STATE OF ALABAMA. Marengo County. W.M.Baker, VS-Ada Baker.

Pending in the Circuit Court of Baldwin County, \*Alabama.

Defendant. ada Baber

Comes Ada Baker, the person named as defendant, in this cause, and for answer to the Bill of Complaint herein, says she denies each and every allegation therein, and demands strict proof of same.

01

She also waives service of summons, and waives the 30 days notice, and waives service of a copy of the said Bill of Complaint, waives copy of the Interrogatories to be filed in the cause, and waives the IO, days notice allowed by law to cross them, and consents that the cause may be submitted in vacation to the Judge, for decree on the pleadings, and note of the testimony to be made by the Register, and also waives of the time and place of the taking of testimony by the Complainant.

THE STATE OF ALABAMA MARENGO COUNTY...... Before me, Add Baker, whose names is signed to the foregoing answer, to a certain Bill of Complaint, filed on the \_\_\_\_\_\_\_ day of \_\_\_\_\_\_\_ 1920.wherein W.M.Baker is complainant and Ada Baker is defendant, and who is known to me to be the identical person named as defendant, in the Bill of complaint in this cause, acknowledged before me this day that being informed of the allegations of the Bill of Complaint filed against her, by the said complainant W.M.Baker, her husband, she signed the answer hereto attached voluntarily on the day the same bears date. I further certify that she signed the said answer in my presence.

Given under my hand and seal this the day of

. . W. M. BAKÉR, COMPLAINANT. VS.-ADA BAKER, DEFENDANT. Answer and waiver of Defendant. DUR Pad Stat Fiere atstapso Manning Nyiter

J.

Baldwin Times Print.

THE STATE OF ALABAMA, BALDWIN COUNTY.	CIRCUIT COURT OF BALDWIN COUNTY, IN EQUITY.
To any Sheriff of the State of Alabama-GREETING:	
WE COMMAND YOU, That you summon	Ada Baker
	H distance
Poldwin	
of	be and appear before the Judge of the Circuit Court of Bald-
win County, exercising Chancery jurisdiction, within thi	rty days after the service of Summons, and there to answer,
The TA	
plead or demur, without oath, to a Bill of Complaint lat	
W.M.Ba	ker,
	•
Ada Baker,	
and further to do and perform what said Judge shall orde	r and direct in that behalf. And this the said Defendant
shall in no wise omit, under penalty, etc. And we furth	er command that you return this writ with your endorsement
thereon, to our said Court immediately upon the execution	on thereof.
WITNESS, T. W. Richerson, Register of soil Cine	it Court, this8th,
	day of Deptember,
1923	A 12 21
	1. M. Recurron
	Register.
N.B. Any marks defend at the still to	of the bill upon application to the Register.

Circui	it Court of Baldwin Co In Equity	unty
	No249	
	SUMMONS	
	W.M.Baker,	
	vs.	
	Ada Baker	
		-
	Hon.G.W.Ellis,A	tmore Ale

### THE STATE OF ALABAMA BALDWIN COUNTY

Received in office this 10 2 1920 of. Sheriff xecuted this\_\_\_\_\_ \_\_\_\_\_day of X 1920 leaving a copy of the within summons with Defendant Sheriff

Deputy Sheriff

W. M. BAKER, VS. Ada Baker. VI

IN STHE CIRCUIT COURT OF BALDWIN COUNTY, STATE OF ALABAMA- EQUITY SIDE.

TO THE HONORABLE JOHN D. LEIGH, JUDGE:

Ist:- Your Orator, W. M. Baker, respectfully represents that he is a resident of Escambia County, Alabama, and has been for the pastt six months, and that he is over twenty-one years of age, and that the respondent Ada Baker, is a resident of Baldwin County, in this State, and is over twenty-one years of age.

2nd:- That on to-wit, Feby. 14th, 1912, your orator was married to respondent, in Escambia County, Florida, and that they lived together as man and wife until in February, \_\_\_\_\_\_ 1920., when the said Ada Baker, left the home of complainant, voluntarily in company with her brother in law, and that since that time she has remained away voluntarily and continuously. That since respondent left the home of complainant, and on becoming acquainted with the facts hereinafter set forth he has refused to live with, or to have XNYXXXXX have anything to do with respondent,.

Srd: Your orator further represents that on or about January I917, in Escambia County, Alabama, respondent committed adultery with a man by the name of \_\_\_\_\_\_, who was a married man and who was not her husband. which said shameful act was committed at the home of complainant, and while he was absent from home working at the log camps. Complainant further charges that she committed adultery with another married man whose name is unknown to this complainant, but which said sexual intercourse was committed in the day time in the woods near the home of complainant and was seen in the act, by one R.T.Beck, and also with divers other persons whose names are unknown to complainant. Complainant avers that he was entirely ignorant of his wife's infidelity, and never learned nor suspected that she was guilty of adultery until after XXXX she had voluntarily left the home of complainant.

