

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

EMMA McCURDY, Complainant

vs.

BURT McCURDY, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on ANSWER AND DEFEASER 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 Emma McCurdy is forever divorced from the said Burt McCurdy for and on account of

Adultery. It is further ordered, adjudged and decreed that the Complainant be and she is hereby awarded the permanent care, custody and control of the two minor children, namely Helen McCurdy, a girl, age 14, and Irene McCurdy, a girl, age 16. It is further ordered, adjudged and decreed that the Respondent, Burt McCurdy, pay to the Complainant the sum of \$25.00 each week for support and maintenance for herself and said minor children, first of said payments to be due September 21, 1957. It is further ordered that the separation agreement between said parties bearing date of September 24, 1957, be and the same is hereby made a part of this divorce decree as if the same were herein fully set out.

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 Burt McCurdy the Complainant pay the cost herein to be taxed, for which executed may issue.

This 18th day of September 1957

Robert M. Hester 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. 4132 Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

DIVORCE DECREE

FILED
SEP 18 1957
HALL & HUGHES, CLERK

STATE OF ALABAMA

BALDWIN COUNTY

This separation agreement made and entered into by and between Emma McCurdy and Bert McCurdy on this the 14th day of September, 1957; Witnesseth: That the said parties do hereby agree as follows; that they shall live separate and apart from each other from this day; and the said

Bert McCurdy does hereby further agree with the said Emma McCurdy as follows:

1. To deed to her all of the real property which the said parties own in Baldwin County, Alabama; and that he will pay in full the First Mortgage now held on said property by the Central Baldwin Bank of Robertsdale, Alabama, said payments to be deducted from his weekly wages at the Alabama Dry Docks and Shipbuilding Co. and mailed to the said Central Baldwin Bank each month.



2. To pay to the said Emma McCurdy the sum of \$25.00 each week as support for her and her minor children, namely Helen McCurdy and Irene McCurdy.

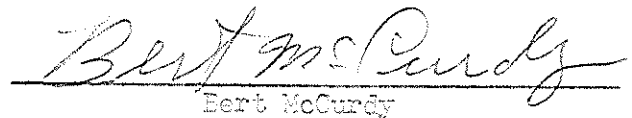
3. To pay off all existing mortgages now held by any person, firm or Corporation on any household goods and, or furnishings now located in the home on the property as referred to in paragraph 1 hereof.

4. The said Emma McCurdy does hereby give to the said Bert McCurdy permission to enter upon said premises to dig and harvest the crop of sweet potatoes now growing upon said property, said crop to be the property of the said Bert McCurdy.

Each party hereto does hereby agree that this agreement shall be incorporated into and become a part of the divorce decree upon such decree being granted by the proper Court.

In witness whereof the said parties have hereunto set their hands and seals on this the 14th day of September, 1957.



Witnesses


Bert McCurdy


Emma McCurdy

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FILED
SEP 18 1957
DANIEL J. DUCK, Register

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EMMA McCURDY,
Complainant
Vs.
BERT McCURDY,
Respondent.

X
X
X
X
X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY
CASE NO. 4132

RULE TO SHOW CAUSE

Emma McCurdy having filed her verified Petition praying that Bert McCurdy be required to appear and show cause, if any he have, why he should not be punished as for a contempt in regard to the nature of the things set out in the verified petition; and upon consideration of said Petition, it is

ORDERED, ADJUDGED and DECREED, by the Court, that the said Bert McCurdy appear before the court at 10 o'clock on the 10 day of Aug, 1961, in the court room of the Circuit Court in Baldwin County, at Bay Minette, Alabama, and show cause, if any he has, why he should not be punished as for contempt. Let a copy of said Petition and of this rule to show cause be served forthwith, personally, upon Bert McCurdy, by the sheriff of any County where he may be found within this State.

Done this 24 day of July, 1961.

Hubert M. Hill
Judge
Circuit Court of Baldwin County, Ala.

