

1751

DIVORCE DECREE

Printed by THE BALDWIN TIMES

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

VERNON McDAVID

Complainant

VS.

RITA McDAVID

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Con-  
fesso on ~~service by registered~~<sup>mail</sup> and Testimony as noted by the Register, and upon con-  
sideration thereof, the Court is of the opinion that the Complaint 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 here-  
tofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,  
and that the said Vernon McDavid  
is forever divorced from the said Rita McDavid

for and on account of abandonment

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 the Complainant and Respondent be, and they are hereby permitted  
to again contract marriage upon the payment of the cost of this suit.

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

This 8th day of January, 1947

J. M. Stare  
Judge Circuit Court, in Equity.

I, \_\_\_\_\_, Register of the Circuit  
Court of Baldwin 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 \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_  
Register of Circuit Court, in Equity

RECORDED

No. 1751 Page

The State of Alabama  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

VERNON McDAVID  
Complainant

VS.

RITA McDAVID  
Respondent

DIVORCE DECREE

Filed this day of  
194

Register

VERNON McDAVID

vs.

RITA McDAVID

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, Affidavit  
of non residence, request for service by registered mail, service  
by registered mail, request for decree pro confesso on service by  
registered mail, decree pro confesso, testimony of Vernon McDavid  
and Mary McDavid

and in behalf of Defendant upon

*Alfred Duck*  
*Register*

*[Signature]*

Register

Solicitor for Complainant

RECORDED

No. 1751

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

VERNON McDAVID

vs.

RITA McDAVID

NOTE OF TESTIMONY

Filed in Open Court this 27

day of Dec, 1946

Alice J. Luck  
Register.

Printed by The Baldwin Times, Bay Minette.

VERNON McDAVID

Vs.

RITA McDAVID

CIRCUIT COURT OF  
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 1st  
day of November, 1946, a copy of the Bill of Complaint filed in this cause was  
sent to RITA McDAVID

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom  
addressed," and return receipt demanded addressed to the Register of this Court; and that on the  
4th day of November, 1946, such receipt was duly  
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer  
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,  
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things  
taken as confessed against the said RITA McDAVID

Defendant

This the 9th day of December, 1946

Alice J. Smith Register.

RECORDED

No. 1751

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

VERNON McDAVID

Vs.

RITA McDAVID

DECREE PRO CONFESSO AFTER  
NOTICE BY REGISTERED MAIL

Filed in office this 9th day of

December, 1946

*Alice J. Alcock*, Register

Entered in O. B. Page

**The State of Alabama,**

Baldwin County.

*after notice by Registered mail*  
{ No. 1751 CIRCUIT COURT IN EQUITY.

VERNON McDAVID

Complainant

vs.

RITA McDAVID

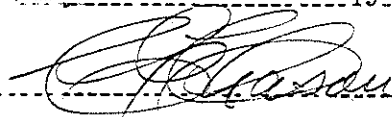
Defendant

Motion is hereby made for a Decree Pro Confesso against RITA McDAVID

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 6th day of December 1946



Solicitor,

RECORDED

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

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

**CIRCUIT COURT, IN EQUITY**

VERNON McDAVID

vs.

RITA McDAVID

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

*after notice by Registered mail.*

Filed 7th December 1946

*Alice J. Wicks*  
Register.

Recorded in \_\_\_\_\_ Record,

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

Register.



VERNON McDAVID

Complainant

vs

RITA McDAVID

Respondent

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

Comes your Complainant, Vernon McDavid, and exhibits this, his Bill of Complaint for Divorce against Rita McDavid, and shows unto your Honor and this Court as follows:

FIRST:

That your Complainant is over the age of twenty-one years and is a bona fide resident of Baldwin County, State of Alabama, having resided therein for more than four (4) years; that Respondent is over the age of twenty-one years and is not a resident of the State of Alabama; her last known address being 1328 Wagner Street, Cincinnati, Ohio.

SECOND:

That your Complainant and the Respondent were married heretofore, to-wit, October 23, 1939, and lived together as man and wife until to-wit, March 1, 1942, at which time Respondent voluntarily abandoned your Complainant and that Complainant and Respondent have not lived together as man and wife since that time.

PRAYER FOR PROCESS AND RELIEF:

THE PREMISES CONSIDERED, your Complainant prays that Rita McDavid be made a party defendant to this cause by the usual process of this Honorable Court, requiring her to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that service be had upon respondent by registered mail with return receipt requested as provided by the statutes and rules of this court; that upon a Final hearing of this cause that your Complainant be granted a divorce from the said Respondent. Should your Complainant be mistaken in the relief prayed for, that there be granted to him such other different and general relief to which he may be entitled, and as in duty bound he will ever pray.

