

-----X
 HARRIETT TAYLOR WIMBERLY, }
 Complainant. }
 - vs - }
 CHARLES WIMBERLY, }
 Defendant. }
 -----X

CIRCUIT COURT-EQUITY SIDE.
 STATE OF ALABAMA.
 BALDWIN COUNTY.

No. _____

" B I L L F O R D I V O R C E ."

TO THE HONORABLE, THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, EQUITY SIDE, AND THE HON. JOHN D. LEIGH, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your complainant, Harriett Wimberly and, humbly complaining, presents this, her original bill for divorce against the defendant, Charles Wimberly on the ground of voluntary abandonment and for grounds thereof respectfully shows unto your honor as follows:-

F I R S T .

That both the complainant and defendant are bona fide residents of the State of Alabama; that complainant has resided in said state for more than three years continuously next immediately preceding the filing of this bill; that they are both over the age of twenty one years.

S E C O N D .

That the complainant and defendant were legally married on to-wit, during the month of March., 1917 and lived together as man and wife for only about one month.

T H I R D .

That on to-wit; during the month of April, 1917, the defendant, without just cause or legal excuse, voluntarily deserted and abandoned your complainant; has continued to so desert and abandon her since that time and has never returned to live with her as her husband.

PRAYER FOR PROCESS.

The Premises considered, complainant prays that your Honor will issue and cause to be issued such orders and decrees and subpoenas as are necessary to make the said defendant, Charles Wimberly, party respondent to this cause, requiring him to appear and plead, answer or demur to this bill of complaint within the time required by law, under the pains and penalties of this honorable court.

PRAYER FOR RELIEF.

That upon a final hearing of this cause complainant prays

that your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between the complainant, Harriett Wimberly and the defendant, Charles Wimberly, be forever dissolved and that your complainant be agains permitted to contract the marriage relation if she so desires. And, as in duty bound, she will evernprays, etc.,

STONE & STONE.
Solicitors for Complainant.

FOOT NOTE:- The defendant, Charles Wimberly is required to answer each and every paragraph of the foregoing bill of complaint from "FIRST" TO "THIRD", both inclusive, but not under oath, oath being hereby expressly waived.

STONE & STONE.
Solicitors for Complainant.

-----X
HARRIETT TAYLOR WIMBERLY,
Complainant.

-vs-

CHARLES WIMBERLY,
Defendant.
-----X

CIRCUIT COURT-EQUITY SIDE.
STATE OF ALABAMA.
BALDWIN COUNTY.

No. _____

" B I L L F O R D I V O R C E . "

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Comes your complainant, Harriett Wimberly and, humbly complaining, presents this, her original bill for divorce against the defendant, Charles Wimberly on the ground of voluntary abandonment and for grounds thereof respectfully shows unto your honor as follows:-

F I R S T .

That both the complainant and defendant are bona fide residents of the State of Alabama; that complainant has resided in said state for more than three years continuously next immediately preceding the filing of this bill; that they are both over the age of twenty one years.

S E C O N D .

That the complainant and defendant were legally married on to-wit, during the month of March., 1917 and lived together as man and wife for only about one month.

T H I R D .

That on to-wit; during the month of April, 1917, the defendant, without just cause or legal excuse, voluntarily deserted and abandoned your complainant; has continued to so desert and abandon her since that time and has never returned to live with her as her husband.

P R A Y E R F O R P R O C E S S .

The Premises considered, complainant prays that your Honor will issue and cause to be issued such orders and decrees and subpoenas as are necessary to make the said defendant, Charles Wimberly, party respondent to this cause, requiring him to appear and plead, answer or demur to this bill of complaint within the time required by law, under the pains and penalties of this honorable court.

P R A Y E R F O R R E L I E F .

That upon a final hearing of this cause complainant prays

-page two-

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STONE & STONE.
Solicitors for Complainant.

FOOT NOTE:- The defendant, Charles Wimberly is required to answer each and every paragraph of the foregoing bill of complaint from "FIRST" TO "THIRD", both inclusive, but not under oath, oath being hereby expressly waived.

STONE & STONE.
Solicitors for Complainant.

