

366

The State of Alabama }  
Baldwin County

Circuit Court of Baldwin County, Alabama,  
(In Equity)

CLARA M. YOUNG,

COMPLAINANT

VS.

RALPH H. YOUNG

RESPONDENT

I, ROBERT S. DUCK,

as Register and Commissioner

have called and caused to come before me Clara M. Young and Rae Breed Walker

witnesses named in the requirement for Oral Examination, on the \_\_\_\_\_ day of September

1937, at the office of Clerk of the Circuit Court of Baldwin County, Alabama,

in Bay Minette, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Clara M. Young

doth depose and say as follows:

My name is Clara M. Young. I live at Fairhope, in Baldwin County, Alabama. I am the Complainant in the above styled cause of Clara M. Young vs. Ralph H. Young.

Ralph H. Young and I are both over twenty-one years of age and bot live at Fairhope, in Baldwin County, Alabama.

Ralph H. Young and I were married at Loxley, in Baldwin County, Alabama, on August 22nd, 1914, and have been living in Baldwin County, Alabama, continually since that time.

The Respondent and I have been having family disagreements during the past two years, and the Respondent, from time to time, has threatened and abused me, which condition has grown worse from time to time and it is now such that I have every reasonable apprehension to believe and do actually believe that if I should continue to live with him he would do actual violence to my person, which will necessarily be attended with danger to my life and health.

I have concluded that it is absolutely impossible for us to longer live together as husband and wife.

Clara M. Young

ORAL EXAMINATION

I, Robert S. Duck as Register and Commissioner hereby certify that the foregoing deposition s 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 \_\_\_\_\_ 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 \_\_\_\_; 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 3<sup>rd</sup> day of September 19 37.

R. S. Duck (L. S.)

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

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

CLARA M. YOUNG

COMPLAINANT

VS.

RALPH H. YOUNG

RESPONDENT

ORAL DEPOSITION

Filed September 3, 1937

R. S. Duck, Register.

RECORDED IN

Record

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

Register

RAE BREED WALKER, A WITNESS FOR THE COMPLAINANT, BEING FIRST DULY SWORN,  
DEPOSES AND SAYS:

My name is Rae Breed Walker. I live at Magnolia Springs, in Baldwin County, Alabama. I know and have known, for the past four or five years, Clara M. Young and Ralph H. Young, husband and wife, who have during that time been living at Fairhope, in Baldwin County, Alabama.

I know that for some two or three years the said Clara M. Young and Ralph H. Young have been having family difficulties, which have grown worse from time to time. I understand that Ralph H. Young has, on different occasions, abused the Complainant, Clara M. Young.

Knowing them as I do and having the opportunity to observe them, I do not believe and it is my opinion that they cannot longer live together as husband and wife.

Rae Breed Walker

CLARA M. YOUNG,  
 Complainant,  
 vs.  
 RALPH M. YOUNG,  
 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,

TESTIMONY OF CLARA M. YOUNG & RAY BREED WALKER.

and in behalf of Defendant upon ANSWER AND WAIVER

*R. S. Duch*

Register.

CLARA M. YOUNG,

Complainant,

VS.

RALPH H. YOUNG,

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:

Comes your Complainant, CLARA M. YOUNG, and humbly complaining against the Respondent, RALPH H. YOUNG, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That both the Complainant and Respondent are over twenty-one years of age and residents of Baldwin County, Alabama.

2. That your Complainant and the Respondent are husband and wife, having intermarried at Loxley, in Baldwin County, Alabama, on August 22nd, 1914, and lived together as husband and wife until on to-wit, August 13th, 1937.

3. That, on to-wit, August 13th, 1937, and various times prior thereto, the Respondent threatened and abused the Complainant; that from his conduct the Complainant had reasonable apprehension to believe and does believe that if she continues to live with the Respondent, he will carry out his threats and do actual violence on her person, which will necessarily be attended with danger to her life and health.

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said RALPH H. YOUNG 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.

Complainant prays that upon a final hearing of this cause, your Honor will give and grant unto her a decree of absolute divorce, forever barring the bonds of matrimony existing between her and the Respondent, and Complainant prays that your Honor will give and grant unto her 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.

Beulah Lee Bebe  
Solicitors for the Complainant.

FOOT NOTE:

The Respondent, RALPH H. YOUNG, is required to answer each and every allegation contained in the foregoing Bill of Complaint, in paragraphs 1 to 3, inclusive, but not under oath, oath being hereby expressly waived.

Richard Lee Beebe  
Solicitors for the Complainant.

