mobile, Alabama

Circuit Court of Baldwin County
IN EQUITY

No. 220

SUMMONS

ETHEL THOMAS,

Complainant,

vs.

SAM THOMAS,

Respondent.

BEER & HALL,
Solicitor for Complainant

Recorded in Vol. _____ Page _____

RECORDED
with
6-42-4

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this 13

day of May, 1936

M. A. Wilkins
SHERIFF

Executed this 22 day of

June 1936

by leaving a copy of the within Summons with

Sam Thomas

Defendant

R. L. McLeavelle
Sheriff

By A. Garrison
Deputy Sheriff

ORAL EXAMINATION

I, Robert S. Duck 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 presence of myself and _____ 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 1st day of August 1936
Robert S. Duck (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

vs.

RESPONDENT

ORAL DEPOSITION

Filed Aug. 5th, 1936

Robert S. Duck, Register.

RECORDED IN

Record

Vol. _____ Page _____

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6-44-2

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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

VS.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE**

Issued *August 3rd* 19*36*
Robert S. Asbeck
Register.

Moore Printing Company, Bay Minette, Ala.

check
2-216

FINAL DECREE OF DIVORCE

ETHEL THOMAS,

Complainant,

VS.

SAM THOMAS,

Respondent.

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

FILED
Aug 35
R. A. [Signature]
Clerk-Treasurer

RECORDED
Auek
6-425

BILL OF COMPLAINT.

ERNEST THOMAS,

Complainant,

VS.

SAM THOMAS,

Respondent.

1
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IN THE DISTRICT COURT OF

BRADLEY COUNTY, ALABAMA,

IN EQUITY.

Filed May 13, 1936

Robert S. Auek,

Register

The State of Alabama,
Baldwin County.

{ No. 220 CIRCUIT COURT IN EQUITY.

ETHEL THOMAS, Complainant

vs.

SAM THOMAS, Defendant

Motion is hereby made for a Decree Pro Confesso against SAM THOMAS

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 has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 3rd day of AUGUST 19 36.

Beebe + Hall

Solicitor

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ETHEL THOMAS,

Complainant,

vs.

SAM THOMAS,

Respondent.

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 depositions of Ethel Thomas and Walter
Lewis,

and in behalf of Defendant upon

Robert S. Duck

Register.

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,
Baldwin County.

}

CIRCUIT COURT, IN EQUITY.

No. 220

AUGUST

Term, 1936

ETHEL THOMAS, Complainant

vs.

SAM THOMAS, Defendant

To ROBERT S. DUCK, 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 BEEBE & HALL,

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.

Beebe & Hall
Solicitors for Complainant.

RECORDED

Duck
6-442

No.

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THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

VS.

REQUEST FOR DECREE IN
VACATION

FILED

Aug. 5,

19*36*

Robert S. Duck

Register

RECORDED IN RECORD

VOL. PAGE

Register

~~RECORDED~~
Duck
6-442

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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

vs.

**MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE**

Filed *Aug 3,* 19*36*

Robert S. Duck
Register.

Recorded in Record,

Vol. Page

Register.