

(2732)

DIVORCE DECREE

Printed by Moore Ptg. Co.

The State of Alabama, Baldwin County

Circuit Court, In Equity

Theresa Carter Savage

, Complainant

vs.

Clifton Savage

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on service by registered mail 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 Theresa Carter Savage is forever divorced from the

said Clifton Savage for and on account of

1. Habitual intemperance

2. Voluntary abandonment

It is further ordered, adjudged and decreed that the Complainant may resume the use of her maiden name, Theresa Carter;

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 Theresa Carter Complainant the ~~Respondent~~ pay the cost herein to be taxed, for which execution may issue.

This 19th day of January, 1952.

Felton J. Mathis
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.

No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED

JAN 19 1952

ALICE J. DUCK, Register

Theresa Carter Savage

vs.

Clifton Savage

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, _____

Testimony of Complainant and witness, Willie L. Carter

and in behalf of Defendant upon _____ Decree Pro Confesso on Registered Mail

E. A. Cramer,
Solicitor For Complainant

Willie L. Carter
Register.

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No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

THERESA CARTER SAVAGE

vs.

CLIFTON SAVAGE

NOTE OF TESTIMONY

Filed in Open Court this 19th.....

day of January....., 1942.....

David A. Smith
Register.

Printed By The Baldwin Times

629 Diamond Ave
South Bend 14 Ind.
Nov. 9, 1951

To Whom it may concern;

This is in answer to the letter that I received from the circuit court clerk stating that Theresa Carter Savage has filed for a divorce.

She can have the divorce and I would like to know what else.

B. Carter Savage

Theresa Carter Savage
Complainant

vs

Clifton Savage
Respondent

Circuit Court

Baldwin County

Alabama

In Equity

To The Honorable Telfair J. Mashburn, Jr., Judge of said Court,
sittin in Equity;

Comes Theresa Carter Savage and exhibits this, her Bill of Complaint
against Clifton Savage and shows unto Your Honor:

First: Complainant, whose age is 27 years, and Respondent, Clifton
Savage, whose age is 37 years, intermarried in Fairhope, Alabama, on
October 17th 1945.

Second: For more than one year past, Complainant has been a resident
of said Fairhope.

Third: Subsequent to said marriage, Respondent became addicted to the
habitual use of alcoholic liquors and to habitual intoxication.

Fourth: On or about June 15th 1950, Respondent voluntarily abandoned
Complainant and has continued said abandonment with total neglect of
the marital covenant on his part ever since to date hereof.

The premises considered, Complainant prays that said Clifton Savage be,
by all appropriate process, made party defendant to this suit, that he
be compelled to plead, demur or answer 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 a decree
be rendered forever divorcing her from said Clifton Savage, giving her the
right to resume the use of her maiden name, Theresa Carter and granting
such other, further and different relief as may be meet and proper in
Equity.

Respondent resides at
629 Diamond Avenue
South Bend 19, Indiana
Service is desired by registered mail.

E. A. Cramer
Solicitor for Complainant

The State of Alabama,
Baldwin County.

No. 2732..... CIRCUIT COURT, IN EQUITY.

Theresa Carter Savage

Complainant.....

Vs.

Clifton Savage

Defendant.....

Motion is hereby made for a Decree Pro Confesso against

Clifton Savage

Defendant.....

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant....., and that said summons was duly served by Registered Mail, according to law, and that said Defendant..... ha...s. failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 23rd day of November, 19 51.

November 19, 1931.
E. A. Gammell, Solicitor.

No. 21732

Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

Vs.

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 11-24, 1957.

Richard Henrich
Register.

Recorded in Record,

Vol. Page

Register.

Theresa Carter Savage

vs.

Clifton Savage

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

No. 2732

In this cause it being made to appear to the Register that on the 10th day of October, 1951, ~~1952~~, a copy of the Bill of Complaint filed in this cause was sent to Clifton Savage

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on ~~1952~~ October 13th 1951 ~~1952~~, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said

Clifton Savage Defendant

This the 24th day of November, 1951. ~~1952~~

Alfred H. Huch Register.

No. 2732

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

vs.

