

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

Louise Merchant

Complainant

VS.

Carlos E. Merchant

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~

on Answer and waiver and Testimony as noted by the Register, and upon consideration thereof, the Court is of the 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 that the said Louise Merchant is forever divorced from the said Carlos E. Merchant

for and on account of Voluntary Abandonment

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Complainant, Louise Merchant, be and she is hereby awarded the custody of the minor child, Carlos Eugene Merchant.

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 Louise Merchant the Complainant pay the cost herein to be taxed, for which execution may issue.

This 10<sup>th</sup> day of January, 1947

F. M. Hare

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

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

**The State of Alabama**  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Louise Merchant

vs. Complainant

Carlos E. Merchant

Respondent

**DIVORCE DECREE**

Filed this \_\_\_\_\_ day of \_\_\_\_\_

, 194 \_\_\_\_\_

Register

THE STATE OF ALABAMA,  
BALDWIN COUNTY

## Circuit Court

To Evelyn Kervin

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 Louise Merchantas witnesses in behalf of Complainant in a cause pending in ourCircuit Court in Baldwin County, of said State, wherein Louise MerchantComplainantand Carlos E. MerchantRespondenton oath, to be by you administered, upon Louise Merchant

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

Witness 8 day of Jan, 1947Alice J. Smith  
Register

Commissioner's Fee, \$ \_\_\_\_\_

Witness' Fees, \$ \_\_\_\_\_

No. 1802

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

Louise Merchant

Complainant

VS.

Carlos B. Merchant

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

2007

2007

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Louise Merchant

Complainant

VS.

Carlos E. Merchant

Respondent

I, Evelyn Karwin  
as Register and Commissioner

have called and caused to come before me Louise Merchant

witness named in the Requirement for Oral Examination, on the 8 day of January  
1947, at the office of Hubert M. Hall  
in Bay Minette, Alabama, and having first sworn said Witness to speak the  
truth, the whole truth, and nothing but the truth, the said Louise Merchant  
doth depose and say as follows:

My name is Louise Merchant. I am 19 years of age and a bona fide resident of Baldwin County, Alabama. The respondent is 21 years of age and a resident of Baldwin County, Alabama.

The Respondent and I married at Robertsedale, in Baldwin County, Alabama, on July 7, 1944. We lived together as husband and wife in Baldwin County, Alabama, until November 28, 1944, when the Respondent voluntarily abandoned my bed and board. He has remained away voluntarily and continuously since that time.

There was born to the marriage between the Respondent and me a child, Carlos Eugene Merchant, now 19 months old, who is now and has been all his life with me.

Louise Merchant

ORAL EXAMINATION.

I, Evelyn Kervin, as Register and Commissioner hereby certify that the foregoing deposition—on Oral Examination was taken down by me in writing in the words of the witness—and read over to her and she signed the same in the presence of myself and Hubert M. Hall

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 8 day of January, 194 7.

Evelyn Kervin (L. S.)

NO. 1402 PAGE

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Louise Morehant

vs. Complainant

Carlos E. Morehant

Respondent.

Oral Deposition

Filed 1-9, 194 7

Allice J. Luck Register.  
Recorded in

Record

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

Page \_\_\_\_\_

, Register.

LOUISE MERCHANT

COMPLAINANT

VS

CARLOS E. MERCHANT

RESPONDENT

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

Now comes the Respondent, Carlos E. Merchant, and accepts service of summons and complaint in this cause.

1.

The Respondent admits the allegations contained in the Bill of Complaint that he and the Complainant are both bona fide resident of Baldwin County, Alabama; that they are both over 21 years of age; that they married at Robertsdale, in Baldwin County, Alabama, on July 7, 1944.

2.

The Respondent denies the allegations that on November 28, 1944, he voluntarily abandoned the bed and board of the Complainant, and that he has remained away voluntarily and continuously since that time.

3.

The Respondent admits that there was born to the said marriage between the Complainant and the Respondent a child, Carlos Eugene Merchant, now 19 months old and who is with his mother, the Complainant. The Respondent admits that the Complainant is a suitable person to have the care and control of the minor child.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant, the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Carlos E. Merchant

I, Charles H. Carr, 100106, LCDR. USN, the undersigned, hereby certify that Carlos E. Merchant, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 30th day of December, 19 46.

Charles H. Carr  
Charles H. Carr (100106) Lieutenant Commander  
U.S. Navy  
Pursuant to and under the authority  
of Act of Congress dated April 9, 1943.

1802

RECORDED

LOUISE MERCHANT

COMPLAINANT

VS

CARLOS E. MERCHANT

RESPONDENT

ANSWER AND WAIVER

*Filed*

*1-9-47*

*Alice J. Leuch  
Register.*



Louise Merchant

VS.

Carlos E. Merchant

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, \_\_\_\_\_

Answer and waiver of Respondent and testimony of Complainant

and in behalf of Defendant upon \_\_\_\_\_

H. M. Hall  
Atty

*Alice J. Smith*  
Register.

RECORDED

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

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

Louise Merchant

vs.

Carlos E. Merchant

**NOTE OF TESTIMONY**

Filed in Open Court this 9

day of Jan, 1947

Alice J. Much  
Register.

Printed by The Baldwin Times, Bay Minette.

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WE COMMAND YOU that you summons CARLOS E. MERCHANT, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising chancery jurisdiction, within thirty days after the service of summons, and thereto plead, answer or demur, without oath, to a bill of complaint lately exhibited by LOUISE MERCHANT, against the said CARLOS E. MERCHANT, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit underpenalty of the law. And we further command that you return this writ with your execution to our said court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Court, this the 9 day of January, 1947.

*Alice J. Duck*  
Register

LOUISE MERCHANT

COMPLAINANT

VS

CARLOS E. MERCHANT

RESPONDENT

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

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA, IN EQUITY?

Your Complainant, Louise Merchant, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and 19 years of age; that the Respondent is 21 years of age and a bona fide resident of Baldwin County, Alabama.

2.

That the Complainant and the Respondent married at Robertdale, Baldwin County, Alabama, on July 7, 1944, and lived together as husband and wife until November 28, 1944.

3.

That on November 28, 1944, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

That there was born to said marriage between your Complainant and the Respondent, one child, a minor now 19months old named Carlos Eugene Merchant, who is now and has been all his life with your Complainant, who is a suitable fit and proper person to have his care and control/

WHEREFORE, the premises considered, Complainant prays that your Honor ~~will by proper process make the said Carlos E. Merchant party respondent~~ to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

The Complainant prays that your Honor will, upon a hearing hereof, enter an order and decree, granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that she be awarded the custody of the minor child, Carlos Eugene Merchant; that she be granted such other, further different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she willever pray.

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*ShmHae*  
Solicitor for the Complainant

1802

RECORDED

LOUISE MERCHANT

COMPLAINANT

VS

CARLOS E. MERCHANT

RESPONDENT

SUMMONS AND COMPLAINT

*Filed*

*1-9-47*

*Alice J. Luck*  
*Registrar*