

Richard Greek, Complainant)
vs)
Viola Greek, Respondent)

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

Comes the respondent Viola Greek and in answer to the Bill of complaint filed in the Circuit Court of Baldwin County in the above entitled cause and says she admits that she and Richard Greek were legally married in Baldwin County on 19th of September 1925 ^{that they} and lived together as husband and wife until 12th of September 1931, when they separated and that since said time they have not lived together and she admist that she is a resident of Baldwin County, Alabama and is over the age of twenty one years; but she denies all the other allegations of the said Bill of Complaint and demands strict proof of the same; she consents that a decree may be taken in vacation and waives notice of the time of the filing of interrogatories and of the taking of oral testimony in the cause and waives service of subpoena by the sheriff in the cause.

Date May 7th, 1934

Viola Greek

Witness

: S. *[Signature]*
D. W. *[Signature]*

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

#47

Richard Greek
VS.
Viola Greek

PLAINTIFF

DEFENDANT

BILL OF COST

Fees of Register	Dollars	Cts.	AMOUNT BROUGHT FORWARD	\$	Cts.
Filing each bill and other papers	6			4.	75
Issuing each Subpoena		60	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.		
Issuing each copy thereof		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received.		
Entering each return thereof		30	Each Notice Sent by Mail to Creditors		50
For each Order of Publication		15	Filing, Receipting for and Docketing each Claim, etc		50
For each Order of Publication		1 00	For all entries on Subpoena Docket, etc.		50
Issuing Writ of Injunction		1 50	For all entries on Commission Docket, etc.		15
For each Copy thereof		50	Making Final Record, per hundred words		1 00
Entering each return thereof		15	Certified Copy of Decree		50
Issuing Writ of Attachment		1 00	Report of Divorce to State Health Office		50
Entering each return thereof		15	Acts 1915		
Docketing each case	1	00	Total Fees of Register	8	25
Entering each Appearance		25			
Issuing each Decree Pro Confesso on personal service		1 00	FEEES OF SHERIFF		
Issuing each Decree Pro Confesso on publication		1 00	Serving and Returning Subpoena on Deft.	\$1	50
Each Order Appointing Guardian		1 00	Serving and Returning Subpoena for Witness	65	
Any other order by Register		50	Levyng Attachment	3 00	
Issuing Commission to Take Testimony		50	Entering and Returnng same	25	
Receiving and Filing		10	Entering and Returnng Execution	25	
Endorsing each package		10	Selling Property Attached	25	
Entering Order Submitting Cause		50	Impaneling Jury	75	
Entering any other Order of Court		25	Executing Writ of Possession	2.50	
Noting all Testimony		50	Collecting Execution for Costs	1.50	
Abstract of Cause, etc.		1 00	Serving and Returning Sci. Fa., each	65	
Entering each Decree		75	Serving and Returning Notice	65	
For Every Hundred Words Over Five Hundred		15	Serving and Returning Writ of Injunction	1.50	
Taking Account on Reference		3 00	Serving and Returning Writ of Exeat	1.50	
Taking Testimony, etc.		15	Taking and Approving Bonds, each	1.00	
Each Report, Five Hundred Words or less		2 50	Collecting Money on Execution		
For every Hundred Words Over Five Hundred		15	Making Deed	2.50	
Amount Claimed, Less than Five Hundred Dollars, etc.		2 00	Serving and Returning Application	1.00	
Issuing each Subpoena		25	Serving Attachment, Contempt of Court	1.50	
Witness Certificate, each		25	TOTAL FEES OF SHERIFF	1.	50
Issuing Execution, each		75			
Entering each Return		15	Recapitulation		
Taking and Approving Bond, each		1 00	Register's Fees	7	25
Making Copy of Bill, etc.		15	Sheriff's Fees	8.	25
Each notice not otherwise provided for		50	Commissioner's Fees	1	50
Each Certificate or Affidavit, with Seal		50	Solicitor's Fees	5.	00
Each Certificate or Affidavit, no Seal		25	Witness Fees		
Hearing and passing on application for Receiver or Trustee	3	00	Guardian Ad Litem		
Each Settlement with Receiver or Trustee	3	00	Printer's Fees		
Examining each Voucher of Receiver or Trustee	10		Trial Tax	3	00
Examng each Answer on Exception	3	00	Recording Decree in Probate Court		
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	Total	17.	75
			6/14/34 \$8.00 Paid	8	00
				9.	75

Received payment this _____ day of _____ 193_____

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. Register.

