

3777

ETHEL RATLEY,	X	
Complainant,	X	IN THE CIRCUIT COURT OF
vs.	X	
	X	BALDWIN COUNTY, ALABAMA
IKE RATLEY,	X	
Respondent	X	IN EQUITY
	X	

Comes now the Respondent, by his attorneys, and for answer to the Bill of Complaint as last amended heretofore filed against him and says as follows:

1. The Respondent admits the allegations of paragraph "1".

2. The Respondent denies the allegations of paragraph "2" wherein it is alleged that the Complainant and the Respondent were married in Pascagoula, Mississippi, on November 7, 1944, but he does admit that he and the Respondent lived together as husband and wife in Baldwin County, Alabama, until on or about the middle of February, 1955.

3. The Respondent denies the allegations of paragraph "3".

4. The Respondent admits the allegations of paragraph "4".

5. The Respondent admits that no children were born to he and the Complainant during the time that they were living together as man and wife but he denies that he and the Complainant were married.

6. The Respondent denies the allegations of paragraph "6".

7. The Respondent admits that during the time that he and the Complainant were living together as husband and wife that the two lots described in paragraph "7" of the amended Bill of Complaint were bought and that the deed was drafted so that the name of the Complainant and the Respondent appeared therein as the grantees. The Respondent denies that this property was purchased jointly by he and the Complainant and alleges that said property was paid for by him. The Respondent made the cash downpayment on this property in the amount of approximately \$400.00 and after that made the monthly payments on the unpaid balance at the rate of \$40.00 per month for the first four months after the execution and delivery of the deed and at the rate

of \$30.00 per month for about five years thereafter. Your Respondent further alleges that this property was purchased in 1949 and that at that time he was making as an employee of the National Gypsum Company in Mobile, Alabama, a salary of approximately \$75.00 per week. That there was a shop or tavern located on one of the lots and the Respondent agreed with the Complainant that if she operated the tavern that she could keep the income from the operation thereof. That subsequent to the time that the Respondent entered into possession of the property and the shop or tavern the Complainant became ill and unable to operate the shop or tavern and rented the same to a third party and the Respondent agreed that she would be able to keep the rent from the shop. At the time that the Complainant became ill she owed the State of Alabama the sum of \$200.00 or a little more, as back sales tax and this amount was paid to the State of Alabama by the Respondent. All of the improvements that were placed on the lots in question were placed thereon at the expense of the Respondent and paid for in full by him. The Respondent further alleges that because of the fact that he was employed continually during the period of time from 1949 until 1955, that he was unable to make personally the payments due under the various indebtednesses that he had incurred in regard to the property and furniture and groceries and that he regularly gave the Complainant cash money to make the payments on the property, for improvements, for furniture, etc. and the Respondents admits that a number of the receipts for such payments were issued in the name of the Complainant but alleges that the money shown thereon was money that he had furnished her with to make such payments. The Respondent admits that the shop or tavern building is located on one of the lots and the dwelling is located on the other of said lots described in paragraph "7" of the amended complaint.

8. The Respondent denies the allegations of paragraph "8" of the amended Bill of Complaint and adopts by reference the allegations of paragraph "7" of this answer relative to the payments made for the purchase of household furniture.

9. The Respondent admits the allegations of paragraph "9". For further answer to the Bill of Complaint as last amended the Res-

pondent respectfully prays that this answer be taken as a cross-bill and that the Complainant be required to answer the allegations contained herein and that upon a final hearing of this cause that this Honorable Court will declare a constructive trust in said property and will decree that the Complainant holds an undivided one-half interest in said property as trustee for the Respondent, she having failed to contribute in any respect to the purchase thereof and the same interest not having been given to her. And your Respondent further prays that upon a final hearing of this cause that the Complainant be ordered to convey to the Respondent an undivided one-half interest in said property and that upon the failure to do so that the Register of this Court be authorized, directed and empowered to make such conveyance to the Respondent so that the record title to said property will vest completely in the Respondent.

