

4316

DIVORCE DECREE

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

DAVID O. CREASMAN, Complainant

vs.

KATHLEEN McJUNKIN CREASMAN, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ and 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 DAVID O. CREASMAN is forever divorced from the said KATHLEEN McJUNKIN CREASMAN for and on account of Cruelty.

It is futher 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 futher 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 futher ordered that David O. Creasman the Complainant pay the cost herein to be taxed, for which executed may issue.

This 10 day of September 1958

Hubert M. Hill

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. 4-376 Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

In Circuit Court, In Equity

Complainant

vs.

Respondent

**DIVORCE DECREE**

**FILED**

SEP 10 1958

WILLIE J. DUCK, CLERK  
REGISTER

DAVID O. CREASMAN

vs.

KATHLEEN McJUNKIN CREASMAN

THE STATE OF ALABAMA

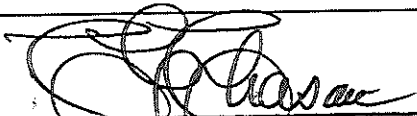
Baldwin County

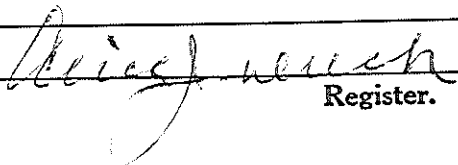
IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, and Testimony of David O. Creaman and Winona M. Creasman

and in behalf of Defendant upon Answer and Waiver

  
Attorney for Complainant

  
Register.

No. -----

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

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

DAVID O. CREASMAN

VS.

KATHLEEN McJUNKIN CREASMAN

**Note of Testimony**

Filed in Open Court this 10-----

day of Sept-----, 1958

*W. J. French*  
Register.

THE STATE OF ALABAMA  
Baldwin County



Circuit Court

TO: FRANCE S G. MALLORY

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

David O. Creasman and Winona M. Creasman

a witness in behalf of David O. Creasman in a cause pending in our  
Circuit Court in Baldwin County, of said State, wherein

DAVID O. CREASMAN

, Complainant

and

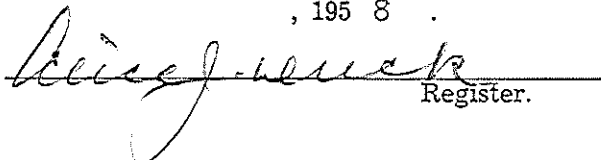
KATHLEEN McJUNKIN CREASMAN

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 10<sup>th</sup> day of September

, 195 8 .

  
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No.

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THE STATE OF ALABAMA  
Baldwin County

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CIRCUIT COURT

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DAVID O. CREASMAN

VS. Complainant

KATHLEEN McJUNKIN CREASMAN

Defendant

---

COMMISSION TO TAKE DEPOSITION

---

COMMISSIONER:

WITNESSES:

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

DAVID O. CREASMAN

COMPLAINANT

vs.

KATHLEEN McJUNKIN CREASMAN

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me David O. Creasman and Winona Creasman

witnesses named in the requirement for Oral Examination, on the 10 day of September  
19 58, 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 David O. Creasman and

<sup>m.</sup>  
Winona Creasman

doth depose and say as follows:

Testimony of David O. Creasman:

My name is David O. Creasman. I am over the age of twenty-one years and a bona fide resident citizen of Foley, Baldwin County, Alabama, having been such a resident citizen for more than one year. Kathleen McJunkin Creasman is over the age of twenty-one years and is presently residing in North Carolina. We were married on April 28, 1947, and lived together as husband and wife until October 4, 1957, when I was forced to live separately and apart from her because of her actions toward me. There had been, on numerous occasions, threats made by her against my person, and immediately before our separation she threw a pot of hot coffee at me and although I managed to keep the pot from striking me, I was scalded by the hot coffee. I am reasonably apprehensive from her manner and conduct toward me that she would commit other and further acts of violence on my person attended with danger to my life or health should we continue to live together as husband and wife. There are no children of this marriage.