Richard Greek

vs.

Viola Greek

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, _____
Summons and service thereon, ~~Waiver of service~~, Oral Deposition
Mr. John Payne, and Nellie Payne his wife, and Richard Greek,

and in behalf of Defendant upon Waiver of Service

M. A. Stone

Register.

The State of Alabama, { Circuit Court of Baldwin County, In Equity.
Baldwin County. }

To Any Sheriff of the State of Alabama--GREETING:

WE COMMAND YOU, That you summon Viola Greek

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Richard Greek,

against said Viola Greek

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, M. A. Stone, Register of said Circuit Court, this 7th day of

May 1934

M. A. Stone Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

The State of Alabama, }
Baldwin County

No. 47

CIRCUIT COURT IN EQUITY

Richard Greek

Complainant

vs.

Viola Greek

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

Abandonment

It is further ordered, that the said Richard Greek be, and 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 Richard Greek 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 Viola Greek

It is further ordered, adjudged and decreed that the said Richard Greek shall not again marry except to said Viola Greek until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Viola Greek

during the said pendency of appeal

This 12th day of

June

19 34

D. W. Hare
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, M. A. Stone, 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 June 19 34,

in the cause of Richard Greek

Complainant

vs.

Viola Greek

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the _____ day of June 17, 19 34

M. A. Stone

Register

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 47 June Term, 1934

Richard Greek, Complainant.

vs.

Viola Greek, Defendant.

To M. A. Stone, Register., 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.

Wherefore, the premises considered, your Orator prays a subpoena be issued and directed to the said Viola Creek, the respondent aforesaid, in this cause; that she be brought into this honorable court and be directed to answer the charges herein made against her under the rules of this Honorable court; that she may be made a party defendant to this Bill of Complaint 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 Orator and the said Viola Creek be forever dissolved and that your Orator be permitted to marry again and that he be granted such other and further relief as may in equity and good conscience seem proper and meet to your Honor .

And your Orator 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 from 1 to 3 inclusive, but her answer under oath is hereby expressly waived .

S C Jenkins

Solicitor for the Complainant .

The State of Alabama, }
Baldwin County

No. 47

CIRCUIT COURT IN EQUITY

Richard Greek

Complainant

vs.

Viola Greek

Defendant

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Abandonment

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It is further ordered, that the said Richard Greek 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 Viola Greek

It is further ordered, adjudged and decreed that the said Richard Greek shall not again marry except to said Viola Greek until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Viola Greek

during the said pendency of appeal

This 12th day of June 19 34

F. W. HARE

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, M. A. Stone, 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 12th day of June 19 34

in the cause of Richard Greek

Complainant

vs.

