(4160)

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY IN CHANCERY.

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	Petitioner	Konteller Ten		NO.		
-	vs	,	) §			
KERAKTH	VS		*	PE	GTITIO1	
WARDEN T	COSLEY Respondent		)			
AND SHOT WAS COME	e = = = =	U end med see con mad down	1960 ,			
						************************************
The Petit	tion of		ANKE A. C	MAT KA		
	ully shows					
	-	and the second second	wife of	KENNETI	WARREN CUM	
the Pesno					to said Resp	
		August 28.		at	Provide	and the second second
on or and				<u></u>	1.7	
	2. THAT	Petitioner	is the mo	ther and sa	aid Respodne	nt 1s tne
father of	f the foll	owing-named	dependent	(s):		
		vant a		Y born 6-1		
	**************************************	\$\$\tau_1\tau_2\tau	AL STATE OF AN ALVANDA	TO THE THE THE THE THE		
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					entit1	
					of the Unifo	•
procal E	nforcemen	of Support	Act of th	is <b>S</b> tate (	Chapter 2990	1, Laws of
1955), a	copy of	hich is att	ached and	made a par	t hereof.	
	4. THA	Respondent	, on or at	out _ ####	22, 1930	and
subseque	nt theret	, refused a	nd neglect	ed to prov	ide fair and	reasonable
support	for the P	atitioner an	<b>HARMONDUM</b>	* dependen	ts according	to his
means an	d earning	capacity.	."			

5. THAT, upon information and	belief, Respondent now is resid-
ing or domiciled at Foley. Alabama	·
	, is earning \$per
and is within the jurisdiction of the Cou	ert of ALABAMA
which State has enacted a law substantial	.ly similar to the Uniform Reci-
procal Enforcement of Support Act of this	s State.
WHEREFORE, the Petitioner prays	for such an order for support,
directed to said Respondent, as shall be	deemed to be fair and reasonable,
and for such other and further relief as	the law provides.
	Our C. Cuole Petitioner
Personally appeared before me_	ANNE A. CHILE
knowledge, except as to the matters state as to these matters she believes them to	
	Maddle and the state of the sta
	CLERK OF COURT
	OR
	Margare/H. Fuelle NOTARY PUBLIC
	State of Florida at Large
	My Commission Expires:
Sworn to and subscribed before me this	11th day of OCTOBER A.D.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA IN AND FOR THE COUNTY OF DADE. IN CHANCERY.

NO.\_

206430

Petitioner,		
VS.	)	AFFIDAVIT OF NON SERVICE
KENNETH RAHREN CUSL	EY.	
Respondent.	)	
STATE OF FLORIDA:	**** *** 455	
:SS	•	
COUNTY OF DADE :		
Befor	e me, a Notary Pub	lic of the State of Florida, duly
authorized to admin	ister Oaths, perso	nally appeared one ABGuerett
W	ho, after being du	ly sworn, deposes and says:
That	he is a duly appoi	nted Deputy Sheriff of the County of
	rungti nabbra	to serve legal process, that a
Summons addressed t	Ų	, kespondent,
		the said Respondent; that he has
-		ocate him and has been unable to
locate him in the S	tate of Florida so	as to effectuate service of process
upon him, and that	to the best of his	knowledge and belief, Respondent
is in the State of	ALABAMA	AT RALBUIN COUNTY
FOLEY,		0
		SBC Sells Beputy Sheriff
SWORN	TO AND SUBSCRIBED	BEFORE ME THIS day of
October A	.D., 1957.	NOTARY PUBLIC, State of Florida at Large
		My Commission Expires: Notary Public, State of Florida at Large. My Commission Expires No. 3, 1999.

ANNE A. GUSLEY, mother.ojb/o

ANNE A. CUSLEY, mother, Petitioner, Karla Joan,

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY, IN CHANCERY.

NO.	 ·	
	206433	٠

State of \_

KENNETH WARREN CUSLEY ) CERTIFICATE AND ORDER
Respondent.
The undersigned Circuit Judge hereby certified as
follows:  1. THAT a verified Petition has been filed in
this Court in a proceeding styled as above, against the above-named
Respondent under the provisions of Chapter 29901, Laws of Florida, 1955,
to compel the support of the above-named Petitioner and of any other
Dependents named in the Petition.
2. THAT a Summons duly issued out of this Court
for service upon the Respondent has been returned with an Affidavit to
the effect that the Respondent cannot with due diligence be located or
served with such process in this State.
3. THAT the Respondent is believed to be residing
or domiciled in the State of ALABAMA at Foley
, and that the Court in
said State may obtain jurisdiction of the Respondent and his property.
4. THAT, based on the facts set forth in the
Petition herein, the Respondent has a duty to support the dependents
listed in the Petition and said Respondent should be compelled to
answer such Petition and should be dealth with according to law.
It is, therefore, ORDERED AND DECREED that this
certificate and exemplified copies of the Petition heretofore filed in
this cause, and of the Summons heretofore issued from this Court, be
transmitted by E.B. Leatherman, Clerk of this Court to Clerk of
Civenit Caurt Roldwin County Ray Minotto Alohomo

DONE AND ORDERED at Miami, Dade County, Florida, day of Oct this

for appropriate action and proceedings under the Reciprocal Laws of the

, and the State of Florida.

AL ARAMA

FIELD NOV 2 1957.

AFFIDAVIT TO ONE IN FORMA PAUPERIS

STATE OF FLORIDA )
COUNTY OF DADE )

deposes and says: that she is the Petitioner in the above and foregoing Petition by her subscribed, that she is insolvent and unable to pay the costs, fees and charges incident to the prosecution of said Petition, and invokes the controlling provisions of Chapter 58.09 of the Florida Statutes Annotated.

Petitioner a Ceolay

> Margaret H. Zueche Notagy Public Zueche

My Commission Expires

#### CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's Affidavit of Insolvency above, and I verily believe it to be true; that I have investigated the nature of Petitioner's claim as set forth in said Petition and that, in my opinion, her claim is meritorious as a matter of law; and I have not been paid or promised payment of any fee or other remuneration for my services and intend to act as attorney for plaintiff without charge or compensation under the terms and conditions set forth in Chapter 29901, Laws of 1955.

Assistant State Attorney

#### CHAPTER 29901

#### HOUSE BILL NO. 1219

AN ACT providing for the enforcement of the legal duty of any person to support another or others; providing for the interstate extradition of any person, who in this or any other state, is charged with the crime of nonsupport or failure to support; providing for the civil enforcement of the obligation of one person to support another or others, whether such obligation arises in this State or another State; providing reciprocity with other States having like or similar reciprocal laws; and providing the effective date hereof.

Be It Enacted by the Legislature of the State of Florida:

