

THE STATE OF ALABAMA

COUNTY OF BALDWINOLIVE H. GARNES

Petitioner.

vs.

JAMES HERBERT GARNES

Respondent.

CIRCUIT COURT,
IN EQUITYCase No. 4859CERTIFICATE 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 February 16, 1960, 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

1302 Oak Street, Memphis, Tennessee

and that the Juvenile Court of the County of Shelby, State of Tennessee, 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 \$ 50.00 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 Juvenile Court, County of Shelby, State of Tennessee, for further proceedings according to law by that Court.

J. Hubert Moore
Judge of the Circuit Court, In Equity

Baldwin County, Alabama

Dated: 2/24/60

IN TRIPLICATE.

THE STATE OF ALABAMA

COUNTY OF BaldwinOLIVE H. GARNES

Petitioner.

vs.

JAMES HERBERT GARNES

Respondent.

CIRCUIT COURT, IN EQUITY

Case No. _____

PETITION UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT

The petition of OLIVE H. GARNES respectfully shows:

1. THAT she is the wife of JAMES HERBERT GARNES, the respondent; that petitioner was duly married to said respondent on or about Sept. 4, 1952, at Pascagoula, Mississippi and that her present address is 513 Byrne St. Bay Minette, Alabama

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

Karen Ann Garnes, Sharen Mae Garnes, Darlene Garnes

3. THAT petitioner and said child(ren) ~~(is)~~ (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 June 8, 1959, 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 1302 Oak Street Memphis, Tennessee, and that respondent is within the jurisdiction of the Court of Juvenile Court, - Shelby County, Tenn., 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.

Olive H. Garnes

Petitioner.

THE STATE OF ALABAMA, COUNTY OF _____

Before me, _____, Register, Circuit Court, In Equity, in and for the State and County aforesaid, personally appeared _____ 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 24 day of July, 19 60

Debbie J. Smith
Register, Circuit Court, In Equity

County, Alabama.

STATE OF ALABAMA

IN THE CIRCUIT COURT FOR THE COUNTY OF BALDWIN

IN EQUITY

OLIVE H. GARNES

vs.

Petitioner,

Equity No.

JAMES HERBERT GARNES

Respondent.

URES A No.

PAUPER'S AFFIDAVIT

COUNTY OF BALDWIN —ss.

OLIVE H. GARNES....., being duly sworn, deposes and says that she is the petitioner in the foregoing Petition; that she is advised and believes that she has a good cause of action for support under the UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT ACT OF ALABAMA, and that, owing to her poverty, she is unable to pay the costs or give such security as may be required by the State of ALABAMA....., if any, in such cases.

Olive H. GarnesSubscribed and sworn to before me this 24 day of FEBRUARY, A.D. 19.....

Alvin J. French
Notary Public, BALDWIN County, Alabama.
clerk, Circuit Court

My commission expires:

THE STATE OF ALABAMA
COUNTY OF Baldwin

CIRCUIT COURT, IN EQUITY.

OLIVE H. GARNES

Petitioner.

vs.

Case No. 4859

JAMES HERBERT GARNES

Respondent.

TESTIMONY OF OLIVE H. GARNES, PETITIONER,
UNDER ALABAMA UNIFORM RECIPROCAL ENFORCEMENT OF SUPPORT LAW,

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

OLIVE H. GARNES, the petitioner herein, being duly sworn, on oath, testifies as follows:

Q. What is your full name?

A. OLIVE H. GARNES

Q. What is your present address?

A. 513 Byrne St. Bay Minette, Alabama

Q. When and where were you married to respondent?

A. Sept. 4, 1952 at Pascagoula, Mississippi

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

A. Followed him in Air Force for 2 years
Lived in Mobile, Ala. for 2 years - lived in Atlanta, Ga. for 3 years

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. Yes

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. Karen Ann Garnes, Jan. 7, 1954 - Sharen Mae Garnes, Nov. 27, 1957, Darlene Garnes
Oct. 30, 1958

Q. Are you now pregnant?

A. No

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

A. He deserted me in Bay Minette, Ala. on August 2, 1958.

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

A. Aug. 2, 1958 - Atlanta, Ga.

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

A. June 8, 1959- \$80.00

OLIVE H. GARNES
COMPLAINANT

VS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

JAMES HERBERT GARNES
RESPONDENT

IN EQUITY, CASE NO. 4859

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.

Robert M. Hall
Judge Circuit Court, In Equity.