

J. HARRY PHILLIPS
CHIEF DEPUTY



RAY HARDY
CHIEF CLERK, CRIMINAL COURTS

4734

R. J. LINDLEY
DISTRICT CLERK
HOUSTON 2, TEXAS



October 19, 1959

Mrs. R. S. Duck
Circuit Clerk
Baldwin County
Bay Minette, Alabama

Re: Floye M. Wade vs James William Wade
Your Case No. 4734

Dear Mrs. Duck:

Wish to acknowledge receipt of papers in the above cause, and to advise that said case has been referred to Mrs. Lonalee Tasker, Assistant District Attorney, for investigation.

Upon completion of said investigation, Mrs. Tasker will correspond with you.

Yours very truly,

A handwritten signature in cursive script, appearing to read "R. J. Lindley".

R. J. LINDLEY
DISTRICT CLERK

RJL/cs

cc: Mrs. Lonalee Tasker
401 Courthouse & Jail Bldg.
Houston 2, Texas

FLOYE M. WADE
COMPLAINANT

VS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

JAMES WILLIAM WADE
RESPONDENT

IN EQUITY, CASE NO. 4734

D E C R E E

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 5th day of January, 19 62.


Judge Circuit Court, In Equity.

THE STATE OF ALABAMA

CIRCUIT COURT,
IN EQUITY

COUNTY OF BALDWIN

FLOYE M. WADE

Petitioner.

vs.

Case No. 4734

JAMES WILLIAM WADE

Respondent.

CERTIFICATE UNDER ALABAMA UNIFORM RECIPROCAL
ENFORCEMENT OF SUPPORT LAW

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

1. THAT on October 8, 1959, 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 Alabama Uniform Reciprocal Enforcement of Support Law (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) to compel the support of the dependent(s) named in such petition.

2. THAT the above-named respondent is believed to be residing or domiciled at _____

Houston, Texas

and that the Judicial District Court of the County of Harris, State of Texas, may obtain jurisdiction of the respondent or his property.

3. THAT the undersigned Judge 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 amounts to the sum of \$75.00 per month.

4. THAT in the opinion of the undersigned Judge the petition sets forth facts from which it may be determined that the respondent owes a duty of support and that such petition should be dealt with according to law.

WHEREFORE, it is hereby ordered that one copy of petitioner's testimony and three copies of: (a) the petition; (b) the Court's certificate, and (c) Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama, be transmitted to the Judicial District Court, County of Harris, State of Texas, for further proceedings according to law by that Court.

Hubert M. Jace

Judge of the Circuit Court, In Equity

Baldwin County, Alabama

Dated: _____

IN TRIPLICATE.

THE STATE OF ALABAMA
 COUNTY OF

CIRCUIT COURT, IN EQUITY.

FLOYE M. WADE

Petitioner.

vs.

Case No. 4734

JAMES WILLIAM WADE

Respondent.

TESTIMONY OF FLOYE M. WADE, PETITIONER,
 UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT LAW,

(Chapt. 4, Art. 4, Title 34, 1953 Sup. to Code.)

Floye M. Wade, the petitioner herein, being duly sworn, on oath, testifies as follows:

Q. What is your full name?

A. Floye M. Wade

Q. What is your present address?

A. Route 1, Robertsdale, Alabama

Q. When and where were you married to respondent?

A. April 4, 1947, Lucedale, Mississippi.

Q. Where and for what length of time did you and respondent live together as husband and wife?

A. Robertsdale, Alabama - 1947 - 1948; /Houston Texas - 1948 - 1950;
 Robertsdale, Alabama - 1950- 1953 Houston Texas 1953- 1956;

Q. Are you still the wife of the respondent? If divorced, state when and where and in what court you were divorced from him.

A. No. October 29, 1956, - Harris County, - District Court, - Houston, Texas.

Q. Were any children born of this marriage? If so, state names and ages and year of birth of children now living and where and with whom they are now living.

A. Yes. James Lloyd Wade - 11 - 1948 - with Petitioner Floye M. Wade
 Marilyn Joyce Wade 8 - 1951 " " " " "
 William Tony Wade 5 - 1953 " " " " "

Q. Are you now pregnant?

A. No.

Q. What were the circumstances leading to the separation from your husband?

A. Cruelty - Drinking - and non-Support of his family.

Q. When and where was it your husband last lived with you?

A. Houston, Texas, Spring, 1956.

Q. When and how much was his last contribution for support?

A. December 1957 - \$75.00
 March, 1958 - \$20.00

THE STATE OF ALABAMA

COUNTY OF Baldwin

FLOYE M. WADE

Petitioner.

vs.

JAMES WILLIAM WADE

Respondent.

CIRCUIT COURT, IN EQUITY

Case No. 4734

PETITION UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT

The petition of FLOYE M. WADE respectfully shows:

1. THAT she is the wife of JAMES WILLIAM WADE, the respondent; that petitioner was duly married to said respondent on or about April 4, 1947, at Lucedale, Mississippi and that her present address is Route 1, Robertsdale, Alabama

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

James Lloyd Wade

Marilyn Joyce Wade

William Tony Wade

3. THAT petitioner and said child(ren) (s) (are) entitled to support from the respondent under the provisions of the Uniform Reciprocal Enforcement of Support Law of this State. (Chapt. 4, Art. 4, Title 34, 1953 Cumulative Supplement to Volume 6, 1940 Code of Alabama) copy of which is attached and made a part hereof, and under the provisions of like laws of other States including the State herein after referred to.

4. THAT respondent, on or about, and subsequent thereto, refused and neglected to provide fair and reasonable support for petitioner and the other dependent(s) according to his means and earning capacity.

5. THAT upon information and belief, respondent now is residing or domiciled at Houston, Texas, and that respondent is within the jurisdiction of the Court of, which State has enacted a law substantially similar to the Uniform Reciprocal Enforcement Law of this State.

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

Floye M. Wade

Petitioner.

THE STATE OF ALABAMA, COUNTY OF Baldwin

Before me, Alice J. Duck, Register, Circuit Court, In Equity, in and for the State

and County aforesaid, personally appeared Floye M. Wade

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 those matters she believes them to be true.

This the 16 day of Oct, 1954

Alice J. Duck Register, Circuit Court, In Equity

County, Alabama.