

DIVORCE DECREE

MOORE FIG. CO.

The State of Alabama, Baldwin County

Circuit Court, In Equity

CATHERINE CLEMENT

, Complainant

vs.

ARTHUR W. CLEMENT

, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso, on oral deposition 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 Catherine Clement is forever divorced from the said Arthur W. Clement for and on account of

CORUELY

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 Catherine Clement the Complainant pay the cost herein to be taxed, for which execution may issue.

This 4th day of December, 1951

Jeffair J. Madibury 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.

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No. _____ Page _____

The State of Alabama
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

Filed 12-4-5-1
Recd. & Entered
Registrar

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon Arthur W. Clement to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by Catherine Clement against the said Arthur W. Clement, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Defendant shall in no wise omit, under penalty of the law. And we further command that you return this writ with your endorsement thereon, to our said court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Circuit Court this the ____ day of December, 1951.

CATHERINE CLEMENT

COMPLAINANT

VS

ARTHUR W. CLEMENT

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE TELFAIR J. MABEURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Now comes your complainant, Catherine Clement, and humbly complaining against the defendant, Arthur W. Clement, respectfully represents and shows unto your Honor:

FIRST:

That your complainant and the said Arthur W. Clement, are each over the age of twenty-one years, and are residents of Baldwin County, Alabama, near Bay Minette, where they have resided since November, 1942.

SECOND:

That they were married in Mobile, Alabama, on February 12, 1926, and lived together as husband and wife in Baldwin County, Alabama, near Bay Minette, continuously since November 1942,

until April, 1949, when they separated because of defendant's cruelty; complainant further shows that on to-wit, the 22nd day of October, 1949, this Honorable Court made and entered an order and decree dissolving the bonds of matrimony between the complainant and said defendant; that after the rendition of the said decree ~~the defendant importuned the complainant to give him another chance~~ and promised that his attitude, conduct and treatment of this complainant would be entirely different from what it had been before and that he would cease his actions of abuse and cruelty; that being persuaded by such importuning and promises by the defendant she and defendant petitioned this Court to vacate and annul the said decree of divorce and this Court did on the 21st day of November, 1949 annul the said decree of divorce; that for a short while thereafter the defendant lived up to his promises but after the elapse of a few months he lapsed into his old habits of constantly nagging and abusing this complainant and as time went on ~~became worse and at various and numerous times cursed and abused~~ her and attempted to commit actual violence on her person; that but for her fleeing from him he would have committed actual violence of such degree and intensity that would have endangered her life or health; that because of such threats, abuse and curses complainant had cause to believe and did believe that should she continue to live with him, he would do her bodily harm attendant with danger to her life or health, and on March 15, 1950, separated from defendant because of said acts of cruelty and that they have not lived together since said date.

WHEREFORE your complainant prays that this Honorable Court will take the jurisdiction of the cause made by this bill of complaint and make the said Arthur W. Clement party defendant hereto and by appropriate process require him to plead, answer or demur to the same within the time and under the pains and penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon the final hearing of this cause this Honorable Court will make and enter a decree forever dissolving the bonds of matrimony existing between this complainant and the said defendant and complainant prays for such other, further or different relief as in equity and good conscience she shall be entitled to receive in the premises.

W. C. Beebe
Solicitor for complainant

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, _____
demand for oral examination, oral deposition of witnesses

and in behalf of Defendant upon _____

L. W. Peche
Solicitor for Complainant

Chief Clerk

Register.

No. 2757.....

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

Katherine Clement

VS.

Arthur W. Clement

NOTE OF TESTIMONY

Filed in Open Court this 4th.....

day of Dec, 1945.....

Archie J. Clement

Register.

Printed By The Baldwin Times

CATHERINE CLEMENT

COMPLAINANT

VS

ARTHUR W. CLEMENT

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

And now comes the defendant in his own proper person and accepts service of the summons and complaint in the above styled cause, and denies each and every allegation contained in the bill of complaint, and demands strict proof of the same.

The defendant waives notice of the time of taking testimony on behalf of complainant, the right to cross-examine complainant's witnesses, and agrees that this cause be submitted forthwith for final decree without further notice.

