

8550 REQUEST FOR DECREE IN VACATION.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 938

January 10, ~~1901~~ 1901

Marion Gail Jimmerson....., Complainant...

vs.

William Henry Jimmerson....., Defendant...

To T. W. Richerson....., 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 Hon. Edward P. Totten

..... 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.

..... Edward P. Totten.....  
Solicitor for Complainant.

No. 938

Page

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

Marion Gail Jimmerson

vs.

William Henry Jimmerson

REQUEST FOR DECREE IN  
VACATION

FILED January 10, 1931 192

  
Register

RECORDED IN RECORD

VOL. PAGE

Register

938

The State of Alabama,  
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. .... Term, 192.....

MARION GAIL JIMERSON

Complainants

vs.

WILLIAM HENRY JIMERSON

Defendants

Motion is hereby made for a Decree Pro Confesso against .....

WILLIAM HENRY JIMERSON

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 January

1921

746 Code.

*Edward R. Sotten*

Solicitor.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

JIMERSON

Complainants.

Vs.

JIMERSON

Defendants.

MOTION FOR DECREE PRO  
CONFESSO ON PUBLICATION.

Filed

January 6th 1921

J. D. Williams  
Register.

Recorded in ..... Record,

Vol. .... Page .....

Register.

Baldwin Times Print, Bay Minette.

THE STATE OF ALABAMA

Baldwin

County

## CIRCUIT COURT, IN EQUITY

Marion Gail Jimerson

Complainant

vs.

William Henry Jimerson

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 Marion Gail Jimerson is forever divorced from the said

William Henry Jimerson

for and on account of

Abandonment

It is further ordered, adjudged and decreed by the Court that the care and custody of the minor, Nancy Ellen Jimerson, be, and same hereby is, awarded to Marion Gail Jimerson until further orders of this Court.

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 Marion Gail Jimerson be, and she is hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 11th. day of January, 193 1

D. W. Hare  
Judge Circuit Court, in Equity.

I, \_\_\_\_\_, Register of the Circuit Court for \_\_\_\_\_ 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 \_\_\_\_\_, 193

Register of Circuit Court, in Equity.

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

The State of Alabama

COUNTY \_\_\_\_\_

IN CIRCUIT COURT, IN EQUITY

*Marion Gail Jimersey*

vs. Complainant,

*William Leroy Jimersey*

Respondent.

*Jan 11, 1931*

**DIVORCE DECREE**

*Filed Jan 13/1931  
D. W. Riechman  
Register*

*Clute*

**The State of Alabama,**

Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 938. Vacation Term, 1931

Marion Gail Jimmerson,

Complainant..

vs. William Henry Jimmerson,

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

16th day of October, 1931, in the

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 16th day of

October, 1931, 1931.

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

William Henry Jimmerson,

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 William Henry Jimmerson;

This 5th day of January, 1931.

*W. H. Jimmerson* Register.

**The State of Alabama,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY.**

*Marion Gail Jimmison*

vs.

*William Henry Jimmison*

**DECREE PRO CONFESSO  
OF PUBLICATION**

Issued

*January 31 1921*

*J. W. Richmond*

Register.

Recorded in        Record

Vol.        Page       

Register.



8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,  
Baldwin County. }

CIRCUIT COURT, IN EQUITY.

No. 938 Term, 192

MARION GAIL JIMERSON, Complainant.

vs.

WILLIAM HENRY JIMERSON, Defendant.

To Hon. T. W. Richerson, 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 Edward P. Totten, her

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.

Dated January 7th, 1931.

Edward P. Totten  
Solicitor for Complainant.

8581 NOTE OF TESTIMONY

Marion Gail Jimmerson

vs.

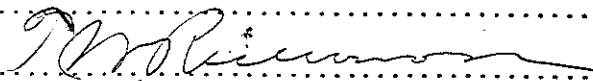
William Henry Jimmerson

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 Mrs. Gail Jimmerson and  
Lois Wilson

and in behalf of Defendant upon.....



Register.

