

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin

County.

No. 22

April

Term, 19 34

ELIZABETH NAUYOKAS,

Complainant

vs.

WILLIAM ADAM NAUYOKAS,

Defendant

Personally appeared before me, M. A. Stone,

Register of said Court, R. B. Vail

Who, being duly sworn by me, deposes and says that he is the publisher of the Baldwin Times

a newspaper published in

Baldwin

County, Alabama, and that the Order of Publication in a cause wherein

Elizabeth Nauyokas,

Complainant

and William Adam Nauyokas,

Defendant

was published for four consecutive weeks in said newspaper, commencing on the 1st day of

Feb.

19 34,

and ending on the 22 nd

day of

Feb.

19 34

R. B. Vail

Publisher.

Sworn to and subscribed before me, this 11th day of

April

19 34

M. A. Stone

Register.

8581 NOTE OF TESTIMONY

Elizabeth Nauyokas,

vs.

William Adam Nauyokas,

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,
.... Affidavit, Order of Publication, Proof of Publication, Decree
... Pro Confesso on Publication, ... and Oral Deposition of
... Elizabeth Nauyokas, Thomas Hadley, ... and J. B. Childress,

and in behalf of Defendant upon

M. A. Stone
Register.

The State of Alabama, }
Baldwin County

No. 22

CIRCUIT COURT IN EQUITY

ELIZABETH NAUYOKAS

Complainant

vs.

WILLIAM ADAM NAUYOKAS

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

Drunkenness, Cruelty, and Abandonment and Adultery

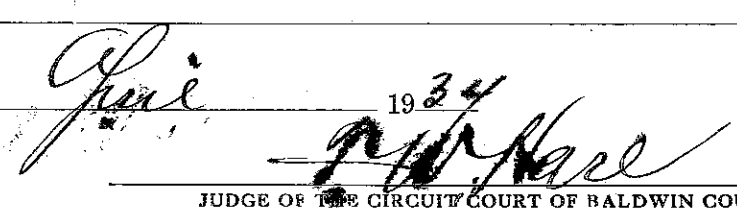
It is further ordered, that the said Elizabeth Nauyokas, be, and s he is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said Elizabeth Nauyokas 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 William Adam Nauyokas

It is further ordered, adjudged and decreed that the said Elizabeth Nauyokas, shall not again marry except to said William Adam Nauyokas until sixty days after this date, and that if an appeal is taken within sixty days s he shall not marry again except to said William Adam Nauyokas

during the said pendency of appeal

This 21st day of June 1934



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 _____, 19____,

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 _____, 19____

Register

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
No. 22 April Term, 19234

ELIZABETH NAUYOKAS, Complainant.

vs. WILLIAM ADAM NAUYOKAS, Defendant.

In this cause it appears to the Register M. A. Stone, that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 1st day of February, 19234, in the Baldwin Times, a newspaper published in Baldwin Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 3rd day of February, 19234, and

And it now further appearing to the Register M. A. Stone, that the said William Adam Nauyokas,

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 M.A. Stone, that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said William Adam Nauyokas.

This 11th day of April 19234

M. A. Stone Register.

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

Elizabeth Nauyokas,
 No. 22
 vs.
 William Adam Nauyokas

The State of Alabama,
 Baldwin County.
 Circuit Court, in Equity.
 This the 1st day of
 February, 1934.

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

that the Defendant William Adam Nauyokas

is a non-resident of the State of Alabama and when last heard from was in Arizona but whose post office address is now 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 Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Defendant the said William Adam Nauyokas

to answer or demur to the Bill of Complaint in this cause by the 8th day of March, 1934, or after thirty days therefrom a decree Pro Confesso may be taken against William Adam Nauyokas

M. A. Stone
 Register.

State of Alabama,

Baldwin County

Before me

Paul Fleet

Notary Public in and for said state

and county personally appeared Mrs. Elizabeth Nauyokas, who is known to

me and who being by me, ~~as~~ first duly sworn, according to law doth

depose and say, that she is the complainant in the cause of Elizabeth Nauyo

kas vs William ^{Adam} Allen Nauyokas, now pending in the Circuit Court of Bald

win county, Alabama; that the defendant the said William ^{Adam} Allen Nauyokas is

a nonresident of the state of Alabama and when last heard from was residing

in the state of Arizona, but whose post office address is now unknown by

your affiant.

Elizabeth Nauyokas

Subscribed and sworn to before me this the

12th day of January 1934

Paul Fleet
Commission Expires
Oct. 9, 1935

Paul Fleet

Notary Public for Baldwin County, Alabama

Elizabeth Nauyokas, Complainant

vs

William Adam Nauyokas, Respondent.

