

2569

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons ~~LILLIE~~ MAY DUSING, 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 LOUIS DUSING, as Complainant and against Lillie Mae Dusing, as Respondent.

WITNESS my hand this the 20th day of November, 1950.

Heise J. Leitch
Register

LOUIS DUSING

COMPLAINANT

VS

~~LILLIE~~ MAY DUSING

RESPONDENT

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

TO HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, Louis Dusing, respectfully represents unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are over twenty-one years of age and bona fide residents of Baldwin County, Alabama.

2.

That your Complainant and the Respondent married at Foley, Alabama, on September 11, 1948, and lived together as husband and wife until on October 16, 1949.

3.

That on to-wit October 16, 1949, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

WHEREFORE, the premises considered, the Complainant prays that your Honor will by proper process make the said ~~Lillie~~ Mae Dusing, party Respondent,

to this cause of action, requiring her to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a hearing hereof, your Honor will enter an order and decree granting to him an absolute decree of divorce, ~~forever barring the bonds of matrimony existing between him and the Res-~~ pondent; that he be granted such other, further, different and general relief as he may be in equity and good conscience entitled to receive.



Solicitor for the Complainant

Received in Sheriff's Office
this 20 day of Nov 1950
TAYLOR WILKINS, Sheriff

W2569

RECORDED

Exempted Nov. 24-1950
By Serving Copy on
Lillie Mae Dusing

LOUIS DUSING

COMPLAINANT

VS

LILLIE MAE DUSING

RESPONDENT

BILL OF COMPLAINT

FILED
NOV 20 1950
JAMES A. DICK, Register

Sheriff
Taylor Wilkins
By
Edleigh Steadham

Respondent's Address:
Robertston, Ok

STATE OF ALABAMA
BALDWIN COUNTY

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

CASE NO. 2569

LOUIS DUSING

Complainant

vs.

LILLIE MAE DUSING

Respondent

TO HONORABLE TELEAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Now comes Lillie Mae Dusing, the respondent in the above styled cause, by her attorney, and for answer to the bill of complaint in said cause heretofore filed, she says:

1. That she admits the allegations contained in paragraph 1 of said bill of complaint.

2. That she admits the allegations contained in paragraph 2 of said bill of complaint.

3. That said separation averred in paragraph 3 of said bill of complaint was without fault on her part, that she had at all times performed her duties as a wife to said complainant, and she denies that any just cause for divorce exists therein.

And now, having answered the allegations of the bill filed in this cause by Louis Dusing, the respondent prays that this, her answer, be made and taken as a cross-bill, and she avers:

1. That her true name is Liller May Dusing, not Lillie Mae Dusing, as set out in the style of this cause.

2. That she is over the age of twenty-one years and is a bona fide resident of Baldwin County, Alabama; that on the eleventh day of September, 1948, she intermarried with Louis Dusing, who is over the age of twenty-one years and a resident of Baldwin County, Alabama.

3. That at the time of marriage as aforesaid, she was the owner of personal property located in and on the home of Louis Dusing, as follows:

One (1) Model A Ford Coupe, 1931 Model.

All chickens

All furniture

All pecans and other crops for the years 1948 and 1949

All small tools;

that since the marriage and later separation, said property has been disposed of without her consent.

4. That the said Louis Dusing is owner of ten acres of real property with improvements, specifically described as follows:

Northeast Quarter (NE $\frac{1}{4}$) of Northeast Quarter (NE $\frac{1}{4}$)
of Southwest Quarter (SW $\frac{1}{4}$) of Section 23, Township
8 South, Range 4 East; all lying and being in Baldwin
County, Alabama.

5. Your orator avers that on, to-wit: October 17, 1949, she was forced to leave the said Louis Dusing by his conduct and manner toward her, and has remained away from him since.

6. Your orator further avers that on October 16, 1949, the said Louis Dusing did assault, beat, hit and strike your orator; that said Louis Dusing has made numerous threats of doing her further physical harm and from his manner and conduct toward her, she is reasonably convinced that he will commit further actual violence upon her person, attended with danger to her life and health, hence the separation as aforesaid.

WHEREFORE, The premises considered, Orator makes the said Louis Dusing respondent to this her cross-bill, and prays that the process of this court may be directed to him according to law, commanding him to appear in this cause within the time and in the manner required by law and the rules of this Honorable Court, and plead, answer, or demur to this her bill of complaint; and your orator prays that upon a hearing, your Honor will make and enter a decree granting her final relief as follows:

- (1) Granting her an absolute divorce from the said Louis Dusing;
- (2) Granting her full and complete title to the real property described as aforesaid and order that the said Louis Dusing make and deliver unto your orator a quit claim deed to said real property.

And your orator prays for such further and general relief to which she may be entitled and to which she will in duty bound ever pray.

A. B. Miller
Solicitor for Respondent and
Cross-Complainant

Exempted 12-28-50

By serving copy of
the within on
Hubert M Hall solicitor
of record for Louis Dusing

Taylor Wilkins Sheriff
H. F. Hall D.S.

Case No. 2569

RECORDED

LOUIS DUSING

COMPLAINANT

VS

LILLIE MAE DUSING

RESPONDENT

ANSWER AND CROSS BILL

FILED

DEC 28 1950

ALICE J. DUCK, Register

LOUIS DUSING

COMPLAINANT

VS

LILLER MAE DUSING

RESPONDENT

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

FINAL DECREE

This cause coming on to be heard was submitted upon bill of complaint and the pleadings and proof as noted by the Register, and upon consideration thereof, the court is of the opinion that the Complainant is entitled to a divorce, as prayed for in his said bill; and

The court is of the opinion that the Respondent is entitled to relief as prayed for in her cross bill.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, by the Court, that the bonds of matrimony heretofore existing between the Complainant, Louis Dusing, and the Respondent Liller Mae Dusing, be and the same are hereby dissolved and that the said Louis Dusing is forever divorced from the said Liller Mae Dusing for and on account of abandonment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court that the Complainant pay into the hands of the Respondent the sum of ONE HUNDRED TWENTY-FIVE (\$125.00) DOLLARS and that the Complainant have the term of six months in which to pay said amount.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if an appeal is taken within sixty days, neither party shall marry except to each other during the pendency of said appeal.

IT IS FURTHER ORDERED that the Complainant and Respondent be and they are hereby permitted to again contract marriage upon the payment of the costs of this suit.

IT IS FURTHER ORDERED that the Complainant pay the costs herein to be taxed for which execution may issue.

Done this the 24th day of January, 1951.

Jellair P. Masliber
Judge, Circuit Court, Baldwin County,
Alabama, in Equity.