

The State of Alabama }  
Baldwin County

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

Beatrice Murry

COMPLAINANT

VS.

Clarence Murry

RESPONDENT

I, Ruth Middleton

as Register and Commissioner in above styled cause

have called and caused to come before me Beatrice Murry, Britt White, and Mrs. A. Lavins,

witnesses named in the requirement for Oral Examination, on the 29th day of July, 1936 1936, at the office of Amos Garrett

in Robertsdale, Alabama, and having first sworn said witnesses to speak the truth, the whole truth, and nothing but the truth, the said witnesseth,

doth depose and say as follows:

My Name is Beatrice Murry, I am twenty nine year of age, I was born at Bay Minette, Alabama. I am the complainant in this suit . I and Clarence Murry was married in Leaksville, Mississippi, in June of 1928, we lived together from that date until about the middle of July of 1928, when without fault on my part he left and has not returned since that date, and I have not lived with him since that date. This all occured more than two years before the fileing of this suit, and next immediately preceeding the fileing of this suit. I did not know that he was going to leave and he left without my consent and against my will. I have lived here in Baldwin County for more than three years and next immediately preceding the filing of this Bill of Complaint, and Clarence Murry was at the time I married him about twenty eight years old. We didnot have any childern, there was never born to us any childern. I do not know where Clarence Murrys address is as I have not heard from him since that he deserted me in July of 1928, and I have made inquiry and could not locate him.

Beatrice Murry

The State of Alabama, }  
Baldwin County

CIRCUIT COURT

To *Ruth*  
~~MARGUERITE~~ MIDDLETON:

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

as witnesses in behalf of BEATRICE MURRY in a cause pending in our Circuit Court of Baldwin County, of said State, wherein BEATRICE MURRY is

Complainant  
and CLARENCE MURRY is

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

Witness 22nd day of June 19 36

*Robert S. Duck*  
REGISTER

COMMISSIONER'S FEE, \$ \_\_\_\_\_

WITNESS' FEES, \$ \_\_\_\_\_

**CIRCUIT COURT, BALDWIN COUNTY, ALA.,  
IN EQUITY.**

No. *224*

*Beatrice Murray*  
VS.  
*Clara Murray*

PLAINTIFF

DEFENDANT

**Bill of Costs**

Fees of Register		Dollars	Cts.	Brought Forward	
Filing each bill and other papers	10	1	00	For receiving, keeping and paying out or distributing money, etc.; 1st \$1,000 1 per ct.; all over \$1,000, and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000, and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	
Issuing each subpoena	50			Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.	
Issuing each copy thereof	40			Each Notice sent by mail to creditors	15
Entering each return thereof	15			Filing, Receipting for and docketing each claim, etc.	25
For each order of publication	1 00	1	00	For all entries on subpoena docket, etc.	50
Issuing writ of injunction	1 50			For all entries on commission docket, etc.	50
For each copy thereof	50			Making final record, per 100 words	15
Entering each return thereof	15			Certified copy of decree	1 00
Issuing writ of attachment	1 00			Report of divorce to State Health office	50
Entering each return thereof	15			Acts 1915	
Docketing each case	1 00	1	00	<b>Total Fees of Register</b>	<i>11.05</i>
Entering each appearance	25				
Issuing each decree pro confesso on persl ser	1 00			<b>Fees of Sheriff</b>	
Issuing each decree pro confesso on publication	1 00	1	00	Serving and returning subpoena on deft.	\$ 1 50
Each order appointing guardian	1 00			Serving and returning subpoena for witness	65
Any other order by Register	50			Levying attachment	1 50
Issuing commission to take testimony	50		50	Entering and returning same	25
Receiving and filing	10		10	Seizing property attached	
Endorsing each package	10		10	Impanelling Jury	75
Entering order submitting cause	50		50	Executing writ of possession	2 50
Entering any other order of Court	25		25	Collecting execution for costs	1 50
Noting all testimony	50		50	Serving and returning sci. fa., each	65
Abstract of cause, etc.	1 00		50	Serving and returning notice	65
Entering each decree	75		75	Serving and returning writ of injunction	1 50
For every 100 words over 500	15		15	Serving and returning writ of exeat.	1 50
Taking account, etc.	3 00		3 00	Taking and approving bonds, each	75
Taking testimony, etc.	15		15	Collecting money on execution	
Each report, 500 words or less	2 50		2 50	Making deed	2 50
For every 100 words over 500	15		15	Serving and returning application, etc.	1 00
Amount claimed less than \$500, etc	2 00		2 00	Serving attachment, contempt of court	1 50
Issuing each subpoena	25		25	<b>Total Fees of Sheriff</b>	<i>11.05</i>
Witness certificate, each	25		25		
Issuing execution, each	75		75	<b>Recapitulation</b>	
Entering each return	15		15	Register's Fees	<i>7.50</i>
Taking and approving bond, each	1 00		1 00	Sheriff's Fees	<i>1.00</i>
Making copy of bill, etc	15		15	Commissioner's Fees	<i>1.00</i>
Each notice not otherwise provided for	50		50	Solicitor's Fees	
Each certificate or affidavit, with seal	50		50	Witness Fees	
Each certificate or affidavit, no seal	25		25	Guardian Ad Litem	<i>7.47</i>
Hearing and passing on application, etc.	3 00		3 00	Printer's Fees	<i>3.00</i>
Each settlement with receiver, etc.	3 00		3 00	Trial Tax	
Examining each voucher of receiver, etc	10		10	Recording Decree in Probate Court	
Examining each answer, etc.	3 00		3 00	<b>TOTAL</b>	<i>20.00</i>
Recording resignation, etc.	75		75		
Entering each certificate to Supreme Court	50		50		
Taking questions and answers, etc.	25		25		
For all other service relating to such proceedings	1 00		1 00		
For services in proceeding to relieve minors, etc., same fees as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 per cent.; all over \$100, and not exceeding 1,000, 1 1-2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.					
Sub Total Carried Forward					