In The Circuit Court of

Baldwin County, Alabama.

In Equity.

To The Honorable Francis W Hare, Judge of the Twenty Second Judicial Circuit of Alabama, which includes Baldwin County :

1. Your Oratrix, Elizabeth Nauyokas, and William Adam Nauyokas, the respondent, were legally married at Foley, Alabama on, to wit, August 10th, 1914 and lived together as husband and wife until, to wit, March 14th, 1931, when they separated and they have not since that time lived together as husband and wife. At and before said time, the conduct of the respondent towards your Oratrix had become so mean and cruel and his treatment of her was so mean and cruel that on said 14th of March, 1931 that she left the farm where we were then living and went to live in the Town of Foley, where Your Oratrix has lived ever since - only shortly before Your Oratrix left respondent he had choked her and threatened to kill her. Before she left him he had told Your Oratrix that he was living in adultery with an other woman and Your Oratrix had known respondent to go off from the farm and stay away two days at a time. Respondent often ~~to~~ beat~~ed~~ and used towards her abusive and vile language. Besides these acts of actual violence on the person of your Oratrix by choking her and otherwise mistreatment, which endangered both her life and health, the respondent was constantly making and drinking whiskey and was twice put under arrest by the sheriff of Baldwin County. He became addicted to drunkenness after we were married and was under the influence of alcoholic liquors practically all the time, both liquor and beer. Because of respondent's drunkenness and mistreatment of her by choking her, she left the respondent as stated above and went to live in Foley, Alabama. Respondent has not contributed anything towards her support since our separation on to wit, March 14th, 1931. That your Oratrix and respondent are both over the age of twenty one years and both reside^d in Baldwin County, Alabama until September, 1933, when the respondent went to the state of Arizona, Your Respondent is still a resident of Baldwin County and state of Alabama and has been so for more than three years before the filing of the Bill of Complaint in this cause.

Your Oratrix further alleges that Your Oratrix left the respondent not only on account of acts of violence upon her person, as enumerated above, and which were attendant with danger to her life and health but his conduct towards her became such as to cause her to have a reasonable apprehension of

actual violence upon her person, attendant with danger to her life and health.

Wherefore, the premises considered, Your Oratrix prays that a subpoena be issued and directed to the said William Adam Nauyokas, the respondent aforesaid, in this cause; that he be brought into this Honorable Court and be directed to answer the charges herein made against him under the rule of this Honorable Court; that he be made a party defendant or respondent to this Bill of Complaint filed in this cause and that upon a final hearing of the cause and of the evidence therein offered, your Honor will order, adjudge and decree that the bonds of matrimony heretofore existing between Your Oratrix and the Respondent, the said William Adam Nauyokas be forever dissolved and that your Oratrix be permitted to marry again and that she be granted such other and further relief as may in equity and good conscience may seem meet and proper to your Honor.

And Your Oratrix will ever pray etc .

S. C. Jenkins

Solicitor for the Complainant.

Foot Note:

The respondent is required to answer each and every paragraph of the foregoing Bill of Complaint, but his answer under oath is hereby expressly waived .

S. C. Jenkins

Solicitor for the Complainant .

The State of Alabama }
 Baldwin County } Circuit Court of Baldwin County, Alabama,
 (In Equity)

ELIZABETH NAUYOKAS

COMPLAINANT

VS.

WILLIAM ADAM NAUYOKAS

RESPONDENT

I, M. A. STONE,as Register and Commissioner of the Equity Court of Baldwin County,have called and caused to come before me ELIZABETH NAUYOKAS,J. B. Childress, Thomas Hadley,witnesses named in the requirement for Oral Examination, on the 11 day of April,1934, at the office of M. A. Stone, Circuit Clerk and Register.,in BAY MINETTE, ALA., Alabama, and having first sworn said witnesses to speak thetruth, the whole truth, and nothing but the truth, the said ELIZABETH NAUYOKAS,

doth depose and say as follows:

ELIZABETH NAUYOKAS,

My name is Elizabeth Nauyokas . I reside at Foley, Alabama, Baldwin County, and have lived there for about 20 years. William Adam Nauyokas and myself were legally married at Foley, August the tenth , 1914. We lived together as Husband and Wife until March 14th 1931 when we separated . And Since said time we have not lived together as Husband and Wife. That at this time, to-wit March 14th 1931, and prior thereto Defendant's conduct was so cruel and mean toward me that I was forced to leave the farm on which we were living and move to Foley. That shortly before this my husband choked me and threatened to kill me. That my husband would go off from the farm and stay away for two days at a time. After I left him he went to live with another woman from Chicago and lived with her in adultery. I know this to be a fact and he admitted to me that he was living with her. Her name was Anna Jukilist . They are both living together in Tampa Florida. I have seen from letters that he was in Tampa Florida, but I don't know the present Post Office Address. Before I left My Husband

Circuit Court, Baldwin County, Ala., IN EQUITY.

