

THE STATE OF ALABAMA, }  
Baldwin County.

No. 1116

Circuit Court, In Equity

ADA T. BRITTON

Complainant

vs.

CHARLES W. BRITTON

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 is further ordered that the said Ada T. Britton 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 Ada T. Britton 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 be issued against the said Charles W. Britton

It is further ordered, adjudged and decreed that said Ada T. Britton shall not again marry except to said Charles W. Britton until sixty days after this date. and that if an appeal is taken within sixty days she shall not marry again except to said Charles W. Britton

during the said pendency of appeal

It is further ordered, decreed and adjudged by the Court that

Ada T. Britten have the care custody and control of the minor child Claire Britton a boy 13 years, a legally adopted child,

This 28th day of June 1933.

*[Signature]*

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 \_\_\_\_\_ 1933 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 \_\_\_\_\_ 1933

Register

*Recorded*

No. 1116

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY  
Baldwin County, Ala.

Ada T. Britton

VS.

Charles W. Britton

DECREE OF DIVORCE

Filed in office this

30

day of

June

193

3

*J. M. Richardson*

REGISTER

E. O. M.

89

STATE OF ALABAMA  
BALDWIN COUNTY.

In the Circuit Court. (In Equity.)

Ada T. Britton  
vs  
Charles W. Britton

Bill for Divorce.

TO THE HONORABLE F. W. HARE, Judge of the Circuit Court, Baldwin County, Alabama, sitting in Equity.

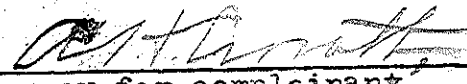
Comes Ada T. Britton and humbly complaining against Charles W. Britton respectfully shows unto your Honor as follows;

First: That your complainant and defendant herein, Charles W. Britton, are both over the age of twenty one years, and the complainant is a resident of Baldwin County, Alabama, and has been for more than three years next preceeding the filing of this bill of complaint. That the defendant resides without the state of Alabama, and his place of residence is unknown to the complainant.

Second: That your complainant and defendant herein, Charles W. Britton are husband and wife, having ~~been~~ intermarried on July 24, 1913, since which time they lived together as husband and wife until on or about the 4th day of March, 1931, at which time said defendant deserted and abandoned your complainant without any cause or fault upon her part, and has since that time continuously remained away. That defendant intentionally insulted, abused and cruelly mistreated her for several months prior to said abandonment.

Third. Complainant further avers that there is one minor child, which was legally adopted by complainant and defendant, and that the defendant is an unfit person to have the care and custody of said child, and that the custody of said child be awarded to complainant.

Fourth. The premises considered, complainant prays for a subpoena, directed to the said Charles W. Britton, directing him to answer the charge herein made against him, under the rules of this Court, and that he, Charles W. Britton, be made a party defendant to this bill; and that, upon a final hearing of the evidence, your Honor will order, adjudge and decree that the bonds of matrimony heretofore existing between your complainant and the said Charles W. Britton be forever dissolved, and for such other relief as may in equity and good conscience be due your complainant in the premises. And your complainant will forever pray, etc.

  
Attorney for complainant.

Note;- The defendant is required to answer each section and paragraph of this bill, from 1 to 4, inclusive, but oath thereto is hereby waived.

Ada J. Britton  
vs.  
Charles W. Britton.

Bill of Complaint

Filed April 19, 1933

J. M. Richardson  
Registrar

# Notice to Non-Resident

ADA T. BRITTON

VS

CHARLES W. BRITTON  
THE STATE OF ALABAMA,  
BALDWIN COUNTY.  
CIRCUIT COURT, IN EQUITY.

This the 19th day of April, 1933.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Alfred H. Crovatt, as solicitor for Complainant that the Defendant, Charles W. Britton is a non-resident of the State of Alabama, and that his residence is unknown 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 Fairhope Courier, a newspaper published in Fairhope, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Charles W. Britton to answer or demur to the Bill of Complaint in this cause by the 26th day of June 1933 or after thirty days therefrom a decree Pro Confesso may be taken against him.

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T. W. RICHESON,  
Register.

STATE OF ALABAMA  
COUNTY OF BALDWIN

E. B. Gaston, being by me first duly sworn on oath says: that he is the publisher of the Fairhope Courier, a newspaper of general circulation, published weekly in the Town of Fairhope, in said county and State; that the attached

*Notice*  
*in case of Ada T. Britton*  
*VS Charles W. Britton*

was published for 3 consecutive weeks, in each of the regular issues of said newspaper to-wit in the issues of

*Apr. 25, May 4th and May 11, 1933*

*E. B. Gaston*

Subscribed and sworn to before me this

*18th*  
*of Sept.*

1933

*Franklin W. ...*  
Notary Public

No. 1716  
**RECORDED**  
ast

MAILED TO REPLY  
Filed September 18, 1933.