- Section 1. Short Title.—This act may be cited as the Uniform reciprocal enforcement of support act.
- Section 2. Purposes.—The purposes of this act are to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto.
  - Section 3. Definitions.—As used in this act unless the context requires otherwise.
- (1) "State" includes any state, territory or possession of the United States and the District of Columbia in which this or a substantially similar reciprocal law has been enacted.
- (2) "Initiating state" means any state in which a proceeding pursuant to this or a substantially similar reciprocal law is commenced.
- (3) "Responding state" means any state in which any proceeding pursuant to the proceeding in the initiating state is or may be commenced.
- (4) "Court" means the circuit court of this state and when the context requires, means the court of any other state as defined in a substantially similar reciprocal law.
  - (5) "Law" includes both common and statute law.
- (6) "Duty of support" includes any duty of support imposed or imposable by law, or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, judicial separation, separate maintenance or otherwise.
  - (7) "Obligor" means any person owing a duty of support.
  - (8) "Obligee" means any person to whom a duty of support is owed.
- Section 4. Remedies additional to those now existing.—The remedies herein provided are in addition to and not in substitution for any other remedies.
- Section 5. Extent of duties of support.—Duties of support arising under the law of this state, when applicable under section 8, bind the obligor, present in this state, regardless of the presence or residence of the obligee.
- Section 6. Interstate rendition.—The governor of this state (1) may demand from the governor of any other state the surrender of any person found in such other state who is charged in this state with the crime of failing to provide for the support of any person in this state and (2) may surrender on demand by the governor of any other state any person found in this state who is charged in such other state with the crime of failing to provide for the support of a person in such other state. The provisions for extradition of criminals not inconsistent herewith shall apply to any such demand although the person whose surrender is demanded was not in the demanding state at the time of the commission of the crime and although he had not fled therefrom. Neither the demand, the oath nor any proceedings for extradition pursuant to this section need state or show that the person whose surrender is demanded has fled from justice, or at the time of the commission of the crime was in the demanding or other state.
- Section 7. Relief from the above provisions.—Any obligor contemplated by section 6, who submits to the jurisdiction of the court of such other state and complies with the court's order of support, shall be relieved of extradition for desertion or nonsupport entered in the courts of this state during the period of such compliance.
- Section 8. Choice of law.—Duties of support applicable under this act are those imposed or imposable under the laws of any state where the obligor was present during the period for which support is sought. The obligor is presumed to have been present in the responding state during the period for which support is sought until otherwise shown.
- Section 9. Remedies of a state or political subdivision thereof furnishing support.—Whenever the state or a political subdivision thereof furnishes support to an obligee, it has the same right to invoke the provisions hereof as the obligee to whom the support was furnished for the purpose of securing reimbursement of expenditures so made and of obtaining continuing support.
- Section 10. How duties of support are enforced.—All duties of support are enforceable by complaint irrespective of relationship between the obligor and obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court.
- Section 11. Contents of complaint for support.—The complaint shall be verified and shall state the name and, so far as known to the plaintiff, the address and circumstances of the defendant and his dependents for whom support is sought and all other pertinent information. The plaintiff may include in or attach to the complaint any information which may help in locating or identifying the defendant including, but without limitation by enumeration, a photograph of the defendant, a description of any distinguishing marks of his person, other names and aliases by which he has been or is known, the name of his employer, his finger prints, or social security number.

- Section 12. Official to represent plaintiff in proceeding initiated in this state.—The state attorney, upon the request of the court, or of the state department of public welfare, or of the state welfare director, or of the district board of public welfare, shall represent the plaintiff in any proceeding initiated in this state under this act.
- Section 13. Petition for a minor.—A complaint on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian ad litem.
- Section 14. Duty of court of this state as initiating state.—If the court of this state acting as an initiating state finds that the petition sets forth facts from which it may be determined that the defendant owes a duty of support and that a court of the responding state may obtain jurisdiction of the defendant or his property, it shall so certify and shall cause three (3) copies of (1) the complaint, (2) its certificate and (3) this act to be transmitted to the court in the responding state. If the name and address of such court is unknown and the responding state has an information agency comparable to that established in the initiating state it shall cause such copies to be transmitted to the state information agency or other proper official of the responding state, with a request that it forward them to the proper court, and that the court of the responding state acknowledge their receipt to the court of the initiating state.

Section 15. Costs and fees.—

- (a) Where the action is brought by or through the state, or an agency thereof, no clerk's fees shall be required of it, but if an order be entered under subsection (c) of this section requiring the defendant to pay the costs, such order shall be deemed to include the clerk's fees for services rendered in an action brought by or through the state or an agency thereof.
- (b) If the plaintiff files with the clerk of the court of this state an affiidavit that he or she is insolvent and unable to pay the costs, charges or fees otherwise payable by law, accompanied and supported by a written certificate signed by a state or local public welfare official or employee of the initiating state or by the attorney who by the laws of the initiating state may be required to represent the plaintiff, or by the judge of the court of the initiating state, to the effect that he or she has made an investigation to ascertain the truth of the plaintiff's affiidavit and that he believes the same to be true, and that he or she has investigated the plaintiff's claim and that he or she believes it to be meritorious, then, upon the filing of such affiidavit and certificate, regardless of whether this state is the initiating state or the responding state, the plaintiff shall be entitled to have performed in this state the necessary services of the clerk, sheriff, and court reporter in any proceedings under this act, including contempt proceedings, without cost to the plaintiff.
- (c) If this state be the responding state and if the court enters an order requiring the defendant to furnish support or reimbursement therefor, the court may also by order or orders require that the defendant pay all costs, charges and fees in the proceedings incurred in this state, including costs, charges and fees incurred in contempt proceedings. If no order requiring the payment of the costs by the defendant is made under this subsection, or if such an order is made and the court thereafter finds that compliance therewith cannot or should not be compelled, the court may in its discretion order that the costs, charges and fees, except clerk's fees incurred in an action brought by or through the state or an agency thereof, be paid by the county.
- (d) If this state be the initiating state, and if the plaintiff files an insolvency affiidavit and certificate as permitted by subsection (b) of this section, then the court may in its discretion order that the costs, charges and fees incurred in this state be paid by the county.
- Section 16. Jurisdiction by arrest.—When the court of this state, acting either as an initiating or responding state, has reason to believe that the defendant may flee the jurisdiction it may (a) as an initiating state request in its certificate that the court of the responding state obtain the body of the defendant by appropriate process if that be permissible under the law of the responding state; or (b) as a responding state, obtain the body of the defendant by appropriate process.
- Section 17. State information agency.—The state department of public welfare is hereby designated as the state information agency under this act, and it shall be its duty:
- (1) To compile a list of the courts and their addresses in this state having jurisdiction under this act and transmit the same to the state information agency of every other state which has adopted this or a substantially similar act.
- (2) To maintain a register of such lists received from other states and to transmit copies thereof as soon as possible after receipt to every court in this state having jurisdiction under this act.
- Section 18. Duty of the court of this state as responding state.—When the court of this state, acting as a responding state, receives from the court of an initiating state the aforesaid copies, it shall (1) docket the cause, (2) notify the state attorney, whose duty it shall be to carry on the proceedings, (3) set a time and place for a hearing, and (4) take such action as is necessary in accordance with the laws of this state to obtain jurisdiction.
- Section 19. Further duty of responding court.—If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the defendant or his property due to inaccuracies or inadequacies in the complaint or otherwise, the court shall communicate this fact to the court in the initiating state, shall on its own initiative use all means at its disposal to trace the defendant or his property, and shall hold the case pending the receipt of more accurate information or an amended complaint from the court in the initiating state.
- Section 20. Procedure.—The court shall conduct proceedings under this act in the manner prescribed by law for an action for the enforcement of the type of duty of support claimed.
- Section 21. Order of support.—If the court of the responding state finds a duty of support, it may order the defendant to furnish support or reimbursement therefor and subject the property of the defendant to such order.
- Section 22. Responding state to transmit copies to initiating state.—The court of this state when acting as a responding state shall cause to be transmitted to the court of the initiating state a copy of all orders of support or for reimbursement therefor.

- Section 23. Additional powers of court.—In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the defendant to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular,
- (a) To require the defendant to furnish recognizance in the form of a cash deposit or bond of such character and in such amount as the court may deem proper to assure payment of any amount required to be paid by the defendant.
- (b) To require the defendant to make at specified intervals to the clerk of the court or the obligee such payments as are specified by the Florida Court and to report personally to such clerk at such times as may be deemed necessary.
- (c) To punish the defendant who shall violate any order of the court to the same extent as is provided by law for contempt of the court in any other suit or proceeding cognizable by the court.
- Section 24. Additional duties of the court of this state when acting as a responding state.—The court of this state when acting as a responding state shall have the following duties which may be carried out through the clerk of the court:
- (a) Upon the receipt of a payment made by the defendant pursuant to any order of the court or otherwise, to transmit the same forthwith to the court of the initiating state, and
- (b) Upon request to furnish to the court of the initiating state a certified statement of all payments made by the defendant.
- Section 25. Additional duty of the court of this state when acting as an initiating state.—The court of this state when acting as an initiating state shall have the duty which may be carried out through the clerk of the court to receive and disburse forthwith all payments made by the defendant or transmitted by the court of the responding state.
- Section 26. Evidence of husband and wife.—Laws attaching a privilege against the disclosure of communications between husband and wife are inapplicable to proceedings under this act. Husband and wife are competent witnesses and may be compelled to testify to any relevant matter, including marriage and parentage.
- Section 27. Hearings and rules of evidence.—Hearings shall be conducted before the judge without a jury. They shall be conducted in such informal manner as will best conduce to the ends of justice, and the judge shall not be bound by the technical rules of evidence.
- Section 28. Application of payments.—Any order of support issued by a court of this state when acting as a responding state shall not supercede any previous order of support issued in a divorce or separate maintenance action, but the amounts for a particular period paid pursuant to either order shall be credited against amounts accruing or accrued for the same period under both.
- Section 29. Effect of participation in proceeding.—Participation in any proceedings under this act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding.
- Section 30. Severability.—If any provision hereof or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application, and to this end the provisions of this act are declared to be severable.
- Section 31. Repealer.—Chapter 88, Florida Statutes, which was enacted as chapter 27996, laws of Florida, acts of 1953, known as the Uniform support of dependents law, is hereby repealed, except, however, that support actions heretofore commenced may be carried forward either under said law or under this Uniform reciprocal enforcement of support act.
- Section 32. Uniformity of interpretation.—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.
  - Section 33. Time of taking effect.—This act shall take effect immediately upon its becoming a law.