Arthur W. Clement
Defendant

STATE OF ALABAMA
BALDWIN COUNTY

I, Madelaine S. Bryson, a Notary Public in and for said State and County, hereby certify that Arthur W. Clement, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 17 day of December, 1951.

Madelaine S. Bryson
Notary Public, Baldwin County, Ala.

70 270-1

Catherine Clement
Complainant

vs.

Arthur W. Clement
Defendant

Answer & Waiver

RECORDED

Filed 12-4-87
Alice J. Jones
Registrar

Catherine Clement Complainant
vs.
Arthur W. Clement Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

No.

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:

Catherine Clement and Dorothy Trotter

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

W. C. Baker
Solicitor for Complainant

NOTE:

Complainant suggests the name of Madeline S. Bryans
as a suitable and competent person to act as commissioner upon the examination of said witnesses.

W. C. Baker
Solicitor for Complainant.

MO 275-1

DEMAND FOR ORAL EXAMINATION

Catherine Clement
Complainant

vs.

Arthur W. Clement
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Filed this 4th day of Dec

1947

Assigner Register
Moore Printing Co.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: MADELINE S. BYARS

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 CATHERINE CLEMENT and DOROTHY TROTTER

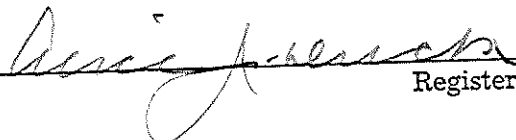
as witnesses in behalf of COMPLAINANT in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein

CATHERINE CLEMENT is Complainant
and

ARTHUR W. CLEMENT Respondent

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

Witness 4th day of December, 1951


Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 275-1

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Catherine Clement

Complainant—

VS.

Arthur B. Clement

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

CATHERINE CLEMENT

Complainant

VS.

ARTHUR W. CLEMENT

Respondent

I, MARLENE S. BRYARS

as Register and Commissioner

have called and caused to come before me CATHERINE CLEMENT AND DOROTHY TROTTER

witness named in the Requirement for Oral Examination, on the 44 day of December 1951, at the office of M. C. Bess in Bay Minette, Alabama, and having first sworn said Witness us to speak the truth, the whole truth, and nothing but the truth, the said Catherine Clement & Dorothy Trotter doth depose and say as follows:

My name is Catherine Clement. I am over the age of 21 years and a resident of Baldwin County. Arthur W. Clement, defendant in that certain suit pending in the Circuit Court of Baldwin County in equity, by me for divorce, is over the age of 21 years and a resident of Baldwin County. We are husband and wife. We were married in Mobile February 12, 1926. We lived together as husband and wife until April 1949, when we separated because of defendant's cruelty. We were divorced because of his cruelty by decree of this Honorable Court October 22, 1949. The decree of divorce was vacated and annulled by this Honorable November 21st, 1949. For several months after the vacation of the said decree of divorce the defendant was dutiful and kind but after the elapse of several months he lapsed into his former conduct of abuse of me and cruelty to me. On numerous occasions prior to March 15, 1951 he cursed and abused and threatened to beat me. On or about March 15, 1951 he became angered without cause and struck me with his fist and cursed me with all kinds of vile and indecent names and he I not run from him he would have done me bodily harm and I was afraid that should I continue to live with him he would commit such physical violence to me bodily attendant with danger to my life of health and I left because of such cruelty and we have not lived together since.

My name is Dorothy Trotter. I have lived with the Clement's in an apartment in their house for about three years. I have frequently heard him quarrell and curse and abuse Mrs. Clement. I have seen him hurl missiles at her and attempt to strike and beat her and had she not run from him he would have committed actual violence on her person and done bodily harm that would have endangered her life or health. On one occasion I heard them quarrelling and he attempted to beat her. They separated and have not lived together since.

Catherine Clement
Dorothy Trotter

2751

ORAL EXAMINATION.

I, Madeline S. Bryans, 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 as and read over to them and they signed the same in the presence of myself and W. C. Beebe at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness as or had proom made before me of the identity of said witness as; 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 4th day of December, 1941

Madeline S. Bryans (L. S.)

NO. 2751 PAGE

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

Catherine Clements
vs. Complainant

Catharine M. Clements

Respondent.

Oral Deposition

Filed 12-4, 1941

Chief Clerk, Register.
Recorded in

Vol. _____ Page _____
Record _____

Register.