

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. 470 August Term, 1938

Dolly May Gray, Complainant

Vs.

Eugene Gray, Defendant

To 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 T. J. Mashburn, Jr.,

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.

T. J. Mashburn, Jr.
Solicitor for Complainant.

Dolly May Gray

vs.

Eugene Gray

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 Dolly May Gray the Complainant; Testimony of

Laura May Ankun; Request for Decree in Vacation;

and in behalf of Defendant upon Answer

R. E. Duch

Register.

470

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

DOLLY MAY GRAY,

Complainant

vs.

EUGENE GRAY

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 DOLLY MAE GRAY is forever divorced from the said EUGENE GRAY

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.

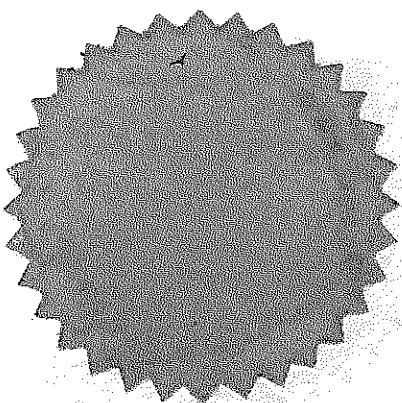
It is further ordered that DOLLY MAY GRAY and EUGENE GRAY be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 16th day of September, 1938

J. A. 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.

DOLLY MAY GRAY,
Complainant,

VS.

EUGENE GRAY,
Respondent.

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

Equity No. _____

ANSWER OF RESPONDENT.

Comes now, Eugene Gray, Respondent in the above styled cause, and for answer to the Bill of Complaint filed in said cause, says:

1. That he denies each and every allegation of the Bill of Complaint, separately and severally.
2. Respondent hereby expressly waives service and notice of demand for oral examination of Complainant's witnesses; of the issue of Commission to take testimony; of notice of the time and place set for taking the same; of the right to cross-examine Complainant's witnesses; of the right to introduce evidence in his own behalf.
3. He further agrees that the said cause may be submitted for final decree at any time on the pleadings and on Complainant's evidence as noted by the Register.
4. The Respondent prays that, if the Honorable Court renders a decree against him as prayed by the Complainant, it will grant him the right to re-marry.

Eugene Gray
Respondent.

Lathaniel

DOLLY MAY GRAY,

Complainant,

Vs.

EUGENE GRAY,

Respondent.

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

No. _____

BILL FOR DIVORCE.

TO THE HONORABLE FRANCIS W. HARE, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Your Oratrix, Dolly May Gray, respectfully shows unto your Honor that she is a resident of the town of Latham, Baldwin County, Alabama, and is over the age of twenty-one years; that the Respondent Eugene Gray, is a resident of the town of Latham, Baldwin County, Alabama, and is over the age of twenty-one years; and humbly complaining, your Oratrix shows unto your Honor the following facts as a basis for the relief hereinafter prayed:

FIRST.

That your Oratrix and the Respondent are husband and wife, having intermarried at Bay Minette, Baldwin County, Alabama, on, to-wit: the 17 of June, 1928.

SECOND.

That your Oratrix and Respondent lived together as man and wife at Latham, Baldwin County, Alabama, until, to-wit: the 20 of November, 1928. That on, to-wit: the 20 of November, 1928, the Respondent voluntarily abandoned your Oratrix, and that the said abandonment has been continuous for a period of more than two years next preceding the filing of this Bill of Complaint.

THIRD.

That the said Abandonment was without cause, fault, or consent on the part of your Oratrix.

PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Your Oratrix prays this Honorable Court will take jurisdiction of the cause made by this bill of complaint, and that the said Eugene Gray be made party defendant hereto, and by proper process be made to plead, answer or demur to this bill of complaint within the time and under the pains and

penalties prescribed by law and the practice of this Honorable Court.

PRAYER FOR RELIEF

THE PREMISES CONSIDERED, Your Oratrix further prays that upon a hearing or submission of this cause, a Decree may be rendered in ~~her~~ favor forever divorcing her from the said EUGENE GRAY, and that the bonds of matrimony between herself and the Respondent be dissolved, and that your Honor decree to your Oratrix the right to re-marry, should she so desire; and if your Oratrix has not asked for the proper relief, the premises considered, she ~~prays~~ that the Honorable Court may grant her such further, additional and different relief as to Your Honor may seem meet, just and proper in Equity, and Your Oratrix will ever pray, Etc.

J. A. Mashburn, Jr.
Solicitor for the Complainant.

FOOT-NOTE:

RESPONDENT IS REQUIRED TO ANSWER EACH AND EVERY PARAGRAPH OF THE FOREGOING BILL OF COMPLAINT, FROM "ONE" THROUGH "THIRD", INCLUSIVE, BUT NOT UNDER OATH, ANSWER THERETO UNDER OATH BEING HEREBY EXPRESSLY WAIVED.

