

245

THE STATE OF ALABAMA,
BALDWIN COUNTY

No. 245. CIRCUIT COURT, IN EQUITY.

Dr. J. C. Holloway, Complainant
vs.
Fairy Belle Holloway, alias Fairy Belle Weeks, Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, decree pro confesso answer of defendant

and 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 his 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 said J. C. Holloway is forever divorced from the said Fairy Belle Holloway for and on account of adultery,

as alleged in said Bill of Complaint;

It is further ordered, that the said J. C. Holloway 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 J. C. Holloway 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 Fairy Belle Holloway, alias Fairy Belle Weeks

It is further ordered, adjudged and decreed that said J. C. Holloway shall not again marry except to said Fairy Belle Holloway until sixty days after this date, and that if an appeal is taken within sixty days he shall not marry again except to said Fairy Belle Holloway during the pendency of said appeal.

This 11th day of September 1900 191

John D. Leigh
Judge of the Circuit Court of Baldwin County.

No. 245-

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT IN EQUITY.
BALDWIN COUNTY, ALA.

Holloway

vs.

Holloway,

DECREE OF DIVORCE.

Filed in office this 11th

day of September 1920

D. W. Stevenson
Register.

E. O. M.

(Recorded
on Minute)

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

J. C. Holloway, Plaintiff,

VS

Answer of Defendant.

Fairy Belle Holloway
alias Fairy Belle Weeks
Defendant.

Now comes the defendant, Fairy Belle Holloway, alias Fairy Belle Weeks, and for answer to the Bill of complaint herein filed by the plaintiff, J. C. Holloway, says;

As to the 1st. and 2nd. paragraphs in said Bill, defendant says it is true that the plaintiff resides at Robertsdale, Baldwin county, Alabama, and that he is over the age of twenty-one years, and it is true that the defendant Fairy Belle Holloway, alias Fairy Belle Weeks, resides at Pensacola, in the state of Florida.

As to paragraph 3 in said Bill of plaintiff, defendant says it is true that she and the plaintiff were married on 31st day of December 1917, at Bay Minette, Alabama, and that plaintiff and defendant lived together as a husband and wife until September 16th, 1919; that on said date Defendant left plaintiff and went to Pensacola, Florida, where she has since lived, and that she has not lived with plaintiff since said date, nor have plaintiff and defendant ~~intermittent~~ cohabited as man and wife since said 16th, day of September 1919.

But defendant says it is not true that she has committed the act of adultery with a man named Weeks, or with anyone else, nor has she cohabited with him unlawfully.

Wherefore defendant prays this honorable court, that if it sees fit to dissolve the bonds of matrimony between plaintiff and defendant, that she be given a divorce from the said J. C. Holloway.

WITNESSES;

May Belle Cain
Henry C. Weeks

Signed Fairy Belle Holloway.....
.....

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

J. C. Holloway

vs

Fairy Belle Holloway
alias Fairy Belle Weeks.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT,
BALDWIN COUNTY, ALABAMA. IN EQUITY.

Your Orator J. C. Holloway, respectfully represents and shows
unto your Honor as follows;


1st. That he is a bona fide resident of Baldwin county, Alabama, resi-
ding at Robertsdale in said county and has so resided in said county
and state for a period of more than three years last past, and preced-
ing the filing of this Bill, and that he is over the age of twenty-one
years.

2nd. That the defendant, Fairy Belle Holloway, alias Fairy Belle Weeks,
is a resident of the state of Florida, residing at Pensacola, in said
state, and that she is over the age of twenty-one years.

3rd. That your Orator and the said Fairy Belle Holloway, (alias Fairy
Belle Weeks, which name she has since assumed.) were lawfully married
on the 31st day of December 1917, at Bay Minette, Alabama, and lived
together as man and wife until September 16th, 1919, when the said Fairy
Belle ~~Weeks~~ Holloway left their home and abandoned Orator; that she went
then to Pensacola Florida and joined a man named Weeks in said city
committed the act of adultery with said Weeks, and has since then lived
with him and cohabited with the said Weeks as his wife, and is known as
his wife and goes by the name of Fairy Belle Weeks; Orator did not con-
nive, nor has he condoned the said acts of adultery, and Orator has not
lived with or cohabited with defendant since said above date, (Sept. 16-19)

~~And that~~ The premises considered, your Orator respectfully prays that
the State's writ of subpoena issue to the said Fairy Belle Holloway
alias Fairy Belle Weeks commanding her to demur, plead to, or answer
this Bill of complaint within the time and under the penalties as provided
by law, or that the same be forever confessed.