The premises considered, your orator prays that a summons be 1

issued directed to the said Ada Baker, requiring her to appear and plead, answer or demur to this bill of complaint within the time required by law and the practice of this court; and that upon a final hearing your Honor will grant your orator a decree of XXXXX absolute divorce from the said Ada Baker, and that such other relief may be granted to your orator as your honor may deem proper. And as in duty bound your orator will ever pray. Etc.

Solicitor for Complainant.

FOOT NOTE :-

The respondent is required to answer each paragraph of this bill Numbered I,2, and 3, but not under oath answer under oath being hereby expressly waived.

Solicitor for ZComplainant.

COMMISSION TO TAKE DEPOSITION. (Box 649.) MARSHALL & BRUCE CO., NASHVILLE The State of Alabama, CIRCUIT COURT. Equity, Division. Baldwin, COUNTY. To D.J.Baggett, or such of you as may act herein, of \_\_\_\_\_ Escambia \_\_\_\_\_ County, State of Alabama, Greeting: KNOW YE, That we, reposing confidence in your integrity, skill, and ability have appointed you Commissioners to take the testimony of T.A. Warwick, and R.T. Beck, material witness in a suit now pending in our Circuit Court of Baldwin County, wherein W.M.Baker, Plaintiff....., and ..... Ada Baker, Defendant..., and we hereby authorize and empower you to call and cause to come before you T.A. Warwick and R. T. Beck, .....the said witness and their deposition on the Holy Evangelists to take, as well for the of the matters and things in controversy in said suit, which deposition, when so taken, shall be signed by said witness esand certified by such of you Commissioners as may act herein; and you are further commanded, the deposition, when so taken, with this commission, to return under your hands and seals to the Clerk of said Court, with all convenient speed, and any one or more of you Commissioners, are authorized to act alone in the premises. Witness my hand, this 6th, day of October, 1920, \_\_\_\_\_ Witness' Fees, - - - \$ Heren Clerk. Commissioners' Fees, \$\_\_\_\_\_



## **DIRECTIONS:**

# TO THE COMMISSIONERS IN EXECUTING AND RETURNING THE COMMISSION.

1. If the time and place of executing the commission are not named therein, the Commissioners will subpoen the witness to appear before them at such time and place as they may appoint, and administer the oath to witness.

2. Either the Commissioners, witness, or some impartial persons, must reduce the answer of witness to writing, as near as may be in the language of the witness.

3. State the caption of the cause at the beginning, and then the following heading or title:

By virtue of the Commission hereto annexed, issued from the office of the Clerk of the Circuit Court of\_\_\_\_\_\_\_ County, State of Alabama, we, the Commissioners therein named, have called and caused to come before us the said A B, the witness named in said commission, on this\_\_\_\_\_day of\_\_\_\_\_\_191\_\_, at the\_\_\_\_\_\_; and having duly cautioned and sworn the said witness to speak the truth, the whole truth, and nothing but the truth, A B, the said witness, deposeth and saith as follows:

First.-To first interrogatory he saith:

Second.—To second interrogatory he saith: First.—To first cross-interrogatory he saith:

4. When the deposition is finished, it must be subscribed by the witness and certified as follows:

We, C D and E F, the Commissioners in said commission named, do hereby certify that the foregoing testimony and answers, taken down and written by us in the words of the witness, A B, were read over to him; that he assented, swore to, and subscribed the same in our presence, at the time and place herein mentioned: that we have personal knowledge of the personal identity of said witness [or, if unacquainted with the witness, that proof hath been made before us of the identity of the said witness]; that we are not of counsel or kin to either of the parties to said cause, nor interested in the event thereof. And we inclose the said testimony, together with said commission and the interrogatories, direct and cross, to the said Clerk of the Circuit Court whence the same emanated, as our full execution of said commission.

Given under our hands and seals, this\_\_\_\_\_day of\_\_\_\_\_191\_\_

-----[L. S.]

Next unite the commissions, interrogatories, and answers together, with wafers or tape; second, envelope all, sealed with three seals; third, write each Commissioner's name across each seal; and, fourth, write on the envelope the names of the parties and witnesses, and direct it thus:

> CD v. EF To......Esq., CLERK OF THE CIRCUIT COURT. DEPOSITION OF A B ......County, Ala.

