

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Dolores S. Clay

, Complainant

vs.

Eugene Clay

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Dolores S. Clay~~ on Respondents' 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 Dolores S. Clay is forever divorced from the

said Eugene Clay for and on account of

Cruelty

It is further ordered, adjudged and decreed that Complainant, Dolores S. Clay, shall have custody and control of the child, Sandra Clay;

It is further ordered, adjudged and decreed that Respondent shall pay Complainant the sum of Thirty (30) Dollars each month toward the support and maintenance of said child;

It is further ordered, adjudged and decreed that Respondent shall have the right of reasonable visitation with said child;

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 the Respondent pay the cost herein to be taxed, for which execution may issue.

This 11th day of January, 1954.

Hubert M. Hall

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. _____ Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

JAN 12 195

ALICE J. DUCK, Register

DELORES S. GLAY

EUGENE CLAY

vs.

THE STATE OF ALABAMA
Baldwin CountyIN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____

~~Bill of Complaint~~

Testimony of Complainant and Witness

and in behalf of Defendant upon Answer and Waiver

E. A. Cramer

Register

RECORDED

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this

day of, 194

Register.

Printed by the Baldwin Times

DOLORES S. CLAY

Complainant,

Vs.

W. EUGENE CLAY

Respondent.

I

I

I

I

I

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

DEMURRER

Comes the Respondent in the above styled cause and demurs to the motion filed in said cause and assigns the following separate and several grounds, viz:

1. That said motion fails to state who is now buying the clothes for said minor and furnishing the food for such minor.
2. For aught that appears from said motion the Complainant does not have the custody of said minor at this time.
3. That the allegation in said motion that the amount now being paid by the Respondent to the Complainant is insufficient for the support of said child is but a conclusion of the pleader and fails to allege facts showing that such amount is insufficient.
4. For aught that appears from said motion the Complainant is not spending on such minor the amount which she is now receiving for the support of such minor.
5. For aught that appears from said motion the Complainant has not complied with all of the terms of the Decree under which she was granted the custody of said minor.

CHASON & STONE

By: _____

John Chason
Solicitor for Respondent

3171

DOLORES S. CLAY

Complainant,

vs.

W. EUGENE CLAY,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

DEMURRER

FILED

JUN 27 1957

ALICE J. DUCK, Register

DOLORES S. CLAY) IN THE CIRCUIT COURT OF
Complainant,) BALDWIN COUNTY, ALABAMA.
Versus) IN EQUITY SITTING.
W. EUGENE CLAY)
Respondent.) NO. _____

MOTION TO INCREASE SUPPORT:

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

Comes the Complainant in the above styled cause and shows unto your Honor as follows:

ONE: That the Complainant and Respondent were divorced by your Honorable Court on to-wit, January, 1954; and that prior to the granting of the divorce decree there was born of the marriage between the Complainant and Respondent, one child, Sandra Clay now seven years of age.

TWO: That the decree of divorce heretofore entered by this Honorable Court dissolving the bonds of matrimony previously existing between Complainant and Respondent provided, among other things, that the Respondent was to pay to the Complainant for the support of the aforesaid minor child the sum of Thirty and NO/100 Dollars (\$30.00) per month, the custody of the said minor child being placed in the Complainant.

THREE: Although the Complainant admits that the Respondent has been making the said payments of \$30.00 per month as required, she alleges that said amount of money is insufficient for the support of said minor child and avers that she is not able to properly care for said child on the amount of money which she has been receiving.

FOUR: Complainant avers that the Respondent is an able bodied man, earning in excess of \$400.00 per month, and that he is well able to contribute more for the support of his child than he is presently contributing.

NOW THEREFORE THE PREMISES CONSIDERED; the Complainant prays that this Honorable Court will set this motion down for

hearing and that upon a hearing thereof this Honorable Court will increase the amount of support for said minor child to an amount which in the judgment of this Honorable Court will allow the Complainant to properly care for and support said child.

Groves C. Hillard
Groves C. Hillard, Solicitor for the
Complainant.

Respondent may be served at:

Alabama Alcoholic Beverage Control Store
Fairhope, Alabama.

filed June 6, 1957
Alice J. Luck, Reg.
Executed June 21, 1957.

3171

Delores S. Clay

vs.

W. Eugene Clay

95

FILED

JUN 6 1957

ALICE J. DUCK, Register

received 6 day of June 1957
nd on 21 day of June 1957
served a copy of the within motion
n W. Eugene Clay

By service on _____

TAYLOR WILKINS, Sheriff

By Stadham

Fairhope, Ala.

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

Stadham
DEPUTY SHERIFF

Dolores S. Clay
Complainant


vs

Eugene Clay
Respondent

Circuit Court
Baldwin County
Alabama
In Equity

Comes Eugene Clay, Respondent in the above titled cause, and, for answer to the Bill of Complaint therein filed, says that he denies each and every allegation therein contained.

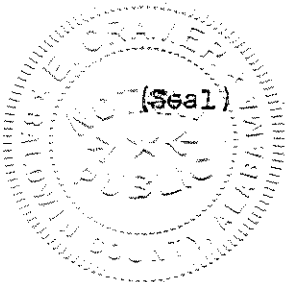
Respondent further waives the right to demand for and issuance of formal commission to take testimony, the right to cross examine Complainants' witnesses or to introduce evidence in his own behalf and he agrees that the within cause may be submitted for final decree at any time without further notice to him upon Complainants' pleadings and evidence as noted by the Register.