No. 1000
 State of California
 County of ...
 Sheriff's Office

Return of Writ

I, the undersigned, Sheriff of the County of ... State of California, do hereby certify that on this ... day of ... 1964, I served a copy of the writ of ... on the person of ... at ...
 and that the writ was duly served and returned to the court on this ... day of ... 1964.
 In testimony whereof, I have hereunto set my hand and the seal of the Sheriff's Office at ... California, this ... day of ... 1964.

 Sheriff

County of ...
 Sheriff's Office

Received 26 Day of July 1964
 and on 27 Day of July 1964
 I served a Copy of the within Return order
 on Bert M. Curdy
 by service on Bert M. Curdy

RAY D. BRIDGES, Sheriff
 Escondido, Cal.

EMMA McCURDY,	X	IN THE CIRCUIT COURT OF
Complainant	X	BALDWIN COUNTY, ALABAMA
Vs.	X	IN EQUITY
BERT McCURDY,	X	CASE NO. 4132
Respondent.	X	

PETITION FOR RULE TO SHOW CAUSE

Comes your Petitioner, Emma McCurdy, who is over the age of 21 years, and respectfully shows unto the Court as follows:

1.

That on the 18th day of September, 1957, in the above styled cause, a Final Decree was rendered by Your Honor divorcing your Petitioner, the Complainant, from Bert McCurdy, her husband, the Respondent. That by the terms of said Decree, the Respondent, Bert McCurdy was directed to pay to the Complainant, \$25.00 per week for the support and maintenance of herself and their minor children, namely, Helen McCurdy and Irene McCurdy. That the Respondent, Bert McCurdy, failed to comply with the order of this Court and a Petition for Rule to Show Cause was filed against him on the 5th day of February, 1961. Upon hearing the cause, Your Honor, on the 9th day of March, 1961, entered an order directing the Respondent, Bert McCurdy to pay to your Complainant the sum of \$20.00 per week.

2.

That Burt McCurdy has not complied with this order and that at times not made any payment, and when payment was made, it was only a partial one. Further that the said Bert McCurdy has sufficient means to comply with the said order, and has willfully and contemptuously refused to obey said order. That your Petitioner is a sick woman and is unable to work and support herself and the said minor children, and it is necessary that she receive the money as provided by Your Honor's Decree.

Further that it was necessary for your Complainant to obtain counsel to represent her in this proceeding and that she has obtained the firm of Wilters & Brantley, Attorneys at Law, Bay Minette, Alabama, to represent her in this matter.

Premises considered, your Petitioner prays that a rule be issued to the said Bert McCurdy requiring him, at a time and place to be therein stated, to appear before the Court and show cause, if any he has, why he should not be punished for contempt. Further your Petitioner prays that your Honor will ascertain and determine a reasonable attorneys fee to be paid to her attorneys, Wilters & Brantley, for their services in representing her before this Court.

Your Petitioner prays for such other, further or different relief as she may be in equity entitled.

Emma McCurdy
Emma McCurdy

STATE OF ALABAMA

BALDWIN COUNTY

Before me Lang Wilters, a Notary Public, in and for said County, personally appeared Emma McCurdy, who is known to me, and who being by me first duly sworn, deposes and says that she has knowledge of the facts stated in the above Petition, and the same are true.

Emma McCurdy
Emma McCurdy

Sworn to and subscribed before me on this the 21st day of July, 1961.

Lang Wilters
Notary Public, State of Alabama at Jerg

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- 1. Petition
- 2. Order

27th July 1961
 Bert M. Cuddy
 vs
 Emma McCurdy

27th July 1961
 Ms. 4132
 8/10

Received 26 Day of July 1961
 and on 27 Day of July 1961
 I served a Copy of the within Petition & Order
 on Bert M. Cuddy
 by service on Bert M. Cuddy

RAY D. BRIDGES, Sheriff
 By ad chatham S.