That upon final hearing of this cause your Honor will grant
unto your Orator and absolute divorce from said Fairy Belle Holloway and
your Honor grant unto Orator such other, further and general relief as
he may in justice and equity be entitled to; he will forever pray, etc.



Solicitor for Complainant.

FOOT NOTE:

The respondent, Fairy Belle Holloway, alias Fairy
Belle Weeks, is required to answer each and every allegation
of the foregoing Bill of complaint, but not under oath, answer under
oath being hereby expressly waived.



Solicitor for Complainant.



Mr. Tho. W. Richers
Clerk, of Circuit Court
Bayminet
A

Pollard Ala Oct 4-20
Mr. Thos. W. Richerson
Clerk of Circuit Court.

Bayminette Ala
Dear Sir

Enclose one dollar
for copy of Dr. J. C. Hallorway
Divorce, which please
send me

Your Respect
Mrs MayBee Cain
Box 85 Pollard Ala

J..C.Holloway,

vs.

Fairy Belle Holloway,

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,

~~Answer of~~ Answer of Defendant, and testimony of J.C.Holloway and
A.J.Aubert.

~~and in behalf of Defendant upon~~



Register

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No. 245.

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

J. C. Holloway

vs.

Fairy Belle Holloway.

NOTE OF TESTIMONY.

Filed in Open Court this Sept 9th, 1920.

day of 191.....

T. M. Reardon

Register

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No. 245 Fall Term, 1920.

J. B. Holloway Complainant.....

vs.

Fairy Belle Holloway, alias Fairy Bell Weeks, Defendant.....

To Hon. T. W. Richardson 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 Defendant,

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.

Alvin J. Smith

Solicitor for Complainant.

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No. 245

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

Halloway

vs.

Halloway

REQUEST FOR DECREE IN
VACATION.

Filed *Sept 9th* 191*20*

J. M. McPherson

Register

Recorded in Record

Vol. Page

Register

THE STATE OF ALABAMA, Baldwin COUNTY.

IN CIRCUIT COURT, IN EQUITY.

J.C.Holloway Complainant

vs.

Fairy Belle Holloway, Defendant

Oral examination before the Register of the following witnesses:

J.C.Holloway, A.J.Aubert,

who reside in Alabama, said examination being conducted in Bay Minette, Alabama,

on this the 6th day of September 1920, and there being present

A.J.Smith, Atty for Complainant,

Witness J.C.Holloway,

The said being first sworn to speak the truth, the whole truth and nothing but the truth,

testified as follows:

My name is J.C.Holloway I am a bona fide resident of Baldwin County, Ala, residing at Robertsdale in said County, Since Nov 16th, 1915, I am over the age of 21 years of age and the Complainant in this cause.

Fairy Belle Holloway is a resident of the State of Florida, residing at Pensacola, Fla, and she is over 21 years of age.

Myself and Fairy Belle Holloway were married on the 31st day of December 1917 at Bay Minette, Baldwin County, Ala, and lived together as man and wife at Robertsdale, Ala, until September 16th, 1919, she voluntarily abandoned me on said date and went to Pensacola Florida, and joined a man named weeks in said City where she has since lived with in adultery with said Weeks, and is known as his wife and goes by the name of Fairy Belle Weeks, I have not lived with said Fairy Belle Holloway since Sept 16th, 1919, there has been no condonation or connivance of her adulterous act by me.

J.C. Holloway

A.J.Aubert witness for Complain^{ant} who being duly sworn testified as follows:-

My name is A?J.Aubert, I live at Robertsdale, Ala, have known the Complainant J.C.Holloway and the defendant Fairy Belle Holloway for five years, the defendant Fairy Belle Holloway abandoned the plaintiff J.C.Holloway her husband Sept 16th, 1919, without fault on his part, she stated to me shortly afterwards in Pensacola that she would not live with her husband any more although he had been good and kind to her, after she left J.C.Holloway, she lived with a Soldier named Perry C Weeks, in Pensacola Fla, they lived together as man and wife I was at their house July 20th, 1920, where they lived together on the Reservation at Fort Barrancas, the said Perry C Weeks stated at that time, that he and said Fairy Belle Holloway were legally married she was in bed at that time, was attended by her mother Mrs. Cain and was expecting to give birth to a child, in consequence of her co-habitation with the said Weeks,

A. J. Aubert



I, T. W. Richmond, as Register

hereby certify that the foregoing deposition on oral examination was taken down by me in writing in the words of the witness er and read over to them and they signed the same in the presence of myself, at the time and place herein mentioned; that I have personal knowledge of the personal identity of the said witness er, 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 in any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court, and placed the same on file in my office.

