

STATE OF ALABAMA  
BALDWIN COUNTY

2396

VIRGINIA CARVIN

RESPONDENT AND CROSS-  
COMPLAINANT

VS

LOUIS CARVIN

COMPLAINANT AND CROSS-  
RESPONDENT

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

This cause coming on to be heard was submitted on pleading, exhibits and testimony ore tenus and upon consideration thereof, the Court is of the opinion that the Complainant and Cross-Respondent be denied relief prayed for in said bill and that the Respondent and Cross-Complainant be entitled to the following relief as prayed for.

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 Virginia Carvin is forever divorced from the said Louis Carvin for and on account of abandonment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that temporary care, custody and control of the minor children Louis Carvin Jr., and James Allen Carvin is hereby awarded Virginia Carvin Cross-Complainant in said cause and IT IS FURTHER ORDERED ADJUDGED AND DECREED that the sum of \$10.00 per month shall be paid by Louis Carvin Complainant and Cross-Respondent, to Virginia Carvin Respondent and Cross-Complainant as maintenance and support for said minors, Louis Carvin Jr., and James Allen Carvin, that IT IS FURTHER ORDERED ADJUDGED AND DECREED that the adjudication of permanent care custody and control shall be withheld pending an investigation of said minors by the Baldwin County Public Welfare Department and receipt of its recommendations for the wellbeing and best interest of these children.

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 agains 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 Louis Carvin, Complainant and Cross-Respondent pay the cost herein to be taxed, for which execution may issue.

This 31<sup>st</sup> day of July, 1951.

J. J. Maslbury, Jr.  
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 the \_\_\_\_ day of July, 1951.

\_\_\_\_\_  
Register of Circuit Court, In Equity.

VIRGINIA CARVIN

RESPONDENT AND CROSS-  
COMPLAINANT

VS

LOUIS CARVIN

COMPLAINANT AND CROSS-  
RESPONDENT

DECREE

*Filed 8-31-51  
Alice J. Neich  
Register*

From the law offices of  
C. LeNoir Thompson  
Bayer Minette, Alabama

ANSWER AND CROSS-BILL

LOUIS CARVIN,	Ø	
Complainant,	Ø	IN THE CIRCUIT COURT OF
-vs-	Ø	BALDWIN COUNTY, ALABAMA
VIRGINIA CARVIN,	Ø	IN EQUITY
Respondent.	Ø	

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes the Respondent in said cause and for answer to the allegations of the Complaint shows unto your Honor as follows:

1. Your Respondent admits the allegations of Count One in said Complaint.
2. As to Count Two your Respondent says that the parties to this cause were married on November 18th, 1944.
3. As to Count Three of said Complaint your Respondent denies the allegations therein.
4. As to Count Four of said Complaint your Respondent shows unto the court that there are two children born as fruits of this marriage, being Louis Carvin, Jr., age four years, and James Allen Carvin, age two years.

AND NOW HAVING ANSWERED the allegations of the bill filed in this court by Louis Carvin; the Respondent prays that this her answer be made and taken as a cross-bill and she avers and shows unto this Honorable court:

1. That she is over the age of twenty-one and is a bona fide resident of Baldwin County, Alabama and that the Complainant and cross-respondent is also over the age of twenty-one and is a resident of Baldwin County, Alabama. Both parties having resided within the State more than two years next preceding.
2. That on to-wit, November 18, 1944 your Complainant inter-married with Louis Carvin in Bay Minette, Alabama.
3. Your Complainant avers and charges that the said Respondent did on or about the latter part of June, 1947, and many times prior thereto assault, beat, hit and strike Complainant; that said Respondent has committed actual violence on her person attended with danger to her health or life; Complainant avers and charges that Respondent has made numerous threats of

doing her physical harm and from his manner and conduct toward her, she has reason to believe and does believe that he will commit actual violence upon her person, attended with danger to her life or health.

4. Complainant further avers that said Respondent voluntarily abandoned the bed and board of Complainant for more than one year next preceding the filing of this bill of complaint, since which time Complainant and Respondent have not lived together nor in any way recognized each other as husband and wife.

5. Your Complainant further avers and alleges that said Respondent has been guilty of adultery with one Ethylene Jackson and that two children have been born of their cohabitation and that Respondent has further been guilty of adultery with divers parties and persons whose names to your Complainant are unknown.

6. That as fruits of this marriage there have been born two children: Louis Carvin, Jr., age four, and James Allen Carvin, age two.

7. That during this marriage your cross-complainant and cross-respondent accumulated certain property on which has been erected two frame buildings. A description of said property being:

Begin at Southwest corner of Southwest of Southeast Section 32 run North on One-half Section line 1490 feet, East 220 feet for point of beginning, thence East 125 feet North 145 feet West 125 feet South 145 feet to point of beginning, situate in the Town of Foley, Baldwin County, Alabama. Two houses.