Respectfully submitted,

CHASON & STONE

By: 

filed July 18, 1958

ETHEL RATLEY,
Complainant

IN THE CIRCUIT COURT OF

VS

BALDWIN COUNTY, ALABAMA

IKE RATLEY,
Respondent

IN EQUITY No; 3777

REPORT OF REGISTERS SALE

Whereas on the 28 day of October, 1958, your Honor entered a decree in the above styled cause directing your Register to sell lots described in the said decree. The undersigned as Register of this Court did give notice by advertisement in the Baldwin Times a newspaper published at Bay Minette, Baldwin County, Alabama, three consecutive weeks prior to the sale, that on the 1st day of December, 1958, during the legal hours of sale, she as such Register would offer for sale at public outcry in front of the Courthouse the lots described in said order directing the sale, and at such place and time she did offer the said lots for sale, in said manner and did offer and receive bids for said lots, and at such sale Harold Saye being the highest best and last bidder therefor did purchase at the sum of \$2225.00 the following described lots:

Lots Number Three and Four (3 and 4) in Thompson's sub-division No. 5, according to the official Map or Plat thereof, recorded in Map Book 3 at page 98, Baldwin County, Alabama.

And the said bidder has paid into this Court the amount of the said bid and your Register of this Court holds the same subject to the approval by this Court of such sale and subject to further order and direction of this Court.

This 1st day of December, 1958.


REGISTER

ETHEL RATLEY,	I	
Complainant,	I	IN THE CIRCUIT COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
IKE RATLEY,	I	IN EQUITY
Respondent.	I	

Comes now the Respondent in the above styled cause, by his Solicitors, and for answer to the complaint heretofore filed against him says as follows:

1. The Respondent admits the allegations of paragraph "1" of the complaint.

2. The Respondent denies the allegations of paragraph "2" of the complaint and for further answer to said paragraph says that on to-wit November 7, 1944, the Complainant was married to one Russell Young and that although the Complainant and the Respondent participated in a marriage ceremony and exchanged marriage vows on that date that the contract therein entered into was void and of no force and effect because of the fact that the said Ethel Ratley was at the time the wife of Russell Young.

3. The Respondent admits that there has been no children born to him and the Complainant but he does not admit that he and the Complainant were ever married.

4. The Respondent denies the allegations of paragraph "3" of the complaint.

5. The Respondent denies the allegations of paragraph "5" of the complaint.

6. The Respondent denies the allegations of paragraph "6" of the complaint.

7. The Respondent denies the allegations of paragraph "7" of the complaint wherein it is alleged that the Complainant participated in the purchase of the property described therein or in the construction of any improvements on said property; and the Respondent denies that said property was purchased or the improvements erected by or out of joint monies of the Complainant and Respondent.

8. The Respondent denies the allegations of paragraph "8" of the complaint.

filed Oct. 13, 1956
Alice J. Slack

CHASON & STONE

By: *Melba J. Stone*

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons IKE RATLEY, to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by ETHEL RATLEY, as Complainant and against IKE RATLEY, as Respondent.

WITNESS my hand this the 28th day of April, 1956.

Alice J. Duck

Register. *157*

ETHEL RATLEY

COMPLAINANT

VS

IKE RATLEY

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Your Complainant, Ethel Ratley, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceeding; The Respondent is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceeding.

2.

That your Complainant and the Respondent married in Pascagoula, Mississippi on November 7, 1944 and lived together as husband and wife in Baldwin County, Alabama, until March 27, 1955.

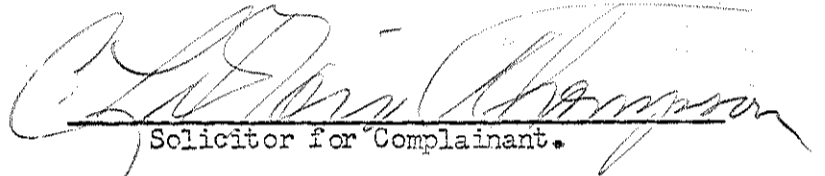
3.

