

CARLIE J. McMILLAN;
Complainant.

-vs-

WILLIE LEE McMILLAN,
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, Carlie J. McMillan, and exhibits this, her Bill of Complaint for divorce against the respondent, Willie Lee McMillan and shows:-

(1). That your complainant and the respondent are over the age of twenty-one years and are bona fide residents of Alabama, the respondent residing in Mobile, Alabama and your complainant residing near Daphne in Baldwin County, Alabama; that your complainant has been such a resident of Baldwin County, Alabama for more than three years next immediately preceeding the filing of this Bill of Complaint.

(2). That your complainant and the respondent were married on heretofore, to-wit: September 10th., 1926 but did not live together on account of the matters hereinafter complained of.

(3). That the respondent, on the day of said marriage, voluntarily deserted and abandoned your complainant without just cause or legal excuse, *and has not returned to live with your complainant.*

(4). That a child was born of said respondent and complainant and is now twenty months old; that your complainant is a fit and proper person to have the custody and control of said child while the respondent is not such a fit and proper person.

PRAYER FOR PROCESS AND RELIEF:

THE PREMISES CONSIDERED, your complainant prays that all necessary notices, orders and decrees be made, entered and issued necessary to make the said Willie Lee McMillan party defendant hereto, requiring him to appear and plead, answer or demur, within the time and under the pains and penalties prescribed by

law and the rules 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; that your complainant be again permitted to contract the marriage relation should she so desire and that your Honor will further render, adjudge and decree that your complainant is a fit and proper person to have the care, sustody and control of said child and that the same be awarded to her and, as in duty bound, she will ever pray, etc.

NORBORNE STONE.
Solicitor for Complainant

FOOT NOTE:-

The respondent Willie Lee McMillan is required to answer each and every paragraph of the foregoing Bill of Complaint from 1 to 4, both inclusive, but answer under oath is hereby expressly waived.

NORBORNE STONE.
Solicitor for Complainant.

The State of Alabama, } Circuit Court of Baldwin County, In Equity,
Baldwin County.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Willie Lee Mc Millan,

of Mobile 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

Carlie J. Mc Millan,

against said

Willie Lee Mc Millan,

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 13th day of September 1928.

T. W. Richerson, Register

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

Original
48

RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY

SERVE ON.....

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Carlie J. Mc Millan,

vs.

Willie Lee Mc Millan,
Mobile Ala, and is working
at rosin yards of Taylor
Lowenstein & Co.

Norborne Stone

Solicitor for Complainant

Recorded in Vol. Page

D 9/17/28

Received in office this 17
day of Sept 1928

Pat. H. H. H.
Sheriff

Executed this day of
..... 192.....
by leaving a copy of the within Summons with

Defendant.

Sheriff.

By Deputy Sheriff.

Received Oct. 27, 1928,
and Willie Lee Mc
Millan "not found
in my custody"
Pat. H. H. H. Sheriff
H. Dodge, Jr.

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