

(2618)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Helen Clark, Complainant
vs.

Joseph E. Clark, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on Answer and waiver 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 Helen Clark is forever divorced from the said Joseph E. Clark 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 the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 9th day of March, 1951.

J. J. Madison
Judge Circuit Court, In Equity.

I, _____ Register of the Circuit Court of 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 _____, 19____

Register of Circuit Court, In Equity.

RECORDED

No. 2614 Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Helen Clark

Complainant

vs.

Joseph E. Clark

Respondent

DIVORCE DECREE

FILED

CLERK

9 1951

ALICE J. DUCK, Register

Helen Clark, by Fannie Jones
her mother and next friend,

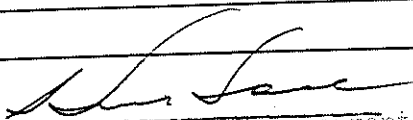
vs.
Joseph Clark

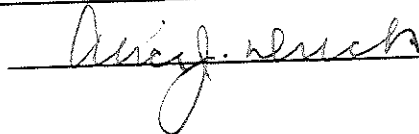
THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
Answer and waiver, testimony of Helen Clark and Fannie N. Jones

and in behalf of Defendant upon _____


Attorney for Complainant


Register.

RECORDED

No. 7-6-18

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Helen Clar, by Fannie Jones

her mother and next friend,

vs.

Joseph Clark

NOTE OF TESTIMONY

Filed in Open Court this

day of

FILED

, 194

MAR 9 1951

Register.

Printed By The Birmingham Times

HELEN CLARK, BY FANNIE JONES
HER MOTHER AND NEXT FRIEND,

COMPLAINANT

VS

JOSEPH CLARK

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Now comes the Respondent and accepts service of the summons and complaint in this cause.

The Respondent admits the allegations as to ages, residences, and marriage, but denies all other allegations contained in the bill of complaint, and demands strict proof of the same.

The Respondent waives notice of the time of taking of testimony on behalf of the Complainant the right to cross examine Complainant's witnesses; and agrees that this cause be submitted for final decree without further notice.

Joseph E. Clark

STATE OF ALABAMA
BALDWIN COUNTY

I, Shirley, a Notary Public, in and for said County, in said State, hereby certify that Joseph Clark, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of said conveyance, he executed the same voluntarily on the day the same bears date. Given under my hand and seal on this the 29 day of August, 1950.

Shirley
Notary Public, Baldwin County, Ala.

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RECORDED

Helen Clark

Complainant

vs

Joseph E. Clark

Respondent

Answer and waiver

FILED
MAR 9 1951

ALICE J. DUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are commanded to summons Joseph E. Clark, to appear and plead answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Helen Clark, as Complainant and against Joseph E. Clark as Respondent.

Witness my hand on this the _____ day of _____, 1951.

Register

HELEN CLARK

COMPLAINANT

VS

JOSEPH E. CLARK

RESPONDENT

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

Your Complainant, Helen Clark, a minor sixteen years old, acting by and through Fannie N. Jones, her mother, and next friend, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant is a bona fide resident of Baldwin County, Alabama, and a minor sixteen years of age, that Fannie N. Jones, is her mother and next friend and who is over twenty-one years of age and a resident of Baldwin County, Alabama; that the Respondent is over twenty-one years of age and a resident of Baldwin County, Alabama.

2.


That your Complainant and the Respondent married at Lucedale, Mississippi on April 23, 1949, and lived together as husband and wife until July 15, 1950.

3.

That on to-wit July 15, 1950, and on several occasions prior thereto the Respondent threatened and abused the complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process, make the said Joseph E. Clark, party Respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that your Honor will, upon a hearing, hereof, enter an order and decree granting to her an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that your Complainant prays for such, other, further, different or general relief as she may be in equity and good conscience entitled to receive and as in duty bound she will every way


Solicitor for the Complainant

MD 2618

RECORDED

HELEN CLARK

COMPLAINANT

VS

JOSEPH E. CLARK

RESPONDENT

BILL OF COMPLAINT

FILED

MAR 9 1951

ALICE A. DUCK, Register

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Helen Clark

Complainant

VS.

Joseph E. Clark

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me Helen Clark and Fannie N. Jones

witness named in the Requirement for Oral Examination, on the 10 day of February
1945, at the office of Hubert M. Hall

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Helen Clark and Fannie N. Jones

doth depose and say as follows:

My name is Helen Clark. I live at Bay Minette in Baldwin County, Alabama, where I have lived for the past two years. I am sixteen years of age, and therefore bring this suit through my mother, Fannie Jones, as next friend. The Respondent, Joseph E. Clark and I married at Lucedale, Mississippi, on April 23, 1949. We lived together as husband and wife in Baldwin County, Alabama, until July 15, 1950. I was much too young at the time that I married. The Respondent is much older than I, and we could never get along. The Respondent is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama.

The Respondent and I separated three or four times between the date of our marriage and when I was finally forced to leave him. I went back to him on the several occasions with the hope that we could make a go of it and live together as husband and wife. The Respondent during the time we lived together on various occasions mistreated and abused me, and threatened to do violence to my person which would necessarily endanger my life and health. The conduct of the Respondent was such as to give me every reasonable apprehension to believe that if I continued to live with him he would carry out his threats and do actual violence to my person which would necessarily endanger my life and health.

The Respondent and I have no children and no property.

I know that the conditions are such that the Respondent and I can never live together as husband and wife.

Helen Clark

Fannie Jones, being first duly sworn, deposes and says.

I am the mother of the Complainant, Helen Clark. My daughter and son-in-law lived near me during the time that they tried to live together as husband and wife. I know from my own observation that it is impossible for them to live together as husband and wife. My daughter made three or four efforts to live with the Respondent but to no avail. I believe that conditions are such that they can never live together and that it is to the best interest to both of them and society that a divorce be granted.

Fannie N. Jones

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Helen Clark

vs. Complainant

Joseph E. Clark

Respondent.

Oral Deposition

Filed _____, 194_____

Register.

Recorded in

Record

Vol. _____ Page _____

Register.

FILED
MAY 9 1951
ALICE L. DICK, REGISTER

ORAL EXAMINATION.

I, Evelyn Watts, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ 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 witness _____ or had proom 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 10th day of February, 194 51

Evelyn Watts (L. S.)

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Evelyn Watts

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 Helen Clark and Fannie N. Jones

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

and Joseph E. Clark, Complainant

Respondent

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

Witness 10th day of Feb, 1927

Archie. Lewis
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 2618

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Helen Clark

Complainant

VS.

Joseph E. Clark

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Ivelyn Watts

WITNESSES: 1951

Helen Clark

ALICE J. DUCK, Registrar
Pannic N. Jones

2618