

111

TO THE HONORABLE FRANCES W. NARE,
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,
SITTING IN EQUITY:

Come EALYA MAY NINNEMAN and by this her Bill of Com-
plaint, presented against HARRY D. NINNEMAN, respectfully shows:

FIRST: That she and the defendant above named are both over
the age of twenty-one years, that she is now and has been for more
than five years next past a bona fide resident of Baldwin County, Ala-
bama and that the defendant is a non-resident, now residing at or near
Cumberland Maryland.

SECOND: That she and said defendant were married in Cumberland
Maryland on the 29th day of June, 1911 and later came together to Bald-
win County where they lived as husband and wife till the month of May,
1931 when he left her without just excuse, which abandonment has contin-
ued to the present time during which period she has not seen him nor
has he contributed to her support or that of their several children.

THE PREMISES CONSIDERED, Complainant prays that the said
HARRY D. NINNEMAN be made defendant to this bill and by appropriate
process be required to answer same within the time prescribed by law.

COMPLAINANT FURTHER PRAYS that upon the hearing of this cause
a decree be rendered forever divorcing her from the said HARRY D. NEN-
NEMAN, GRANTING HER THE RIGHT TO MARRY AGAIN SHOULD SHE SO DESIRE, the
sole custody of the minor children of the marriage and such other, fur-
ther or different relief as to equity may seem meet.

(Signed) ELLIOTT G. RICKARBY.

Solicitor for Complainant.

STATE OF ALABAMA:
COUNTY OF BALDWIN:

Before me, the undersigned notary personally ap-
peared this day Ealya M. Ninneman who being sworn says that Harry D.
Ninneman is over the age of twenty-one years and a non-resident of the
State of Alabama and that notice to him by registered mail is necessary
to obtain service of notice to him in this cause.

(Signed) EALYA MAY NINNEMAN.

Subscribed and sworn to before me this the 31st day of January 19

(Signed) ELLIOTT G. RICKARBY.

Notary Public, Baldwin County, Ala.

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 Harry D. Ninneman,

o/o Windsor Hotel, Cumberland, Maryland,

of _____ 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

Balya May Ninneman,

against said Harry D. Ninneman,

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, ~~XXXXXX~~ Robert S. Duck, Register of said Circuit Court, this 1st day of February, 5 1935

Robert S. Duck

Register

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

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

Come EALYA MAY NINNEMAN and by this her Bill of Com-
plaint, presented against HARRY D. NINNEMAN, respectfully shows:

FIRST: That she and the defendant above named are both over
the age of twenty-one years, that she is now and has been for more
than five years next past a bona fide resident of Baldwin County, Ala-
bama and that the defendant is a non-resident, now residing at or near
Cumberland Maryland.

SECOND: That she and said defendant were married in Cumberland
Maryland on the 29th day of June, 1911 and later came together to Bald-
win County where they lived as husband and wife till the month of May,
1931 when he left her without just excuse which abandonment has contin-
ued to the present time during which period she has not seen him nor
has he contributed to her support or that of their several children.

THE PREMISES CONSIDERED, Complainant prays that the said
HARRY D. NINNEMAN be made defendant to this bill and by appropriate
process be required to answer same within the time prescribed by law.

COMPLAINANT FURTHER PRAYS that upon the hearing of this cause
a decree be rendered forever divorcing her from the said HARRY D. NEN-
NEMAN, GRANTING HER THE RIGHT TO MARRY AGAIN SHOULD SHE SO DESIRE, the
sole custody of the minor children of the marriage and such other, fur-
ther or different relief as to equity may seem meet.

Elliot S. Rinkley
Solicitor for Complainant.

STATE OF ALABAMA:
COUNTY OF BALDWIN:

Before me, the undersigned notary personally ap-
peared this day Ealya M. Ninneman who being sworn says that Harry D.
Ninneman is over the age of twenty-one years and a non-resident of the
State of Alabama and that notice to him by registered mail is necessary
to obtain service of notice to him in this cause.