**CHANCERY EXECUTION**  
**BILL OF COSTS**

No. 366 Clara M Young vs. Ralph H Young PLAINTIFF  
DEFENDANT

FEES OF REGISTER		Dollars	Cents	Brought Forward .....	\$1140
Filing each bill and other papers .....	\$ 10	1	00	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	
Issuing each subpoena .....	50		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof .....	40		40	Each notice sent by mail to creditor ...	15
Entering each return thereof .....	15		15	Filing receipting for and docketing each claim, etc. ....	25
For each order of publication .....	1 00			For all entries on subpoena docket, etc.	50
Issuing Writ of injunction .....	1 50			For all entries on commission docket, etc.	50
For each copy thereof .....	50			Making final record, per 100 words....	15
Entering each return thereof .....	15			Certified copy of decree .....	1 00
Issuing Writ of Attachment .....	1 00			Report of divorce to State Health Office (Acts 1915)	50
Entering each return thereof .....	15			<b>TOTAL FEES OF REGISTER..</b>	
Docketing each case .....	1 00	1	00	<b>FEES OF SHERIFF</b>	
Entering each appearance .....	25			Serving and returning subpoena on deft. \$1 50	
Issuing each decree pro confesso on per ser.	1 00			Serving and returning subpoena for witness .....	65
Issuing each decree pro confesso on publica	1 00			Levying attachment .....	3 00
Each order appointing guardian .....	1 00			Entering and returning same .....	25
Any other order by Register .....	50			Selling property attached .....	
Issuing Commission to take testimony .....	50			Impanelling Jury .....	75
Receiving and tiling .....	10			Executing Writ of possession .....	2 50
Endorsing each package .....	10			Collecting execution for costs .....	1 50
Entering order submitting cause .....	50			Serving and returning sci. fa., each .....	65
Entering any other order of court.....	25			Serving and returning notice .....	65
Noting all testimony .....	50			Serving and returning writ of injunction	1 50
Abstract of cause, etc. ....	1 00			Serving and returning writ of exeat....	1 50
Entering each decree .....	75			Taking and approving bonds, each .....	75
For every 100 words over 500.....	15			Collecting money on execution .....	
Taking account, etc. ....	3 00			Making Deed .....	2 50
Taking testimony, etc .....	15			Serving and returning application, etc..	1 00
Each report, 500 words or less .....	2 50			Serving attachment, contempt of court..	1 50
For every 100 words over 500 .....	15			<b>TOTAL FEES OF SHERIFF..</b>	
Amount claimed less than \$500, etc .....	2 00			<b>RECAPITULATION</b>	
Issuing each subpoena .....	25			Register's Fees .....	1790
Witness certificate, each .....	25			Sheriff's Fees .....	150
Issuing execution, each .....	75			Commissioner's Fees .....	
Entering each return .....	15			Solicitor's Fees .....	
Taking and approving bond, each .....	1 00			Witness Fees .....	
Making copy of bill, etc .....	15			Guardian Ad Litem .....	
Each notice not otherwise provided for ..	50			Printer's Fees .....	
Each certificate or affidavit, with seal ..	50			Trial Tax .....	3 00
Each certificate or affidavit, no seal .....	25			Recording Decree in Probate Court....	
Hearing and passing on application, etc. .	3 00			<b>TOTAL.....</b>	<b>\$2240</b>
Each settlement with Receiver, etc. ....	3 00				
Examining each voucher of Receiver, etc ..	10				
Examining each answer, etc. ....	3 00				
Recording resignation, etc. ....	75				
Entering each certificate to Supreme Court	50				
Taking questions and answers, etc .....	25				
For all other ser relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc: 1st \$100, 2 per cent: all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent.					
Sub Total Carried Forward .....					

The State of Alabama, } No. 366  
Baldwin County } Circuit Court, In Equity Sept Term, 1935

To any Sheriff of the State of Alabama—GREETING:  
You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_  
Ralph H Young Defendant  
you cause to be made the sum of 2240 Dollars,  
which \_\_\_\_\_ Plaintiff  
recovered of him on the 15 day of Sept 1935  
by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of \_\_\_\_\_ Dollars,

costs of suit, and have the same to render to the said \_\_\_\_\_  
and make return of this Writ and the execution thereof, according to law.  
Interest from \_\_\_\_\_ 1935 to date of collection.  
Witness my hand, this 12 day of Dec 1935  
R. S. Dyer Register

