

EUNICE L. KELLAM,

Complainant

vs

WALTER B. KELLAM,

Respondent.

E Q U I T Y

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Comes WALTER B. KELLAM, respondent in the above styled cause and for answer to the bill of complaint says that he denies each and every allegation of the same.

Respondent further accepts notice and waives service of demand for the oral examination of Complainant's witnesses, of notice of the time and place for taking testimony thereof and consents that said testimony may be taken by any disinterested person as commissioner without formal issue of commission. He further waives the right to offer evidence in his own behalf and agrees that this cause may be submitted for final decree at any time on the pleadings and Complainant's evidence.

*Walter B. Kellam*

Respondent.

STATE OF ALABAMA  
MOBILE COUNTY

Before me the undersigned authority personally appeared this day Walter B. Kellam known to me to be the respondent above named and who acknowledged that he executed the foregoing answer and waiver with full knowledge of its contents.

Given under my hand this the 5 day of June, 1936.

*Severett M. Brown*  
As's. Camp Director

TO THE HONORABLE FRANCIS W. HARE,

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

SITTING IN EQUITY:

Comes EUNICE LORENA KELLAM and by this her bill of complaint presented against WALTER P. KELLAM respectfully shows:

FIRST: That she and the Defendant above named are both over the age of twenty-one years and are now and have been for more than ten years prior to this date bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Walter P. Kellam were married on December 20th, 1930 at Bay Minette, Alabama and lived together as husband and wife in Robertsedale up to the month of September, 1932 during which time three children were born to their union and at the end of which period the said Walter Kellam without cause abandoned her bed and board and since has lived separate and apart from her without contributing to her support or that of the three children of the marriage.

THIRD: That said abandonment has continued up to and including the present time during which time the parties have at no time resumed marital relations.

FOURTH: That the children of said marriage are a son, Walter Reed Kellam age fourteen years, a daughter, Eunice Elizabeth age fourteen and a son Donald Moore age nine years, all of whom live with their mother in Robertsedale and are supported by her.

THE PREMISES CONSIDERED, Complainant prays that Walter P. Kellam be made party defendant to this bill and duly notified according to law to answer same within the time prescribed by law and abide by such orders as may be made in the premises.

Complainant further prays that upon the hearing of this cause a decree be rendered forever divorcing her from the said Walter P. Kellam granting her the sole custody of the children of the marriage, the right to remarry again should she so desire and such other further and different relief as to equity may seem meet.

*Elliott G. Richerby*  
Solicitor for Complainant.

TO THE HONORABLE FRANCIS W. HARE,

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

SITTING IN EQUITY:

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FIRST: That she and the Defendant above named are both over the age of twenty-one years and are now and have been for more than ten years prior to this date bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Walter P. Kellam were married on December 20th, 1920 at Bay Minette, Alabama and lived together as husband and wife in Robertsdale up to the month of September, 1932 during which time three children were born to their union and at the end of which period the said Walter Kellam without cause abandoned her bed and board and since has lived separate and apart from her without contributing to her support or that of the three children of the marriage.

THIRD: That said abandonment has continued up to and including the present time during which time the parties have at no time resumed marital relations.

FOURTH: That the children of said marriage are a son, Walter Reed Kellam age fourteen years, a daughter, Eunice Elizabeth age fourteen and a son Donald Moore age nine years, all of whom live with their mother in Robertsdale and are supported by her.

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*William B. Pinkley*  
Solicitor for Complainant.

EUNICE LORENA KELLAM,  
Complainant

vs

WALTER C. KELLAM,  
Respondent.