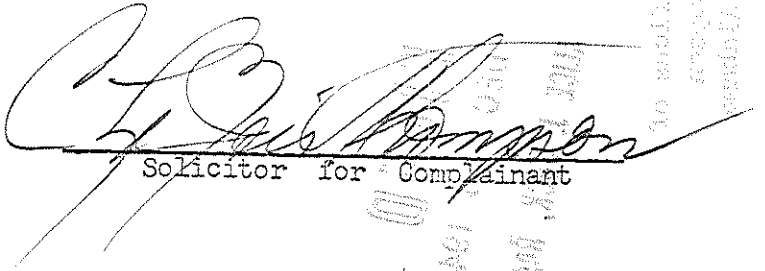
#### PRAYER

WHEREFORE, the premises considered the cross-complainant prays that your Honor will by proper process, make the said Louis Carvin, party cross-respondent to this cause of action, 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.

Cross-complainant further prays that on the final hearing of this Complaint, together with proofs submitted with the same that Your Honor will grant unto her an absolute divorce, forever dissolving the bonds of matrimony existing between her and cross-respondent, and that your Honor will grant each of them the right to again contract marriage.

And that your Honor will grant unto your cross-complainant the care, custody and control of said minor children, Louis Carvin, Jr., age four, and James Allen Carvin, age two, and will further decree that the

cross-respondent contribute the sum of Thirty (\$30.00) Dollars monthly, as maintenance of said children. And that your Honor will further decree that a portion of the real property with one house thereon be set over and deeded to your cross-complainant as a home for her and the children of this marriage. And inasmuch as your cross-complainant is without funds it is suggested that Sixty-five (\$65.00) Dollars be allowed as a reasonable Solicitor's fee to your cross-complainant's Solicitor for his services herein and that upon a final hearing of this cause, that your cross-complainant be awarded such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

  
Solicitor for Complainant

RECORDED

RECORDED

Louis Carvin

Complainant

VS

Virginia Carvin

Respondent

ANSWER AND CROSS-BILL

FILED

DEC 13 1949

ALICE J. DUCK, Registrar

From the law offices of  
C. LeNoir Thompson  
Bay Minette, Alabama

LOUIS CARVIN,

Complainant,

-vs-

VIRGINIA CARVIN,

Respondent.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity:

Your complainant, Louis Carvin, respectfully represents and shows unto your Honor:-

1. That your complainant is over the age of twenty-one years and is a resident of said County and State, and has been a bona fide resident of said State for more than one year next preceeding the filing of this Bill of Complaint; that Virginia Carvin is over the age of twenty-one years and is a resident of Foley, Baldwin County, Alabama.

2. That your complainant and the respondent were lawfully married on or about, to-wit, November 15, 1943.

3. Complainant further avers and alleges that said respondent has been guilty of adultery with person, or persons, whose names to your complainant are unknown.

4. That there were born to the complainant and the respondent two children, Louis Carvin, Jr., age five years, and James Allen Carvin, age three years.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED: Your complainant prays that Virginia Carvin be made a party defendant to this cause by the usual process of this Honorable Court, requiring her to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the statutes in such cases made and provided; that upon a final hearing of this cause, that your complainant be granted a divorce from said respondent and that your complainant be granted legal custody of the children hereinabove named. Should your complainant be mistaken in the relief prayed for that there be granted to him such other, different and general relief to which he may be entitled and as in duty bound he will ever pray.



## SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2391.

----- Fall ----- TERM, 1949

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon-----

*Virginia Carviri*

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against -----

*Virginia Carviri*, Defendant-----

by-----

-----, Plaintiff-----

Witness my hand this

21<sup>st</sup>

day of

Nov

1949

*Archie J. Hench*, Clerk

LOUIS CARVIN,

Complainant,

-vs-

VIRGINIA CARVIN,

Respondent.

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IN THE CIRCUIT COURT OF

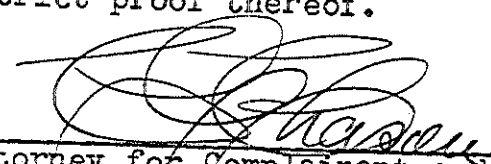
BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity;

Comes the complainant and cross-respondent in the above  
styled cause and for answer to the allegations of the cross-com-  
plaint says as follows:-

1. He admits the allegations of Paragraph 1 of the Cross-complaint.
2. He admits the allegations of Paragraph 2 of the cross-complaint.
3. He admits the allegations of Paragraph 6 of the cross-complaint, except as to age.
4. He denies the allegations of Paragraph 3, 4, 5 and 7 of the cross-complaint and demands strict proof thereof.

  
Attorney for Complainant and  
Cross-Respondent.