

The State of Alabama, {
Baldwin County. No. 1951.

Circuit Court, in Equity.

Clarence A. Keller Complainant.

vs.

Mollie B. Keller, 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 adultery, on the part of Defendant,

It further orderd, that the said Clarence A. Keller, be, and he is hererby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Clarence A. Keller, 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 Mollie B. Keller,

It is further ordered, adjudged and decreed that said Clarence A. Keller, shall not again marry except to said Mollie B. Keller, until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Mollie B. Keller, during the said pendency of appeal

This 27th day of May, 1931.

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 192, 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 192

Register

STATE OF ALABAMA
COUNTY OF BALDWIN

IN CIRCUIT COURT
IN EQUITY

CLARENCE A. KELLER, Complainant,

vs.

BILL OF COMPLAINT

MOLLIE B. KELLER, Defendant.

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

Humbly complaining, your Orator brings this bill of complaint against the Defendant and respectfully shows unto your Honor and to this Court, as follows:

1.

That the Defendant and the Complainant are each over the age of twenty-one years and, for more than two years immediately preceding the filing of this bill, have been and now are bona fide residents of Baldwin county, Alabama, at the town of Fairhope in such county.

2.

That on or about the 5th day of April, 1925, at the city of Detroit, Michigan, the Complainant and the Defendant intermarried and ever since have been and now are lawful husband and wife.

3.

That on or about the 15th day of April, 1930, the Defendant committed adultery with one Chris Winberg in the said county of Baldwin, Alabama.

4.

That on or about the first day of May, 1930, the Defendant left the home of your orator and went to the city of Detroit, Michigan, as your orator is informed and verily believes, and is now staying or dwelling at No. 3426 Lycaste Avenue, in said city of Detroit, in the state of Michigan.

NO. 951

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

Clarence A. Keller,

VS.

Mollie B. Keller,

DECREE OF DIVORCE.

Filed in office this

28th
28th

day of

May

1923

Register.

E. O. M.

Moore Printing Co. Bay Minette, Ala.

PRAYER FOR PROCESS AND FOR RELIEF:

THE PREMISES CONSIDERED, your Orator respectfully prays that the said Mollie B. Keller be made party respondent to this bill of complaint, by the usual process of this Honorable Court, and that she 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;

Your Orator further prays that, upon the final hearing of this cause, the bonds of matrimony heretofore and now subsisting between the Defendant, Mollie B. Keller, and himself be wholly dissolved and that your orator be granted an absolute divorce therefrom, and your orator prays for such other and further relief as to the Court may seem just and equitable in the premises.

Dated December 4th, 1930.

Clarence A. Keller
Complainant

Edward J. Lott
Solicitor for Complainant

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

Clarence A. Keller
Complainant

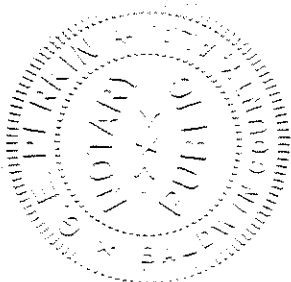
Edward J. Lott
Solicitor for Complainant

STATE OF ALABAMA)
 (ss.
COUNTY OF BALDWIN)

Clarence A. Keller, being by me first duly sworn, on oath says: that he is the complainant named in the foregoing bill of complaint, that he has heard read and understands the contents thereof, and that all of the statements therein contained, including the one relating to the present address and location of the Defendant, are true to the best of his knowledge, information and belief.

Clarence A. Keller

Subscribed and sworn to before me this 4th day of December, 1930.



J. E. Perkins

Notary Public, Baldwin County, Alabama.

The State of Alabama,

Baldwin County.

{ No. CIRCUIT COURT IN EQUITY.

CLARENCE A. KELLER

Complainant

VS.

MOLLIE B. KELLER

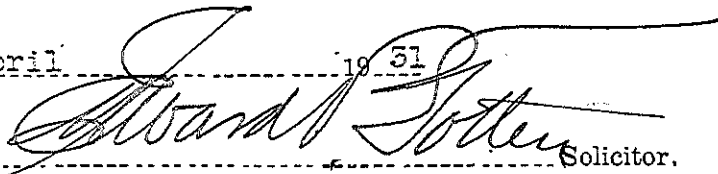
Defendant

Motion is hereby made for a Decree Pro Confesso against Mollie B. Keller

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 9th day of April 19 31


Solicitor.

No. 13 Page RECORDED

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

KELLER

vs.

KELLER

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

Filed *April 12th* 1931

D. R. Richardson

1

Register.

Recorded in..... Record,

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

RECORDED

Register.

