

4276

MATTIE LEAN HADLEY,	X	IN THE CIRCUIT COURT OF
Complainant,	X	BALDWIN COUNTY, ALABAMA
vs.	X	IN EQUITY
HENRY HADLEY, JR.,	X	
Respondent.	X	

Comes the Respondent in the above styled cause and demurs to the Bill of Complaint filed in said cause and each and every paragraph thereof, separately and severally, and assigns the following separate and several grounds, viz:


1. That said Bill of Complaint does not state a cause of action.

As to that aspect of the Bill of Complaint as contained in paragraph "3" of the complaint in which the Respondent is charged with cruelty, Respondent demurs and assigns the following separate and several grounds, viz:

2. Said complaint charges cruelty by way of conclusion rather than by statements of fact.

3. That said complaint fails to allege that it was necessary for the Complainant to leave the Respondent or that she has done so.

CHASON & STONE

By: 
Solicitors for Respondent

MATTIE LEAN HADLEY
COMPLAINANT
VS
HENRY HADLEY, JR.
RESPONDENT

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

AMENDMENT TO COMPLAINT

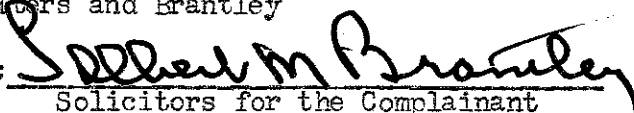
Comes now the Complainant in the above styled cause and amends her complaint by striking ~~section 3~~ therefrom and by adding the following section.

3.

That on to-wit, December 12, 1957, and on various occasions prior thereto the Respondent cursed, threatened and beat your Complainant; that on to-wit, December 12, 1957, the Respondent struck the Complainant across the head and stomach with a shot gun and threatened to do further actual violence to her person. The acts of the Respondent on the occasions complained of, of necessity endangered her life and health. The conduct of the Respondent has been such as to give your Complainant every reasonable apprehension to believe and she did believe that if she continued to live with the Respondent that he would do further actual violence to her person which would of necessity endanger her life and health.

Walters and Brantley

BY:


Solicitors for the Complainant

RECO

4276

MATTIE LEAN HADLEY

COMPLAINANT

VS

HENRY HADLEY JR.

RESPONDENT

AMENDMENT TO COMPLAINT

FILED

JUN 3 1958

ALICE J. BUCK, Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA;

You are hereby commanded to summons HENRY HADLEY JR., to appear and plead, answer or demur within thirty days from the service thereof to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by MATTIE LEAN HADLEY, as Complainant, and against Henry Hadley, Jr., as Respondent.

Witness my hand this the 26 day of April, 1958.

Alice J. Duck
Register

MATTIE LEAN HADLEY	∅	IN THE CIRCUIT COURT OF
COMPLAINANT	∅	BALDWIN COUNTY, ALABAMA,
VS	∅	IN EQUITY
HENRY HADLEY, JR.	∅	
RESPONDENT	∅	

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

Your Complainant Mattie Lean Hadley, respectfully represents unto
Your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both over the age of
twenty-one years and are bona fide resident citizens of Baldwin County,
Alabama.

2.

That your Complainant and the Respondent married at Perdido, Alabama,
on March 4, 1951, and lived together as husband and wife, in Baldwin County,
Alabama, until on to-wit, December 12, 1957.

3.

That on to-wit, December 12, 1957, and on various occasions prior thereto,
the Respondent cursed, threatened and abused your Complainant and threatened
to do actual violence to her person which would necessarily endanger her
life and health; that the conduct of the Respondent was such as to give
your Complainant every reasonable apprehension to believe and she did
actually believe that if she continued to live with the Respondent he
would do actual violence to her person which would necessarily endanger
her life and health.

That there was born to the marriage between your Complainant and the Respondent two children, Earnestine Hadley, now 6 years old and Ed Junior Hadley, now 3 years old; who are now and have been all of their lives with their mother, the Complainant; that your Complainant is a suit, fit and proper person to have their care, custody and control.

WHEREFORE, the premises considered, the Complainant prays that Your Honor will by proper process make the said Henry Hadley, 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 Complainant be awarded the permanent care, custody and control of the minor children, Earnestine Hadley and Ed Junior Hadley; Your Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive.

Wiltors and Brantley

BY:

Robert M. Brantley
Solicitors for the Complainant

Received 28 day of April 1958
and on 9 day of May 1958
I served a copy of the within OK
on Henry Hadley Jr.

By service on _____

TAYLOR WILKINS, Sheriff
M A Gilbert D. S.

Lattie

Sheriff claims 40 miles at
Ten Cents per mile Total \$ 4.00
TAYLOR WILKINS, Sheriff
BY Gilbert
DEPUTY SHERIFF

#276

RECORDED

MATTIE LEAN HADLEY

COMPLAINANT

VS

HENRY HADLEY, JR.

RESPONDENT

BILL OF COMPLAINT

FILED

APR 26 1958

ALICE J. DUCK, Register