

11966

HAMILTON, DENNISTON, BUTLER & RIDDICK

ATTORNEYS & COUNSELLORS AT LAW
FIRST NATIONAL BANK BUILDING
P. O. BOX 1671

MOBILE, ALABAMA

PETER HAMILTON (1838-1888)
THOMAS A. HAMILTON (1844-1897)
J. GAILLARD HAMILTON (1899-1956)

THOMAS A. HAMILTON
ROBERT P. DENNISTON
CHARLES R. BUTLER
HARRY H. RIDDICK
ROBERT R. LOCKLIN

MILLER A. WIDEMIRE
ROBERT S. SMITH
WILLIAM S. WIRE, II

November 14, 1959

Register
Circuit Court
Bay Minette, Ala.

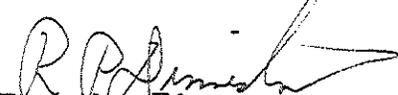
Dear Sir:

You will find enclosed the original and two copies of a bill of complaint which we wish to file in the Circuit Court of Baldwin County for divorce.

Please note that there is appended to the bill an affidavit of non-residence of the respondent. We respectfully request that you undertake service by registered mail and publication in the usual manner. If any deposit for costs or expenses is required, please be good enough to let us know so that we can forward our check to cover same. Please address your correspondence to the attention of the writer.

With kind regards, we remain,

Yours very truly,


For the Firm

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

E. R. Murrells, Jr., being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Martin v. Delgado

COST STATEMENT

190 WORDS @ 3 1/2 cents _____ \$ 6.65

I hereby certify this it correct, due and unpaid (paid).

E. R. Murrells, Jr.
Publisher

was published in said newspaper for 2 consecutive weeks in the following issues:

Date of 1st publication November 19, 1959 Vol. 71 No. 45

Date of 2nd publication November 26, 1959 Vol. 71 No. 46

Date of 3rd publication _____, 195____ Vol. _____ No. _____

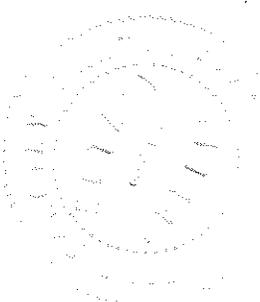
Date of 4th publication _____, 195____ Vol. _____ No. _____

Subscribed and sworn before the undersigned this 30 day of Nov, 1959

Wesley Martin
Notary Public, Baldwin County.

E. R. Murrells, Jr.
Publisher

FILED
DEC 1 1959
CLERK OF SUPERIOR COURT
BALDWIN COUNTY, ALABAMA



MARY CATHERINE THOMPSON MARTIN, | IN THE CIRCUIT COURT OF
Plaintiff, | BALDWIN COUNTY, ALABAMA
Vs. | In Equity No. _____
MANUEL MARTIN-DELGADO, |
Respondent

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your complainant, MARY CATHERINE THOMPSON MARTIN,
respectfully represents and shows unto Your Honor as follows:

1. Complainant is over the age of twenty-one (21) years, and is a resident of the City of Mobile, Mobile County, Alabama, and has been a bonafide resident of said State for more than fifteen (15) years next preceding the filing of this bill of complaint; that MANUEL MARTIN-DELGADO is over the age of twenty-one (21) years, and resides at Tangier, Morocco.

2. Complainant and respondent were lawfully married on, to-wit, June 23, 1958, at Tangier, Morocco.

3. Complainant avers that respondent has made numerous threats of doing her physical harm and from his manner and conduct towards her she is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health.

4. Complainant avers that respondent has been guilty of adultery with divers persons and persons whose names to your complainant are unknown.

5. Complainant avers that there has been one child born of the marriage between complainant and respondent, that the name of said child is Rafael Manuel, that said child was born at Mobile, Alabama, on, to-wit, March 27, 1959, that

NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

Mary Catherine Thompson Martin
No. 4766

The State of Alabama,

Baldwin County.

vs.

Manuel Martin-Delgado

Circuit Court, in Equity

This the 16 day of

November 1959

In this cause it being made to appear to the Clerk of this Court by the affidavit of Mary Catherine Thompson Martin

that the Defendant Manuel Martin-Delgado

is a non-resident of the State of Alabama and that his last known address was Tangier, Morocco, c/o American Consulate General, and that he a non resident of Alabama

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 Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring Manuel Martin-Delgado the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 16th day of December 1959, or after thirty days therefrom a decree Pro Confesso may be taken against him

Hamilton Denniston, Rutler & Riddick,
Solicitors

Alfred J. Smith
Register.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 1766

..... TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon MANUEL MARTIN DELGADO

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

..... MANUEL MARTIN DELGADO, Defendant

by MARY CATHERINE THOMPSON MARTIN

....., Plaintiff

Witness my hand this 16 day of November 1959

Alice J. Whick, Clerk

complainant and respondent have been separated ever since January, 1959, prior to the birth of said child, and that complainant has always had and now has custody of said child and has fully supported said child since birth, and that respondent has never contributed to the support of said child or of complainant; and that respondent is not a fit person to have custody of said child and complainant is a fit person and maintains a good and adequate home for said child and desires to retain custody of said child.

The premises considered, your complainant prays that said Manuel Martin-Delgado be made a party respondent to this her bill of complaint and that process be issued in all respects in accordance with law against said Manuel Martin-Delgado requiring him to answer, plead or demur to this bill of complaint within the time and in the manner required by law; and that on a final hearing of this cause, the Court will enter a decree divorcing complainant from said respondent, granting complainant the right to re-marry, and granting the complainant the custody of their said child, Rafael Manuel; and that the Court will grant such other, further and different relief as unto Your Honor may seem just and proper; and in duty bound your complainant will ever pray, etc.