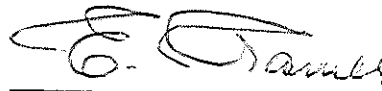

Eugene Clay

State of Alabama
Baldwin County

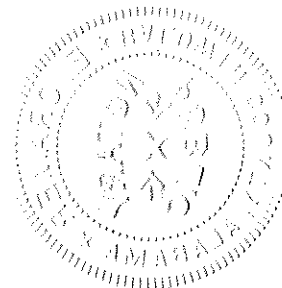
Personally appeared Eugene Clay, known to me, and he acknowledged that he signed the foregoing answer and waiver voluntarily with the full knowledge of the contents thereof and of the purposes thereof.

Given under my hand and official seal this 5th day of January 19 54.




Notary Public, Baldwin County, Alabama

3171



Answer

filed 1-7-54
Deise J. French
Pay

1218m

Dolores S. Clay
Complainant

vs

Eugene Clay
Respondent

Circuit Court
Baldwin County
Alabama
IN EQUITY

To the Honorable Hubert M. Hall, Judge of said Court, sitting in Equity;
Comes Dolores S. Clay and exhibits this, her Bill of Complaint against
Eugene Clay, and respectfully shows unto Your Honor as follows;

First: Complainant, whose age is 25 years, and Respondent, whose age is
27 years, intermarried August 3rd 1948 at and within Fairhope, Baldwin County,
Alabama, and both parties hereto have been legal residents thereof from prior
to said marriage to date of the filing hereof and continue to be residents
thereof.

Second: To said marriage was born a child, Sandra Clay, now aged 3 years.

Third: For more than one year past, on several occasions, Respondent has
committed acts of physical violence upon the person of Complainant so as to
put her in fear of her health, life and limbs and, from his conduct, there is
reasonable apprehension that he might continue so to do.

The premises considered, Complainant prays that said Eugene Clay be, by all due
and appropriate process, made party defendant to the within suit, that he be
compelled to answer, plead or demur to the several paragraphs hereof within the
time prescribed by law and that he be compelled to abide and obey all orders and
decrees made in the premises.

Complainant further prays, upon a hearing of the within cause, that ~~an order~~ a decree be
ordered and entered forever divorcing Complainant from said Eugene Clay, grant-
ing her custody and control of said child, granting that Respondent pay such
sums periodically toward the maintenance and support of said child as may seem
meet and proper and granting her such other, further, different and general re-
lief as, in Equity, may seem meet and proper.

E. A. Cramer
Solicitor for Complainant


Dolores S. Clay, Complainant

Arthur J. Clay
vs.
Eugenie Clay

Bill of Complaint

FILED
JAN 5 1954

ALICE J. BECK, Register

111800

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Frances G. Crawford

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 Delores C. Clay and
Rollie Stapleton

as witnesses in behalf of Complainant in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein
Delores S. Clay

Complainant
and Eugene Clay

Respondent

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

Witness 7th day of January, 1954

Grace G. Mack
Register.

Commissioner's Fee, \$

Witness' Fees, \$

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

Dolores S. Clay

Complainant

VS.

Eugene Clay

Respondent

I, Frances G. Crawford,

as Register and Commissioner

have called and caused to come before me Dolores S. Clay and Rollie Stapleton

witnesses named in the Requirement for Oral Examination, on the 7th day of January
~~1954~~ 1954 at the office of E. A. Cramer, Attorney,
 in Fairhope, Alabama, and having first sworn said Witnesses to speak the
 truth, the whole truth, and nothing but the truth, the said Dolores S. Clay
 doth depose and say as follows:

I am 25 years old and my husband, Eugene, is 27. We married August 3rd 1948 in Fairhope, Alabama. We have a child, Sandra, now aged 3 years. On December 27th 1953, after a great deal of trouble, we separated. The reason for our separation was that my husband has been, for some time, mistreating me. He got to drinking heavily and staying out until all hours of the night. On several occasions, when I took him to task for his drinking and staying out, he beat me. The final culmination took place on December 27th 1953 when he came in at almost daylight. He was intoxicated at that time. When I remonstrated with him, he started beating me and I made up my mind then that I could not stand any more of his treatment. After he had somewhat slept it off, I told him that we had reached the end and that I could no longer go on in fear of what he might do to me. I told him that one of us would have to leave. He decided to do so and then packed his things and got out. If I am granted a divorce, I want nothing from him for myself but I feel that he should be ordered to stand some of the support for Sandra. I don't know how much he earns but if he is ordered to pay \$30.00 per month for Sandra, I can get by alright. I am, also, asking for the custody and control of Sandra. We have both lived in Fairhope since prior to our marriage in 1948 and both Gene and I have remained residents of Fairhope for many years to the present date.

Dolores S. Clay

And the said Rollie Stapleton doth depose and say as follows;

I am the Mother of Dolores. I know that she and Gene were married August 3rd 1948 in Fairhope, Alabama, and have continued to be residents thereof ever since to this date. I know that Gene has not been treating her right, that he has been drinking heavily, running around and gambling. I know, also, that they separated December 27th 1953 and it was on that date that Dolores told me that she could not take any more of his beatings. Lord knows, she has given him chance after chance to mend his ways but, apparently, he finds it impossible to do so.

Rollie Stapleton

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ORAL EXAMINATION.

I, Frances G. Crawford, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witness as and read over to them and they 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 ~~and had previously 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 7th day of January, 1954. ~~1954~~

Frances G. Crawford (L. S.)

NO. _____ PAGE _____

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

vs. Complainant

Respondent.

Oral Deposition

Filed 1-11, 1954

Leif J. J. J. J., Register.

Recorded in

Record

Vol. _____ Page _____

Register.