

3618

BOOK 018 PAGE 240

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John L. Biggs to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of Nora Ellen Biggs.

WITNESS my hand, this 22 day of September, 1955.

Alice J. Dush
Register

* * * * *

NORA ELLEN BIGGS,	}	
Complainant,		IN THE CIRCUIT COURT OF
VS.		BALDWIN COUNTY, ALABAMA
JOHN L. BIGGS,		IN EQUITY
Respondent.		

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

Your Complainant, Nora Ellen Biggs, respectfully represents and shows unto the Court and your Honor as follows:

1. Your Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama, and has been a bona fide resident of said State for more than one year next preceding the filing of this Bill of Complaint. The Respondent is over the age of twenty-one years and resides in Baldwin County, Alabama.

2. The Complainant and Respondent were lawfully married on or about, to-wit, March 8, 1951, in Lucedale, Mississippi, and lived together as man and wife until on or about September 11, 1955.

3. Your Complainant avers and charges that the said Respondent did on or about the 11th day of September, 1955, and many times subsequent thereto, make 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 if she continues to live with him. Your Complainant further avers that the said Respondent has committed actual violence on her person attended with danger to her health and life on numerous occasions subsequent to September 11, 1955.

4. There was born to the Complainant and the Respondent during this marriage one child, Deborah Stephanie Biggs, a daughter, who is now three years of age and who is in the care, custody and control of your Complainant who is a fit and proper person to have the care, custody and control of said minor child.

5. Your Complainant further alleges that during the term of the marriage between your Complainant and the Respondent that through their joint efforts and with funds belonging to both the Complainant and the Respondent they accumulated certain personal property and household goods.

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

PRAYER FOR PROCEED

The premises considered, your Complainant makes the said John L. Biggs a party respondent to this Bill of Complaint and in order that the Complainant may have the relief herein prayed for she prays that the usual process of this honorable Court issue to the Respondent, John L. Biggs, requiring him to appear and plead, answer or demur to this Bill within the time prescribed by law and under the rules and practices of this honorable Court.

PRAYER FOR RELIEF

Complainant respectfully prays for the following separate and several relief:

1. That on a final hearing of this cause the Court will make and enter a proper order or decree giving and granting the

Complainant the permanent custody and control of the said minor child.

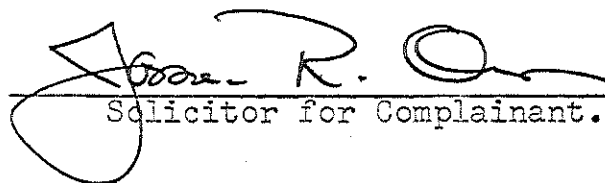
2. That the Court will make and enter a proper decree divorcing the Complainant from the Respondent and will fix a reasonable monthly amount to be paid to the Complainant as alimony and reasonable monthly amount to be paid to the Complainant for maintenance and support of the said minor child.

3. That the Court will ascertain and make an equitable division of the personal property accumulated by the Complainant and the Respondent during their said marriage.

4. That the Court will ascertain and fix a reasonable amount to be paid by the Respondent to the Complainant's solicitor of record for his services rendered and to be rendered in this cause.

5. Complainant further prays for such other, further and general relief as she may be equitably entitled to, the premises considered.

Respectfully submitted,


Solicitor for Complainant.

NORA ELLEN BIGGS,

Complainant,

VS.

JOHN L. BIGGS,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

AMENDMENT TO BILL OF COMPLAINT

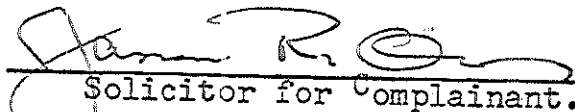
Now comes the Complainant in the above styled cause and adds to the original Bill of Complaint the following paragraph:

7. Complainant alleges that the Respondent has made numerous threats against her and that she is afraid that the said Respondent will do actual violence to her or her said child during the pendency of this suit unless this court enjoins him from further molesting her pending a final decree in this cause.

Now comes the Complainant and amends her Prayer for Relief by adding thereto the following paragraph:

6. That the court will make and enter an order or decree temporarily enjoining the Respondent from molesting or interfering with the Complainant in any way during the pendency of this suit and that on a final hearing hereof that the court make and enter an order or decree permanently enjoining the said Respondent from molesting or interfering with the Complainant in any way.

Respectfully submitted,

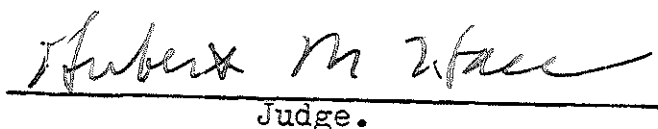

Solicitor for Complainant.

DECREE

The amendment to the original Bill of Complaint having been presented to me on this date, and it appearing to the Court that the Complainant is entitled to the temporary relief therein prayed for, it is, therefore,

ORDERED, ADJUDGED AND DECREED that the Respondent be and he hereby is enjoined from molesting or interfering with the Complainant in any way during the pendency of this suit.

ORDERED, ADJUDGED AND DECREED on this the 12 day of October, 1955.


Judge.

3618

AMENDMENT TO BILL OF COMPLAINT

NORA ELLEN BIGGS,

Complainant,

VS.

JOHN L. BIGGS,

Respondent.

RECORDED

3618

TAYLOR WILKINS, Sheriff

By [Signature] D.S.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY
FILED

OCT 12 1955

ALICE J. BROWN

Received 12 day of Oct 1955
and on 22 day of Oct 1955
served a copy of the within Amended
Bill of Complaint
by service on John L. Biggs