That on March 27, 1955, and on several occassions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

There are no children as fruits of this marriage.

WHEREFORE, the premises considered, your Complainant prays that your Honor will, by proper process make the said Ike Ratley, 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 further prays that your Honor will upon a final hearing hereof, award to her a decree of divorce forever barring the bonds of matrimony existing between your Complainant and the Respondent.

Complainant prays for such other, further, different or general relief as she may be entitled in the premises, etc.


Solicitor for Complainant.

filed Apr. 28, 1956
Alice J. Luck, Register

Executed May 16, 1956
By service on. Ike Ratley
W. A. Tolbert. D.S.

3777

x

Received 30 day of April 1956

and on 16 day of May 1956

received a copy of the within _____

_____ Ike Ratley _____

_____ by service on _____

TAYLOR WILKINS, Sheriff

By W.A. Tollet D. S.

0 miles

ETHEL RATLEY

COMPLAINANT

VS

IKE RATLEY

RESPONDENT

SUMMONS AND COMPLAINT

FILED

APR 28 1956

ALICE L. DUCK, Clerk

From the law offices of
G. LeNoir Thompson
Attorney At Law
Bay Minette, Alabama

ETHEL RATLEY,
Complainant,
vs.
IKE RATLEY,
Respondent.

I
I
I
I
I

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Comes now the Respondent in the above styled cause, by his Solicitors, and demurs to the Bill of Complaint heretofore filed against him and assigns the following separate and several grounds in support thereof:

1. There is no equity in the bill.
2. The allegations of the complaint are vague, indefinite and uncertain.
3. The complaint fails to allege with sufficient particularity in what manner the Respondent abused the Complainant.
4. The complaint fails to allege with sufficient particularity in what manner the Respondent threatened the Complainant.
5. The Complaint fails to allege the character of the threats alleged to have been made by the Respondent to the Complainant.
6. The complaint fails to allege any statutory grounds of divorce cognizable in this state.

Respectfully submitted,
CHASON & STONE

By: Marlboro Stone

*filed May 25, 1956
Alice J. Cook, Register*

ETHEL RATLEY

COMPLAINANT

VS

IKE RATLEY

RESPONDENT

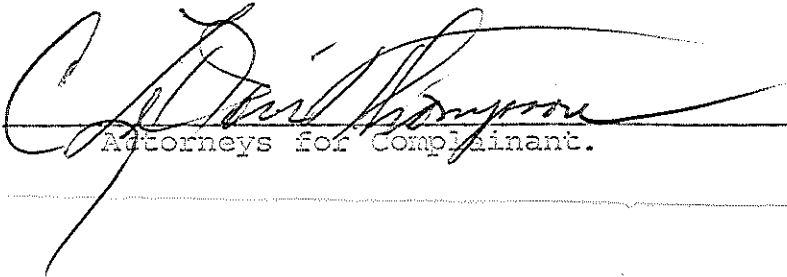
* IN THE CIRCUIT COURT OF
*
* BALDWIN COUNTY, ALABAMA
*
* IN EQUITY.
*
* CASE NO. _____
*
*

Comes the Complainant in said cause and for answer to the allegations of said cross-bill filed by the Respondent herein, shows as follows:

That she denies the allegations set out in said cross-bill.

THOMPSON & WHITE

BY:


Attorneys for Complainant.

FILED

JUL 11 1950

ALICE L. BUCK, CLERK
REGISTER

STATE OF ALABAMA
BALDWIN COUNTY

NOTICE

By virtue of an order of Hon. Hubert M. Hall, Judge of the Circuit Court, Baldwin County, Alabama, made on the 22nd day of October, 1958, I, Alice J. Duck, the Commissioner in said order, will sell to the highest bidder for cash at public sale in front of the Court house at Bay Minette, Alabama, at 12:00 o'clock noon on the 1st day of December, 1958, the following described property:

~ Lots Number Three and Four (3 and 4) in Thompson's sub-division No. 5, according to the official Map or Plat thereof, recorded in Map Book 3 at page 98, Baldwin County, Alabama, 1957, for the purpose of distribution between Ethel Ratley and Ike Ratley joint owners of said property.