"The package may by sent by mail or private conveyance.

W.M.BAKER, COMPLAINANT. VS.

ADA BAKER, RESPONDENT.

By virtue of the commission hereto annexed, iss sued from the office of the Register of the Circuit Court, of Baldwin County, State of Alabama, I the Commissioner therein named have called and caused to come before me, R.T.Beck, one of the witnesses named in said Commission, on this the 2 th, day of Covember, 1920, and having duly **XXXXXXX** cautioned and sworn the witness to speak the truth, the whole truth and noting but the truth, R.T.Beck, the said witness depose th and saith as follows:

Robert T.Beck, age 33, years, and reside in Escambia County State of Florida.-

I know the Complainant and the defendant in this cause and have known them about Seven or Eight years.

I know that the defendant Ada Baker, left the home of her husband W.M.Baker, and I also know that she committed adultery and had sexual intercourse with a man who was not her husband, for I saw them in the and it was in the woods, in Escambia County, Florida, and was committed in the day time and while her husband was working away from home in a log camp, some time in January 1913. I do not know the name of the m man with whom she had sexual intercourse the time that I saw them.

I am not related to either of the parties to this suit and have no interest in the r4sult of this suit. I never told the Complainant W.M.Baker anything about his wife having sexual intercourse with that man until after she had left the home of the complainant. The above is about all that I know concerning this case.

RT an, 1920. day

Baggett formissioner. land.

Subscribed and sworn to before me this the

W.M. BAKER, COMPLAINANT, VS. ADA BAKER, RESPONDENT.

By virtue of the commission hereto annexed, issued from the office of the Register of the Circuit Court of Baldwin County, State of Alabama, I, the Commissioner therein named have and caused to come before me ,T.A.Warrick, one of the witnesses named in said Commission, on the <u>7</u> day of <u>Jan</u> 1920, and having duly cautioned and sworn the witness to speak the truth, the whole truth, and nothing but the truth, T.A.Warrick, the said witness deposed anddsaith as follows:

My name is T.A.Warrick, age 39 years, and I now reside in Escambia County, State of Monda; I am acquainted with the parties to this suit, and have known them about, M years.

I am not related to any of the parties to this suit, and have no interest in the result thereof, I never told Complainant anything about his wife Ada Baker having sexual intercourse with these men, until after his wife the defendant left his home and deserted him. The above is all that I know about this case.

Subscribed and sworn to before me this the  $\frac{7}{2}$  day of  $\frac{1}{2an}$ Commissioner. A. D. 19%.

W. M. BAKER, COMPLAINANT,

VS.

#### ADA BAKER , RESPONDENT.

By virtue of # commission hereto

A + 1

annexed annexed issued from the office of the Register of the Circuit Court of Baldwin County,State of Alabama, I, the commissioner therein named, caused to come before me, W.M.Baker, the Complainant in the above entitled cause, as a witness in his own behalf, on the <u>7</u> day of Jany. 1921.and having duly cautioned and sworn the witness to speak the truth, the whole truth and nothing but the truth, the said W.M.Baker the complainant deposed and saith as follows:

1.1

I am the complainant in the above entitled cause, I am 30, years of age, I am a resident of Escambia County,State of Alabama and h have been for a little more than one year, and that the respondent Ada Baker is a resident of Baldwin County State of Alabama, when this bill was filed but I am informed that she now resides in Marengo,County, in the State of Alabama, and that she is over twenty-one years of age.

That Complainant and respondent were married on the 14th, of XXXXX February, 1912, in Escambia County, State of Florida, and that we lived together as man and wife, until in February 1920, when she left the home of complainant of complainant, in company with her brotherinlaw, and that since that time she has remained away voluntarily and continuously.

That since respondent left his home, and for some time before, she would leave the home of complainant, and her conduct became strange and aroused the suspicion that she was not loyal, and after she left my home some of my friends informed me that she was keeping or receiving the company of other men, during my absence from home, working with the bridgecrew on the Gulf, Florida and Alabama Railroad Company. and also while working at the log camps. That since the left the home of complainant he was told by two of his friends, that they actually saw her and XXXXXXX a man having sexual intercourse, and on another occasion I learned from another friend that he saw respondent and another man at a different time and place having sexual intercourse, but that he never told complainant anything about his wife's infidelity, until after she had left the home of complainant. Complainant avers that he was ignorant of his said wife's infidelity, until she left the home of complainant, and that since she left his home, and since he was told of her shameful acts, that he has had nothin to do with her.

The above is all that I know about this matter.

