

4396

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

RAYMOND E. KENNEDY  
No. 4396

The State of Alabama,

Baldwin County.

vs.

AGNES KENNEDY

Circuit Court, in Equity

This the 9th day of  
October, 1958

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Raymond E. Kennedy

that the Defendant Agnes Kennedy

is a non-resident of the State of Alabama and that the whereabouts and residence of said Respondent is unknown and cannot be ascertained

and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in the <sup>The Foley Onlooker</sup> ~~Baldwin Times~~, a newspaper published in <sup>Foley</sup> ~~Bay Minette~~, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Agnes Kennedy the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 9th day of November 1958, or after thirty days therefrom a decree Pro Confesso may be taken against her

Wm. Grayson,  
Solicitor For Complainant

*Wm. Grayson*  
Register.

**LEGAL NOTICE**

**Notice To Non-Resident**

The State of Alabama, Baldwin County.

Raymond E. Kennedy, No. 4396, vs. Agnes Kennedy. Circuit Court, In Equity. This the 9th day of October, 1958.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Raymond E. Kennedy that the Defendant Agnes Kennedy is a non-resident of the State of Alabama, and that the whereabouts and residence of said Respondent is unknown and cannot be ascertained and further, that, in the belief of said Affiant the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in The Foley Onlooker, a newspaper published in Foley, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Agnes Kennedy the said Respondent to answer or demur to the Bill of Complaint in this cause by the 9th day of November, 1958, or after thirty days therefrom a decree pro-Confesso may be taken against her.

Alice J. Duck, Register.

William Grayson, Solicitor for Complainant.

(4t, Oct. 16, 23, 30, Nov. 6.)

**AFFIDAVIT OF PUBLICATION**

I, E. M. Howell

Publisher of The Onlooker, published at Foley, Ala., do solemnly swear that a copy of the above notice, as per clipping attached, was published once each week in the regular and entire edition of said newspaper, and not in any supplement thereof, for 4 consecutive weeks, commencing with the issue dated October 16, 1958, and ending with the issue dated November 6, 1958.

E. M. Howell

Subscribed and sworn to before me this 6th day of November, 1958.

[Signature]

Notary Public.

MY COMMISSION EXPIRES JULY 10, 1960

FOLEY, ALA. Nov. 6 1958

# HOWELL PUBLISHING CO.

HIGH QUALITY JOB PRINTING

Alice J. Duck, Register

Bay Minette Ala

BROUGHT FORWARD

Oct	16
"	23
"	30
Nov.	6

Kennedy  
vs  
Kennedy

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RAYMOND E. KENNEDY	¶	IN THE CIRCUIT COURT OF
Complainant,	:	MOBILE COUNTY, ALABAMA.
-vs-	¶	IN EQUITY.
AGNES KENNEDY,	:	NO. _____
Respondent.	¶	

NON-RESIDENCY AFFIDAVIT

STATE OF ALABAMA,  
COUNTY OF MOBILE,

Before me, the undersigned authority, in and for said State and County, personally appeared Raymond E. Kennedy who was made known to me, and who by me first being duly sworn, on oath deposes and says as follows:

That I am the Complainant in the above styled cause and the Respondent named therein is either a non-resident of the State of Alabama, or she conceals herself so that process cannot be served upon her; that the whereabouts and residence of said Respondent is unknown and cannot be ascertained after diligent effort, such effort has been made by the Complainant without success; and that the said Respondent, Agnes Kennedy, is over the age of twenty-one years.

Raymond E. Kennedy  
AFFIANT

Sworn and subscribed to before me on  
this the 8th day of October 1958.

William H. Mason  
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA.

RAYMOND E. KENNEDY,  
Complainant,

vs-

AGNES KENNEDY,  
Respondent.

§ IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
|  
IN EQUITY:

| NO. \_\_\_\_\_

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

Comes the Complainant and shows unto Your Honors and unto  
this Honorable Court as follows:

ONE

Complainant is the husband of the Respondent and they  
were married to each other in February of 1950 in the State  
of Pennsylvania. Both the Complainant and the Respondent are  
each over the age of twenty-one years and the Complainant is  
a bona fide resident citizen of the State of Alabama and has  
been such for more than one year next preceding the filing of  
the bill of complaint herein. The Respondent is either a non-  
resident of the State of Alabama or else she conceals herself  
so that process cannot be had upon her.

TWO

The Respondent has committed actual violence upon the  
person of the Complainant, attended with danger to his life  
or health, or from his conduct there is reasonable apprehension  
of such violence.

THREE

The Complainant and Respondent lived together as man and  
wife until January of 1954 when the Complainant was forced to  
withdraw from Respondent's bed and board because of her being  
a vicious, hot tempered and violent wife.

FOUR

Complainant and Respondent have one minor child as issue of their marriage, James Robert Kennedy, age eight years. Said child lives and resides with the Respondent and she is a fit and proper person to be granted Its' custody and control.

PRAYER FOR PROCESS

Complainant prays that Your Honors will take jurisdiction of this cause, will make the said Agnes Kennedy, party-respondent hereto and will cause her to appear, plead, answer or demur hereto within the time allowed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

Complainant further prays that Your Honors will see fit to grant him an absolute divorce from the bonds of matrimony with the Respondent, and that the Respondent be awarded the custody and control of their minor child, subject to his right to see and visit with said child, and Complainant further prays for such other, further and different relief as in equity she may be due, and as in duty bound he will ever pray, etc.

*Filed*  
*Oct. 9, 1958*  
*Alice J. Sluck,*  
*Register*

*William H. Simpson*  
\_\_\_\_\_  
SOLICITOR FOR COMPLAINANT.