

3137

ROLAND DELBRO SULLIVAN,	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT,	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY. CASE NO. _____
MARIE SULLIVAN,	Ø	
RESPONDENT	Ø	

ORDER

This cause coming on to be heard was submitted by the Respondent upon varified petition and upon consideration thereof, this Court is of the opinion that the Respondent is entitled to relief prayed for in said petition.

It is therefore ordered, adjudged, and decreed by the Court that temporary custody of Roland Doyle Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and Wiley Isom Sullivan, 6 months be awarded the Respondent, Marie Sullivan, pending the disposition of this cause, and that the Complainant, Roland Delbro Sullivan, shall not interfere with the care, custody, and control of said children, pending the disposition of this suit, excepting that he shall have the right of visitation during reasonable hours.

This 25 day of November, 1953.

Julius M. Hall

Judge, Circuit Court In Equity.

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ROLAND DELBRO SULLIVAN,
COMPLAINANT
VS
MARIE SULLIVAN,
RESPONDENT

ORDER

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FILED
NOV 25 1953
ALICE J. BUCK, Register

ROLAND DELBRO SULLIVAN, | IN THE CIRCUIT COURT OF
 COMPLAINANT, | BALDWIN COUNTY, ALABAMA
 VS | IN EQUITY, NO. _____
MARIE SULLIVAN, |
 RESPONDENT. |

TO THE HONORABLE H. M. HALL, JUDGE OF SAID COURT, AND TO THE
HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

Comes now Marie Sullivan by her Solicitor, Respondent in the
above styled cause and files this petition, and shows unto your
Honor and unto this Honorable Court as follows:

1.

That the Complainant, Roland Delbro Sullivan, and the Respondent
are each over the age of 21 years, and are bona fide residents of
Baldwin County, Alabama.

2.

That on, November 5, 1953, the Complainant in this cause filed
his petition for divorce in this Court stating that Complainant and
Respondent are lawfully married and lived together as husband and wife
until October 26, 1953, at which time they separated; that they have
not lived together as husband and wife since that date of separation;
that the Complainant alleged and averred in his petition that he left
the Respondent on said date and has not lived with the Respondent
since said date, absenting himself from the residence of the Respondent;
that three children were born of said marriage namely; Roland Doyle
Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and
Wiley Isom Sullivan, age 6 months, and Complainant alleges that all
said children were in the custody of the Respondent.

3.

That on the night of November 24, 1953, the Complainant, in a drunk-
en condition came to the house of the Respondent, struck her, and beat
her about the head and face, and took forcibly from her, the children
mentioned hereinbefore; that he placed them in an automobile without
necessary clothing, and without consideration for their safety and well-

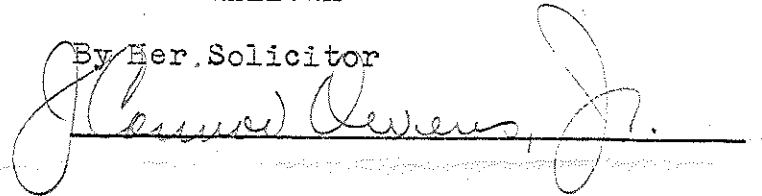
being and took them to Mobile, Alabama, and allowed them to remain in the car without care or supervision; that the Complainant herein is a heavy drinker and knows nothing of the proper care and control of children of tender age; that he removed said children from their home, and took them out into inclement weather at night time, thus depriving them of care and control in the familiar surroundings of their home; that the Complainant alleges that such actions seriously endanger the health, safety and well being of the three children.

PRAYER FOR RELIEF

Respondent prays that upon the hearing of this petition that your Honor and this Honorable Court, pending any decision that this Honorable Court may make in the above styled cause, will, with regard to the safety, health, and well being of the children, namely: Roland Doyle Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and Wiley Isom Sullivan, age 6 months, order that the Respondent in this cause be entitled to the custody of the said children pursuant to Alabama Code 1940, Title 34, Section 35. Should the Respondent be mistaken in the premises, Respondent prays for such other, further and different relief as in equity and good conscience she may be entitled to receive, and Respondent will forever pray.

Marie Sullivan

By Her Solicitor



STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned Notary Public in and for said State and County came J. Connor Owens, Jr, who being by me duly sworn, doth depose and say; that he is solicitor for the Respondent in the foregoing cause of Roland D. Sullivan, vs Marie Sullivan, in the Circuit Court of Baldwin County, Alabama, in Equity; that your affiant has read and knows the allegations made in the petition filed by said Respondent

on November 25, 1953; that he is informed that the allegations therein are true, and upon such issue and belief says that the material allegation in the foregoing petition is true.

