3490

BOOK 017 PAGE 954

JAMES HORACE RHODES,	)	
Complainant	)	IN THE CIRCUIT COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ETHEL RHODES SPIVEY,	)	IN EQUITY NO._____
Respondent	)	

DEMURRER

Now comes James Horace Rhodes and demurs to the bill of complaint and as demurrer, assigns separately and severally each of the following:

I

Said answer is prolix in that Paragraph Three alleges "but shows unto the Court that the petition was signed at the insistance of the Complainant herein, and with a verbal understanding that he would furnish other support and not because the sum of $96.00 was adequate or sufficient."

II

That said answer is prolix in that Paragraph Eight, respondent alleges "Respondent further shows to the Court that in addition to the usual and normal expenses of maintenance and support, that she is unable with the amount paid to allow the children of the Complainant and the Respondent to enter into any activity connected with their school work in that she is unable to buy or procure costumes or equipment necessary in these extra-curricular activities. Respondent further shows that the sum of $96.00 per month is insufficient to feed and clothe four children.

III

Said answer is prolix in that Paragraph Nine, respondent alleges "Respondent further shows that it has become necessary to incur a large dental expense for one of the children, and that the medical and hospital bills, Byron P. Rhodes, which was incurred as a result of the complainant's damaging and destroying his eye with a thrown cup has not yet been paid.

IV

There is no equity in the answer and in the cross bill.

V

The cross bill does not contain a clear and orderly statement of the facts.

VI

The cross bill does not allege that the complainant is able to provide additional support.

VII

The cross bill does not allege what sum the complainant is capable of providing for the support and the maintenance of the children.

VIII

Said cross bill does not allege that the jurisdicitional facts necessary to support the bill.

J. Cameron Cureton, Jr.
Solicitor

RECORDED

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3490

****

JAMES HORACE RHODES,

COMPLAINANT

VS.

ETHEL RHODES SPIVEY,

RESPONDENT

****

DEMURRER

****

FILED

MAY 21 1955

ALICE J. DUCK, Clerk

JAMES HORACE RHODES, Complainant, -vs- ETHEL RHODES SPIVEY, Respondent.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY. No. 3490

AMMENDED ANSWER AND CROSS-BILL

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND TO THE HONORABLE H. M. HALL, JUDGE THEREOF.

Comes the Respondent and in answer to the Petition and Complaint heretofore filed in said cause, shows unto the Court the following:

1. Respondent admits the allegations of the first paragraph of the petition.

2. Respondent admits the allegations of the second paragraph of the petition.

3. Respondent admits the allegations of the third paragraph of the petition.

4. Respondent admits the allegations of the fourth paragraph of the petition.

5. Respondent denies the allegations of the fifth paragraph of the petition, and demands strict proof thereof.

6. Respondent denies the allegations of the sixth paragraph of the petition and demands strict proof thereof.

The Respondent having answered the allegations of the petition of the Complainant, shows unto the Court the following:

1. The Cross-Respondent is over the age of twenty-one years and a resident citizen of Pensacola, Florida, and has brought himself within the jurisdiction of this Court. The Respondent and Cross-Complainant herein is over the age of twenty-one years and a resident citizen of Baldwin County, Alabama.

2. On or about the 27th day of June, 1947, there was granted to the Cross-Complainant a divorce from the Cross-Respondent, and there was granted to her custody and control of the children of this marriage, as set out in said Decree, and there was granted

C. G. C.

to her the sum of One Hundred Forty Dollars ($140.00) per month as alimony and support.

3. On the 23rd day of July, 1952, Cross-Complainant, who had re-married, agreed to a reduction in payment of alimony and support, and a consent Decree was rendered on the 23rd day of July, 1952, eliminating alimony, and setting payments for support at the sum of Ninety-six Dollars ($96.00) per month.

4. Cross-Complainant further shows unto the Court that she has incurred in behalf of the children named in said Decree, medical and dental bills which she is financially unable to pay from the amount received and she also finds that the sjm of Ninety-six Dollars ($96.00) per month to be inadequate for the support and maintenance of the children.