J. A. Mashburn, Jr.
Solicitor for the Complainant.

DOLLY MAY GRAY,
Complainant.

Vs.

EUGENE GRAY,
Respondent.

EQUITY NO. _____

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

Testimony of LAURA MAE ANKUM for the Complainant.

The said witness, LAURA MAE ANKUM, being first duly sworn, upon examination by the Solicitor for the Complainant, testified as follows:

" My name is Laura Mae Ankum and I am an Aunt by marriage of the Complainant. I am over the age of twenty-one years. I live at Latham, Baldwin County, Alabama.

Dolly Mae Gray has been a bona fide resident of this state for more than ten years next preceding the filing of the bill of complaint in this cause. She has been living at Latham, Baldwin County, Alabama.

I know that Dolly Mae Gray was married to Eugene Gray about ten years ago at Bay Minette, Alabama; that they lived together as man and wife for about eight months; that Eugene Gray then left his wife, Dolly Mae Gray, and has not since that time returned to live with her, but has wholly abandoned her. It is my information and firm belief that his leaving was without cause, fault or consent on the part of Dolly Mae Gray. It is also my information and belief that the said Eugene Gray has not provided for nor supported the said Dolly Mae Gray since the time he left her some ten years ago.

Laura Mae Ankum

STATE OF ALABAMA

BALDWIN COUNTY

I, R. S. Duchs, REGISTER of the Circuit Court, in Equity, for Baldwin County, Alabama, hereby certify that on the 15 day of August, 1938, I caused the witness, Laura Mae Ankum, whose name is subscribed to the foregoing testimony, to appear before me at my office in Bay Minette, Alabama, where, after being duly and legally sworn, and upon examination by T. J. Mashburn, Jr. Solicitor for the Complainant, she testified as hereinabove set forth; that after her testimony was written down, it was read over and signed by her in my presence. I further certify that I am neither counsel nor kin to either party in said cause, or in any way interested in the result thereof.

Witness my hand and seal this the 18 day of August, 1938.

R. S. Duchs

by: Wallace Thompson, Deputy

DOLLY MAY GRAY,
Complainant,
Vs.
EUGENE GRAY,
Respondent.

EQUITY NO. _____
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY.

Testimony of DOLLY MAY GRAY, the Complainant.

The said witness, DOLLY MAY GRAY, being first duly and legally ~~xxx~~ sworn, testified as follows:

"My name is Dolly May Gray. I am the Complainant in this cause. I am over the age of twenty-one years. I have lived in Baldwin County, Alabama for more than ten years.

Eugene Gray is a resident of Latham, Baldwin County, Alabama, and is over the age of twenty-one years.

The said Eugene Gray, the Respondent in this cause, and I were married at Bay Minette, Baldwin County, Alabama, in June, 1928, and we lived together as man and wife at Latham, Baldwin County, Alabama, until about the 20 day of November, 1928, when the said Eugene Gray, my husband, left me and voluntarily abandoned me and has continued to live separate and apart from me from that date, never having returned to live with me. During all of this time I have received no support from the said Eugene Gray. During this time I have been a bona fide resident of this State. The abandonment and separation were without cause, fault or consent on my part".

Dollie Mae Gray

STATE OF ALABAMA
BALDWIN COUNTY

I, R. S. Duch, Register of the Circuit Court, in Equity, of Baldwin County, Alabama, hereby certify that on the 18 day of August, 1938, I caused the witness, Dolly May Gray, whose name is subscribed to foregoing testimony, to appear before me at my office in Bay Minette, Alabama, where, after being duly and legally sworn, and upon examination by T. J. Mashburn, Jr., Solicitor for the Complainant, she testified as hereinabove set forth; that after her testimony was written down, it was read over and signed by her in my presence. I further certify that I am neither counsel nor of kin to either party in said cause, or in any way interested in the result thereof.

Witness my hand and seal this the 18 day of August, 1938.

R. S. Duch
by Pauline Thompson,
Deputy

RECORDED

Duck
2-389

No. _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

_____ *Dolly May Gray* _____

vs.

_____ *Eugene Gray* _____

NOTE OF TESTIMONY

Filed in Open Court this _____ 18th _____

day of _____ August _____ 1938

_____ *R. S. Duck* _____

REGISTER

Duch
7-578

No. _____ Page _____

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

Dolly May Gray

Vs.

Eugene Gray

**REQUEST FOR DECREE IN
VACATION**

Filed August 18, 1938

R. S. Duch

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

No. _____ Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

vs. Complainant.

Respondent.

DIVORCE DECREE

*Filed September 16, 1935
R.S. Dool, Register -
By: M. H. Thompson, Deputy*

The State of Alabama, Baldwin County

COURT ORDER IN EQUITY

[Faint, mostly illegible text from the reverse side of the document, including legal proceedings and court orders.]

Carl Augustus

Filed August 15 1888
R. S. Deed,
Register