  
Solicitor of Complainant

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

Circuit Court

To Mildred Moore

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 Vernon McDavid and Mary McDavid

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

is Complainant and Rita McDavid

is Respondent

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

Witness 16th day of December, 1946

*Alice J. Smith*  
Register

Commissioner's Fee, \$5.00

Witness' Fees, \$

No. 1751

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

VERNON McDAVID

VS. Complainant

RETA McDAVID

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Mildred Moore

WITNESSES:

Mary McDavid

Vernon McDavid

STATE OF ALABAMA

BALDWIN COUNTY

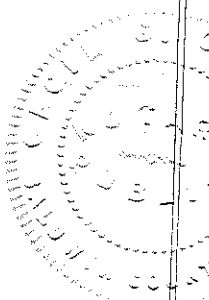
Before me, Cecil G. Chason, a Notary Public, in and for said county in said state, personally appeared Vernon McDavid, who is known to me, and who, after being by me first duly and legally sworn, deposes and says under oath as follows:

That his name is Vernon McDavid, that he is a resident of Baldwin County, Alabama, having resided therein for over five (5) years, and that he is over the age of twenty-one years; that to the best of his knowledge and belief, Rita McDavid is not a resident of the State of Alabama, and that her last known postoffice address was 1838 Wagner Street, Cincinnati, Ohio.

*Vernon M. David*

Sworn to and subscribed before  
me, a Notary Public, on this  
the 29 day of Oct,  
1948.

*Cecil G. Chason*  
Notary Public, Baldwin County,  
State of Alabama



No. 1751

VERNON McDAVID

Complainant,

VS

RETA McDAVID

Respondent.

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IN THE CIRCUIT COURT  
OF BALDWIN COUNTY, ALA.

IN EQUITY.

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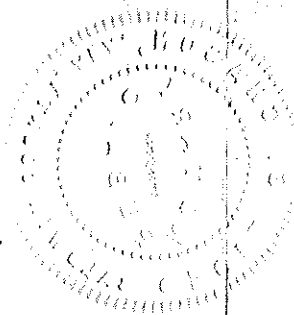
AFFIDAVIT.

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*Filed*

*12-27-46*

*Alise J. Luch  
Register*



THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

VERNON McDAVID

Complainant

VS.

RITA McDAVID

Respondent

I, Mildred Moore  
as Register and Commissioner in chancery  
have called and caused to come before me Vernon McDavid and Mary McDavid

witnesses named in the Requirement for Oral Examination, on the 18th day of December  
1946, at the office of Cecil G. Chason  
in Foley, Alabama, and having first sworn said Witnesses to speak the  
truth, the whole truth, and nothing but the truth, the said Vernon McDavid and  
Mary McDavid doth depose and say as follows:

TESTIMONY OF VERNON McDAVID

My name is Vernon McDavid. I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama; having resided therein for more than four (4) years. Rita McDavid and I were married on October 23, 1939 and lived together as man and wife until March 1, 1942, at which time she left me without my consent and with no cause. We have not lived together as man and wife since that time. She now resides in Cincinnati, Ohio and has been there for four (4) years.

Vernon McDavid

TESTIMONY OF MARY McDAVID

My name is Mary McDavid. I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama. I am personally acquainted with Rita McDavid and Vernon McDavid. They were married on October 23, 1939 and lived together until the summer of 1942, at which time Rita McDavid left Vernon McDavid without any cause. They have not lived together as man and wife since that time. Vernon McDavid has been a resident of Baldwin County, Alabama, for over five (5) years.

Mary McDavid

ORAL EXAMINATION.

I, Mildred Moore, as Register and Commissioner hereby certify that the foregoing deposition ~~son~~ Oral Examination was taken down by me in writing in the words of the witness ~~es~~ and read over to them and they signed the same in the presence of myself \_\_\_\_\_ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proom 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 18th day of December, 194 6.

Mildred Moore (L. S.)

NO. 1751 PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

VERNON McDAVID

vs. Complainant

KITH McDAVID

Respondent.

Oral Deposition

Filed 12-27, 194 6

Miss Leuck Register.

Recorded in \_\_\_\_\_

Record \_\_\_\_\_

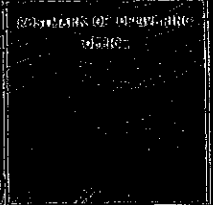
Vol. \_\_\_\_\_ Page \_\_\_\_\_

\_\_\_\_\_, Register.

NO POSTAGE  
NECESSARY  
IF MAILED  
IN THE  
UNITED STATES



RECEIVED BY ADDRESSEE TO ACTION OF POSTAGE OFFICE



*E. J. Connelley, Con. N.Y.*  
(Name of Person)

Number of Boxes

PAID ADDRESS

1892

Post Office

NEW HAVEN

State

100-10000



U. S. GOVERNMENT PRINTING OFFICE  
1922

Office of delivery

1922

Signature of addressee must be given—Do not leave blank space (ONE)

1. From the addressee

(Signature of addressee)



number of which appears on the face of the Card.

Received from the Postmaster the Registered or Insured Article, the

RETURN RECEIPT

POSTAL SERVICE  
FORM 1-4-20

RECEIPT FOR REGISTERED ARTICLE No.

382

20 fee paid. 10-1 class postage paid. 10-1, 1946

Declared value \$ 10.00 Insured paid, \$ 10.00

From J. B. Roberts, Jr. Clerk

Addressed to Mrs. R. M. Roberts

1228 Wagner St. Cincinnati, Ohio

Return receipt fee 10-12855 Delivery restricted to addressee

Special delivery fee

Postmaster, per