4/9/31
Dear Mr. Richardson
Will you please
issue Commission
to G. E. Perkins
to take testimony
on oral interrogatories
and forward same
Sincerely
James H. Dutton

NOTICE B. Keller

No. 951.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Clarence A. Keller

vs

Mollie B. Keller,

NOTE OF TESTIMONY

Filed in Open Court this 27th

day of May 1923.

W. B. Rice

Register

8581 NOTE OF TESTIMONY

....Clarence A.Keller,.....

.....

.....

vs.

Mollie B.Keller,

.....

.....

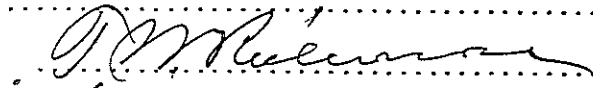
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THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,.....
...decree pro consse and testimony of Clarence A.Keller, and Mollie B.Keller,
B.Keller,

and in behalf of Defendant upon.....



Register.

The State of Alabama,
Baldwin County.

No. _____ CIRCUIT COURT, IN EQUITY

CLARENCE A. KELLER

Complainant.

vs.

MOLLIE B. KELLER

Defendant.

In this cause it appears to the Hon. Register of the Circuit Court,
that a Summons requiring the Defendant Mollie B. Keller

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 her, the said Mollie B. Keller,
was served upon her by the undersigned on the _____ day of _____ 1930
by registered mail, at her address: 3426 Lyncaste Avenue, at De-
troit, in the state of Michigan, in accordance with the provis-
ions of the Statutes of Alabama for service on non-residents.

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 Edward P. Totten, Esq., Solicitor
for Complainant, it is hereby

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 Defendant, Mollie B. Keller.

Defendant aforesaid.

This 10th day of April, 1931

Edward P. Totten

Register.

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RECORDED

No. _____ Page _____

The State of Alabama,
Baldwin County

Circuit Court In Equity

KELLER

VS.

KELLER

Decree Pro Confesso On
Personal Service.

Issued April 12th 1931

W. H. McLean

Register.

RECORDED

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. Term, 192

CLARENCE A. KELLER, Complainant.

vs.

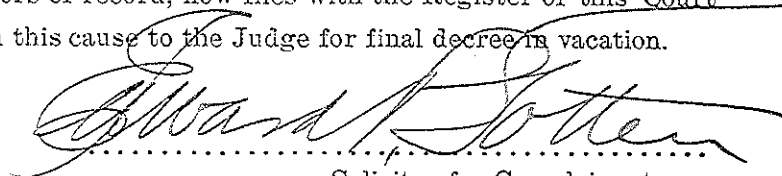
MOLLIE B. KELLER, Defendant.

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, his

..... 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.

May 25th, 1931.

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

CLARENCE A. KELLER
vs.

MOLLIE B. KELLER

REQUEST FOR DECREE IN
VACATION

FILED May 26th, 1931 192

[Signature]
Register

RECORDED IN RECORD

VOL. PAGE

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 Mollie B. Keller,
3426 Lycaste Avenue, Detroit, Michigan,

of Detroit, Mic, to be and appear before the Judge of the Circuit Court
of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by
Clarence A. Keller,

against said

Mollie B. Keller,

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 6th day of
December 1930.

T. W. Richerson Register

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

2 RECORDED

SERVE ON _____
Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

Clarence A. Keller,

vs.

Mollie B. Keller,

Edward P. Totten, Fairhope, Ala.
Solicitor for Complainant

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this _____

day of _____ 19____

Sheriff.

Executed this _____ day of _____

19____

by leaving a copy of the within Summons with _____

Defendant.

Sheriff.

By _____
Deputy Sheriff.

November 10, 1930
Copy of Bill of Complaint
and Copy of Summons
Registered Mollie B. Keller,
3426 Lyceum Avenue,
Detroit, Michigan
T. V. Williams
Register

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

December 4th, 1930

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

Dear Mr. Richerson:-

In re. KELLER vs. KELLER

Herewith I hand you Bill of Complaint, with copy, in above entitled cause in which a divorce is sought.

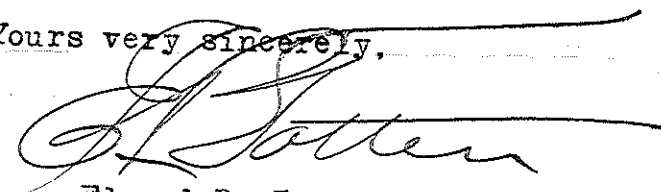
Will you please issue Summons and, as the Defendant is out of the state (for more than six months) and is living at

3426 Lycaste Avenue, Detroit, Michigan,

make service on her by registered mail, as provided by Section 9431, Code of 1923, demanding return receipt and marking envelope "for delivery only to the person to whom addressed".