2 M.A

. MM Malter

Commission Baggett

1 20 1

Subscribed and sworn to before me, the undersigned commissioner, on . this the \_\_\_\_\_\_ day of January A.D. 1921.

I,D.J.Baggett, the commissioner, in said commission named, do hereby certify, that the foregoing testimony of the said witnesses, and the said complainant, taken down and written under my direction, in the words of th the witnesses, R.T.Beck, T.A.Warrick and Complainant W.M.Baker, were read over to each of them, and that they assented, swore to, and subscribed the same in my presence, at the time and place herein mentioned; that I have personal knowledge of the personal identity of said witnesses; that I am not of counsel or kin to either of the parties to said cause, nor interested in the event thereof, and I inclose the said testimony together with said commission to the said Clerk of the Circuit Court whence the same emanated, as my full execution of said commission.

Given under my hand and seal, this the 7th, day of January, 1921,

De Baggett

8558 DECREE OF DIVORCE.

L

The State of Alabama, Baldwin County.	No	849.	CIRCUIT COURT, IN EQUITY
Duite will County.	1		6
	I.M.Baker		Complainant
	٧\$.		6
	Ada Baker,		Defendant
This cause, coming on to be heard at this and the testimony as noted by the Register; an plainant is entitled to the relief prayed for in	d, upon consideratio		
IT IS, THEREFORE, Ordered, adjudged existing between the Complainant and Defenda ever divorced from the Defendant.	nt be, and the sam	e are hereby dis	solved, and the Complainant is for-
respondent.	attery	an p	art of
respondent	1		
· · · · · · · · · · · · · · · · · · ·			
It is further ordered, that the said			
be, and he is hereby permitted to again o			
It is further ordered, that the said			
pay the costs herein taxes, for which execution			
then execution for such costs may issue against	the said Ada	Baker,	
It is further ordered, adjudged and decre	eed that said	A.Baker	
shall not again marry except to said	A.(	la Baker,	
until sixty days after this date, and that if a		vithin sixty days	he shall not marry again except
to said	22		luring the pendency of said appeal.
	<u> </u>		
This 4th day of af	inil	SI	1
This	1	19	l.
	fu	Judge of the	Circuit Court of Baldwin County.
THE STATE OF ALABAMA,	4	CIRCUIT O	COURT, IN EQUITY.
BALDWIN COUNTY.	CE F		
I,			
Alabama, do hereby certify that the above is			
theday of			
	Vs.		Complainant
as appears of record in said Court.			Defendant
Witness my hand and the seal of said Co	ourt, this the	day	of

No. 249 . THE STATE OF ALABAMA, BALDWIN COUNTY. CIRCUIT COURT IN EQUITY. BALDWIN COUNTY, ALA. N.M.Baler Vs. Ada Baker, DECREE OF DIVORCE. CI Filed in office this .... day of in Register. E. O. M. ..... RECORDED 

LAW OFFICE OF G.W.ELLIS,

Atmore, Ala. Jan. 7th, 1921.

h Mr.T.W.Ricerson, Register, Bay Minette, Ala.

> Dear Sir:- I have at last succeeded in having all the witnesses, and the complainant to come before the Commissioner and deliver their testimony, in the case of W.M.Baker, VS. Ada Baker,-(divorce) and Mr.D.J.Baggett, the Commissioner asked me to write the letter and send it to you, together with the depositions together with his certificate attached.

Please do the needful, send them all to Judge Leigh, and have him pass upon them and render a decree when you shall have made or executed the reference.

When you shall have received the decree of divorce, make up your bill of the costs, and send it to me together a certified copy of with/the decree, and I will collect your costs. I will pay the Commissioner's and the witnesses fees here. Yours truly, C.W.ELLIS. SOLICITOR FOR COMPLY

THE STATE OF ALABAMA, BALDWIN COUNTY.	CIRCUIT COURT OF BALDWIN COUNTY,
	IN EQUITY.
To any Sheriff of the State of Alabama-GREETING:	
WE COMMAND YOU, That you summon Ada Baker	•
of	ar before the Judge of the Circuit Court of Bald-
win County, exercising Chancery jurisdiction, within thirty days after	er the service of Summons, and there to answer,
plead or demur, without oath, to a Bill of Complaint lately exhibited	Бу
W.M.Baker,	1.40p
	18 1
	ter de la companya de
against said	
Ada Baker,	
	•
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	
thereon, to our said Court immediately upon the execution thereof.	
	4th August.
WITNESS, T. W. Richerson, Register of said Circuit Court, th	isday of
	1000: -
10	Michoron

Register.

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

Serve on\_\_\_\_\_

Circuit	Court o	f	Baldwin	County
	In	E	quity	

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

SUMMONS

W.M.Baker,

vs.