Viola Greek

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the 14th day of June, 19 34

M. A. Stone Register

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

#417

Richard Creek
VS.
Viola Creek

PLAINTIFF

DEFENDANT

BILL OF COST

	Dollars	Cts.		\$	Cts.
Fees of Register			AMOUNT BROUGHT FORWARD	4	75
Filing each bill and other papers <i>L</i>		60	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.		
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	For all entries on Subpoena Docket, etc.....	50	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	50
Entering each return thereof.....		15	Certified Copy of Decree	1 00	50
Issuing Writ of Attachment		1 00	Report of Divorce to State Health Office.....	50	50
Entering each return thereof		15	Acts 1915		
Docketing each case	1	00	Total Fees of Register	8	25
Entering each Appearance		25			
Issuing each Decree Pro Confesso on personal service.....		1 00	FEEES OF SHERIFF		
Issuing each Decree Pro Confesso on publication.....		1 00	Serving and Returning Subpoena on Deft.	\$ 150	
Each Order Appoiating Guardian		1 00	Serving and Returning Subpoena for Witness.....	65	50
Any other order by Register		50	Levying Attachment.....	3 00	1 50
Issuing Commission to Take Testimony		50	Entering and Returing same	25	
Receiving and Filing		10	Entering and Returning Execution	25	
Endorsing each package		10	Selling Property Attached	25	
Entering Order Submitting Cause		50	Impaneling Jury	75	
Entering any other Order of Court.....		25	Executing Writ of Possession	2.50	
Noting all Testimony		50	Collecting Execution for Costs.....	1.50	
Abstract of Cause, etc.		1 00	Serving and Returning Sci. Fa., each	65	
Entering each Decree		75	Serving and Returning Notice.....	65	
For Every Hundred Words Over Five Hundred.....		15	Serving and Returning Writ of Injunction	1.50	
Taking Account on Reference		3 00	Serving and Returning Writ of Exeat.....	1.50	
Taking Testimony, etc.		15	Taking and Approving Bonds, each.....	1.00	
Each Report, Five Hundred Words or less		2 50	Collecting Money on Execution		
For every Hundred Words Over Five Hundred.....		15	Making Deed	2.50	
Amount Claimed, Less than Five Hundred Dollars, etc.		2 00	Serving and Returning Application	1.00	
Issuing each Subpoena.....		25	Serving Attachment, Contempt of Court.....	1.50	50
Witness Certificate, each		25	TOTAL FEES OF SHERIFF	1	50
Issuing Execution, each.....		75			
Entering each Return		15	Recapitulation		
Taking and Approving Bond, each.....		1 00	Register's Fees.....	7.25	25
Making Copy of Bill, etc.		15	Sheriff's Fees	1	50
Each notice not otherwise provided for		50	Commissioner's Fees	5.	00
Each Certificate or Affidavit, with Seal.....		50	Solicitor's Fees		
Each Certificate or Affidavit, no Seal		25	Witness Fees		
Hearing and passing on application for Receiver or Trustee.....		3 00	Guardian Ad Litem.....		
Each Settlement with Receiver or Trustee		3 00	Printer's Fees		
Examining each Voucher of Receiver or Trustee		10	Trial Tax	3	00
Examining each Answer on Exception		3 00	Recording Decree in Probate Court		
Recording Resignation or Suggestion of Death of Trustee		75			
Entering each Certificate to Supreme Court.....		50	Total.....	# 17.	75
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			

Received payment this _____ day of _____ 193_____

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.

The State of Alabama }
Baldwin County }

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

Richard Greek

COMPLAINANT

VS.

Viola Greek

RESPONDENT

I, M. A. Stone,

as Register and Commissioner of the Circuit Court

have called and caused to come before me M. A. Stone,

witnesses named in the requirement for Oral Examination, on the 11 day of June

1934, at the office of Clerk 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 John Payne, Nellie Payne

Richard Greek, doth depose and say as follows:

My name is John Payne, and I live near Little River, in ~~Monroe~~ Baldwin County, . I know Richard Greek and Viola Greek and I have known Richard Greek all of his life and I know Viola Greek for the past seven years. I know that they were married and lived together as man and wife. They are both residents of Baldwin County, Alabama, and over the age of 21 years. They have resided here for more than 7 years, in Baldwin County. I, myself, formerly lived in Baldwin County, in Bay Minette. I know about the time that Richard Greek and Viola Greek separated on to-wit about September 3, 1931. They were living down in South Baldwin at the time of the separation. Viola Greek after the abandonment of her husband came up to live at Little River or in the Little River Settlement and lived at the house of one Dan Hodges. She is still somewhere in the neighborhood of Dan Hodges's, as I carried her up in that settlement about two weeks ago. I run a bus for traffic From Bay Minette to Little River. I know that they have not lived together for the past two years as husband and wife. So far as I know she has abandoned him, Richard Greek, voluntarily and without any just cause, and for the past two ~~or~~ three years she has been living in the house with Dan Hodges and that is as far as I know.

