

CARRIE A. LOWELL  
Complainant

vs

THOMAS J. LOWELL  
Respondent

E Q U I T Y  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

Comes the Respondent and for answer to bill of complaint says that he denies each allegation thereof and demands proof.

He further waives the notice of taking Complainant's testimony, an issue of a commission for same, the right to introduce evidence in his own behalf, and consents that this case be submitted for final decree upon the pleadings and evidence without further notice.

*Thomas J. Lowell*  
Respondent.

STATE OF ALABAMA

COUNTY OF BALDWIN

I, *Carl F. Blodham*, a Notary Public in and for said State and County hereby certify that THOMAS J. LOWELL, whose name is signed to the foregoing answer and who is known to me, acknowledged before me that he did so with full knowledge of its contents.

Given under my hand this the twenty-fifth day of January, 1936.

*Carl F. Blodham*  
Notary Public, Baldwin County, Alabama.

TO THE HONORABLE FRANCIS W. HARE

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

SITTING IN EQUITY

Comes CARRIE ADEL LOWELL and by this her bill of Complaint presented against THOMAS J. LOWELL respectfully shows:

FIRST: That she and the said Thomas J. Lowell are both over the age of twenty-one years and are now and have been for more than three years next prior to this date bona fide residents of Baldwin County, Alabama.

SECOND: That they were married in the city of Mobile on June 30th, 1935, and lived together as husband and wife up to July 26th, 1935, when they separated because of his behavior and have since lived separate and apart.

THIRD: That within a short while after the marriage the Defendant became abusive and threatening, especially while under the influence of liquor, which behavior culminated in an assault upon her on July 26th when he attacked her with a knife which he was only prevented from using by Complainant's daughter by a former marriage who forcibly intervened and but for whose action Complainant would have been seriously injured if not killed. Complainant thereupon ceased to live with Defendant and as she feels that to continue to do so would be to imperil her life, fearing that the Defendant would carry his threats of violence into action.

THE PREMISES CONSIDERED, Complainant prays that Thomas J. Lowell be made Defendant to this bill and required to answer same within the time prescribed by law.

SHE FURTHER PRAYS that upon hearing of this cause a decree be rendered forever divorcing her from the said Thomas J. Lowell, granting her the right to resume her former name of Jones, to marry again should she so desire, and a reasonable sum for counsel fees in this cause together with such other or further relief as to equity may seem meet.

Solicitor for Complainant.

The State of Alabama, }  
Baldwin County } Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Thomas J Lowell.

of Baldwin. County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Carrie A Lowell.

against said Thomas J Lowell.

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this 22 day of January. 1936

Robert S Duck Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

TO THE HONORABLE FRANCIS W. HARE

JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

SITTING IN EQUITY

Comes CARRIE ADEL LOWELL and by this her bill of Complaint presented against THOMAS J. LOWELL respectfully shows:

FIRST: That she and the said Thomas J. Lowell are both over the age of twenty-one years and are now and have been for more than three years next prior to this date bona fide residents of Baldwin County, Alabama.

SECOND: That they were married in the city of Mobile on June 20th, 1935, and lived together as husband and wife up to July 28th, 1935, when they separated because of his behavior and have since lived separate and apart.

THIRD: That within a short while after the marriage the Defendant became abusive and threatening, especially while under the influence of liquor, which behavior culminated in an assault upon her on July 28th when he attacked her with a knife which he was only prevented from using by Complainant's daughter by a former marriage who forcibly intervened and but for whose action Complainant would have been seriously injured if not killed. Complainant thereupon ceased to live with Defendant and as she feels that to continue to do so would be to imperil her life, fearing that the Defendant would carry his threats of violence into action.

THE PREMISES CONSIDERED, Complainant prays that Thomas J. Lowell be made Defendant to this bill and required to answer same within the time prescribed by law.

SHE FURTHER PRAYS that upon hearing of this cause a decree be rendered forever divorcing her from the said Thomas J. Lowell, granting her the right to resume her former name of Jones, to marry again should she so desire, and a reasonable sum for counsel fees in this cause together with such other or further relief as to equity may seem meet.

*Clifford S. Rindley*  
Solicitor for Complainant.

# CHANCERY EXECUTION

## BILL OF COSTS

No. 111

VS.