Approved by the Governor June 15, 1955.

Filed in Office Secretary of the State June 16, 1955.

STATE OF FLORIDA )
COUNTY OF LEON )

I, R. A. GRAY, Secretary of State of the State of Florida, do hereby certify that I have compared the above and foregoing copy of Chapter 29901, Laws of Florida, Acts of 1955, with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom of the whole of said original law.

R. A. GRAY Secretary of State



GREAT SEAL

True Copy SUMMONS IN CHANCERY

CHANCERY No.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY.

THE STATE OF FLORIDA TO THE DEFENDANT(S):

	POLEY, ALABAMA	
	SERVED	
	Date	
	Time	
	THOMAS J. K	
	Dade County, Fireida	<i>n</i> •
	g de la seconda	
		•
You are hereby notified that a suit has Dade County, Florida, in Chancery, by		<b></b>
	ANNE A. CUSLEY	
You are hereby summoned and required		ned Assistant State Attorne
Plaintifix volomy whose address is: etitioner *s Representative	905 Dade County Cour Miami, Florida	
and file with the Clerk of said Court, either be the Bill of Complaint which is herewith serv summons upon you, exclusive of the day of se be entered against you for the relief demanded	red upon you, within 20 days afte ervice. If you fail to do so, Decree	er service of this
WITNESS my hand and seal of said Cou	rt at Miami, Dade County, Florida t	his
day of, A.D., 19_5		
	1000000000000000000000000000000000000	. to the second of the second
	E D TEATURDMAN	
	E. B. LEATHERMAN as Clerk of said Circuit Co	
RICHARD E. GERSTEIN	as Clerk of said Circuit Co	
RICHARD E. GERSTEIN STATE ATTORNEY		
RICHARD E. GERSTEIN STATE ATTORNEY  AND DO SOME OF STATE	as Clerk of said Circuit Control of SNEEDE (Court Seal)	N Deputy Clerk
RICHARD E. GERSTEIN STATE ATTORNEY  Exclelo Segall Fashe Planning XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX	as Clerk of said Circuit Control of Said Circuit Circuit Control of Said Circuit Control of Said Circu	Deputy Clerk
Exdelo Segal Fashe	as Clerk of said Circuit Constitution ByL. SNEEDE	Deputy Clerk

Petitioner's Representative

W. H. Marchi		ting sala 5	
No.	1655	206438	
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ATTORNEY:	$\mathbb{A}$ . S. $F_{\alpha}$ ske		
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## The State of Alabama, Baldwin County

### CIRCUIT COURT. (Equity)

#### BILL OF COSTS

REGISTER'S FEES		OUNT	REGISTER'S FEES - Continued	AMOUNT	
1. Filing Bills or other paper		30	56. Recording Copy of Decree in Probate Court		
2. Copy of Bill or other paper, 100 words			57. State Certificate		
3. Docketing Cause	1	10,	58. Commission on Sales		
4. Issuing Subpoend on Bills		7			
5. Copies	,	355	Total Register's Fees	1 500	
6. Entering Return	ļ	15	About Mediater's Fees	"/	9
7. Order of Publication to Non-Residents 1.25					
8. Abstract for Publication, 100 words		į			
9. Attachment Writ					
10. Injunction Writ					
11. Сору		1	Smeriff's fees:		
12. Entering Return		A COLUMN	1. Summoning on Bill, Each Defendant\$1.50		
13. Entering Appearance		100	2. Executing Writ of Injunction, or Ne Exect, Each 1.50		
14. Decree Pro Confesso		1	3. Executing Subpoenas for Witnesses, Each		
15. Appointing Guardian ad litem			4. Executing Writs of Possession, Each 5.00		
16. Issuing Commission to take testimony	1		5. Executing Scire Facias or Notice, Each		
17. Receiving and Filing each pkg. of Testimony10			6. Taking and Approving Bonds, Each	ļ.	
18. Endorsing each pkg. of Depositions published10			7. Imponeling Jury		
19. Entering Order Submitting Cause for Decree			8. Collecting Execution for Costs Only, Each 1.50		
20. Any Other Order25		23	9. Sheriff's Commissions	] :	
21. Noting All Testimony					
22. Abstract Docket, each case1.00	1				-
23. Entering Decree, 500 words or less		100	Total Sheriff's Fees	<b>'</b>	
24. Entering Decree, over 500 words for every 100		1			
word over 500	,		·		
25. Taking Account, Swearing Witnesses, etc., per day 3.00					
6. Taking Testimony on Reference, 100 words					
7. Report of 500 words or less		1.7	SUMMARY OF FEES, COSTS AND JUDGMENT		
8. Report of over 500 words, for every 100 words over 500			Fees in Circuit Court:	ļ	ļ
29. But when the amount claimed is less than \$500.			I. Register's Fees		
and the Register is not required to pass			2. Ex-Register's Fees		1
upon any disputed item of indebtedness, Payment or credit Reference and Rept 2.00			3. Sheriff's Fees		
30. Issuing Subpoena, each Witness			4. Ex-Sheriff's Fees		1
31. Witness Certificate			5. Witness Fees		
2. Issuing Execution	ŀ		6. Commissioner's Fees		
3. Entering Return			7. Guardian Ad Litem		
4. Taking and Approving Bond			8. Publisher's Fees		
5. Making Complete Record, 100 words	. 3	5 2	9. Solicitor's Fees		
6. Hearing Application for Appointment of Re-ceiver			10. Court Reporter's Fees, Per Day or Fraction Thereof 5.00		
or Trustee			11. Trial Tax		
7. Settlement with Receiver or Trustee 4.00		1	i2		Ì
8. Exemining Vounchers		,	13.		
9. Examining Answer			14.		
0. Taking Question and Answer and Recording Same in proceedings to perpetuate testi-			Fees and Costs in Inferior Court:		
mony, per 100 words			15. Clerk of Inferior Court, Fees		
1. For all other services relating to such proccedings. 1.00			16. Sheriff's Fees		
2. Taking Testimony to relieve Minors of the Dis- abilities of non-age			17. Witness Fees		
3. For making each Deed to property sold			18.		
4. Notices sent by mail to creditors			19.		
5. Filing, receipting for and docketing each claim25	.		20. Total Fees and Costs in Inferior Court		
5. Entries on Subpoena Docket			21. Total Fees and Costs		
7. Entries on Commission Docket					
Each Certificate or Affidavit with Seal			22. Judgment		,
. 15			23.		
Each Certificate or Affidavit without Seal	.		24		
Each Notice not otherwise provided for			25. Total Fees, Cost and Judgment		
Entering Orders by the Register					
Recording Registration, Removal or Suggestion of Death of Trustee					
Entering each Certificate of Supreme Court					
Transcript at .15 per 100 words					
Certified Copy of Decree		ľ			
	ŧ			1	

