

4246

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon JACK McNEILL, JR., 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 BETTY JANE McNEILL, as Complainant, and against Jack McNeill, Jr., as Respondent.

WITNESS my hand this the \_\_\_\_\_ day of March, 1958.

Register

BETTY JANE McNEILL

COMPLAINANT

VS

JACK McNEILL, JR.

RESPONDENT

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

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

Your Complainant, Betty Jane McNeill, respectfully represents and shows unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is a resident of Baldwin County, Alabama, and has been for more than one year next preceding the filing of this bill of Complaint and over twenty-one years of age; the Respondent is over twenty-one years of age and a resident of Memphis, Tennessee.

2.

That your Complainant and the Respondent married at Coronada, California, on July 22, 1944, and lived together as husband and wife until on, to-wit, October 1956.

3.

That in to-wit, October 1956, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.

4.

That there was born to the marriage between your Complainant and the Respondent two children, Nancy Caroly McNeill, now 12 years old, and Jack

McNeill III, now 7 years old; that the Complainant is financially and physically unable to care for the children and that the Respondent is a fit and proper person to have their care, custody and control.

5.

That the Complainant and the Respondent entered into an agreement on the 15th day of March, 1958, a copy of which is attached hereto and made a part of the Complaint as if herein fully set out.

WHEREFORE, the premises considered, the Complainant prays that Your Honor will by proper process make the said Jack McNeill, Jr., party respondent to this Bill of Complaint requiring him 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.

Your Complainant prays that upon a final hearing hereof, Your Honor will enter a decree forever barring the bonds of matrimony existing between your Complainant and the Respondent; that ~~your~~ <sup>the</sup> Respondent be awarded the permanent care, custody and control of the minor children, Nancy Carolyn McNeill and Jack McNeill, III; Your Complainant further prays that the attached separation agreement be made a part of the decree; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

Wilters and Brantley

BY: *Sam J. Wilters Jr.*  
Solicitors for the Complainant

A G R E E M E N T

THIS AGREEMENT, made and entered into this 15 day of March 1958, in the City of Memphis, Shelby County, Tennessee, by and between BETTY JANE MC NEILL and her husband, JACK MC NEILL, JR.,

WITNESSETH THAT:

Whereas, unfortunately, differences and disputes have arisen between the parties hereto, and a suit for divorce is contemplated, and

Whereas, the parties desire to settle, by agreement, for all times and in finality, the matter of present and future alimony and ownership of property,

NOW, THEREFORE, for and in consideration of the release and discharge of the said Jack Mc Neill, Jr., of and from all claims and demands Betty Jane Mc Neill might have against her said husband, Jack McNeill, for alimony, and in lieu of alimony, and in full of all claims and demands of any and all kinds growing out of the martial relations between them, the said Jack McNeill, Jr., agrees that his wife, Betty Jane McNeill, shall have and retain to her sole use and benefit and in her own right the furniture and furnishings purchased by her and now located at 215 Belle Meade Lane, Memphis, Tennessee.

It is understood and agreed by and between the parties that as a part of the consideration herein expressed that the said Betty Jane McNeill waives and releases to the said Jack McNeill, Jr., any right, title or interest she might have in and to any property, real, personal or mixed belonging to her husband.

It is further understood and agreed, by and between the parties hereto, that the said Betty Jane McNeill will pay to her attorneys all fees and expenses, including court costs, incurred or to be incurred in connection with the divorce suit aforementioned.

It is further understood and agreed by and between the parties hereto that Jack McNeill, Jr., is to have the custody and care of their two minor children, Jack McNeill, III, and Nancy Carolyn McNeill, but that the said Betty Jane McNeill shall have the right to see said children at any and all reasonable times.

It is further understood and agreed by and between the parties hereto that this agreement, upon execution by both parties, shall be and constitute the full and final settlement of all their property rights growing out of their marital status and that if and when a divorce is granted this agreement shall be embodied in the decree and made a part thereof.

IN WITNESS WHEREOF, the parties hereto have affixed their signatures of the day and date first above written.

BETTY JANE McNEILL

AS

JACK McNEILL, JR.

RESPONDENT

COMPLAINANT

FILED

FILED

MAR 22 1938

OFFICE J. HENRY

*Betty Jane McNeill*  
Betty Jane McNeill

*Jack McNeill, Jr.*  
Jack McNeill, Jr.

4246

the number of years the business conducted at the  
of collection, inasmuch as the other parties  
transferred land and the other parties, and the  
and the other parties, and the other parties, and the  
of the other parties, and the other parties, and the

**BETTY JANE McNEILL**  
COMPLAINANT  
VS  
**JACK McNEILL, JR.**  
RESPONDENT

**BILL OF COMPLAINT**

**FILED**  
MAR 25 1958

**ALICE J. DUCK, Register**

*[Handwritten signatures and notes]*

*[Vertical handwritten signature]*