

FRANK SPELLER

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\_\_\_\_\_

VS.

NANCY CARTRIGHT SPELLER

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\_\_\_\_\_

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, \_\_\_\_\_  
and Testimony of Frank Speller and Bama Mitchern

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and in behalf of Defendant upon Answer and Waiver

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R. S. DUCK

clerk - register

By

*Walter Thompson*  
Deputy Register

FRANK SPELLER,  
Complainant,  
VS.  
NANCY CARTRIGHT SPELLER,  
Respondent.

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

This cause coming on to be heard was submitted upon the original Bill of Complaint, Answer and Waiver on behalf of the Respondent, and Testimony as noted by the Register, and the Court, after due consideration, is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of voluntary abandonment.

IT IS FURTHER ORDERED that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the costs in this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs herein taxed, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said FRANK SPELLER shall not again marry, except to the said NANCY CARTRIGHT SPELLER, until sixty days after this date, and that if an appeal is taken within sixty days, he shall not again marry, except to the said NANCY CARTRIGHT SPELLER, during the pendency of the appeal.

Dated at Monroeville Monroe County, Alabama,  
this 26th day of June, 1939.

F. W. HARE,  
Judge of the Circuit Court of Baldwin County,  
Alabama.

STATE OF ALABAMA,  
BALDWIN COUNTY.

I, R. S. DUCK, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that the above and foregoing is a full, true and correct copy of the decree rendered by the said Court on the 26th day of June, 1930, in the case of FRANK SPELLER, Complainant, vs. NANCY GARTRIGHT SPELLER, Respondent, as the same appears on file in said Court.

WITNESS my hand and seal of said Court on this 29th day of June, 1930.

*R. S. Duck*

Register.

By:

*Pauline Chapman*  
Deputy 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 NANCY CARTRIGHT SPELLER

of Georgiana, Ala. 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

FRANK SPELLER

against said NANCY CARTRIGHT SPELLER,

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, R. S. Duck, Register of said Circuit Court, this 13th day of April, 1939.

**R. S. DUCK**  
clerk, - r

By [Signature], Register  
Deputy

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

FRANK SPELLER,  
Complainant,  
VS.  
NANCY CARTRIGHT SPELLER,  
Respondent.

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

Comes your Complainant, FRANK SPELLER, and humbly complaining against the Respondent, NANCY CARTRIGHT SPELLER, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That your Complainant and the Respondent are both over twenty-one years of age and residents of Baldwin County, Alabama, and have been for more than three years next preceding the filing of this Bill of Complaint.
2. That your Complainant and the Respondent were married at McKenzie, Alabama, in September, 1932, and lived together as husband and wife, in Baldwin County, Alabama, until in to-wit, June, 1933.
3. That in to-wit, June, 1933, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said NANCY CARTRIGHT SPELLER party respondent to this Bill of Complaint, requiring her to plead, answer or demur to the same, within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, your Honor will give and grant unto him a decree of absolute divorce, forever barring the bonds of matrimony existing between him and the Respondent, NANCY CARTRIGHT SPELLER; that your Honor will give and grant unto him such other, further, different or general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

Burl H. B. B. B.  
Solicitors for Complainant.

**FOOT NOTE:**

The Respondent, **NANCY CARTRIGHT SPELLER**, is required to answer each and every allegation contained in the foregoing Bill of Complaint, in paragraphs 1 to 5, inclusive, but not under oath, oath being hereby expressly waived.

*Beverly S. Paul*  
Solicitors for Complainant.

RETURNED TO LINE

FILED NAME

COMPLAINANT

BY

FILED NAME

DEFENDANT

FILED NAME

FILED NAME

FILED NAME

*Handwritten notes and signatures in the bottom right corner.*

FRANK SPELLER,  
Complainant,  
VS.  
NANCY CARTRIGHT SPELLER,  
Respondent.

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

This cause coming on to be heard was submitted upon the original Bill of Complaint, Answer and Waiver on behalf of the Respondent, and Testimony as noted by the Register, and the Court, after due consideration, is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the bonds of matrimony heretofore existing between the Complainant and the Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of voluntary abandonment.

IT IS FURTHER ORDERED that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the costs in this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs herein taxed, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said FRANK SPELLER shall not again marry, except to the said NANCY CARTRIGHT SPELLER, until sixty days after this date, and that if an appeal is taken within sixty days, he shall not again marry, except to the said NANCY CARTRIGHT SPELLER, during the pendency of the appeal.

Dated at Thonassville, Maunsel County, Alabama,  
this 26<sup>th</sup> day of June, 1939.