5. Cross-Complainant believes and therefore alleges that Cross-Respondent is financially able to pay a larger sum for the support and maintenance of the children named in said Divorce Decree.

PRAYER FOR PROCESS AND RELIEF

THEPREMISES CONSIDERED, Cross-Complainant prays that the usual process of this Honorable Court issue, serving upon the Cross-Respondent a copy of this Answer and Cross-Bill, or upon his attorney, making him a party to this Cross-Complaint and that he be required to plead, answer or demur within the time required by Law and the Statutes in such cases made and provided, and that upon a final hearing hereof, that the payments to the Cross-Complainant for support and maintenance of the children named in said Decree of Divorce be increased as to this Court may seem just and proper.

FILED
6-3 1955
ALICE J. DUCK, Clerk

Solicitor for Respondent and Cross-Complainant

C. G. C.

RECORDED

Filed 6/3/55
[illegible]

JAMES HORACE RHODES,	()	
Complainant	()	IN THE CIRCUIT COURT OF
vs	()	BALDWIN COUNTY, ALABAMA,
ETHEL RHODES SPIVEY,	()	IN EQUITY. NO._____.
Respondent	()	

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND TO THE HONORABLE H. M. HALL, JUDGE THEREOF.

Now comes the Respondent in the above styled cause and in answer to the petition and complaint heretofore filed therein for reduction in support, shows unto this Court the following:

1. Respondent admits the allegation of the first paragraph of the petition.

2. Respondent admits the allegation of the second paragraph of the petition.

3. Respondent admits the allegations of the third paragraph of the petition, but shows unto the Court that the petition was signed at the insistance of the Complainant herein, and with a verbal understanding that he would furnish other support, and not because the sum of $96.00 was adequate and sufficient.

4. Respondent admits the allegation of the fourth paragraph.

5. Respondent neither admits or denies that portion of the fifth paragraph of the petition which sets out that the Complainant was earning the sum of $400.00 per month, having no exact knowledge thereof; nor does Respondent admit that Complainant was injured in an aircraft accident in Iceland, it being the belief of the Respondent that the Complainant was injured in an automobile accident in Baldwin County, Alabama while intoxicated; nor does Respondent admit or deny that the Complainant was placed on limited duty and eventually discharged because of disability, but Respondent calls on Complainant to show why dependency benefits were not paid to Complainant's dependant children, if in fact, he was discharged and retired from naval service as a result of the injuries received while acting within the line and scope of his duties. Respondent further neither admits or denies that the Complainant now has a monthly income of $165.11, and neither admits or denies that Com-

plainant has tried to obtain additional employment, but does believe that Complainant's physical condition is such that he could obtain employment, thereby materially increasing his personal income.

6. Respondent admits that her daughter, Mary R. Rhodes, and her son, Byron P. Rhodes, have obtained employment of a temporary nature, but shows unto the Court, that neither have graduated from high school, and that any employment obtained was for the purpose of supplementing the income to be used for the support of the children of the Complainant and the Respondent, the amount being paid by the Complainant being insufficient.

7. Respondent further shows to the Court that the sum of $96.00 per month is insufficient for the support and maintenance of the children as set out in the petition, and shows to the Court that this amount has not been regularly paid, and that the Complainant is now in default in payment of this sum, and is therefore not entitled to a hearing on a petition for a reduction of payments.

8. Respondent further shows to the Court that in addition to the usual and normal expenses of maintenance and support, that she is unable with the amount paid to allow the children of the Complainant and Respondent to enter into any activities connected with their school work, in that she is unable to buy or procure costumes or equipment necessary in these extra-curricular activities. Respondent further shows that the sum of $96.00 per month is insufficient to feed and clothe four children.

9. Respondent further shows that it has become necessary to incur a large dental expense for one of the children, and that the medical and hospital bill of Byron P. Rhodes, which was incurred as a result of the Complainant's damaging and destroying his eye with a thrown cup, has not yet been paid.

