

2975

VELMA WHITE,
Complainant
vs.
DAN E. PRUETT,
Respondent

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE TWENTY-EIGHT JUDICIAL
CIRCUIT COURT OF THE STATE OF ALABAMA, SITTING IN EQUITY.

Now comes the Complainant, Velma White, humbly complaining
of the Respondent, Dan E. Pruett, in a matter as will hereinafter
appear and represents and shows unto your Honor as follows:

FIRST: That the Complainant and Respondent are both over the
age of twenty-one years; that the Complainant is a bona fide resident
citizen of Baldwin County, Alabama; and that the Respondent is a
resident of and resides at 40 Valmar Terrace, San Francisco, 12,
California.

SECOND: That the Complainant and Respondent were at one time
married to each other but are now divorced; that said divorce was
rendered in this Honorable Court on, to-wit, the 24th day of October,
1944. That the Complainant and Respondent had one child born to
their union, namely, Dan E. Pruett, Jr., a boy now about twelve
years of age. That the care, custody and control of said child was
awarded to Dan E. Pruett by said divorce decree giving your
Complainant the right to visit said child at any time and further
providing that neither party should take said child out of the
State of Alabama without consent of the other or of this Court.

THIRD: Complainant represents and shows unto your Honor that
said child, Dan E. Pruett, Jr. a minor, is now residing with, is
in the care and control of his Grandparents, Mr. and Mrs. R. H.
Pruett of Goodway, Monroe County, Alabama, and has been in their
care for more than the past year. That said grandparents are in
no condition to properly care for said minor child and that the
Respondent furnishes little or no support for said minor child.

FOURTH: Complainant further represents and shows unto Your
Honor that conditions have changed since said divorce decree and

that she is now in a position to support said minor child in the manner in which he should be supported; your Complainant will further show that she is a fit and suitable person to be awarded the care, custody and control of said minor child, and that Respondent is not a fit and suitable person to have custody of said minor child.

PRAYER FOR PROCESS

To the end that equity may be had in the premises the Complainant prays that Dan E. Pruett be made party respondent to this Bill of Complaint and cause of action, and that service be perfected upon him as required by law, and that he be required to plead, answer or demur to the within Bill of Complaint within the time and under the penalties prescribed by law and the rules of this Honorable Court.

PRAYER FOR RELIEF

The premises considered the Complainant prays that on a final hearing of this cause Your Honor will make and enter a decree granting to and awarding her the full and absolute custody of the minor child, Dan E. Pruett, Jr., subject to the further orders of this Honorable Court.

Complainant prays all other further and additional relief to which she may be entitled, the premises considered, and she will ever pray, etc., etc.


Solicitor for Complainant

VELMA WHITE
Complainant,
vs.
DAN E. PRUETT,
Respondent.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY

Comes now VELMA WHITE, and after being duly sworn doth depose and say as follows:

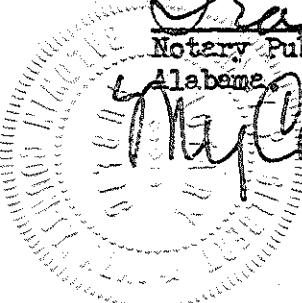
That she is the Complainant in the above styled cause and that to the best of her knowledge and belief that, DAN E. PRUETT the Respondent in the above styled cause is over the age of twenty-one years and is a non-resident of the state of Alabama and that after a due and diligent search she is unable to ascertain his address or post office.

Velma White
Velma White, Complainant

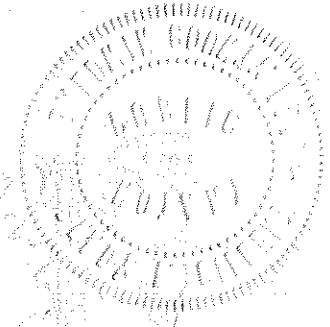
Sworn to and subscribed before
me on this 2nd day of May, 1953.

Grant T. Gueled
Notary Public, Baldwin County,
Alabama.