E Q U I T Y  
CIRCUIT COURT OF BALDWIN COUN  
ALABAMA

DEPOSITIONS OF EUNICE LORENA KELLAM AND MARY THOMPSON  
WITNESSES FOR COMPLAINANT

The said witnesses appeared before me in my office in the Town of Robertsdale and being first duly sworn upon examination by Solicitor for Complainant testified as follows:

EUNICE LORENA KELLAM

I am the Complainant in this cause and am over the age of twenty-one years. I am now and have been all of my life a resident of Baldwin County, Alabama. On December 20th, 1920 I was married to Walter C. Kellam at Bay Minette who is also over the age of twenty-one years and we lived together as husband and wife in Robertsdale up to the month of September, 1932 when without any reason he went off and left me and has not returned to me since. I have seen him once or twice in the time when he came by the house but have not resumed marital relations with him at any time. When I last heard from him he was working in Mobile County. His abandonment of me has been complete for nearly four years since September 1932. Four children were born to us of this marriage three of whom are now living, a son, Walter Reed now fourteen years of age, a daughter, Eunice Elizabeth now twelve and another son Donald Moore now nine years of age. These children live with and are supported entirely by me as their father does nothing for them whatsoever and has done nothing for them since he left. I support myself and them by doing practical nursing and taking in sewing.

E. L. Kellam.

MARY THOMPSON

I am a sister of the Complainant and know of my personal knowledge that Walter C. Kellam abandoned my sister and her three little children nearly four years ago in September 1932. Since then she has had a hard struggle making a living and supporting herself and the children and has had no help whatsoever from her husband who has utterly neglected his family. I live in Robertsdale not very far from my sister and know this of my personal knowledge.

Mary Thompson

I, VIRGINIA E. CRENSHAW, acting as commissioner in the above styled cause and by agreement of parties hereby certify that on the 23rd day of June, 1936 there appeared before me Mrs. Eunice L. Kellam at my office in Robertsdale and on the 23rd day of June, 1936 Mrs. Mary Thompson witnesses for Complainant, both of whom being sworn testified upon examination by Complainant's Counsel as is here set forth; that their testimony was by me reduced as near as possible in the language of the witnesses and when so written read over and signed by them in my presence.

I further certify that I am neither of counsel nor or kin to either party to this cause and in no wise interested in the result thereof.

Given under my hand this the 24th day of June, 1936.

Virginia E. Crenshaw  
Commissioner.

The State of Alabama, }  
Baldwin County

No. 228

CIRCUIT COURT IN EQUITY

EUNICE LORENA KELLAM,

Complainant

vs.

WALTER C. KELLAM,

Defendant

**ANSWER** ~~decree pro confesso~~ This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, and the testimony as noted by the Register; and upon consideration thereof, the Court is of 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 the complainant is forever divorced from the Defendant, on account of Abandonment.

It is further ordered, that the said EUNICE LORENA KELLAM and WALTER C. KELLAM be, and ~~they~~ <sup>she</sup> hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said WALTER C. KELLAM pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said EUNICE LORENA KELLAM.

It is further ordered, adjudged and decreed that the said EUNICE LORENA KELLAM and WALTER C. KELLAM shall not again marry except to said each other until sixty days after this date, and that if an appeal is taken within sixty days ~~he~~ <sup>they</sup> shall not marry again except to said each other.

\_\_\_\_\_ during the said pendency of appeal

This 26<sup>th</sup> day of June 19 36

F. W. HARE  
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }  
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, ROBERT S. DUCK, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the 26<sup>th</sup> day of June 19 36

in the cause of EUNICE LORENA KELLAM

Complainant

vs.

WALTER C. KELLAM

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the 27<sup>th</sup> day of June, 19 36

Robert S. Duck Register

The State of Alabama, }  
Baldwin County

No. 223

CIRCUIT COURT IN EQUITY

~~MINICE LORENA KILLIAN,~~

vs.

~~WALTER C. KILLIAN,~~

Complainant

Defendant

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~decreo pro confesso~~ and the testimony as noted by the Register; and upon consideration thereof, the Court is of 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 the complainant is forever divorced from the Defendant, on account of

~~Abandonment.~~

It is further ordered, that the said ~~MINICE LORENA KILLIAN and WALTER C. KILLIAN~~ be, and ~~she~~ is hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said ~~WALTER C. KILLIAN~~ pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said ~~MINICE LORENA KILLIAN.~~

It is further ordered, adjudged and decreed that the said ~~MINICE LORENA KILLIAN and WALTER C. KILLIAN~~ shall not again marry except to said ~~each other~~ until sixty days after this date, and that if an appeal is taken within sixty days ~~they~~ he shall not marry again except to said ~~each other.~~

during the said pendency of appeal

This 26<sup>th</sup> day of June 1936.