**CIRCUIT COURT, BALDWIN COUNTY, ALA.  
IN EQUITY**

No. *Clara M Young*

vs. *Ralph H Young* PLAINTIFF  
DEFENDANT

**BILL OF COSTS**

FEES OF REGISTER		Dollars	Cents		
Filing each bill and other papers	\$ 10		100	Brought Forward	\$ 11 00
Issuing each subpoena	50		<del>100</del>	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	
Issuing each copy thereof	40		<del>100</del>	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Entering each return thereof	15		<del>15</del>	Each notice sent by mail to creditor	15
For each order of publication	1 00			Filing receipting for and docketing each claim, etc.	25
Issuing Writ of injunction	1 50			For all entries on subpoena docket, etc.	50
For each copy thereof	50			For all entries on commission docket, etc.	50
Entering each return thereof	15			Making final record, per 100 words	15
Issuing Writ of Attachment	1 00			Certified copy of decree	1 00
Entering each return thereof	15			Report of divorce to State Health Office (Acts 1915)	50
Docketing each case	1 00	100		<b>TOTAL FEES OF REGISTER</b>	
Entering each appearance	25			<b>FEES OF SHERIFF</b>	
Issuing each decree pro confesso on per ser.	1 00			Serving and returning subpoena on deft.	\$ 1 50
Issuing each decree pro confesso on publica	1 00			Serving and returning subpoena for witness	65
Each order appointing guardian	1 00			Levying attachment	1 50
Any other order by Register	50			Entering and returning same	25
Issuing Commission to take testimony	50			Selling property attached	
Receiving and filing	10		100	Impaneling Jury	75
Endorsing each package	10		100	Executing Writ of possession	2 50
Entering order submitting cause	50		100	Collecting execution for costs	1 50
Entering any other order of court	25		50	Serving and returning sci. fa., each	65
Noting all testimony	50		50	Serving and returning notice	65
Abstract of cause, etc.	1 00		75	Serving and returning writ of injunction	1 50
Entering each decree	75		75	Serving and returning writ of exeat	1 50
For every 100 words over 500	15			Taking and approving bonds, each	75
Taking account, etc.	3 00			Collecting money on execution	
Taking testimony, etc.	15		405	Making Deed	2 50
Each report, 500 words or less	2 50			Serving and returning application, etc.	1 00
For every 100 words over 500	15			Serving attachment, contempt of court	1 50
Amount claimed less than \$500, etc.	2 00			<b>TOTAL FEES OF SHERIFF</b>	
Issuing each subpoena	25			<b>RECAPITULATION</b>	
Witness certificate, each	25			Register's Fees	
Issuing execution, each	75			Sheriff's Fees	10 50
Entering each return	15			Commissioner's Fees	5 00
Taking and approving bond, each	1 00			Solicitor's Fees	
Making copy of bill, etc.	15			Witness Fees	
Each notice not otherwise provided for	50			Guardian Ad Litem	
Each certificate or affidavit, with seal	50			Printer's Fees	
Each certificate or affidavit, no seal	25			Trial Tax	3 00
Hearing and passing on application, etc.	3 00			Recording Decree in Probate Court	
Each settlement with Receiver, etc.	3 00			<b>TOTAL</b>	19 00
Examining each voucher of Receiver, etc.	10				
Examining each answer, etc.	3 00				
Recording resignation, etc.	75				
Entering each certificate to Supreme Court	50				
Taking questions and answers, etc.	25				
For all other ser relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc: 1st \$100, 2 per cent: all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent.					
Sub Total Carried Forward					



The State of Alabama, {  
Baldwin County } Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon **Ralph H Young.**

of **Baldwin.** County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

**Clara M Young.**

against said **Ralph H Young.**

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this **2nd** day of **September.** 193 **7.**

*Robert S. Duck* Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

CLARA M. YOUNG,

Complainant,

VS.

RALPH H. YOUNG,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

And now comes the Respondent, in his own proper person, and for answer to the Complainant's complaint and to each count thereof, separately and severally, says:

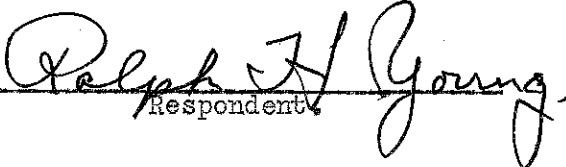
1. That he admits the allegations contained in paragraphs 1 and 2.
2. That he denies the allegation contained in paragraph 3 and demands strict proof of the same.

WITNESSES:

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 Respondent.

CLARA M. YOUNG,  
Complainant,  
VS.  
RALPH H. YOUNG,  
Respondent.

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

And now comes the Respondent in his own proper person and waives notice of the time of taking testimony on behalf of the Complainant; the right to cross-examine the Complainant's witnesses; and agrees that the matter may be submitted forthwith without any further notice to him.

WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_

Ralph H. Young

# The State of Alabama, Baldwin County

## CIRCUIT COURT, IN EQUITY

CLARA M. YOUNG Complainant

vs.

RALPH H. YOUNG, Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Confesso~~ on ANSWER & 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 CLARA M. YOUNG is forever divorced from the said

RALPH H. YOUNG

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.

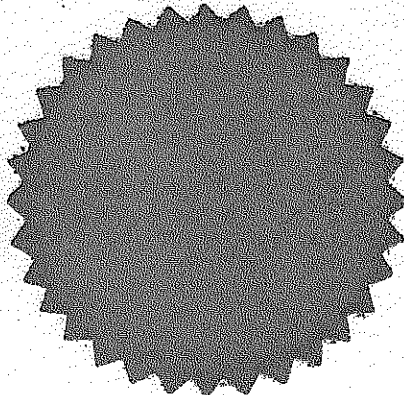
It is further ordered that CLARA M. YOUNG & RALPH H. YOUNG be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

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

This 15<sup>th</sup> day of September, 1937

*L. W. Hare*  
Judge Circuit Court, in Equity.

I, \_\_\_\_\_, Register of the Circuit Court for 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.

*Duch*  
RECORDED

2-319

No. 366

**The State of Alabama**  
BALDWIN COUNTY

**IN EQUITY**  
Circuit Court of Baldwin County

CLARA M. YOUNG

Complainant,  
vs.

RALPH H. YOUNG,

Respondent.

**NOTE OF TESTIMONY**

Filed in Open Court this 9<sup>th</sup>

day of SEPTEMBER 1937

*R. S. Duch*

REGISTER

ORIGINAL  
FD-2-218  
Duck

No. 336 Page .....

The State of Alabama  
Baldwin County

In Circuit Court, In Equity

CLARA M. YOUNG,  
vs. Complainant.

RALPH H. YOUNG,  
Respondent.

DIVORCE DECREE

Filed this 15<sup>th</sup> day of September, 1937

R. S. Duck, Register

*Quell*  
RECORDED 7-28-1

WALVER:

CLARA M. YOUNG,

Complainant,

VS.

RALPH H. YOUNG,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed this 3 day Sept 1937

*R. S. Dorell*

Clerk-Peris

*Decl*  
**RECORDED**  
7-25/

ANSWER:

GIARA M. YOUNG,

Complainant,

VS.

RALPH H. YOUNG,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed this 3 day Sept 1937  
R. S. Duesh  
Clerk-Registrar



RECORDED *Duck*  
7-282

Serve on \_\_\_\_\_

Circuit Court of Baldwin County  
IN EQUITY

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

S U M M O N S

Clara M Young.

VS.

Ralph H Young.

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this 2<sup>nd</sup>

day of Sept, 1937

M. V. Wilkins  
SHERIFF

Executed this 2<sup>nd</sup> day of

Sept 1937

by leaving a copy of the within Summons with

Ralph H. Young  
Defendant

M. H. Williams  
Sheriff

By John Adams  
Deputy Sheriff

Beeb Hall & Beebe.

Solicitor for Complainant

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_

Circuit Court, Baldwin County, Ala.  
In Equity.

No. 366

VS.

# COST BILL

Paid \_\_\_\_\_, 193\_\_\_\_\_

Register.

No. 346

THE STATE OF ALABAMA  
Baldwin County.

Circuit Court, In Equity

Clara M. Young

vs.

Robert H. Young

CHANCERY EXECUTION  
Fi. Fa.

\$3240

Total \$5246

Fee Book DD Page

Execution Docket Page

Babe Hall Beale  
Complainant's Solicitor

THE STATE OF ALABAMA  
Baldwin County.

ha \_\_\_\_\_ duly waived \_\_\_\_\_ right  
to the exemption of personal property as to  
the collection of the debt for which this execu-  
tion is issued.

Register.

Received in office this 12

day of Dec 1967

M. H. Williams  
Sheriff

Execution Docket Page 137

Returned Jan 13-1968  
No property of defendant  
found in Baldwin  
County.  
M. H. Williams Sheriff.

The State of Alabama, }  
Baldwin County

By virtue of the within execution I have levied \_\_\_\_\_

*Over*  
**RECORDED**  
*7-281*

BILL OF COMPLAINT

CLARA M. YOUNG,

Complainant,

VS.

RALPH H. YOUNG,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

*John H. Duck*

City of

*Filed this 8th day of September, 1937*

*R. S. Duck*  
Clerk-Register