Ealya May Ninneman
Subscribed and sworn to before me this the 31st day of January 19

Elliot S. Rinkley
Notary Public, Baldwin County, Ala

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

E MAE NINNEMAN. Complainant

vs.

HARRY D NINNEMAN. Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on HARRY D NINNEMAN. 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 E Mae Ninneman. is forever divorced from the said

Harry D Ninneman.

for and on account of Abandonment.

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 E Mae Ninneman. be, and She is hereby permitted to again contract marriage upon the payment of the cost of this suit.

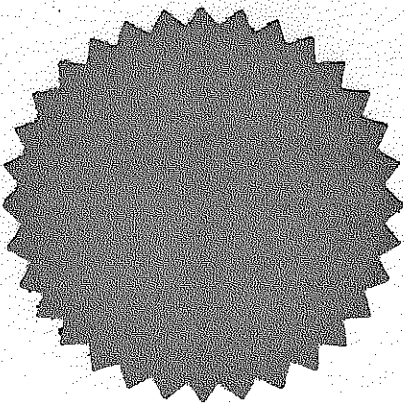
It is further ordered that E Mae Ninneman the Complainant pay the cost herein to be taxed, for which execution may issue.

This 26th day of October., 1936

F. W. Hare

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 _____ day of October, 1936

Register of Circuit Court, in Equity.

ELLIOTT G. RICKARBY
LAWYER
FAIRHOPE, ALABAMA

Rickarby
Registered

Filed February 1st, 1955.

BILL OF COMPLAINT.

HARRY D. NINEMAN,
Defendant.

vs

ELVA MAY NINEMAN,
Complainant.

RECORDED

11

The State of Alabama, }
Baldwin County

CIRCUIT COURT

To Miss Lois Peterson-Egbaek.

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 Mrs Sue E Linn

Geraldine L Ninneman and

E Mae Ninneman

as witnesses in behalf of Complainant. in a cause pending in our Circuit Court of Baldwin County, of said State, wherein E Mae Ninneman.

Complainant

and Harry D Ninneman.

Defendant,

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

Witness 23. day of October. 1936

R. L. Luck

REGISTER

COMMISSIONER'S FEE, \$

WITNESS' FEES, \$

EALYA M. NINNEMAN
Complainant

VS

HARRY D. NINNEMAN
Defendant

E Q U I T Y
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

Before me the under-signed Notary, personally appeared this day Ealya M. Ninneman who being sworn says that Harry D. Ninneman, the Defendant in this cause, is over the age of twenty-one years and is a non-resident of the State of Alabama; that she has made repeated efforts to locate said Defendant by inquiries of relatives and at his last known place of address but has been unable to learn anything of his present whereabouts, wherefore she prays an order of publication for the purpose of giving notice to the said Defendant of the pendency of this cause.

Ealya M. Ninneman

Subscribed and Sworn to before me this the 24th day of
September, 1935.

Elliott L. Rinsley
Notary Public, Baldwin
County, Alabama

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 Harry D. Ninneman,
c/o Windsor Hotel, Cumberland, Maryland,

of _____ 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 Ealya May Ninneman,

against said Harry D. Ninneman,

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, Robert S. Duck,
~~MAXXSTONE~~ Register of said Circuit Court, this 1st day of February, 193 5

Register

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

E. MAE NINNEMAN
Complainant

VS

HARRY D. NINNEMAN
Defendant

E Q U I T Y
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

DEPOSITIONS OF SUE E. LINN AND E. MAE NINNEMAN, WITNESSES FOR
COMPLAINANT:

The said witnesses appearing before me at the time and place hereinafter stated, and being first duly sworn, upon examination by E. G. Rickarby, Esquire, solicitor for Complainant, testified as follows:

E. MAE NINNEMAN

I am the Complainant in this case and over the age of twenty-one years, and am now and have been for more than ten years a bona fide resident of Fairhope, Baldwin County, Alabama. Harry D. Ninneman is also over the age of twenty-one years but his present residence is unknown to me. When last heard of he was in Baltimore, Maryland, but a letter addressed to him there was returned undelivered.