F. W. HARE

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

I, ROBERT S. HICK, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the 26<sup>th</sup> day of June 1936, in the cause of MINICE LORENA KILLIAN

Complainant

vs.

~~WALTER C. KILLIAN~~

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the 27<sup>th</sup> day of June, 1936

*[Signature]*

Register

The State of Alabama, }  
Baldwin County

No. 228

CIRCUIT COURT IN EQUITY

EUNICE LORENA KELLAM,

Complainant

vs.

WALTER C. KELLAM,

Defendant

answer

This cause, coming on to be heard at this Term, was submitted upon the Bill of Complaint, ~~decree pro-confesso~~ and the testimony as noted by the Register; and upon consideration thereof, the Court is of 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 the complainant is forever divorced from the Defendant, on account of Abandonment.

It is further ordered, that the said EUNICE LORENA KELLAM and WALTER C. KELLAM be, and ~~they~~ <sup>are</sup> hereby permitted to again contract marriage, upon the payment of the costs of Court in this cause.

It is further ordered, that the said WALTER C. KELLAM pay the costs herein taxed, for which execution may issue, and if such execution is returned "no property found," then execution for such costs may issue against the said EUNICE LORENA KELLAM.

It is further ordered, adjudged and decreed that the said EUNICE LORENA KELLAM and WALTER C. KELLAM shall not again marry except to said each other until sixty days after this date, and that if an appeal is taken within sixty days ~~he~~ <sup>they</sup> shall not marry again except to said each other.

during the said pendency of appeal

This 26<sup>th</sup> day of June 1936

J. W. Ware

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY

STATE OF ALABAMA }  
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

I, ROBERT S. DUCK, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the \_\_\_\_\_ day of \_\_\_\_\_, 1936,

in the cause of EUNICE LORENA KELLAM

Complainant

vs.

WALTER C. KELLAM

Defendant

as appears of record in said Court.

Witness my hand and the seal of said Court, this the \_\_\_\_\_ day of \_\_\_\_\_, 1936

Register



*Recd*  
RECORDED  
2-210

No. 558

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY,  
Baldwin County, Ala.

VS

DECREE OF DIVORCE

Filed in office this 27

day of June, 191

*Robert D. Quay*  
Register.

E. O. M.

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

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY,  
Baldwin County, Ala.

VS

DECREE OF DIVORCE

Filed in office this

27<sup>th</sup>

day of

June, 1936

Robert A. Dreck  
Register.

E. O. M.

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

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY,  
Baldwin County, Ala.

VS.

DECREE OF DIVORCE

Filed in office this 27<sup>th</sup>

day of June, 19 36

Robert A. Sweet  
Register.

E. O. M. \_\_\_\_\_

EUNICE LORENA KELLAM,

Complainant,

vs.

WALTER C. KELLAM,

Respondent.

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,  
and Testimony of Eunice Lorena Kellam and Mary Thompson,

and in behalf of Defendant upon Answer and Waiver of notice.

*Robert S. Duck*  
Register.

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 228

June

Term, 1936

EUNICE LORENA KELLAM, Complainant

vs.

WALTER C. KELLAM, Defendant

To ROBERT S. DUCK, Register :

Answer & Waiver of notice filed by

In the above stated cause a ~~decree in vacation~~ having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by ELLIOTT G. RICKAREY

Solicitor of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

E. Elliott G. Rickarey  
Solicitor for Complainant.

RECORDED

*Duck*

*6-415*

No. 228

**The State of Alabama**

BALDWIN COUNTY

**IN EQUITY**

**Circuit Court of Baldwin County**

EUNICE LORENA KELLAM,

Complainant,

vs.

WALTER C. KELLAM,

Respondent.

**NOTE OF TESTIMONY**

Filed in Open Court this 26th

day of JUNE, 1936

*Robert S. Duck*

REGISTER

RECORDED

No. ....

Page

*duck*  
*6-416*

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

*Kellam*

VS.

*Kellam*

REQUEST FOR DECREE IN  
VACATION

FILED

*June 25 1926*

*Robert S. Duck*

Register

RECORDED IN ..... RECORD

VOL. .... PAGE .....

Register