

HILDA M. HOUSTON	*	
	*	IN THE CIRCUIT COURT OF
Complainant	*	BALDWIN COUNTY, ALABAMA.
- vs -	*	EQUITY DIVISION
BURNELL A. HOUSTON	*	No. _____
	*	
Defendant	*	

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY
ALABAMA, SITTING IN EQUITY

Comes your Complainant, Hilda M. Houston, in the above entitled cause, and files this, her bill of complaint, against her husband, Burnell A. Houston, Respondent in said cause, and respectfully represents unto Your Honor as follows:

I

Complainant respectfully represents that she is over the age of twenty-one years, and that her husband, the Respondent, is also over the age of twenty-one years, and that they are both bona fide resident citizens and residents in, and have resided in the County of Baldwin, State of Alabama, for more than two years immediately next preceeding the filing of this bill of complaint.

II

Complainant further alleges that she and the Respondent, Burnell A. Houston, her husband, were lawfully married on December 31, 1938, at Prichard, Mobile County, Alabama, and that since said date they have lived together as man and wife at or near Fairhope, Baldwin County, Alabama, until the 12th day of April, 1951, Complainant further alleges that while she and the said Respondent, Burnell A. Houston, her husband, were living together as man and wife at or near Fairhope, Baldwin County, Alabama, on to-wit, April 12, 1951, the Respondent, Burnell A. Houston, her husband, committed actual violence on her person, in that he stabbed her with a pocket knife several times on the upper part of her left arm, and cut her very severely on the lower part of her right arm, and her

left hand to such an extent that it required the services of a Doctor, who had to take six or seven stiches in her right arm to sew up the wound inflicted, he bruised her leg, and also struck her in the back of her neck with a large, heavy stick, and threatened to kill her, and in truth and in fact, stated to her that he was going to kill her. Complainant alleges that said alleged acts of actual cruelty occurred at or near the highway near the Grand Hotel, at Point Clear, Baldwin County, Alabama. Complainant further alleges that since said date she has not lived with the Respondent as man and wife, or had anything whatsoever to do with him, and that she is afraid to live with him any further. Complainant further alleges that from the above set forth and alleged conduct on the part of the Respondent, Burnell A. Houston, she alleges that the Respondent, her husband, committed acts of actual violence on her person, attended with danger to her life or health, and that from his conduct on said occasion as above alleged, she had reasonable apprehension of such further violence had she continued to live with him. Complainant further alleges that she suffered much pain and hurt from the injuries inflicted by the Respondent on her person on said occasion, and suffered therefrom for a long period of time. Complainant further alleges that she has not condoned the said acts of actual cruelty committed by the Respondent, and that she gave him no occasion or reason for him to commit said acts of violence on her person as above alleged.

III

Complainant further alleges that the Respondent, her husband, Burnell A. Houston, is an able-bodied man, strong and in good health, and fully capable and able to earn a sufficient and substantial amount of compensation for his labors; that the last work he done or performed he earned approximately fifty or sixty dollars per week; that she has no separate estate, and has had to go out and work for her living in order to have sufficient funds with which to support herself with the ordinary expenses

and living of life in the station of life that she is accustomed to live in. Complainant further alleges that she has no funds or means of obtaining funds, or means with which to pay the cost of this proceedings, or the cost of her solicitor's fee for her solicitor of record in this cause, and that under and by virtue of the laws made and provided in such cases, she is entitled to a reasonable solicitor's fee for her solicitor of record, for prosecuting and representing her in this; her bill of divorce against the Respondent, herein pending.

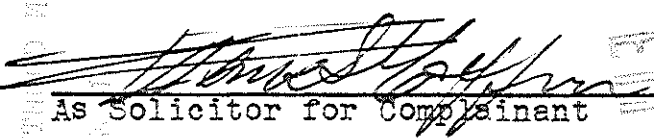
PRAYER FOR PROCESS

Complainant further prays that this Honorable court will take jurisdiction of this cause, and cause its writ of subpoena to be issued by it directed to the Respondent Burnell A. Houston, and to have served upon him as required by law, directing and ordering the said Respondent to appear, plead, answer or demur to this, her bill of complaint within the time required by law and the rules and regulations of this Honorable court made and provided.

PRAYER FOR RELIEF

Complainant further prays that the premises considered, and the court having taken jurisdiction of this cause, that Your Honor will order the Registrar of this Honorable Court to hold a reference at such time and place as he may designate after having given the Respondent due notice of such reference, at which reference said Registrar shall be ordered to determine and recommend what, in his opinion, would be a reasonable solicitor's fee to be allowed your Complainant's solicitor of record for the prosecuting of this cause, and also what would be a reasonable amount per week, per month, or otherwise for the temporary support and care of the Complainant, and on the final hearing hereof, what would be a reasonable amount to be allowed the Complainant as alimony, and/or support for herself out of the earnings of the said Respondent, Burnell A. Houston. Complainant further prays that on the final hearing of this

cause, that she will be granted a complete and absolute divorce from the Respondent, Burnell A. Houston, with a decree of this Honorable Court dissolving all bonds of matrimony heretofore existing between the Complainant and the Respondent; Complainant further prays for such other further and different relief as in equity and in justice she may be entitled to in the premises, Etc.


As Solicitor for Complainant

Defendant, Burnell A. Houston (colored) can be found on the first road south of the Midway Grocery, located on the main highway between Fairhope and Point Clear, on the left hand side of said side road about a mile from the main highway, in a house painted green and white.

Received in Sheriff's Office
this 14 day of Sept, 1951
TAYLOR WILKINS, Sheriff

NO 2718
RECORDED AND BILL OF COMPLAINT

HILDA M. HOUSTON,

Complainant,

VS.

BURNELL A. HOUSTON,

Respondent.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY

FILED

SEP 14 1951

ALICE J. DECK, Register

Executed Sept, 18, 1951
By Serving Copy on
Burnell A. Houston

Sheriff
Taylor Wilkins
By
Edleigh Steadham

1581

2718

HILDA M. HOUSTON

Complainant

Vs.

BURNELL A. HOUSTON

Respondent

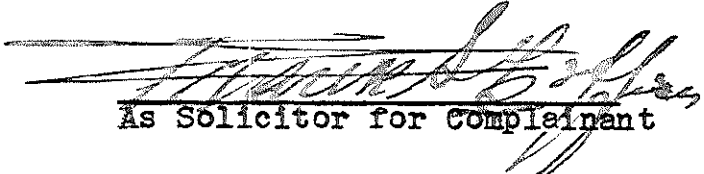
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IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

EQUITY DIVISION

Comes the complainant Hilda M. Houston
and respectfully moves this Honorable Court to dismiss
this cause of divorce heretofore filed by her against
the respondent herein, without prejudice.


As Solicitor for Complainant

2718

STATE OF ALABAMA)
*
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon BURNELL A. HOUSTON to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County, Equity Side, then and there to answer the Bill of Complaint filed against him by HILDA M. HOUSTON.

WITNESS my hand this 14th day of September, 1951.

Reise J. Houston
Register.