SHAMMONS	AND	COMPLA	TNT

Baldwin Times

THE STATE OF ALA	5 D A B A A	CIR	CUIT COURT, B	ALDWIN COUNTY
INE STATE OF ALA	ADAMA,	No. 4160		
BALDWIN COUNT		Fr		
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TO ANY SHERIFF OF THE STAT	TE OF ALABAMA:			
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to appear and plead, answer or d	emur, within thirty da	vs from the servi	ce hereof to the	complaint filed in
		<b>0</b>		Complaint live in
the Circuit Court of Baldwin Cou	ınty, State of Alabama	, at Bay Minette,	against	
W PERMITSIN	RREN CUSLEY		:	:
ALLMAN THE TOTAL THE	MANUAL VADIMAT			, Defendant
by ANNE A. CU	JSLEY	<u> </u>	ii	-
			:	
				, Plaintiff
Witness my hand this2nd	1	Now.	10	<b>57</b>
witness my hand this	aay or		1	
	4. 		A. Marc	
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No. 4160 Page						, Defend	ant live	s at	
THE STATE OF ALABAMA BALDWIN COUNTY									
BALDW	IN COUNTY					RECEIVE	D IN O	FFICE	
CIRCU	IT COURT						٠		19
ANNE A. C	Tiet PV								, Sheriff
					•	eve execu	ted this		-
	P	aintiffs	:	this		· · ·	<u>.</u>	<u>.</u>	_, 19
6 - 180 - 180	vs.			by le	aving a	copy wit	<b>h</b> .		
KENNETI W	ARREN CUSLEY	<del></del>		(4)	•	<u> </u>			
				. <u> </u>			· 		
	Defe	endants	:						
SUMMONS a	nd COMPL	AINT	:	:					
- <u>-                                  </u>		· · · · · ·							
Filed Nov. 2nd		19 57	:				:		
								:	4
Alice J. Duck	•••••••••••••••••••••••••••••••••••••••	, Clerk		<u></u>				<u> </u>	77
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선명 선명 성무		e •		<u></u>	<u> </u>		1	!	<u> </u>
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	Plaintiff's A	ttornev	*				1		
				********	<del></del>	*			Sheriff
	Defendant's A	ttorney						Dep	uty Sheriff
				-					

- به بلاندس

IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR DADE COUNTY, FLORIDA. IN CHANCERY

NO.206438

#### ANNE A. GUSLET

Petitioner,

-vs-

#### CLERK'S CERTIFICATE

#### KENNETH WARREN GUSLEY

Respondent,

I, E. B. LEATHERMAN, Clerk of the Circuit Court of the Eleventh Judicial Circuit in and for Dade County DO HEREBY CERTIFY that 3 copies of the following papers, to-wit:

Clerk's Certificate of Mailing;

Information Sheet and copy of Chapter 27996, Laws of 1953.

Insolvency Affidavits.

Exemplified copy of Petition and Summons, with Sheriff's Affidavit attached, and Certificate and Order of Judge..

in the above styled cause were mailed to: CLERK OF CIRCUIT COURT BALDWIN COUNTY BAY NINETTE, ALABAMA

E. B. LEATHERMAN Clerk Circuit Court

Deputy Clerk

#### ANNE A. CUSLEY, mother, c/b/o Narla Joon,

W 7.

20643

<b>K</b>	ENNETH MARREN CUSLEY Respondent	े । इ.स.च्या १ क्षांस्थ्य र	
***	These is your name?		
	this say and their seedings	ANNE A. C	COSLEY W/F Age: 45 yrs. PL90612
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			我这样的有名类是 1990年的 1991 1991 1991 1991 1992 1992 1992 199
e g	· · · · · · · · · · · · · · · · · · ·	166 · 医白斑 - 美里克里特克	ADDRETH WAKER CUDLET W/M AGE: 4 Foley, Alabama
<b>ড</b> ফ	end & c	l" b	ారితా గ్రామంలు సంగ్రామం ముందికుండి ప్రభావం ప్రశ్నము పత్రమంగామని ప్రభావం క్షేమ ఎంఎఎఎం మందు సంగ్రామంలు ముంది కోయోయ
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78	Wore there any children	t i sale man	riage / 166
8.	What are their makes?		1 ////
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·	KARLA JOAN CUSEEY(II)	6-13-46	The second secon
	The second secon	് ത്രാം ത്രാം വാഗത്താവാ ത്രത്തായ് വേഷ്യാ വാധനം	3.45 <sup>11</sup> ന് <b>വെട്ടുൻ വെ</b> ട്ടുന്നുമാട് നായും വാണ്ടാം വെട്ടുന്നു വാൻ വാട്ടുന്നു വാന്നായ വാട്ടുന്നു വാട്ടുന്നുന്നു വാട്ടുന്നു വാട്ടുന്
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e v v	计环电路 海沙斯 化苯二甲醛磺酚 克格斯恩 懿	"然。"特殊是數學程度,是第5	i lived with you? A
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***************************************	October 12, 1953 -	no specified	amount as to support.
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October 11. A.D., 1957.

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SIGNATURE OF PETTICERS

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY IN CHANCERY.

÷.					2064	30
		. mother. o/b/e Karla Jesa.	·	NO.		
I	Petitioner,	And the same of th	• .			
	vs	)		n waa	толом	
Kenneth Mannen	COSLEY	)	· <u>-</u>		TION	
	Respondent.				ting of the second	
unga maki wana MARA da	gaya condu acada deceal acada	pend deep topic hand dead deep deep				
The Peti	tion of	ANNE A.	CUSLEY_			
	ully shows:					
	•	she ks the wife of	KKWN	icth Mai	eren Cusle	
the Respo	ondent; tha	t Petitioner was dul	y marrie	d to sa	aid Respon	dent
		August 28, 1945				
	•	Petitioner is the mo				
				. Said i	xcopodiion t	
father of	f the follo	wing-named dependent	(s):			
		Karla Joan Cusl	EY bora	6-13-4	6	4 *
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	•	Perturing said			•	
Support	from the Re	espondent under the p	rovision	ns of t	he Uniform	Reci-
proca1 E	nforcement	of Support Act of th	is <b>S</b> tate	e (Chap	ter 29901,	Laws of
1955), a	copy of wh	ich is attached and	made a p	part he	reof.	
	4. THAT	Respondent, on or ab	out	ansary	22, 1950	and
subseque	i .	, refused and neglect				easonable
support	for the Per	Safa na	**depend	ients a	ccording t	o his
means an	d earning	capacity.	•			

	_, is earning \$	per
and is within the jurisdiction of the Cou	rt of ALABAMA	
which State has enacted a law substantial	ly similar to the Un	niform Reci-
procal Enforcement of Support Act of this	State.	:
WHEREFORE, the Petitioner prays	for such an order	for support,
directed to said Respondent, as shall be	deemed to be fair as	nd reasonable,
and for such other and further relief as	the law provides.	
	Petitioner	. Cusle
		4
Personally appeared before me _	<b>正明教徒 五』 乙對水乙聚變</b>	
to me personally known, and made oath tha		above Petition
and knows the contents thereof, and that	•	• •
knowledge, except as to the matters state		
as to these matters she believes them to		
ab to those materoid one source or man to		
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	OR  Margarel M  (NOTARY PUR	Jeuly 300
	OR	Jeuly 300
	OR  **Notary PUR  State of Florida a	Julia Bioc at Large
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	OR  **Notary PUR  State of Florida a	Julia Bioc at Large

CHANCERY No.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY.

THE STATE OF FLORIDA
TO THE DEFENDANT(S):

xenneth Warren Cusley Polst. Alabawa

You are hereby notified that a suit has been brought against you in the Circuit Court for Dade County, Florida, in Chancery, by

AMNE A. CUSLEY

905 Dade County Court House Miami, Florida

and file with the Clerk of said Court, either before service or immediately thereafter, an answer to the Bill of Complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, Decree Pro Confesso will be entered against you for the relief demanded in the Bill of Complaint.

RICHARD E. GERSTEIN STATE ATTORNEY

exadele Soyall Fish

Assistant State Attorney Petitioner's Representative E. B. LEATHERMAN as Clerk of said Circuit Court

By L. SNEEDEN Deputy Clerk

(Court Seal)

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IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA IN AND FOR THE COUNTY OF DADE. IN CHANCERY.