PLAINTIFF

DEFENDANT

FEES OF REGISTER	Dollars	Cents	Brought Forward .....	\$	
Filing each bill and other papers .....	\$	10		3	60
Issuing each subpoena .....		50	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.		
Issuing each copy thereof .....		40	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.		
Entering each return thereof .....		15	Each notice sent by mail to creditor .....	15	
For each order of publication .....	1	00	Filing receipting for and docketing each claim, etc. ....	25	
Issuing Writ of injunction .....	1	50	For all entries on subpoena docket, etc.	50	
For each copy thereof .....		50	For all entries on commission docket, etc.	50	
Entering each return thereof .....		15	Making final record. per 100 words .....	15	
Issuing Writ of Attachment .....	1	00	Certified copy of decree .....	1 00	
Entering each return thereof .....		15	Report of divorce to State Health Office (Acts 1915)	50	
Docketing each case .....	1	00			
Entering each appearance .....		25	<b>TOTAL FEES OF REGISTER ..</b>		
Issuing each decree pro confesso on per ser. ....	1	00	<b>FEES OF SHERIFF</b>		
Issuing each decree pro confesso on publica .....	1	00	Serving and returning subpoena on deft. ....	\$1	50
Each order appointing guardian .....	1	00	Serving and returning subpoena for witness .....	65	
Any other order by Register .....		50	Levying attachment .....	3 00	
Issuing Commission to take testimony .....		50	Entering and returning same .....	25	
Receiving and filing .....		10	Selling property attached .....		
Endorsing each package .....		10	Impaneling Jury .....	75	
Entering order submitting cause .....		50	Executing Writ of possession .....	2 50	
Entering any other order of court .....		25	Collecting execution for costs .....	1 50	
Noting all testimony .....		50	Serving and returning sci. fa., each .....	65	
Abstract of cause, etc. ....	1	00	Serving and returning notice .....	65	
Entering each decree .....		75	Serving and returning writ of injunction .....	1 50	
For every 100 words over 500 .....		15	Serving and returning writ of exeat. ....	1 50	
Taking account, etc. ....	3	00	Taking and approving bonds, each .....	75	
Taking testimony, etc .....		15	Collecting money on execution .....		
Each report, 500 words or less .....	2	50	Making Deed .....	2 50	
For every 100 words over 500 .....		15	Serving and returning application, etc. ....	1 00	
Amount claimed less than \$500, etc .....	2	00	Serving attachment, contempt of court. ....	1 50	
Issuing each subpoena .....		25			
Witness certificate, each .....		25	<b>TOTAL FEES OF SHERIFF ..</b>		
Issuing execution, each .....		75	<b>RECAPITULATION</b>		
Entering each return .....		15	Register's Fees .....		
Taking and approving bond, each .....	1	00	Sheriff's Fees .....		
Making copy of bill, etc .....		15	Commissioner's Fees .....		
Each notice not otherwise provided for .....		50	Solicitor's Fees .....		
Each certificate or affidavit, with seal .....		50	Witness Fees .....		
Each certificate or affidavit, no seal .....		25	Guardian Ad Litem .....		
Hearing and passing on application, etc. ....	3	00	Printer's Fees .....		
Each settlement with Receiver, etc. ....	3	00	Trial Tax .....	3 00	
Examining each voucher of Receiver, etc .....		10	Recording Decree in Probate Court .....		
Examining each answer, etc. ....	3	00			
Recording resignation, etc. ....		75	<b>TOTAL .....</b>		
Entering each certificate to Supreme Court .....		50			
Taking questions and answers, etc .....		25			
For all other ser relating to such proceedings .....	1	00			
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 per cent; all over \$100 and not exceeding \$1,000, 1-1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent					
Sub Total Carried Forward .....				12	85

**The State of Alabama,**  
Baldwin County

No. 111  
Circuit Court, In Equity \_\_\_\_\_ Term, 1931

To any Sheriff of the State of Alabama—GREETING:  
You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_  
\_\_\_\_\_ Plaintiff  
\_\_\_\_\_ Defendant

you cause to be made the sum of \_\_\_\_\_ Dollars,  
which \_\_\_\_\_ Plaintiff  
recovered of \_\_\_\_\_ on the 3 day of July 1931

by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of \_\_\_\_\_ Dollars,

costs of suit, and have the same to render to the said \_\_\_\_\_  
and make return of this Writ and the execution thereof, according to law.

Interest from \_\_\_\_\_ 1931 to date of collection.

Witness my hand, this 3 day of July 1931

\_\_\_\_\_ Register



191 RECORDED

*pick*  
6-286

CARRIE A. LOWELL

VS

THOMAS J. LOWELL

B I L L

Filed this 27<sup>th</sup> day Jan 1936

*Carrie A. Lowell*  
Clerk-Register

RECORDED  
Duck  
6-285

Serve on Thomas J. Lowell.

**Circuit Court of Baldwin County**  
IN EQUITY

No. 191

**S U M M O N S**

Carrie J. Lowell.

vs.

Thomas J. Lowell.

**THE STATE OF ALABAMA,**  
BALDWIN COUNTY

Received in office this 22

day of Jan, 1938

W. H. D. Perkins  
SHERIFF

Executed this 27 day of

Jan, 1938

by leaving a copy of the within Summons with

Thomas J. Lowell

Defendant

M. H. Wilkins  
Sheriff

By E. W. Anderson  
Deputy Sheriff

Elliott G. Blakely.

Solicitor for Complainant

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_



191 Copy

CARRIE A. LOTTELL

VS

THOMAS J. LOTTELL

BILL

*23 June 36  
Carrie A. Lotte*

3/5/30

3 1971 RECORD  
6-286

CARRIE A. LOWELL  
Complainant

VS

THOMAS J. LOWELL  
Respondent

A N S W E R

37  
36  
35  
34  
33  
32  
31  
30  
29  
28  
27  
26  
25  
24  
23  
22  
21  
20  
19  
18  
17  
16  
15  
14  
13  
12  
11  
10  
9  
8  
7  
6  
5  
4  
3  
2  
1  
0  
1971  
JUN 28 1971  
RECORDED  
INDEXED  
CARRIE A. LOWELL