

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Ruby Gammage, Complainant

vs.

Gilmer D. Gammage, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on answer & 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 Ruby Gammage is forever divorced from the said Gilmer D. Gammage for and on account of Habitual drunkenness.

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 Ruby Gammage the Complainant pay the cost herein to be taxed, for which execution may issue.

This 17th day of March, 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 _____, 1954

Register of Circuit Court, In Equity.

No. 3715 Page _____

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Ruby Gammage

Complainant

vs.

Gilmer D. Gammage

Respondent

DIVORCE DECREE

FILED
MAR 17 1954
ALICE J. DUCK, Register

RUBY GAMMAGE

vs.

GILMER D. GAMMAGE

THE STATE OF ALABAMA

Baldwin County

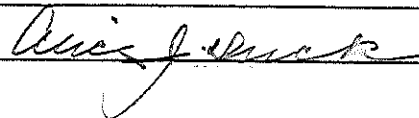
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
and the Testimony of the Complainant and witness, Joseph Pose

and in behalf of Defendant upon Answer & Waiver

E. G. Rickarby



Register.

No. 4

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

VS.

NOTE OF TESTIMONY

Filed in Open Court this

FILED

day of

MAR 17 1954

, 194

ALICE J. DICK, Register

Register.

Printed by the Baldwin Times

My name is JOSEPH POSE and I live next door to Ruby Gammage who is bringing suit for divorce against her husband, Gilmer D. Gammage.

Prior to her filing suit for divorce both she and her husband were bona fide residents of Baldwin County, Alabama, for at least three years preceding the filing of her bill, and that they lived here in Fairhope, Alabama, since they were married.

I know that the Complainant and Respondent separated on approximately the 21st day of February, 1954, and to my knowledge they have lived separate and apart from that date. I know this because I live next door and I have not seen him come since that date.

Since they were married I have seen him on numerous occasions when he would come home drunk and know that he would go on periodic sprees.

Although I do not know of my personal knowledge that he ever struck her I do know that she was not happy and she told of his striking her on the 21st of February, when they separated.

Because of his conduct toward her I think it would be better for all concerned for them to be separated.

Joseph Pose

Subscribed and sworn to before me this the 11th day of March, 1954.

Glenn C. Debell
Commissioner.

3215-
Ruby Gammage,
Complainant

-VS-

Gilmer D. Gammage,
Respondent

Testimony of
Joseph Pose

FILED
MAR 17 1954
ALICE J. DUCK, Register

RUBY GAMMAGE,
Complainant

-vs-

GILMER D. GAMMAGE,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

BILL OF COMPLAINT

To the

HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Comes RUBY GAMMAGE and by this her bill of complaint
presented against GILMER D. GAMMAGE, respectfully shows:

FIRST: That Complainant and Respondent are both over
the age of twenty-one years and that both are now and have been
for more than three years next preceding the filing of this, her
bill of complaint, bona fide residents of Baldwin County, Alabama,
living in Fairhope, Alabama.

SECOND: That Complainant and Respondent were married
January 20, 1952, in Pascagoula, Mississippi, but lived together
as husband and wife in Fairhope, Baldwin County, Alabama, up un-
til the 21st day of February, 1954, when they separated for the
cause hereinafter stated, and have not lived together since that
time.

THIRD: Complainant alleges that after her marriage with
the Defendant he has become addicted to habitual drunkenness and
the condition has gone from bad to worse until the 21st day of
February, 1954, when they separated due to his drinking. He went
on periodic sprees about once every three weeks for at least the
last year.

Complainant further alleges that the Respondent has com-
mitted actual violence upon her person attended with danger to her
life or health by striking her at their home in Fairhope on or
about the 21st day of February, 1954.

FOURTH: Complainant alleges that she and Respondent have
settled their matrimonial affairs and she is making no claim for

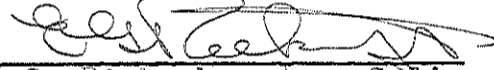
alimony, counsel fees, or costs of this proceeding.

THE PREMISES CONSIDERED, Complainant prays that Gilmer D. Gammage be made party defendant to this bill by proper process and required to answer within the time required by law.

Complainant further prays that upon a hearing of this cause a decree be rendered forever divorcing her from the said Gilmer D. Gammage granting her the right to re-marry agains should she so desire and to resume her former name, and to have such other, further or different relief as to equity may seem meet.

RICKARBY & RICKARBY

By:


E. G. Rickarby, Jr., Soli-
citor for Complainant.

No 3215

Ruby Gammage,
Complainant

vs-
RECORDED
Gilmer D. Gammage,
Respondent

Bill of Complaint

FILED
MAR 17 1954

WILLIAMSON, Register

My name is Ruby Gammage and I am filing this bill of divorce against my husband, Gilmer D. Gammage.

We are both over the age of twenty-one years and have been living here in Fairhope, Baldwin County, Alabama, for over ten years. I came here in 1942, and he came here in Baldwin County in about 1948 and we have been continually living here in Fairhope during that time.

