

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

Mae McClammy, Complainant  
vs.  
Joe McClammy Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso on personal service 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 Mae McClammy is forever divorced from the said Joe McClammy for and on account of Voluntary abandonment

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 Mae McClammy the Complainant pay the cost herein to be taxed, for which execution may issue.

This 27<sup>th</sup> day of February, 1947

F. W. Hare  
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 \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_

Register of Circuit Court, in Equity.

No. .... Page.....

**The State of Alabama**

**BALDWIN COUNTY**

**In Circuit Court, In Equity**

.. Mae McClammy.....

Complainant.

Vs.

.....Joe McClammy.....

Respondent.

**DIVORCE DECREE**

*Filed  
3-27-47  
Baldwin County*

THE STATE OF ALABAMA, }  
BALDWIN COUNTY

## Circuit Court

To Evelyn Kervin

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 Mae McClammy

as witnesses in behalf of Complainant in a cause pending in our  
Circuit Court in Baldwin County, of-said State, wherein Mae McClammy

Complainant  
and Joe McClammy

Respondent

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

Witness 26 day of February, 1947

Alice J. Kuch  
Register

Commissioner's Fee, \$           

Witness' Fees, \$

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

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

**CIRCUIT COURT**

Mae McClammy

VS.

Complainant

Joe McClammy

Defendant

**COMMISSION TO TAKE DEPOSITION**

**COMMISSIONER:**

**WITNESSES:**

THE STATE OF ALABAMA,  
Baldwin County.

Circuit Court of Baldwin County, Alabama  
(In Equity)

Mae McClammy

Complainant

VS.

Joe McClammy

Respondent

I, Evelyn Kervin  
as ~~Register and~~ Commissioner  
have called and caused to come before me Mae McClammy

witness named in the Requirement for Oral Examination, on the 27 day of February  
1947, at the office of Hubert M. Hall  
in Bay Minette, Alabama, and having first sworn said Witness to speak the  
truth, the whole truth, and nothing but the truth, the said  
Mae McClammy doth depose and say as follows:

My name is Mae McClammy. I am over 21 years of age and a bona fide resident of Baldwin County, Alabama. The Respondent, Joe McClammy is over 21 years of age and a bona fide resident of the State of Alabama, his address being Beatrice, in Monroe, County, Alabama. The Respondent and I married in Evergreen, Alabama on December 27, 1921. We lived together as husband and wife until October 25, 1945, when the Respondent, while we were living at Perdido, in Baldwin County, Alabama, voluntarily abandoned my bed and board. He has remained away voluntarily and continuously since that time. I has contributed nothing toward my support and maintenance since he went away. We have threeschildren ages 16, 11, 9 respectively, Virgil McClammy, Harold McClammy and Evelyn McClammy. These children are now and have been all their lives with me. I am fully capable, and suitable, fit and proper person to have their care, custody and control.

Mae McClammy

ORAL EXAMINATION.

I, Evelyn Kervin, 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—and read over to her and she signed the same in the presence of myself \_\_\_\_\_

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 27 day of February, 194 7.

Evelyn Kervin (L. S.)

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

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Mae McClammy

vs. Complainant

Joe McClammy

Respondent.

## Oral Deposition

Filed 2-27, 194 7

Chief Clerk, Register.

Recorded in

Record

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

, Register.

Mae McClammy

vs.

Joe McClammy

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, \_\_\_\_\_

Decree pro confesso on personal service of the Respondent and

Testimony of the Complainant

and in behalf of Defendant upon \_\_\_\_\_

H. M. #44

*Chris J. Leuch*

Register.

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

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

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

Mae McClammy

vs.

Joe McClammy

**NOTE OF TESTIMONY**

Filed in Open Court this 27

day of Feb, 1947

Alvin J. Smith  
Register.



THE STATE OF ALABAMA, }  
BALDWIN COUNTY

No. \_\_\_\_\_ Circuit Court, In Equity.

Mae McClammy

Complainant

Vs.