Received payment this \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_ Register.

*6.45*  
*26.00*  
*1.00*  
*50*  
*11.05*  
*9.63*  
*7.50*  
*1.00*  
*1.00*  
*7.47*  
*3.00*  
*20.00*  
*7.95*

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

224 No. .... August ..... Term, 1936..

..... BEATRICE MURRY ..... , Complainant .....

vs.

..... CLARENCE MURRY ..... , 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 ..... ORVIS M. BROWN .....

..... Solicitor 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.

..... *Orvis M. Brown* .....  
Solicitor for Complainant.

BEATRICE MURRY,

Complainant,

vs.

Clarence Murry,

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 Beatrice Murry, Britt White  
and Mrs. A. Lavins

and in behalf of Defendant upon \_\_\_\_\_

*Robert S. Duck*

Register.

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.  
No. 224 August Term, 192/36

BEATRICE MURRY, Complainant.

vs. CLARENCE MURRY, Defendant.

In this cause it appears to the Register, ROBERT S. DUCK that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 28th day of MAY, 192/36, in the FAIRHOPE COURIER

a newspaper published in FAIRHOPE, Alabama, that a copy of said order was posted at the Court House door in County, on the day of 192, and

And it now further appearing to the Register ROBERT S. DUCK, that the said CLARENCE MURRY, Defendant.

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

ROBERT S. DUCK, that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said CLARENCE MURRY.

This w. 3rd day of AUGUST, 1936.

Robert S. Duck Register.

THE STATE OF ALABAMA, }  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 224 AUGUST, Term, 1936

BEATRICE MURRY, Complainant.

Vs.

CLARENCE MURRY Defendant.

Motion is hereby made for a Decree Pro Confesso against CLARENCE MURRY

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 3rd day of AUGUST 1936.

*Owis M. Brown*

Solicitor *7*

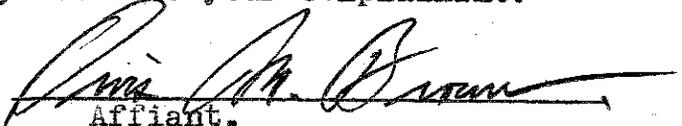
ORVIS M. BROWN  
ATTORNEY AT LAW  
BALDWIN BUILDING  
ROBERTSDALE, ALA.

May 20th, 1936

STATE OF ALABAMA

COUNTY OF BALDWIN

Before me personally appeared Orvis M. Brown, who, being duly sworn, says that he is solicitor for Complainant in the case of Beatrice Murry against Clarence Murry; that Respondent Clarence Murry's residence is unknown, that in 1928, during the month of July, the said Clarence Murry, deserted your Complainant and has not been seen nor heard from by her since; that Complainant Beatrice Murry, and Respondent, Clarence Murry, are both over the age of 21 years: that they were married in Leaksville, Mississippi, in June of 1928; that Beatrice Murry and Clarence Murry were residents of Leaksville, Mississippi when the Respondent Clarence Murry, deserted your complainant.

