

(3443)

DIVORCE DECREE

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The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

----- Madeline McCurdy -----, Complainant  
vs.

----- Reuben McCurdy -----, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree and Confession~~  
~~Answer and Waiver~~----- and Testimony as noted by the Register, and upon con-  
sideration 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  
----- Madeline McCurdy ----- is forever divorced from the  
said ----- Reuben McCurdy ----- for and on account of  
----- Cruelty -----

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

This 14<sup>th</sup> day of ----- January -----, 19 55

*Hubert M. Hall*

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. 3443 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

**FILED**  
JAN 14 1955  
MAY J. DICK, Register

## STATE OF ALABAMA, BALDWIN COUNTY

|                  |   |                         |
|------------------|---|-------------------------|
| MADLINE McCURDY, | § |                         |
|                  | § | IN THE CIRCUIT COURT OF |
| Complainant,     | § |                         |
|                  | § | BALDWIN COUNTY, ALABAMA |
| vs               | § |                         |
|                  | § | IN EQUITY               |
| REUBEN McCURDY,  | § |                         |
|                  | § |                         |
| Respondent.      | § |                         |

To the Honorable Judge of the Circuit Court of Baldwin County,  
Sitting in Equity:

Comes now the Complainant, MADLINE McCURDY, humbly complaining of the Respondent, REUBEN McCURDY, in a matter of divorce, and represents and shows unto Your Honor as follows:

FIRST: That complainant, Madeline 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 two years next preceding the filing of this Bill of Complaint; that respondent, Reuben McCurdy, is over twenty-one years of age and resides in Robertsdale, Alabama.

SECOND: That your complainant and respondent were lawfully married on or about, to-wit: May 10, 1946, at Bay Minette, Alabama.

THIRD: Your complainant avers and charges that the said respondent did on or about the 9th day of January, 1955, and many times subsequent thereto assault, beat, hit and strike complainant; that said respondent has committed actual violence on her person attended with danger to her health or life; complainant avers and charges that respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health; that the last of said assaults and threats did occur on about the 9th day of January, 1955.

FOURTH: Complainant further avers that there was born of the union of the complainant and respondent no children.

PRAYER FOR PROCESS

Wherefore the premises considered the complainant prays that the said Reuben McCurdy 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 he 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.

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

*James A. Hendrix*  
Solicitor for Complainant.

FILED

1-14-55

ALICE J. DOCK, Register

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Madeline McCurdy

Complainant

VS.

Reuben McCurdy

Respondent

I, Grady P. Gilbert, Jr.

as Register and Commissioner

have called and caused to come before me Madeline McCurdy and Johnnie Mae Davison

witnesses named in the Requirement for Oral Examination, on the 13th day of January 1955, at the office of James A. Hendrix

in Robertsdale, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Madeline McCurdy and Johnnie Mae Davison doth depose and say as follows:

My name is Madeline McCurdy. I am over twenty-one years old and have lived in Baldwin County for more than the past two years. Reuben is over twenty-one years old and has lived in Baldwin County for more than the past ten years. We were married on May 10, 1946, at Bay Minette. Reuben has threatened me many times, and has beat and hit me on several occasions. The last assault occurred during the first week in January. He has threatened me so that I am afraid that he will commit an act that will endanger my life or health. We did not have any children.

Madeline McCurdy  
Madeline McCurdy

My name is Johnnie Mae Davison. I am over twenty-one years old and have lived in Baldwin County for more than the past two years. Madeline and Reuben are both over twenty-one years old and have lived in Baldwin County for more than the past two years. They were married on May 10, 1946, at Bay Minette, Alabama. On about January 9, 1955, Reuben beat and hit Madeline and he had done this before. I believe that if they continue to live together that she will get hurt; the last of these assaults and threats did occur on about January 9, 1955; and since that time they have not lived together as husband and wife. They had no children.

Johnnie Mae Davison

**ORAL EXAMINATION.**

I, Grady F. Gilbert, Jr., 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 Grady F. Gilbert, Jr.

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 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 13th day of January, 1955

Grady F. Gilbert, Jr.  
(R. S.)

NO. \_\_\_\_\_ PAGE \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

Nedelink McCurdy

vs. Complainant

Ramborn McCurdy

Respondent.

**Oral Deposition**

Filed \_\_\_\_\_, 195\_\_\_\_\_

**FILED**

Register.

JAN 14 1955  
Recorded in

ALICE J. OWEN, Register Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register

Madeline McCurdy

vs.

Reuben McCurdy

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, and the testimony of Madeline McCurdy and~~  
Johnnie Mae Davison as set out in the oral deposition

and in behalf of Defendant upon

*James A. Hendrix*

*Archie J. ...*

Register.

No. 2443.....

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

vs.

**NOTE OF TESTIMONY**

Filed in Open Court this **FILED**  
day of **JAN 14** 1955, 194.....

**ALICE J. DUCK, Register**  
Register.



THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Grady P. 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 Madeline McCurdy and Johnnie Mae Davison

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

Complainant

and Reuben McCurdy is

Respondent

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

Witness 14 day of January, 1955

Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. 3443

**THE STATE OF ALABAMA  
Baldwin County**

**CIRCUIT COURT**

Complainant

VS.

Defendant

**COMMISSION TO TAKE DEPOSITION**

COMMISSIONER:

WITNESSES:

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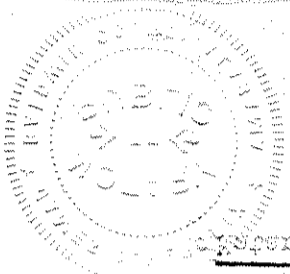
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THE [unclear] OF [unclear] 1952  
GIVEN TO [unclear] before me on

WITHOUT further notice to him.

signed and does here contain

nothing

2443