# The State of Alabama,

CIRCUIT COURT. (Equity)

Degret Term, 1940

No. 633) vs.

Eugene Musely

BILL OF COSTS

		BIL	$\mathbf{L} \cdot \mathbf{O}$	F COSTS		
Van de la companya de		AMO		SHERIFF'S FEES:	AMO	UNT
REGISTER'S FEES	* 1			Summoning on Bill, Each Defendant	1	
Fees in Circuit Court-	:	,	اص	Summoning on Bill, Each Detendant	ļ	
Docketing Cause, One ree on	ly of	/		Executing Writ of Injunction, or Ne Exeat, each. 1.50		
	each50*			Executing Subpoenas for Witnesses, each	-	
Issuing Copies Thereof, eac	h40			Executing Writs of Possession, each	1	
Entering Return of Same, ea	.ch.,		an	Executing Scire Pacias or Notice, each		
Orders of Publication to No	n-Residents, each1.00*			Taking and Approving Bonds, each		
Filing Bill or Other Paper, e	ach	;	60	Impaneling Jury		
Copies of Same, Per 100 We	ords15		, .	Collecting Execution for Costs Only, each1.50		
Entering Appearances, each		1		chariff's Commissions	}	.1,
Issuing Writs of Injunction,	Ne Exeat. each1.50			Shellit's Commission	]	
Issuing Write of Injunction	.50		]			
Issuing Copies Thereof, each				Total Sheriff's Fees	}	.3
Entering Return of Same,	1 00*		00	Total Sherri 2 2000		14.9
Decrees Pro Confesso, each.	1.004	[				
Order Appointing Guardian	Ad Litem, each	.	50			
Issuing Commissions to Take				SUMMARY OF FEES, COSTS, AND JUDGMENT		Ü,
Taking Testimony, Per Day				Fees in Circuit Court—	10	44
Taking Testimony, Per 100				Register's Fees	10	u d
Receiving and Filing Depositi			10	Ex-Register's Fees		
Indorsing Depositions Publis		:	10	Sheriff's Fees		
All Entries on Commission D		1	A PROPERTY OF	Ex-Sheriff's Fees		
Entering Order Submitting C			50	Ex-Sheriff's Fees Witness Fees		
Other Orders of Court, each				Witness Fees		
Noting Testimony on Hearing	e of Cause, each 50		200	Commissioner's Fees . A.	,	
Entering Decrees, of 500 Word	s of Less each	1	75"	Guardian Ad Litem	8	06
Entering Decrees, or and Work	.15			Publisher's Fees . Dalahim		
Per 100 words over 500	4 mm Day 3.00	.	1	Solicitor's Fees		
Taking Accounts, etc., on R	er., per Day	11		Court Reporter's Fees, Per Day or fraction thereof .5.00	1	10.
Taking Testimony on Refere Trustee, etc., per 100	ence Relating to words15			Trial Tax	1 3	0-0
Reference and Reports, ea	ach2,00	*			-]]	1
Reports of 500 Words or Les	ss2.50	-			1	Ì
Per 100 Words over 500	.15				· []	]
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Issuing Witness Certificates,				Sheriff's Fees	1	İ
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Taking and Approving Bo	nds, each	<u> </u>	3 50	Witness Fees	:	
Making Complete Record, p		'			.	
Hearing, etc., Regarding Al	ppointment of Re-	o		Total Fees and Costs in Inferior Court		
Settlements with Receiver				Total Fees and Costs in Interior Cours	131	71
Examining Vouchers in Set			Ì		1	- -/
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Examining Answers on Exc			1	Total Fees and Costs	•	
Removal Disabilities on N			ļ	Judgment	.	
Commissions on Sales		.			[]	
Making Deeds to Property		, v				
Receiving and Paying Out	Money Other Than			Total Fees, Costs, and Judgment	.	-
Certificates or Affidavits,				Total Fees, Costs, and Budsans		1
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Certificates or Aimavits	on Notice each	50				
Issuing Scire Facias or oth	ter Nutree, pactrons.	50		·	Į]	i
Other Orders of Register,						ł
Entering Certificates of S	upreme Court, each	15				1
Transcript for Supreme Co	ourt, per 100 words, each.	05			H	
Additional Copies, per 1	00 words	ου.    ου.			11	
Appeal Bond, each		.00	1			
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Notice of Appeal, each		.50	5	7	\\	
Report to State Board of	Health, each case	,50	>			
Certificate of Judgment,	each	,25		1	1	
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Total Revistor's	Fees		$i \cap l \in$	<u></u>	.	