Solicitor for Complainant

Address of R. P. Denniston
P. O. Box 1671
Mobile, Alabama

Defendant's last known address: c/o American Consulate General,
Tangier, Morocco.

FILED
NOV 19 1959
VINEY HALL REGISTER
OFFICE

Notary Public, Mobile County, Alabama

Robert P. [Signature]

Subscribed and sworn to before me on this the 14th day of November, 1959.

Mary/Catherine Thompson Martin, Affiant

Mary Catherine Thompson Martin

Personally appeared before me, a Notary Public in and for said County in said State, Mary Catherine Thompson Martin, the complainant in the above styled cause, who being by me first duly sworn, on oath deposes and says that Manuel Martin-Delgado, the respondent in the above styled cause, is a non-resident of the State of Alabama, and that she is informed and believes that his residence is Tangier, Morocco, and last known address is: care of The American Consulate General, Tangier, Morocco, and that respondent is over the age of twenty-one (21) years.

STATE OF ALABAMA)
COUNTY OF MOBILE)

AFFIDAVIT OF NON-RESIDENCE

MARY CATHERINE THOMPSON MARTIN, | IN THE CIRCUIT COURT OF
Plaintiff, | BALDWIN COUNTY, ALABAMA
Vs. | In Equity No. _____
MANUEL MARTIN-DELGADO, |
Respondent

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your complainant, MARY CATHERINE THOMPSON MARTIN,
respectfully represents and shows unto Your Honor as follows:

1. Complainant is over the age of twenty-one (21) years, and is a resident of the City of Mobile, Mobile County, Alabama, and has been a bonafide resident of said State for more than fifteen (15) years next preceding the filing of this bill of complaint; that MANUEL MARTIN-DELGADO is over the age of twenty-one (21) years, and resides at Tangier, Morocco.

2. Complainant and respondent were lawfully married on, to-wit, June 23, 1958, at Tangier, Morocco.

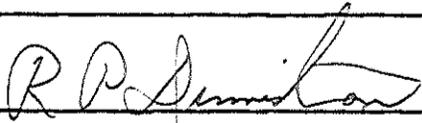
3. Complainant avers that respondent has made numerous threats of doing her physical harm and from his manner and conduct towards her she is reasonably convinced that he will commit an actual violence upon her person, attended with danger to her life or health.

4. Complainant avers that respondent has been guilty of adultery with divers persons and persons whose names to your complainant are unknown.

5. Complainant avers that there has been one child born of the marriage between complainant and respondent, that the name of said child is Rafael Manuel, that said child was born at Mobile, Alabama, on, to-wit, March 27, 1959, that

complainant and respondent have been separated ever since January, 1959, prior to the birth of said child, and that complainant has always had and now has custody of said child and has fully supported said child since birth, and that respondent has never contributed to the support of said child or of complainant; and that respondent is not a fit person to have custody of said child and complainant is a fit person and maintains a good and adequate home for said child and desires to retain custody of said child.

The premises considered, your complainant prays that said Manuel Martin-Delgado be made a party respondent to this her bill of complaint and that process be issued in all respects in accordance with law against said Manuel Martin-Delgado requiring him to answer, plead or demur to this bill of complaint within the time and in the manner required by law; and that on a final hearing of this cause, the Court will enter a decree divorcing complainant from said respondent, granting complainant the right to re-marry, and granting the complainant the custody of their said child, Rafael Manuel; and that the Court will grant such other, further and different relief as unto Your Honor may seem just and proper; and in duty bound your complainant will ever pray, etc.



Solicitor for Complainant

Address of R. P. Denniston
P. O. Box 1671
Mobile, Alabama

Defendant's last known address: c/o American Consulate General,
Tangier, Morocco.

FILED

NOV 16 1959

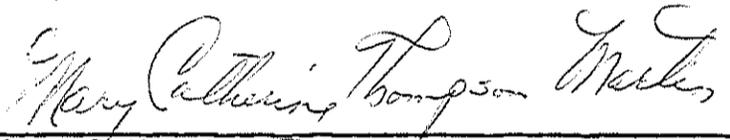
ALICE J. DUCK, CLERK
REGISTER

AFFIDAVIT OF NON-RESIDENCE

STATE OF ALABAMA)

COUNTY OF MOBILE)

Personally appeared before me, a Notary Public in and for said County in said State, Mary Catherine Thompson Martin, the complainant in the above styled cause, who being by me first duly sworn, on oath deposes and says that Manuel Martin-Delgado, the respondent in the above styled cause, is a non-resident of the State of Alabama, and that she is informed and believes that his residence is Tangier, Morocco, and last known address is: care of The American Consulate General, Tangier, Morocco, and that respondent is over the age of twenty-one (21) years.


Mary Catherine Thompson Martin, Affiant

Subscribed and sworn to before me on this the 14th day of November, 1959.


Notary Public, Mobile County, Alabama

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4766

..... TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon MANUEL MARTIN-DELGADO

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.....

..... MANUEL MARTIN-DELGADO, Defendant.....

by MARY CATHERINE THOMPSON MARTIN

....., Plaintiff.....

Witness my hand this 16 day of November 19 59

165 Alice J. Duck, Clerk

No. 1766

Page

The State of Alabama

Baldwin County

CIRCUIT COURT

MARY CATHERINE THOMPSON MARTIN

Plaintiffs

vs.

MANUEL MARTIN-DELAGADO

Defendants

Summons and Complaint

filed November 16 1959

Alice J. Duak Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19

Sheriff

I have executed this summons

19

this by leaving a copy with

Sheriff

Deputy Sheriff