Harold Owens, Jr.

Sworn to and subscribed before me this the 25th day of November, 1953.

Lila A. Glover

Notary Public, Baldwin County, Ala.

Received in Court
the 25 day of Nov. 1953
TAYLOR WILKINS, Sheriff

Returned 28 day of Dec. 1953
Not found in my county after diligent search and in-
quiry.

Taylor Wilkins, Sheriff
By W. F. Hall
Deputy Sheriff

3137

ROLAND DELBRO SULLIVAN,

COMPLAINANT

VS

MARIE SULLIVAN,

RESPONDENT

Petition

From the Law Offices of;

J. Connor Owens, Jr
Bay Minette, Alabama

FILED
NOV 25 1953

ROLAND SULLIVAN
Fairhope, Ala.

ROLAND DEEBRO SULLIVAN, | IN THE CIRCUIT COURT OF
 COMPLAINANT, | BALDWIN COUNTY, ALABAMA
VS | IN EQUITY, NO. _____
MARIE SULLIVAN, |
 RESPONDENT. |

TO HONORABLE H. M. HALL, JUDGE OF SAID COURT AND TO THE HONORABLE
CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

Comes now Marie Sullivan, by her Solicitor, Respondent in
the above styled cause and for answer to the Complainant's bill says
as follows:

1.

Respondent admits the allegations contained in Paragraph
One of the Bill of Complaint.

2.

Respondent admits the allegations contained in Paragraph Two
of Bill of Complaint except that she denies that the date of marriage
was July 7, 1945, and states that said date of marriage was June 10,
1946.

3.

Respondent denies each and every allegation contained in
Paragraph Three of the Bill of Complaint.

4.

Respondent further alleges and avers that on or about Novem-
ber 2, 1953, in Fairhope, Alabama, the Complainant herein choked and
struck the Respondent and threatened her life with a knife; that on
or about November 8, 1953, in Fairhope, Alabama, the Complainant
slapped the Respondent and struck her with his hand or fist and cursed
her, and threatened to take her life; that on or about November 24,
1953, the Complainant, in a drunken condition came to the house of
the Respondent, struck her, and beat her about the head and face, and
took forcibly from her, the children of the Respondent and Complainant;
that your Respondent had reasonable apprehension on the occasions
mentioned hereinbefore that if she continued to live with Complainant
that her life and health would be in danger.

5.

Respondent further avers that she is a fit and proper person to have complete care and custody of the children, Roland Doyle Sullivan, age 6 years, Esther Marie Elaine Sullivan, age 3, years and Wiley Isom Sullivan, age 6 months; that the Complainant is a fit and able bodied person, who is capable of earning and has earned a salary of \$60.00 a week; that your Respondent has no income nor does she have any form of support; that it was necessary that she employ an attorney to defend herself in the proceedings instituted by the Complainant and to that end she has employed J. Connor Owens, Jr., as her Solicitor in this cause and she has not property or money with which to compensate said Solicitor for his services in this behalf.

PRAYER FOR RELIEF

The premises considered Respondent respectfully prays that upon a final hearing of this cause, your Honor will deny the Complainant's prayer for divorce upon the grounds of adultery, and other relief asked for by the Complainant in his Bill of Complaint. Further Respondent prays that upon the final hearing of this cause your Honor will enter an order divorcing the Respondent from the Complainant; your Respondent further prays that your Honor will also enter an order or decree awarding custody, care and control of said children to the Respondent; further that your Honor will award to the Respondent for support for said children the sum of \$25.00 a week; further that your Honor will award to the Respondent, a reasonable Attorney's fee. Further that your Honor will also enter a decree allowing the Respondent to remarry if she sees fit. Should your Respondent be mistaken in the relief prayed for, let there be granted to her such other, further and different relief which she may be entitled as in duty bound she will forever pray.

Mari Sullivan
Respondent

By Her Solicitor
J. Connor Owens, Jr.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY, CASE NO. 3137

ROLAND DELBRO SULLIVAN,
COMPLAINANT,

VS

MARIE SULLIVAN,
RESPONDENT.

ANSWER

FILED

DEC 2 1958

ALICE J. DUCK, Register

J. Connor Owens, Jr
Attorney At Law
Bay Minette, Alabama

ROLAND DELBRO SULLIVAN,
Complainant
vs.
MARIE SULLIVAN,
Defendant.

