

2844

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Marie McCartney, Complainant

vs.

William McCartney, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Answer and Confession~~ 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 Marie McCartney is forever divorced from the said William McCartney 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 the payment of the cost of this suit.

It is further ordered that William McCartney the Respondent pay the cost herein to be taxed, for which execution may issue.

This 18th day of July, 1952

J. J. Mansfield, 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. 7-844 Page M

The State of Alabama
Baldwin County

In Circuit Court, In Equity

Marie McCartney

Complainant

vs.

William McCartney

Respondent

DIVORCE DECREE

FILED
JUL 18 1952
ALICE J. DUCK, Register

RECEIPT

No. 1957

The State of Alabama, Baldwin County

Equity Division, Circuit Court.

Case No. 2844

Date 7-18, 1957

RECEIVED OF A. G. Chapman, McCarty vs McCarty
the sum of Seventeen

Trial Tax \$
\$
\$
\$
\$
\$
\$

As Register, Baldwin County, Ala.

TOTAL \$ 17.00

By

THE STATE OF ALABAMA
 Baldwin County.

Circuit Court of Baldwin County, Alabama
 (In Equity)

Marie McCartney Complainant

VS.

William McCartney Respondent

I, Frances Saffold
 as Register and Commissioner in Chancery
 have called and caused to come before me Marie McCartney and
Ormond K. Cummings

witness es named in the Requirement for Oral Examination, on the 17th day of July
 19452, at the office of C. G. Chason
 in Foley, Alabama, and having first sworn said Witnesses to speak the
 truth, the whole truth, and nothing but the truth, the said Marie McCartney and
Ormond K. Cummings doth depose and say as follows:

My name is Marie McCartney. I am over the age of twenty-one years and a bona fide resident citizen of Fairhope, Baldwin County, Alabama. William McCartney is over the age of twenty-one years and a bona fide resident citizen of Baldwin County, Alabama and has been such a citizen for over one year. We were married on November 17, 1946 and have no children of this marriage. William McCartney has, since marriage, become addicted to habitual drunkenness and this habit continues to this date. It has become impossible for me to longer live with him as man and wife.

Marie McCartney

Testimony of Ormond K. Cummings.

I am over the age of twenty-one years and am a resident citizen of Baldwin County, Alabama. I am personally acquainted with Marie McCartney and William McCartney. They were married on November 17, 1946 and both are over the age of twenty-one years and have been a resident citizen of Fairhope in Baldwin County, Alabama for over a year. William McCartney has, since his marriage to Marie McCartney, become addicted to habitual drunkenness and I still consider him at this time to be an habitual drunkard.

Ormond Cummings

ORAL EXAMINATION.

I, Frances Saffold, 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 es and read over to them and they signed the same in the presence of myself and each other.

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom 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 17th day of July, 1952

Frances Saffold (L. S.)

NO. 28411 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Marie McCartney

vs. Complainant

William McCartney

Respondent.

Oral Deposition

Filed 7-17, 1952

Archie Kowalski, Register.
Recorded in

Record

Vol. _____ Page _____

Register.

Marie McCartney

vs.

William McCartney

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,
and testimony of Marie McCartney and Ormond K. Cummings

and in behalf of Defendant upon answer and waiver

[Handwritten signature]
attly for Complainant

[Handwritten signature]

Register.

M

No.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

Marie McCartney

vs.

William McCartney

NOTE OF TESTIMONY

Filed in Open Court this 15th

day of July, 1952

Alice J. Leuch
Register.

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Frances Saffold

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 Marie McCartney and
Ormond K. Cummings

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

Complainant
and William McCartney is
Respondent

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

Witness 7th day of July, 1952

Alice J. Bessick
Register.

Commissioner's Fee, \$ 5.00
Witness' Fees, \$ _____

No. 2844

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Marie McCartney

Complainant—

vs.

William McCartney

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

Frances Saffold

WITNESSES:

Marie McCartney

Ormond K. Cummings

MARIE McCARTNEY, |
Complainant, |
-vs- |
WILLIAM McCARTNEY, |
Respondent. |

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

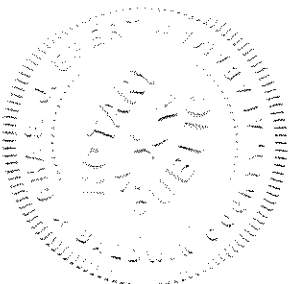
Comes the Respondent in the above-styled cause and accepts service of a Bill of Complaint heretofore filed in said cause; waives notice of the filing of interrogatories in said cause, and the right to cross same; waives notice of the taking of testimony in said cause, and consents that the same may be taken and the cause submitted for final decree.

And for answer to the Bill of Complaint heretofore filed in this cause, Respondent says:

1. He admits the allegations contained in paragraph 1 of said Bill of Complaint.
2. He admits the allegations contained in paragraph 2 of said Bill of Complaint.
3. He denies each and every allegation contained in paragraph 3 of said Bill of Complaint and demands strict proof thereof.

William J. McCartney
Respondent.

Sworn to and subscribed to before me, a Notary Public on this the 16th day of July, 1952.

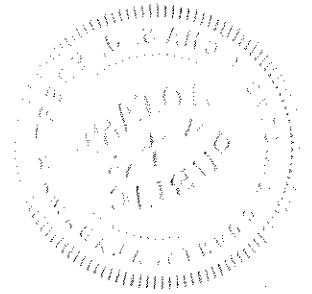


Charles J. Ebert
Notary Public, Baldwin County
State of Alabama
My Commission Expires September 9, 1953

No 2844

RECORDED

Answered waived



FILED

JUL 18 1952

ALICE J. DUCK, Register