ANNE A. CUSLEY, mether.	o)b/s	No. 2004.36
Petitioner,	) ************************************	
VS.	)	AFFIDAVIT OF NON SERVICE
KENNETH WARREN CUSLEY,	_)	
Respondent.	)	
#855 - 1857 - GHZ - BANK - 1852 - ANG - GHZ - GH	<b>15</b>	
STATE OF FLORIDA:	·	
:SS		
COUNTY OF DADE :		
Before me.	a Notary Publi	ic of the State of Florida, duly
•		ally appeared one AB Cuesett
who, a	fter being duly	sworn, deposes and says:
That he is	a duly appoint	ted Deputy Sheriff of the County of
Dade and State of Florida	a, authorized 1	to serve legal process, that a
Summons addressed toK	ENNETH WARREN (	Respondent,
was delivered to him for	service upon	the said Respondent; that he has
made diligent search and	inquiry to 100	cate him and has been unable to
locate him in the State	of F1orida so a	as to effectuate service of process
upon him, and that to the	e best of his b	cnowledge and belief, Respondent
is in the State of	RAMA	AT BALDETE COUNTY
FOLEY,		
		AB Greerett, Deputy Sheriff
SWORN TO A	ND SUBSCRIBED I	BEFORE ME THIS Z/ day of
_ Cotoler A.D.,	1957 <b>.</b>	NOTARY PUBLIC, State of Florida at Large
		My Commission Expires: Notary Public. State of Florida at Large. My Commission Expires Nov. 3, 1959.

 APHE	À.	CUSLEY.	sother.	_v)b/o
Pet	titi	Loner,	Kurla	Jogn.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY, IN CHANCERY.

NO. 206433

vs )

Kennalh	<b>柯尔绍对</b> A事	Cusley	

Respondent.

CERTIFICATE AND ORDER

	The undersigned Circuit Judge hereby certified as
fo11ows:	1. THAT a verified Petition has been filed in
this Court in a p	roceeding styled as above, against the above-named
Respondent under	the provisions of Chapter 29901, Laws of Florida, 1955,
to compel the sup	port of the above-named Petitioner and of any other
Dependents named	in the Petition.
	2 THAT a Summons duly issued out of this Court

2. THAT a Summons duly issued out of this Court for service upon the Respondent has been returned with an Affidavit to the effect that the Respondent cannot with due diligence be located or served with such process in this State.

the effect that the Respondent cannot with due diligence be rocated or
served with such process in this State.
3. THAT the Respondent is believed to be residing
or domiciled in the State of ALANAMA at Follow
, and that the Court in
said State may obtain jurisdiction of the Respondent and his property.
4. THAT, based on the facts set forth in the
Petition herein, the Respondent has a duty to support the dependents
listed in the Petition and said Respondent should be compelled to
answer such Petition and should be dealth with according to law.
It is, therefore, ORDERED AND DECREED that this
certificate and exemplified copies of the Petition heretofore filed in
this cause, and of the Summons heretofore issued from this Court, be transmitted by E.B. Leatherman, Clerk of this Court to
Circuit Court, Baldwin County, Bay Sinetto, Alohama,
for appropriate action and proceedings under the Reciprocal Laws of the
State of, and the State of Florida.
DONE AND ORDERED at Miami, Dade County, Florida,
this day of, A.D. 1957

OHM	L	KEHOE	
			 _

CIRCUIT JUDGE



STATE OF FLORIDA )
COUNTY OF DADE )

I, E. B. LEATHERMAN, CLERK CIRCUIT COURT of the Eleventh Judicial Circuit in and for Dade County, Plorida, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Petition filed 18 day of October 4.8. 1957, and summons issued on 18 day of October A.D. 1957, together with Sheriff's Affidavit and Certificate and Order of Judge attached hereto.

All according to the records and files in my office.

IN WITNESS WHEREOF, I have hereunte set my hand and official Seal this the 30th day of October A.D. 1957.

Clerk Circuit Court

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY IN CHANCERY.

ANNE A. CUSLEY, mother, o/b/o	<b>2064</b> 35
Petitioner, Karla Jean.	NO.
VS )  KENNETH  WARREN CUSLEY  Respondent.	PETITION
gade paul men tagas cent men and and and and men men cent en cent cent cent cent cent cent	
The Petition of ANNE A. CUSLEY	
Respectfully shows:	
1. THAT she is the wife of KEN	NETH WARREN CUSLEY
the Respondent; that Petitioner was duly marri	led to said Respondent
on or about August 28, 1945 at	Providence, R.I.
2. THAT Petitioner is the mother as	
father of the following-named dependent (s):	
KARLA JOAN CUSLEY bors	6-13-46
	A CONTRACTOR OF THE PROPERTY O
:	
3. THAT Retitioner xand said child	ren are entitled to
Support from the Respondent under the provisi	ons of the Uniform Reci-
procal Enforcement of Support Act of this Sta	te (Chapter 29901, Laws of
1955), a copy of which is attached and made a	part hereof.
4. THAT Respondent, on or about	January 22, 1950 and
subsequent thereto, refused and neglected to	provide fair and reasonable
support for the Retirioner want the xorther depe	ndents according to his
means and earning capacity.	

5. THAT, upon information and belief, Respondent now is resid-
ing or domiciled at Poley. Alabama
and is within the jurisdiction of the Court of ALABAMA,
which State has enacted a law substantially similar to the Uniform Reci-
procal Enforcement of Support Act of this State.
WHEREFORE, the Petitioner prays for such an order for support,
directed to said Respondent, as shall be deemed to be fair and reasonable,
and for such other and further relief as the law provides.
Petitioner Cusle
Personally appeared before meanne acustem
to me personally known, and made oath that she has read the above Petition,
and knows the contents thereof, and that the same are true of her own
knowledge, except as to the matters stated on information and belief, and
as to these matters she believes them to be true.
CLERK OF COURT
OR
margaret H. Freeli:
State of Florida at Large
My Commission Expires:
Sworn to and subscribed before me this day ofA.D. 1957.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA IN AND FOR THE COUNTY OF DADE. IN CHANCERY.

ANNE A. CUSLEY, mother,	<u>o</u> )b/o	NO	206438
Karla Jo Petitioner,	an,		
VS.	)	AFFIDAVIT OF	NON SERVICE
KENNETH WARREN CUSLEY.	)		
Respondent.			
सीदिया प्रथम अपनी अस्ति प्रथम प्रथम प्रथम अस्ति अस्ति प्रदेश प्रथम ।	<b>***</b>		
STATE OF FLORIDA:			
\$SS.			
COUNTY OF DADE :			
Before me,	a Notary Publ:	ic of the State	of Florida, duly
authorized to administer	Oaths, person	ally appeared o	ne Bousett
who, a	fter being dul	y sworn, depose	s and says:
That he is	a duly appoin	ted Deputy Sher	iff of the County of
Dade and State of Florid	a, authorized	to serve legal	process, that a
Summons addressed toK	ENNETH WARREN	CUSLEY	, Respondent,
was delivered to him for	service upon	the said Respon	dent; that he has
made diligent search and	inquiry to lo	cate him and ha	s been unable to
locate him in the State	of Florida so	as to effectuat	e service of process
upon him, and that to th	e best of his l	cnowledge and b	elief, Respondent
is in the State ofA.A	RAMA	AT BALDWIN	COUNTY
FOLEY,			0
CUODII MO A	ND SUBSCRIBED	Deputy Sher	iff don of
	•	CIRI UN EMOTE	CCV UI
( Cotaber A.D.,	TA91°	NOTARY PUBLI	C, State of Florida at Large
,		My Commission My Commission	n Expires: tate of Florida at Large. Expires Nov. 3, 1959.

