

DEFENDANT.

IN THE CIRCUIT COURT OF
BAWDWIN COUNTY, ALABAMA
IN CHANCERY

BILL OF COMPLAINT

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

PART ONE.

Your Oratrix Nellie Shepherd, a resident of the County of Baldwin and the State of Alabama and over the age of twenty-one (21) years, respectfully exhibits this her Bill of Complaint against Lawrence E. Shepherd who is also over the age of twenty-one (21) years but who is a non-resident of the State of Alabama, his place of residence being unknown to your oratrix.

PART TWO.

For complaint against the said Defendant your Oratrix represents as follows:

1. That your Oratrix and the Defendant were legally married in Pensacola, Florida on the 2nd day of March, 1927.
2. That for more than three (3) years last past, and ever since June 1927, your Oratrix has been a bona fide resident of Baldwin County Alabama, with the intention of making it her permanent home.
3. That in the month of May, 1927, four (4) years ago and more than two (2) years next preceeding the filing of this Bill, said Defendant, without good cause, did voluntarily abandon your Oratrix and has been guilty of voluntary abandonment from bed and board for more than two (2) years next preceeding the filing of this Bill and by reason thereof Your Oratrix is entitled to an absolute divorce from said Defendant.
4. That the issue of the marriage between your Oratrix and the Defendant is one child Lawrence E. Shepherd Jr. aged three (3) years and that your Oratrix is and the Defendant is not a fit and suitable person to have the care, custody and control of said minor child.

PART THREE.

Wherefore your Oratrix prays that she may be granted an absolute decree of divorce from the Defendant; that she may be granted the exclusive care, custody and control of Lawrence E. Shepherd Jr. and that she may have such other and further relief as may be just and equitable.

PART FOUR.

And your Oratrix would further pray that Your Honor direct that the Registrar of this Court make out and superintend the appropriate order of publication to the non-resident Defendant, Lawrence E. Shepherd, commanding him within thirty (30) days after the period specified in the order of publication to appear before Your Honor in this Honorable Court and then and there to answer all and singular the premises and to stand to and abide by such order and decree therein as to this Honorable Court shall same meet; and your Oratrix shall ever pray &c.

Lloyd A. Magney
Solicitor for Plaintiff.

The Defendant Lawrence E. Shepherd is hereby required to answer the allegations of Part Two of the above Bill from Section One to Section Four, inclusive, but not under oath, oath to answer being expressly waived.

Lloyd A. Magney
Solicitor for Plaintiff.

STATE OF ALABAMA)
BALDWIN COUNTY.)

Before me, Lloyd A. Magney, a notary public in and for said County and State on the ¹⁴~~17~~th day of ^{September}~~June~~, 1931 personally appeared Nellie Shepherd who is known to me and whose name is signed to the foregoing Bill of Complaint and being sworn by me she stated that she has read the foregoing Bill of Complaint subscribed by her and knows the contents thereof and that the same are true of her own knowledge, except as to matters which are therein stated to be on her information and belief and as to those matters she is informed and believes them to be true.

Nellie Shepherd
Solicitor for Plaintiff.

Subscribed in my presence and sworn to before me this 17th day of June, 1931.

Lloyd A. Magney
Notary Public.

182
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

RECORDED
INDEXED

NELLIE SHEPHERD

PLAINTIFF,

VS

LAWRENCE E. SHEPHERD

DEFENDANT.

Filed Sept 15. 1931
W. B. B. B. B.
Clint.

BILL OF COMPLAINT.

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

NELLIE SHEPHERD
PLAINTIFF,
VS
LAWRENCE E. SHEPHERD
DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

BILL OF COMPLAINT

Kasey

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ALABAMA IN CHANCERY SITTING:

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3. That in the month of May, 1927, four (4) years ago and more than two (2) years next preceeding the filing of this Bill, said Defendant, without good cause, did voluntarily abandon your Oratrix and has been guilty of voluntary abandonment from bed and board for more than two (2) years next preceeding the filing of this Bill and by reason thereof Your Oratrix is entitled to an absolute divorce from said Defendant.
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Lloyd A. Magney
Solicitor for Plaintiff.

The Defendant Lawrence E. Shepherd is hereby required to answer the allegations of Part Two of the above Bill from Section One to Section Four, inclusive, but not under oath, oath to answer being expressly waived.

Lloyd A. Magney
Solicitor for Plaintiff.

STATE OF ALABAMA)
BALDWIN COUNTY.)