Y
:
Y
:
Y

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

TO THE HONORABLE HUBERT HALL, JUDGE OF SAID COURT, SITTING IN EQUITY

Comes your complainant, Roland Delbro Sullivan, and exhibits this, his Bill of Complaint, against Marie Sullivan, Defendant, and would with respect show unto your Honor and to this Honorable Court as follows:

1. That Complainant and Defendant are each over the age of twenty-one years; that Complainant and Defendant are each bona fide resident citizens of Baldwin County, Alabama, and have been for more than one year next, immediately preceding the filing of this Bill of Complaint.
2. That Complainant and Defendant were lawfully married at Lucedale, Mississippi, July 7, 1945, and lived together as husband and wife until October 26, 1953, at which time they separated; that they have not lived together as husband and wife since said date of separation; that three children were born of said marriage, namely, Roland Doyle Sullivan, aged six years, Esther Marie Elaine Sullivan, aged three years, and Wiley Isom Sullivan, aged six months, all of whom are in the custody of the Defendant.
3. Complainant avers and charges that the Defendant committed acts of adultery with one Donald Eugene Burtschi, and when he learned of such acts of adultery he left the Defendant and has not lived with the Defendant as husband and wife since said date of learning of same, namely, the date of separation set forth in Paragraph 2 of this Bill of Complaint, and he has not condoned her actions.

PRAYER FOR PROCESS

To the end, therefore, that Equity may be done in the premises, Complainant prays that Marie Sullivan, the Defendant, be made a party defendant to this Bill of Complaint, and that process in the usual form and in accordance with the practice of this Honorable Court be issued to her, requiring her to answer, plead or demur to this Complainant's Bill of Complaint, as she may be advised.

PRAYER FOR RELIEF

Complainant prays that upon a final hearing of this cause your Honor will be pleased to decree unto him an absolute divorce from the bonds of matrimony now existing between Complainant and Defendant; Complainant further prays that your Honors will decree unto him the custody of the three minor children of the marriage named in Paragraph 2 of this Bill of Complaint; Complainant further prays that your Honor will be pleased to decree unto Complainant and Defendant permission to marry again in the event they should desire; and Complainant further prays for such other, further and different relief as in Equity and good conscience he may be entitled to receive; and Complainant will forever pray.

Albert L. Gantow
Solicitor for Complainant

Roland Delbro Sullivan
Complainant

3137

Roland Helber:
Sullivan

vs.

Marie Sullivan

The State of Alabama, BALDWIN County

IN CIRCUIT COURT, IN EQUITY

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon Marie Sullivan

to appear and answer, plead, or demur, within thirty days from the service hereof, to a Bill of Complaint filed in said Circuit Court, in equity, for said County of said State

Roland Delbro Sullivan

against Marie Sullivan

Herein fail not. Due return make of this writ as the law directs.

Witness this 5th day of November, 1953

Archie H. Hark, Register.

(Defendant is entitled to a copy of the bill on application to the Register.)

The State of Alabama

Baldwin

COUNTY.

IN CIRCUIT COURT, IN EQUITY

ROLAND DELBRO SULLIVAN

vs.

MARIE SULLIVAN

SUMMONS

Returned by the Sheriff and filed in office, this

the day of , 19.

, Register.

Received in office, this the 5 day of

Nov., 1913

Taylor Wilkins, Sheriff.

I have executed the within by leaving a copy thereof with Marie Sullivan

defendant named herein, on this the 6

day of Nov., 1913

Taylor Wilkins, Sheriff.

By J. D. Horn, Deputy.

ROLAND DELBRO SULLIVAN,

COMPLAINANT,

VS

MARIE SULLIVAN,

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY. CASE NO. 3137

ORDER

This cause coming on to be heard was submitted by the Respondent upon verified petition and upon consideration thereof, this Court is of the opinion that the Respondent is entitled to relief prayed for in said petition.

It is therefore ordered, adjudged, and decreed by the Court that temporary custody of Roland Doyle Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and Wiley Isom Sullivan, 6 months be awarded the Respondent, Marie Sullivan, pending the disposition of this cause, and that the Complainant, Roland Delbro Sullivan, shall not interfere with the care, custody, and control of said children, pending the disposition of this suit, excepting that he shall have the right of visitation during reasonable hours.

This 25th day of November, 1953.

Hubert M. Hall

Judge, Circuit Court In Equity.