  
Affiant.

Sworn to before me, and signed in my presence this  
21st day of May, 1936.

  
Clerk of The Circuit Court.

BEATRICE MURRY

Complainant,

vs.

CLARENCE MURRY,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN COUNTY

ALABAMA

IN EQUITY

No. \_\_\_\_\_

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY.

Your complainant Beatrice Murry, exhibits this, her bill against Clarence Murry and respectfully shows unto your honor as follows:

First:

That Complainant has been a bona fide resident of the State of Alabama, and Baldwin County, for more than three years, next immediately preceding the filing of this Bill of Complaint; that both the respondent and complainant are over the age of twenty-one years and that complainant married respondent on or about June 26th, 1928 in the city of Leaksville, Mississippi, and that there are no fruits of said marriage.

Second:

Complainant alleges and avers that the respondent lived with her as husband and wife from June 26th, 1928 to on or about middle of July 1928, at which time the respondent voluntarily left the bed and board of your complainant without cause or fault on her part and has never returned to your complainant, nor cohabited with her as husband and wife from the middle of July, 1928 to the date of the filing of this bill. Said abandonment by respondent continuing for more than two years, next, preceding the filing of this bill.

PRAYER FOR PROCESS:

The premises considered, your complainant prays that Your Honor will take jurisdiction of the cause made by this Bill of complaint, will cause notice thereof to be served on the respondent, CLARENCE MURRY, according to the rules of this

-Honorable Court and the laws of this State in such matters pertaining, and make him respondent to said Bill of Complaint requiring him to answer, plead or demur within the time allowed by law.

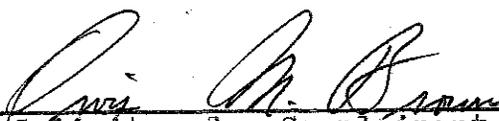
PRAYER FOR RELIEF:

And Your Complainant further prays that upon the final hearing of this cause your Honor will grant her a decree dissolving the bonds of matrimony now existing between your complainant and the said Clarence Murry, granting her an absolute divorce, granting her the right to marry again, and granting her the right to use her maiden name of Beatrice White, and your complainant prays for such other and further relief as in Equity and good conscience she may be entitled to in the premises for which she will every pray.

  
Solicitor for Complainant.

FOOT NOTE

The respondent is required to answer, but not under oath the same being hereby expressly waived, as to each and every paragraph of the foregoing Bill of Complaint, numbering from One to Two both inclusive.

  
Solicitor for Complainant.

*John T. ...*

# The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

..... BEATRICE MURRY, ..... Complainant

vs.

..... CLARENCE MURRY ..... Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on PUBLICATION and Testimony as noted by the Register, and upon consideration thereof, the Court is of the 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 that the said BEATRICE MURRY is forever divorced from the said

CLARENCE MURRY

for and on account of ABANDONMENT

The Complainant is hereby given the right to resume the use of her maiden name.

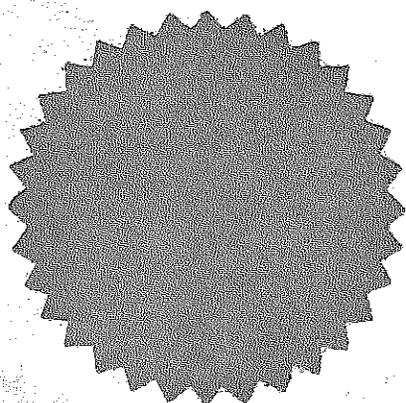
It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that BEATRICE MURRY be, and she hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that BEATRICE MURRY, the Complainant, pay the cost herein to be taxed, for which execution may issue.

This 6<sup>th</sup> day of August, 1926

*J. W. Hare*  
Judge Circuit Court, in Equity.



I, \_\_\_\_\_, Register of the Circuit Court for Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

Register of Circuit Court, in Equity.

RECORDED

*Suck*

*6-444*

No. \_\_\_\_\_

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

VS.

**NOTE OF TESTIMONY**

Filed in Open Court this *5<sup>th</sup>*

day of *August* 19*36*

*Robert S. Suck*  
REGISTER

RECORDED

*Duck*

Page *6-444*

No. ....

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

6-444

Page

No.

