

357

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

MATTIE SCOTT, Complainant

vs.

W. A. SCOTT, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on ANSWER & 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 MATTIE SCOTT is forever divorced from the said

W. A. SCOTT

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 MATTIE SCOTT & W. A. SCOTT be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

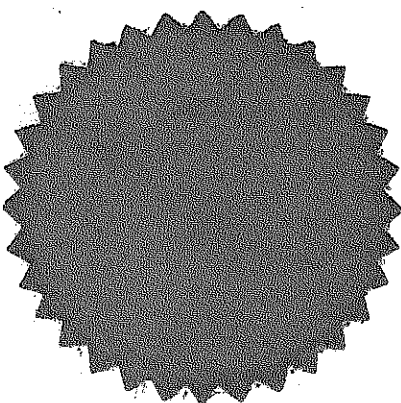
It is further ordered that W. A. SCOTT the COMPLAINANT pay the cost herein to be taxed, for which execution may issue.

This 16th day of August, 1907

F. W. Hare

Judge Circuit Court, in Equity.

I, _____, Register of the Circuit Court for 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.

Mattie Scott, alias)
 Mattie Hawkins,)
 Complainant,)
 vs)
 W. A. Scott, Respondent.)

In The Circuit Court of
 Baldwin County, Alabama.
 In Equity.

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

Humbly complaining, Your Oratrix, Mattie Scott, alias Mattie
 Hawkins, respectfully represents unto your Honor as follows:-

1. Your Oratrix, Mattie Scott, alias Mattie Hawkins, and
 W. A Scott, the respondent, were legally married at Bay Minette,
 Alabama, on towit, November 14th, 1931 and they lived together
 as husband and wife until towit, December 25th, 1933, when
 the respondent, the said W. A Scott, voluntarily abandoned
 your Oratrix, without any legal or just cause therefor and
 since said abandonment of your Oratrix aforesaid, the
 respondent has failed and refused to resume marital relations
 with your Oratrix. At the time of said separation or abandon
 ment, they were living in Bay Minette, Alabama In Baldwin
 County. Respondent now resides at 354 North Conception Street
 Mobile, Alabama and your Oratrix Resides at Bay Minette
 Alabama and she has been a bona fide resident citizen of
 Baldwin County, Alabama, for more than three years before the
 filing of the Bill of Complaint in this cause.

2. That your Oratrix ^{one} and the respondent are both over the
 ages of twenty years and both have resided in Baldwin County
 Alabama all along for many years, except that the respondent
 since his said abandonment of your Oratrix has resided in
 Mobilem County, Alabama.

Wherefore, Your Oratrix, prays that the respondent, the
 said W. A Scott, by proper process of this Honorable Court
 , be brought before this Honorable Court and directed to
 answer the charges herein made against him under the rules
 of this Honorable Court; that he may be made a party defendant
 to this Bill of Complaint and that upon a final hearing of
 the evidence in the cause, that your Honor will order, adjudge,
 and decree that the bonds of matrimony heretofore existing

between your Oratrix and the respondent, the said W. A Scott,
 be forever dissolved and that your Oratrix may be
 permitted to marry again and that she be granted such other
 and further relief as may in equity and good conscience seem
 meet and proper to your Honor xx

And Your Oratrix will ever pray etc.

S Jenkins

Solicitor for the Complainant.

Foot Note:

The respondent is required to answer each and every
 paragraph of the foregoing Bill of Complaint from item 1
 to item 2 inclusive, but not under oath, her oath to her
 answer is hereby expressly waived.

S Jenkins

Solicitor for the Complainant.

The State of Alabama }
Baldwin County

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

MATTIE SCOTT

COMPLAINANT

VS.

W. A. SCOTT

RESPONDENT

I, R. S. DUCK

as Register and Commissioner

have called and caused to come before me MATTIE ATCHINSON and MRS. SALLIE

ATCHINSON

witnesses named in the requirement for Oral Examination, on the 7th day of August

1937, at the office of R. S. DUCK, Register of the Circuit Court

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

truth, the whole truth, and nothing but the truth, the said MATTIE ATCHINSON

doth depose and say as follows:

My name is Mattie Atchinson. I have resided in and around Bay Minette, Baldwin County, Ala., for the past ten or eleven years. I have known W. A. Scott for about ten years, and I have known his wife, Matie Scott, alias Mattie Hawkins, for about the same length of time. They have both been residents of Baldwin County for the past ten years, and they are both over the age of twenty-one years. I know the time when they were married, on, to-wit, November 14, 1931. They lived together as husband and wife, until about December 25th, 1933, when W. A. Scott voluntarily abandoned his wife, Mattie Scott, alias Mattie Hawkins. He left her or abandoned her, without any legal of just cause therefor, and since said abandonment of his wife, the said W. A. Scott has resided in Mobile County, Ala. The separation between them took place at Bay Minette, Ala., on or about to-wit; December 25, 1933, and since said time, the said W. A. Scott has failed and refused to resume marital relations with his former wife, Mattie Scott, alias Mattie Hawkins.

lv
Mattie Atchinson
mark

WITNESSETH:

Law Alice Thompson

ORAL EXAMINATION

I, _____ as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness _____ and read over to _____ and _____ signed the same in the presence of myself and _____ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ... or had proof 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 _____ day of _____ 19_____.

