

4380

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:

Handwritten notes:
L. Green
H. Green

REGISTRY CLERK

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

1. 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 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 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.

Arthur C. Epperson
Solicitor for complainant

RESPONDENT'S ADDRESS: HAZEL L. GREEN
BOX 173
CALERA, ALABAMA

REGISTRY CLERK
BALDWIN COUNTY, ALABAMA
IN THE CIRCUIT COURT OF EQUITY

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:


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

1. 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 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 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 Complainant

RESPONDENT'S ADDRESS: 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

FILED

SEP 13

MADE J. DUCK, CLERK
REGISTER

ARTHUR C. EPPERSON
ATTORNEY AT LAW
FOLEY, ALABAMA

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4380

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Hazel L. Green

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

Hazel L. Green -----, Defendant

by Marvin J. Green -----

-----, Plaintiff

Witness my hand this 13th day of September 1958

Alice J. Hirsch -----, Clerk

The State of Alabama

Baldwin County

CIRCUIT COURT

Marvin J. Green

Plaintiffs

vs.

Hazel L. Green

Defendants

Summons and Complaint

Filed 9-13 19 58

Archie J. Reich Clerk

Plaintiff's Attorney

Defendant's Attorney

Receipts address:
Calera, Ala - Box 173

Defendant lives at

Received In Office

19 _____

_____, Sheriff

I have executed this summons

this 15 Sept 19 58

by leaving a copy with

Hazel L. Green

~~the sheriff claims 10¢ per mile~~
~~for a total of 22 miles, \$ 2.20~~

Archie J. Reich Sheriff

Geo. W. Helms Sheriff

MARVIN J. GREEN,
COMPLAINANT,

VS.

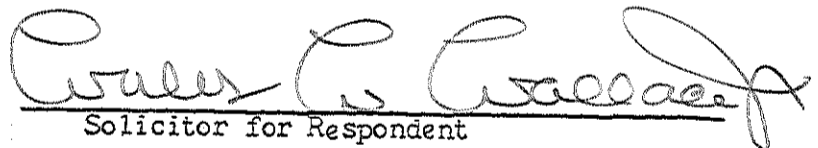
HAZEL L. GREEN,
RESPONDENT.

) IN THE CIRCUIT COURT OF
) BALDWIN COUNTY, ALABAMA
) IN EQUITY
) 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

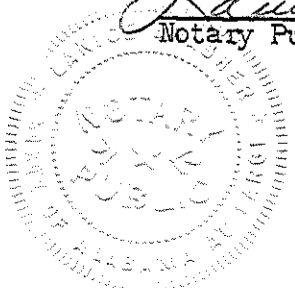
STATE OF ALABAMA)
SHELBY COUNTY)

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.


Hazel L. Green

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


Notary Public



Wales W. Wallace, Jr.
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

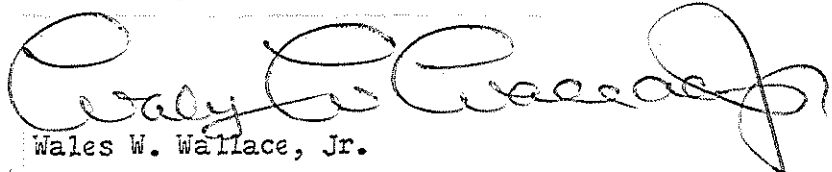
Dear Sir:

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