

The State of Alabama }
Baldwin County

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

Pauline Shea

COMPLAINANT

vs.

John J. Shea Jr.,

RESPONDENT

I, T.W. Richerson,

as Register and Commissioner

have called and caused to come before me Pauline Shea, and Mrs. J.F. Dolive,

witnesses named in the Requirement for Oral Examination, on the 9th day of July

1931, at the office of Register

in Bay Minette, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said witnesses,

doth depose and say as follows:

My name is Pauline Shea. I am a resident of Baldwin County, Alabama, over twenty-one years of age, and have been such a resident for more than three years next preceding the filing of the Bill of Complaint in this cause. John J. Shea, Jr., the respondent, is over twenty-one years of age and a resident of Baldwin County, Alabama, but has for the past two months been temporarily away from Baldwin County, Alabama, and in Memphis, Tennessee. John J. Shea, Jr., and I were married at Titusville, Florida, on or about January 4, 1928. We lived together until on or about April 1st, 1931. We were living at Bay Minette, Baldwin County, Alabama, at the time of our separation. At the time we were married the respondent drank very little, if at all, but soon after our marriage he took to the use of strong drinks, which habit grew on him from time to time until he became an habitual drunkard. His conduct, on account of his drinking habit, grew worse from time to time until he reached the stage that he lost or ignored all his sense of responsibility as to his personal obligations and also to his obligations due the complainant. In fact he had reached the

stage, when I could no longer live with him, that he absolutely lost all sense of responsibility toward me and failed to supply me with clothing and the necessities of life. He subsequent to our marriage became addicted to habitual drunkenness.

Pauline Shea

Mrs. J. F. Dolive a witness for the Complainant being duly sworn, deposes and says:
My name is Mrs. J. F. Dolive. I am a resident of Bay Minette, Baldwin County, Alabama; I am the Mother of Pauline Sheave the Complainant in the above styled cause; My daughter, Pauline, and the respondent John J. Shea Jr were married at Titusville, Florida in January, 1928; They lived together as husband and wife until about April 1st, 1931; The respondent soon after, he and my daughter were married came to Bay Minette to live, and soon after his marriage he became addicted to the use of liquor, which habit grew on him from time to time until he lost all responsibility of his obligations and his duties toward his wife; When he was using drikks it was impossible to manage him and his conduct was such that no one could hardly stay around him; on one particular occasion he went on a rampage at my house and shot holes through the door and also through the water container, in fact when under one of his speks he was dangerous. I know of my own personal knowledge that my daughter could not live with him. He on several occasions went away and left her without any means of support, and she was dependent on her family and friends. Conditions were such, due to his use of strong drinks, that Pauline could not live with him, and had to leave him.

Mrs J. F. Dolive

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 them and they signed the same in the presence of myself and H.M. Hall Atty 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 9th day of July, 19 31.

T.W. Richerson (L. S.)

No. 968

Page 968

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Pauline Shea

COMPLAINANT

vs.

John Shea, Jr.

RESPONDENT

ORAL DEPOSITION

Filed July 9th, 1931, 19 31

RECORDED IN

Register

Record

Vol. Page

Register

Pauline Shea,

vs.

John J. Shea, Jr.,

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,.....
service by Registered mail, ~~decrees pro confessor after notice by Reg~~
Answer and agreement of Defendant
~~istered mail~~, and testimony of Pauline Shea and Mrs. J.F. Dolive,....

and in behalf of Defendant upon.....

J.W. Richardson
Register.

RECORDED

No. 968.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Pauline Shea

VS

John J. Shea, Jr.,

NOTE OF TESTIMONY

Filed in Open Court this 10th
day of July, 1921.

J. M. McIlwain
Register

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 968 Vacation Term, 1931

Pauline Shea , Complainant

vs.

John Shea, Jr, , 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 Messers 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.


Solicitor for Complainant.

RECORDED

No. 968

Page

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Pauline Shea

VS.

John Shea, Jr.,

REQUEST FOR DECREE IN
VACATION

July 9th,

31

FILED

192

D. W. [Signature]
Register

RECORDED IN RECORD

VOL. PAGE

Register

PAULINE SHEA,)	IN THE CIRCUIT COURT OF
Complainant,)	BALDWIN COUNTY, ALABAMA.
vs.)	IN EQUITY.
JOHN J. SHEA, JR.,)	
Respondent.)	