_____(L. S.)

No. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

MATTIE SCOTT

COMPLAINANT

vs.

W. A. SCOTT

RESPONDENT

ORAL DEPOSITION

Filed August 7, 1937

R. S. Ouellet, Register.

RECORDED IN

Record

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Register

My name is Sallie Atchinson. I have resided in Baldwin County for the past twenty years. I have known Mattie Scott before she came to Baldwin County; for about fifteen years. I have been knowing her husband, W. A. Scott about nine years. They lived together here in Bay Minette as husband and wife from the time they were married on November 14, 1931 until to-wit December 25, 1933.; at which time the said W. A. Scott voluntarily abandoned his wife, Mattie Scott, without any legal or just cause therefor; this separation took place in Bay Minette, Baldwin County Alabama. And since the said abandonment of his said wife, Mattie Scott, W. A. Scott has failed to resume marital relations with her. They are both over the age of twenty-one years and residents of the State of Alabama.

Sallie Atchinson
Sallie Atchinson
mark

WITNESSETH:

Sau Alice Thompson

TESTIMONY OF MRS. MATTIE SCOTT:---

My name is Mattie Scott, alias Mattie Hawkins. I am the Complainant in the case of Mattie Scott vs. W. A. Scott, in the Circuit Court of Baldwin County, Ala., in Equity. I was married to W. A. Scott on, November 14, 1931; and we lived together as husband and wife until to-wit December 25, 1933; when the Respondent, the said W. A. Scott, voluntarily abandoned me, without any legal or just cause therefor, and since said time we have not lived together as husband and wife; the said W. A. Scott has failed and refused to resume marital relations with me. At the time of said separation or abandonment we were living in Bay Minette, Ala. The Respondent resides in Mobile, Ala.; and I reside in Bay Minette Ala.; and have been a bona fide resident of Baldwin County, Alabama, for the past eleven years. I am over twenty-one years of age and so is the said W. A. Scott, the Respondent.

Mattie H. Scott
Alvin Mattie Hawkins

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. 356

Aug.

Term, 193 7

MATTIE SCOTT,

, Complainant

Vs.

W. A. SCOTT,

, Defendant

R. S. DUCK,

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

S. C. JENKINS

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.

S. C. JENKINS

Solicitor for Complainant.

MATTIE SCOTT,

Complainant

vs.

W. A. SCOTT,

Respondent

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,
Testimony of Mattie Atchinson; Sallie Atchinson, and Mattie
Scott.

and in behalf of Defendant upon Answer and Waiver.

R. S. Duck

Register.

Mattie B Scott,

Alias Mattie B Hawkins,
Complainant

vs

W. A. Scott, Respondent

In The Circuit Court of
Baldwin County, Alabama.

In Equity.

Comes W. A. Scott, the person named as defendant and respondent in this said cause now pending in the said Circuit Court of Baldwin County, Alabama, in Equity, and for his answer to the Bill of Complaint herein says: he denies each and every allegation of the complaint therein made and demands strict proof of the same; he waives service by the sheriff of a subpoena on said Bill, also a copy of the interrogatories that may be filed in the cause and notice of the filing of same and waives notice of the time and place of the taking of testimony in the cause on oral examination witnesses before the Clerk of the Circuit Court of Baldwin County, Alabama, also, the right to cross question them and he consents that the cause may be submitted either in term time or in vacation to the Judge of the Circuit Court for a final decree on the note of testimony to be made up by the Register or Clerk of said Court. Respondent admits that he and said Mattie B Scott were married at Bay Minette Baldwin County, Ala on Nov. 14th, 1931 and that they separated about three years ago.

W. A. Scott

Witnesses:

D. C. Cline
J. H. Jones

RECORDED

Duch
2-29-16

No. 356.

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

Mattie Scott

Complainant,

vs.

W. A. Scott,

Respondent.

NOTE OF TESTIMONY

Filed in Open Court this 14th

day of August 1937

R. S. Duch

REGISTER

RECORDED

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The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY

MATTIE SCOTT

Vs.

W. A. SCOTT

**REQUEST FOR DECREE IN
VACATION**

Filed August 14, 1937

R. S. Duch

Register.

Recorded in _____ Record

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Register.

RECORDED
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Filed Aug 6 1937
R. D. ...
R. D. ...