This 28 day of October, 1958.

Alice J. Duck
Commissioner

3 times

THE BALDWIN TIMES

JIMMY FAULKNER
PUBLISHER

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

LEGAL NOTICE

STATE OF ALABAMA
BALDWIN COUNTY

NOTICE

By virtue of an order of Hon. Hubert M. Hall, Judge of the Circuit Court, Baldwin County, Alabama, made on the 22nd day of October, 1958, I, Alice J. Duck, the Commissioner in said order, will sell to the highest bidder for cash at public sale in front of the Court House at Bay Minette, Alabama, at 12:00 o'clock noon on the 1st day of December, 1958, the following described property:
Lots Number Three and Four (3 and 4) in Thompson's sub-division No. 5, according to the official Map or Plat

thereof, recorded in Map Book 3 at page 98, Baldwin County, Alabama, for the purpose of distribution between Ethel Ratley and Ike Ratley joint owners of said property.

This 28 day of October, 1958.

ALICE J. DUCK,
Commissioner. 43-Stc.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Morrisette, Jr. being duly sworn, deposes and says that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Public Sale of Property

COST STATEMENT

141 WORDS @ 5 cents \$ 7.05
I hereby certify this is correct, due and unpaid (paid).

E. R. Morrisette, Jr.
Editor.

was published in said newspaper for 3 consecutive weeks in the following issues:

Date of 1st publication Nov 6, 1958 Vol. 70 No. 43

Date of 2nd publication Nov 13, 1958 Vol. 70 No. 44

Date of 3rd publication Nov. 20, 1958 Vol. 70 No. 45

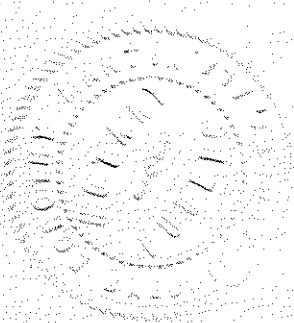
Date of 4th publication _____, 195____ Vol. _____ No. _____

Subscribed and sworn before the undersigned this 20 day of Nov, 1958

Wanda M. Martin

Notary Public, Baldwin County.

E. R. Morrisette, Jr.
Editor.



ETHEL RATLEY, * IN THE CIRCUIT COURT OF
 COMPLAINANT * BALDWIN COUNTY, ALABAMA.
 VS * IN EQUITY.
 IKE RATLEY, * CASE NO. _____
 RESPONDENT *
 *

This day came Alice J. Duck, Register, and files her report of the sale of real estate by her under an order and decree of this court rendered on the 22nd day of October, 1958, in the above styled cause and she shows unto the court that she has complied with all the terms and conditions of said decree that she received the purchase price and executed and delivered a deed to the highest bidder at the said sale Harold Saye, and that there is the sum of TWO THOUSAND TWO HUNDRED TWENTY-FIVE & no/100 (\$2225.00) DOLLARS in her hands which sum is subject to an attorney fee and costs of court of ONE HUNDRED THIRTEEN & no/100 (\$113.00) DOLLARS thereby leaving a balance in her hands, to be divided between Ethel Ratley and Ike Ratley, owners of said lands.

AND It appearing that the Complainant has employed the service of Thompson & White, Attorneys At Law of Bay Minette, Alabama, to effectuate the sale for division of the above said property, and it appearing that the services of said solicitors are for the benefit of all the parties to this cause, and it appearing that the sum of \$ 200.00, is a reasonable fee for their services in this cause. The Register is hereby directed to pay to the said Thompson & White the sum of \$ 200.00, said sum to be taxed as a part of the cost in this cause.