J P Payne

Richard Greek, Complainant)	In Circuit Court of Baldwin County
vs)	Alabama
Viola Greek, Respondent)	In Equity

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

Humbly complaining, your Orator, Richard Greek respectfully represents unto your Honor as follows:-

1. Your Orator and Respondent Viola Greek were legally married in Baldwin County, Alabama on towit, 19th of September, 1925 and they lived together as husband and wife until towit, 12th of September, 1931, when respondent voluntarily abandoned your Orator without any just cause or lawful excuse and since said abandonment of your Orator by the respondent on towit the 12th day of September, 1931, they have not lived together as husband and wife.

2. Your Orator further alleges that both your Orator, the said Richard Greek and the respondent the said Viola Greek, are both over the age of twenty one years and both are residents of Baldwin County, Alabama and they have both been bona fide residents of Baldwin County for more than the past three years; in fact both have resided in said county and state all of their lives. Your Orator now resides at Bay Minette, Alabama in Baldwin County and the respondent now resides near Bay Minette, Alabama in said county and state.

3. Your Orator further alleges that when the respondent, the said Viola Greek, abandoned your Orator's bed and board, on towit, September 12th, 1931, she went off with one Dan Hodges and went up to Little River in North Baldwin County to live and lived there about one year at said Dan Hodges' house and since she abandoned your Orator on to wit, Sept. 12th 1931 she has not returned to live with your Orator and has refused and failed to resume marital relations with your Orator and has remained away from Your Orator's bed and board for more than two years before the filing of the Bill for divorce in this cause; orator alleges that at the time respondent abandoned your Orator voluntarily, they were living at Josephine, Ala in South Baldwin County and that respondent voluntarily abandoned your Orator at said time, towit Sept. 12th, 1931, without any just cause or lawful excuse and went off with another man, towit Dan Hodges, and lived at the home of the said Dan Hodges for about a year after she abandoned the bed and board of your Orator.

NELLIE PAYNE

My name is Nellie Payne, and I live at Little River in Monroe County, and I am the wife of John Payne. I know Richard Greek and Viola Greek and I have known them for about six years. They are both over the age of 21 years and are both residents of Baldwin County, Alabama, and have been so for the last six or seven years that I know of. I have been seeking Viola Greek, the wife of Rickard Greek up in the neighborhood of Little River for the past three years. She lives with Dan Hodges and has been living at his house for the past two years. I know nothing about the separation but I drive the bus sometimes for my husband, from Bay Minette to Little River and I know that Richard Greek went up on the Bus at one time to seek Viola Greek and tried to persuade her to go back to live with him which she would not do and did not do. Prior to their separation they had been living together as man and wife somewhere down in South Baldwin. She voluntarily abandoned her husband about two years ago on to-wit September 12th, 1931, ~~XXXXXXXXXXXXXXXXXXXX~~

Nellie Payne

RICHARD GREEK

My name is Richard Greek, I am the Complainant in this cause. Viola Greek and myself were married in Bay Minette, in Baldwin County on the 19th of September, 1925 and we lived together as husband and wife until about the 12th of September, 1931. At this time Viola Greek, abandoned my bed and board and went off with one Dan Hodges and went up with said Dan Hodges to live at Little River, in North Baldwin, where she has lived there in said Dan Hodges house. Viola Greek abandoned me on September 12th, 1931 while we were living in South Baldwin in Josephine. She abandoned me without just cause and legal excuse and refused and failed to resume marital relations with me, though I went up to her house where she lived in North Baldwin and tried to get her to come to my home and live with me. Since said abandonment of me by Viola Greek. on September 12th, 1931 we have not lived together as husband and wife. I am 21 years of age and a resident of Baldwin County, and have lived here all my life. Viola Greek is also a resident of Baldwin County, and over the age of 21 years and now resides at Little River, in North Baldwin County, Alabama.

Richard Greek

Witness Signature
& Clerk

ORAL EXAMINATION

I, M. A. Stone, as Register and Commissioner hereby certify that the foregoing depositions 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 S. C. Jenkins

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof made before me of the identity of said witnesses; 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 11th day of June 19 34.

M. A. Stone (L. S.)

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No. 47 Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Richard Greek

COMPLAINANT

vs.

Viola Greek

RESPONDENT

ORAL DEPOSITION

Filed June 11th, 1934

M. A. Stone, Register.
RECORDED IN

Record

Vol. _____ Page _____

Register