My Comm. expires 4/10/56



RECORDED
Vilma White
vs.
Dan E. Pruett



[Faint, illegible handwritten text, possibly a signature or address]

FILED
MAY 26 1953

ALICE J. DUCK, Register

VELMA WHITE

COMPLAINANT

VS

DAN E. PRUETT

RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 2975

This cause coming on to be heard is submitted for decree upon the original petition of Complainant and decree pro confesso of the Respondent, and the testimony ore tenus;


The Court, after considering the pleading and hearing testimony of the several witnesses for the Complainant ~~and Respondent~~, ore tenus, and having had opportunity to observe the parties, is of the opinion and finds:

That Dan E. Pruett Jr., is a boy child of the age of 12 years, and badly in need of a proper home and surroundings:

That Complainant has a suitable home with proper environment, and is fully capable of caring and providing for said minor child. That the home conditions and environment of the Respondent are such that the proper care and attention cannot be afforded to said child at this time; that it is to the best interest of said child, Dan E. Pruett Jr., that he be placed in the custody and under the care and control of the Complainant.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court, that the custody of the said minor child, Dan E. Pruett Jr., be and it is hereby awarded to the Complainant, temporarily, subject to the further orders and decrees of this Court, and subject to the right of visitation of the Respondent at reasonable times.

Dated at Bay Minette, Alabama, this the 17 day of November, 1953.


Judge

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FILED
NOV 17 1953

ALICE J. DUCK, Register

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NOTICE TO NON-RESIDENT

The Baldwin Times, Bay Minette, Alabama

Velma White

 _____ Complainant

 No. _____

 vs.
Dan E. Pruett

 _____ Respondent

The State of Alabama,

Baldwin County.

 Circuit Court, in Equity
 This the 26th day of
May, 1943

In this cause it being made to appear to the Clerk of this Court by the affidavit of

Velma White

that the Defendant Dan E. Pruett

is a non-resident of the State of Alabama that his place of residence or his post office address cannot be ascertained after a due and diligent search

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 Dan E. Pruett the said Respondent

to answer or demur to the Bill of Complaint in this cause by the 26th day of JUNE 1943, or after thirty days therefrom a decree Pro Confesso may be taken against Him

Alvin J. French

 Register.

James A. Hendrix's
Sub. for Complainant

The BALDWIN

ALABAMA'S BEST COUNTY'S-

Times

BEST NEWSPAPER

BAY MINETTE, ALABAMA

The Baldwin Times, Bay Minette, Ala., Thursday, June 18, 1953

Legal Notice

NOTICE TO NON-RESIDENT
The State of Alabama, Baldwin County
Circuit Court, in Equity

VELMA WHITE

vs.
DAN E. PRUETT

This the 26th day of May, 1953
In this cause it being made to appear
to the Clerk of this Court by the affi-
davit of Velma White that the Defendant
Dan E. Pruett is a non-resident of the
State of Alabama, that his place of resi-
dence or his Post Office address cannot
be ascertained after a due and diligent

search, and further, that, in the belief
of said Affiant the Defendant is over
the age of 21 years; it is, therefore, or-
dered 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 Dan E. Pruett, the said Res-
pondent, to answer or demur to the
Bill of Complaint in this cause by the
26th day of June, 1953, or after thirty
days therefrom a decree Pro Confesso
may be taken against him.

ALICE J. DUCK,
Register.
James A. Hendrix
Solicitor For Complainant

19-4tc.

DAVIT OF PUBLICATION

Velma White, being duly sworn, deposes and says
I AM THE PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper pub-
lished in Baldwin County, Alabama; that the notice hereto attached of

White vs. Dan E
Pruett

COST STATEMENT

183 WORDS @ 6 1/2 cents --- \$ 11 89

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

Jimmy Faulkner
Publisher.