I, Alice J. Duck, 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 Circuit Court of Baldwin County in above stated cause, which said decree is on file in my office.

WITNESS MY HAND AND SEAL THIS 25th day of Nov, 1953

Alice J. Duck
Register of Circuit Court, In Equity

Handwritten signature

cc

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1st Lt. M. J. ...
...

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FILE

FILED
NOV 25 1953
AIR & MAR, ...

ROLAND DELBRO SULLIVAN, | IN THE CIRCUIT COURT OF
 | BALDWIN COUNTY, ALABAMA
 | IN EQUITY, NO. _____
VS |
MARIE SULLIVAN, |
 | RESPONDENT.

TO THE HONORABLE H. W. HALL, JUDGE OF SAID COURT, AND TO THE
HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

Comes now Marie Sullivan by her Solicitor, Respondent in the
above styled cause and files this petition, and shows unto your
Honor and unto this Honorable Court as follows:

1.

That the Complainant, Roland Delbro Sullivan, and the Respondent
are each over the age of 21 years, and are bona fide residents of
Baldwin County, Alabama.

2.

That on, November 5, 1953, the Complainant in this cause filed
his petition for divorce in this Court stating that Complainant and
Respondent are lawfully married and lived together as husband and wife
until October 26, 1953, at which time they separated; that they have
not lived together as husband and wife since that date of separation;
that the Complainant alleged and averred in his petition that he left
the Respondent on said date and has not lived with the Respondent
since said date, absenting himself from the residence of the Respondent;
that three children were born of said marriage namely; Roland Doyle
Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and
Wiley Isom Sullivan, age 6 months, and Complainant alleges that all
said children were in the custody of the Respondent.

3.

That on the night of November 24, 1953, the Complainant, in a drunk-
en condition came to the house of the Respondent, struck her, and beat
her about the head and face, and took forcibly from her, the children
mentioned hereinbefore; that he placed them in an automobile without
necessary clothing, and without consideration for their safety and well-

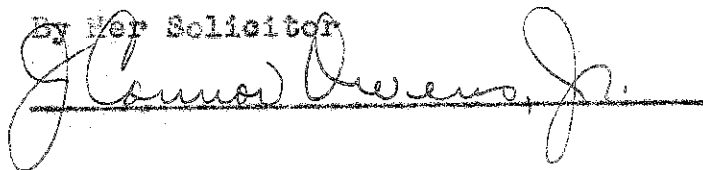
being and took them to Mobile, Alabama, and allowed them to remain in the car without care or supervision; that the Complainant herein is a heavy drinker and knows nothing of the proper care and control of children of tender age; that he removed said children from their home, and took them out into inclement weather at night time, thus depriving them of care and control in the familiar surroundings of their home; that the Complainant alleges that such actions seriously endanger the health, safety and well being of the three children.

PRAYER FOR RELIEF

Respondent prays that upon the hearing of this petition that your Honor and this Honorable Court, pending any decision that this Honorable Court may make in the above styled cause, will, with regard to the safety, health, and well being of the children, namely: Roland Doyle Sullivan, age 6 years; Esther Marie Elaine Sullivan, age 3 years; and Wiley Isom Sullivan, age 6 months, order that the Respondent in this cause be entitled to the custody of the said children pursuant to Alabama Code 1940, Title 34, Section 35. Should the Respondent be mistaken in the premises, Respondent prays for such other, further and different relief as in equity and good conscience she may be entitled to receive, and Respondent will forever pray.

Marie Sullivan

By Her Solicitor



STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned Notary Public in and for said State and County came J. Connor Owens, Jr, who being by me duly sworn, doth depose and say; that he is solicitor for the Respondent in the foregoing cause of Roland D. Sullivan, vs Marie Sullivan, in the Circuit Court of Baldwin County, Alabama, in Equity; that your affiant has read and knows the allegations made in the petition filed by said Respondent

on November 25, 1953; that he is informed that the allegations therein are true, and upon such issue and belief says that the material allegations in the foregoing petition is true.

Glenn Owens, Jr.

Sworn to and subscribed before me this the 27th day of November, 1953.

Lila S. Glover

Notary Public, Baldwin County, Ala.

RECEIVED
NOV 27 1953
BALDWIN COUNTY, ALA.

By A. M. Owens, Jr.
Notary Public, Baldwin County, Ala.

Petition

WILLIAM SULLIVAN

RECEIVED

AS

COLLEGE

ROBERT D. DIBBIO, JR.

3/5/54

DATE: 1988. 12. 7.