It is the opinion of the court that the matters shown therein are true and correct, and It Is Therefore, Ordered, Adjudged and Decreed that the sale be confirmed in all things.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in conformity with the facts and findings set out in said decree that the said Ethel Ratley and Ike Ratley, tenants in common are entitled to the amount hereinafter set out as their equal share from said sale after costs have been deducted being a remainder of \$ 113.00 of which the said Register shall pay to Ethel Ratley \$ 956.00, and to Ike Ratley \$ 956.00.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register pay the said money in her hands to the said Ethel Ratley and to the said Ike Ratley in the amount set out heretofore.

DONE THIS _____ day of _____, 1958.

CIRCUIT JUDGE.

ETHEL RATLEY,
COMPLAINANT

VS

IKE RATLEY,
RESPONDENT

* IN THE CIRCUIT COURT OF
* BALDWIN COUNTY, ALABAMA.
* IN EQUITY.
* CASE NO. _____
*
*

This day came Alice J. Duck, Register, and files her report of the sale of real estate by her under an order and decree of this court rendered on the 22nd day of October, 1958, in the above styled cause and she shows unto the court that she has complied with all the terms and conditions of said decree that she received the purchase price and executed and delivered a deed to the highest bidder at the said sale Harold Saye, and that there is the sum of TWO THOUSAND TWO HUNDRED TWENTY-FIVE & no/100 (\$2225.00) DOLLARS in her hands which sum is subject to an attorney fee and costs of court of ONE HUNDRED THIRTEEN & no/100 (\$113.00) DOLLARS thereby leaving a balance in her hands, to be divided between the said Ethel Ratley and Ike Ratley, owners of said lands.

AND It appearing that the Complainant has employed the service of Thompson & White, Attorneys At Law of Bay Minette, Alabama, to effectuate the sale for division of the above said property, and it appearing that the services of said solicitors are for the benefit of all the parties to this cause, and it appearing that the sum of \$ 200⁰⁰ is a reasonable fee for their services in this cause. The Register is hereby directed to pay to the said Thompson & White the sum of \$ 200⁰⁰, said sum to be taxed as a part of the cost in this cause.

It is the opinion of the court that the matters shown therein are true and correct, and It Is Therefore, Ordered, Adjudged and Decreed that the sale be confirmed in all things.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that in conformity with the facts and findings set out in said decree that the said Ethel Ratley and Ike Ratley, tenants in common are entitled to the amount hereinafter set out as their equal share from said sale after costs have been deducted being a remainder of \$ 113⁰⁰ of which the said Register shall pay to Ethel Ratley \$ 956.00, and to Ike Ratley \$ 956.00.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register pay the said money in her hands to the said Ethel Ratley and to the said Ike Ratley in the amount set out heretofore.

DONE THIS 15 day of Dec, 1958.

Hubert M. Hall
CIRCUIT JUDGE.

of the following described property situated in Baldwin County, Alabama, and being the property described in the amended bill of complaint, to-wit:

Lots Number Three and Four (3 and 4) in Thompson's Sub-division No. 5, according to the official map or Plat thereof, recorded in Map Book 3 at page 98, Baldwin County, Alabama, records.

IT IS, THEREFORE, ORDERED ADJUDGED AND DECREED by the Court that the marriage between the Complainant and the Respondent in Pascagoula, Mississippi, on November 7, 1944, be and the same is hereby annulled and declared for naught, and that the said Ethel Ratley and Ike Ratley be, and they are hereby judicially ascertained to be not legally married to each other, but to be single persons.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Complainant and the Respondent are the joint owners of, each owning an undivided one-half interest, in the lands herein described and that the same can not be equitably divided without a sale thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Register of this Court sell the property herein described, situated in Baldwin County, Alabama, to-wit:

Lots Number Three and Four (3 and 4) in Thompson's Sub-division No. 5, according to the official Map or Plat thereof, recorded in Map Book 3 at page 98, Baldwin County, Alabama, in front of the Courthouse in Bay Minette,

Baldwin County, Alabama, at public outcry, to the highest bidder, for cash, on Monday, the 1st day of December, 1958, after having given notice of the time, place and terms of sale, by publication once a week for three successive weeks, in the Baldwin Times, a newspaper published in Baldwin County, Alabama.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register of this Court report the sale made pursuant to this decree, for confirmation and that the proceeds from said sale be received and held by her for the further orders of this Court.

