

SUMMONS AND COMPLAINT

4798

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,
Baldwin County.

Circuit Court, Baldwin County

No. 4798

TO ANY SHERIFF OF THE STATE OF ALABAMA

TERM, 19

You Are Commanded to Summon

Thomas A. Smith

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

Thomas A. Smith

Carolyn B. Smith

Defendant

by
Witness my hand this 21 day of December 19 59, Plaintiff

W. J. Blank

Clerk

No. _____ Page _____

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

Plaintiffs

vs.

Defendants

Summons and Complaint

Filed _____, 19____

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

_____, 19_____

Sheriff.

I have executed this summons

this _____, 19____

by leaving a copy with

Sheriff.

Deputy Sheriff.

LAW OFFICES
JAMES A. BRICE
FOLEY, ALABAMA

JAMES A. BRICE
RICHARD C. LACEY

P. O. Box 298
WHITEHALL 3-3601

December 18, 1959

Mrs. Alice J. Duck
Circuit Clerk
Bay Minette, Alabama

Re: Carolyn B. Smith
vs: Thomas A. Smith

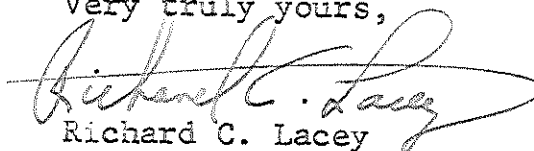
Dear Mrs. Duck:

Please have defendant in subject case served by
registered mail at the following address:

Box 157
Luling, Louisiana

Thank you.

Very truly yours,


Richard C. Lacey

RCL/vd

Enclosure

BILL OF COMPLAINT

CAROLYN B. SMITH,)	IN THE CIRCUIT COURT OF
COMPLAINANT,)	BALDWIN COUNTY, ALABAMA
VS.)	IN EQUITY.
THOMAS A. SMITH,)	
RESPONDENT.)	

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


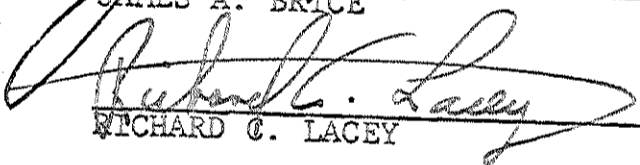
Comes your complainant, Carolyn B. Smith, and respectfully
represents unto your Honor and to this Court as follows:

1. That she is over the age of twenty-one years and is a bona fide resident of Baldwin County, Alabama; that the Respondent, Thomas A. Smith is over the age of twenty-one years and is a non-resident of Alabama.
2. That said Complainant and Respondent are lawfully married, having been married at Maryville, Tennessee, on December 1, 1922.
3. The Complainant avers that the said Respondent did voluntarily abandon your Complainant about three months before the filing of this bill, and has not lived with nor contributed to Complainant's support since said abandonment; that the said abandonment was through no fault on the part of the complainant.
4. Your complainant further avers that the said Respondent has, since her marriage with him, become addicted to habitual drunkenness, and that said habit has continued to the filing of this bill.
5. Your Complainant avers that said Respondent is a man of substantial means, having an income of \$1000.00 per month or more, owning considerable real and personal property jointly with your Complainant from which he derives income; that said Complainant has no means of support, and that said Respondent has refused and failed to provide for the support and maintenance of the Complainant.

8900

THE PREMISES CONSIDERED, your Complainant prays that your Honor will order service to be had according to law upon said Respondent commanding him to appear and plead, answer or demur to this Bill of Complaint within the time required by law, and that your Honor will order the Register of this Court to hold a reference and report to this Court what would be a reasonable amount to be allowed your Complainant as alimony for her support and maintenance pending this suit, and report to this Court what would be a reasonable division of the Real and personal property jointly owned by your Complainant and the Respondent, and that upon a final hearing of this cause, that your Honor will render a decree granting to your Complainant permanent alimony and support and maintenance, and granting to your Complainant a portion of the real and personal property jointly owned by your Complainant and the Respondent, and your Complainant prays for such other, further, different, and general relief to which the Complainant may be entitled as in duty bound she will ever pray.

Filed
12-21-39


JAMES A. BRICE

RICHARD C. LACEY

SOLICITORS FOR COMPLAINANT