

Baldwin County
DEPARTMENT OF PUBLIC WELFARE
BAY MINETTE, ALABAMA

2860

July 29, 1952

Mr. Taylor Wilkins, Sheriff
Bay Minette, Alabama

Dear Mr. Wilkins:

We are writing to request that the three children of Oscar and Della Middleton be placed temporarily in the home of their paternal grandparents, Mr. and Mrs. E. Oscar Middleton of Loxley. This is in accordance with the statement of the Juvenile Court Judge.

Sincerely yours,

Mary Coto DeShazo
Mary Coto DeShazo
Director

MCD/bb

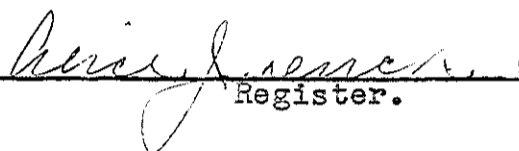
STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Della E. Middleton 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 Oscar E. Middleton, as Complainant, against Della E. Middleton, as Respondent.

Witness my hand this 29th day of July, 1952.



Register.

OSCAR E. MIDDLETON,
Complainant,
vs.
DELLA E. MIDDLETON,
Respondent.

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

Comes your Complainant, Oscar E. Middleton, and files this his Bill of Complaint for divorce against Della E. Middleton, and and shows unto your Honor and unto this Honorable Court as follows:

FIRST:

That your Complainant and Respondent are over the age of twenty-one years, and are both resident citizens of Loxley, Baldwin County, Alabama, where the Complainant has resided all of his life.

SECOND:

That your Complainant and the Respondent were married on heretofore, to-wit, August 1, 1941, and lived together as man and wife until July 15, 1952. That during the last month while your Complainant was away from home earning a living, driving a transfer truck, the Respondent has been spending a large part of her time, both day and night, with J. O. Pulliam, who is not related to the Respondent in any way. That during this period of time and prior to that time the Respondent has neglected and mistreated the minor children of the Complainant and Respondent.

THIRD:

That since the marriage of your Complainant and the Respondent, the said Della E. Middleton has become addicted to habitual drunkenness and during the past month said Respondent has been drunk almost continuously.

FOURTH:

That there was born of the marriage between your Complainant and Respondent three children, Mary Elizabeth Middleton, a girl 10 years of age, Ernest Eugene Middleton, a boy, 9 years of age and Barbara Gail Middleton, a girl, 3 years of age. That the Respondent has carried away with her the two first named children and the Complainant has the custody of the baby girl. That such Respondent is not properly taking care of said children and has placed them in a home which is not a suitable and proper place to care for such

children even while this proceeding is pending; that your Complainant is a fit and proper person to have the care, custody and control of such minor children, and the Respondent is not a fit and proper person to have the care, custody and control of such minor children.

PRAYER FOR PROCESS AND RELIEF

The premises considered, your Complainant prays that the above named Della E. Middleton be made a party Respondent to this cause by the usual writ or process of this Honorable Court requiring her to appear and plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that your Honor will grant unto your Complainant an absolute divorce from said Respondent; that your Honor will award your Complainant the full custody and control of his minor children; that your Honor will also decree that the Complainant be allowed to remarry if he sees fit. Should your Complainant be mistaken in the relief prayed for, that there be granted to him such other, further and different relief to which he may be entitled and as in duty bound he will ever pray.

Oscar E. Middleton
Complainant.

Chason & Stone,
Solicitors for Complainant.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, John Chason, a Notary Public, in and for said State and County, personally appeared Oscar E. Middleton, who after being by me first duly and legally sworn, says:

That the allegations contained in the foregoing Bill of Complaint are true and correct.

Oscar E. Middleton

Sworn to and subscribed before
me this 29th day of July, 1952.

John Chason
Notary Public, Baldwin County, Ala.

OSCAR E. MIDDLETON,
Complainant,
vs.
DELLA E. MIDDLETON,
Respondent.

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

TO ANY LAWFUL OFFICER OF THE STATE OF ALABAMA:

It appearing to the Court from the sworn petition of the Complainant in the above styled cause that the Respondent has the custody of Mary Elizabeth Middleton and Ernest Eugene Middleton, the minor children of said parties and on account of the excessive drinking of the Respondent and the place where she is keeping such children, she is not a fit and proper person to have the care, custody and control of said minor children and on account of the fact that their father spends much of his time out of this County, you are therefore ordered to take possession and control of Mary Elizabeth Middleton and Ernest Eugene Middleton/and Barbara Gail Middleton immediately and turn them over to the Welfare Department of Baldwin County, Alabama, said minors to remain the custody of such Welfare Department until further order of this Court. Said Welfare Department may place them in the home of any person that such Department shall deem fit.

You are further ordered to serve a copy of this order on Della E. Middleton, the Respondent in said cause.

Witness my hand this 29th day of July, 1952.

Jelmer A. Madlbury, Jr.
Judge.

2860 Order M.

Oscar E. Middleton
Comp

VS

Nella E. Middleton
Respondent

In The Circuit
Court of Baldwin
County, Ala.
In Equity.

Executed July 29, 1952
By serving a copy of
the within order
on Della E. Middleton
and Delivering the within
named minor children
to Mr & Mrs E. Oscar
Middleton as per
instructions from
the Baldwin County
Welfare Dept.
Taylor Wilkins - Clerk

2860

FILED
JUL 29 1952
ALICE I. DUCK, Register