Signed: David O. Creasman

<sup>m.</sup>  
Testimony of Winona Creasman:

<sup>m.</sup>  
My name is Winona Creasman. I am a sister-in-law of David O. Creasman. He and Kathleen McJunkin Creasman were married on April 28, 1947, and lived together until October of 1957, although they had considerable trouble prior to that time. Kathleen Creasman had a violent temper, particularly when drinking, and on a number of occasions I have known of her making attacks of some kind on her husband, and have heard her make threats of doing him physical bodily harm. My husband and I were at their home on one occasion when she threw a pot of hot coffee at him, and he was burned by the coffee. I believe it reasonable for him to assume that she would do him other and further physical violence attended with danger to his life or health should they continue to live together. He is a resident of Baldwin County, Alabama, and has been such a resident for more than one year. She has gone back to North Carolina and is presently residing there. There are no children of this marriage.

Signed: Winona M. Creasman

ORAL EXAMINATION

I, Frances G. Mallory 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 they signed the same in the presence of myself and C. G. Chason 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 10<sup>th</sup> day of September, 1958

*Frances G. Mallory* (S)

No. \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

DAVID O. CREASMAN

COMPLAINANT

vs.

KATHLEEN MCJUNKIN CREASMAN  
RESPONDENT

**ORAL DEPOSITION**

Filed 9-18, 1958

*W. H. French*  
RECORDED IN \_\_\_\_\_ Register.

Record

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

Register.



DAVID O. CREASMAN,	)	
	)	
Complainant,	)	IN THE CIRCUIT COURT OF
	)	
-vs-	)	BALDWIN COUNTY, ALABAMA
	)	
KATHLEEN McJUNKIN CREASMAN,	)	IN EQUITY
	)	
Respondent.	)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes your Complainant, David O. Creasman, and files this  
his Bill of Complaint for divorce against Kathleen McJunkin  
Creasman, and respectfully represents and shows unto your Honor:-

1. That the Complainant is over the age of twenty-one years  
and is a bona fide resident citizen of Baldwin County, Alabama,  
having been such a bona fide resident citizen for more than one  
year. That Kathleen McJunkin Creasman is over the age of  
twenty-one years, and is not a resident of the State of Alabama,  
now residing in North Carolina.

2. That the Complainant and Respondent were lawfully  
married on, to-wit, April 28, 1947.

3. The Complainant further avers that the Respondent has  
committed actual violence on his person attended with danger to  
his life and health, and from her conduct toward him he is reason-  
ably apprehensive of other and further violence, so much so that  
he can no longer live with the Respondent; that the Respondent  
has made numerous threats of doing him physical harm, and from  
her manner and conduct toward him he is reasonably convinced  
that she will commit actual violence on his person attended with  
danger to his life or health. There are no children of this  
marriage.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Your Complainant prays that  
Kathleen McJunkin Creasman be made a party defendant of this  
cause by the usual process of this Honorable Court, requiring  
her to plead, answer or demur within the time and under the  
penalties prescribed by the rules of this Court and the Statutes  
in such cases made and provided; that upon a final hearing of  
this cause that he be granted a divorce from the said Respondent.

Should your Complainant be mistaken in the relief prayed for, that he be granted such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.



Solicitor for Complainant

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA  
IN EQUITY

DAVID O. CREASMAN,            )  
Complainant,                    )  
  
-vs-                                )  
  
KATHLEEN McJUNKIN CREASMAN,    )  
Respondent.                     )

Comes the respondent in the above styled cause and accepts service of a bill of complaint filed in said cause; waives notice of the filing of interrogatories in said cause and the right to cross the 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) She admits the allegations contained in paragraph 1 of the bill of complaint.
- (2) That the respondent does not have sufficient knowledge or information sufficient to form a belief as to the truth of the allegations contained in paragraph 2 of the bill of complaint and the same are therefore denied.
- (3) She denies each and every allegation contained in paragraph 3 of said bill of complaint and demands strict proof thereof.

Kathleen McJunkin Creasman  
Respondent

Samuel R. Brown  
Attorney for Respondent