EMMA McCURDY	X	
Complainant	X	IN THE CIRCUIT COURT OF
vs	X	BALDWIN COUNTY, ALABAMA
BERT McCURDY	X	IN EQUITY NO. 4132
Respondent	X	

Comes the respondent cited under the petition for rule to show cause in this matter and joins issue under said petition.

-1-

And for further answer to Paragraph 2, he denies the allegations of said paragraph and shows unto this Honorable Court that the minor children as alleged in said paragraph are as follows:

That Irene McCurdy, fruits of said marriage is over the age of 18 years and presently a non-resident of the State of Alabama and Helen McCurdy has been married for a considerable time to one, Albert Williams and presently is the mother of two children. That the said Helen McCurdy Williams and the two children are presently residing with the said Albert Williams.

-2-

That the parties to this cause have been divorced for that period of time since September 18, 1957, and your respondent respectfully denies any obligation under the law for the further support of the complainant noted herein, having deeded to her all of his assets at the time of said divorce, consisting of 80 acres of land and a house which your respondent believes the said complainant has sold for a large sum of money to-wit, several thousand dollars, the exact sum which is unknown to your respondent.

Wherefore, your respondent respectfully prays that he be discharged and in addition thereto for such other, further or such relief as he may in equity and good conscience be entitled to.

THOMPSON & WHITE

BY: 
Attorneys for Respondent.

FILED
JUL 31 1961
ALICE J. DICK, CLERK
REGISTER

EMMA MCCURDY,		
Complainant,		IN THE CIRCUIT COURT OF
vs.		BALDWIN COUNTY, ALABAMA
BURT MCCURDY,		IN EQUITY.
Respondent.		

ANSWER AND WAIVER

Comes now the Respondent, BURT MCCURDY, and for answer to the Bill of Complainant heretofore filed against him in said cause, says as follows:

1. That he denies each and every allegation of the said Bill of Complaint and demands strict proof thereof.

And for further answer to the said Bill of Complaint the Respondent hereby accepts service of a copy and notice of the filing of the said Bill of Complaint and hereby waives any further notice to him of the day set for hearing, the taking of testimony or the submission for final decree of the above styled cause and does here consent that the same may be submitted and testimony taken without further notice to him.

Burt McCurdy
BURT MCCURDY

Sworn to and subscribed before me on this the 11 day of September, 1957.

Henry J. Wilton, Jr.
Notary Public, Baldwin County, Alabama.

Emma McCurdy

 vs.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____
 answer and waiver, and testimony of Emma McCurdy as set out in the
 oral deposition

and in behalf of Defendant upon _____

W. H. C. Brantly
by Henry J. Walker Jr.

Deirdre J. ...
 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

day of Sept, 1957

Wesley H. Hester
Register.

Printed by the Baldwin Times

PETITION FOR RULE TO SHOW CAUSE

EMMA McCURDY,
Complainant
Vs.
BERT McCURDY,
Respondent

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY
CASE NO. 4132

Comes your Petitioner, Emma McCurdy, who is over the age of 21 years and respectfully shows unto the Court as follows:

1.


That on the 18th day of September, 1957, in the above styled cause, a Final Decree was rendered by your Honor divorcing your Petitioner, the Complainant, from Bert McCurdy, her husband, the Respondent. That by the terms of the said decree, the said Respondent, Bert McCurdy, was directed to pay to your Complainant, \$25.00 per week for the support and maintenance of herself and their minor children, namely Helen McCurdy & Irene McCurdy. The first said payment was due the 21st day of September, 1957.

2.

That the said Bert McCurdy, made three (3) payments as ordered by the Court, and has failed to make any more as required by the decree, although having sufficient means to comply with said decree, and has willfully and contemptuously refused to obey said decree. That your Petitioner is a sick woman and is unable to work and support herself and the said minor children, and it is necessary that she receive the money as provided for by your Honor's Decree.

Premises considered, your Petitioner prays that a rule be issued to the said Bert McCurdy requiring him, at a time and place to be therein stated, to appear before the court and show cause, if any he has, why he should not be punished for contempt.