*M. A. Stone*  
M. A. Stone, Clerk.

*Secret file*

*Adm. L. Britton*

vs

*Chas. W. Britton*

SECRET

# The State of Alabama,

**Baldwin County.**

CIRCUIT COURT, IN EQUITY..

No.

Term, 192.

Ada I. Britton

..Complainant..

Chas. W. Britton

VS.

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

25 day of April, 1923, in the Fairhope Courier

a newspaper published in Fairhope Alabama, that a copy of said order was posted

at the Court House door in Adair County, on the 25 day of

\_\_\_\_\_ April \_\_\_\_\_ 1923, and

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

Charles E. Britton

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 Charles W. Britton

This

26-day of

Page 9

1925

Th. M. Kierulff

Register.

No. 1114

Page

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Ada I. Britton

vs.

Chas. W. Britton

DECREE PRO CONFESSO  
ON PUBLICATION

Issued

June 26 1913

D. W. Richardson

Register.

Recorded in Record

Vol. Page

Register.

Moore Printing Company, Bay Minette, Ala.

Chas. W. Britton

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ADA T. BRITTON

vs.

CHARLES W. BRITTON

THE STATE OF ALABAMA,  
BALDWIN COUNTY

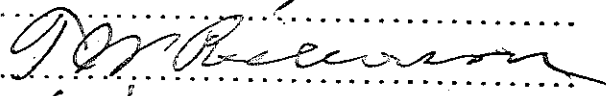
IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,

Certificate of Register as to notice by publication,

Testimony of Mrs. Ada T. Britton, Charles E. Troyer, and  
Frank W. Walker

and in behalf of Defendant upon



Register.

No.-----

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

ADA T. BRITTON

VS

CHARLES W. BRITTON

NOTE OF TESTIMONY

Filed in Open Court this 28th

day of June, 1923

*W. P. Richardson*  
Register

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 1116

Vacation, Term, 1933.

ADA T. BRITTON

, Complainant..

Vs.

CHARLES W. BRITTON

Defendant..

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

Charles W. Britton

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

26<sup>th</sup>

day of

June

1933

746 Code

A. H. Smith

Solicitor.

No. 1116  
XXXX

Page .....

State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Ada T. Britton

Complainant .....

Vs.

Charles W. Britton

Defendant .....

Motion for Decree Pro Confesso  
On Publication.

Filed June 28, ....., 1933.

Register.

Recorded in ..... Record,

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

Register.

STATE OF ALABAMA,  
BALDWIN COUNTY.

Ada T. Britton Vs Charles W. Britton,

In the Circuit Court of Baldwin County, Alabama, in Equity

Before me, Frank W. Walker, a notary public in and for said county and state, personally appeared A. H. Crovatt, who on oath states that he is Attorney for the complainant in the above stated cause, and that Charles W. Britton is a non-resident of the state of Alabama, but that his place of residence is unknown to affiant and cannot be ascertained on inquiry.

A. H. Crovatt

Subscribed and sworn to before me this the 18th day of April, 1933.

Frank W. Walker

NOTARY PUBLIC, BALDWIN COUNTY  
My Commission Expires Aug. 5, 1935.

RECORDED

Ada J. Britton.

vs.

Charles W. Britton.

Affidavit of Non-Residence

Filed April 19, 1933

D. M. Richardson  
Register

ATTEST  
NOTARY PUBLIC  
IN AND FOR THE COUNTY OF  
BUTTE, STATE OF MONTANA

Decree of Divorce

THE STATE OF ALABAMA )  
BALDWIN COUNTY. )

No. 1116

Circuit Court, In Equity

ADA T. BRITTON

Complainant-----

vs.

CHARLES W. BRITTON

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 is further ordered that the said ADA T. BRITTON BE, AND SHE IS HEREBY PERMITTED TO AGAIN PERMITTED TO AGAIN CONTRACT MARRIAGE, upon the payment of the costs of Court in this cause.

It is further ordered, that the said ADA T. BRITTON 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 be issued against the said CHARLES W. BRITTON

It is further ordered, adjudged and decreed that said ADA T. BRITTON shall not again marry except to said CHARLES W. BRITTON until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said CHARLES W. BRITTON DURING THE SAID PENDENCY OF APPEAL  
It is further ordered, decreed and adjudged by the Court that Ada T. Britton have the care custody and control of the minor child Claire Britton, a boy 13 years, a legally adopted child,

This 28th day of June 1933

F. W. HARE

Judge of the Circuit Court of Bal. Co.