Before me, Lloyd A. Magney, a notary public in and for said County and State on the ^{17th} day of ^{September} ~~June~~, 1931 personally appeared Nellie Shepherd who is known to me and whose name is signed to the foregoing Bill of Complaint and being sworn by me she stated that she has read the foregoing Bill of Complaint subscribed by her and knows the contents thereof and that the same are true of her own knowledge, except as to matters which are therein stated to be on her information and belief and as to those matters she is informed and believes them to be true.

Nellie Shepherd
Solicitor for Plaintiff.

Subscribed in my presence and sworn to before me this 17th day of June, 1931.

Lloyd A. Magney
Notary Public.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

NELLIE SHEPHERD

PLAINTIFF

VS

LAWRENCE E. SHEPHERD

DEFENDANT.

copy
BILL OF COMPLAINT.

Stoddard

NELLIE SHEPHERD,
PLAINTIFF,
VS
LAWRENCE E. SHEPHERD,
DEFENDANT

) IN THE CIRCUIT COURT OF
(BALDWIN COUNTY, ALABAMA
(IN CHANCERY
(DEPOSITIONS OF WITNESSES
(FOR PLAINTIFF
(
(
(

Nellie Shepherd, being by me first duly sworn did depose
and testify as follows:

TESTIMONY OF NELLIE SHEPHERD

My name is Nellie Shepherd and I am the wife of the
Defendant Lawrence E. Shepherd and am the Plaintiff in this action
for divorce.

I was married to the Defendant Lawrence E. Shepherd in
Pensacola, Florida on the 2nd day of March, 1927. We lived together
in Pensacola for about two (2) months and then my husband, the
Defendant, told me that his business called him to Kansas City,
Missouri, and that it was necessary for him to go there at once;
that I should go home to my parents and he would go to Kansas City
and provide a home and as soon as he had done so would send for
me to join him there.

Accordingly I returned to the home of my parents in
Baldwin County, Alabama in the first part of May, 1927 and I have
resided continuously in Baldwin County, Alabama ever since May,
1927 and for more than four (4) years before the filing of this
action for divorce.

For a month or two after we separated I received occasion-
al letters from my husband but he never sent for me to come to him
and the last letter I got from him was in September, 1927.

At that time he disappeared and I have never seen nor
heard from him since. He abandoned me without any cause whatever
and this voluntary abandonment on his part has been continued
for more than four (4) years.

After my husband abandoned me, as I have stated, my baby
was born and he is now more than three (3) years old. His name is
Lawrence E. Shepherd, Jr. and his father, the Defendant, has never

seen him or contributed a cent for his support. I have supported myself and the baby by working as an office nurse in the offices of Drs. Beasley and Abernathy here in Foley and I am able to support myself and the baby and I ask that the court in its decree give me the exclusive care, custody and control of Lawrence E. Shepherd, Jr.

Nellie Shepherd

TESTIMONY OF SUSIE E. DUNSON

My name is Susie E. Dunson and my home is in Foley, Baldwin County, Alabama. I am the mother of Nellie Shepherd who is the Plaintiff in this divorce action.

She was married to Lawrence E. Shepherd in Pensacola, Florida in March, 1927. She and her husband lived together there for about two (2) months and then she came home stating that her husband had been called to Kansas City Missouri and was going to send for her a little later. They corresponded, I know, for a month or two and the last letter she received from him was in September, 1927. Since that time she has not heard from him and she does not know where he now is but since May, 1927 he has abandoned her and she has lived at home with me, separate and apart from her husband and without any support or help from him.

Her baby was born after he abandoned her and she has always worked and supported herself and the baby.

She has a position which enables her to support herself and the baby and it has always had the best of care and she is thoroughly competent to raise the baby and take care of it.

I am sure that my daughter gave her husband no reason for leaving her as he did and that his abandonment of her was willful and voluntary.

Susie E. Dunson

STATE OF ALABAMA)
BALDWIN COUNTY.)

I, L. F. Farrell, do hereby certify that on the 18th day

of November, 1931 I was appointed by the Register of the Circuit Court of Baldwin County, Alabama, commissioner for the purpose of taking the testimony of Nellie Shepherd and Susie E. Dunson, witnesses in behalf of the Complainant in the foregoing cause, and attached herewith is the commission issued to me. That in accordance with the said commission I caused ^{to come} before me in my office in Foley, Alabama on the 20th day of November, 1931 the said Nellie Shepherd and Susie E. Dunson and said witnesses were by me sworn to tell the truth, the whole truth and nothing but the truth and their testimony was reduced to writing by me, as near as may be in their own language, and subscribed by said witnesses. That I have personal knowledge of the identity of said witnesses and that I am not of counsel nor of kin to any of the parties to said cause and am not in any way interested in the outcome of said cause.

