

2874

MARY M. WILLIAMS,

Complainant,

vs.

MALACHI H. WILLIAMS,

Respondent.

¶  
¶  
¶  
¶  
¶

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

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

Comes your Complainant, the undersigned Mary M. Williams and respectfully represents and shows unto your Honor and unto this Honorable Court as follows:

FIRST:

That she is over the age of twenty-one years and a resident citizen of Baldwin County, Alabama, her more particular address being Stockton, Alabama. That the Respondent, Malachi H. Williams is over the age of twenty-one years and a resident citizen of Muncie, Delaware County, Indiana, his more particular address being 1004 East First Street, Muncie, Indiana.

SECOND:

That your Complainant and Respondent were married on to-wit, February 15, 1948, in Stockton, Alabama, and that there was born to your Complainant and the Respondent one child, Samuel Williams, on November 16, 1948, and that said child now resides with your Complainant in Stockton, Alabama.

THIRD:

That shortly after your Complainant and Respondent were married and on to-wit, February 15, 1948, they moved to Muncie, Indiana, where the Respondent was employed. That your Complainant and Respondent were separated in October of 1950, at which time your Complainant came back to Stockton, Baldwin County, Alabama, to reside with her parents. That your Complainant and Respondent have not lived together since said separation occurred, except for a period of approximately one week in December of 1950, when the Respondent returned to Stockton, Alabama, on to-wit, December 24, 1950, and left on to-wit, December 31, 1950.

FOURTH:

That your Complainant and her son, Samuel Williams, are now living with your Complainant's father, Richmond Fields, in Stockton, Alabama, and that the only income which your Complainant receives for the support of herself and her said minor son, is the sum of approximately \$40.00 per month which she receives from employment as domestic help in Stockton, Alabama. That it is necessary that your Complainant's father contribute materially to the support of your Complainant and the said Samuel Williams, by furnishing them with a place to live and by furnishing assistance in the way of necessities and the payment of doctors' bills and other expenses. That the Respondent has not sent your Complainant any money for her support since their said separation and he does not contribute to the support of his son, the said Samuel Williams. That the only support or assistance that your Complainant has received from the Respondent for the said minor child was various items of clothing which the Respondent sent in November of 1951, and a bicycle and two pairs of shoes which the Respondent gave the said Samuel Williams for Christmas in the year 1951.

FIFTH:

That your Complainant is informed and believes and upon such information and belief alleges that the Respondent is employed in a foundry in Anderson, Indiana and that he receives from such employment approximately \$275.00 to \$300.00 per month. That there are no other persons other than your Complainant and the said Samuel Williams who are dependent upon the Respondent Malachi H. Williams, for support.

WHEREFORE, the premises considered your Petitioner respectfully prays that your Honor will enter an order under the provisions of Article 4 of Title 34 of the Code of Alabama of 1940, setting a day for the hearing of this petition and that on the day set for such hearing that your Honor will proceed to hear and determine the evidence hereunder and will enter an order or decree that the petition sets forth facts from which it may be determined that the Respondent owes a duty of support to your Complainant and to the said Samuel Williams and that a court of the State of Indiana may obtain jurisdiction of the Respondent or his property and that your Honor will further certify his findings and will cause certified copies of

this petition, the certificate of this Honorable Court and an authenticated copy of Article 4 of Title 34 of the Code of Alabama to be transmitted to the proper court in Delaware County, Indiana for proceeding there under the provisions of a like or similar act heretofore enacted by the Legislature or General Assembly of the State of Indiana. And your Complainant prays for such other, further, and different relief as in the premises shall be meet and proper.

Mary M. Williams  
Mary M. Williams, Complainant.

STATE OF ALABAMA

BALDWIN COUNTY

Before me Bernice McMillon, a Notary Public, in and for said County in said State, personally appeared Mary M. Williams, who is known to me and who, after being by me first duly and legally sworn did depose and say under oath as follows:

That her name is Mary M. Williams and that she signed her name to the foregoing petition as Complainant and that the facts therein alleged are true, except those which are based on her information and belief which she is informed and believes to be true.

Dated this 21 day of August, 1952.

Mary M. Williams  
Mary M. Williams.

Sworn to and subscribed before  
me this 21 day of August,  
1952.

Bernice McMillon  
Notary Public, Baldwin County, Ala.