

3300

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons ELISHA STALLWORTH to appear and plead, answer or demur within thirty days from the service hereof to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by ORA D. STALLWORTH as Complainant and against ELISHA STALLWORTH, as Respondent.

WITNESS my hand this the 16th day of July, 1954.

Reis J. Spruck
Register

ORA D. STALLWORTH	↓	IN THE CIRCUIT COURT OF
COMPLAINANT	↓	BALDWIN COUNTY, ALABAMA,
VS	↓	IN EQUITY
ELISHA STALLWORTH	↓	
RESPONDENT	↓	

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Complainant, Ora D. Stallworth respectfully represents and shows unto Your Honor:

1.

That the Complainant is over the age of twenty-one years and is a resident of said State and County and has been a bona fide resident citizen of said State for more than one year next preceding the filing of this bill of complaint; that Elisha Stallworth is over the age of twenty-one years and a resident of Baldwin County, Alabama.

2.

That your Complainant and Respondent were lawfully married on or about to-wit, December 24, 1945, at Bay Minette, Alabama.

3.

Your Complainant avers and charges that the said Respondent at, on or about the 28th day of May, 1954, and many times prior thereto did assault, beat, hit and strike your Complainant in the face, eye, and about the head and body; that the said Respondent has committed actual violence on her person attended with danger to her health and life; Complainant avers and charges that the 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 and health.

4.

Your Complainant further represents and shows unto Your Honor that there was born to the union of this marriage two children: Willor Mena Stallworth, a girl age 4, and Ernestine Stallworth, a girl age 6; that your Complainant has had the custody, control and care of these two children all their lives until several weeks ago at which time the Respondent did by trickery obtain possession of the said children and has refused to return the children to their mother.

5.

That your Complainant further represents unto Your Honor that she is a fit and proper person to have the care, control and custody of these two children; that she is residing with her mother Hattie Bell Page, of Foley, Alabama; that this is a suitable and fit home in which a christian atmosphere prevails.

6.

Your Complainant further represents and shows unto Your Honor that the Respondent is not a fit and proper person to have the care, control and custody of these children; that he has many times left the children in the custody of your Complainant for unusually long periods of time; that he has contributed very little toward their support and maintenance.

7.

That your Complainant has no separate estate of her own and that she has no money to support and maintain the aforesaid minor children or herself.

8.

Your Complainant alleges that it has been necessary for her to employ an attorney to represent her in this suit and she is without funds to pay her said attorney for services rendered and to be rendered by him in this cause.

The premises considered, your Complainant prays that the said Elisha Stallworth be made a party Respondent to this bill of complaint, and that he be required to plead, answer or demur to this bill of complaint within the time required by law. That on a final hearing of this cause your Complainant be granted a divorce from the said Respondent; that she be awarded a lump sum of alimony from the time of the commencement of this suit up to the date of the final decree rendered in this cause and also fix a reasonable

monthly allowance to be paid to her for the support and maintenance of the minor children, Willor Mena Stallworth and Ernestine Stallworth and for permanent alimony for herself; Your Complainant further prays that Your Honor award the care, control and custody of said minor children Willor Mena Stallworth and Ernestine Stallworth to her; Complainant prays for all other further or different relief to which she may be entitled, premises considered.

WILTERS & BRANTLEY

BY:

Frank Wilter
Solicitor for the Complainant

Respondent: Lives in Foley, Alabama

Received 16 day of July 1954
and on _____ day of _____ 19____

No. 3300

served a copy of the within _____
_____ 7/20/54

service on Elisha Stallworth

TAYLOR WILKINS, Sheriff
By Elisha Stallworth D. S.

ORA D. STALLWORTH
COMPLAINANT

VS

ELISHA STALLWORTH
RESPONDENT

F. J. J. J.

BILL OF COMPLAINT

FILED
JUL 16 1954

ALICE J. DECK, Registrar