Dated at Bay Minette, Alabama, this the 22nd day of October, 1958.



Judge, 28th Judicial Circuit of
Alabama.

COMPLAINT AS LAST AMENDED

STATE OF ALABAMA
BALDWIN COUNTY

(JANUARY 8, 1958)

ETHEL RATLEY	*	IN THE CIRCUIT COURT OF
	*	
COMPLAINANT	*	BALDWIN COUNTY, ALABAMA
	*	
VS	*	IN EQUITY
	*	
IKE RATLEY	*	CASE NO.
	*	
RESPONDENT	*	
	*	

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

YOUR Complainant, Ethel Ratley, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceeding; the Respondent is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding.

2.

That your Complainant and the Respondent married in Pascagoula, Mississppi, on November 7, 1944, and lived together as husband and wife in Baldwin County, Alabama, until on or about the middle of February, 1955.

3,

That on or about the middle of Febtuary, 1955, and on several ocassions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

4.

That since the separation occurred as set out in paragraph 2 and 3 your Petitioner has learned that a husband of a previous marriage was

not dead but is alive though she does not know his whereabouts.

5.

There are no children as fruits of this marriage.

6.

Prior to and during the time which your Petitioner lived in error with the Respondent herein she purchased the household furniture which was used by both parties to this cause in occupying the dwelling house purchased jointly by said parties.

7.

That at the time your Petitioner erroneously entered into a marriage agreement with the Respondent the Respondent had no property and during the time when your Petitioner thought she was married to the Respondent and lived with him as his legal wife the following described real property was purchased jointly by both parties, which property situated in Baldwin County, Alabama, viz:

Lots Numbered Three (3) and Four (4) in Thompson's Subdivision Number Five (5) according to the official map or plat thereof recorded in Map Book 3 at page 98, Baldwin County, Alabama Records.

And further, there is a shop building located on one of said lots and a dwelling located on the other of said lots.

8.

Your Petitioner further avers that she bought and paid for with her own money and owns the household furniture which the parties to this cause used in occupying the dwelling house purchased jointly by the said parties and situate on the above described property.

9.

Your Petitioner further avers that the real property described in the foregoing paragraph hereof is not capable of being divided.

WHEREFORE, the premises considered Complainant prays, that on a final hearing of this cause, your H^Onor will make and enter a decree finding that your Complainant is the owner of an undivided interest in and to said real property with the Respondent and is a tenant in common in said property.

Complainant further prays that this H^Onorable Court having decreed she is the owner of an undivided interest in and to said property this Honorable Court will enter an order that said property be sold in the manner prescribed by law for a division between the said joint owners; that the Register of this Court be authorized and empowered to have a

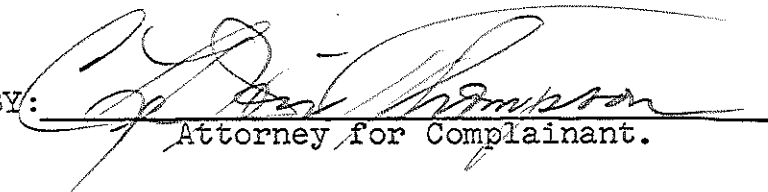
complete abstract of title, covering said property, made, for examination by prospective purchasers, and that the cost of such abstract be taxed as a part of the costs of this proceeding; that this Court will make and enter a proper order or decree fixing the Solicitor's fee to be paid to your Complainant's Solicitor, making it a common charge against the proceeds of the sale of the said property.

Complainant further prays that this Honorable Court will make and enter a decree that she is the owner of the personal property utilized by the said parties to this cause in the occupancy of said dwelling, and giving her the right to remove and dispose of said personal property as she sees fit.

Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and, as in duty bound, she will ever pray, etc.