ANNE A. CUSLEY	. mother. o)/b/o	IN THE CIRCUIT COUP JUDICIAL CIRCUIT OF FOR DADE COUNTY,	F FLORIDA, IN AND IN CHANCERY.
Petitioner,	Karla Joyan,	NO.	206436
vs	)		
KENNETH WARREN CI	USLEY )	CERTIFICATE AND	O ORDER
Respondent.			
	The undersigned	Circuit Judge hereby	y certified as
follows:	1. THAT a ver	ified Petition has be	een filed in
this Court in a pro		s above, against the	above-named
	•	Chapter 29901, Laws	• ,
		named Petitioner and	
Dependents named in			
_	2. THAT a Summ	ons duly issued out	of this Court
for service upon th	ne Respondent has	been returned with	an Affidavit to
•		not with due diligenc	• <del></del> ,
served with such p	· ·		
Served with Suon p	· ·	espondent is believed	to be residing
or domiciled in the	•		t Foley
of domination in the			the Court in
said State may obta	ain jurisdiction	of the Respondent an	
. *		l on the facts set fo	
Petition herein, t	he Respondent has	s a duty to support t	he dependents
listed in the Peti	tion and said Res	spondent should be co	ompelled to
answer such Petiti		dealth with according	
		ore, ORDERED AND DECR	The state of the s
certificate and ex	emplified copies	of the Petition here	tofore filed in
		etofore issued from t	
transmitted by E.B	. Leatherman, Cle	erk of this Court to	Clerk of
		Minette, Alabama,	
for appropriate ac	tion and proceed	ings under the Recipr	
State ofALA	BAMA	, and t	the State of Florida.
	TOTAL AND ALLEANS	ED at Miami, Dade Cou	intv. Florida.
2.0	l		
this	day of	aclose	, A.D. 1957
e *	·		
;		John	- Grehor
RIII ra		// CIRC	CUIT JUDGE

10 1 LED.

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IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT IN AND FOR DADE COUNTY, FLORIDA. IN CHANCERY

NO. 206438

AMME	Ā	CUSLEY
AL 88 14 54	APPLE DEL	

Petitioner.

-vs-

#### KENNETH WARREN GUSLEY

Respondent,

CLERK'S CERTIFICATE

I, E. B. LEATHERMAN, Clerk of the Circuit Court of the Eleventh Judicial Circuit in and for Dade County DO HEREBY CERTIFY that 3 copies of the following papers, to-wit:

Clerk's Certificate of Mailing;

Information Sheet and copy of Chapter 27996, Laws of 1953.

Insolvency Affidavits.

Exemplified copy of Petition and Summons, with Sheriff's Affidavit attached, and Certificate and Order of Judge..

in the above styled cause were mailed to: CLARK OF CIRCUIT COURT BALDWIN COUNTY BAY MINETTE, ALABAMA

> E. B. LEATHERMAN Clerk Circuit Court

> > Deputy Clerk

FILED NOV 2 1957

ALICE J. BUCK, Register

STATE OF FLORIDA ) SS

I, E. B. LEATHERMAN, CLERK CIRCUIT COURT of the Eleventh Judicial Circuit in and for Dade County, Florida, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Petition filed 18 day of October 4.0. 1957, and summons issued on 18 day of October A.D. 1957, together with Sheriff's Affidavit and Certificate and Order of Judge attached hereto.

All according to the records and files in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and official Seal this the 30th day of October A.D. 1957.

Clerk Circuit Court

AFFIDAVIT TO ONE IN FORMA PAUPERIS

STATE	OF	FLORIDA	. )	
COUNTY	Z OF	DADE	)	SS.

206435

, being first duly sworn on oath, deposes and says: that she is the Petitioner in the above and foregoing Petition by her subscribed, that she is insolvent and unable to pay the costs, fees and charges incident to the prosecution of said Petition, and invokes the controlling provisions of Chapter 58.09 of the Florida Statutes Annotated.

Cruze a. Cusley Petitioner

Margarett Freehi

My Commission Expires

#### CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's Affidavit of Insolvency above, and I verily believe it to be true; that I have investigated the nature of Petitioner's claim as set forth in said Petition and that, in my opinion, her claim is meritorious as a matter of law; and I have not been paid or promised payment of any fee or other remuneration for my services and intend to act as attorney for plaintiff without charge or compensation under the terms and conditions set forth in Chapter 29901, Laws of 1955.

Assistant State Attorney





CITINGARCANC	A BITTS	COMPLAINT
	AINII	CLIVIPLATIVI

Baldwin Times

THE STATE OF ALABAMA, CIRCUIT COURT	BALDWIN COUNTY
BALDWIN COUNTY  BALDWIN COUNTY	TERM, 19
TO ANY SHERIFF OF THE STATE OF ALABAMA:	
You Are Hereby Commanded to Summon KENNETH WARREN CUSLEY	
to appear and plead, answer or demur, within thirty days from the service hereof, to the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against	
byANNE A. CUSLEY	
	, Plaintiff
Witness my hand this 2nd day of Nov. 18  Executed 11-4-3 Alic A-Ruc	

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Clerk				•	***************************************
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tiff's Attorney					Sheriff
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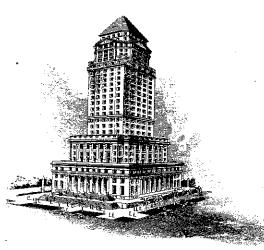
# STATE OF ALABAMA OFFICE OF CIRCUIT SOLICITOR 28TH JUDICIAL CIRCUIT BAY MINETTE, ALABAMA

16 Dec 1957

Dear Mr Faske:

This is to advise that the Sheriff of this County has made a return in above styled cause of "not found in Baldwin County". Accordingly, this case will be considered closed, and attached hereto is a cost bill in the cause prepared by the Clerk of this Court.

Very truly yours, Kennet Kenneth Cooper, Solicitor



## DADE COUNTY

MIAMI 6, FLORIDA

OFFICE OF

E. B. LEATHERMAN

P. O. BOX 1031

DADE COUNTY COURTHOUSE

April 29,1959

Clerk of Circuit Court Baldwin County Bay Minette, Alabama

RE: CUSLEY, ANNE A. VS KENNETH WARREN CUSLEY

CAHN. NO. 206438

Dear Sir:

Enclosed herein you will find two Certified Copies of Order of Desmissal entered in the above styled cause.

Yours truly,

E. B. LEATHERMAN Clerk Circuit Court

By D. M. Pelev Deputy Clerk

Encl: (2)

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY. IN CHANCERY.

No. 206438

ANNE A.	CUSLEY	5	)		
	•	Petitioner,	)		
	vs.		)	ORDER	OF DISMISSAL
KENNETH	WARREN	CUSLEY,	)	etholikasi Alikasi Alikasi	
		Respondent.	)		
	<del>Tanin 120 jiwa tan Kamanasa ta 1</del>		j.		

From an examination of the file, it appears that a period of more than one year has elapsed since the filing of any pleading in this cause.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the above-styled cause be and the same is hereby dismissed.

DONE AND ORDERED at Miami, Florida, this 15th day of April, 1959.

JOHN J. KEHOE

CIrcuit Judge

Copy to:

Mrs. Adele S. Faske, Assistant State Attorney, Dade County Courthouse, Miami, Florida

A true Copy of the Original on file in the Cierk's Office 9 WITNESS my hand and Official Seal, This 9 day of A.D., 1859

E. B. LEATHERMAN,

Clerk Circuit Court

Dade County, Florida

B. MAN Pallone D.C.

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, IN AND FOR DADE COUNTY. IN CHANCERY.

No. 206438

ANNE A.	CUSLEY,	•	)	-		
		Petitioner,				
	VS.		)	<u>ORDER</u>	OF	DISMISSAL
KENNETH	WARREN	CUSLEY,	)	:		
		Respondent.	)			
			)			

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April, 1959.

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CIrcuit Judge

Copy to:

Mrs. Adele S. Faske, Assistant State Attorney, Dade County Courthouse, Miami, Florida

A true Copy of the Original on file in the Clerk's WITNESS my hand and Official Seal.

Lis 29 day of \_\_\_\_\_\_\_ A.D., 19 S.Z.

