

CHANCERY EXECUTION

BILL OF COSTS

Page No
Percent

No. 7. **Amelia Bell Smith Spires.** Vs **Walter Smith Spires,** Plaintiff
Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward.....	\$ 1065
Filing each bill and other papers.....	\$ 10	70	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	50
Entering each return thereof.....	15		(Acts 1915)	
Docketing each case.....	1 00	1 00	Total Fees of Register.....	14 65,
Entering each appearance.....	25	25	FEES OF SHERIFF	
Issuing each decree pro confesso on per. ser.	1 00		Serving and returning subpoena on deft.	3 00
Issuing each decree pro confesso on publication	1 00			
Each order appointing guardian.....	1 00			
Any other order by Register.....	50	50		
Issuing commission to take testimony...	50			
Receiving and filing.....	10			
Endorsing each package.....	10			
Entering order submitting cause.....	50			
Entering any other order of court.....	25			
Noting all testimony.....	50			
Abstract of cause, etc.....	1 00			
Entering each decree.....	75	75		

Received in Sheriff's Office
this 12 day of Mar, 1943
W. R. STUART, Sheriff

No 747, _____

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

Amelia Bell Smith Spires,

vs.

Walter Smith Spires,

CHANCERY EXECUTION
Fi. Fa.

_____ \$ 22 15

Total \$ 22 15

Fee Book _____ Cds. _____ Page _____

Execution Docket _____ Page _____

Richard J Demeree.

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 exe-
cution is issued.

Register.

Received in office this.....

day of.....194.....

Sheriff

Execution Docket.....Page.....

*Returned this 30th
day of March 1943
No property of the
plaintiff found in
my County.*

W. R. Stuart, Sheriff

Printed by Baldwin Times, Bay Minette, Ala.

Pay [Signature]

Amelia Bell Smith Spires
Complainant

vs

Smith Spires
Respondent

IN THE CIRCUIT COURT

OF BALDWIN COUNTY

ALABAMA

IN EQUITY

Comes the Complainant in the above styled cause and moves the Court that an order be entered for a reference before the Register in Chancery for Baldwin County Alabama to determine the amount of alimony for Complainant pendente lite and to determine a reasonable amount as attorney's fees for the Complainant.

Richard J. Demeree

By Richard J. Demeree
Attorney for Complainant.

Amelia Bell Smith Spires

RECORDED 22

Amelia Bell Smith Spires

Richard J. Demeree

By [Signature]

Amelia Bell
Smith Spivee

VS RECORDED

Walter Smith Spivee

Motion for order
for reference

Filed Dec 6/1944
Richard Dimer
Ruy

Richard Dimer
Dairhope Ala

Amelia Bell Smith Spivee
Complainant
vs
Walter Smith Spivee
Respondent
IN THE CIRCUIT COURT
OF THE STATE OF ALABAMA
SOUTHERN DISTRICT

Emilie Bell Smith
Spines

CIRCUIT COURT OF

COUNTY,

IN EQUITY.

To Walter Smith Spines

vs.
Walter Smith
Spines

or to Messrs.....

Solicitors.

TAKE NOTICE, That the undersigned, Register of our said Circuit Court of Baldwin
County, will execute the Decree of Reference in this cause, rendered on the 4 day of August
1914, at his office in Baymonte on 4 day of Nov 1914,
at which time and place you will attend if you choose so to do.

WITNESS, R. S. Register of said Circuit Court, at office in
Baymonte Ala. this the 27 day of Oct 1914

R. S. Register.

RECORDED

NOTICE.

No. 7-47

IN EQUITY,
CIRCUIT COURT OF

Baldwin COUNTY

Amalgamated Bell & Spire

vs.
Walter Smith Spire

Issued 10/30 1941

INSTANTER.

Received in office this

day of 19

Sheriff.

Executed on this 30th

day of October 19 41

by leaving a copy of the within notice

with Walter Smith Spire

the defendant
Scribers of Record for

W. R. Stuart

Sheriff.

10/30/41

AMELIA BELL SMITH SPIRES,
COMPLAINANT,

VS.

WALTER SMITH SPIRES,
RESPONDENT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

NO. 747

TO THE HONORABLE JUDGE OF SAID COURT, SITTING IN EQUITY:

Comes your complainant, Amelia Bell Smith Spires, and respectfully exhibits this her bill of complaint against Walter Smith Spires and shows unto your Honor as follows:

ONE: Your complainant is a married woman over the age of twenty-one and the respondent is a married man over the age of twenty-one. Both the complainant and the respondent are residents of Baldwin County, Alabama, and have been residents of the State of Alabama for one year next preceding the filing of this bill.

TWO: The complainant and the respondent were married on or about the 5th day of April, in the town of Daphne, County of Baldwin, State of Alabama, and now are and ever since have been husband and wife.

THREE: Your complainant shows unto your Honor that there has been born to complainant and respondent two daughters, Georgianna Smith Spires, and Joy Deane Spires, who were born on July 22, 1938, and December 17, 1939, respectively. Complainant further shows unto your Honor that she is now pregnant with child by respondent some eight months period.

