support and for her solicitor's fee pending the hearing of this cause.

t Marion Gail Mess Complainant

Subscribed and sworn to before me on this 22 day of December 1941.

Notary Public, Baldwin County

STATE OF ALABAMA

COUNTY OF BALDWIN

TO ANY SHERIFF IN THE STATE OF ALABAMA

You are hereby commanded to summon Delmer Nathan Ness who resides at Fairhope, Alabama, 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 Marion Gail Ness.

Witness my hand this Taday of successe 1941.

Register in Chancery

STATE OF ALABAMA

COUNTY OF BALDWIN

Marion Gail Ness, 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 those matters and things she believes it to be true.

Defendant's address is 2019 I Street, Washington, D. C.

Marion Gail ness

Subscribed and sworn to by the said Marion Gail Ness before me this 22 day of December 1941.

Notary Public, Baldwin County,

MARION GAIL NESS, Complainant ↓ IN THE CIRCUIT COURT OF

vs. ↓ BALDWIN COUNTY, ALABAMA,

DELMER NATHAN NESS, Respondent ↓ IN EQUITY

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT, SITTING IN EQUITY

Comes your Complainant, Marion Gail Ness, and respectfully exhibits this her Bill of Complaint against Delmer Nathan Ness and shows unto Your Honor as follows:

ONE: Your Complainant is a married woman over the age of twenty-one (21) years and the Respondent is a married man over the age of twenty-one (21) years. Both are bona fide resident citizens of Baldwin County, Alabama.

TWO: The Complainant and Respondent intermarried on January 31, 1930, at Pascagoula, County of Jackson, State of Miss., and now are and ever since have been husband wife.

THREE: On divers occasions between August, 1939, and
December 22, 1941, the date of this Bill, Respondent has conducted himself towards Complainant in such a manner as to cause her to be apprehensive of violence attendant with danger to life, limb and health.

That on or about March 15, 1941, Respondent threatened to kill her by knocking her in the head. That on or about July 13, 1941, he ran away from the house in a rage of anger and that at various times he has threatened to beat her to death and has been guilty of extreme and repeated cruelty to the Complainant and has used abusive and threatening language towards her so as to put her in fear for her life, limb and health.

PRAYER FOR PROCESS

Your Complainant also prays Your Honor to grant to Complainant all appropriate and legal process and that the same be directed to the said Delmer Nathan Ness, Respondent, demanding him to personally appear before this 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

between herself and Respondent and that the bonds of matrimony between them be separated. 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 maintenance and support pending this litigation and for the services of her Solicitor and that it also be determined at such a reference or references the amounts which should be paid to her permanently for her maintenance and support. Complainant prays for the right to remarry at the end of sixty (60) days from the date of signing the final decree.

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

Marion Gail Ness Complainant

Reshard Derrece
Soliaiton for Complainant

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

Marion Gail Tress Complainant

Reland Demenee
Solicitor for Complainant

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

Tempararily - 2019 257 - N.W. - Weslington D.C.

MARION GAIL NESS, Complainant

IN THE CIRCUIT COURT OF

VS.

BALDWIN COUNTY, ALABAMA,

DELMER NATHAN NESS, RESPONDENT

IN EQUITY

TO THE HONORABLE F. W. HARE, JUDGE 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

The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

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The State Of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

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THE STATE OF ALABAMA, Baldwin County

CIRCUIT COURT

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Court of Baldwin County, of	said State, wherein —	MARION GAIL NE	<u>.99</u>	
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THE STATE OF ALABAMA Baldwin County CIRCUIT COURT

MARION GAIL NESS

Complainant

S

DELMER NATHAN NESS

Defendant

Commission To Take Deposition

COMMISSIONER:

Mrs. Beth H. McCullers

Wiinesses:

Elizabeth B.