This cause coming on to be heard, was submitted upon the Bill of Complaint on behalf of the complainant, Answer and Agreement of the Defendant 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 Respondent be and the same are hereby dissolved and the Complainant is forever divorced from the Respondent on the ground of habitual drunkenness.

It is further ORDERED that the said Pauline Shea be and she 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 Pauline Shea pay the costs herein taxed, for which execution may issue.

It is further ORDERED, ADJUDGED and DECREED that the said Pauline Shea shall not again marry except to the said John J. Shea, Jr., until sixty days after this date, and that if an appeal is taken within sixty days, she shall not marry again, except to John J. Shea, Jr., during the pendency of the appeal.

11th Dated at Monroeville, Monroe County, Alabama, on this day of July, 1931.

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

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
INEQUITY

TO THE HON. F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA:

Comes your defendant, John J. Shea, Jr., and for answer
to the complaint filed against him in this cause, respectfully
shows, to-wit:

I.

He admits that both complainant and defendant have been
residents of Baldwin County, Alabama for more than three whole
years next preceding the filing of the Bill; he admits that he
is temporarily away from Baldwin County, Alabama, and leaving
in Memphis, Tennessee.

II.

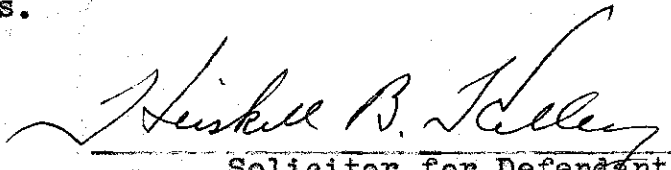
Your defendant admits that he and complainant were inter-
married on January 4, 1928, at Titusville, Florida, and that he
and complainant lived together as husband and wife ~~for~~ until on
or about April 1, 1931.

III.

Your defendant denies that after his marriage he became
addicted to habitual drunkenness. He denies that his conduct
from time to time grew worse until it reached such a stage that
he ignored all responsibilities as to his personal obligations
and to obligations due the complainant. Defendant calls for
strict proof on these allegations in the original petition filed
against him in this cause, but notice of the time of taking the
proof is waived.

All allegations of the complainant's bill filed in this cause not hereinabove specifically admitted or denied, are now denied, and denied as fully and completely as if taken up separately and denied in detail.

WHEREFORE, your defendant respectfully prays to be hence dismissed with his costs.


Solicitor for Defendant

RECORDED

Answer

Filed June 8th 1931.
J. H. McCann
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 John J. Shea, Jr.,
1504. Carr Avenue ,Memphis Tennessee,

of _____ 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
Pauline Shea,

against said

John J. Shea, Jr.,

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

May, 1931.

J. M. Peterson Register.

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

Original

Serve on _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Pauline Shea

vs.

John J. Shea, Jr.,

Beebe & Hall,
Solicitor for Complainant.

Recorded in Vol. _____ Page _____

The State of Alabama,
BALDWIN COUNTY.

Received in office this _____

day of _____ 193_____

Sheriff.

Executed this _____ day of

193_____

by leaving a copy of the within Summons with

Defendant.

Sheriff.

By _____
Deputy Sheriff.

May 13th, 1931.

Copy of Bill & Copy of Summons
Registered Dert at 1604 Carr Ave
Memphis Tennessee.

W. H. H. H. H.
Register.

Pauline Shea
Complainant

vs

John J. Shea Jr
Defendant

In the Circuit Court of
Baldwin County, Alabama.

In Equity

Comes the Defendant in the above styled cause and waives notice of the time of taking testimony on behalf of the Complainant, the right to cross examines the witnesses on behalf of the Complainant, and agrees that the matter may be submitted for final decree, immediately, upon the pleadings and proof on behalf of the Complainant.

Witness
A. J. Smith

John J. Shea Jr

RECORDED

Travis

Filed August 1931
O. H. McCune

RECEIPT FOR REGISTERED ARTICLE NO. _____

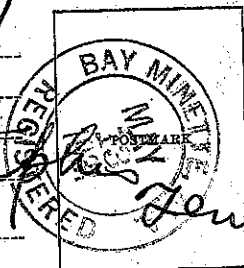
915

15 fee paid. 1 class postage paid. 5-13-1931 (Date)
 From J.W. Richardson (Sender) Calif.

