GEORGE MCLAIN.

Complainant,

VS.

MARTHA McLAIN,

Respondent.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

ANSWER.

Now comes Martha McLain, the Respondent in the above entitled cause, and for answer to the Bill of Complaint filed therein says:

I, Martha McLain, being the identical person named in the Bill of Complaint, do hereby accept service in the above matter, a copy of the said Bill having been delivered to me, and hereby waive any and all service which may be required or provided by the laws of the State of Alabama.

I further waive any notice as to the taking of testimony in the said cause, and Complainant may take testimony whenever he desires without my being present.

I further agree that said cause may be submitted at any time which suits the convenience of the Complainant without further notice to me and that this Court may enter Decree in said cause at any time it is submitted to it for such Decree, it being my intent to waive all of the formal notices and requisites of the law as to submitting said cause, as to answering said cause and as to taking the depositions of the witnesses in said cause, but insist that the Complainant be required to prove the material allegations of his Bill of Complaint.

I deny each and every allegation of the Bill of Complaint which has not been hereinabove specifically answered and require that strict proof be made of said allegations.

Respondent.

Witnesses:

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Januar Rooth

# The State of Alabama, Baldwin County

# CIRCUIT COURT, IN EQUITY

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GEORGE MCLAIN.

Complainant,

VS.

MARTHA MCLAIN.

Respondent.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY.

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

Your Orator, George McLain, brings this his Bill of Complaint against Martha McLain, and thereupon complains and shows unto the Court as follows:

- and has been for more than twelve months next preceding the filing of this Bill of Complaint, a bona fide resident of Baldwin County, Alabama. The Respondent, Martha McLain, is over twenty-one years of age and is a resident of and resides in Mobile County, Alabama.
- 2. Your Orator and the Respondent, Martha McLain, were lawfully married at Tensaw, in Baldwin County, Alabama, during the year 1921, by a minister of the gospel, and lived together as man and wife until to-wit, during the year 1934, when they separated.
- 3. Your Orator further shows unto the Court that during the year 1934, the Respondent, Martha McLain, without fault on the part of your Orator and without his consent, voluntarily abandoned the bed and board of your Orator and that Complainant and Respondent have lived separate and apart continuously since the said last date. Your Orator therefore charges the Respondent with voluntary abandonment from bed and board for two years next preceding the filing of this his Bill of Complaint.

### PRAYER FOR PROCESS.

Your Orator prays that the said Martha McLain be made a party respondent to this bill of complaint, and that the usual process of this Honorable Court do forthwith issue to her.

### PRAYER FOR RELIEF.

Your Orator prays that upon the final hearing of this cause your Honor will enter and grant unto him a full and complete decree of divorce dissolving the bonds of matrimony now existing between your Orator and the said Martha McLain, and will give and grant to your Orator the right to marry again should he see fit so to do, and your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.

9, 73, 73 lachlum Solicitor for Complainant.

FOOT NOTE: The said Martha McLain is required to answer each and every paragraph of the foregoing Bill of Complaint which paragraphs are numbered 1 to 3 both inclusive, but not under oath, the oath thereto being hereby expressly waived.

Solicitor for Complainant.

The State of Alabama,	
Baldwin County	
GEORGE McLAIN	
AEOUAE MONATA	CIRCUIT COURT OF BALDWIN
	COUNTY, ALABAMA
Complainant	In Equity.
MARTHA McLAIN	
Defendant	
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or, The Re	gister of this Court is suggested as a suitable person

to be appointed Commissioner to take the deposition of said witness on such oral examination.

# The State of Alabama, Baldwin County

### CIRCUIT COURT

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# The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

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# CHANCERY EXECUTION BILL OF COSTS

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Issuing Writ of Attachment 1 00
Entering each return thereof 15
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Entering each appearance \_\_\_\_\_ 25 Filing receipting for and docketing each Entering each appearance claim, etc. ... Issuing each decree pro confesso on per ser. 1 00 For all entries on subpoena docket, etc. 50 For all entries on commission docket, Issuing each decree pro confesso on publica 1 00 Each order appointing guardian \_\_\_\_ I 00 50. صی 2 Any other order by Register Making final record. per 100 words\_\_\_\_ 15 5-0 Certified copy of decree
Report of divorce to State Health Office
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You are hereby commanded, That of the goods and chattels, lands and tenements of— George Mª Lain Dollars, you cause to be made the sum of\_ natha a Lain which\_ on the day of Sytember 1939 recovered of\_\_\_ by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of \_\_\_\_Dollars, costs o' suit, and have the same to render to the saidand make return of this Writ and the execution thereof, according to law. \_\_\_193\_\_\_ to date of collection. Interest from\_\_\_ Witness my hand, this 14 day of December 1939 R.S. Durk

RICORPAL

No. \_\_\_\_

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# The State of Alabama BALDWIN COUNTY

# IN EQUITY Circuit Court of Baldwin County

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### NOTE OF TESTIMONY

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	Respondent. DECREE	Complainant.	t, In Equity	Alabama founty

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ANSWER

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BILL OF COMPLAINT.

GEORGE McLAIN,

Complainant,

Respondent.

BALDWIN COUNTY, ALABAMA. IN THE CIRCUIT COURT OF

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The State Of Alabama

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Baldwin County

In Circuit Court, In Equity

GEORGE McLAIN

WARTHA McLAIN

Respondent.

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# The State of Alabama BALDWIN COUNTY CIRCUIT COURT Complainant vs. Complainant Commission to take deposition Commission to take deposition

WITNESSES:

# CIRCUIT COURT OF Baldwin County, Alabama

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# The State of Alabama Baldwin County

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

	GEORGE McLAIN	co	MPLAINANT	•
	vs.			
	MARTHA McLAIN		ESPONDENT	·
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as <b>Wegister</b>	and Commissioner			·
	and caused to come before me George N			
navo canoa	and databat to come potote inc			•
witness	named in the Requirement for Oral Examina	ation on the 12thar	of August	•
	the office ofJ. B. Blackburn,		( 01	•
	y Minette , Alabama, and ha			•
truth, the v	whole truth, and nothing but the truth, the	said <u>George Mo</u>	Lain	-
	doth depo	se and say as follows:		•
next or	My name is George McLa County, Alabama, where I have eceding the filing of the Bill en of Baldwin County, Alabama.	e resided f <b>or</b> m L of Complaint	aore than twelve in this cause a	months ndam
age and	The respondent, Marthe is a resident of Mobile Count	a McLain is ove ty, Alabama.	er twenty-one ye	ars of
of the we sepa McLain my cons	I was lawfully married aw, in Baldwin County, Alabama gospel and lived with her as he rated because she abandoned or abandoned me in the year 1934 eent, voluntarily abandoned my rt from me for more than two ploff Complaint in this cause,	a, in the year ner husband unt r left me. The without fault bed and board years next prec	1921, by a minitil the year 193 erespondent, Ma on my part, with and has lived seeding the filin	ster 4 when rtha hout eparate
respond to her during that da together	We were living at Tensaration occurred. We were livent, Martha McLain, became dismother's home. This abandonmente month of January, 1934, state and has continuously lived as man and wife or otherwise her of me was without fault	ving at my home ssatisfied and ent by the said he never return away from me. e since January	e in Tensaw, whe left my place t d Martha McLain ned to my home s We have not li y, 1934. The ab	n the o go occurred since ved eandon-

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George X Mc Lain

I, Ora S. Nelson , as Bagister and Commissioner hereby certify
that the foregoing deposition . on Oral Examination was taken down in writing by me in the words
of the witnessand read over to him and he signed the same in the presence of
myself and H. E. Smith
at the time and place herein mentioned; that I have personal knowledge of personal identity of said
witness 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 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 12th day of August 1939.
Or & nelson. (L. S.)
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