10. Respondent denies each and every allegation of the petition not specifically admitted and demands strict proof thereof.

The Respondent prays that this may be taken for and as her answer, and that it be considered by the Court as a Cross petition, asking an increase in the payments for the support of the children

named in said petition, and that the Court grant to her such additional payments as to your Honor may seem just and meet. If the Respondent and Cross petitioner be mistaken in the relief prayed, may she be granted such other further and general relief to which she may be entitled, and as in duty bound she will ever pray.

Solicitor for Respondent and cross petitioner

FILED
May 16 1955
ALICE I. DUCK, Clerk

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 Ethel Rhodes Spivey to appear and plead, answer or demur within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by James H. Rhodes, as Complainant against Ethel Rhodes Spivey, as Respondent.

Witness my hand this 21 day of March, 1955.

Register

JAMES HORACE RHODES,	)	
Complainant	)	IN THE CIRCUIT COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA,
ETHEL RHODES SPIVEY,	)	IN EQUITY. NO._____.
Respondent	)	

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND TO THE HONORABLE H. M. HALL, JUDGE THEREOF.

Now comes the complainant by his Solicitor and shows unto this Honorable Court the following:

FIRST:

That your complainant, James H. Rhodes, is a resident of the State of Florida; that the respondent, Ethel Rhodes Spivey is a resident of Gulf Shores, Alabama, both being over the age of twenty-one years.

SECOND:

That on or about the 27th day of June, 1947, this Honorable Court rendered a decree of divorce between the parties herein, and that the respondent was granted custody of the minor children of said marriage and was further granted the sum of $140.00 per month as alimony and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes and DeEtte Rhodes.

THIRD:

That on or about the 23rd day of July, 1952, a petition was filed by Ethel Rhodes, which petition showed to this Honorable Court that the petitioner had remarried and was no longer entitled to alimony, but entitled to support for the minor children; the petitioner further alleged that her name was now Ethel Rhodes Spivey; this Honorable Court entered a consent decree on the 23rd day of July, 1952, reducing the payments of James H. Rhodes for the support and maintenance of the children to $96.00 per month.

FOURTH:

That your complainant in the cause alleges that Ethel Rhodes Spivey, the respondent herein, is the same person as the Ethel Rhodes mentioned by this Honorable Court in its former decrees.

FIFTH:

That at the time of the rendition of the former decrees of this Court between the parties herein your complainant was making the sum of $400.00 per month as a member of the United States Navy; that on or about the 15th day of June, 1953, your complainant was a member of the crew of an airplane which crashed in Iceland; that as a result of this crash he was hospitilized from June, 1953, through September, 1953; that in October, 1953, he was placed upon limited duty, which duty he served until February, 1954; that in February, 1954, he returned to the hospital until the 28th day of May, 1954, at which time he was retired from active service for disabilities received in the aforementioned airplane crash; that your complainant now has a monthly income of $165.11 per month and that he has tried to attain additional employment but has not been able to do so.

SIXTH:

That your complainant further alleges that his daughter, Mary R. Rhodes, age 17, and his son Byron P. Rhodes, age 16, are now working and are providing their own support; that Emily Rhodes and DeEtte Rhodes, age 14 and 12, respectively, are the only two children which are fully dependent upon the complainant for their support.

PRAYER FOR PROCESS:

The premises considered, your complainant prays that Ethel Rhodes Spivey be made a party defendent to this cause of the usual process of this Honorable Court requiring her to plead, answer and demur within the time and under the penalities prescribed by the rules of this court and under the statutes in such cases made and provided.

PRAYER FOR RELIEF:

The premises considered, your complainant further prays that upon a final hearing of this cause your complainant be ordered and directed to pay the sum of $40.00 per month as support and maintenance of the children above named. Should your complainant be mistaken in the relief prayed that there be granted to him such other different and general relief to which he may be entitled and as in duty bound he will ever pray.

J. Cameron Dykes Jr.
Solicitor for Complainant

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 Ethel Rhodes Spivey to appear and plead, answer or demur within thirty days from the service hereof, to the Complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by James H. Rhodes, as Complainant against Ethel Rhodes Spivey, as Respondent.

