

3740

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No.

..... TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Earl T. Caldwell

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, State of Alabama, at Bay Minette, against.....

Earl T. Caldwell....., Defendant.....

by Lillian Caldwell
....., Plaintiff.....

Witness my hand this 7th day of March 19 56

Deirdre News....., Clerk

No. _____ Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____ 19__

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19__

_____, Sheriff

I have executed this summons

this _____ 19__

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

LILLIAN CARDWELL,)	
Complainant,)	IN THE CIRCUIT COURT OF
-vs-)	BALDWIN COUNTY, ALABAMA
)	IN EQUITY
EARL T. CARDWELL,)	
Respondent.)	

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, Sitting in Equity:

Comes your Complainant. Lillian Cardwell, and files this her Bill of Complaint for divorce against Earl T. Cardwell, and respectfully represents and shows unto your Honor:-

1. That the Complainant is over the age of twenty-one years and is a bona fide resident citizen of Baldwin County, Alabama, having been such a bona fide citizen for more than one year. That Earl T. Cardwell is over the age of twenty-one years and has been until recently, a resident of Baldwin County, Alabama, but is now residing at Route #1, Wenosago Road, Corinth, Mississippi.

2. That the Complainant and Respondent were lawfully married on, to-wit, October 27, 1951.


3. The Complainant further avers that the Respondent has committed actual violence on her person attended with danger to her life and health and from his conduct she is reasonably apprehensive of other and further violence, so much so that she can no longer live with the Respondent; that the Respondent has made numerous threats of doing her physical harm and from his manner and conduct toward her she is reasonable convinced that he will commit actual violence on her person attended with danger to her life or health.

4. Complainant further shows to the Court that there was born of this marriage one (1) child, Terry Mack Cardwell, who is 3½ years of age and who has been in the care, sustody and control of the said Complainant his entire life, until which time, and after separation of your Complainant and the Respondent, he was surreptitiously and without permission of the Complainant, picked up, taken away and removed to Mississippi by the Respondent.

5. Complainant further shows unto the Court that the Respondent's income is approximately Forty Dollars (\$40.00) per week, and that he is financially able to pay the sum of Five Dollars (\$5.00) per week for the maintenance and support of said minor child.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, your Complainant prays that Earl T. Cardwell be made a party defendant of this cause by the usual process of this Honorable Court, by service by Registered Mail, requiring him to plead, answer or demur within the time and under the penalties prescribed by the rules of this Court and the Statutes in such cases made and provided; that upon a final hearing of this cause that she be granted a divorce from the said Respondent, and that she be granted custody and control of the minor child hereinabove named. Complainant further prays that the Respondent be directed by the Court to pay the sum of Five Dollars (\$5.00) per week for the maintenance and support of the said minor child, Terry Mack Cardwell. Should your Complainant be mistaken in the relief prayed for that she be granted such other, further, different and general relief to which she may be entitled and as in duty bound she will ever pray.


Solicitor for Complainant

CECIL G. CHASON

ATTORNEY AT LAW
FOLEY, ALABAMA

March 6, 1956

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

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint in the Divorce
action of Cardwell -vs- Cardwell.

Yours very truly,

A handwritten signature in cursive script, appearing to read "C. G. Chason", written over a horizontal line.

C. G. Chason

CGC:fm

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