Your Petitioner prays for such other, further, or different relief as she may be in equity entitled.


Emma McCurdy

Respondent's Address

*316 St. Emmanuel St.
Mobile, Ala.*

STATE OF ALABAMA

BALDWIN COUNTY

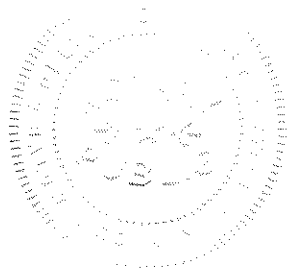
Before me, Dexter H. Gooch, a Notary Public
in and for said County, personally appeared Emma McCurdy, who is
known to me and who being by me first duly sworn, deposes and says
that she has knowledge of the facts stated in the above Petition and
that the same are true.

Emma M. C. Curdy
Emma McCurdy

Sworn to and subscribed before me this 21st day of February, 1961.

Dexter H. Gooch
Notary Public,

MY COMMISSION EXPIRES JULY 15, 1962



FILED

FEB 22 1961

ALICE J. DUCK, Registrar

RULE TO SHOW CAUSE

EMMA McCURDY,
Complainant
Vs.
BERT MCCURDY,
Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY
CASE NO. 4132

Emma McCurdy having filed her verified Petition praying that Bert McCurdy be required to appear and shown cause, if any he have, why he should not be punished as for a contempt in regard to the nature of the things set out in the verified petition; and upon consideration of said Petition, it is

ORDERED, ADJUDGED and DECREED, by the Court, that the said Bert McCurdy appear before the court at 10 o'clock on the 9 day of ~~February~~ ^{March}, 1961, in the court room of the Circuit Court in Baldwin County, at Bay Minette, Alabama, and show cause, if any he has, why he should not be punished as for contempt. Let a copy of said Petition and of this rule to show cause be served forthwith, personally, upon Bert McCurdy, by the sheriff of any County where he may be found within this State.

Done this 22 day of February, 1961.

Hubert M. Stone

Judge
Circuit Court of Baldwin County, Ala.

FILED
FEB 22 1961
ALICE J. DUCK, Register

2/9 ch 1 257
~~216~~ 216
St Smoel

TO THE CLERK OF THE DISTRICT COURT
COUNTY OF ... STATE OF ...

EXECUTED
This 28 day of Feb, 1961
by serving a copy of the within on
Ray D. Bridges
RAY D. BRIDGES, Sheriff
By [Signature]
D. S.

TO THE CLERK OF THE DISTRICT COURT
COUNTY OF ... STATE OF ...

TO THE CLERK OF THE DISTRICT COURT
COUNTY OF ... STATE OF ...

[Signature]
D. S.

RECEIVED
FEB 28 1961
CLERK OF DISTRICT COURT

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama
(In Equity)

Emma McCurdy

COMPLAINANT

vs.

Burt McCurdy

RESPONDENT

I, Grady P. Gilbert, Jr.

as Register and Commissioner

have called and caused to come before me Emma McCurdy and

witness SS named in the requirement for Oral Examination, on the day of September

19 57, at the office of James E. Hendrix, Esquire

in Robertsdale, Alabama, and having first sworn said witness SS to speak the

truth, the whole truth, and nothing but the truth, the said Emma McCurdy and

doth depose and say as follows:

My name is Emma McCurdy. I am over twenty-one years old, lives in Summerdale, Alabama, and have lived there for more than the past 5 years. Burt McCurdy is over twenty-one years old and lives in Summerdale, Alabama. Burt and I were married on August 19, 1933, in Foley, Alabama. During the past three months Burt has not lived at home with me at any time, but has been living with one Daisy Bradley, in the back end of a beer joint near Summerdale. Burt and I have five children; two of these children are minors, namely, Irene McCurdy and Helen McCurdy, girls, ages 16 and 14. Said minor children are now in my care, custody and control, and I am a fit and proper person to be awarded the care, custody and control of these minor children. Burt is an able bodied man with regular employment and is well able to help provide for and maintain said minor children.