LAW OFFICES OF  
EDWARD P. TOTTEN  
OVER BANK OF FAIRHOPE  
FAIRHOPE, ALABAMA

October 11, 1930

Hon. T. W. Richerson,  
Register of Circuit Court,  
Bay Minette, Alabama.

Dear Mr. Richerson:

Herewith I inclose bill of complaint, in divorce suit of Jimerson vs., Jimerson. It will be necessary in this case to make service on the Defendant by publication, as his address is entirely unknown, and I would ask you to kindly prepare notice and hand it to the publisher of the Baldwin County Times to run for the necessary four issues. We would like to get this started in next week's issue of the paper, Thursday the 16th, and I would appreciate it if you would ask the publisher to send me a copy of the paper containing the notice as soon as it is run.

With all good wishes, believe me,

Yours very sincerely,

  
Edward P. Totten

T/G

No. 938

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

Marion Gail Jimmerson

VS

William Henry Jimmerson

NOTE OF TESTIMONY

Filed in Open Court this 10th

day of January, 1931

*W. H. Jimmerson*

Register

STATE OF ALABAMA  
COUNTY OF BALDWIN

IN CIRCUIT COURT  
IN EQUITY

MARION GAIL JIMERSON, Complainant.

BILL OF COMPLAINT

vs.

WILLIAM HENRY JIMERSON, Defendant

To the Honorable F. W. Hare, Judge of said Circuit Court:

Complaining of the above named Defendant your orator respectfully shows unto your honor and to this Court as follows:

That your orator is over the age of twenty-one years and for more than three years immediately preceding the date of this bill has been and now is a bona fide resident of Baldwin County, Alabama.

That the Defendant is over the age of twenty-one years and that the present address and whereabouts of the Defendant is to your orator unknown.

That your orator and the Defendant inter-married at Gulfport, Harrison County, Miss., on April 16th, 1920, and ever since have been and now are lawful wife and husband.

That as the issue of said marriage there was born one girl, Nancy Ellen, of the present age of ten years.

That on or about the first day of April, 1921, the Defendant, without any just cause, provocation or excuse, and without any fault on the part of Complainant, wilfully abandoned your orator and ever since said date, and for a period of more than two years immediately preceding the filing of this bill has continued in such abandonment, and has wholly failed during said period to provide for the Complainant and their said minor child, and so continues at the date of the filing of this bill of complaint.

That the present address and whereabouts of the Defendant are to your orator unknown and that your orator has been unable to learn or discover the present address and location of the defendant after reasonable efforts in that behalf.

PRAYER FOR PROCESS AND FOR RELIEF

The premises considered, your orator respectfully prays that the said William Henry Jimerson be made party respondent to this bill of complaint, by the usual process of this Honorable Court and that he be required to demur, plead to or answer such bill within the time and under the penalties as provided by law, or that the same be forever confessed.

Wherefore your orator prays that upon the final hearing of this cause the bonds of matrimony heretofore and now subsisting between herself and William Henry Jimerson be wholly dissolved and that your orator be granted an absolute divorce therefrom, that the care and custody of the minor child Nancy Ellen, be awarded to your orator, and that your orator may have such other and further relief as may to the Court seem just and equitable in the premises.

Dated October 10th, 1930.

Marion Gail Jimerson  
Complainant

Edward T. Stetter  
Solicitor for Complainant

FOOTNOTE: The respondent above named is required to answer every allegation contained in the foregoing bill, but not under oath; answer under oath being hereby expressly waived.

Marion Gail Jimerson  
Complainant

Edward T. Stetter  
Solicitor for Complainant

STATE OF ALABAMA )  
(ss  
COUNTY OF BALDWIN )

Marion Gail Jimerson, being by me first duly sworn on oath says: That she is the Complainant named in the foregoing bill of Complaint, that she has read and understands the contents thereof and that all the statements therein contained including the one relating to the residence of Defendant being unknown to her are true of her own knowledge.

Subscribed and sworn to before me this 10th, day of Oct., 1930.