E. B. LEATHERMAN,

Clerk Circuit Court

Dade County, Florida

Dade County, Florida

Dade County, Florida

ANNE A. CUSLEY

CAPATAN

ψS

KENNET H WARREN CUSEEY
RESPONDENT

IN THE CIRCUIT COURT OF BALLWIN COUNTY, ALABAMA IN EQUITY CASE NO. 4160

#### DECREE

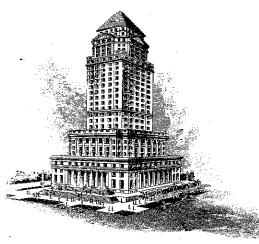
It appearing to the Court that the above cause is inactive, upon consideration, it is ORDERED, ADJUDGED and DECREED by the Court that said cause be and hereby is transferred to the inactive docket of this Court, and

It further appearing to the Court that the execution for costs against the Defendant was returned by the Sheriff of this County, "No Property Found", it is therefore, OHDERED and DEGREED by the Court that the costs be and hereby are now taxed against the State of Alabama pursuant of Section 115, (b), Title 34, 1955 Cumulative Pocket Parts, Code of Alabama.

This day of Wait 1957.

Judge Circuit Court, In Equity.

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## DADE COUNTY

MIAMI 6, FLORIDA

OFFICE OF

E. B. LEATHERMAN

CLERK OF CIRCUIT COURT

AND RECORDER

P. O. BOX 1031

DADE COUNTY COURTHOUSE

October 30th 1957

CLERK OF CIRCUIT COURT BALDWIN COUNTY BAY MINETTE, ALABAMA

RE: CUSLEY, ANNE A. VS KENNETH WARREN CUSLEY

# 206438

Dear Sir:

At the direction of the State's Attorney office, we are forwarding herewith, various papers pertaining to the above styled cause, as reflected in Clerk's Certificate, copy of which is also enclosed.

Please sign and return attached copy of this letter, thereby acknowledging the enclosed.

Until disposition of this cause by order, all correspondence should be directed to Petitioner's representative;

Adele Segall Faske, Assistant State Attorney Room 904, Court House, Miami, Florida.

Upon termination of cause in your Court, please furnish this office a certified copy of your court's order which should provide funds "be paid to PETITIONER through the Clerk of the Circuit Court, Dade County, Florida", so that we may disburse promptly.

Yours very truly,

E. B. LEATHERMAN Clerk Circuit Court.

Deputy Clerk

EBL/

#### HOUSE BILL NO. 1219

AN ACT providing for the enforcement of the legal duty of any person to support another or others; providing for the interstate extradition of any person, who in this or any other state, is charged with the crime of nonsupport or failure to support; providing for the civil enforcement of the obligation of one person to support another or others, whether such obligation arises in this State or another State; providing reciprocity with other States having like or similar reciprocal laws; and providing the effective date hereof.

Be It Enacted by the Legislature of the State of Florida:

- Section 1. Short Title.—This act may be cited as the Uniform reciprocal enforcement of support act.
- Section 2. *Purposes*.—The purposes of this act are to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto.
  - Section 3. Definitions.—As used in this act unless the context requires otherwise.
- (1) "State" includes any state, territory or possession of the United States and the District of Columbia in which this or a substantially similar reciprocal law has been enacted.
- (2) "Initiating state" means any state in which a proceeding pursuant to this or a substantially similar reciprocal law is commenced.
- (3) "Responding state" means any state in which any proceeding pursuant to the proceeding in the initiating state is or may be commenced.
- (4) "Court" means the circuit court of this state and when the context requires, means the court of any other state as defined in a substantially similar reciprocal law.
  - (5) "Law" includes both common and statute law.
- (6) "Duty of support" includes any duty of support imposed or imposable by law, or by any court order, decree or judgment, whether interlocutory or final, whether incidental to a proceeding for divorce, judicial separation, separate maintenance or otherwise.
  - (7) "Obligor" means any person owing a duty of support.
  - (8) "Obligee" means any person to whom a duty of support is owed.
- Section 4. Remedies additional to those now existing.—The remedies herein provided are in addition to and not in substitution for any other remedies.
- Section 5. Extent of duties of support.—Duties of support arising under the law of this state, when applicable under section 8, bind the obligor, present in this state, regardless of the presence or residence of the obligee.
- Section 6. Interstate rendition.—The governor of this state (1) may demand from the governor of any other state the surrender of any person found in such other state who is charged in this state with the crime of failing to provide for the support of any person in this state and (2) may surrender on demand by the governor of any other state any person found in this state who is charged in such other state with the crime of failing to provide for the support of a person in such other state. The provisions for extradition of criminals not inconsistent herewith shall apply to any such demand although the person whose surrender is demanded was not in the demanding state at the time of the commission of the crime and although he had not fled therefrom. Neither the demand, the oath nor any proceedings for extradition pursuant to this section need state or show that the person whose surrender is demanded has fled from justice, or at the time of the commission of the crime was in the demanding or other state.
- Section 7. Relief from the above provisions.—Any obligor contemplated by section 6, who submits to the jurisdiction of the court of such other state and complies with the court's order of support, shall be relieved of extradition for desertion or nonsupport entered in the courts of this state during the period of such compliance.
- Section 8. Choice of law.—Duties of support applicable under this act are those imposed or imposable under the laws of any state where the obligor was present during the period for which support is sought. The obligor is presumed to have been present in the responding state during the period for which support is sought until otherwise shown.
- Section 9. Remedies of a state or political subdivision thereof furnishing support.—Whenever the state or a political subdivision thereof furnishes support to an obligee, it has the same right to invoke the provisions hereof as the obligee to whom the support was furnished for the purpose of securing reimbursement of expenditures so made and of obtaining continuing support.
- Section 10. How duties of support are enforced.—All duties of support are enforceable by complaint irrespective of relationship between the obligor and obligee. Jurisdiction of all proceedings hereunder shall be vested in the circuit court.
- Section 11. Contents of complaint for support.—The complaint shall be verified and shall state the name and, so far as known to the plaintiff, the address and circumstances of the defendant and his dependents for whom support is sought and all other pertinent information. The plaintiff may include in or attach to the complaint any information which may help in locating or identifying the defendant including, but without limitation by enumeration, a photograph of the defendant, a description of any distinguishing marks of his person, other names and aliases by which he has been or is known, the name of his employer, his finger prints, or social security number.

- Section 12. Official to represent plaintiff in proceeding initiated in this state.—The state attorney, upon the request of the court, or of the state department of public welfare, or of the state welfare director, or of the district board of public welfare, shall represent the plaintiff in any proceeding initiated in this state under this act.
- Section 13. Petition for a minor.—A complaint on behalf of a minor obligee may be brought by a person having legal custody of the minor without appointment as guardian ad litem.
- Section 14. Duty of court of this state as initiating state.—If the court of this state acting as an initiating state finds that the petition sets forth facts from which it may be determined that the defendant owes a duty of support and that a court of the responding state may obtain jurisdiction of the defendant or his property, it shall so certify and shall cause three (3) copies of (1) the complaint, (2) its certificate and (3) this act to be transmitted to the court in the responding state. If the name and address of such court is unknown and the responding state has an information agency comparable to that established in the initiating state it shall cause such copies to be transmitted to the state information agency or other proper official of the responding state, with a request that it forward them to the proper court, and that the court of the responding state acknowledge their receipt to the court of the initiating state.