The State of Alabama,

Baldwin County,

CIRCUIT COURT, IN EQUITY.

*Barbara Murray*

*Complainant*

vs.

*Lawrence Murray*

*Defendant*

DECREE PRO CONFESSO  
OF PUBLICATION

Issued August 3, 1936

*Robert S. Ruckel*  
Register.

Recorded in \_\_\_\_\_ Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

Moore Printing Company, Bay Minette, Ala.

*Duck*  
RECORDED

*6-444*

No. \_\_\_\_\_

Page \_\_\_\_\_

**State of Alabama,  
Baldwin County.**

**CIRCUIT COURT, IN EQUITY.**

Complainant \_\_\_\_\_

Vs.

Defendant \_\_\_\_\_

**Motion for Decree Pro Confesso  
On Publication.**

Filed *Aug. 3,* \_\_\_\_\_, 193*6*

*Robert S. Duck*  
Register.

Recorded in \_\_\_\_\_ Record,

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register,

RECORDED

RECORDED  
*Duck*  
6-397

FILED MAY 21 1936  
*Robert S. Duck*  
-Desk-

RECORDED  
IN EQUITY NO. 224 *Week*  
6,397

BEATRICE MURRY,  
Complainant,

vs.

CLARENCE MURRY,  
Respondent.

BILL OF COMPLAINT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

FILED *21* *May 1936*  
*Robert S. Weeks*  
Clerk-Register

ORVIS M. BROWN, Solicitor for  
Complainant.

ORAL EXAMINATION

I, Ruth Middleton as Register and Commissioner hereby certify that the foregoing deposition s 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 Orvis M. Brown, Solicitor for Complainant 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 29th day of July 1936.

*Miss Ruth Middleton* (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

**IN CIRCUIT COURT, IN EQUITY**

Beatrice Murry

COMPLAINANT

vs.

Clarence Murry

RESPONDENT

**ORAL DEPOSITION**

Filed September 1st, 1934

*Walter Shivers*, Register.

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_, Register

The State of Alabama  
BALDWIN COUNTY  
CIRCUIT COURT

BEATRICE MURRY,

Complainant

VS.

CLARENCE MURRY,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

*Reed*  
~~BEATRICE MURRY~~ MITCHELL

WITNESSES:

Beatrice Murry

Britt White

Mrs. A. Lavine.

over MURPHY 1936

No. 224 Page

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

BEATRICE MURRY,

vs. Complainant.

CLARENCE MURRY,

Respondent.

DIVORCE DECREE

Filed this 27th day of August 1936

*R. H. [Signature]*

Clerk-Register

224

# THE FAIRHOPE COURIER

ERNEST B. GASTON, EDITOR AND PUBLISHER

A PROGRESSIVE PAPER FOR PROGRESSIVE PEOPLE

ESTABLISHED 1894

FAIRHOPE, ALABAMA

July 1, 1936.

This is to certify that the attached legal notice appeared in the following issues of the Fairhope Courier: May 28, June 4 and 11, and 18.

*E. B. Gaston*

Ed. and Pub.

Subscribed and sworn to before me this 10th. day July 1936.

*G. E. Perkins*

**Notice to Non-Resident**  
 IN EQUITY IN THE CIRCUIT  
 COURT OF BALDWIN COUNTY  
 at Bay Minette, Alabama

BEATRICE MURRY, vs  
 CLARENCE MURRY, Respondent

This the 21st day of May, 1936

In this cause it being made to appear to the Clerk of this Court by the affidavit of Orvis M. Brown, attorney for the Complainant, that the Respondent, Clarence Murry, is a non-resident of the State of Alabama and further that in the belief of said Affiant the Respondent is over the age of 21 years, it therefore, is ordered that publication be made in The Fairhope Courier, a newspaper published in Baldwin County, Alabama, for four consecutive weeks, requiring Clarence Murry the said Respondent to answer or demur to the Bill of Complaint in this cause by the 20th day of June, 1936, or after thirty days therefrom a decree Pro Confesso may be taken against the said Clarence Murry.

ROBERT S. DUCK,  
 Register in Chancery

ORVIS M. BROWN, 43-44  
 Attorney for Complainant,  
 Robertsdale, Ala.



*August 16 1936*

*Received from Mrs. M. Brown \$10.00  
 Full Payment of 10.00 Dollars  
 For in Charge of Murray  
 Ruth Middleton*

Filed July 15, 19.  
Robert S. Duck,  
Reg.

