

3256

BERDELLA EULER HUXFORD) IN THE CIRCUIT COURT
) OF BALDWIN COUNTY,
Complainant)
VS) ALABAMA
BEN HUXFORD) IN EQUITY
Respondent) NO.

Before me, the undersigned authority in and for said state and county, personally appeared Berdella Euler Huxford, known to me, who being by me first duly sworn, on oath deposes and says as follows:

That affiant, complainant in the above entitled cause, knows of her own certain knowledge that the respondent, Ben Huxford, is a non-resident of the State of Alabama, whose last known address is care of The Sport Shop, Fort Walton Beach, Florida.

Berdella Euler Huxford
Berdella Euler Huxford

Subscribed and sworn to before me on this
the 1st day of July, 1954.

Genevieve G. Spaldon
Notary Public, Mobile County, Alabama

FILED
JUL 3 1954

ALICE J. BUCK, Clerk

Justice

Berdella Euler Huxford

Complainant

No.

Vs.

Ben Huxford

Defendant

BOOK 018 PAGE 185

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

ANSWER AND WAIVER

Comes the Defendant in the above entitled cause and for answer to the Bill of Complaint therein admits the allegations as to the ages, residences and marriage and denies each and every other allegation of said Bill of Complaint and demands strict proof thereof.

I agree that the testimony in this cause may be taken by disposition on oral examination, and waive notice of the time and place of the taking such testimony and agree that this cause may be submitted for final decree at any time. I waive all notices to which I may be entitled by law in this cause, and agree that Genevieve G. Spafford is a suitable person to act as Commissioner in taking such testimony.

Ben Huxford
Defendant

Note: The space below is intended for "Agreements Between the Parties."

This Answer and Waiver is given with the understanding and agreement that no support, alimony, attorney's fees or court costs will be taxed against the Respondent, and that the Complainant shall not ask for anything other than a divorce in this proceeding.

STATE OF

Florida

COUNTY OF

Okaloosa

I, *James L. Kelly*, a NOTARY PUBLIC in and for said State and County, do hereby certify that *Ben H. Huxford*, whose name is signed to the foregoing instrument, and who is known to me, acknowledge before me this day, that being informed of the contents of the instrument, *he* executed the same voluntarily on the day same bears date.

Witness my hand and seal this *23rd* day of *July*, 19*54*.

Filed, _____
W. ELSWORTH HAUGHTON, REGISTER

James L. Kelly
Notary Public, State of Florida at large
My commission expires August 20, 1955
Bonded by American Surety Co. of N. Y.
NOTARY PUBLIC

STATE OF

Florida

COUNTY OF

Okaloosa

RECORDED

No. _____

Berdella Euler Huxford

Vs.

Ben Huxford

ANSWER AND WAIVER

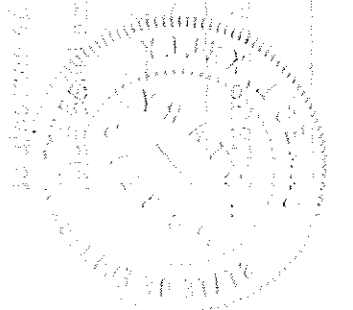
Filed _____, 19

FILED

JUL 28 1954

ALICE J. DUCK, Register

Register



TONSMEIRE & HODNETTE
ATTORNEYS AND COUNSELLORS AT LAW
ANNEX FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

GEORGE A. TONSMEIRE
ROBERT E. HODNETTE, JR.

May 18, 1954

Mrs. Alice Duck, Clerk
Circuit Court of
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck:

Please find enclosed original bill in the case of Berdella Euler
Huxford vs. Ben Huxford.

We have been promised an Answer and Waiver, which we will
send you as soon as receipt thereof.

Yours very truly,

TONSMEIRE & HODNETTE,

George A. Tonsmeire

George A. Tonsmeire

GAT:S

enclosure

BERDELLA EULER HUXFORD,)
)
 Complainant,) IN THE CIRCUIT COURT OF
)
 vs.) BALDWIN COUNTY, ALABAMA
)
 BEN HUXFORD,) IN EQUITY - NO.
)
 Respondent.)