# The State of Alabama, Baldwin County

#### CIRCUIT COURT

Го	VIRGINIA E. CRENSHAW	
		. :
		•
KNOW YE: That we.	having full faith in your prudence and	d competency, have appointed you Com-
missioner, and by these presents	s do authorize you, at such time and p	lace as you may appoint, to call before you
BET STAT	TE MOSTRY and ABUTE BANKESUEF	<u> </u>
and examine	The second secon	
	•	
•		
as witnesses in behalf of	the Complainant	in a cause pending in our Circuit
		<u>is</u> Complainant
	The many Most on	
and	Eugene Mosley	
		is Defendant
	with accas	
	tered, upon <u>witnesses</u>	
to take and certify the deposit	ion S. of the witness S. and return t	he same to our Court, with all convenien
speed, under your hand.		
speed, under your nand.	•	
Witness 12	day ofAugust	1940
44 TOTICOD	day or	
	R.	Spera
		REGISTER
COMMISSIONER'S FEE, \$5.00 pai	id	en e

(Please run this ad for four consecutive weeks in the "Baldwin Times")

Mark Mark State Land

Comple inent

44 17 C 160

FOOTEN MOSLEY, Respondent. IN THE CIPCIE COURT OF

BALLYIN COUNTY, ALABAMA.

IN PRIITEL

DATED THIS 15 DAY OF JUNE, 1940.

In this case it being made to appear to the Clerk of the Circuit Court by the Affidavit of Orvio E. Brown, Attorney for Complainant, that the Respondent Rupens Realey is a non-resident of the State of Alabama, and further, that service and supmone cannot be had in the State of Alabama, and further, that in the Walles of the seld officant that the Respondent is over the age of two may-one years; it is therefore ordered that publication in Baldwin County Alabama be made in the "Paldwin Times", a newspaper published in each County for four consecutive weeks requiring Engane Mosley, the emic Respondent to answer, plead or desur to the Mili of Complaint in this cause by July Sin, 1940 or thirty days thereafter a decree pro confesso may be taken against the cold Engane Realey.

R.S.Duljouit Court

Orvio M. Brown Attorney for Completent.

a Silver

#### MILL OF COURSE IN

MINNIE EDSLEY.

Completed

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Buchic Masieri.

Responien i

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

TO THE ROWOFLD LE JULYS OF the STREET CORD OF

BALDWIN GOUNTY, ALADAMA: IN NOGITY:

Your Complainant Elimbia Mosley exhibits this her bill of Complaint Against Eugene Horley and respectfully shows unto your Honor as follows:

FIRST: That your Complained has been a bone fide resident of the State of Alabama, Baldwin County for more than ten years next is mediately preceding the filing of this bill of complaint; that both the Respondent and the Complainent are over the age of twenty-one years; that the Complainent married the Respondent on or about March 6th, 1906 in the Town of Stockton. Baldwin County, Alabama. The Complainent further shows note your Honor that of this marriage there were seven children born to the Complainant and the Respondent.

Second: Compining alleges and avera that the Respondent lived with her as impland and wife from March 8th, 1906 until on or about the 14th day of December, 1926 at which time the Respondent voluntarily left your Completent without any cause or fault on her part and has never returned to your Complainant nor co-habited with her as husband and rife from that date watth the date of the filing of this Sill, said abandonment by the Respondent continuing for more than two pears next immediately preceding the filing of this Sill.

