

The State of Alabama, Baldwin County

Circuit Court, In Equity

RUBY W. HARDY

, Complainant

vs.

CLARENCE H. HARDY

, 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 W. HARDY is forever divorced from the said CLARENCE H. HARDY for and on account of INTOLERABLE CRUELTY

It is further ordered, adjudged and decreed that said Ruby W. Hardy shall have custody and control of the children, Clarence H. Hardy, Jr. and Charles William Hardy:

It is further ordered, adjudged and decreed that said Clarence H. Hardy shall pay to Complainant the sum of \$60.00 Dollars, monthly, as support for said children and the sum of \$40.00 Dollars, monthly, as alimony;

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

This 14th day of November, 1951

Telfair J. Mashburn, Jr.

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 15th day of November, 1951

Register of Circuit Court, In Equity.

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Ruby W. Hardy

vs.

Clarence H. Hardy

, Complainant

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Declaratory Complaint~~ 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 Ruby W. Hardy is forever divorced from the said Clarence H. Hardy for and on account of Intolerable Cruelty

It is further ordered, adjudged and decreed that said Ruby W. Hardy shall have custody and control of the children, Clarence H. Hardy, Jr. and Charles William Hardy;

It is further ordered, adjudged and decreed that said Clarence H. Hardy shall pay to Complainant the sum of \$60<sup>00</sup>/<sub>xx</sub> Dollars, monthly, as support for said children and the sum of \$40<sup>00</sup>/<sub>xy</sub> Dollars, monthly, as alimony;

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

This 14<sup>th</sup> day of November, 1951.

J. J. G. Madison, Jr.  
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.

Ruby W. Hardy  
Complainant

vs

Clarence H. Hardy  
Respondent

Circuit Court

Baldwin County

Alabama

In Equity

To the Honorable Telfair J. Mashburn, Jr., Judge of said Court,  
sitting in Equity;

Comes Ruby W. Hardy and exhibits this, her Bill of Complaint, and  
shows unto Your Honor as follows:

First: Complainant, whose age is 31 years, and Respondent, whose age  
is 37 years, intermarried July 24th 1943 at Lucedale, Mississippi.

Second: Since said marriage, the parties hereto have been residents  
of Baldwin County, Alabama, and continue as such residents.

Third: To said marriage were born two children, namely; Clarence H.  
Hardy, Jr., now aged 6 years, and Charles William Hardy, now aged 3  
years.

Fourth: On several occasions, Respondent has committed acts of phy-  
sical violence upon the person of Complainant so as to put her in  
fear of her health, life and limb, and, from his conduct, there is  
reasonable apprehension that he may repeat such acts.

The premises considrered, Complainant prays that said Clarence H. Hardy be,  
by all due and appropriate process, made party Defendant to this suit, that  
he be compelled to plead, demur or answer to the several paragraphs of the  
within Bill within the time prescribed by law and that he be compelled to  
abide and obey all orders and decrees made in the premises.

Further, upon a hearing of the within cause, Complainant prays that a  
decree be rendered forever divorcing her from said Clarence H. Hardy,  
granting her the care and custody of said minor children, granting her  
proper alimony and support for said children and granting her such other  
further and different relief as to Your Honor may seem meet and proper.

E. A. Cramer

E. A. Cramer  
Solicitor for Complainant

Ruby W. Hardy

No 2724

Ruby W. Hardy

vs.

Clarence W. Hardy

Bill of Complaint

RECORDED

FILED

SEP 25 1951

ALICE J. DUCK, Register

Ruby W. Hardy  
Complainant

vs

Clarence H. Hardy  
Respondent

Circuit Court  
Baldwin County  
Alabama  
In Equity

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

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

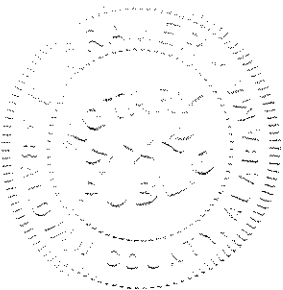
Clarence H. Hardy

State of Alabama  
Baldwin County

Personally appeared Clarence H. Hardy, known to me, and he acknowledged that he signed the foregoing answer and waiver VOLUNTARILY with full knowledge of the contents thereof.