W. E. Beckwith  
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

RECORDED

STATE OF ALABAMA  
COUNTY OF BALDWIN

\*\*\*\*\*

IN CIRCUIT COURT  
IN EQUITY

\*\*\*\*\*

MARION CAIL JIMERSON,  
Complainant,

vs.

WILLIAM HENRY JIMERSON,  
Defendant.

\*\*\*\*\*

BILL OF COMPLAINT

Filed this 13th day of  
October, 1930.

*T. W. Ricum*  
Register

ARD P. TOTTEN  
SOLICITOR FOR COMPLAINANT  
FAIRHOPE ALABAMA

BAY MINETTE, ALA.

10/31/20

M W Richardson

Clk

# THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

EP Letter Atty

10/16. Notice Marion & Jimerson vs Wm H. Jimerson 173 rds

77



PUBLISHED EVERY THURSDAY

# 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.

MARION GAIL JIMERSON  
VS.

WILLIAM HENRY JIMERSON.

The State of Alabama, Baldwin  
County

Circuit Court, in Equity.

This the 13th day of October, 1930.

In this cause it being made to ap-  
pear to the Clerk of this Court by  
the affidavit of Marion Jimer-  
son that the defendant, William Henry  
Jimer-son, is a non-resident of the  
State of Alabama whose whereabouts  
are unknown to affiant, and further  
that, in the belief of said Affiant the  
Defendant is over the age of 21 years  
it, is therefore, ordered that publica-  
tion be made in the Baldwin Times,  
a newspaper published in Bay Min-  
ette, Baldwin County, Alabama, once  
a week for four weeks, the first week  
in Alabama spent Sunday here with his  
Mr. Claude Bristow who is working  
in Alabama.  
and with her sister Miss Anne  
Jimer-son who is teaching in Per-

## 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 \_\_\_\_\_

Marion G. Jimer-son

TO

Wm H. Jimer-son

issues:

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

|                            |                          |                              |
|----------------------------|--------------------------|------------------------------|
| Date of first publication  | <u>October 16 - 1930</u> | Vol. <u>41</u> No. <u>37</u> |
| Date of second publication | <u>October 23 - 1930</u> | Vol. <u>41</u> No. <u>38</u> |
| Date of third publication  | <u>October 30 - 1930</u> | Vol. <u>41</u> No. <u>39</u> |
| Date of fourth publication | <u>November 6 - 1930</u> | Vol. <u>41</u> No. <u>40</u> |

Subscribed and sworn to before the undersigned this 19 day of

November 30 1930

R. B. Vail

Publisher.

Wm H. Jimer-son  
Circuit Court

STATE OF ALABAMA

IN CIRCUIT COURT

COUNTY OF BALDWIN

IN EQUITY

MARION GAIL JIMERSON, Complainant.

vs.

WILLIAM HENRY JIMERSON, Respondent.

THE DEPOSITIONS

of Mrs. Marion Gail Jimerson and of Mrs. Lois Wilson, witnesses called and examined on behalf of the Complainant in the above entitled cause which is pending in the Circuit Court of Baldwin County, Alabama.

The said witnesses appeared before me at the time and place hereinafter mentioned and, after having by me been first duly sworn to speak the truth, the whole truth and nothing but the truth, did testify and say as follows:

Marion Gail Jimerson, the complainant, being be me first duly sworn to tell the truth, the whole truth and nothing but the truth, testified in her own behalf as follows:

My name is Marion Gail Jimerson, I am 32 years of age, and live at Fairhope, Baldwin county, Alabama. I have lived in Baldwin county, Alabama, for over four years, or since the month of August, 1926, and have been a bona fide resident of the town of Fairhope all of that time. On April 16th, 1920, I was married to the Respondent, William Henry Jimerson, at Gulfport, Harrison county, Mississippi, and of the issue of said marriage there was one child, a girl named Nancy Ellen, now of the age of ten years, Defendant was about thirty six years of age when I married him.