Ada Baker,

G.W.Ellis,

Solicitor for Complainant

Rocorded in Vol.\_\_\_\_ Page\_\_\_\_\_

### THE STATE OF ALABAMA BALDWIN COUNTY

		4th
	 	Sheriff
		day of 192
		summons with
		Defendant
		Sheriff
By		uty Sheriff

THE STATE OF ALABAMA, BALDWIN COUNTY.	CIRCUIT COURT OF BALDWIN COUNTY, IN EQUITY.
To any Sheriff of the State of Alabama-GREETING:	Delese
WE COMMAND YOU, That you summonAda	Baker,
of Boldwin County to be	and appear before the Judge of the Circuit Court of Bald-
Dettwitt, Court, to se	and appear before the budge of the circuit court of Data-
win County, exercising Chancery jurisdiction, within thirty	days after the service of Summons, and there to answer,
plead or demur without onth to a Pill of Complete Little	exhibited by
pleau or demur, without oath, to a bill or Complaint lately	exhibited by
	aker,
against said	· · · · · · · · · · · · · · · · · · ·
Aue Danci ;	
	·
	*
-	
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.
	443
	Court, this4thday ofAugust,
	2
	MRecentron
	Register.

8587 SUMMONS-Original.

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

-Bioter.

Baldwin Times Print.

Original,

Circuit Court of Baldwin County In Equity	
	No
	SUMMONS
	W.M.Baker,
	vs.
	Ada Baker,
	Near Bayhunte
	G.W.Ellis,
	Solicitor for Complainant

### THE STATE OF ALABAMA BALDWIN COUNTY

Received in of	ffice this4th
day of Aug	ust, 1920192
1.1	Sheriff
Executed this.	day of
	of the within summons with
	D.C.I.
	Defendant
	Sheriff
1.1.1	
Ву	Deputy Sheriff

8550 REQUEST FOR DECREE IN VACATION.

THE STATE OF ALABAMA, BALDWIN COUNTY.

	CIRCUIT	COURT, IN EQUITY.	
No.		Vacation	191 21.

vs. V. M. Baker Complainant

## Ada Baker, Defendant

To T.W.Richerson, Register:

In the above stated cause a Decree Pro Confesso having been taking 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

Solicitor for Complainant.

	-	
No		
THE STATE OF ALABAMA, BALDWIN COUNTY CIRCUIT COURT, IN EQUITY.		
vs. Ada Baker		
REQUEST FOR DECREE IN		
VACATION. Filed		
Register		
Recorded in		
VolPage Register		

LAW OFFICE OF G.W.ELLIS.

Atmore, Ala.Aug. 3rd. 1920.

Mr. T.W. Richerson, Clerk,

Bay Minette, Ala.

Dear Sir:+

I am enclosing herewith a Bill of Complaint for a divorce in the case of W.M.Baker, VS.Ada Baker, The defendant lives in your County in or near Bay Minette, so I have been informed. Please file same and issue a summons for the defendant and place same in the hands of the sheriff to be executed and returned. Whenever service is had on the defendant please write me date on which she was served, and if she fails to plead, answer or demur to the bill within the time required by lae (30) days, then please enter for me a decree pro-confesso, against her., and when that is done I will ask you to appoint Mr.D.J.Baggett, a commissioner, to take the depositions of the complainant and his two witnesses, at the office of XXXX D.J. Baggett the commissioner. I will send you the names of th the complainant's witnesses, when you advise me that the time has arrived when the complainant should proceed to take his testimony.

Thanking you in advance for prompt attention to this, and for courtesies heretofore extended to me, I am very truly Yours,

> G.W.Ellis. Sol'r.for Complainant.

#### 8581 NOTE OF TESTIMONY.

W.M.Baker,	THE STATE OF ALABAMA,
	BALDWIN COUNTY
vs.	
_da Baker	IN EQUITY,
	CIRCUIT COURT OF BALDWIN COUNT
	mplainant upon the original Bill of Complaint,
decree procontesso and tes	timony of R.T.Beck, T.A.Warrick and W.M
in behalf of Defendant upon	MRicumor

W.M.Baker ..... .

No. 249.	
THE STATE OF ALABAMA, BALDWIN COUNTY	
IN EQUITY,	
CIRCUIT COURT OF BALDWIN COUNTY.	
W.M.Baker,	
r	
٧٤.	
Ada Baker,	
NOTE OF TESTIMONY.	
Filed in Open Court this 10th	
day of January, 1920	
Miemon	
Register	
alter .	The state of the s