

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

JOHN W. CHELMO

, Complainant

vs.

MATTIE LEE CHELMO

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on July 23, 1954 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 John W. Chelmo is forever divorced from the said Mattie Lee Chelmo 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 payment of the cost of this suit.

It is further ordered that John W. Chelmo the Complainant pay the cost herein to be taxed, for which executed may issue.

This 8 day of September, 1954.

Hubert M. Hall
Judge Circuit Court, In Equity.

I, Alice J. Duck, 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 September, 1954.

Register of Circuit Court, In Equity.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

*Filed 9-8-34
Aries J. French
Clerk*

JOHN W. CHELMO,

Complainant,

VS.

MATTIE LEE CHELMO,

Respondent.

IN THE CIRCUIT COURT OF

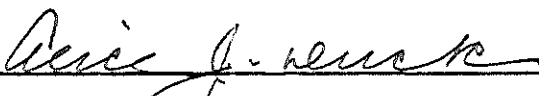
BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3247

DECREE PRO CONFESSO

In this cause, it being made to appear to the register, that a summons, requiring the Respondent, Mattie Lee Chelmo to appear and plead to or answer the bill of complainant in this cause, within 30 days from the service upon her, was served upon her by a proper officer of Baldwin County, Alabama, on the 15th day of May, 1954, and the said Respondent having failed to plead to, answer or demur to the said bill of complainant to the date hereof, it is, therefore, on motion of Complainant's solicitor, ordered and decreed that the said bill of complainant in this cause be, and it hereby is, in all things taken as confessed against the said Respondent.

Done on this the 23rd day of July, 1954.


Register

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ALICE J. OMCK, Registrar

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JOHN W. CHELMO,

Complainant,

VS.

MATTIE LEE CHELMO,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NO. 3247

MOTION FOR DECREE PRO CONFESSO

Now comes the Complainant in the above styled cause and shows unto the register that a summons was issued out of this court on the 6th day of May, 1954, directed to Mattie Lee Chelmo, Respondent herein, ordering her to appear and plead, answer or demur within 30 days from the service thereof to the bill of complaint in this cause; and that a copy of the said summons was duly served up on the said Respondent by the proper officer on the 15th day of May, 1954, and that the said Respondent has to the date hereof failed to plead, answer or demur to said bill of complaint;

WHEREFORE, Complainant moves that a decree pro confesso be entered against the said Respondent.

Dated this the 23rd day of July, 1954.



Solicitor for Complainant.

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ALICE A. WICK, Registrar

JOHN W. CHELMO,

Complainant,

VS.

MATTIE LEE CHELMO,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

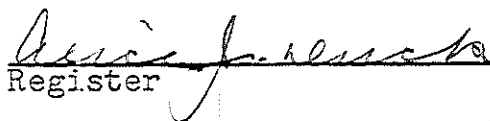
IN EQUITY. NO. 3247

NOTE OF SUBMISSION

This cause coming on to be heard on this date is submitted for final decree on behalf of the Complainant on the following:

1. Original Bill of Complaint
2. Decree Pro Confesso against Respondent.
3. Testimony of John W. Chelmo taken before Commissioner.

Dated this the 8th day of September, 1954.


Register

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ALICE J. DICK, REGISTRAR

JOHN W. CHELMO,

Complainant,

VS.

MATTIE LEE CHELMO,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

ORAL DEPOSITION

I, Harman E. Chapman, as Commissioner

heretofore appointed by this court for calling and causing to come before me John W. Chelmo, the witness named in the requirement for oral examination on the 30th day of August, 1954 at Camp ~~6~~ Herman
Air Force Base, New Brunswick
Kilmer, New Jersey and having first sworn said witness to speak the truth, the whole truth and nothing but the truth, the said John W. Chelmo doth depose and say as follows:

That he is over the age of 21 years and is a resident of Baldwin County, Alabama and has been a bona fide resident of the State of Alabama for more than nine years next preceding this deposition, but that he is presently in the Armed Forces of the United States. The Respondent, Mattie Lee Chelmo is over the age of 21 years and resides at Robertsdale, Baldwin County, Alabama.

That he and the respondent were lawfully married on or about, to-wit, January 8, 1950, at Jackson, Mississippi.

That the said Respondent has since his said marriage with her become addicted to habitual drunkenness and that said habit has continued since approximately April, 1953 until the present time.

That no children were born of this marriage.

John W. Chelmo

John W. Chelmo

STATE OF NEW JERSEY)

COUNTY)

I, Harman E. Chapman, as 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 him and he signed the same in the presence of myself at the

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ALICE J. DUCK, Register

time and place herein mentioned; that I have personal knowledge of personal identity of said witness, that I am not of counsel or of kin to any of the parties to said cause, or in 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 the ^{30th} day of August, 1954.

A handwritten signature in cursive script, reading "Harman E. Chapman", written over a horizontal line.

HARMAN E. CHAPMAN
Major, USAF
Staff Judge Advocate

STATE OF ALABAMA)
*
BALDWIN COUNTY)

BOOK 015 PAGE 347

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon MATTIE LEE CHELMO to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the Bill of Complaint filed against her by JOHN W. CHELMO.

WITNESS my hand this the 26th day of May, 1954.

Alvin J. Smith
Register.

JOHN W. CHELMO,)	
Complainant,)	IN THE CIRCUIT COURT OF
VS.)	BALDWIN COUNTY, ALABAMA
MATTIE LEE CHELMO,)	IN EQUITY
Respondent.)	

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

Your Complainant, John W. Chelmo, respectfully represents
and shows unto the Court and your Honor as follows:

1. Your Complainant is over the age of twenty-one years
and is a resident of Baldwin County, Alabama, and has been a bona
fide resident of the State of Alabama for more than nine years
next preceding the filing of this Bill of Complaint, but he is pre-
sently in the Armed Forces of the United States, and is stationed
at Norton Air Force Base, San Bernardino, California. The Respon-
dent is over the age of twenty-one years and resides at Robertsdale,
Baldwin County, Alabama.

2. Your Complainant and the Respondent were lawfully
married on or about, to-wit, January 8, 1950, at Jackson, Mississippi

3. Your Complainant further avers and alleges that the
said Respondent has, since his said marriage with her, become ad-
dicted to habitual drunkenness, and that said habit has continued
to the filing of this bill.

4. Your Complainant further alleges that there were no
children born of this marriage.

The premises considered, your Complainant makes the said
Mattie Lee Chelmo a party Respondent to this Bill of Complaint, and
in order that he may have the relief herein prayed for, may it
please the Court to cause the States Writ of Subpoena to be issued,
directed to the said Respondent, Mattie Lee Chelmo, commanding her
to plead, answer or demur to this Bill of Complaint, within the
time required by law; and that on a final hearing of this cause,
that this Court will make and enter a decree divorcing your Complain-
ant from said Respondent and that this Court grant such other, fur-
ther and different relief as may be just and proper, the premises
considered.

x *John W. Chelmo*
Complainant.

THE STATE OF ALABAMA, }
BALDWIN COUNTY.

Circuit Court

TO: MAJOR HARMAN E. CHAPMAN
Staff Judge Advocate
6605th Air Base Wing
E. Harmon AFB
APO 364, c/o PM.
New York, New York

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 John W. Chelmo

as witnesses in behalf of John W. Chelmo in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein John W. Chelmo is

_____, Complainant
and Mattie Lee Chelmo is

_____, Respondent

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

Witness 9th day of August, 1945

Reisf-Hueck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____