#### MATTE POR PROCESS

Discount Mosley be ander a party to this Bill of Complaint, that he be brought into Court by personal service or by methods approved and adented by this Honor able Court directing him to pleas, snewer or denor he the allegations as set out against him in the said bill or complaint as filed in this cause in all respects as required by law and noter the rules of this Honorable Court.

#### TATELOR RELLE

And Your Complainant prays that upon the final hearing of this cause that this Honorable Court will grant to her an absolute divorce

dissolving entirely the bonds of astrimony new existing between her and Eugene Nowley and granting her the right to asary again and your Complainant prays for such other and further relief as in equity and good conscience she may be entitled and for which she will ever pray.

Mission for complainant

rout noise. The Respondent is required to answer, but not under each the same being hereby expressly valved as to each and every paragraph in the foregoing Bill of Complaint numbering from one to two both inclusive.

Solds for for Completent

#### BILL OF COMPLAINT

MINNIE MOSLEY.

Complainant

-VS -

IN THE CIRCUIT COURT OF BALDVIN COUNTY,

ALABAMA. IN EQUITY.

EUGENE MOSLEY.

Respondent

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA: IN EQUITY:

Your Complainant Minnie Mosley exhibits this her Bill of Complaint against Eugene Mosley and respectfully shows unto your Honor as follows:

THEST: That your Complainant has been a bona fide resident of the State of Alabama, Baldwin County for more than ten years next immediately preceding the filing of this bill of complaint; that both the Respondent and the Complainant are over the age of twenty-one years; that the Complainant married the Respondent on or about March 8th, 1906 in the Town of Stockton, Baldwin County, Alabama. The Complainant further shows unto your Honor that of this marriage there were seven children born to the Complainant and the Respondent.

Second: Complainant alleges and avers that the Respondent lived with her as husband and wife from March 8th, 1906 until on or about the 14th day of December, 1926 at which time the Respondent voluntarily left your Complainant wi thout any cause or fault on her part and has never returned to your Complainant nor co-habited with her as husband and wife from that date until the date of the filing of this Bill, said abandonment by the Respondent continuing for more than two years next immediately preceding the filing of this Bill.

#### PRAYER FOR PROCESS

THE FREMISES CONSIDERED, the Complainant prays that the said

Eugene Mosley be made a party to this Bill of Complaint, that he be brought

into Court by personal service or by methods approved and adopted by this

Honorable Court directing him to plead, answer or demur to the allegations

as set out against him in the said Bill of Complaint as filed in this cause

in all respects as required by law and under the mules of this Honorable Court.

#### PRAYERFOR RELIEF

And Your Complainant prays that upon the final hearing of this cause that this Honorable Court will grant to her an absolute divorce

dissolving entirely the bonds of matrimony now existing between her and Eugene Mosley and granting her the right to marry again and your Complainant prays for such other and further relief as in equity and good conscience she may be entitled and for which she will ever pray.

ionicitor for Complainant

FOOT NOTE: The Respondent is required to answer, but not under oath the same being hereby expressly waived as to each and every paragraph in the foregoing Bill of Complaint numbering from one to two both inclusive.

Solfcitor for Complainant

STATE OF ALABAMA ) COUNTY OF BALDWIN)

#### AFFIDAVIT

Before me personally appeared Orvis M. Brown who is the Attorney of record for the Complainant, who being duly sworn says that he is the attorney of record in the case of Minnie Mosley vs Eugene Mosley; that the Respondent, Eugene Mosley's residence is not known; that on or about December 14th, 1926 the said Eugene Mosley deserted your Complainant and she has not since seen or heard from him; that Complainant, Minnie Mosley, and the Respondent Eugene Mosley are both over the age of twenty-one years and that they were married at Stockton, Alabama March 8th, 1906 and that Minnie Mosley is a resident of Robertsdale, Baldwin County, Alabama.

Kffiant

Subscribed and swom to before me this 7th day of June, 1940.

Ouguty Naufline Thousand Baldwin County,
Alabama.

Seal.

