

WILLIE BENJAMIN,
Complainant,

-vs-

NANCY BENJAMIN,
Respondent.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HON. THE CIRCUIT COURT EQUITY-SIDE, STATE OF ALABAMA, BALDWIN COUNTY AND THE HON. JOHN D. LEIGH, JUDGE THEREOF, SITTING IN EQUITY:-

Comes your Complainant, Willie Benjamin and exhibits this, his Bill of Complaint for divorce against the respondent, Nancy Benjamin and for grounds thereof shows unto your Honor and unto this Honorable Court as follows:-

FIRST:

That both your complainant and the respondent are over the age of twenty-one years and are bona fide residents of Baldwin County, Alabama, your complainant having been such a resident all of her life.

SECOND:

That your complainant and the respondent were married on heretofore to-wit: during the month of January, 1922 and lived together as man and wife until to-wit: October 1922, with the respondent, while your complainant and the respondent were living in Clarke County, Alabama, voluntarily abandoned and deserted your complainant without just cause or legal excuse; that such abandonment took place more than two years before the filing of this complaint and has continued without interruption.

PRAYER FOR PROCESS AND RELIEF:

THE PREMISES CONSIDERED, your complainant prays that there be issued such orders, decrees, notices and summons as are necessary to make the said Nancy Benjamin party defendant in this cause, requiring her to appear and plead, answer or demur within the time and under the pains and penalties as prescribed by law and the rules and practices of this Court; that upon a final hearing of this cause that your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between your complainant and the respondent be forever dissolved and that your

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complainant be again permitted to contract the marriage relation should she so desire and, as in duty bound, your complainant will ever pray, etc.

NORBORNE STONE,
Solicitor for Complainant.

FOOT NOTE:-

The Respondent, Nancy Benjamin, is required to answer each and every paragraph of the foregoing Bill of Complainant from First to second, both inclusive, but not under oath, as oath is hereby expressly waived.

NORBORNE STONE,
Solicitor for Complainant.

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STATE OF ALABAMA,)
) IN THE CIRCUIT COURT OF SAID COUNTY. IN EQUITY.
COUNTY OF BALDWIN.)

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF SAID COURT:

Humbly complaining, your Orator, Milton Logan, brings this bill of complaint against E. S. Free, J. A. Graham, E. L. Courtney, A.G. McKean, and that certain land in Baldwin County, Alabama, particularly described as the Southeast quarter of ~~Southeast~~^{Northeast} quarter, and Northeast quarter of Southeast quarter of Section Three, Township Six South, Range Two East, and respectfully shows:

Complainant and the individual defendants named are each over the age of twenty-one years. Complainant resides in the County of Warren, State of Ohio; the defendant, E.S. Free, resides at ^{273 N. 13th Street, Elwood, Indiana} ~~Greenville, in the State of Pennsylvania~~; the defendant, J.A. Graham, resides at 1623 Midlothian Avenue, Youngstown, Ohio; the defendant, E.L. Courtney, resides at Youngstown, Ohio, and his postoffice address is in care of the R. and I. Steel Company, at Youngstown, Ohio; the defendant, A.G. McKean, resides at Battles, in Baldwin County, Alabama. The land particularly described is located in Baldwin County, Alabama.


Complainant alleges that he is in possession of and claiming to own the land hereinabove particularly described, and no suit is pending to enforce or test the validity of his title or claim, but his title thereto is denied or disputed, or is alleged to be denied or disputed by the defendants, or one or more of them, or by other persons, or the defendants or one or more of them or other persons claim, or are reputed to own the said land or part thereof, or an interest therein, or a lien or incumbrance thereon, but if any other persons than the individuals named do claim said land, complainant does not know the names of such reputed claimants or their residences, and cannot ascertain them after making diligent inquiry, but for the reasons stated, complainant brings this suit against all of the defendants and the land to settle the title to such lands and clear up all,

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doubts or disputes concerning same.

The premises considered, complainant prays that your Honor will take jurisdiction of the cause made by this bill of complaint; that by proper process issuing to them from this Court, all of the defendants named be made parties respondent hereto and be required to answer the charges herein made against them in all things as required by the rules and practice of this Court; that due publication be had against the non-resident defendants, and the unknown claimants, and the land, and that all of the parties named and other persons claiming said land be required to answer the charges herein made in all things as required by the rules and practice of this Court, and complainant herein calls upon them and asks that they be required to set forth and specify their title, claim, interest, or incumbrance on said land, and how and by what instrument the same is derived and created.

Complainant prays that upon the hearing of said cause, your Honor will order, adjudge and decree that complainant has title to said land, and that none of the defendants have any title thereto, and further prays that the title to said land may by decree of this Court be settled and vested in complainant, and his title thereto be cleared of all doubts or disputes. Complainant prays for such other, further, or different relief as in equity and good conscience may be due him in the premises.


AS SOLICITORS FOR COMPLAINANT.

NOTE: The defendants are required to answer each of the allegations contained in the foregoing bill, but not under oath, answer under oath being hereby expressly waived.


AS SOLICITORS FOR COMPLAINANT.

STATE OF ALABAMA,)
COUNTY OF MOBILE.)

Before me, Lelia C. Harris, a Notary Public in and for said State and County, personally appeared B.F. McMillan, Jr., who, being sworn, says on oath that he is attorney for the plaintiff in the foregoing cause, and affiant is informed and believes, and upon such information and belief states, that the allegations of the foregoing bill of complaint are true.

B.F. McMillan, Jr.

Sworn to and subscribed before me, this 14th. day of August, 1926.

Lelia C. Harris
Notary Public, Mobile County, Alabama.

No.....

CIRCUIT COURT

BALDWIN

of **Mobile County**

Bay Minet Mobile, Alabama

IN EQUITY

MILTON LOGAN,
COMPLAINANT.

VS.

E. S. FREE, ET AL,
RESPONDENTS.

ORIGINAL BILL

Filed *August 16* 192*4*

T. W. Rice

Register.

McMillan & Grove,

Solicitors.

RECORDED