

The State of Alabama,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.  
No. .... Term, 192...

ALICE WILSON ..... Complainant..  
vs. HERBERT WILSON ..... Defendant..

In this cause it appears to the Register, R. S. Duck, ..... that the order of publi-  
cation heretofore made in this cause, was published for four consecutive weeks, commencing on the  
6th day of June, 192 40, in the Baldwin Times,  
a newspaper published in Bay Minette, ..... Alabama, that a copy of said order was posted  
at the Court House door in Baldwin County, on the 6th day of  
June, 192 40, and

And it now further appearing to the Register, R. S. Duck, ....., that the said  
HERBERT WILSON.....  
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having to the date hereof failed to demur, plead to or answer the Bill of Complaint in this cause, it  
is now, therefore, on motion of Complainant, ....., ordered and decreed by the Register  
R. S. Duck, ..... that the Bill of Complaint in this cause be, and it hereby is in all things  
taken as confessed against the said Herbert Wilson

This 5th day of August 192 40

Register.

# THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE  
ADVERTISING RATES GIVEN ON APPLICATION

### NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County, Circuit Court, in Equity. This 27th day of May, 1940. Alice Wilson, Complainant, No. 634 vs. Herbert Wilson, Respondent.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Alice Wilson that the Respondent, Herbert Wilson, is a non-resident of the State of Alabama, and that his present place of residence and post-office address is unknown to the complainant, and further, that, in the belief of said Affiant, the Respondent is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Herbert Wilson to answer or demur to the Bill of Complaint in this cause by the 27th day of July, 1940, or after thirty days therefrom a decree Pro Confesso may be taken against him.

R. S. DUCK, Register.  
Beebe & Hall,  
Solicitors for Complainant. 19-4t

BAY MINETTE, ALA.

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

*J. H. Faulkner*

, being duly sworn, deposes and says that he is

the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of .....

*Wilson vs. Wilson*

Was published in said Newspaper for 4 consecutive weeks in the following issues:

Date of first publication	<i>June 6, 1940</i>	Vol. <i>51</i>	No. <i>19</i>
Date of second publication	<i>" 13, "</i>	Vol. <i>51</i>	No. <i>20</i>
Date of third publication	<i>" 20, "</i>	Vol. <i>51</i>	No. <i>21</i>
Date of fourth publication	<i>" 27, "</i>	Vol. <i>51</i>	No. <i>22</i>

Subscribed and sworn before the undersigned this 9th day of

*July* 1940  
*George ...*  
Notary Public  
Baldwin County

*J. H. Faulkner*  
Publisher

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STATE OF ALABAMA, )  
BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon Harbert Wilson 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 Alice Wilson against said Harbert Wilson, 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 31<sup>st</sup> day of May, 1940.

R. S. Duck  
Register.



she will ever pray.

Alice Wilson  
Complainant

BEEBE & HALL,

By: Shirley  
Solicitors for Complainant.

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

Before me, the undersigned authority, in and for said County, in said State, personally appeared ALICE WILSON, who is known to me, and who having been by me first duly sworn, deposes and says; That she is the Complainant in the foregoing Bill of Complaint against Harbert Wilson; that the said Harbert Wilson is over twenty-one years of age and a non-resident of the State of Alabama; that she has made and caused to be made a diligent search and inquiry to ascertain the present address of the said Harbert Wilson, but it is unknown.

Alice Wilson

Sworn to and subscribed before me  
this 31st day of May, 1940.

O'Connell Jones  
Notary Public, Baldwin County, Ala.

THE STATE OF ALABAMA,  
Baldwin County

CIRCUIT COURT

TO MISS 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 Alice Wilson and Mrs. Hannah King

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Alice Wilson

is Complainant and Herbert Wilson

is Defendant, on oath to be by you administered, upon them

to take and certify the deposition s of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 5th day of August, 1940.

R.S. Pugh

REGISTER

Commissioner's Fee \$ \_\_\_\_\_

Witness' Fees. \$ \_\_\_\_\_

ALICE WILSON,  
Complainant,  
VS.  
HARBERT WILSON,  
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, Decree Pro Confesso, and Proof 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 Respondent be, and the same are hereby dissolved, and the Complainant is forever divorced from the Respondent on the ground of cruelty.