Joe McClammy

Defendant

Motion is hereby made for a Decree Pro Confesso against Joe McClammy

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 26 day of February 1947

H. M. Hall

Solicitor.

RECORDED

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

Page \_\_\_\_\_

The State of Alabama,  
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Mae McClammy

Vs.

Joe McClammy

Motion for Decree Pro Confesso on  
Personal Service

Filed 2 - 26 1947

*Alice J. Smith*

Register.

Recorded in \_\_\_\_\_ Record

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

Register.

Moore Printing Co., Bay Minette, Ala.

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

Mae McClammy  
Complainant,  
Vs. Joe McClammy  
Respondent.

In the Circuit Court.  
In Equity No. \_\_\_\_\_.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent \_\_\_\_\_

Je Joe McClammy

by the Sheriff of Monroe County, on the 13th day of December,  
1947.

And it further appears to the Register, that the said \_\_\_\_\_

Joe McClammy, the Respondent, having to the date hereof,  
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,  
on motion of H.M. Hall Solicitors  
for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,  
and it hereby is, in all things taken as confessed against the said Joe McClammy

This 27th day of February, 1947.

Alice J. Wicks  
Register.

RECORDED

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

**CIRCUIT COURT OF  
BALDWIN COUNTY,  
ALABAMA.  
IN EQUITY**

\_\_\_\_\_  
Mae McClammy

\_\_\_\_\_  
Complainant,

Vs.

\_\_\_\_\_  
Joe McClammy

\_\_\_\_\_  
Respondent.

**DECREE PRO CONFESSO ON  
PERSONAL SERVICE.**

\_\_\_\_\_  
Issued this \_\_\_\_\_ day of \_\_\_\_\_,

194\_\_\_\_.

\_\_\_\_\_  
Register.

\_\_\_\_\_  
Baldwin Times Print

STATE OF ALABAMA )  
COUNTY OF BALDWIN)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WE COMMAND YOU that you summons JOE McCLAMMY, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction, within thirty days after the service of summons, and there to plead, answer or demur, without oath, to a bill of complaint lately exhibited by MAE McCLAMMY, against the said JOE McCLAMMY, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit under penalty of the law. And we further command that you return this writ with your execution to our said court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Court, this the 10<sup>th</sup> day of December, 1946.

Alice J. Duck  
Register

MAE McCLAMMY

COMPLAINANT

VS

JOE McCLAMMY

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,  
IN EQUITY

Your Complainant, Mae McClammy, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over 21 years of age and a bona fide resident of Baldwin County, Alabama; that the Respondent is over 21 years of age and a bona fide resident of the State of Alabama, his address being Beatrice, in Monroe County, Alabama.

2.

That your Complainant and the Respondent are husband and wife; that they married at Evergreen, Alabama, on December 27, 1921; that they lived together as husband and wife until on to-wit, October 25, 1945; that they were living at Perdido in Baldwin County, Alabama at the time of separation.

3.


That on, to-wit, October 25, 1945, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

That there was born to the marriage between your Complainant and the Respondent the following children ages 16, 11, and 9 respectively, Virgil McClammy, Harold McClammy and Evelyn McClammy; that said children are now with the Complainant, who is a suitable, fit and proper person to have their care and control.

WHEREFORE, The premises considered, Complainant prays that your Honor will by proper process make the said Joe McClammy party Respondent to this bill of complaint, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Complainant further prays that your Honor will enter a decree forever barring the bonds of matrimony existing between her and the Respondent; that she be awarded the custody and control of the minor children, Virgil McClammy, Harold McClammy and Evelyn McClammy; that she be granted such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and as in duty bound she will ever pray.

  
Solicitor for the Complainant

Excluded Retaining a copy of the  
Bill of Complaint on Joe McClammy  
This 13th day of Dec 1946

R. B. Nichols  
Attorney General

12-13

1782

RECORDED

MAE McCLAMMY

COMPLAINANT

VS

JOE McCLAMMY

RESPONDENT

BILL OF COMPLAINT

Filed  
12-10-46  
Alice Muck  
Rey