

41094

RUTH STEELE DEARMON,	0	
	0	
Complainant,	0	IN THE CIRCUIT COURT OF
	0	
VS.	0	BALDWIN COUNTY, ALABAMA.
	0	
R. L. DEARMON,	0	IN EQUITY. NO. _____
	0	
Respondent.	0	

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

Your Complainant respectfully shows unto your Honor as follows:

1. That 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 of said State and County for more than two years next preceding the filing of this bill of complaint; that R. L. DEARMON is over the age of twenty-one years and is a resident of said State and County;

2. That your complainant and the respondent were lawfully married, on, to-wit: the 8th day of July, 1955.

3. Your complainant avers and charges that the said respondent has, since her marriage to him, become addicted to habitual drunkenness, and that said habit has continued to the filing of this bill.

Your Complainant further 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 on her person, attended with danger to her life or health.

4. That there has been one child as fruits of this marriage, a little boy, DWIGHT BOWEN DEARMON, who will be one year of age in October; that your complainant is a fit and proper person to have the care, custody and control of said child; and that the respondent is not a fit and proper person to have the care, custody and control of said infant.

5. That for the last past two years the respondent has been operating the Fort Morgan Hotel and Restaurant at Fort Morgan in Baldwin County, Alabama; that your complainant has worked in the hotel and restaurant during most of that period; that the respondent

has made substantial amounts of money in and about the operation of said businesses, but that he has refused to give your complainant any information about his financial affairs, his net worth, and where he keeps the money; that your complainant knows that he has purchased two automobiles during the past two years and that he paid most, if not all, of a substantial indebtedness for the fixtures in said hotel and restaurant.

6. That your complainant is without funds with which to support and maintain herself and her child; that because of the tender age of the child she is unable to work out; that the respondent is strong and able-bodied and well able to support her and the child; and that, while the respondent has refused to give your complainant any information about his financial affairs, your complainant, from the information available to her, believes that he is earning more than \$7,500.00 per year;

7. That your complainant is without funds with which to pay her Solicitor in the premises and that it has been necessary for her to employ Telfair J. Mashburn, Jr., to represent her in this cause.

PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Your complainant makes the said R. L. DEARMON a party respondent to this bill of complaint and in order that complainant may have the relief hereinafter prayed for, may it please your Honor to cause the State's Writ of Subpoena to be issued directed to the said R. L. DEARMON, commanding him to plead, answer or demur to this bill of complaint within the time required by law.

PRAYER FOR RELIEF.

Your Complainant prays that your Honor will order the Register to hold a reference, as provided by law and the rules of this Honorable Court, to determine a reasonable amount to be paid to your complainant for the support and maintenance of herself and her minor son and for her Solicitor's fees during the pendency of this suit.

Your Complainant further prays that, on a final hearing of this cause, your Honor will make and enter a decree granting her the following separate and several relief:

1. Forever divorcing her from the said R. L. DEARMON.
2. Giving her the permanent care, custody and control of

their minor child, DWIGHT BOWEN DEARMON,.

3. Fixing a reasonable sum for the respondent to pay to your complainant, monthly or bi-monthly, as alimony and for the support and maintenance of their minor child.

4. Ordering the respondent to convey one of the automobiles which he now owns to your complainant.

5. Ordering the respondent to give to the complainant and this Honorable Court an accounting of his financial condition.

6. Fixing a reasonable sum for the respondent to pay to your complainant's Solicitor, Telfair J. Mashburn, Jr., for his services in this Cause.

And if your complainant be mistaken in the relief to which she is entitled in the premises, then she prays for such other, further, different or general relief as in equity and good conscience she may be entitled to receive; and, as in duty bound, she will ever pray, etc.

Telfair J. Mashburn, Jr.
SOLICITOR FOR COMPLAINANT.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 4094

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon R. L. DEARMON

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

R. L. DEARMON, Defendant

by RUTH STEELE DEARMON

Plaintiff

Witness my hand this 3rd day of August 1957

Alice J. Newell, Clerk