FOUR: Complainant further shows unto your Honor that a Habeas Corpus proceeding was instituted by Ellen D. Smith by her attorney, Elliot G. Rickarby, in the Juvenile Court of Baldwin County, Alabama, and that this cause was heard on Wednesday, August sixth and an order was entered by the aforesaid Juvenile Court granting the custody of the three year old child, Georgianna Smith Spires to the mother who is the complainant above.

FIVE: But on diverse occasions within the last year respondent has become addicted to the habitual use of intoxicants and as a result has abandoned his wife without making provision for her and for the care of the child and that he has been otherwise neglectful of his duties and obligations as complainant's

S I X : The Complainant further avers that the Respondent has failed and refused to support the Complainant although well able to do so. The respondent has informed the Complainant and on such information and belief the Complainant avers that the Respondent will not support the Complainant in any manner in the future. The Respondent is an able bodied man, employed as a laborer at the Brookley Field Airport in Mobile, Alabama.

PRAYER FOR PROCESS

Your Complainant also prays your Honor to grant to her all appropriate and legal process and that the same be directed to Walter Smith Spires, Respondent, commanding him to personally appear before the Honorable Court within the time required by law, and to then and there answer fully and completely the several paragraphs of this Bill of Complaint, and that he be required to abide and obey all orders and decrees of this Court, which to your Honor may seem meet and proper.

PRAYER FOR RELIEF

Complainant prays that she be granted ^{a judicial separation from bed & board} ~~a divorce between~~ herself and Respondent, ~~and that the bonds of matrimony between them be forever separated.~~ Complainant prays that she be awarded the care and custody of her daughter, Georgianna Smith Spires, and that this court take jurisdiction of the cause pending in the Juvenile Court of Baldwin County, Alabama and that said court be notified to transfer this matter to be heard along with this Bill of Divorce. ^{Also custody of Jay Deane Spires -}

Complainant further prays that an order be rendered directing the Register to hold a reference to determine the amount which Respondent should pay to Complainant for the maintenance and support and care of the child pending this litigation and for the care and medical attention of the Complainant during her coming period of confinement and for the service of her solicitor and that it also be determined at such reference or references the amount which should be paid to her permanently for her maintenance and support. ~~Complaint further prays for the right to~~

Amelia Bell Smith Spires

~~remarry at the end of sixty days from the date of the signing of
t
the final decree.~~

Complainant further prays for such relief that she may be entitled to receive in equity and good conscience.

X Amelia Bell Smith Spires
Complainant

Richard D. Diversee
Solicitor for Complainant

FOOT NOTE: The Respondent is required to answer each and every allegation of the foregoing Bill of Complaint, paragraphs one to six thereof, both inclusive but not under oath, oath thereto being hereby expressly waived.

X Amelia Bell Smith Spires
Complainant.

Richard D. Diversee
Solicitor for Complainant

Respondent's address is Daphne, Baldwin County,,Alabama.

AMELIA SMITH SPIRES,
COMPLAINANT

vs.

WALTER SMITH SPIRES,
RESPONDENT.

) IN THE CIRCUIT COURT OF
)
) BALDWIN COUNTY, ALABAMA.
)
) IN EQUITY.
)
) NO. _____

TO THE HONORABLE JUDGES OF SAID COURT, SITTING IN EQUITY.

Comes the Complainant in the above styled cause and moves the court to render an order granting a reference to determine the amount which should be paid by the Respondent to her for her maintenance and support of her children and for her solicitor fee and for her period of confinement pending the hearing of this cause.

In support of this motion the Complainant avers that the Respondent is an able bodied man and works as a laborer at Brookley Field Airport in Mobile, Alabama.

Amelia Bell Smith Spires

Received in Specific Office
M. R. STUART, Special
Notary Public, Baldwin County, Ala.

Executed in
the presence of
two witnesses
and myself
Notary Public,
Baldwin County,
Alabama.

Subscribed and sworn to before me on this 12 day of
August, A.D., 1941.

Irwan Aller
Notary Public, Baldwin County, Ala.

Richard Stewer
Solicitor for Complainant.

STATE OF ALABAMA)
COUNTY OF MOBILE) TO ANY SHERIFF IN THE STATE OF ALABAMA

You are hereby commanded to summon Walter Smith Spires who
resides at Daphne, Alabama and whose occupation is as a laborer,
to appear within thirty days from the service of this writ in the
Circuit Court of Baldwin County, to be held for said County at the
place of holding the same, then and there to make answer to this
Bill of Complaint of Amelia Bell Smith Spires.

Witness my hand this 14 day of August, 1941.

R. S. Duch
Register in Chancery

STATE OF ALABAMA)
COUNTY OF BALDWIN)

Amelia Smith Spires, being duly sworn, says that she is the
Complainant whose name is subscribed to the foregoing Bill of
Complaint; that she has heard the above Bill of Complaint read,
and knows the contents thereof; that the said Bill of Complaint is
true of her own knowledge; except as to the matters and things
therein stated to be upon information and belief, and as to know
matters and things she believes it to be true.

X Amelia Bell Smith Spires

Subscribed and sworn to by the said Amelia Bell Smith Spires
before me, this 12 day of August, A.D., 1941.

Irwan Aller
Notary Public, Baldwin County, Ala.
Mobile

RECORDED
INDEXED
1941

Handwritten notes and signatures on the right margin.