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 14th day of

Nov, 1927.

Wm. H. Black, Register

Entered in O. B. _____ Page _____

Theresa Carter Savage

Complainant

vs.

Clifton Savage

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No. 2732

DEMAND FOR ORAL EXAMINATION

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Bay Minette, in the County of Baldwin

Alabama, the place of trial of said cause, to-wit:

Theresa Carter Savage

Willie D. Carter

2. That said Complainant requires an oral examination of said witnesses before a Commissioner appointed by the Register of this Court.

E. G. Crawford
Solicitor for Complainant

NOTE:

Complainant suggests the name of Frances G. Crawford

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

E. G. Crawford
Solicitor for Complainant.

DEMAND FOR ORAL EXAMINATION

Complainant

vs.

Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this 24th day of Nov

1947

Asis J. Jones Register
Moore Printing Co.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Francis B. 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 Theresa Carter Savage

and Willie D. Carter

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

Theresa Carter Savage

_____, Complainant

and Clifton Savage

_____, Respondent

on oath, to be by you administered, upon Thurs

to take and certify the deposition of the witness and return the same to our Court, with all
convenient speed, under your hand.

Witness 24th day of Nov, 1951

Amie J. Hucker
Register.

Commissioner's Fee, \$ NONE

Witness' Fees, \$ NONE

No. 2732

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Theresa Carter Savage

Complainant—

vs.

Clifton Savage

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

Theresa Carter Savage

Complainant

VS.

Clifton Savage

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me

Theresa Carter Savage

Willie D. Carter

witnesses named in the Requirement for Oral Examination, on the 29 day of December 1945, 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 Theresa Carter Savage doth depose and say as follows:

I am 27 years old and Clifton is 37. We were married in Fairhope, Alabama, on October 17th 1945. We lived in Fairhope as husband and wife at the time after our marriage and until July of 1947 when we moved to South Bend, Indiana. After our marriage and particularly after we moved to South Bend, Clifton began to drink more and more. He would go out for days on end and stayed drunk. He would come home in such condition that it was impossible to live with him. Despite repeated promises to do better, he kept right on. Finally, he went away and left me to my own efforts to get along. This was in March of 1950. I could not get along and in May, 1950, I moved back to Fairhope where I lived with my Mother. I have lived in Fairhope ever since. He has made no effort to resume a decent and sober life with me since he quit. We have no children. We did have a small house in Fairhope and Mr. Cramer was able to arrange that it be deeded to me. There is no other property. I am teaching school now in Alabama and have been doing so since shortly after I came back. If I am granted a divorce, I would like the right to resume the use of my maiden name, Theresa Carter.

And the said Willie D. Carter doth depose and say as follows:

I am Theresa's Mother. I know that Clifton was drinking heavily before they went to South Bend and that he got drunk regularly. Theresa came back to live with me in Fairhope during the early part of 1950 and I know that Clifton has never helped her nor made any effort to be decently with her since she came back here. I have not seen him since she came back.

Willie D. Carter

2732

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 29 day of December, ~~194~~ 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 <u>1-19</u> , 19 <u>51</u>	Record
<u>Miss Duchs</u> , Register.	Record
Recorded in	Page _____
Vol. _____	Register.

1/18/51

Miss Alice —

Please send me bill
for costs — Would like
decreed soon, if possible.
M. A. Tramer

RECEIPT FOR REGISTERED ARTICLE No. 359

Fee paid 25

(Date)

10-17, 1951

Class postage paid

Return receipt fee

Declared value, \$

Special delivery fee

Surcharge paid, \$

Restricted delivery
(Accepting employee will place
initials in proper space)

in person

or order

Fee paid

From

Alice J. Duck, Clerk

(Street and number)

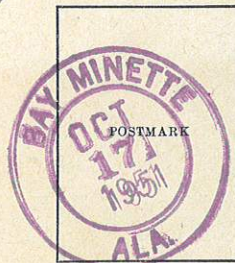
(Post office and State)

Addressed to

Bm aly
679 Diamond Ave PO Bend Ind

(Street and number)

(Post office and State)



Postmaster, per

GPO c9-16-12666-5

2732