Given under my hand and seal this the 6th day of Sept, 1920

T. W. Richmond (L. S.)

WITNESS FEES.

I hereby certify that the following named witnesses are entitled to the amounts stated below:

- days' attendance at \$1.50 per day \$
- days' attendance at \$1.50 per day \$
- days' attendance at \$1.50 per day \$
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REGISTER'S FEES.

- days at \$1.50 per day \$
- words at 20 cents per hundred

3rd R

No. _____ Page _____

The State of Alabama,
Baldwin COUNTY.

IN CIRCUIT COURT, IN EQUITY.

J. C. Holloway

vs. Complainant,

Fairy Belle Holloway

Defendant.

Deposition Taken Before Register on Oral Examination.

Deposition of *Witnesses*

for *Complainant*

Filed *6* day of *Sept*, 19*20*

Published by order of the Court, _____

day of _____, 19____

N. W. Keenum
Register.

RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, -----, 19

Post Office Department

OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE
TO AVOID PAYMENT OF
POSTAGE, \$300.

REGISTERED ARTICLE

No. 81

INSURED PARCEL

No. _____

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Return to

J. W. Fisherman

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

Post Office at

Bay Village

State

Ill.

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

J. C. Holloway
vs
Fairy Belle Holloway
alias Fairy Belle Weeks.

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT.
BALDWIN COUNTY, ALABAMA. IN EQUITY.

Your Orator J. C. Holloway, respectfully represents and shows unto your Honor as follows;

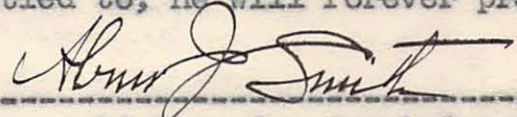
1st. That he is a bona fide resident of Baldwin county, Alabama, residing at Robertsdale in said county and has so resided in said county and state for a period of more than three years last past, and proceeding the filing of this Bill, and that he is over the age of twenty-one years.

2nd. That the defendant, Fairy Belle Holloway, alias Fairy Belle Weeks, is a resident of the state of Florida, residing at Pensacola, in said state, and that she is over the age of twenty-one years.

3rd. That your Orator and the said Fairy Belle Holloway, (alias Fairy Belle Weeks, which name she has since assumed.) were lawfully married on the 31st day of December 1917, at Bay Minette, Alabama, and lived together as man and wife until September 16th, 1919, when the said Fairy Belle ~~Weeks~~ Holloway left their home and abandoned Orator; that she went then to Pensacola Florida and joined a man named Weeks in said city committed the act of adultery with said Weeks, and has since then lived with him and cohabited with the said Weeks as his wife, and is known as his wife and goes by the name of Fairy Belle Weeks; Orator did not connive, nor has he condoned the said acts of adultery, and Orator has not lived with or cohabited with defendant since said above date, (Sept. 16-19)

~~And, in~~ the premises considered, your Orator respectfully prays that the States writ of subpoena issue to the said Fairy Belle Holloway alias Fairy Belle Weeks commanding her to demur, plead to, or answer this Bill of complaint within the time and under the penalties as provided by law, or that the same be forever confessed.

That upon final hearing of this cause your Honor will grant unto your Orator and absolute divorce from said Fairy Belle Holloway and your Honor grant unto Orator such other, further and general relief as he may in justice and equity be entitled to; he will forever pray, etc.



Solicitor for Complainant.

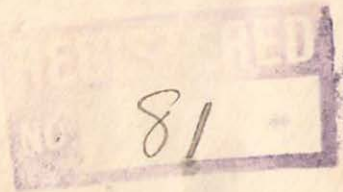
FOOT NOTE:

The respondent, Fairy Belle Holloway, alias Fairy Belle Weeks, is required to answer each and every allegation of the foregoing Bill of complaint, but not under oath, answer under oath being hereby expressly waived.



Solicitor for Complainant.

After 30 days return to
J. W. Richerson
of the Circuit Court and
Register in Chancery
Bay Minette, Ala.



(Deliver to Addressee only)
(Return receipt demanded.)