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

Comes the complainant in the above entitled cause and shows unto the Court as follows:

1. Complainant avers that she and the respondent are both over the age of 21 years; that she is and has been a bona fide resident citizen of Baldwin County, Alabama, for more than one year next preceding the filing of this, her Bill of Complaint; and that respondent is a non-resident of the State of Alabama, whose last known address is care of The Sport Shop, Fort Walton Beach, Florida.

2. Complainant alleges and avers that she and the respondent are husband and wife, having been lawfully married on April 10, 1954, in Lucedale, Mississippi.

3. Complainant avers and charges that the said respondent did assault, beat, hit and strike complainant; that said respondent has committed actual violence on her person attended with danger to her health and 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 is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health.

PRAYER FOR PROCESS

WHEREFORE, complainant prays that Ben Huxford be made a party respondent to this bill of complaint and be brought into court by publication or other usual or proper proceedings of this Honorable Court, and be required to appear, and to plead, answer or demur to this bill of complaint in the time prescribed by law and by the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant prays that this Honorable Court will enter a decree dissolving the bonds of matrimony now existing between complainant and respondent, and grant unto her an absolute divorce with the right to remarry, and the complainant prays for such other, further and different relief as in equity and good conscience she may be entitled to receive in the premises.

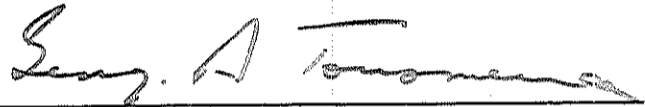
FILED

May 19 1954

ALICE J. DUCK, Register

TONSMEIRE & HODNETTE,

By



Solicitors for Complainant
407 First National Annex
Mobile, Alabama

No 3256

FILED

MAY 19 1954

ALICE J. DUCK, Register

RECORDED

TONSMEIRE & HODNETTE
ATTORNEYS AND COUNSELLORS AT LAW
ANNEX FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

GEORGE A. TONSMEIRE
ROBERT E. HODNETTE, JR.

August 31, 1954

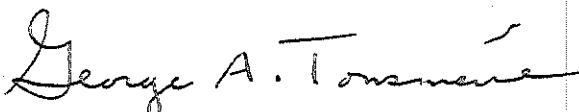
Mrs. Alice Duck
Clerk of Circuit Court
Baldwin County
Bay Minette, Alabama

Dear Mrs. Duck: Re: Berdella Euler Huxford vs. Ben Huxford
Case No. 3256

Kindly dismiss the above case on motion of complainant, and
forward us the cost bill therein.

Yours very truly,

TONSMEIRE & HODNETTE,

A handwritten signature in cursive script, reading "George A. Tonsmeire". The signature is written in dark ink and is positioned above the printed name.

George A. Tonsmeire

GAT:S

TONSMEIRE & HODNETTE
ATTORNEYS AND COUNSELLORS AT LAW
ANNEX FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA

GEORGE A. TONSMEIRE
ROBERT E. HODNETTE, JR.

July 1, 1954

Mrs. Alice Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

Re: Huxford vs Huxford

The respondent in the above cause has not complied with his promise to furnish us with an answer and waiver and accordingly we are enclosing an affidavit of non-residence together with check to cover registered mail service which we will appreciate your securing at your convenience.

Yours very truly,

TONSMEIRE & HODNETTE



George A. Tonsmeire

vg

The State of Alabama
Baldwin County }

Circuit Court

Equity

To..... BEN HUXFORD

.....

.....

You are hereby commanded to appear and plead, answer or demur, within thirty days from the service hereof, as provided by an Act of the Legislature of Alabama, approved September 25th, 1919, to a Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama, against you, Defendant.....

ant....., by..... BERDELLA EULER HUXFORD Complainant.....

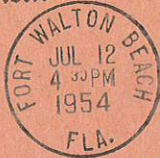
A copy of which Bill of Complaint is hereto attached.

Witness by hand, this..... 6TH day of..... July 195. 4

Register

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$500
(GPO)



POSTMARK OF DELIVERING
OFFICE

Return to

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No.

INSURED PARCEL

No.

Post Office

16-12421

State

W. H. Duck, Reg.
Box 239

Bay Minette
Ala.

3256

Form 3811
Rev. 1-52

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

Deliver to Addressee Only

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery

JUL 12 1954

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