Witness my hand this 21st day of March, 1955.

Register

JAMES HORACE RHODES,	)	
Complainant	)	IN THE CIRCUIT COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA,
ETHEL RHODES SPIVEY,	)	IN EQUITY. NO._____.
Respondent	)	

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND TO THE HONORABLE H. M. HALL, JUDGE THEREOF.

Now comes the complainant by his Solicitor and shows unto this Honorable Court the following:

FIRST:

That your complainant, James H. Rhodes, is a resident of the State of Florida; that the respondent, Ethel Rhodes Spivey is a resident of Gulf Shores, Alabama, both being over the age of twenty-one years.

SECOND:

That on or about the 27th day of June, 1947, this Honorable Court rendered a decree of divorce between the parties herein, and that the respondent was granted custody of the minor children of said marriage and was further granted the sum of $140.00 per month as alimony and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes and DeEtte Rhodes.

THIRD:

That on or about the 23rd day of July, 1952, a petition was filed by Ethel Rhodes, which petition showed to this Honorable Court that the petitioner had remarried and was no longer entitled to alimony, but entitled to support for the minor children; the petitioner further alleged that her name was now Ethel Rhodes Spivey; this Honorable Court entered a consent decree on the 23rd day of July, 1952, reducing the payments of James H. Rhodes for the support and maintenance of the children to $96.00 per month.

FOURTH:

That your complainant in the cause alleges that Ethel Rhodes Spivey, the respondent herein, is the same person as the Ethel Rhodes mentioned by this Honorable Court in its former decrees.

FIFTH:

That at the time of the rendition of the former decrees of this Court between the parties herein your complainant was making the sum of $400.00 per month as a member of the United States Navy; that on or about the 15th day of June, 1953, your complainant was a member of the crew of an airplane which crashed in Iceland; that as a result of this crash he was hospitilized from June, 1953, through September, 1953; that in October, 1953, he was placed upon limited duty, which duty he served until February, 1954; that in February, 1954, he returned to the hospital until the 28th day of May, 1954, at which time he was retired from active service for disabilities received in the aforementioned airplane crash; that your complainant now has a monthly income of $165.11 per month and that he has tried to attain additional employment but has not been able to do so.

SIXTH:

That your complainant further alleges that his daughter, Mary R. Rhodes, age 17, and his son Byron P. Rhodes, age 16, are now working and are providing their own support; that Emily Rhodes and DeEtte Rhodes, age 14 and 12, respectively, are the only two children which are fully dependent upon the complainant for their support.

PRAYER FOR PROCESS:

The premises considered, your complainant prays that Ethel Rhodes Spivey be made a party defendent to this cause of the usual process of this Honorable Court requiring her to plead, answer and demur within the time and under the penalities prescribed by the rules of this court and under the statutes in such cases made and provided.

PRAYER FOR RELIEF:

The premises considered, your complainant further prays that upon a final hearing of this cause your complainant be ordered and directed to pay the sum of $40.00 per month as support and maintenance of the children above named. Should your complainant be mistaken in the relief prayed that there be granted to him such other different and general relief to which he may be entitled and as in duty bound he will ever pray.

Solicitor for Complainant

JAMES A. BRICE
ATTORNEY AT LAW
FOLEY, ALABAMA

August 9, 1957

Mrs. Alice J. Duck
Register in Equity
Bay Minette, Alabama

Dear Mrs. Duck:

You will recall that I recently filed a contempt motion on behalf of Ethel Rhodes Spivey against James H. Rhodes, Equity #3490. The Sheriff reported that Mr. Rhodes could not be found.

I have discussed this matter again with Deputy Carlisle Childress, and he has agreed that if you will send the papers back, he will make a new effort to locate Mr. Rhodes.

Thank you for your cooperation and assistance.

Sincerely,

James A. Brice

JAMES A. BRICE

JAB:an

ETHEL RHODES SPIVEY
Complainant

vs.