IN WITNESS WHEREOF, I have hereunto set my hand this
20th day of November, 1931.

Lucille Farrell
Commissioner.

The State of Alabama, {
Baldwin County

CIRCUIT COURT

To L.F. Farrell,

KNOW YE: That we, having full faith in your prudence and competency, have appointed you
missioner, and by these presents do authorize you, at such time and place as you may appoint, to call before
and examine Nellie Shepherd and Susie E. Dunson

as witnesses in behalf of _____ Complainant, _____ in a cause pending in our Court

Court of Baldwin County, of said State, wherein _____

Nellie Sheperd,

Complainant

and _____

Lawrence E. Sheperd,

Defendant

on oath to be by you administered, upon Oral examination,

to take and certify the deposition... of the witness... and return the same to our Court, with all conveyances
speed, under your hand.

Witness 18th day of November 1937.

[Signature]

COMMISSIONER'S FEES, \$ _____

WITNESS' FEES, \$ _____

The State of Alabama, {
Baldwin County

CIRCUIT COURT

To L.F. Farrell,

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 Nellie Shepherd and Susie E. Dunson

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

Nellie Sheperd,

Complainant

and

Lawrence E. Sheperd,

Defendant,

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

Witness 18th day of November 1931.

D. W. Richardson

REGISTER

COMMISSIONER'S FEE, \$

WITNESS' FEES, \$

No. 1004.

The State of Alabama
BALDWIN COUNTY

CIRCUIT COURT

Nellie Sheperd,

Complainant—

vs.

Lawrence E. Sheperd,

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

L. F. Farrell,

WITNESSES:

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

NELLIE SHEPHERD,

PLAINTIFF,

vs

LAWRENCE E. SHEPHERD,

DEFENDANT,

DEPOSITIONS OF WITNESSES
FOR PLAINTIFF

Filed Nov 20 1931
J. M. Foley
Requests

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

LLOYD A. MAGNEY
ATTORNEY AND COUNSELLOR AT LAW
FOLEY, ALABAMA

September 14, 1931.

Hon. T. W. Richerson,
Register In Chancery,
Bay Minette, Ala.

Dear Mr. Richerson:-

I enclose herewith the verified Bill of Complaint
of ~~Nellie Shepherd vs Lawrence E. Shepherd~~, an action
for divorce.

As you will see from the bill the Defendant is a
non-resident and his place of residence is unknown;
hence it will be necessary to obtain service by publi-
cation.

Please publish the required notice in the Baldwin
County News at Robertsedale, and oblige.

Very truly yours,

Lloyd A. Magney

lam/lff
1 encl.

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

Nellie Sheperd,

~~No. 33~~

vs.

Lawrence Sheperd,

The State of Alabama,

Baldwin County.

Circuit Court, in Equity.

This the 15th day of

September, 1923

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Nellie Sheperd,

that the Defendant Lawrence E Sheperd

is a non-resident of the State of Alabama whose present place of residence is
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 publication be made in the Baldwin County News
Robertsdale
ed in Baldwin County, Alabama, once a week for four consecutive weeks, requiring
the said Lawrence E. Sheperd,

to answer or demur to the Bill of Complaint in this cause by the 17th day of
October 1923, or after thirty days therefrom a decree Pro Confesso may be
taken against the said Lawrence E. Sheperd,

Lloyd A. Magney
Atty for Complainant.

Register.

STATE OF ALABAMA }
County of Baldwin }

G. G. Stephenson, being first duly sworn, desposes and says that he is the publisher of THE BALDWIN COUNTY NEWS, a newspaper published every Thursday at Robertsedale, Baldwin County, Alabama, in the English language and of general circulation in said Baldwin County, Alabama; that the notice hereto attached of

Notice to Non Resident
Nellie Shepherd Vs Lawrence Shepherd
Circuit Court in Equity