After being married for about one year, the Respondent left me in April, 1921, and since that time I have supported myself and my little girl from my own efforts and earnings. I was a good and faithful wife to the Respondent while we were living together and gave him no cause whatever for his abandonment of me and my child. This abandonment of me has continued on the part of the Respondent for more than nine years and I know of no reason for his leaving me. During all of that time he has not contributed anything whatever to my support or the support of our child. My little girl is still with me and I am caring for her and wish to have her legal custody awarded to me.

Marion Gail Jimerson

Subscribed and sworn to before me this 7th day of January, 1931.

G. E. Perkins  
COMMISSIONER

Lois Wilson, being by me first duly sworn to tell the truth, the whole truth, and nothing but the truth, in the matter now in hearing wherein Marion Gail Jimerson is Complainant and William Henry Jimerson is Respondent, testified as follows:

My name is Lois Wilson. I am 31 years of age and live at Fairhope, Baldwin County, Alabama, and have lived here all my life. I have known the Complainant, Marion Gail Jimerson, for about four years, and know that she has lived in Fairhope, Baldwin County, Alabama, for more than three years prior to the date this suit was commenced. I know that her husband has not been living with her at any time during the period of my acquaintance with her. I know that she has a little daughter, Nancy Ellen, and that the little girl has lived with her all of the time since I first met her and that she has supported the little daughter from her own earnings.

of Fairhope, Alabama, is the wife of William Henry Jimerson.  
Mrs. Lois Wilson.

Subscribed and sworn to before me this 7th day of January, 1931.

set down above their signatures, and that their testimony was set down as near as might be. J. E. Perkins  
COMMISSIONER

I further certify that I am neither of counsel nor of kind to any of the parties to this suit and that I am in no manner interested in the result thereof.

Witness my hand this 7th day of January, 1931.

J. E. Perkins

STATE OF ALABAMA  
COUNTY OF BALDWIN

IN CIRCUIT COURT  
IN EQUITY

MARION GAIL JIMERSON, Complainant,

vs.

WILLIAM HENRY JIMERSON, Respondent.

CERTIFICATE OF COMMISSIONER

I, G. E. Perkins, the Commissioner named in the attached commission, do hereby certify that I did, in pursuance of said commission, on Wednesday, January, 7th, 1931, call and cause to come before me, at the office of Edward P. Totten, in the Bank of Fairhope Building, in the town of Fairhope, Baldwin county, Alabama, the witnesses: Mrs. Marion Gail Jimerson and Mrs. Lois Wilson, and that the said witnesses, after being by me first duly sworn, did testify and submit their testimony in this cause as set down above their signatures, and that their testimony was set down as near as might be in their own language and that they subscribed their names thereto, respectively, after having read the same.

I further certify that I am neither of counsel nor of kind to any of the parties to this suit and that I am in no manner interested in the result thereof.

Witness my hand this 7th day of January, 1931.

G. E. Perkins  
COMMISSIONER

The State of Alabama, {  
Baldwin County

CIRCUIT COURT

To Hon.G.E.Perkins, Fairhope ,Ale.

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

Mrs. Marion Gail Jimerson

and Mrs. Lois Wilson

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

Marion Gail Jimmerson,

Complainant

and

William Henry Jimmerson ,

Defendant,

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

Witness 5th, day of January, 19 31.

*D. W. Rickerson*

REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$

**The State of Alabama**  
**BALDWIN COUNTY**  
**CIRCUIT COURT**

Marion Gail Jimmerson,

Complainant

vs.

William Henry Jimmerson,

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

Hon. G. E. Perkins,

**WITNESSES:**

x *Mar Gail Jimmerson*  
*Lois Wilson*

LAW OFFICES  
EDWARD P. TOTTEN  
FAIRHOPE, ALABAMA

In Circuit Court of Baldwin  
County, Alabama, In Equity.  
Testimony of Witnesses in  
Jimerson vs. Jimerson,

E. E. Perkins  
Commissioner.

*Mrs. Gail Jimerson*  
*Lois Wilson*

Hon. T. W. Richerson,

Register of Circuit Court,

Bay Minette, Alabama