JAMES HORACE RHODES
Respondent

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

This day came Ethel Rhodes Spivey, by her solicitor, and filed herein a verified petition praying that James Horace Rhodes be required to appear and show cause, if any he have, why he should not be punished as for a contempt in regard to the nature of things set out in the verified petition; and upon consideration of the said petition, it is

Ordered, adjudged and decreed by the court that the said James Horace Rhodes appear before this court at 11 A.M. on the ~~16~~ 22nd day of ~~July~~ August, 1957 in the court room of the Circuit Court of Baldwin County at Bay Minette, Alabama, and show cause, if any he have, why he should not be punished as for a contempt.

That a copy of said petition and of this rule to show cause be served forthwith, personally upon the said James Horace Rhodes by the Sheriff of Baldwin County, Alabama.

Done this ~~7~~ 10 day of ~~July~~ Aug, 1957.

Robert M Hare
Judge of the 28th Judicial Circuit
of Alabama.

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon James Horace Rhodes to appear and plead, answer or demur, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against James Horace Rhodes by Ethel Rhodes Spivey.

Witness my hand this 7 day of July, 1957.

Register in Equity

ETHEL RHODES SPIVEY
Cross-Complainant
and Respondent

vs.

JAMES HORACE RHODES
Cross-Respondent
and Complainant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY
#3490

Comes your petitioner, Ethel Rhodes Spivey, and respectfully shows unto the court as follows:

1. That your petitioner is a resident citizen of Baldwin County, Alabama, and is over the age of twenty-one years; that the respondent, James Horace Rhodes, is a resident of the State of Florida, and is over the age of twenty-one years.

2. That on or about the 27th day of June, 1947, this Honorable court rendered a decree of divorce between the parties herein, and that by and under the terms of said divorce decree your petitioner was granted custody of the minor children of said marriage and was further granted the sum of $140.00 per month as alimony and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes, and DeEtte Rhodes.

3. That by and under a decree issued by this Honorable court on the 28th day of June, 1955, the court ordered and decreed that the sum of $96.00 per month was a reasonable sum to be paid by the respondent toward the maintenance and support of the said minor children.

4. That the said James Horace Rhodes has made only six monthly payments to your petitioner for the support and maintenance of said minor children in the amount of $96.00; that the respondent made monthly payments during the calendar year 1956 and for the months of January and February, 1957 in the amount of $50.00 per month; that since February, 1957, respondent has made no payments towards the maintenance and support of the said minor children, although having the sufficient means to comply with said decree of this Honorable court, and has willfully and contemptuously refused to obey said decree.

5. That by and under the terms of the decree of this Honorable Court rendered on June 28, 1955, this court retained jurisdiction of this matter for such other, further and different orders and decrees as may seem necessary and proper from time to time.

The premises considered, your petitioner prays that a rule be issued to the said James Horace Rhodes, requiring him at a time and place to be therein stated, to appear before the court and show cause, if any he have, why he should not be punished as for a contempt.

And your petitioner prays for such other and further relief as might be meet and proper.

James A Bonner
Solicitor for petitioner

THE STATE OF ALABAMA)
BALDWIN COUNTY)

Before me [signature], a Notary Public in and for said County and State, personally appeared James A. Brice, who is known to me and who being by me first duly sworn, deposes and says that he has knowledge of the facts stated in the above petition and that the same are true to best of his knowledge and belief.

[signature]

Sworn to and subscribed before me this 5 day of July, 1957.

[signature]
Notary Public, Baldwin County
Alabama

Returned 19 day of July 1957
not found in my county after diligent search and inquiry.

Taylor Wilkins, Sheriff
By Childress
Deputy Sheriff

W. 3490

James Horace Rhodes
vs.
Ethel Rhodes Spivey

not found
7-18-57

FILED
JUL 7 1957
ALICE L. BUCK, Clerk

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon James Horace Rhodes to appear and plead, answer or demur, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against James Horace Rhodes by Ethel Rhodes Spivey.