LEGAL NOTICES	
NOTICE TO NON-RESIDENT	
Nellie Sheperd, vs. Lawrence Sheperd, The State of Alabama, Baldwin County, Circuit Court, in Equity.	
This the 15th day of September, 1931.	
In this cause it being made to appear to the Clerk of this Court by the affidavit of Nellie Sheperd, that the Defendant Lawrence E. Sheperd is a non-resident of the State of Alabama whose present place of residence is 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 publication be made in The Baldwin News-Herald, a newspaper published in Robertsedale, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Lawrence E. Sheperd, to answer or demur to the Bill of Complaint in this cause by the 17th day of October, 1931, or after thirty days therefrom a decree Pro Confesso may be taken against the said Lawrence E. Sheperd.	
T. W. RICHESON,	Register.
LLOYD A. MAGNEY,	Atty. for Complainant.
sep17-24-oct1-8-41	
TO THE STOCKHOLDERS OF	

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of first publication Sept 17-1931 Vol. 10 No. 73
Date of second publication " 24 1931 Vol. 10 No. 24
Date of third publication Oct 1 1931 Vol. 10 No. 25
Date of fourth publication Oct 8 1931 Vol. 10 No. 26

And said affiant further states that there is no contract, agreement or understanding between himself and the officer charged with the duty of advertising said notice in a newspaper, for any advantage, gain or profit to accrue to such officer, and that the sum charged for the publication of said notice is the actual, lowest regular price for such advertisement.

G. G. Stephenson
Subscribed in my presence and sworn to before me, this 1st day of December, 1931.

Wm. Thomas Mashek
Notary Public in Baldwin
My comm. exp. April 1-1932
Cost of Publication \$ 7.10
Cost of Affidavitt, .25
Total \$ 7.45

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTC CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 1005.

Vacation,

Term, 192³¹

Nellie Sheperd,

Complainant

vs.

Lawrence E. Sheperd,

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 Lloyd A. Magney

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.

Lloyd A. Magney,

Solicitor for Complainant.

4
No. 1005.

Page.....

RECORDED
THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Nellie Sheperd,

vs.

Lawrence E. Sheperd,

REQUEST FOR DECREE IN
VACATION

FILED November 24th, 1931₁₉₃₂

[Signature]
Register

RECORDED IN RECORD

VOL. PAGE

Register

8581 NOTE OF TESTIMONY

Nellie Sheperd,.....

.....

.....

vs.

Lawrence E. Sheperd,.....

.....

.....

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 Nellie Sheperd, Susie E. Dunson,

and in behalf of Defendant upon.....

W. H. Peterson

Register.

RECORDED

No. 1005.

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Nellie Sheperd,

VS

Lawrence E. Sheperd,

NOTE OF TESTIMONY

Filed in Open Court this 24th
day of November, 1931.

J. M. Bacon

Register

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 1004.

Vacation

Term, 192³¹

Nellie Sheperd,

Complainant.

vs.

Lawrence Sheperd,

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 September, 192³¹, in the Baldwin County News

a newspaper published in Robertsdale, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 16th day of September 192³¹ ~~22nd~~

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

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 Lawrence Sheperd,

This 18th day of November, 192³¹

W. M. Pearson

Register.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Nellie Sheperd,

vs.

Lawrence F. Sheperd,

DECREE PRO CONFESSO
ON PUBLICATION

Issued November 18th, 1931.

Register.

Recorded in Record.

Vol. Page.

Register.

Moore Printing Company, Bay Minnetto, Ala.

The State of Alabama, {
Baldwin County.

No. 1004.

Circuit Court, in Equity.

Nellie Sheperd,

Complainant

vs.

Lawrence E. Sheperd,

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 voluntary abandonment,

It further ordered, that the said Nellie Sheperd, 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 Nellie Sheperd, 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

Lawrence E. Sheperd,

It is further ordered, adjudged and decreed that said Nellie Sheperd, shall not again marry except to said Lawrence E. Sheperd, until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Lawrence E. Sheperd,

It is further ordered and adjudged that Nellie Sheperd, have the exclusive care, custody and control of Lawrence E. Sheperd, Jr, a boy child born of this marriage, pending further orders of this Court,

This 25th day of November, 1931.

F. W. Stark
Judge of the Circuit Court of Baldwin County.

STATE OF ALABAMA, {
Baldwin County.

Circuit Court, in Equity.

I, F. W. Richerson,

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 28th day of November, 1931, &c.

in the cause of

Nellie Sheperd,

Complainant

vs.

Lawrence E. Sheperd,

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the 28th

day of November, 1931, &c.

F. W. Richerson
Register

RECORDED

NO. 1005.

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY,
BALDWIN COUNTY, ALA.

Nellie Sheperd,

vs.

Lawrence E. Sheperd,

DECREE OF DIVORCE.

Filed in office this

day of Nov, 1923

Register.

E. O. M.

Moore Printing Co. Bay Minette, Ala.