THOMPSON & WHITE

BY:


Attorney for Complainant.

*filed Jan 9, 1958
Alice J. Duck, Reg.*

AMENDED

ETHEL RATLEY	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT,	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY.
IKE RATLEY	Ø	<i>NO. 3777</i>
RESPONDENT.	Ø	

Comes the Complainant in the above styled cause and amends her complaint heretofore filed in said cause to read as follows:

ETHEL RATLEY,	Ø	IN THE CIRCUIT COURT OF
COMPLAINANT,	Ø	BALDWIN COUNTY, ALABAMA
VS	Ø	IN EQUITY.
IKE RATLEY,	Ø	
RESPONDENT.	Ø	

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

Your petitioner, Ethel Ratley, respectfully shows unto Your Honor and this Honorable Court as follows:

1.

That your complainant is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceeding; The Respondent is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding.

2.

That the said parties to this cause are joint owners of the following described property situate in Baldwin County, Alabama, to-wit:

Lots numbered Three (3) and Four (4) in Thompson's Subdivision Number Five (5), according to the official map or plat thereof recorded in Map Book 3 at page 98, Baldwin County, Alabama Records.

They have two frame constructed buildings on said property, the title to said property, being jointly in the names of the complainant and respondent to this cause; that the said real property was purchased and improved by the joint monies of the parties to this cause.

3.

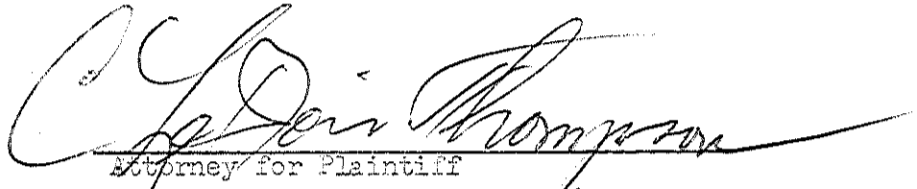
That said property cannot be equitably divided or partitioned without a sale of the same, and that it would be to the interest of all of said parties to sell the said property for the purpose of division and distribution.

4.

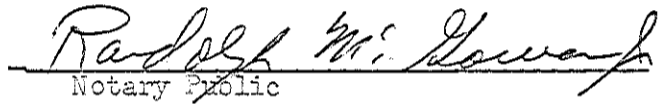
Your petitioner, therefore, prays your Honor to order the said property to be sold and converted into money and to make and issue all such other orders as may be necessary to effect the sale thereof, for the purpose of such division and distribution.

5.

Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and, as in duty bound, she will ever pray, etc.


Attorney for Plaintiff

Sworn to and subscribed before me this 20 day of April, 1957.


Notary Public

filed Apr. 20, 1957

Executed. July 13, 1957

Robert S.S.

177

NOTARY PUBLIC
STATE OF TEXAS
R. M. HOWARD
NOTARY PUBLIC

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 3777

TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon Ike Ratley

to appear and plead, answer or demur, within thirty days from the service hereof, to the ^{Amended} complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against _____

Ike Ratley, Defendant

by Ethel Ratley

_____, Plaintiff.....

Witness my hand this 20th day of April 1957.....

W. J. ..., Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Ethel RATLEY

Plaintiffs

vs.

Ike RATLEY

Defendants

Amended
SUMMONS and COMPLAINT

Filed 4-20, 1957

Alvin W. ... Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

9/11/1957

Sheriff

I have executed this summons

this 13 July 1957
by leaving a copy with

Ike Ratley

Sheriff claims 4 miles at

Ten Cents per mile Total \$40.00

TAYLOR WILKINS, Sheriff

BY W. B. Tolbert
DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. B. Tolbert Deputy Sheriff

D Vill

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons IKE RATLEY, to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by ETHEL RATLEY, as Complainant and against IKE RATLEY, as Respondent.

WITNESS My hand this the 14 day of Aug, 1956.

Alice J. Deady
Register.