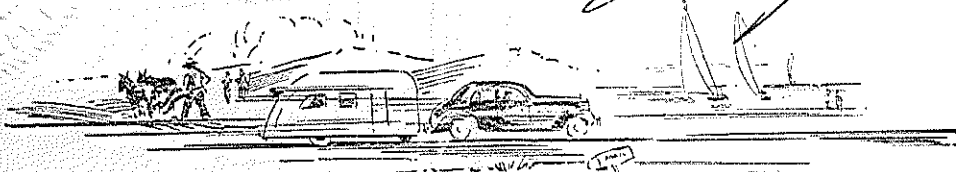
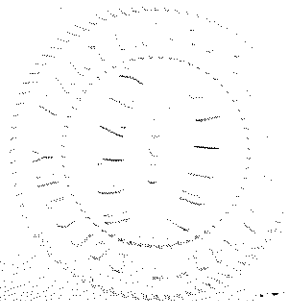
Was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication May 28, 1953 Vol. 64 No. 19
Date of 2nd publication June 4, 1953 Vol. 64 No. 20
Date of 3rd publication June 11, 1953 Vol. 64 No. 21
Date of 4th publication June 18, 1953 Vol. 64 No. 22

Subscribed and sworn before the undersigned this 19 day of June, 1953

Dorothy Austin
Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



ALICE J. DUCK, Circuit Clerk

Baldwin County

BAY MINETTE, ALA.

*1st notice
No response
left notice
3-16-53
9/1 fac
2nd notice
No response
left notice
3-17-53
9/1 fac*



REASON CHECKED
Unclaimed Refused....
Unknown.....
For better address.....
Moved, left no address.....
No such office in state.....



1967-286 one

Registered

For Delivery Only To Person
To Whom Addressed

Return Receipt Requested

Mr. Dan E. Pruett,
40 Valmar Terrace,
San Francisco, 12, California

FINAL NOTICE

MAR 24 1953

REGISTERED
NO. 754

RETURN RECEIPT REQUESTED
Deliver to Addressee Only
MAR 17 1953

2975-

SAN FRANCISCO, CALIF.
MAR 30 1953
PARKSIDE STA.

BAY MINETTE
MAR 10 1953
ALA.

PARKSIDE STA.
MAR 16 1953
SAN FRANCISCO, CALIF.
BAY MINETTE
MAR 13 1953
ALA.

SAN FRANCISCO, CALIF.
MAR 18 1953

SAN FRANCISCO, CALIF.
MAR 14 1953
BAY MINETTE
MAR 10 1953
ALA.

SAN FRANCISCO, CALIF.
MAR 18 1953
STA. #

RECEIPT FOR REGISTERED ARTICLE No. 754

Fee paid 30 (Date) 3-10-53, 19

Class postage paid 1 Return receipt fee 7

Declared value, \$ none Special delivery fee

Surcharge paid, \$ Restricted delivery (Accepting employee will place initials in proper space) in person 20 or order Fee paid

From Alice J. Smith (Sender)

(Street and number) B. M. Alan (Post office and State)

Addressed to Dan & Prunett, 40 Valmar Terrace (Address)

S. 7. 12 Calif (Street and number) (Post office and State)



Postmaster, per [Signature]

GPO c9-16-12866-5

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)

POSTMARK OF DELIVERING
OFFICE

Return to Alice J. Duck, Register

(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No. 1019

Post Office Bay Minette, Alabama

INSURED PARCEL

No. _____

16-12421

State _____

2775

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 *Wm E Pruitt*

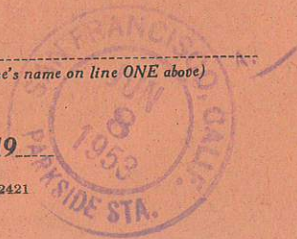
(Signature or name of addressee)

2 **Deliver to Addressee Only**

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery _____, 19

FILED
JUL 12 1953
AUG 10 1953
REGISTERED



Velma White

Vs.

Dan E. Pruett

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 3rd
day of March, 19 55, a copy of the Bill of Complaint filed in this cause was
sent to Dan E. Pruett

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and return receipt demanded addressed to the Register of this Court; and that on the
12th day of June, 19 55, such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things
taken as confessed against the said Dan E. Pruett

Defendant

This the _____ day of _____, 19____

Alice J. Pruett Register.

The State of Alabama,
Baldwin County.

No. 2975 CIRCUIT COURT, IN EQUITY.

Velra White

Complainant

Vs.

Dan E. Pruett

Defendant

Motion is hereby made for a Decree Pro Confesso against

Dan E. Pruett

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant....., and that said summons was duly served by Registered Mail, according to law, and that said Defendant..... ha.s... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 4th day of August, 1953

James C. Hendrix, Solicitor.