

Sealey Phillippi

vs.

Talmadge Phillippi

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,
Comission to Take Deposition and Oral Depositions of
Sealey Phillip and Mrs. Rainia Joiner

and in behalf of Defendant upon Answer and Waiver of ~~of~~ service or notice.

M. A. Stone
Register.

REGISTER

Wm. A. Stone

day of September 1934

Filed in Open Court this 2nd

NOTE OF TESTIMONY

Telma George Phillips

vs.

Sealey Phillips

Circuit Court of Baldwin County

IN EQUITY

BALDWIN COUNTY

The State of Alabama

No. 80

Wm. A. Stone
REGISTER

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The State of Alabama }
Baldwin County

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

Sealey Phillippy _____ COMPLAINANT

VS.

Talmadge Phillippy _____ RESPONDENT

I, Nan Alice Thompson,

as Register and Commissioner _____ of the Baldwin County Equity Court,

have called and caused to come before me Sealey Phillippy and Mrs. Rainia

Joiner,

witness _____ named in the requirement for Oral Examination, on the 21st day of September

1934, at the office of Henry D. Moorer

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

truth, the whole truth, and nothing but the truth, the said Sealey Phillippy and

Mrs. Rainia Joiner doth depose and say as follows:

Testimony of Sealey Phillippy:

My name is Sealey Phillippy. I am over twenty-one years of age and have lived in Baldwin County, Alabama, my entire life. My Post Office address is Bay Minette, Alabama. Talmadge Phillippy is my husband and is over 21 years of age and lives at Robertsdale, Baldwin County, Alabama. In July 1932 Talmadge Phillippy voluntarily abandoned me and has not lived with me since. It was not my fault as he was constantly threatening me and left without my consent. We were married in 1926 and lived together as man and wife until July, 1932 at which time he left me.

Sealey Phillippy

Testimony of Rainia Joiner:

ORAL EXAMINATION

I, Wan Alice Thompson as ~~Register~~^{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 es and read over to them and they signed the same in the presence of myself and Henry D. Moorer

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 witness es; 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 21st day of September 1934.

Wan Alice Thompson (L. S.)
COMMISSIONER.

No. 80 _____ Page _____
THE STATE OF ALABAMA,
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Sealey Phillippt

COMPLAINANT

vs.

Palmedge Phillippt

RESPONDENT

ORAL DEPOSITION

Filed September 22nd, 1934

RECORDED IN

Register.

Record

Vol. _____ Page _____
W. A. Moore, Register

Sealey Phillippi,

Complainant.

vs

Talmadge Phillippi,

Defendant.

In the Circuit Court,

Baldwin County, Alabama.

In Equity.

Comes Talmadge Phillippi, Defendant, in the above styled cause and for answer to same, denies each and every allegation contained therein and demands strict proof of same. He waives service of subpoena by the sheriff, notice to take the testimony on oral or written examination as well as the right to cross examine, and consents that this cause be submitted for decree on note of testimony as made by the Register either in term time or vacation.

Dated this 22nd day of ~~####~~, 1934.
September

Attest:

H. H. Taylor
Sylvester Stewart

Talmadge Phillippi

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RECORDED

No. 80

Sealey Phillippi Complainant,

VS.

Talmadge, Phillippi, Respondent.

Answer

Filed on this the 22nd, day of September, 1934.

M. A. Stone,
M. A. Stone, Register.

prays that the said Talmadge Phillippy be made party respondent to this Bill of Complaint by the usual process of this Honorable court: that such orders, decrees and publications be made in this case as are necessary to perfect services on the said Talmadge Phillippy, and that he be required to demur, plead to, or answer same within the time and under the penalties as provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF:

That upon the final hearing of this cause, your Honor will grant unto your Oratrix and absolute divorce.

That if your Oratrix be mistaken in the relief prayed for, then your Honor will grant unto her such other, further, different and general relief as she may in justice and equity be entitled, she will ever pray, etc.

Henry D. Moorer, Attorney for Complainant.

FOOT NOTE:

Defendent is required to answer each and every allegation contained in the foregoing bill, paragraphs one to three, inclusive, but not under oath, answer under oath being hereby expressly waived.

Henry D. Moorer, Attorney for Complainant.

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

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

Your Oratrix, Sealey Phillippy, of Bay Minette, Baldwin
 County, Alabama, respectfully represents and shows unto your
 Honor as follows:

FIRST:

That she is a boni fide resident of Baldwin County, Ala-
 bama, having resided in said county all her life, and that she is
 over the age of twenty-one years.

SECOND:

That Talmadge Phillippy is over the age of twenty-one
 years and resides at Taylor's Still near Robertsdale, Alabama.

THIRD:

That your Oratrix and the said Talmadge Phillippy
 were lawfully married in the year 1926, and lived together until
 to-wit, July 1932, at which time the said Talmadge Phillippy
 voluntarilly abandoned your Oratrix, after issueing threats of
 violence. from which your Oratrix had reasonable apprehension for

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NO. 80

ALABAMA
2014

SEALEY PHILLIPPY,

VS

TALMADGE PHILLIPPY

(DIVORCE)

Filed Sept 22nd 1994
H. A. Stone
Registe

HENRY D. MOORER
ATTORNEY-AT-LAW
BAY MINETTE, ALA.

The State of Alabama, } No. 80 CIRCUIT COURT IN EQUITY
Baldwin County

Sealey Phillippi Complainant

vs.

Talmadge Phillippi 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 dis-

solved, and the complainant is forever divorced from the Defendant, on account of

Abandonment

It is further ordered, that the said Sealey Phillippi be, and she 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 Talmadge Phillippi 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

Sealey Phillippi

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

marry again except to said Talmadge Phillippi

during the said pendency of appeal

This 25th day of September 1934

J. W. Hare

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, _____, 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 _____, 19____,

No. 80



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THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY,
Baldwin County, Ala.

Sealey Phillippi

VS

Talmadge Phillippi

DECREE OF DIVORCE

Filed in office this

Sept 25

day of

19 34

[Signature]
Register.

E. O. M.