

656

VERNA ADAMS RABON,  
Complainant,

-vs-

ROBERT M. RABON.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HON. THE CIRCUIT COURT BALDWIN COUNTY, ALA-  
BAMA AND THE HON. JOHN D. LEIGH, JUDGE THEREOF,  
SITTING IN EQUITY:

Comes your Complainant Verna Adams Rabon and exhib-  
its this, her Bill of Complaint against Robert M. Rabon, the def-  
endant and shows unto your Honor and unto this Honorable Court as  
follows:-

1. That both your complainant and the defendant are  
over the age of 21 years and are bona fide residents of Baldwin  
County, Alabama, both of them having been such residents for the  
past ten years continuously next immediately preceding the filing  
of this Bill of Complaint.

2. That your complainant and the defendant were marr-  
ied on heretofore to-wit: November 15th., 1904 and lived to-gether  
as man and wife until to-wit: the early part of 1927, when, on  
account of the matters hereinafter complained of your complainant  
was compelled to cease to live with the defendant as his wife,

3. That during the early part of 1927 and while your  
complainant and the defnedant were residing in Baldwin County,  
Alabama, the defendant on divers occasions committed acutual viol-  
ence on the person of your complainant, attended with danger to  
her life or health; that he continuously cursed and abused your  
complainant; that he struck her and that the conduct of the defen-  
dant was such that your complainant had reason to apprehend the  
commission of actual violence on her person attended with danger  
to life or health.

4. That there were born to your complainant and the  
defendant by said marriage two children, namely: Ernest Rabon, a  
son, who is 17 years of age and Robert Rabon, Jr., a son, who is  
8 years of age; that both of said children reside with your com-

plainant who is a fit and proper person to have the custody, care and control of them; that the defendant Robert M. Rabon is not such a fit and proper person to have the custody and control of said children.

5. That your complainant is without any income or means of livelihood, unable to earn a living for herself or for said children and is without funds; that the defendant is an experienced naval stores operator and operates at this time turpentine orchards or places in Baldwin County, Alabama. That the defendant is possessed of much real property and is worth from \$50,000.00 to \$75,000.00 in real and personal property and in cash which he now possesses. That your complainant on account of having no income or funds and not being able to earn a livelihood is not possessed of sufficient money or income to properly prosecute this cause.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, your complainant prays that such orders, decrees, summons and notices be made, entered and issued or caused to be made, entered and issued as will make the said Robert M. Rabon party defendant in this cause, requiring him to appear and plead, answer or demur within the time and under the pains and penalties prescribed by law and the rules and practices of this court; that your Honor will order a reference to be held by the Register of this Honorable Court to ascertain a reasonable amount to be paid by the defendant to your complainant as attorneys fees for complainant in this cause and for alimony pendente lite and for support of your complainant and the said children and that upon the holding of such reference your Honor will decree unto your complainant an amount to be paid to her by the defendant as such attorneys fee, alimony and maintenance suitable to her condition and state in life and as is consistent with the property and earning capacity of the defendant.

(page three)

That upon a final hearing of this case your Honor will grant unto your complainant a divorce mensa et thora from the defendant and will give and grant unto your complainant the custody and control of said children; that your Honor will further grant unto your complainant a reasonable amount to be paid her by the defendant for the maintenance and support of your complainant and the said children and, as in duty bound, your complainant will ever pray, etc.

Verna Adams Rabon  
As Complainant.

NORBORNE STONE,  
As Solicitor for Complainant.

FOOT NOTE:

The defendant, Robert M. Rabon, is required to answer each and every paragraph of the foregoing Bill of Complaint from 1 to 5, both inclusive, but not under oath, as oath is hereby expressly waived.

Verna Adams Rabon  
As Complainant.

NORBORNE STONE  
As Solicitor for Complainant.

The State of Alabama,  
Baldwin County.

Circuit Court of Baldwin County, In Equity.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Robert M. Rabon,

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of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Verna Adams Rabon,

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against said Robert M. Rabon,

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and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 10th day of February, 1927

*T. W. Richerson* Register.

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

2<sup>nd</sup> Original

SERVE ON \_\_\_\_\_

Circuit Court of Baldwin County  
In Equity.

No. \_\_\_\_\_

SUMMONS

Verna Adams Rabon.

vs.

Robert M. Rabon.

Stone & Stone.

Solicitor for Complainant

Recorded in Vol \_\_\_\_\_ Page \_\_\_\_\_

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this 10th  
day of February 1927

Sheriff.

Executed this 15<sup>th</sup>  
day of Feb. 1927

by leaving a copy of the within Summons with

R. M. Rabon  
Defendant.

J. W. Hadley  
Sheriff.

By J. P. White  
Deputy Sheriff.

VERNA ADAMA RABON,  
Complainant,

vs.

ROBERT M. RABON,  
Respondent.

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

Comes the Respondent in the above styled cause and for answer to the bill of Complaint heretofore filed by the Complainant and to each count thereof separately and severally states as follows:

The Respondent admits the allegations contained in Paragraph One.

The Respondent admits that part of Paragraph two in that the Complainant and the Defendant were married on to-wit, November 15, 1904, and lived together as man and wife until to-wit, the early part of 1927, but most emphatically denies the <sup>other</sup> allegations contained in said Paragraph two, and demands strict proof thereof.

Respondent most emphatically denies the allegations contained in Paragraph three and demands strict proof thereof.

The Respondent admits the allegations contained in Paragraph four in that there were born to the Complainant and the Respondent two children, namely: Ernest Rabon, a son, seventeen years of age and Robert Rabon, Jr., a son, who is eight years of age, but denies the other allegations that both of said children reside with the Complainant; that the Complainant is a fit and proper person to have the custody and care and control of said children but respectfully submits that the Complainant is not a fit and proper person to have the control of said children, but on the contrary that the Respondent is the proper and fit person to have the custody and control of said children.

The Respondent denies the allegations contained in Paragraph five and demands strict proof thereof.

Respondent prays that upon a final hearing of this cause the Court will decree that the Respondent is a proper person to have the custody and control of the children, and that he may have such other, further, different or general relief as the Court may determine that he is in equity and good conscience entitled to receive and as in duty bound he will ever pray, etc.

Robert M. Rabson

Respondent.

Leitch Beebe Otace

Attorneys for Respondent.

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Robson

vs

Robson

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Filed Mar 12/927

J. W. Pinner  
Register

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