22 *Elizabeth Nayzokan*
vs.
William O. Nayzokan

PLAINTIFF

DEFENDANT

BILL OF COSTS

	Dollars	Cts.		\$	Cts.
Fees of Register			AMOUNT BROUGHT FORWARD		
Filing each bill and other papers 3	\$	10	For receiving, keeping and paying out or distributing money, etc. 1st \$1,000 1 per ct.; all over \$1,000 and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	4	75
Issuing each Subpoena 50			Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.		
Issuing each copy thereof 30			Each Notice Sent by Mail to Creditors 15		
Entering each return thereof 15			Filing, Receipting for and Docketing each Claim, etc 25		
For each Order of Publication 1 00	1	00	For all entries on Subpoena Docket, etc. 50		
Issuing Writ of Injunction 1 50			For all entries on Commission Docket, etc. 50		
For each Copy thereof 50			Making Final Record, per hundred words 15		
Entering each return thereof 15			Certified Copy of Decree 1 00	1	50
Issuing Writ of Attachment 1 00			Report of Divorce to State Health Office Acts 1915 50	1	50
Entering each return thereof 15			Total Fees of Register	7	75
Docketing each case 1 00	1	00	FEEES OF SHERIFF		
Entering each Appearance 25			Serving and Returning Subpoena on Deft. \$1 50		
Issuing each Decree Pro Confesso on personal service 1 00			Serving and Returning Subpoena for Witness 65		
Issuing each Decree Pro Confesso on publication 1 00	1	00	Levying Attachment 3 00		
Each Order Appointing Guardian 1 00			Entering and Returing same 25		
Any other order by Register 50			Entering and Returning Execution 25		
Issuing Commission to Take Testimony 50			Selling Property Attached 25		
Receiving and Filing 10		10	Impaneling Jury 75		
Endorsing each package 10		10	Executing Writ of Possession 2 50		
Entering Order Submitting Cause 50		50	Collecting Execution for Costs 1 50		
Entering any other Order of Court 25			Serving and Returning Sci. Fa., each 65		
Noting all Testimony 50			Serving and Returning Notice 65		
Abstract of Cause, etc. 1 00			Serving and Returning Writ of Injunction 1 50		
Entering each Decree 75		75	Serving and Returning Writ of Exeat 1 50		
For Every Hundred Words Over Five Hundred 15			Taking and Approving Bonds, each 1 00		
Taking Account on Reference 3 00			Collecting Money on Execution 2 50		
Taking Testimony, etc. 15			Making Deed 2 50		
Each Report, Five Hundred Words or less 2 50			Serving and Returning Application 1 00		
For every Hundred Words Over Five Hundred 15			Serving Attachment, Contempt of Court 1 50		
Amount Claimed, Less than Five Hundred Dollars, etc. 2 00			TOTAL FEES OF SHERIFF		
Issuing each Subpoena 25			Recapitulation		
Witness Certificate, each 25			Register's Fees 7 75		
Issuing Execution, each 75			Sheriff's Fees 5 00		
Entering each Return 15			Commissioner's Fees ✓		
Taking and Approving Bond, each 1 00			Solicitor's Fees ✓		
Making Copy of Bill, etc. 15			Witness Fees ✓		
Each notice not otherwise provided for 50			Guardian Ad Litem ✓		
Each Certificate or Affidavit, with Seal 50			Printer's Fees <i>Bd - 8.32 - 400 =</i> 3 00		
Each Certificate or Affidavit, no Seal 25			Trial Tax 3 00		
Hearing and passing on application for Receiver or Trustee 3 00			Recording Decree in Probate Court		
Each Settlement with Receiver or Trustee 3 00			Total	15	75
Examining each Voucher of Receiver or Trustee 10					
Examining each Answer on Exception 3 00					
Recording Resignation or Suggestion of Death of Trustee 75					
Entering each Certificate to Supreme Court 50					
Taking Questions and Answers, etc. 25					
For all other service relating to such proceedings 1 00					
For service in proceeding to relieve minors, etc. same fee as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 1/2 per cent; all over \$1,000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent.					
Sub Total Carried Forward . . .	4	75	<i>Paied</i>		

Received payment this 11 day of April 1934 *J. P. Stone* Register.

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.