H. D. Ninneman and I were married in Cumberland, Maryland, in June, 1911. We later came to Baldwin County where we lived together intermittently as husband and wife until the month of May, 1931, during which marriage five children were born to us, three of whom now live with me in Fairhope. In May, 1931, Mr. Ninneman left me again without excuse and, after two desultory letters from different places in the East, I heard nothing from him until the Summer of 1936 when I had a call from him while I was on a visit to relatives in Cumberland, Maryland. The only time I saw him alone then was a few moments when I walked to the street corner with him at his request to tell him goodbye. He stated then that I would hear from him later but so far I have not done so and a letter written to the address he gave me was returned marked "left." Since his last departure in 1931 I have had no marital relations with him and no support for myself and children. He has abandoned me utterly for more than five years past.

E. Mae Ninneman

SUE E. LINN

I am a sister of the Complainant and live in the same house with her and have done so for more than five years past. I know of my personal knowledge that Harry Ninneman left his wife in the Summer of 1931 and has not returned to her nor helped her to support their three children in all that time. This information is made from knowledge of the facts due to living in the same house with my sister except for a short while when she was on a visit to relatives in Maryland, and then I was constantly in touch with her and the people with whom she was staying.

Sue E. Linn

I, Lois Petersen, the commissioner named in the attached commission issued by the Circuit Court of Baldwin County, Alabama, do hereby certify that in a case pending in the Equity side of said Court, wherein E. May Ninneman is Complainant and Harry D. Ninneman is Defendant, under and by virtue of the power conferred upon me by said commission, I caused the witnesses named in the commission, namely, E. Mae Ninneman and Sue E. Linn, who were made known to me and known by me to be the identical witnesses named in the commission, to come to my office in Fairhope, Alabama, where the said witnesses, after being first duly sworn by me, upon examination by E. G. Rickarby, Esquire, solicitor for the Complainant, testified as is hereinbefore written. That their testimony was by me reduced to writing as given by them, as near as might be in their identical language, and after being so reduced to writing, was read over by the said witnesses, who assented to and signed the same in my presence.

I further certify that I am not of counsel or of kin to either of the parties to the cause, or anywise interested in the results thereof.

In Witness Whereof, I hereunto set my hand as commissioner this the 23rd day of October, 1936.

Lois Petersen
Commissioner

E. MAE WINNEMAN,
Complainant
vs
HARRY D. WINNEMAN,
Respondent.

111
EQUITY
CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

It appearing from the affidavit of the Complainant that Harry D. Winneman Defendant of this cause is a non-resident of the State of Alabama, over the age of twenty-one years and that Complainant after diligent search is unable to ascertain his present whereabouts; it is therefore ordered that the said Harry D. Winneman appear in this Court and answer the bill of complaint before the 14th day of September, 1936 or within thirty days after said date a decree pro confesso will be taken against him.

Done this the 10th day of August, 1936.

E. G. Rickarby,
Solicitor for Complainant.

ROBERT S. DUCK,
Register.

4 times.

E Mae Ninneman.

vs.

Harry D Winneman.

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,
De ^{cedit} Pro Confesso. on Service By Publication. and Testimony

E Mae Ninneman. ~~xxx~~ And. Sue Linn

and in behalf of Defendant upon

R. Luck

Register.

E. MAE NINNEMAN,
Complainant,

E Q U I T Y .

versus

CIRCUIT COURT OF

HARRY D. NINNEMAN,
Defendant.

BALDWIN COUNTY, ALABAMA.

Comes the Complainant in the above styled cause and shows unto the Register that an order of publication was made on the tenth day of August 1936 which was duly published and directed to Harry D. Ninneman, defendant in said cause requiring him to answer or demur to the bill of complaint within thirty days from the 14th day of September, 1936, which said defendant has to this date failed to do wherefore Complainant moves for a decree pro confesso against said defendant.

Solicitor for Complainant.

E. MAE NINNEMAN,
Complainant,
vs
HARRY D. NINNEMAN,
Defendant.

Elliott H. Pickens
CIRCUIT COURT OF BALDWIN COUNTY
ALABAMA: IN EQUITY.