Addressed to John J. Shea (Addressee)
 1504 Card Ave. Memphis (Post office and State)

Accepting employees will place initials in space below, indicating restricted delivery.

Return receipt fee 3 { in person _____ Special delivery fee _____
 Delivery restricted to addressee { or order _____ Postmaster, per L



RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

(Signature of owner of registered article)

(Signature of addressee or agent)

Date of delivery

Form 3011

U. S. GOVERNMENT PRINTING OFFICE

16-5012

LAW OFFICES
GAILOR, BEJACH & McLAIN

UNION PLANTERS NATIONAL BANK BLDG.

MEMPHIS, TENN.

June 4, 1931

FRANK HOYT GAILOR
L.D. BEJACH
WM TYLER McLAIN
HEISKELL B. KELLEY
GEO. C. CUNNINGHAM

Clerk of the Circuit Court in Equity
Baldwin County, Alabama

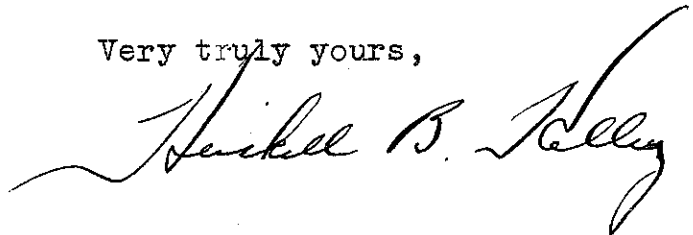
Dear Sir:

We are inclosing answer of defendant in the case of Shea
vs. Shea, on which service was had by registered letter.

We are inclosing an original of the answer and one duplicate. We assume this is the correct number of copies to be filed. We are also sending copy of answer to complainant's attorneys.

Very truly yours,

HBK:WS

A handwritten signature in cursive script, reading "Heiskell B. Kelley". The signature is written in dark ink and is positioned to the right of the typed name "Very truly yours,".

Pauline Shea

vs.

John Shea, Jr.

CIRCUIT COURT OF

Baldwin COUNTY.

IN EQUITY.

I, T.W. Richerson, Register of said Court, do hereby certify that I

did, on the 13th day of May 1931, send to

John Shea, Jr. Defendant

whose address was 1304 Carr Ave, Mephis, Tennessee

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill

of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the 18th day of May 1931

Witness my hand, this 22nd day of June 1931



Register.

No. 968 **RECORDED**

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

Pauline Shea

vs.

John Shea, Jr.

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this 2nd

day of June 1921

T. W. McNamee

Register.

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

Comes your complainant, PAULINE SHEA, and humbly complaining against JOHN J. SHEA, JR., respectfully represents and shows unto your Honor as follows:

FIRST:

That both the complainant and respondent are bona fide residents of Baldwin County, Alabama, over twenty-one years of age; that they have been such residents for more than three years next preceding the filing of this bill of complaint; that the said John J. Shea, Jr., is temporarily away from Baldwin County, Alabama, and his post office address is 1504 Carr Avenue, Memphis, Tennessee.

SECOND:

That your complainant and the respondent were married on January 4, 1928, at Titusville, Florida; that they lived together as husband and wife until on or about April 1st, 1931.

THIRD:

That soon after their marriage the respondent became addicted to habitual drunkenness; that his conduct from time to time grew worse until it reached such a stage that he ignored all responsibility as to his personal obligations and to obligations due the complainant.

WHEREFORE, the premises considered, your complainant prays that your Honor will by proper process make the said John J. Shea, Jr., party respondent to this bill of complaint, requiring him to plead, answer or demur to the same within the time prescribed by law and the practice of this Honorable Court.

Your complainant further prays that upon a final hearing of this cause your Honor will grant unto her a decree of absolute divorce, forever barring the bonds of matrimony existing between her and the said John J. Shea, Jr., And your complain-

ant further prays that your Honor will give and grant unto her such other, further, different or general relief as she be in equity and good conscience entitled to receive. And as in duty bound she will ever pray.

Pauline Shea
Complainant.

Buck & Stone
Solicitors for Complainant.

The respondent is required to answer each and every allegation contained in the foregoing Bill in paragraphs FIRST to THIRD inclusive, but not under oath, oath being hereby expressly waived.

Pauline Shea
Complainant.

Buck & Stone
Solicitors for Complainant.