

4007

Office of the
PROSECUTING ATTORNEY
OF KING COUNTY, WASHINGTON

Charles O. Carroll
PROSECUTING ATTORNEY

* * * COUNTY CITY BUILDING . . . SEATTLE 4 WASHINGTON * * *

Chief Criminal Deputy
LAWRENCE K. McDONELL
Asst. Chief Criminal Deputy
LAURENCE D. REGAL
Chief Civil Deputy
KENNETH G. SMILES

June 3, 1957

TELEPHONE MAIN 5900

Criminal Deputies
James A. Andersen
R. Stuart Thomson
Carolyn Reabor Dimmick
Robert Utter
W. Anthony Arntson
James J. Caplinger
Harold J. Shea
T. Patrick Corbett
Charles Z. Smith
Joel A. Rindal
Anthony Savage, Jr.
Gustav G. Kostakos
Don W. Taylor

Clerk of Court
Baldwin County
Foley, Alabama

Re: Gaines vs Pavey

Dear Sir:

Civil Deputies
V. D. Bradson
Charles R. Lonergan, Jr.

Above cause has been continued to June 27th, 1957.

Domestic Relations
Eugene F. Hooper
Lynwood Fix
Frank L. Sullivan

Enclosed please find copy of defendant's Answer,
which please have plaintiff transverse via reply in
triplicate and send to us in time for said hearing.

Investigators
Marvin Stenholm
William Forant
L. E. Utter

Very truly yours,

CHARLES O. CARROLL
Prosecuting Attorney

Eugene F. Hooper
EUGENE F. HOOPER
Deputy Prosecuting Attorney

EFH:m
cc to: Robert H. Thompson
Attorney at Law

enc.

JEANNE LAVONNE GAINES

COMPLAINANT

VS

ELMER F PAVEY

RESPONDENT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY CASE NO. 4007

It appearing to the Court that the above cause is inactive, upon consideration, it is ORDERED, ADJUDGED and DECREED by the Court that said cause be and hereby is transferred to the inactive docket of this Court, and

It further appearing to the Court that the execution for costs against the Defendant was returned by the Sheriff of this County, "No Property Found", it is therefore, ORDERED and DECREED by the Court that the costs be and hereby are now taxed against the State of Alabama pursuant of Section 119, (b), Title 34, 1955 Cumulative Pocket Parts, Code of Alabama.

This 76 day of May, 1959.

Robert M. Steel
Judge Circuit Court, In Equity.

FILED

ALICE J. DUCK, CLERK
REGISTER

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR KING COUNTY

JEANNE LAVONNE GAINES,

Plaintiff,

vs

ELMER F. PAVEY,

Defendant.

NO. 506738

ANSWER TO PLAINTIFF'S PETITION FOR SUPPORT UNDER THE PROVISIONS OF THE UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT

COMES NOW the defendant above named, and in answer to plaintiff's Petition for support under the Uniform Reciprocal Enforcement of Support Act, alleges as follows:

I.

Answering Paragraphs I, II and III of said petition, defendant admits the same.

II.

Answering Paragraph IV of said petition, defendant denies each and every allegation contained therein.

III.

Answering Paragraph V of said petition, defendant denies same.

BY WAY OF FURTHER ANSWER, DEFENDANT ALLEGES:

I.

That the defendant has not refused and neglected to provide fair and reasonable support for petitioner and his children on or about the 1st day of March, 1957, or any time subsequent thereto.

II.

That inasmuch as plaintiff has reaffirmed and alleges under oath that the needs of the plaintiff named in the petition for support from the defendant are the sum of Eighty Dollars (\$80.00) and inasmuch as the defendant has supported the plaintiff at a larger amount than \$80.00 per month, the defendant has failed in no duty of support toward his dependents.

III.

The defendant has paid through the Clerk of the Court of King County for support of his dependents the following sums:

Handwritten signature and a rectangular stamp with illegible text.

February 8, 1957	\$ 20.00
February 18, 1957	<u>60.00</u>
Month of February, 1957	\$ 80.00
March 8, 1957	45.00
March 30, 1957	<u>50.00</u>
Month of March, 1957	\$ 95.00
April 22, 1957	50.00
April 29, 1957	<u>50.00</u>
Month of April, 1957	\$ 100.00

WHEREFORE, defendant prays:

- 1 THAT PLAINTIFF'S PETITION BE DISMISSED;
- 2 That the defendant be awarded the sum of \$100.00, such sum to be deducted from the future payments owing to plaintiff, as reasonable attorney's fees and his costs and disbursements herein;
- 3 For such other and further relief as the court may deem just.