In this cause it appearing to the Register by affidavit of the publisher of the "Foley Onlooker" that the order of publication heretofore made in this cause was published for four consecutive weeks in said paper, a newspaper published in Baldwin County, commencing on the issue of August 13th 1936 and ending with the issue of September 3rd, 1936; that a copy of said order was posted in the Court House door of said County but none sent to the defendant, his place of address being unknown and it further appearing that the defendant has to the date hereof failed to plead, answer or demur to the bill of complaint:

It is therefore, on motion of the Complainant ORDERED and DECREED that the said bill of complaint be, and it hereby is, in all things, taken as confessed against the said Defendant.

This the twenty-third day of October 1936.

R. L. Smith
Register.

The State of Alabama, }
Baldwin County

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

E. MAE NINNEMAN,

Complainant.....

vs.

HARRY D. NINNEMAN,

Defendant.....

The Complainant

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

Complainant

viz:

Mrs Sue E. Linn,

..... Geraldine L. Ninneman,

..... E. Mae Ninneman,

said witnesses reside in the County of Baldwin

State of Alabama.

..... Miss Lois Peterson-Egbaek who resides at

..... Daphne Alabama

..... or, 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.

Bevin S. Rintley
.....

Solicitor for Complainant.

RECORDED

check

6-512

111

No. 111.

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

E Mae Ninneman

vs.

~~HARRY D NINNEMAN~~

Harry D Ninneman.

NOTE OF TESTIMONY

Filed in Open Court this 24th

day of Oct. 1936

R. D. Duck

REGISTER

111

SERVE ON HERRY D. Minneman
Circuit Court of Baldwin County
IN EQUITY

THE STATE OF ALABAMA,
BALDWIN COUNTY

No. 111
SUMMONS

Received in office this _____
day of _____ 193_____

Malva May Minneman,

SHERIFF

Executed this _____ day of _____

by leaving a copy of the within Summons with _____

VS.

Defendant

Herry D. Minneman,

Sheriff

By _____
Deputy Sheriff

Elliot G. Mckerby,
Solicitor for Complainant

Recorded in Vol. _____ Page _____

(mirrored) ...

(mirrored) ...

(mirrored) ...

Direct
Robert & David
August
February 1st 1955

111

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

E Mae Nineman.

Complainant

vs.

Harry D Nineman.

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Miss Lois Peterson. Back.

WITNESSES:

SERVE ON _____

Book

Circuit Court of Baldwin County
IN EQUITY

No. _____

SUMMONS

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this _____

day of _____ 193 _____

SHERIFF

Executed this _____ day of _____

193 _____

by leaving a copy of the within Summons with _____

Defendant

Sheriff

By _____

Deputy Sheriff

Solicitor for Complainant

Recorded in Vol. _____ Page _____

E Q U I T Y .

E. MAE NINNEMAN,
COMPLAINANT

VS

H. D. NINNEMAN,
Defendant.

DEPOSITION OF SUE E. LINN
and E. M. NINNEMAN, witnesses
for complainant.

2008 Mar 24 1934
John A. Green
Payroll
Commissioner's fee \$3.50.
Paid by Complainant.

111

CIRCUIT COURT OF
Baldwin County, Alabama

IN EQUITY

E. MAE NINNEMAN,

Complainant..

vs.

HARRY D. NINNEMAN,

Defendant..

DEMAND FOR ORAL EXAMINATION

Filed October 23rd 1936

W. A. Deed
Register.

Moore Printing Co. ::: Bay Minette, Ala.

111

RECORDED
EQUITY. *Week*
6-5-11

E. MAE NINNEMAN,
Complainant,

versus

HARRY D. NINNEMAN,
Defendant.

MOTION FOR
and
DECREE PRO CONFESSO.

Filed Oct 13 1934
Ernest J. [unclear]
[unclear]

Ealya May Ninneman

vs.

Harry D. Ninneman,

CIRCUIT COURT OF

Baldwin COUNTY.

IN EQUITY.