	AMENDED	
ETHEL RATLEY,	¶	IN THE CIRCUIT COURT OF
	¶	BALDWIN COUNTY, ALABAMA
COMPLAINANT,	¶	
	¶	IN EQUITY.
VS	¶	
	¶	
IKE RATLEY,	¶	
	¶	
RESPONDENT.	¶	
	¶	

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

Your Complainant, Ethel Ratley, respectfully represents unto Your Honor and this Honorable Court as follows:

1.

That your Complainant is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding; The Respondent is over the age of 21 and a resident of Baldwin County, Alabama, and has been more than two years next preceding.

2. -

That your Complainant and the Respondent married in Pascagoula, Mississippi, on November 7, 1944, and lived together as husband and wife in Baldwin County, Alabama, until March 27, 1955.

3.

That on March 27, 1955, and on several occasions prior thereto the Respondent threatened and abused the Complainant and threatened to do actual violence to her person which would necessarily endanger her life and health. The conduct of the Respondent was such as to give the Complainant every reasonable apprehension to believe and she did actually believe that if she continued to live with him he would carry out his threats and do actual violence to her person, which would necessarily endanger her life and health.

4. - 2-2

There are no children as fruits of this marriage.

5. -

That your Complainant is physically disabled, having become so since her marriage to the Respondent; and since your Complainant had labored long and hard in an effort to accumulate something on which to live on during her old age.

6.

That your Complainant being unable to engage in gainful employment and having no separate estate other than set out above is in need of funds and support because of her health and physical condition.

7.

That during the time the Complainant and Respondent were living together as husband and wife they bought the following described real property, situated in Baldwin County, Alabama, viz:

Lots Numbered Three (3) and Four (4) in Thompson's Subdivision Number Five (5), according to the official map or plat thereof recorded in Map Book 3 at page 98, Baldwin County, Alabama Records.

They have two frame constructed buildings on said property, the title to said property, being jointly in the names of the Complainant and Respondent to this cause; that the said real property was purchased and improved by the joint monies of the parties to this cause.


8.

That your Complainant is unable to earn a livelihood and has no money with which to employ a solicitor and that she has employed C. LeNoir Thompson, as her Solicitor in said cause, whereas the Respondent is a man of considerable income and regularly employed.

WHEREFORE, the premises considered, your Complainant prays that this Honorable Court will make and enter a decree providing that your Complainant be awarded maintenance and support payable by the Respondent hereto to your Complainant, of such amount as will provide your Complainant with medical treatments and with other necessities; and in the alternative your Complainant prays that this Honorable Court will in lieu of monthly alimony payment make and enter a decree ordering the Respondent to make proper conveyance of his undivided interest in and to said property to your Complainant herein; and that this Court will make and enter a proper order or decree fixing the Solicitor fee to be paid to your Complainant's Solicitor; Your Complainant further prays that your Honor will upon a final hearing hereof,

award to her a decree of divorce forever barring the bonds of matrimony existing between your Complainant and the Respondent.

Complainant prays for such other, further, different or general relief as she may be in equity and good conscience entitled to receive, and, as in duty bound, she will ever pray, etc.


Solicitor for Complainant.

filed Aug. 14, 1956
Alice J. Duck, Reg.

Executed Aug. 29, 1956
By services of: Ika Rattley

By Robert. H.S.

3777

Received 13 day of Aug 1956
and on 29 day of Aug 1956
served a copy of the within
in Ike Ratley
by service on _____

TAYLOR WILKINS, Sheriff
By W. A. Tolbert D. S.
D Kill

Sheriff claims 4 miles at
Ten Cents per mile Total \$ 40¢
TAYLOR WILKINS, Sheriff
BY Tolbert
DEPUTY SHERIFF

3777
ETHEL RATLEY,
COMPLAINANT
VS
IKE RATLEY,
RESPONDENT.

AMENDED COMPLAINT

From the Law Offices of
G. LeNoir Thompson
Bay Minette, Alabama

FILED
AUG 14 1956
ALICE J. DUCK, REGISTER