MARVIN J. GREEN COMPLAINANT VS. HAZEL L. GREEN RESPONDENT

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Now complainant Marvin J. Green, respectfully repress Sents and shows unto your Honor:

Sents and is a resident of Baldwin County, Alabama; that Hazeling years and is a resident of twenty-one years and is a resident of Baldwin County. years and is a resident of Baldwin County. Alabama; that many years and is a resident of twenty-one years and is a resident of the twenty-one years and is a resident of the twenty-one years and is a resident of twenty-one years and is a resident of the twenty-one years are resident of the twenty-one years and

That your complainant and respondent were lawfully married on dr about to-wit: November 21, 1951. In Calera, Alas bama, and that there are no children of this marriage.

3. Complainant further avers that said respondent voluntarily abandoned the bed and board of complainant for more than one year next preceding the filing of this bill of complaint. since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

The premises considered, your complainant makes the said Hazel L. Green a party respondent to this bill of complaint, and in order that complainant may have the relief herein prayed for, may it please your Honor to cause the State's writtof subpoena to be issued, directed to the said Hazel L. Green, commanding her to answer, plead or demur to this bill of complaint,
withim the time required by law; and that on a final hearing of this cause, that your Honor will enter a decree divorcing your complainant from said respondent, and granting the respondent the right to resume her maiden name. Hazel L. Butterworth; and that your Honor will grant such other, further and different relidf as unto your Honor may seem just and proper, and your complainant will ever pray.

RESPONDENT'S ADDRESS: HAZEL L. GREEN

BOX 173

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SECOROS OF

MARVIN J. GREEN)	IN THE CIRCUIT COURT OF
COMPLAINANT)	
	}	BALDWIN COUNTY. ALABAMA
vs.)	
•)	IN EQUITY
HAZEL L. GREEN)	**
RESPONDENT)	

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your complainant Marvin J. Green, respectfully represents and shows unto your Honor:

- l. That the complainant is over the age of twenty-one years and is a resident of Baldwin County, Alabama; that Hazel L. Green is over the age of twenty-one years and is a resident of Baldwin County, Alabama.
- 2. That your complainant and respondent were lawfully married on or about to-wit: November 21, 1951, in Calera, Alabama, and that there are no children of this marriage.
- 3. Complainant further avers that said respondent voluntarily abandoned the bed and board of complainant for more than one years next preceding the filing of this bill of complaint, since which time complainant and respondent have not lived together nor in any way recognized each other as husband and wife.

The premises considered, your complainant makes the said Hazel L. Green a party respondent to this bill of complaint, and in order that complainant may have the relief herein prayed for, may it please your Honor to cause the State's writ of subpoena to be issued, directed to the said Hazel L. Green, commanding her to answer, plead or demur to this bill of complaint, within the time required by law; and that on a final hearing of this cause, that your Honor will enter a decree divorcing your complainant from said respondent, and granting the respondent the right to resume her maiden name, Hazel L. Butterworth; and that your Honor will grant such other, further and different relief as unto your Honor may seem just and proper, and your complainant will ever pray.

Solicitor for Explainant

RESPONDENT'S ADDRESS: HA

HAZEL L. GREEN

BOX 173

CALERA, ALABAMA

NO. 4380

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
IN EQUITY

MARVIN J. GREEN
COMPLAINANT

VS

HAZEL L. GREEN
RESPONDENT

SEP 13. CLERK REGISTER

ARTHUR C. EPPERSON ATTORNEY AT LAW FOLEY, ALABAMA

The State of Alabama,	No43	Circuit Court, Baldwin County
		580TERM, 19
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10 ANY SHERIFF OF THE ST	ATE OF AL	ABAWA:
You Are Hereby Commanded to Su	mmon —	Hazel L. Green
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to appear and plead, answer or demo	ar, within this	ty days from the service hereof, to the complaint filed in
	er St	
		abama, at Bay Minette, against
	lazel L. Gr	æen, Defendant
by		Marvin J. Green
		, Plaintiff
Witness my hand this	Unday o	September 19.58 Clerk
	· · · · · · · · · · · · · · · · · · ·	

No. 43.80 Page	Defendant lives at
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Hazel L. Green	this 195 by leaving a copy with
Defendants	Ag A Aure
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Plaintiff's Attorney	Shering Shering
Defendant's Attorney	Lev. W. Helesselvene

MARVIN J. GREEN,)	IN THE CIRCUIT COURT OF
COMPLAINANT,)	BALDWIN COUNTY, ALABAMA
	·)	IN EQUITY
HAZEL L. GREEN, RESPONDENT.)	NO. 4380

Now comes the respondent in the above entitled cause and appearing specially for the purpose of filing this plea in abatement and for no other purpose shows unto the Court as follows:

- 1. That she is a resident citizen of Shelby County, Alabama and was a resident citizen of Shelby County at the time this suit was filed.
- 2. That the complainant is in the U. S. Navy and is a bona fide resident citizen of Shelby County, Alabama, where complainant and respondent resided in a home owned by respondent's mother, three rooms of which were constructed and paid for by complainant and respondent. And respondent avers that the complainant was never a bona fide resident citizen of Baldwin County.
- 3. That complainant and respondent lived together as man and wife last in Shelby County, Alabama on, to-wit, July 11, 1958 and the separation occurred in Shelby County, Alabama.

WHEREFORE, PREMISES CONSIDERED, Respondent prays that the Court will enter an order abating this cause of action which should have properly been brought in Shelby County, Alabama.

Solicitor for Respondent

STATE OF ALABAMA)

SHELBY COUNTY

Hazel L. Green, being duly sworn, deposes and says that the facts averred in the above Plea in Abatement, are true, according to the best of her knowledge, information, and belief.

Sworn to and subscribed before me this 25th day of September, 1958.

Notary Public

Wales W. Wallace, Gr.
ATTORNEY AT LAW
COLUMBIANA, ALABAMA

Telephone: OWens 4-4871 September 25, 1958

Register, Circuit Court (Equity Division) Baldwin County Bay Minette, Alabama

Re: Green Vs. Green

Dear Sir:

Attached is plea in abatement in the above case which I would appreciate your filing and indicating on the attached card the filing date and returning the same to me. I have this date mailed a copy of the same to Hon. Arthur Epperson who is representing the complainant.

I would also appreciate your mailing me a copy of any papers which are filed in this case, together with your fee for this service and also notifying me as to any date which the Court might set for hearings in this case.

Thanking you, and with every good wish, I am

Yours very truly,

Wales W. Wallace, Jr.

WWW/lb