The State of Alabama, }
Baldwin County.

No. 280 CIRCUIT COURT, IN EQUITY

Harriett Taylor Wimberly, Complainant.....

vs.

Charles Wimberly, 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 dissolved, and the Complainant is forever divorced from the Defendant.

It is further ordered, that the said Harriett Taylor Wimberly, 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 Harriett Taylor Wimberly 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 Charles Wimberly,

It is further ordered, adjudged and decreed that said Harriett Taylor Wimberly shall not again marry except to said Charles Wimberly, until sixty days after this date, and that if an appeal is taken within sixty days she shall not marry again except to said Charles Wimberly, during the pendency of said appeal.

This 28th day of March 1921

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

THE 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 1921, in the cause of Complainant.....

vs.

..... Defendant..... as appears of record in said Court.

Witness my hand and the seal of said Court, this the day of 1921

Register.

No. 280

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT IN EQUITY.
BALDWIN COUNTY, ALA.

Harriett Taylor Wimberly,

Vs.

Charles Wimberly.

DECREE OF DIVORCE.

Filed in office this 2nd

day of March, 1921

J. W. Richmond

Register.

E. O. M.

RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No.

Spring

Term, 192*8*

Harriett Taylor Wemberly

Complainant.....

vs.

Charles W Wemberly

Defendant.....

To

How. J. W. Rechneron

, 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

Staur & Staur

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.

Staur & Staur

Solicitor for Complainant.

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No.

Page

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

Harriet Taylor
Wimberly

vs.

Charles Wimberly

REQUEST FOR DECREE IN
VACATION.

Filed 2-28-21 191

D. W. Ricerson
Register

Recorded in Record

Vol. Page

Register

Harriett Taylor Kimberly

THE STATE OF ALABAMA,
BALDWIN COUNTY

Charles Kimberly

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,

*Answer of Defendant, and Testimony of
Harriett Taylor Kimberly, and Dan
Johnson*

and in behalf of Defendant upon

J. W. Pickens

Register

No. 280

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Harriet Taylor Kimberly

vs.

Charles Kimberly

NOTE OF TESTIMONY.

Filed in Open Court this 28th

day of February 1911

D. M. Kimbrough

Register

The State of Alabama, Baldwin County.

CIRCUIT COURT, IN EQUITY.

Harriett Tylor Wimberly, Complainant

vs.

Charles Wimberly, Defendant

Deposition of

By virtue of the appointment to take the Deposition, indorsed in writing, on the Interrogatories by the Solicitor filing the same, in the above stated cause pending in said Court of said County, I,

Register of said Court of said County, have called and caused to come before me

the witness named in the Interrogatories, and having first sworn the said witness to speak the truth, the whole truth and nothing but the truth, the said witness deposes and says as follows:

Wimberly
Harriett Taylor, the complainant and a witness for complainant: *testes*

as follows =
My name is Harriett Taylor Wimberly, I am the complainant in this case. I am the wife of Charles Wimberly. We both are now residents of the State of Alabama and have been for more than three years next immediately preceeding the filing of my bill for divorce in this matter. Charles Wimberly resides at Montrose in this county. I reside in Mobile at 564 So. Hamilton Street, Mobile County, Alabama at present. both myself and my husband are over the age of twenty-one years.

I and Charles Wimberly were married during the month of March, 1917 and lived to-gether as man and wife for about one month.

That during the month of April, 1917, Charles Wimberly voluntarily deserted me. He had no cause to leave me as he did. This was more than two years before I filed my bill for divorce. He has never returned to lieve with me since he first left me. He has continued to voluntarily desert and abandon me since April, 1917.

I gave him no cause to leave me as he did. We have never lived together as man and wife since April 1917 and this was more than two years before I filed my bill for divorce. We were living at Montrose in Baldwin County, Alabama at the time he deserted me.

Harriette Taylor Wimberly

DAN JOHNSON, a witness for complainant testified as follows:-

My name is Dan Johnson. I am a resident of Baldwin County, Alabama, residing at Daphne, where I have lived all of my life. I know both Harriett Wimberly and Charles Wimberly. They are both over twenty-one years of age. Charles Wimberly lives at Montrose, near Dapne, in this county. He has lived there as long as I can remember. Harriet Wimberly is a resident of the State of Alabama.