Assuring you of our appreciation of your early attention, I am,

Yours very sincerely,


Edward P. Totten

T/L

CLARENCE A. KELLER, Complainant,

IN THE CIRCUIT COURT OF

vs.

BALDWIN COUNTY ALABAMA

MOLLIE B. KELLER, Respondent.

IN EQUITY

THE DEPOSITIONS

of Clarence A. Keller and Jesse L. Keller, witnesses examined on behalf of the Complainant in the above entitled action which is now pending in the Honorable, the Circuit Court of Baldwin County, Alabama.

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

TESTIMONY OF CLARENCE A. KELLER, witness examined on behalf of Complainant by oral interrogatories propounded to him by Edward P. Totten, Solicitor for Complainant:

My name is Clarence A. Keller, my age is 29 years, and I live at Fairhope, Baldwin county, Alabama, where I have lived nearly all of my life. I was married to Mollie B. Keller at the city of Detroit, Michigan, on the 5th day of April, 1925, and we lived together at Fairhope, Alabama, as man and wife until some time in April of last year, 1930. About the middle of April, 1930, my wife, Mollie B. Keller, became interested in a young man named Chris Winberg and while I was at work she went riding with him to different places and also went riding with him at night. About that time she left my home and went and stayed for about two weeks with this young man at the place he was boarding and rooming and then she left town and went to Detroit, Michigan, where she has been ever since. I made her a good home and gave her no reason for dissatisfaction, as I furnished herewith all the necessities of life, but she left me and went away, after going around for a few weeks with this young man Chris Winberg.

Clarence A. Keller

Subscribed and sworn to before me this 25th day of May, 1931

J. E. Perkins
COMMISSIONER

TESTIMONY OF JESSE L. KELLER, witness examined on behalf of the Complainant by oral interrogatories propounded to him by Edward P. Totten, Solicitor for Complainant:

My name is Jesse L. Keller, I am 32 years of age, and I live at Fairhope, in Baldwin county, Alabama, and have lived here nearly all of my life. I am well acquainted with the Complainant, Clarence A. Keller, who is my brother, and have known him all the time during his married life with Mollie B. Keller. They were married in 1925 and lived here together as man and wife nearly all of time until the Spring of the year 1930. About the middle of April, 1930, Mollie B. Keller took up with Chris Winberg and left her home and stayed with him at the place he was boarding and rooming for about two weeks. They were together nearly all the time, both days and evenings, during this period and until she left town. Clarence Keller made her a good home here in Fairhope and provided her with all necessities of life during all the years they were married, and I know of no reason why she should have been dissatisfied.

Jesse L. Keller

Subscribed and sworn to before me this 25th day of May, 1931.

xx

J. E. Beckner
COMMISSIONER

CLARENCE A. KELLER, Complainant,

IN THE CIRCUIT COURT OF

vs.

BALDWIN COUNTY ALABAMA

MOLLIE B. KELLER, Respondent.

IN EQUITY

CERTIFICATE OF COMMISSIONER

I, G. E. Perkins, the Commissioner named in the within and attached commission, hereby certify that, in pursuance of the said commission, I did on the 25th day of May, 1931, call and cause to come before me, at the office of Edward P. Totten, in the Bank of Fairhope, Building, in Fairhope, Baldwin county, Alabama, the said witnesses Clarence A. Keller and Jesse L. Keller and that the said witnesses, after having been first duly sworn, did testify and in answer to oral interrogatories propounded to them by Edward P. Totten Solicitor for Complainant, as set down above their signatures, and that the answers of said witnesses are set down as near as might be in their own language and that they subscribed their names thereto after they had read the same in my presence.

I further certify that I am neither of counsel nor of kin to any of the parties to this suit, nor am I in any manner interested in the result thereof.

Witness my hand at Fairhope, Alabama, on this 25th day of May, 1931.


COMMISSIONER

The State of Alabama, {
Baldwin County }

CIRCUIT COURT

To Hon. G. E. Perkins,

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 Clarence A. Keller and Jesse L. Keller

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

Clarence A. Keller

Complainant

and

Mollie B. Keller,

Defendant,

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

Witness 21st day of May, 1931.

G. W. Perkins

REGISTER

COMMISSIONER'S FEE, \$ 5.00

WITNESS' FEES, \$

No. 951.

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

Clarence A. Keller,

Complainant

vs.

Mollie B. Keller,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Hon. G. E. Perkins,

WITNESSES: