

570

Earline Huggins,  
Complainant,

VS.

Alvin Huggins,  
Respondent.

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

TO THE HONORABLE F. W. HARE, JUDGE OF THE TWENTY-FIRST  
JUDICIAL CIRCUIT, IN EQUITY.

Your Oratrix, Earline Huggins, most respectfully shows  
unto your Honor:

FIRST

That your Oratrix is over the age of Sixteen years and  
resides in Escambia County, Alabama. That the Respondent is over  
the age of Nineteen years and resides at Perdido, Baldwin County,  
Alabama.

SECOND

That your Oratrix and Respondent were legally married in  
the County of Baldwin, State of Alabama, on the 9th day of Jan-  
uary, 1938, and lived together as man and wife until the 15th  
day of July, 1939; that after said marriage the Respondent  
treated your Oratrix with great cruelty and committed actual  
violence on her person, threatened her with bodily harm, which  
said violence was attended with danger to her life and health;  
that said separation occurred in Baldwin County, Alabama.

THE PREMISES CONSIDERED, YOUR ORATRIX PRAYS:

First, That subpoena issue out of your Honorable Court  
to the said Respondent, making him party defendant to this bill  
of complaint, and commanding him to come into this Court, plead,  
answer or demur to this bill of complaint within the time required  
by law.

Second, That upon final hearing, your Oratrix prays that  
she be granted an absolute divorce from the said respondent, with  
leave to her to again marry, and she will ever pray, etc.

ROGERS & ROGERS

ATTORNEYS FOR COMPLAINANT

BY E. P. Rogers

FOOTNOTE:

Said Respondent is required to answer each and every allegation of the foregoing bill of complaint, but his oath to such answer is hereby waived.

ROGERS & ROGERS

ATTORNEYS FOR COMPLAINANT

BY

*H. P. Rogers*  
\_\_\_\_\_

*Greenville Alabama*

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 ALVIN HUGGINS

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

EARLINE HUGGINS

against said ALVIN HUGGINS

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 14th day of Sept., 1939.

R. S. Duck, Register  
By: *Harold Thompson*, Deputy Register

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

The State of Alabama, }  
Baldwin County

EARLINE HUGGINS

Complainant.....

No. 570 vs.

ALVIN HUGGINS

Defendant.....

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

The Complainant, Earline Huggins,

requests the oral examination of the following named witnesses, on behalf of the

complainant - viz:

Earline Huggins

said witnesses reside in the County of

State of Alabama.

~~XXXXXXXXXX~~  
who resides at

The Register of this Court is suggested as a suitable person to be appointed Commissioner to take the deposition of said witness on such oral examination.

*W. H. Rogers*  
Solicitor for Complainant

EARLINE HUGGINS

THE STATE OF ALABAMA  
Baldwin County

vs.

ALVIN HUGGINS

IN EQUITY

Circuit Court of Baldwin County

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

Decree pro confesso against respondent, and testimony of \_\_\_\_\_

Earline Huggins, respondent. \_\_\_\_\_

and in behalf of Defendant upon \_\_\_\_\_

*R S Duck*

Register.

*By I E Smith  
Deputy*

The State of Alabama,  
Baldwin County.

{ No. 570 ..... CIRCUIT COURT IN EQUITY.

EARLINE HUGGINS

..... Complainant

vs.

ALVIN HUGGINS

..... Defendant

Motion is hereby made for a Decree Pro Confesso against ALVIN HUGGINS

..... Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant.....; and that said summons was duly served according to law, and that said Defendant...ha<sup>S</sup> failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 20<sup>th</sup> day of November 19 39

*Rogers & Rogers*  
By *H.P. Rogers* ..... Solicitor.

The State of Alabama, } No. 570 ... CIRCUIT COURT IN EQUITY.  
Baldwin County.

EARLINE HUGGINS Complainant

vs.

ALVIN HUGGINS Defendant

In this cause it appears to the Register of this Court that a summons requiring the Defendant, Alvin Huggins,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon said defendant, Alvin Huggins, which was served upon him by the Sheriff of Baldwin County, Alabama, on the 25th day of September 1939

And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of complainant

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said defendant, Alvin Huggins.

Defendant aforesaid.

This 20th day of November 1939

R. S. Duck Register.  
By J. E. Smith Deputy.

# CIRCUIT COURT, BALDWIN COUNTY, ALA. IN EQUITY

EARLINE HUGGINS

No. 515

VS.

PLAINTIFF

ALVIN HUGGINS

DEFENDANT

## BILL OF COSTS.

FEES OF REGISTER	Dollars	Cents	Brought Forward	\$	¢
Filing each bill and other papers	\$	10		5	85
Issuing each subpoena		50			
Issuing each copy thereof		40			
Entering each return thereof		15			
For each order of publication	1	00			
Issuing Writ of injunction	1	50			
For each copy thereof		50			
Entering each return thereof		15			
Issuing Writ of Attachment	1	00			
Entering each return thereof		15			
Docketing each case	1	00			
Entering each appearance		25			
Issuing each decree pro confesso on per ser.	1	00			
Issuing each decree pro confesso on publica	1	00			
Each order appointing guardian	1	00			
Any other order by Register		50			
Issuing Commission to take testimony		50			
Receiving and filing		10			
Endorsing each package		10			
Entering order submitting cause		50			
Entering any other order of court		25			
Noting all testimony		50			
Abstract of cause, etc.	1	00			
Entering each decree		75			
For every 100 words over 500		15			
Taking account, etc.	3	00			
Taking testimony, etc.		15			
Each report, 500 words or less	2	50			
For every 100 words over 500		15			
Amount claimed less than \$500, etc.	2	00			
Issuing each subpoena		25			
Witness certificate, each		25			
Issuing execution, each		75			
Entering each return		15			
Taking and approving bond, each	1	00			
Making copy of bill, etc.		15			
Each notice not otherwise provided for		50			
Each certificate or affidavit, with seal		50			
Each certificate or affidavit, no seal		25			
Hearing and passing on application, etc.	3	00			
Each settlement with Receiver, etc.	3	00			
Examining each voucher of Receiver, etc.		10			
Examining each answer, etc.	3	00			
Recording resignation, etc.		75			
Entering each certificate to Supreme Court		50			
Taking questions and answers, etc.		25			
For aliother ser relating to such proceedings	1	00			
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc: 1st \$100, 2 per cent: all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent.					
Sub Total Carried Forward	5	85			
			For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.		
			Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.		
			Each notice sent by mail to creditor	15	
			Filing receipting for and docketing each claim, etc.		25
			For all entries on subpoena docket, etc.		50
			For all entries on commission docket, etc.		50
			Making final record. per 100 words	15	
			Certified copy of decree		1 00
			Report of divorce to State Health Office (Acts 1915)	50	
			TOTAL FEES OF REGISTER..		
			FEES OF SHERIFF	10	15
			Serving and returning subpoena on deft.	\$1	50
			Serving and returning subpoena for witness		65
			Levying attachment	1	50
			Entering and returning same		25
			Selling property attached		
			Impaneling Jury		75
			Executing Writ of possession	2	50
			Collecting execution for costs	1	50
			Serving and returning sci. fa., each		65
			Serving and returning notice		65
			Serving and returning writ of injunction	1	50
			Serving and returning writ of exeat	1	50
			Taking and approving bonds, each		75
			Collecting money on execution		
			Making Deed	2	50
			Serving and returning application, etc.	1	00
			Serving attachment, contempt of court	1	50
			TOTAL FEES OF SHERIFF..		
			RECAPITULATION	10	15
			Register's Fees		1 50
			Sheriff's Fees		2 50
			Commissioner's Fees		
			Solicitor's Fees		
			Witness Fees		
			Guardian Ad Litem		
			Printer's Fees		
			Trial Tax	3	00
			Recording Decree in Probate Court		
			TOTAL	17	15

Received payment this \_\_\_\_\_ day of \_\_\_\_\_ 193\_\_\_\_\_

Register.



# The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

EARLINE HUGGINS Complainant

vs.

ALVIN HUGGINS Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on personal service and Testimony as noted by the Register, and upon consideration thereof, the Court is of the 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 that the said EARLINE HUGGINS is forever divorced from the said

ALVIN HUGGINS  
for and on account of CRUELTY

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

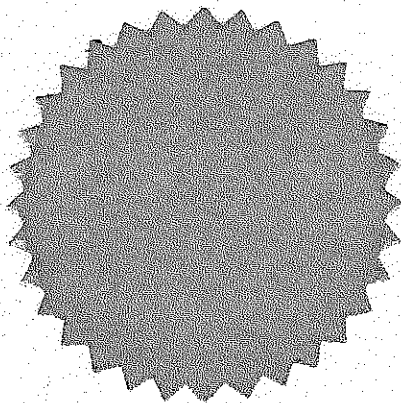
It is further ordered that said EARLINE HUGGINS be, and she is hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that complainant ~~the~~ pay the cost herein to be taxed, for which execution may issue.

This 21st day of November, 19 39

*J. M. Ware*  
Judge Circuit Court, in Equity.

I, R. S. Duck, Register of the Circuit Court for Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.



Witness my hand and seal this the 21st day of November, 19 39

Register of Circuit Court, in Equity.

570

No. 570 Page

The State of Alabama,

Baldwin County,

CIRCUIT COURT, IN EQUITY

EARLINE HUGGINS

Vs.

ALVIN HUGGINS

REQUEST FOR DECREE IN VACATION

Filed Nov 21, 1939

R S Duck,

Register.

Recorded in Record

Vol. Page

Register.

original

ALVIN HUGGINS,  
FERDIDO, ALA.

Circuit Court of Baldwin County  
IN EQUITY

No. 570

Summons

EARLINE HUGGINS,  
Complainant,

VS.

ALVIN HUGGINS,  
Respondent.

ROGERS & ROGERS  
Solicitor for Complainant

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

THE STATE OF ALABAMA,  
Baldwin County

Received in office this

12<sup>th</sup>

day of

*W. R. Stewart*

1939

Sheriff.

Executed this

~~25<sup>th</sup>~~

day of

*September*

1939

by leaving a copy of the Summons with

*Alvin Huggins*

Defendant

*W. R. Stewart*

Sheriff

By

Deputy Sheriff

11

CIRCUIT COURT OF  
Baldwin County, Alabama

IN EQUITY

EARLINE HUGGINS Complainant

vs.

ALVIN HUGGINS

Defendant

DEMAND FOR ORAL EXAMINATION

Filed *Nov 21* 19*89*

*R. S. Buck* Register

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY

EARLINE HUGGINS

vs.

ALVIN HUGGINS

MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE

Filed November 20 1939

Register.

Recorded in Record,

Vol. Page

R. S. Wicks.

Register.

RECORDED

2 - 492

No. 515 Equity

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

EARLINE HUGGINS

vs.

ALVIN HUGGINS

**NOTE OF TESTIMONY**

Filed in Open Court this ~~XIX~~ 21st

day of November 1939

*R S Wuch*

REGISTER

PROCEEDING

No. 570 Page

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY

EARLINE HUGGINS

VS.

ALVIN HUGGINS

DECREE PRO CONFESSO ON  
PERSONAL SERVICE

Issued Nov. 20 19 34

R S Brack

By R S Brack Register.

Moore Printing Company, Bay Minette, Ala. R S Brack

Circuit Court, Baldwin County, Ala.  
In Equity.

No. 570

BARTON TOWERS  
Complainant,

VS.

ALVIN JENNINS,  
Respondent.

# COST BILL

Paid \_\_\_\_\_, 193\_\_

Register.



No. 570 \_\_\_\_\_ Page \_\_\_\_\_

**The State of Alabama**  
Baldwin County

In Circuit Court, In Equity

EARLIDE HUGGINS

vs. Complainant.

ALVIN HUGGINS

Respondent.

**DIVORCE DECREE**

*Filed Nov 27/29  
RS Ruel  
Reynolds*

*[Faint, mostly illegible text from the reverse side of the document, including court proceedings and signatures.]*

THE STATE OF ALABAMA }  
Baldwin County }

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

EARLINE HUGGINS

COMPLAINANT

VS.

ALVIN HUGGINS

RESPONDENT

I, R. S. DUCK

as Register and Commissioner

have called and caused to come before me EARLINE HUGGINS

witness named in the Requirement for Oral Examination, on the 21st day of November

19 39, at the office of R. S. DUCK Register in Chancery

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

the whole truth, and nothing but the truth, the said EARLINE HUGGINS

doth depose and say as follows:

My name is Earline Huggins. I am over the age of eighteen years and reside in Escambia County. The Respondent, Alvin Huggins, is over the age of Twenty-one years and resides at Perdido in Baldwin County. The said Alvin Huggins and myself were legally married at Bay Minette, Baldwin County, Alabama on January 9, 1938 by a minister of the gospel. We lived together as man and wife until July 15th, 1939 when we separated for the reasons hereinafter stated. At the time of our marriage I was seventeen years old and the said Alvin Huggins was Twenty years old.

In January of 1939 we separated for the first time because of his cruelty and violence to me. We made up that time but he continued treating me with great cruelty and committed actual violence on my person, threatened me with bodily harm, which violence was attended with danger to my life and health. During the first part of July, 1939, he beat me with a belt, continually threatened me, and cursed and abused me to such an extent that I feared for my life and health, and so for all of these reasons I was forced to leave him and go to live with my folks.

Earline Huggins

ORAL EXAMINATION

I, R. S. Duck, as 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— and read over to her and she signed the same in the presence of myself \_\_\_\_\_ 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 21st day of November, 1939.

R. S. Duck (L. S.)  
*Register*  
By J. E. Smith  
*Deputy*

No. _____	Page _____
<b>THE STATE OF ALABAMA</b>	
<b>Baldwin County</b>	
<b>IN CIRCUIT COURT, IN EQUITY</b>	
<u>EARLINE HUGGINS</u>	Complainant
Vs.	
<u>ALVIN HUGGINS</u>	Respondent
<b>ORAL DEPOSITION</b>	
Filed <u>November 21,</u>	<u>19 39</u>
<u>R. S. Duck</u>	Register
RECORDED IN	
Vol. _____	Page _____
_____	Record _____
_____	Register _____

RECORDED

EARLINE HUGGINS

VS.

ALVIN HUGGINS

Original Bill of Complaint

Filed September 14, 1939

R. S. DUCK

clerk, register

By *Walter Huggins*  
Deputy

ROGERS & ROGERS

ATTORNEYS-AT-LAW

GREENVILLE, ALA.