

844

T. W. RICHESON
REGISTER AND CLERK OF THE CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALA.

Nov 2nd, 1929.

Hon. J. D. Radcliffe
Monroeville Ala.

Dear Sir

Since writing you in regard to cause
Clara Henson Gardner vs Harvey Gardner, the Sheriff
here has returned the original summons with the
return ~~by~~ Sheriff of Escambia Co Fla, stating that
copy was served on Harvey Gardner Oct 31st 1929.

As this Service was in another State I expect you
will want to advertise as non resident unless he answers
in a few days, if so let me know.

Yours truly.

T. W. Richeson

Dear Mr. Radcliffe:

Kindly refer to my letter
of the 2nd, instant. Defendant being
a non resident and Complainant
being a resident of Escambia
County, Alabama, I will have
to file the suit at Brewton.

J. D. Radcliffe

11/6/29

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

Harvey Gardner

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

Alora Ann Gardner

against said

Harvey Gardner

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

9th 192*7*

T. W. Richerson Register

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

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

Harvey Garner

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

Alma, Geraldine

against said

Harvey Garner

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

Set 192 *29*

T. W. Richerson Register

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

CLARA HENSON GARDNER, COMPLAINANT,
VS.
HARVEY GARDNER, RESPONDENT.

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

TO HONORABLE F. W. HARE, JUDGE OF SAID COURT:

Humbly complaining your oratrix, Clara Henson Gardner, brings and exhibits this bill of complaint against the respondent, Harvey Gardner, and in support thereof respectfully shows and represents unto your Honor the following facts, to-wit:

FIRST.

That oratrix, Clara Henson Gardner, is over twenty-one years of age, and a resident of Escambia County, Alabama; that oratrix has been a bona fide resident of said County and State for more than three years next preceeding the filing of this bill of complaint. That the respondent, Harvey Gardner, is over twenty-one years of age, and a resident of Baldwin County, Alabama.

SECOND.

That oratrix, Clara Henson Gardner, and respondent, Harvey Gardner, were legally married to each other in Monroe County, Alabama, on, to-wit, February 6th., 1926; that there is one child the issue of said marriage, namely, Mavis Louise Gardner, a girl to-wit, three years of age. That more than two years ago and in Baldwin County, Alabama, said respondent, Harvey Gardner, without just cause or legal excuse, voluntarily abandoned oratrix's bed and board, and has since said time continuously remained away from your oratrix and has refused to live with oratrix as her husband; that since said abandonment as aforesaid respondent has refused to contribute anything towards the support and maintenance of oratrix and said child the issue of said marriage.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED, oratrix, Clara Henson Gardner, prays that the said Harvey Gardner be made a party respondent to this bill of complaint, and that the usual and proper process of this Honorable Court issue to him ordering and directing him to answer, plead or demur to the

same within the time and under the penalties prescribed by law and the rules of this court.

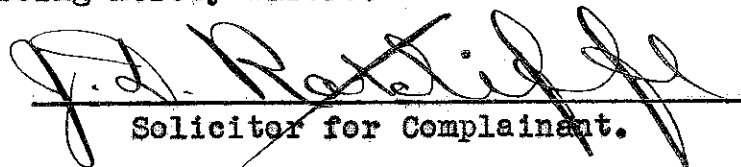
PRAYER FOR RELIEF.

THE PREMISES CONSIDERED, oratrix, Clara Henson Gardner, further prays that upon a final hearing of this cause your Honor will grant her a divorce forever dissolving and annulling the bonds of matrimony heretofore subsisting between oratrix and said respondent, Harvey Gardner, and that oratrix be given the right and privilege of marrying again should she elect so to do; that the care and custody of said child, Mavis Louise Gardner, the issue of said marriage, be given and awarded to your oratrix. And oratrix prays for such other, further, different, additional and general relief as in equity and good conscience she may be entitled, and oratrix will ever pray, etc.


Solicitor for Complainant.

FOOT-NOTE:

The respondent, Harvey Gardner, is hereby required to answer each and every paragraph of the above and foregoing bill of complaint, but not under oath, answer under oath being hereby waived.


Solicitor for Complainant.

2 Original

out of state

SERVE ON

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

J. J. ...

vs.

Harvey ...
...

J. D. ...

Solicitor for Complainant

Recorded in Vol. _____ Page _____

Out State

11/1/29 C. ...

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this

3rd

day of

Nov

1927

Sheriff.

Executed this

day of

192

by leaving a copy of the within Summons with

Defendant,

Sheriff.

By

Deputy Sheriff.

Copy

SERVE ON.....

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Clara Hanson Gentry

vs.

Harvey Gardner
et al
et al

J. D. Haddock
Solicitor for Complainant

Recorded in Vol. Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this *5th*
day of *April* 192*7*

Sheriff.

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

Defendant.

Sheriff.

By
Deputy Sheriff