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

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said ALICE WILSON shall not again marry, except to the said HERBERT WILSON, until sixty days after this date, and that if an appeal is taken within sixty days, she shall not again marry, except to the said HERBERT WILSON, during the pendency of the appeal.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant pay the costs in this cause, for which execution may issue.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Complainant be restored her maiden name: ALICE KING.

Dated at Monroeville, Monroe County, Alabama, this 15<sup>th</sup> day of August, 1940.

  
\_\_\_\_\_  
Judge of the 21st Judicial Circuit of Alabama.

**RECORDED**

*Filed August 16, 1940  
R. S. Bush, Register*

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

Respondent.

HARBERT WILSON,

vs.

Complainant,

ALICE WILSON,

**FINAL DECREE:**



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

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT**

ALICE WILSON,

Complainant

VS.

HARBERT WILSON

Defendant

**Commission To Take Deposition**

**COMMISSIONER:**

O'Byrne Jones

**Witnesses:**

Alice Wilson

Hannah King

634 RECORDED

BILL OF COMPLAINT

ALICE WILSON,

Complainant,

VS.

HARBERT WILSON,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*Filed May 21, 1948  
R.S. Durr, Register*

*Handwritten signatures and scribbles in the top left corner.*

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THE BALDWIN TIMBER COMPANY

INCORPORATED IN THE STATE OF CALIFORNIA  
AND HAVING OFFICES AT THE CITY OF LOS ANGELES, CALIFORNIA

BY *(Signature)*

AFFIDAVIT OF PUBLICATION

STATE OF CALIFORNIA  
COUNTY OF LOS ANGELES

*(The body of the document contains several paragraphs of very faint, illegible text, which appears to be a legal affidavit.)*

No. .... Page .....

**The State of Alabama,**

Baldwin County.

**CIRCUIT COURT, IN EQUITY.**

.....ALICE WILSON.....

vs.

.....HARRERT WILSON.....

**DECREE PRO CONFESSO  
OF PUBLICATION**

Issued August 5th ..... 1924

*R. S. Smith*  
Register.

Recorded in ..... Record

Vol. .... Page .....

Register.

Moore Printing Company, Bay Minette, Ala

THE STATE OF ALABAMA }  
Baldwin County }

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

ALICE WILSON

COMPLAINANT

VS.

HARBERT WILSON

RESPONDENT

I, O'Byrne Jones

~~am~~ Register and Commissioner

have called and caused to come before me Alice Wilson and Hannah King

witnesses named in the Requirement for Oral Examination, on the 5th day of August,

19 40, at the office of Beebe & Hall,

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

the whole truth, and nothing but the truth, the said Alice Wilson

doth depose and say as follows:

My name is Alice Wilson. I live at Bay Minette, in Baldwin County, Alabama, and am over twenty-one years of age. The Respondent, Herbert Wilson, is over twenty-one years of age and a non-resident of the State of Alabama; that I have made and caused to be made a search and inquiry to determine his present address, but it is still unknown.

The Respondent and I were married at Brewton, Alabama, on October 6th, 1934. We lived together as husband and wife, in the State of Alabama, until, to-wit, December 1st, 1939. The Respondent is a man who rarely ever worked and of a violent temper and on December 1st, 1939, and at various times prior thereto, he cursed and abused me and often threatened to do violence to my person; that the conduct of the Respondent was such that I could not live with him as his wife and it was such as to give me every reasonable apprehension to believe, and I did actually believe that if I should continue to live with him, as his wife, he would carry out his threats and do violence to my person, which would necessarily endanger my life and health. While I was living with the Respondent, as his wife, I often pleaded with him to change so that we might be able to go on and live together, however, he got worse from time to time, until it finally got to the point where I just absolutely couldn't any longer live with him. Even during the time we were living together as husband and wife, he would not support me and I often had to call upon my folks for support or get out and work for my own living and clothes.

In my efforts to locate the present whereabouts of the Respondent, I made inquiry of various persons and learned that just recently the Respondent had obtained money by false pretense, or forgery, at Foley, and also from information obtainable, had stolen an automobile and headed West and he was at one time reported to be in Phoenix, Arizona, where he was apprehended by the law, however, I have not been able to confirm this report, but knowing the Respondent as I do, I have every reason to believe that these reports are true.