Witness my hand this 1 day of July, 1957.

Register in Equity

ETHEL RHODES SPIVEY
Cross-Complainant
and Respondent

vs.

JAMES HORACE RHODES
Cross-Respondent
and Complainant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY
#3490

Comes your petitioner, Ethel Rhodes Spivey, and respectfully shows unto the court as follows:

1. That your petitioner is a resident citizen of Baldwin County, Alabama, and is over the age of twenty-one years; that the respondent, James Horace Rhodes, is a resident of the State of Florida, and is over the age of twenty-one years.

2. That on or about the 27th day of June, 1947, this Honorable court rendered a decree of divorce between the parties herein, and that by and under the terms of said divorce decree your petitioner was granted custody of the minor children of said marriage and was further granted the sum of $140.00 per month as alimony and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes, and DeEtte Rhodes.

3. That by and under a decree issued by this Honorable court on the 28th day of June, 1955, the court ordered and decreed that the sum of $96.00 per month was a reasonable sum to be paid by the respondent toward the maintenance and support of the said minor children.

4. That the said James Horace Rhodes has made only six monthly payments to your petitioner for the support and maintenance of said minor children in the amount of $96.00; that the respondent made monthly payments during the calendar year 1956 and for the months of January and February, 1957 in the amount of $50.00 per month; that since February, 1957, respondent has made no payments towards the maintenance and support of the said minor children, although having the sufficient means to comply with said decree of this Honorable court, and has willfully and contemptuously refused to obey said decree.

5. That by and under the terms of the decree of this Honorable Court rendered on June 28, 1955, this court retained jurisdiction of this matter for such other, further and different orders and decrees as may seem necessary and proper from time to time.

The premises considered, your petitioner prays that a rule be issued to the said James Horace Rhodes, requiring him at a time and place to be therein stated, to appear before the court and show cause, if any he have, why he should not be punished as for a contempt.

And your petitioner prays for such other and further relief as might be meet and proper.

James A. [illegible]
Solicitor for petitioner

THE STATE OF ALABAMA)
BALDWIN COUNTY)

Before me _____, a Notary Public in and for said County and State, personally appeared James A. Brice, who is known to me and who being by me first duly sworn, deposes and says that he has knowledge of the facts stated in the above petition and that the same are true to best of his knowledge and belief.

_____

Sworn to and subscribed before me this 5 day of July, 1957.

_____
Notary Public, Baldwin County
Alabama

FILED
JUL 5 1957

JAMES HORACE RHODES, Complainant, VS. ETHEL RHODES SPIVEY, Respondent.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY. NO. 3490

This cause coming on to be heard was submitted upon the petition of the Complainant and the answer of the Respondent.

The Court, after a consideration of the pleadings and testimony of witnesses taken ore tenus, is of the opinion and finds that the Complainant, James Horace Rhodes, is indebted to the Respondent in back payments in the sum of TWO HUNDRED FIFTY NINE AND NO/100 ($259.00) DOLLARS.

The Court is of the further opinion and so finds that the sum of NINETY SIX ($96.00) DOLLARS a month is a reasonable sum to be paid by the Complainant towards the maintenance and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes and DeEtte Rhodes.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the Complainant forthwith pay into the hands of the Respondent, Ethel Rhodes Spivey, the sum of TWO HUNDRED FIFTY NINE ($259.00) DOLLARS.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Complainant pay towards the maintenance and support of the minor children, Mary R. Rhodes, Byron P. Rhodes, Violet Emily Rhodes and DeEtte Rhodes,the sum of NINETY SIX ($96.00) DOLLARS per month.

IT IS FURTHER ORDERED that this Court retain jurisdiction of this matter for such other, further and different orders and decrees as may seem necessary and proper from time to time.

IT IS FURTHER ORDERED that the Complainant, James Horace Rhodes, pay the cost of this proceeding, for which executinn may issue.

Dated at Bay Minette, Alabama, this 28 day of June, 1955.

Hubert M Hall
Judge of the 28th Judicial Circuit
of Alabama.