

4678

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 Signon L Simpson

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.....

Signon L. Simpson....., Defendant.....

by Mary W. Simpson.....

....., Plaintiff.....

Witness my hand this 13th day of August 19 59

Amie J. ..., Clerk

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

Your Complainant, Mary W. Simpson, presents this Bill of Complaint against the Respondent, Sigmon L. Simpson, and thereupon respectfully shows unto the Court and your Honor as follows:

1. Your Complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama. The Respondent, Sigmon L. Simpson, is over the age of twenty-one years and is a resident of Mobile County, Alabama, his present address being 94 Thompson Boulevard, Chickasaw, Alabama. The Respondent is employed at the Auto Bargain Center in Mobile, Alabama.

2. Complainant alleges that she and the Respondent were married on, to-wit, September 10, 1947; that they were divorced during the year 1957, and that they remarried on August 15, 1957. There was born to this marriage, one child, a daughter, Katherine G. Simpson, who is now ten years of age.

3. During the month of July, 1959, and on numerous occasions prior thereto, the Respondent committed numerous assaults upon the body of Complainant and their minor child, and made numerous threats of doing actual violence to both the Complainant and her minor daughter; that the acts of violence were attended with danger to her life and health and from the Respondent's conduct there is reasonable apprehension that if she continued to live with him that he would commit further violence upon her person attended with danger to her life and health and also that he would commit further violence upon the body of the minor child of the Complainant and the Respondent.

4. The minor child referred to above now resides with your Complainant, who is in all respects a fit and proper person to have the permanent care, custody and control of the said minor child and Complainant further alleges that it is to the best interest of the said minor child that she remain in the custody of your Complainant and under her control. Complainant further alleges that the Respondent is not a fit and proper person to have the care, custody and control of the said minor child. Complainant alleges

that due to the numerous threats which the Respondent has made against her and her minor child that she is afraid that the said Respondent will do actual violence to her and her said child during the pendency of this suit unless this court enjoins him from further molesting her pending a final decree in this cause.

PRAYER FOR PROCESS:

Complainant prays that the usual process of this Honorable Court issue to the Respondent, Sigmon L. Simpson, requiring him to appear and plead, answer or demur to this Bill of Complaint within the time prescribed by law and under the rules and practice of this Honorable Court.

PRAYER FOR RELIEF:

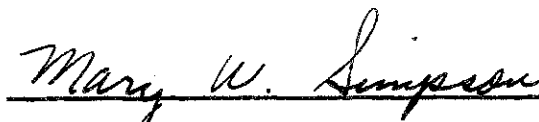
Complainant respectfully prays for the following separate and several relief:

1. That the Court will make and enter a proper decree giving and granting to your Complainant the temporary custody and control of the said minor child, Katherine G. Simpson, during the pendency of this suit and that on a final hearing hereof that the Court make and enter a proper decree giving and granting Complainant the permanent custody and control of the said minor child.

2. That the Court will make and enter an order or decree temporary enjoining the Respondent from molesting or interfering with the complainant in any way during the pendency of this suit and that on a final hearing hereof that the Court will make and enter an order or decree permanently enjoining the said Respondent from molesting or interfering with the Complainant in any way.

3. Complainant further prays for such other, further and general relief as she may be equitably entitled to, the premises considered.

Respectfully submitted,


Complainant.

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared Mary W. Simpson, who first being duly and legally sworn, deposes and says:

That she is the Complainant in the above styled cause; that she has read over the foregoing Bill of Complaint and the facts stated therein are true.

Mary W. Simpson

Sworn to and subscribed before me on this the 13th day of August, 1959.

[Signature]

Notary Public, Baldwin County, Alabama.

DECREE:

The above Bill of Complaint having been presented to me on this date and it appearing to the Court that the Complainant is entitled to the temporary relief therein prayed for, it is, therefore,

ORDERED, ADJUDGED AND DECREED that the Complainant be awarded the temporary care, custody and control of her minor child, Katherine G. Simpson.

It is further, ORDERED, ADJUDGED AND DECREED that the Respondent be, and he hereby is, enjoined from molesting, threatening or interfering with the Complainant and the said minor child named above, in any way, during the pendency of this suit.

ORDERED, ADJUDGED AND DECREED on this the 13th day of August, 1959.

Robert M. Hall

Judge.

FILED
8-13 1959
ALICE I. DUCK, CLERK REGISTER