Alice Wilson

ORAL EXAMINATION

I, O'Byrne Jones, as ~~Register~~ Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself and Hubert M. Hall

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses 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 5th day of August, 19 40.

O'Byrne Jones (L. S.)  
As Commissioner

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

**THE STATE OF ALABAMA**  
**Baldwin County**

IN CIRCUIT COURT, IN EQUITY

ALICE WILSON

Complainant

Vs.

HARBERT WILSON

Respondent

**ORAL DEPOSITION**

Filed August 5th, 19 40

R.S. Duvall, Register

RECORDED IN

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

MRS. HANNAH KING, A WITNESS FOR THE COMPLAINANT, BEING FIRST DULY SWORN,  
DEPOSES AND SAYS:

My name is Hannah King. I live at Bay Minette, in Baldwin County, Alabama. I am the mother of the Complainant, Alice Wilson. My daughter and the Respondent, Harbert Wilson, lived together from sometime the latter part of 1934 until the latter part of 1939, as husband and wife. I have, of course, often had occasion to be with and around them. The Respondent was an individual who rarely did any work and my daughter often had to call upon us for support. The Respondent is one of these never-do-well kind of men, very stubborn, and often cursed, threatened and abused my daughter and threatened to do violence to her person. I know from my own personal knowledge that my daughter could not live with the Respondent, as his wife. His conduct was such that I know my daughter, and in-fact, I had every reasonable apprehension to believe that if she should continue to live with him, he might carry out his threats and do violence to her person, which would necessarily endanger her life and health.

Mrs Hannah King

STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. \_\_\_\_\_ Term, 193

ALICE WILSON, \_\_\_\_\_, Complainant

Vs.

HARBERT WILSON, \_\_\_\_\_, Defendant

To HON. R. S. DUCK \_\_\_\_\_, 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 Beebe & Hall,

\_\_\_\_\_ 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.

BEEBE & HALL,

By: *John Hall*

Solicitor for Complainant.



ALICE WILSON

vs.

HARBERT WILSON

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, Proof of Publication, by J. H. Faulkner, Publisher of The Baldwin Times, Motion for Decree Pro Confesso on Publication; Decree Pro Confesso on Publication; Commission to take deposition; Testimony of Alice Wilson and Mrs. Hannah King; and Request for Decree in Vacation

and in behalf of Defendant upon Decree Pro Confesso on Publication.

*R. S. Duck*

Register.

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. \_\_\_\_\_, Term, 193

ALICE WILSON,

Complainant.

Vs.

HARBERT WILSON,

Defendant.

Motion is hereby made for a Decree Pro Confesso against HARBERT WILSON.

Defendant.

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 5th day of August 193 40

BEEBE & HALL,

By: *Wm Hall*

Solicitor.

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

**State of Alabama,  
Baldwin County.**

**CIRCUIT COURT, IN EQUITY.**

ALICE WILSON,

Complainant

Vs.

HARBERT WILSON

Defendant

**Motion for Decree Pro Confesso  
On Publication.**

Filed August 5th, 19~~3~~ 40

*R. S. Duch*

Register.

Recorded in \_\_\_\_\_ Record,

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

RECORDED

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

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
**Circuit Court of Baldwin County**

ALICE WILSON,

VS.

HARBERT WILSON

**NOTE OF TESTIMONY**

Filed in Open Court this 5th

day of August 1934

*R. S. Durb*

REGISTER

**The State of Alabama,**  
Baldwin County.  
**CIRCUIT COURT, IN EQUITY**

**ALICE WILSON,**

Vs.

**HARBERT WILSON,**

**REQUEST FOR DECREE IN  
VACATION**

Filed August 5th, \_\_\_\_\_, 193 40

*R. S. Dorch*

Register.

Recorded in \_\_\_\_\_ Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

Statement

# The Baldwin Times

Bay Minette, Alabama

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1940

July 9

Gen. R. S. Luck

Job Printing:

Wilson vs. Wilson

177 words @  $4\frac{1}{2}$ ¢ = \$7.97