Emma M. C. Curdy

I, Grady P. Gilbert, Jr. as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness es and read over to them and them signed the same in the presence of myself and James H. Hendrix, Esquire at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proof made before me of the identity of said witness es; 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 18 day of _____, 19____.

Grady P. Gilbert, Jr.
 _____ (L. S.)

No. _____ Page _____

**THE STATE OF ALABAMA,
 BALDWIN COUNTY**

IN CIRCUIT COURT, IN EQUITY

COMPLAINANT

VS.

RESPONDENT

ORAL DEPOSITION

Filed _____, 19____

FILED

SEP 18 1957

Register.

ALICE L. CHODER IN
 REGISTER

Record

Vol. _____ Page _____

Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Grady E. Gilbert, Jr.

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Emma McCurdy and

a witness in behalf of Emma McCurdy in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein Emma McCurdy is

and Burt McCurdy is , Complainant

Respondent

on oath, to be by you administered, upon Emma McCurdy and
to take and certify the depositions of the witness's and return the same to our Court, with all convenient speed, under your hand.

Witness 18 day of September

, 1957

Lucy J. Rank
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

VS. Complainant

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

STATE OF ALABAMA)

BALDWIN COUNTY)

EMMA MCCURDY,

Complainant,

vs.

EURT MCCURDY,

Respondent.

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¶

¶

¶

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

To the Honorable Judge of the Circuit Court of Baldwin County,

Sitting in Equity:

Comes now the Complainant, Emma McCurdy, humbly complaining of the Respondent, Eurt McCurdy, in a matter of divorce, and represents and shows unto your Honor as follows:

FIRST: That Complainant, Emma McCurdy, is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State for more than the past five years next preceding the filing of this Bill of Complaint; that the Respondent is over twenty-one years old and is a resident of Summerdale, Baldwin County, Alabama.

SECOND: That your Complainant and Respondent were married on August 19, 1933, at Foley, Alabama.

THIRD: Your Complainant avers and alleges that said Respondent has been guilty of adultery with one Daisy Bradley; that said Respondent has lived and co-habited with the said Daisy Bradley continuously for the past three months and that said co-habitation has continued to the present date.

FOURTH: Your Complainant further avers and shows unto your Honor that there was born to the union of Complainant and Respondent five children. That two of these children are now minors, namely Irene McCurdy, a girl, age 16 years and Helen McCurdy, a girl, age 14 years. That said minor children are now in the care, custody and control of the Complainant, their mother, that said Complainant is a fit and proper person to be awarded the permanent care, custody and control of said minor children; further that the Respondent is not a fit and proper person to be awarded the care, custody and control of said minor children. That Respondent is an able bodied man with regular employment and is well able to help provide for and maintain said minor children.

PRAYER FOR PROCESS

Wherefore the premises considered the Complainant prays that the said Eurt McGurdy, be made party Respondent to this her Bill of Complaint and that a summons be issued and served upon him as required by law and the rules of this Honorable Court, and that she be required to plead, answer or demur to the within Bill of Complaint within the time and under the penalties prescribed by law and the rules of this Honorable Court.

PRAYER FOR FINAL RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree forever dissolving the bonds of matrimony heretofore existing between the Complainant and Respondent, and will grant to the Complainant a full and absolute divorce from the Respondent, and that in and by virtue of the said decree the Complainant will be granted the right to again contract marriage; that the Complainant be awarded the permanent care, custody and control of the two minor children, Irene McGurdy and Helen McGurdy; that your Honor will direct the Respondent to pay to the Complainant an amount of money each week for the maintenance of said minor children and the Complainant.

Complainant prays all other further or general relief to which she may be entitled, the premises considered and she will ever pray, etc.