Given under my hand and official seal this 17<sup>th</sup> day of September, 1951.

E. Cramer  
Notary Public, Baldwin County, Alabama



No 2724

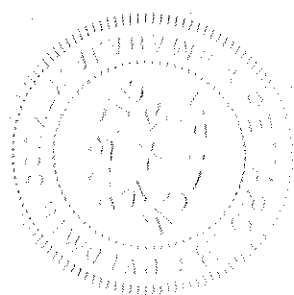
RECORDED

*Answer and Waiver*

FILED

SEP 25 1951

ALICE J. DUCK, Register



THE STATE OF ALABAMA  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Ruby W. Hardy

Complainant

VS.

Clarence H. Hardy

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me

Ruby W. Hardy

witness named in the Requirement for Oral Examination, on the 25th day of September

~~1951~~ 1951, at the office of E. A. Cramer, Attorney.

in Fairhope, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Ruby W. Hardy

doth depose and say as follows:

I am 31 years old and my husband, Clarence, is 37. We were married on July 24th 1943 at Lucedale, Mississippi. We have two children, Clarence H. Hardy, Jr., now 6, and Charles William Hardy, now 5. We lived in Baldwin County, Alabama, since our marriage and we are both still residents of Baldwin County. For some time, my husband has been mistreating me. Mainly, the complaint is that he has been running around with another woman. I cannot stand for this and, each time when I have told him that it would have to stop, he would fly into a rage. Of course, he denied it but I have had positive information that he was lying. He has beaten me on several occasions, the last time being on September 1st 1951 when he punched me around so that I was bruised and so badly frightened that I have been on the verge of a nervous break down since. His average earnings have been about \$3000.00 a year. I cannot go on living with him. I am afraid that he will kill me if I do. I feel that I am entitled to have the custody and care of our two children and I think he ought to be ordered to pay a proper amount toward our support. At least \$100.00 a month. I am willing that Clarence shall have the right to visit with the children, reasonably. We have no property and such money as he has saved, he has agreed to turn over to me. Mr. Cramer, my attorney, has made arrangements that the money be paid over to me. I cannot produce any one to corroborate my statements because he always beat me when there was no one around.

Ruby W. Hardy

ORAL EXAMINATION.

I, Frances G. Crawford, 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 \_\_\_\_\_ and \_\_\_\_\_ 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 \_\_\_\_\_ or had proof 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 25th day of September, 1951.

Frances G. Crawford (L. S.)

NO. _____	PAGE _____
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY.	
vs.	Complainant
Respondent.	
Oral Deposition	
Filed _____, 194 _____	Register.
Altered 18th	Record
Vol. _____	Page _____
Register.	



E. A. CRAMER  
ATTORNEY AT LAW  
FAIRHOPE, ALABAMA

Honorable Telfair J. Mashburn, Jr.  
Circuit Court  
Bay Minette, Alabama

Re: Hardy vs Hardy

Dear Judge:

In this matter, I would appreciate your fixing the amounts to be set as support and alimony. My thought is that the children ought to be allowed \$60.00 per month and Mrs. Hardy \$50.00. I am informed that Hardy has left these parts and the problem of collecting will be quite nebulous. He did turn over their savings and I feel that he will do his best to remit to Mrs. Hardy.

My personal good wishes.

EAC:gw

Respectfully yours,

*Nick*

RUBY W. HARDY

vs.

CLARENCE H. HARDY

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

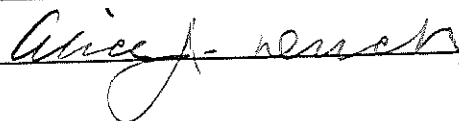
This cause is submitted in behalf of Complaint upon the original Bill of Complaint, \_\_\_\_\_

Answer and Waiver

Testimony of Complainant

and in behalf of Defendant upon Answer and Waiver

B. A. Cramer

  
Register.

No. ....

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 18<sup>th</sup>

day of Oct, 1951

Avery J. Alcock  
Register.

Printed By The Baldwin Times

2724