The State of Alabama,	CIRCUIT COURT, IN EQUITY.				
Baldwin County.	No. Spring Term, 1940				
MINNIE	MOSLEY Complainant				
vsEUGEN	NOSIEY Defendant_				
In this cause it appears to the Register	R. S. Duck that the order of publi-				
cation heretofore made in this cause, was publis	shed for four consecutive weeks, commencing on the				
13 day of June , 1	940, 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 $\sqrt{3}$ day of				
June 19#0, and					
And it now further appearing to the Reg	gister R. S. Duck , that the said				
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Lige.	ne Mosley				
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4 * * * * * * * * * * * * * * * * * * *					
r ·	to or answer the Bill of Complaint in this cause, it				
	, ordered and decreed by the Register R. S.				
	aint in this cause be, and it hereby is in all things				
taken as confessed against the saidFu	ene Mosley				
***************************************	•••••••••				
This 12 day of Augus	19 <b>%0</b>				
	R.S. Duch Register.				

## The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

	N <sub>2</sub>				- Complainant	
			VS.			·
- 		EUGENE	MOSLEY		Respondent	
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This cause coming		권한 후 기가 있는 뭐		tiji i kalendarija ja ja ja j		
n <u>rull 22 51</u>	on Countinatu		and Testimo	on <b>y as</b> noted	l by the Registe	r and upo
onsideration thereof, the or in said bill.	e Court is or tr	te obumon	mai me Com	piainant is e	entitled to the re	eliet praye
It is therefore orde	rod odjudaca	rack bee	oned has the Car		, 4, 4,	
It is therefore order ofore existing between	the Complain	ant and D	efendant be. a	art that the and the same	e bonds of matri e are hereby, dis	mony ner solved. an
hat the said————s forever divorced from		Minnie	Mosley			
s forever divorced from	i the said					
		kat Sevie	losley	<u></u>		
or and on account of—	desertio	n.		erge .		. Light
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## THE STATE OF ALABAMA Baldwin County

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

	MINNIE MOSLEY	COMPLAINANT
	VS.	
	EUCENE MOSLEY	RESPONDENT
т	Virginia E. Crenshaw	
I,		
	and Commissioner	2 A Live Paulington
nave called	and caused to come before me Minnie M	AND ATTIE DARKESLEE
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WE REFE	A STAN STAN STAN STAN STAN STAN STAN STA	为 1200 - 1200 高水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水水
witness <u>es</u> 1	named in the Requirement for Oral Examin	ation, on the 10th day of August
	the office of Orvis M. Brown, Attor	
	<u>rtsdale,</u> , Alabama, and having fi	
the whole	truth, and nothing but the truth, the said —	witnesses
		and say as follows:

#### TESTIMONY OF MINNIE MOSLEY

My name is Minnie Mosley. I am the complainant in that certain cause of action entitled Bill for Divorce now pending in this court. I am over the age of twenty one years and a resident of Baldwin County, Alabama and have been for more than ten years immediately preceding the filing of this bill of complaint. The Respondent, Eugene Mosley is over twenty one years of age and his whereabouts is unknown at this time. We were married on March 3th, 1906 in the Town of Stockton, Baldwin County, Alabama. Of this marriage there were seven children born to us which are all grown at this time. We lived together as husband and wife from March 8th, 1906 until on or about the 14th day of December, 1926 at which time Eugene Mosley, my husband, voluntarily left me without any cause or fault on my part and has never returned to me or lived with me as husband and wife from that date until the filing of this bill of complaint. I was at all times willing for him to return but he has neglected and refused to do so and said abandonment has continued for morethan two years next immediately preceding the filing of this bill of complaint.

minno masley

THE STATE OF ALABAMA Baldwin County

IN CIRCUIT COURT, IN EQUITY

I, Virginia E. Crenshaw, as Register and Commissioner hereby certify
that the foregoing depositions on Oral Examination was taken down in writing by me in the
words of the witness esand read over to them and they signed the same in the presence
of myself and Orvis M. Brown, Attorney
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 witnesses; 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 10th day of August , 19 40
Given under my hand and seal, this 10th day of August, 19 40.  Virginia 6. Crenshau (L. S.)
(L. S.)