Emma M. Curdy

4132

EMMA McCURDY
COMPLAINANT
VS
BURT McCURDY
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. 4132

Emma McCurdy, having filed her verified petition prays that Burt McCurdy be required to appear and show cause, if any he has, why he should not be punished as for a contempt in regards to the nature of the things set out in the verified petition; and upon consideration of said petition, it is,

ORDERED, ADJUDGED AND DECREED, by the court, that the said Burt McCurdy appear before the court at 9 o'clock on the 3 day of January, 1957, in the court room of the Circuit Court of Baldwin County, at Bay Minette, Alabama, and show cause, if any he has, why he should not be punished as for a contempt. Let a copy of said petition and of this rule to show cause be served upon Burt McCurdy by any Sheriff of the State of Alabama.

Done this 13 day of December, 1957.

Robert M. Hall
JUDGE

EMMA McCURDY
COMPLAINANT
VS
BURT McCURDY
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. 4132

Comes your Petitioner, Emma McCurdy, who is over the age of twenty-one years and respectfully shows unto the Court as follows:

1.

That on the 18th day of September, 1957, in the above styled cause, final decree was rendered divorcing your Petitioner, the Complainant, from Burt McCurdy, the Respondent, the said Burt McCurdy was directed to pay to your Petitioner TWENTY FIVE (\$25.00) DOLLARS per week for the support and maintenance of herself and their minor children, Irene McCurdy and Helen McCurdy, whose custody was awarded to your Complainant.

2.

That the said Burt McCurdy has failed to pay to your Complainant the sum of \$25.00 per week as directed by the decree, although having sufficient means to comply with said decree, and has willfully and contemptuously refused to obey the decree.

Premises Considered, your Petitioner prays that a rule be issued to the said Burt McCurdy, requiring him, at a time and place to be therein stated, to appear before the court and show cause, if any he has, why he should not be punished for contempt. Your Petitioner prays for such, other, further or different relief as meet and proper.

Mrs Emma M. C. Curdy

STATE OF ALABAMA

BALDWIN COUNTY

Before me Henry J. Wilton, Jr., a Notary Public, in and for said County, in said State, personally appeared Emma McCurdy, who is known to me, and who being by me first duly sworn, deposes and says that she has knowledge of the facts stated in the above petition and that the same are true.

Mrs Emma M. C. Curdy

Sworn to and subscribed before me on this the 13th day of December, 1957.

Henry J. Wilton, Jr.
Notary Public, Baldwin County, Alabama

KORSAK JUDIC, PETITIONER
[Signature]
vs
Burt McCurdy, Respondent

Given to undersigned before me on this the 13th day of December, 1925.

knowledge of the facts stated in the above petition and that the same are true to me, and who being by me duly duly sworn, deposes and says that she has for said cause, in said State, personally appeared Burt McCurdy, who is known before me *[Signature]*, a KORSAK JUDIC, in and

WILDEN COUNTY,
STATE OF IOWA

[Signature]
M. J. [unclear]

or otherwise, refer to meet and confer.

be punished for contempt. You petitioner may for such other, further to appear before the court and show cause. It and he has' who he should not said Burt McCurdy, returning him, at a time and place to be therein stated, premises considered, you, petitioner pray that a rule be issued to the respondent obey the decree.

means to comply with said decree, and has willfully and contemptuously of \$52.00 per week as directed by the decree, although having sufficient

that the said Burt McCurdy has failed to pay to your complainant the sum

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Burt McCurdy, whose remedy is awarded to your complainant.

and attendance of herself and their minor children, Burt McCurdy and pay to your petitioner weekly the (\$52.00) Dollars per week for the support

of said Burt McCurdy, the Respondent, the said Burt McCurdy was directed to

that on the 10th day of December, 1925, in the above styled cause,

EMMA McCURDY
COMPLAINANT
vs
BURT McCURDY
RESPONDENT

PETITION FOR RULE TO SHOW CAUSE

one Burt and respectfully show unto the court as follows:

comes your petitioner, Emma McCurdy, who in over the state of Iowa,

RESPONDENT
EMMA McCURDY
AT
COMPLAINANT
EMMA McCURDY

NO. 1735
IN COUNTY
WILDEN COUNTY, IOWA,
IN THE DISTRICT COURT OF

FILED
DEC 13 1925
ALICE J. DUCK, Register

EMMA McCURDY
COMPLAINANT
VS
BURT McCURDY
RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. 4132