J. W. Hare  
Judge of the Circuit Court of Baldwin County,  
Alabama.





The State of Alabama, {  
Baldwin County

CIRCUIT COURT

To O'BYRNE JONES

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine Frank Speller

as witnesses in behalf of the Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Frank Speller is

Complainant

and Nancy Cartright Speller is

Defendant,

on oath to be by you administered, upon to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 23rd day of June

1939  
R. S. DUCK  
clerk, - register.

By *[Signature]*  
Deputy REGISTER

COMMISSIONER'S FEE, \$

WITNESS' FEES, \$

FRANK SPELLER,  
Complainant,  
VS.  
NANCY CARTRIGHT SPELLER,  
Respondent.

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

Comes your Complainant, FRANK SPELLER, and humbly complaining against the Respondent, NANCY CARTRIGHT SPELLER, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That your Complainant and the Respondent are both over twenty-one years of age and residents of Baldwin County, Alabama, and have been for more than three years next preceding the filing of this Bill of Complaint.
2. That your Complainant and the Respondent were married at McKenzie, Alabama, in September, 1932, and lived together as husband and wife, in Baldwin County, Alabama, until in to-wit, June, 1933.
3. That in to-wit, June, 1933, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said NANCY CARTRIGHT SPELLER party respondent to this Bill of Complaint, requiring her to plead, answer or demur to the same, within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, your Honor will give and grant unto him a decree of absolute divorce, forever barring the bonds of matrimony existing between him and the Respondent, NANCY CARTRIGHT SPELLER; that your Honor will give and grant unto him such other, further, different or general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

Beverly Lee Beebe  
Solicitors for Complainant.

FOOT NOTE:

The Respondent, NANCY CARTRIGHT SPELLER, is required to answer each and every allegation contained in the foregoing Bill of Complaint, in paragraphs 1 to 3, inclusive, but not under oath, oath being hereby expressly waived.

Richard Lee Bels  
Solicitors for Complainant.

RECORDED

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

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

FRANK SPELLER,

vs.

NANCY CARTRIGHT SPELLER,

**NOTE OF TESTIMONY**

Filed in Open Court this 25

day of June 1937

**R. S. DUCK**

clerk, - register

*D. Pauline Young* REGISTER

MOORE PRINTING CO., BAY MINETTE, ALA. Deputy

Original

**RECORDED**

Nancy Cartwright Speller  
Serve On Georgiana, Ala.

**Circuit Court of Baldwin County**  
IN EQUITY

No. 540

**Summons**

Frank Speller,  
Complainant,

**VS.**

Nancy Cartwright Speller,  
Respondent.

Beebe Hall & Beebe  
Solicitor for Complainant

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA,**  
Baldwin County

Received in office this 13<sup>th</sup>

day of April, 1938

W. C. Stewart  
Sheriff.

Executed this 21<sup>st</sup> day of

April, 1938  
by leaving a copy of the Summons with

Nancy Cartwright  
Spellers  
Defendant

B. C. Thompson  
Sheriff

By J. J. O.  
Deputy Sheriff

BILL OF COMPLAINT

FRANK SPELLER,

Complainant,

VS.

NANCY CAMPBRIGHT SPELLER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed April 13, 1939.  
R.S. Duck Clerk  
By: Max Alice Hampton, Deputy*

*Complainant as above  
By Max Alice Hampton  
Birmingham, Ala.*

FOOT NOTE:  
The Respondent, NANCY CAMPBRIGHT SPELLER, is required to answer each and every allegation contained in the foregoing Bill of Complaint, in paragraphs 1 to 8, inclusive, but not under oath, oath being hereby expressly waived.

*Max Alice Hampton*  
Solicitors for Complainant.

RECORDED

FINAL DECREE OF DIVORCE

FRANK SPELLER,

Complainant,

VS.

NANCY CARTRIGHT SPELLER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed June 30, 1939*  
R. S. DUCK

clerk, - register

By *William H. ...*  
Deputy

NO. \_\_\_\_\_

**The State of Alabama**  
**BALDWIN COUNTY**  
**CIRCUIT COURT**

FRANK SPELLER

Complainant

vs.

NANCY CARRINGTON SPELLER.

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

O'Byrne Jones

**WITNESSES:**

Frank Spelior



RECORDED

ANSWER AND WAIVER:

FRANK SPELLER,

Complainant,

VS.

NANCY CARTRIGHT SPELLER,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed June 23, 1939*

**R. S. DUCK**

clerk - register

By *William Thompson*  
Deputy.

**RECORDED**

BILL OF COMPLAINT

FRANK SFELLER,  
Complainant,  
VS.  
NANCY CARTRIGHT SFELLER,  
Respondent.

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

*Filed April 13, 1939  
R.S. Beach Circuit Clerk  
By: Tommie Thompson, Deputy*