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 \_\_\_\_\_ 1941 in the cause of \_\_\_\_\_

Complainant-----

Defendant-----

as appears of record in said Court.

Witness my hand and the seal of said Court, this the \_\_\_\_\_ day of \_\_\_\_\_ 1941

Register

ADA T. BRITTON, Complainant

vs.

CHARLES W. BRITTON,  
Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY.

I, T.W. Richerson, Register for the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that on the affidavit of A.H. Crovatt, Solicitor for Complainant, on the 19th day of April, 1933, an order of publication was made to Charles W. Britton, who is a non-resident of the State of Alabama, and whose place of residence is to affiant unknown, and was published in the Fairhope Courier, a newspaper published in Baldwin County, once a week for four consecutive weeks, commencing on the 25th day of April, 1933 requiring the said Charles W. Britton to answer or demur to the bill of complaint in the cause by the 25th day of May, 1933, or thirty days therefrom, a decree pro confesso may be taken against Charles W. Britton; and that a copy of said order was posted at the court house door of said county for four consecutive weeks, commencing on the 19th day of April, 1933.



REGISTER.



ADA T. BRITTON,

Complainant

vs.

CHARLES W. BRITTON,

Respondent

REGISTER'S CERTIFICATE  
AS TO SERVICE BY PUBLICA-  
TION.

Issued June 28, 1933.

  
REGISTER.

The State of Alabama }  
Baldwin County

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

ADA T. BRITTON

COMPLAINANT

VS.

CHARLES W. BRITTON

RESPONDENT

I, T. W. Richerson,

as Register and Commissioner

have called and caused to come before me Ada T. Britton, and Charles E. Troyer,  
and Frank W. Walker

witnesses named in the Requirement for Oral Examination, on the 28th day of June

1933, at the office of T. W. Richerson

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

truth, the whole truth, and nothing but the truth, the said Ada T. Britton

doth depose and say as follows:

~~My name is Ada T. Britton. I am the wife of Charles W. Britton.~~

We are both over the age of twenty-one years. I have resided in Baldwin County, Alabama, for more than three years. Charles W. Britton is a non-resident of the State of Alabama, and I do not know in what state he now lives. We were married on July 24th, 1913, and lived together as husband and wife until about the 4th day of March, 1931. Mr. Britton then deserted and abandoned me without any fault on my part and has lived away from me since that time. He mistreated me for many months, and I made every effort to reconcile conditions, without success. Mr. Britton and I adopted legally a minor child, whose name is Claire Britton, and who is thirteen years of age, whom my father and I have supported for more than two years.

Ada T. Britton

Charles E. Troyer, witness for complainant, after having been duly sworn, testified as follows: I am the father of Mrs. Ada T. Britton, and she and Charles W. Britton and I live together in Foley, Baldwin County, Alabama, for the past several years consecutively, but during

the early part of March, 1931, Mr. Britton left us, and she and their minor son continued to live with me. During our residence together, my daughter was always kindly, despite the fact that Mr. Britton frequently abused her, and the abandonment was without fault on her part. I have taken care of Mrs. Britton and her minor son since the desertion, and they are dependent on me.

Charles E. Troyer

Frank W. Walker, witness for complainant, after having been duly sworn, testified as follows: I live in Foley, Baldwin County, Alabama, and have been a close neighbor of Mr. Charles E. Troyer and Mrs. Ada T. Britton and knew them, as well as Charles W. Britton. I have always known Mrs. Britton to be attentive to her household duties and to her child and Mr. Britton. I had occasion to know when Mr. Britton abandoned her that he did so through no fault on the part of Mrs. Britton and slipped away without notice to anybody, and since that time I have not seen or heard of him. I know that Mr. Troyer has been caring for Mrs. Britton and her son, Claire.

Frank W. Walker

ORAL EXAMINATION

I, T. W. Richerson, 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 witnesses and read over to them and they signed the same in the presence of myself and each other at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses 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 28th day of June, 1933.

T. W. Richerson (L. S.)

No. 1001X Page \_\_\_\_\_

The State of Alabama  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

ADA T. BRITTON

COMPLAINANT

VS.

CHARLES W. BRITTON

RESPONDENT

ORAL DEPOSITION

Filed June 28th, 1933.

RECORDED IN

T. W. Richerson, Register

Record

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

Register