Elmer F. Pavey

STATE OF WASHINGTON)
) SS
 COUNTY OF KING)

ELMER F. PAVEY, being first duly sworn on oath, deposes and says:
 That he is the defendant above named; that he has read the foregoing Answer, knows the contents thereof and believes the same to be true.

Elmer F. Pavey

SUBSCRIBED AND SWORN to before me this 20th day of May, 1957.

Charles F. Warner
 Notary Public in and for the State
 of Washington, residing at Seattle

STATE OF ALABAMA
CIRCUIT COURT OF BALDWIN COUNTY
IN EQUITY

JEANNE LAYONNE GAINES

Petitioner

vs.

Docket No. 4007

WILBERT F. FINEY

Respondent

The undersigned Judge of the Circuit Court of Baldwin County, Alabama, in Equity, hereby certifies:

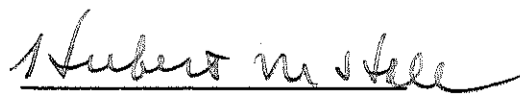
1. That on 2 April, 1957, a petition was verified by the above named petitioner and duly filed in this Court in a proceeding against the above named respondent commenced under the provisions of the Uniform Reciprocal Enforcement of Support Act (Act No. 879, approved 12 September, 1951), to compel the support of the dependent(s) named in that petition.

2. That the above named respondent is believed to be residing or domiciled in Seattle Washington, 912 Dearborn Ave., and that the Superior Court of Seattle, Washington, King County, may obtain jurisdiction of the respondent or his property.

3. That the undersigned, a Judge of the Circuit Court of Baldwin County, Alabama, has examined the petitioner under oath and she has reaffirmed the allegations contained in the petition; and that according to the testimony of the petitioner the needs of the dependent(s) named in the petition for support from the respondent are the sum of \$ 80⁰⁰ per (~~week~~) (month).

4. That in the opinion of the undersigned Judge of the Circuit Court of Baldwin County, Alabama, the respondent should be compelled to answer such petition and be dealt with according to law.

Wherefore, it is hereby Ordered that this certificate together with certified copies of the petition be transmitted to the Clerk of Superior Court of King County, Seattle, Washington.


Hubert M. Hall
Circuit Judge

Done this 7 day of April, 1957.

STATE OF ALABAMA
CIRCUIT COURT OF BALDWIN COUNTY
IN EQUITY

JEANNE LAVONNE GAINES

(Petitioner)

Vs.

ELMER F. FAVEY

(Respondent)

The petition of Jeanne Lavonne Gaines respectfully shows:

1. That she is the ^{divorced} wife of Elmer F. Favey, the respondent; that petitioner was duly married to said respondent on or about the 31st day of December, 19 43 at Seattle, Washington, and now resides at Mokey, Alabama.

2. That petitioner is the mother and said respondent is the father of the following named dependent(s):

<u>Janice Favey</u>	, born	<u>24 Nov</u>	, 19 <u>45</u>
<u>Gary A. Favey</u>	, born	<u>20 Jan</u>	, 19 <u>47</u>
<u>Roger A. Favey</u>	, born	<u>10 Jun</u>	, 19 <u>48</u>
<u>Helen Bianne Favey</u>	, born	<u>19 Mar</u>	, 19 <u>50</u>
_____	, born	_____	, 19 .
_____	, born	_____	, 19 .

3. That petitioner and said child(ren) (~~is~~) (are) entitled to support from the respondent under the provisions of the Uniform Reciprocal Enforcement of Support Act of this State (Act No. 879, 1951, approved 12 September, 1951) copy of which is attached and made a part hereof.

4. That respondent, on or about the 1st day of March, 1957, and subsequent thereto, refused and neglected to provide fair and reasonable support for petitioner and other dependent(s) according to his means and earning capacity.

5. That, upon information and belief, respondent now is residing or domiciled at 912 Dearborn Ave., Seattle, Wash., is earning \$ 125.00 per (week) (~~month~~) and is within the jurisdiction of the Superior Court of Seattle, Washington, which state has enacted a law substantially similar to the Uniform Reciprocal Enforcement of

Support Act of this State.

Wherefore, the petitioner prays for such an order or support, directed to said respondent, as shall be deemed to be fair and reasonable, and for such other further relief as the law provides.

Jeannette LaVerne Gaines
~~Jeannette LaVerne Gaines~~

Personally appeared before me on this 2nd day of April, 1957, ~~Jeannette LaVerne Gaines~~, to me personally known and made oath that she has read the above petition and knows the contents thereof, and that the same are true of her own knowledge except as to matters stated on information and belief, and as to these matters she believes them to be true.

Alice J. Duck
Alice J. Duck
Clerk of Court.