I, Robert S. Duck, Register of said Court, do hereby certify that I

did, on the 1st day of February 1925, send to

Harry D. Ninneman Defendant.

whose address was c/o Windsor Hotel, Cumberland, Maryland,

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill

of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the 11th day of February 1925. Returned, "Unclaimed".

Witness my hand, this 13th day of February 1925.

Robert S. Duck

Register.

RECORDED
ack

111

No. 111

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

Winniman

vs.

Winniman

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this 13th

day of February 1927

Robert S. Duch

Register.

RECORDED

Suek

111

No. 111.

Page 6-512

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY

E Mae Ninneman.

Vs.

Harry D Ninneman.

REQUEST FOR DECREE IN
VACATION

Filed Oct 24th, 1936

R. S. Lucas

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. 111

Term, 193

E Mae Ninneman.

, Complainant

Vs.

Harry Ninneman.

, Defendant

To R S Duok

, 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 Harry D Ninneman.

Elliot G Rickarby

Solicitor 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.

Elliot G Rickarby

Solicitor for Complainant.

NOTICE TO NON-RESIDENT

E. Mae Ninneman,
Complainant

vs.

Harry D. Ninneman,
Respondent.

Equity—Circuit Court of
Baldwin County, Alabama }

It appearing from the affidavit of the Complainant that Harry D. Ninneman, Defendant of this cause, is a non-resident of the State of Alabama, over the age of twenty-one years, and that Complainant after diligent search is unable to ascertain his present whereabouts; it is therefore ordered that the said Harry D Ninneman appear in this Court and answer the bill of complaint before the 14th day of September, 1936, or within thirty days after said date a decree pro confesso will be taken against him.

Done this the 10th day of August, 1936.

R. S. DUCK,
Register in Chancery.

E. G. RICKARBY,
Solicitor for Complainant.

13-20-27-3

Case 576

111

AFFIDAVIT OF PUBLICATION

I, Frank Barchard

Publisher of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for Four consecutive weeks, commencing with the issue dated Aug. 13, 1936, and ending with the issue dated Sept. 3, 1936.

Frank Barchard

Subscribed and sworn to before me this 10th day

of September, 1936.

My Commission Expires Oct. 11, 1939

[Signature]
Notary Public.
Baldwin County Ala.

Also see 1936
C. M. ...
my

E. M. NINNEMAN,

VS

HARRY D. NINNEMAN,

AFFIDAVIT OF PUBLICATION.

RECEIPT FOR REGISTERED ARTICLE No. 449

15 fee paid. 1 class postage paid. 2-1- 1933

Declared value, \$ 1.00 Purchase paid, \$ _____ (Date)

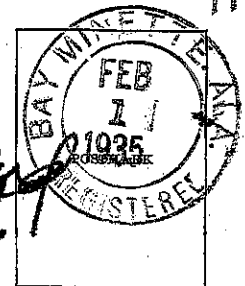
From Robt S Duck Co (Sender)

Addressed to Harry Paul Bond (Post office and State)

90 Broadway Hall (Street and number) Brooklyn (Post office and State)

Return receipt fee 0 in person _____ Special delivery fee 10 ml
Delivery restricted to addressee _____ or order _____ Postmaster, per L

5-6568



Post Office Department
OFFICIAL BUSINESS

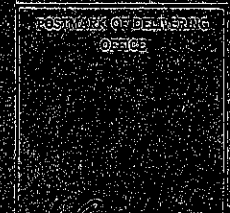
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

REGISTERED ARTICLE

No. 449

INSURED PARCEL

No. _____



Return to Robt S Duck Co (NAME OF SENDER)

Street and Number _____
of Post Office Box _____

Post Office at _____

State Brooklyn

ter and Clerk of the Circuit
Court, Baldwin County
AY MINETTE, ALA.

REGISTERED
449

DELIVER TO ADDRESSEE ONLY,

Mr. Harold H. Hargeman,
c/o Windsor Hotel,
Cumberland Maryland,

~~100~~

Deliver to Addressee Only

REGISTERED

2 notice on Aug 2-5-35
RETURN RECEIPT REQUESTED

unclaimed

Handwritten notes and signatures, including '100' and '1-1-35'.