We were married at Pascagoula, Mississippi, on the 20th day of January, 1952, and lived together here in Fairhope until the 21st day of February, 1954.

During the last year my husband, Gilmer D. Gammage, started drinking to excess. He would do his drinking periodically and go on drinking sprees and be on them for three weeks at a time and when he did that he would not even try to work or do anything and would be cross, irritable and abusive. Then he would swear off, say he wasn't drinking anymore, and in about six weeks would start all over again.

This went from bad to worse until this February when he went on a bad spree and was most quarrelsome, came home and accused me about everything and struck me and I had to have him arrested, and we have not lived together since then.

When he would go on these sprees he would first come home and just stay around the house drunk and I would have to leave the house and then he would get drunk and leave the house and be gone for two or three days. Prior to our marriage he did not drink to excess like that.

On about the 21st of February, 1954, he came home drunk and struck me with his open hand and bruised my face badly and beat me severely. The way he struck me was dangerous to my life and health.

We have settled our financial affairs and I am making no claim on him for any money but am asking for a divorce and

the right to re-marry and resume my former name.

Ruby Dammage

Subscribed and sworn to before me this the 12th
day of March, 1954.

Glenn C. Schell
Commissioner

3217 =
Ruby Gammage,
Complainant

-VS-

Gilmer D. Gammage,
Respondent

Testimony of
Ruby Gammage

FILED
MAR 17 1954

ALICE J. BUCK, CLERK

RUBY GAMMAGE,
Complainant

-vs-

GILMER D. GAMMAGE,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

WAIVER

Comes GILMER D. GAMMAGE, Respondent in the above styled cause and for answer to the bill of complaint says he denies each allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same and of the right to introduce evidence in his own behalf.


Respondent further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

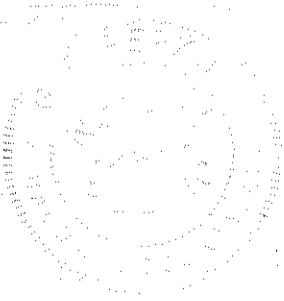

Respondent

STATE OF ALABAMA:
COUNTY OF BALDWIN:

Before me, the undersigned Notary Public, personally appeared Gilmer D. Gammage who is known to me to be the Respondent above named and who acknowledged that he executed the foregoing answer voluntarily with knowledge of its contents.

WITNESS my hand and official seal this the 8 day of February, 1954.


Notary Public, Baldwin County, Alabama.



703215
Ruby Gammage,
Complainant

-vs-

Gilmer D. Gammage,
Respondent

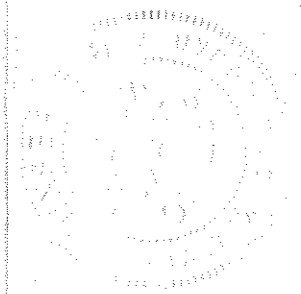
WAIVER

RECORDED

FILED

MAR 17 1954

MISS. SUP. COURT, Register



I, Florence C. Isbell, acting as Commissioner by agreement of parties, do hereby certify that in a case pending in the Equity side of the Circuit Court of Baldwin County, Alabama, wherein Ruby Gammage is Complainant and Gilmer D. Gammage is Defendant, I caused the witnesses, namely; Joseph Pose and Ruby Gammage, who were made known to me, to come to my office in the Bank Building in the City of Fairhope, Alabama, where the said witnesses after being first duly sworn by me, upon examination by E. G. Rickarby, Jr., Esq., of Counsel for Complainant, testified as hereinbefore written ;

And 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 kin to either of the parties to the cause, or anywise interested in the results thereof.

IN WITNESS WHEREOF, I hereunto set my hand and seal as Commissioner this the 12th day of March, 1954.

Florence C. Isbell
Commissioner.

7203215-
Ruby Gammage,
Complainant

-vs-

Gilmer D. Gammage,
Respondent

Commission by Agreement

RECORDED

FILED
MAR 17 1954

ALICE A. BRICK, Registrar

LAW OFFICES

RICKARBY & RICKARBY

FAIRHOPE, ALABAMA

ELLIOTT G. RICKARBY
(DECEASED)

E. G. RICKARBY, JR.

13 March 1954

Mrs. Alice J. Duck
Clerk Circuit Court
Bay Minette, Ala.

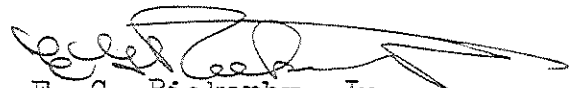
Dear Mrs. Duck:

Re: Ruby Gammage
Vs: Gilmer D. Gammage

With this we are handing you \$15.00 deposit for costs, waiver, bill of complaint, and testimony in the above mentioned case.

Please process.

Yours very truly,



E. G. Rickarby, Jr.

R/i
1902
Encs.

VERNON S. REYNOLDS

ANGLICAN PROTESTANT

1911-1912

3215

FILED

MAR 17 1954

MICHAEL J. WILK, Registrar