I remember that Charles Wimberly and Harriett Wimberly were married some time in the early part of 1917. They lived together as man and wife only about a month. Charles Wimberly left her and they have not lived together since that time. He left her about one month after they were married, or about April or May, in 1917, to the best of my recollection.

Charles Wimberly has been away from his wife for more than three years.

I am not kin to either Charles or Harriett Wimberly.

Dan Johnson

I, T. W. Richardson, the said Register, hereby certify that the foregoing testimony was taken down in writing by Myself in the words of the witness, and were read over to them, that they assented, swore to and subscribed the same in my presence, the 28th day of February, 1921, at Benning, Alabama; that I have personal knowledge of, or had proof made before me of the identity of the witness, and 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.

And I enclose the deposition, together with the Interrogatories, Direct and Cross, and the documents which were deposited to, in an envelope properly endorsed and sealed and placed the same on file in my office.

Given under my hand and seal this the 28 day of February, 1921.
T. W. Richardson, Register.

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..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |
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| | days' attendance at \$1.50 per day..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |
| | days' attendance at \$1.50 per day..... | \$..... |

REGISTER'S FEES.

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

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No. _____ Page _____

The State of Alabama,

Baldwin COUNTY.

IN CIRCUIT COURT, IN EQUITY.

Harriet Kimberly

vs. Complainant,

Charles Kimberly

Defendant.

Deposition Taken Before Register on Interrogatories.

Deposition of *Complainant*

for _____

Filed *28* day of *Feb*, 19*21*

Published by order of the Court _____

_____, 191_____
A. Williams
Register.

HARRIETT WIMBERLY,
Complainant.

-vs-

CIRCUIT COURT OF BALDWIN COUNTY
STATE OF ALABAMA

CHARLES WIMBERLY,
Defendant.

Comes the defendant, Charles wimberly, and files this his answer
to the original bill of complaint in this cause filed by Harriett
wimberly and sayeth:-

F I R S T .

The defendant denies each and every paragraph of the ~~forgoing~~
said bill of complaint and demands strict proof thereof.

Charles Wimberly
Defendant.

Defendant waives any notice as to taking of testimony, or other
steps, including submission of this cause for final decree.

Charles Wimberly
Defendant.

State of Alabama.

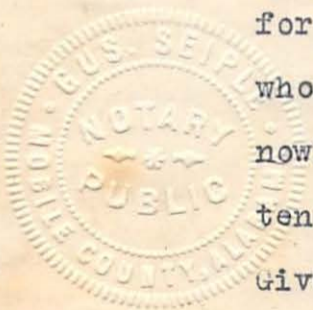
Mobile County.

I, Gus Sipple, a Notary Public in and

for said state and county, hereby certify that Charles Wimberly,
whose name is signed to the above and who is known to me, ack-
nowledged before me on this day that, being informed of the con-
tents of the same, he signed the same voluntarily on this day.

Given under my hand this 26th day of January, 1921.

Gus Sipple Mobile
Notary Public, Baldwin County,
State of Alabama.



BOND

HARRIETT WIMBERLY

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 Charles Wimberly

of Baldwin 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

Harriett Wimberly

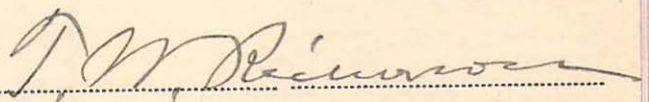
against said

Charles Wimberly

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, T. W. Richerson, Register of said Circuit Court, this 13th day of Dec

1920



Register.

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

R Original 2nd

Serve on *Charles Wimberly*

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

Harriett Wimberly.

vs.

Charles Wimberly *at*

W. Rose

Stone and Stone.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this *13th*
day of *December* 192*0*

Sheriff

Executed this *14th* day of
Jan 192*1*

by leaving a copy of the within summons with
Charles Wimberly

Defendant

W R Stewart

Sheriff

By *B. D. [Signature]*
Deputy Sheriff