Section 15. Costs and fees .-

- (a) Where the action is brought by or through the state, or an agency thereof, no clerk's fees shall be required of it, but if an order be entered under subsection (c) of this section requiring the defendant to pay the costs, such order shall be deemed to include the clerk's fees for services rendered in an action brought by or through the state or an agency thereof.
- (b) If the plaintiff files with the clerk of the court of this state an affiidavit that he or she is insolvent and unable to pay the costs, charges or fees otherwise payable by law, accompanied and supported by a written certificate signed by a state or local public welfare official or employee of the initiating state or by the attorney who by the laws of the initiating state may be required to represent the plaintiff, or by the judge of the court of the initiating state, to the effect that he or she has made an investigation to ascertain the truth of the plaintiff's affiidavit and that he believes the same to be true, and that he or she has investigated the plaintiff's claim and that he or she believes it to be meritorious, then, upon the filing of such affiidavit and certificate, regardless of whether this state is the initiating state or the responding state, the plaintiff shall be entitled to have performed in this state the necessary services of the clerk, sheriff, and court reporter in any proceedings under this act, including contempt proceedings, without cost to the plaintiff.
- (c) If this state be the responding state and if the court enters an order requiring the defendant to furnish support or reimbursement therefor, the court may also by order or orders require that the defendant pay all costs, charges and fees in the proceedings incurred in this state, including costs, charges and fees incurred in contempt proceedings. If no order requiring the payment of the costs by the defendant is made under this subsection, or if such an order is made and the court thereafter finds that compliance therewith cannot or should not be compelled, the court may in its discretion order that the costs, charges and fees, except clerk's fees incurred in an action brought by or through the state or an agency thereof, be paid by the county.
- (d) If this state be the initiating state, and if the plaintiff files an insolvency affidavit and certificate as permitted by subsection (b) of this section, then the court may in its discretion order that the costs, charges and fees incurred in this state be paid by the county.
- Section 16. Jurisdiction by arrest.—When the court of this state, acting either as an initiating or responding state, has reason to believe that the defendant may flee the jurisdiction it may (a) as an initiating state request in its certificate that the court of the responding state obtain the body of the defendant by appropriate process if that be permissible under the law of the responding state; or (b) as a responding state, obtain the body of the defendant by appropriate process.
- Section 17. State information agency.—The state department of public welfare is hereby designated as the state information agency under this act, and it shall be its duty:
- (1) To compile a list of the courts and their addresses in this state having jurisdiction under this act and transmit the same to the state information agency of every other state which has adopted this or a substantially similar act.
- (2) To maintain a register of such lists received from other states and to transmit copies thereof as soon as possible after receipt to every court in this state having jurisdiction under this act.
- Section 18. Duty of the court of this state as responding state.—When the court of this state, acting as a responding state, receives from the court of an initiating state the aforesaid copies, it shall (1) docket the cause, (2) notify the state attorney, whose duty it shall be to carry on the proceedings, (3) set a time and place for a hearing, and (4) take such action as is necessary in accordance with the laws of this state to obtain jurisdiction.
- Section 19. Further duty of responding court.—If a court of this state, acting as a responding state, is unable to obtain jurisdiction of the defendant or his property due to inaccuracies or inadequacies in the complaint or otherwise, the court shall communicate this fact to the court in the initiating state, shall on its own initiative use all means at its disposal to trace the defendant or his property, and shall hold the case pending the receipt of more accurate information or an amended complaint from the court in the initiating state.
- Section 20. Procedure.—The court shall conduct proceedings under this act in the manner prescribed by law for an action for the enforcement of the type of duty of support claimed.
- Section 21. Order of support.—If the court of the responding state finds a duty of support, it may order the defendant to furnish support or reimbursement therefor and subject the property of the defendant to such order.
- Section 22. Responding state to transmit copies to initiating state.—The court of this state when acting as a responding state shall cause to be transmitted to the court of the initiating state a copy of all orders of support or for reimbursement therefor.

- Section 23. Additional powers of court.—In addition to the foregoing powers, the court of this state when acting as the responding state has the power to subject the defendant to such terms and conditions as the court may deem proper to assure compliance with its orders and in particular,
- (a) To require the defendant to furnish recognizance in the form of a cash deposit or bond of such character and in such amount as the court may deem proper to assure payment of any amount required to be paid by the defendant.
- (b) To require the defendant to make at specified intervals to the clerk of the court or the obligee such payments as are specified by the Florida Court and to report personally to such clerk at such times as may be deemed necessary.
- (c) To punish the defendant who shall violate any order of the court to the same extent as is provided by law for contempt of the court in any other suit or proceeding cognizable by the court.
- Section 24. Additional duties of the court of this state when acting as a responding state.—The court of this state when acting as a responding state shall have the following duties which may be carried out through the clerk of the court:
- (a) Upon the receipt of a payment made by the defendant pursuant to any order of the court or otherwise, to transmit the same forthwith to the court of the initiating state, and
- (b) Upon request to furnish to the court of the initiating state a certified statement of all payments made by the defendant.
- Section 25. Additional duty of the court of this state when acting as an initiating state.—The court of this state when acting as an initiating state shall have the duty which may be carried out through the clerk of the court to receive and disburse forthwith all payments made by the defendant or transmitted by the court of the responding state.
- Section 26. Evidence of husband and wife.—Laws attaching a privilege against the disclosure of communications between husband and wife are inapplicable to proceedings under this act. Husband and wife are competent witnesses and may be compelled to testify to any relevant matter, including marriage and parentage.
- Section 27. Hearings and rules of evidence.—Hearings shall be conducted before the judge without a jury. They shall be conducted in such informal manner as will best conduce to the ends of justice, and the judge shall not be bound by the technical rules of evidence.
- Section 28. Application of payments.—Any order of support issued by a court of this state when acting as a responding state shall not supercede any previous order of support issued in a divorce or separate maintenance action, but the amounts for a particular period paid pursuant to either order shall be credited against amounts accruing or accrued for the same period under both.
- Section 29. Effect of participation in proceeding.—Participation in any proceedings under this act shall not confer upon any court jurisdiction of any of the parties thereto in any other proceeding.
- Section 30. Severability.—If any provision hereof or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given without the invalid provision or application, and to this end the provisions of this act are declared to be severable.
- Section 31. Repealer.—Chapter 88, Florida Statutes, which was enacted as chapter 27996, laws of Florida, acts of 1953, known as the Uniform support of dependents law, is hereby repealed, except, however, that support actions heretofore commenced may be carried forward either under said law or under this Uniform reciprocal enforcement of support act.
- Section 32. Uniformity of interpretation.—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.
  - Section 33. Time of taking effect.—This act shall take effect immediately upon its becoming a law.

Approved by the Governor June 15, 1955.

Filed in Office Secretary of the State June 16, 1955.

STATE OF FLORIDA )
COUNTY OF LEON )

I, R. A. GRAY, Secretary of State of the State of Florida, do hereby certify that I have compared the above and foregoing copy of Chapter 29901, Laws of Florida, Acts of 1955, with the original law on file in this office, and do hereby certify that the same is a correct transcript therefrom of the whole of said original law.

R. A. GRAY Secretary of State



GREAT SEAL

#### ANNE A. CUSLEY, mother, o/b/o Karla Joan, Petitioner.

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WIAMI, DADE COUNTY FIORTUA-

206438

## KENNETH WARREN CUSLEY

Respondent

	23 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	
थु -	what is your name? A ANNE A. C	CUSLEY W/F Age: 45 yrs, PL90812
3 de	where are you living? A 135 N.E.	59th Street, Miami, Florida
	That is the name of your ex-bushand	A KENNETH WARREN CUSLEY W/M Age: 49
4	Where is your ex-husband now living?	Foley, Alabama
14. T	His sud where were in a carring?	A August 28, 1945 - Providence, R.I.
6	Are you now married to Respondent?	A. Y##/
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	October 12, 1953 - no specified	
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6.	have you applied for Public Aid?A _	I applied several years ago.
20., 21.	. What is his position: A	apher

SIGNATURE OF PETITIONER

AFFIDAVIT TO ONE IN FORMA PAUPERIS

STATE	OF	FLORIDA	)	
		٠	)	SS.
COUNTY	Z OF	DADE	)	

206436

ANNE A. CUSLEY , being first duly sworn on oath, deposes and says: that she is the Petitioner in the above and foregoing Petition by her subscribed, that she is insolvent and unable to pay the costs, fees and charges incident to the prosecution of said Petition, and invokes the controlling provisions of Chapter 58.09 of the Florida Statutes Annotated.

Petitioner Cusley

Subscribed and sworn to before me this 11th day of october , A.D. 1254x 1957.

Margaret H. Zueles
Norfary Public Juceles

My Commission Expires

#### CERTIFICATE

I hereby certify that I have made an investigation of Petitioner's Affidavit of Insolvency above, and I verily believe it to be true; that I have investigated the nature of Petitioner's claim as set forth in said Petition and that, in my opinion, her claim is meritorious as a matter of law; and I have not been paid or promised payment of any fee or other remuneration for my services and intend to act as attorney for plaintiff without charge or compensation under the terms and conditions set forth in Chapter 29901, Laws of 1955.

Adolo Segall Faske
Assistant State Attorney

FILED 1957

ALKE I BUCK, Register

**M**3