Respondent

ORAL DEPOSITION

Filed -

Complainant

MINNIE MOSLEY

EUGENE MOSLEY

ζs.

Register

- Record

RECORDED IN

#### TESTIMONY OF ARTIE BANKESTER

My name is Artie Bankester. I have known Minnie Mosley and Eugene Mosley for a number of years and know that they were husband and wife. They had several children the exact number I do not know but on or about the 14th day of December, 1926 Eugene Mosley deserted Minnie Mosley without any fault of hers and has neglected and refused to return to her or live with her. He left the burden on her to raise a house full of small children at that time and she has reared all of these children and they are now all of sufficient age and size to take care of themselves and he has at all times refused to return to live with her, or to support the children and she does not know his whereabouts at this time. I know it was without any fault of hers that he deserted her and she has at all times been willing for him to return. They have continued to live separate and apart from that time which is more than two years next immediately preceding the filing of this bill of complaint.

artie Bankester

MMO		 		j 1111							) P
COMMISSION TO TAKE	A CONTRACT OF THE CONTRACT OF		AETSON ENESDE	vs.	ATTSOM TINNIM		\$ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	7 S	NECESSARY OF THE PROPERTY OF T	CIRCUIT COURT	BALDWIN COUNTY
DEPOSITION	Defendant			Complainant		 			NATIONAL TRANSPORTATION OF THE PROPERTY OF THE	קק ד	ONTY

Virginia E. Crenshaw

COMMISSIONER:

WITNESSES: Minnie Mosley

Artie Bankester

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LETSON ERROR

Complainent

INITE ROSLEY.

Complainant

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EUGENE HOSLEY,

Respondent.

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Baldwin County

In Circuit Court, In Equity

VS. Complainant.

EUGINE MOSLEY
VS. Complainant.

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## THE BALDWIN TIMES

#### PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE LEGAL NOTICE

In the Circuit Court of Baidwin County Alabama in Equity Dated this Joint East of June. 1840. MINNIE MOSHEY. Complainant, vs. EUGENE MOST Complainant, vs. EUGENE MOST Court Court Court by the Affiderity Court of the Circuit Court by the Affiderity Courts M. Brown, Attorney to the Certs of the Circuit Court by the Affiderity Courts M. Brown, Attorney to the Court of the State of Alabama and that service and summons cannot be had in the State of Alabama and further that in the belief of the said affiant that the Respondent is over the age of twenty-one years; it is therefore ordered that publication in Baldwin County, Alabama, be made in the "Baldwin Times," a newspaper published in said County, for four consecutive weeks sequiring Eugene Mosley, the said Respondent to answer, plead or consecutive weeks sequiring flugene Mosley, the said Respondent to answer, plead or consecutive weeks acquiring the Complaint of this cause by July 6th, 1940 or thirty days thereafter a decree pro confesso may be taken against the said Eugene Mosley.

R. S. DUCK.

Register Circuit Court. ADVERTISING RATES GIVEN ON APPLICATION BAY MINETTE, ALA. AFFIDAVIT OF PUBLICATION STATE OF ALABAMA. BALDWIN COUNTY. being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Orvis M. Brown, Attorney for Complainant. Minette, Baldwin County, Alabama; that the notice hereto attached of 20-4t published in said Newspaper for ..... consecutive weeks in the following issues: Date of first publication . Vol. 5 / No. 22 11 Date of second publication .. Vol. No. Date of third publication Date of fourth publication Vol. No. 33 Subscribed and sworn before the undersigned this ...... day of Publisher

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, Defendant

Solicitor for Complainant.

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Vs.

EUGENE MOSLEY

To\_\_\_\_\_\_, 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 Orvis M. Brown

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.

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

R.S. Duch

Register.

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MINNIE MOSLEY
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## NOTE OF TESTIMONY

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