Emma McCurdy, having filed her verified petition prays that Burt McCurdy be required to appear and show cause, if any he has, why he should not be punished as for a contempt in regards to the nature of the things set out in the verified petition; and upon consideration of said petition,
ORDERED, ADJUDGED AND DECREED, by the court; that the said Burt McCurdy appear before the court at 9:00 o'clock on the 3rd day of January, 1958, in the court room of the Circuit Court of Baldwin County, at Bay Minette, Alabama, and show cause, if any he has, why he should not be punished as for a contempt. Let a copy of said petition and of this rule to show cause be served upon Burt McCurdy by any Sheriff of the State of Alabama.

Done this 13 day of December, 1957.

Hubert M. Hall
JUDGE

EMMA McCURDY

COMPLAINANT

VS

BURT McCURDY

RESPONDENT

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. 4132

Comes your Petitioner, Emma McCurdy, who is over the age of twenty-one years and respectfully shows unto the Court as follows:

1.

That on the 18th day of September, 1957, in the above styled cause, a final decree was rendered divorcing your Petitioner, the Complainant, from Burt McCurdy, the Respondent, the said Burt McCurdy was directed to pay to your Petitioner TWENTY FIVE (\$25.00) DOLLARS per week for the support and maintenance of herself and their minor children, Irene McCurdy and Helen McCurdy, whose custody was awarded to your Complainant.

2.

That the said Burt McCurdy has failed to pay to your Complainant the sum of \$25.00 per week as directed by the decree, although having sufficient means to comply with said decree, and has willfully and contemptuously refused to obey the decree.

Premises Considered, your Petitioner prays that a rule be issued to the said Burt McCurdy, requiring him, at a time and place to be therein stated, to appear before the court and show cause, if any he has, why he should not be punished for contempt. Your Petitioner prays for such, other, further or different relief as meet and proper.

Mrs Emma McCurdy

STATE OF ALABAMA

BALDWIN COUNTY

Before me Henry J. Wilton, Jr., a Notary Public, in and for said County, in said State, personally appeared Emma McCurdy, who is known to me, and who being by me first duly sworn, deposes and says that she has knowledge of the facts stated in the above petition and that the same are true.

Mrs Emma McCurdy

Sworn to and subscribed before me on this the 13th day of December, 1957.

Henry J. Wilton, Jr.
Notary Public, Baldwin County, Alabama

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8686
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218

1/3

EMMA McCURDY
COMPLAINANT
VS
BURT McCURDY
RESPONDENT

2nd Shift at Ala.

PETITION FOR RULE TO SHOW CAUSE

FILED
DEC 13 1931

LICE J. DUCK, Register

1/6

CASE #4132

Mobile, Ala.
Jan. 6, 1957

SHERIFF OF BALDWIN COUNTY
BAY MINETTE, ALA.

EMMA MCCURDY VS
BURT MCCURDY

Papers on the above were received too late for service and we are returning same herewith. If you will note they were mailed from your office on Jan. 3rd, 1958 and trial was set for Jan. 3rd, 1957 at 9 AM.

RAY D. BRIDGES, SHERIFF

By = Q. M. Boddy - W.S.

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Phone WH 3-3121 FOLEY, ALABAMA P. O. Box 112

Working second shift in Alabama Shipyard.

(Bert McCurdy)

Bert McCurdy

Bay Minette, Ala.,

1-3-

1958

To the Sheriff of Mobile County Mobile, Alabama

I enclose herewith Petition for habe. to show cause on
Burt Mr. Curdy. He can be served at
the Ala. Shipyard - on second shift.

Thanks!

Please serve and return as early as possible.

Jaylen Wilkins

Sheriff Baldwin County, Alabama

(If not found in your county please advise promptly giving information as to present location if possible)