

298

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

TO ANY SHERIFF IN THE STATE OF ALABAMA:

You are hereby commanded to summon CLARENCE O. McCAWLEY to appear and plead, answer or demur within thirty days of this service hereof to the Bill of Complaint filed in the Circuit Court of Baldwin County, Alabama at Bay Minette against him as Defendant by MELBA HAZEL McCAWLEY, Complainant.

WITNESS my hand this the 11th day of April, 1945.



Register, Circuit Court

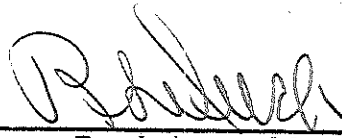
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Register, Circuit Court

TO THE

HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA: IN EQUITY

Comes MELBA HAZEL McCAWLEY, and by this her Bill of Complaint, presented against CLARENCE O. McCAWLEY, respectfully shows:

FIRST: That Complainant and Defendant are both over the age of twenty-one years; that both are now and have been for more than five years bona fide residents of Baldwin County, Alabama.

SECOND: That Complainant and Defendant were married in Pensacola, Florida on July 20, 1941 and have since then lived together as husband and wife in Fairhope, Alabama, to which marriage was born a son, Clarence O. McCawley, Jr., an infant of tender years.

THIRD: That since said marriage, the Defendant has developed intemperate habits and when under the influence of liquor, as happens with great frequency, he is cruel and abusive to Complainant, having repeatedly struck her and otherwise physically mistreated her; that Complainant because of this mistreatment has sought to leave Defendant but has returned to him on a number of occasions because of his promises of reformation, none of which have been kept. Because of his repeated cruelty and mistreatment, Complainant fears for the safety of the life of herself and her infant son.

FOURTH That Defendant, when he is working, has a good position with the Alabama Dry Dock & Shipbuilding Company, whereby he makes not less than \$75.00 per week.

THE PREMISES CONSIDERED, Complainant prays that CLARENCE O. McCAWLEY be made party defendant to this cause and by proper process required to answer this bill within the time prescribed by law.

Complainant further prays that upon hearing of this cause a decree be rendered forever divorcing her from the said Clarence O. McCawley, granting her the right to marry again should she so desire; the sole custody of the infant child of the marriage; the sole equity in the dwelling now being purchased by the joint efforts of the parties hereto; all furniture and household equipment therein and an allowance out of the estate of Defendant of not less than \$25.00 per week for the support of herself and her infant son.

Complainant further prays that an order be made forthwith commanding Defendant to pay to her the sum of \$25.00 per week as alimony pendente lite and \$100.00 as her counsel fees for the prosecution of this cause.

Complainant further prays that should the sums thus prayed be disputed by the Defendant that an order of reference be made directing the Register of this Court to ascertain and report a suitable allowance to be paid out of the estate of Defendant for alimony pendente lite and for counsel fees and a further sum for permanent alimony.

She further prays for such other, further or different relief as to equity may seem meet.

Bevitt S. Ainsley
Solicitor for Complainant