

1087
JOE HINOTE,

Complainant,

-VS-

BERTHA HINOTE,

Respondent.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

ORIGINAL BILL OF COMPLAINT.

TO THE HONORABLE THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA-EQUITY SIDE, AND THE HON. FRANCIS W. HARE, JUDGE THEREOF:-

Comes your Complainant, Joe Hinote, and exhibits this his Bill of Complaint against the Respondent, Bertha Hinote, and for grounds thereof shows as follows:-

FIRST:

That your Complainant and the Respondent are of sound mind and over the age of twenty-one years; that both your Complainant and your Respondent are bona fide residents of the State of Alabama, the Complainant residing at Loxley, Alabama, and the Respondent residing at 700 Pillans Street, Mobile, Alabama; that they have been residents of this county for more than three years next preceding the filing of this Bill of Complaint.

SECOND:

That your Complainant and Respondent were married on heretofore, to-wit, the 14th day of November, 1929, and lived together as husband and wife until the Respondent, without just cause or legal excuse, voluntarily deserted and abandoned your Complainant on, to-wit, about the 2nd day of December, 1929; that such abandonment and desertion took place in Baldwin County, Alabama, and has continued without interruption for more than two years before the filing of this Bill of Complaint.

PRAYER FOR PROCESS AND RELIEF.

THE PREMISES CONSIDERED, Complainant prays that Respondent be made a party to this cause by the usual process of this Court.

That upon a final hearing hereof your Honor will render, adjudge and decree that the Bonds of matrimony heretofore existing between your Complainant and the Respondent be forever dis-

solved and that your Complainant be again permitted to contract marriage should he so desire, and that there be granted such other or different relief to which your Complainant may be entitled in equity and good conscience. And as in duty bound your Complainant will ever pray, etc.

Joe Harris & Complainant
Solicitors for Complainant.
Hyatt, Heard & Chason

FOOT NOTE:-

The Respondent is required to answer each and every paragraph of the foregoing Bill of Complaint from "FIRST" to "SECOND", inclusive, but answer under oath is hereby expressly waived.

Hyatt, Heard & Chason
Solicitors 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 Bertha Hinote,

700 Pillans St, Mobile Ala.

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 Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Joe Hinote,

against said

Bertha Hinote,

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 20th day of

September, 1932

T. W. Richerson

Register

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

Copy

SERVE ON.....

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Joe Hinate

My address

.....

vs.

Bertha Hinate,

700 Pellam St

.....

Hybart, Heard & Chason,
Solicitor for Complainant

Recorded in Vol. Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this
day of 192

.....
Sheriff.

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

.....
Defendant.

.....
Sheriff.

By
Deputy Sheriff

[Faint handwritten notes]

Copy

SERVE ON.....

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Joe Hinate

Missing Address

vs.

Bertha Hinate,

700 Pillars St

Hylbart, Heard & Chason,

Solicitor for Complainant

Recorded in Vol. Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this

day of 192

Sheriff.

Executed this day of

192

by leaving a copy of the within Summons with

Defendant,

Sheriff.

By

Deputy Sheriff

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 Bertha Hinote,

700 Pillans St, Mobile Ala.

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

Joe Hinote,

against said

Bertha Hinote,

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 20th day of September, 1932.

T. W. Richerson Register

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

20
2
SERVE ON

Original
Farm
Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Joe Hinote

vs.

Bertha Hinote,
700 Pillans St
Mobile Alabama.

Hybart, Heard & Chason,
Solicitor for Complainant

Recorded in Vol. Page.

Does not Page 21

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this
day of 192

Sheriff.

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

Defendant.

Sheriff.

By Deputy Sheriff.

Not found in my County after diligent search and inq
this 27 day of Sept. 193

W. H. HOLCOMBE, Jr., Sheriff

A. B. Farmer

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY.

No. 1087

Joe Hinote
VS.
Bertha Hinote

PLAINTIFF
DEFENDANT

Bill of Costs

Fees of Register		Dollars	Cts.	Brought Forward	
Filing each bill and other papers	\$ 10	10		For receiving, keeping and paying out or distributing money, etc.; 1st \$1,000 1 per ct.; all over \$1,000, and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000, and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	215
Issuing each subpoena	50	50		Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received,	
Issuing each copy thereof	40	40		Each Notice sent by mail to creditors	15
Entering each return thereof	15	15		Filing, Receipting for and docketing each claim, etc.	25
For each order of publication	1 00			For all entries on subpoena docket, etc.	50
Issuing writ of injunction	1 50			For all entries on commission docket, etc.	50
For each copy thereof	50			Making final record, per 100 words	15
Entering each return thereof	15			Certified copy of decree	1 00
Issuing writ of attachment	1 00			Report of divorce to State Health office Acts 1915	50
Entering each return thereof	15			Total Fees of Register	290
Docketing each case	1 00	1 00			
Entering each appearance	25			Fees of Sheriff	
Issuing each decree pro confesso on persl ser	1 00			Serving and returning subpoena on deft.	\$ 1 50
Issuing each decree pro confesso on publication	1 00			Serving and returning subpoena for witness	65
Each order appointing guardian	1 00			Levyng attachment	1 50
Any other order by Register	50			Entering and returning same	25
Issuing commission to take testimony	50			Selling property attached	
Receiving and filing	10			Impaneling Jury	75
Endorsing each package	10			Executing writ of possession	2 50
Entering order submitting cause	50			Collecting execution for costs	1 50
Entering any other order of Court	25			Serving and returning sci. fa., each	65
Noting all testimony	50			Serving and returning notice	65
Abstract of cause, etc.	1 00			Serving and returning writ of injunction	1 50
Entering each decree	75			Serving and re: urnng writ of exeat.	1 50
For every 100 words over 500	15			Taking and approving bonds, each	75
Taking account, etc.	3 00			Collecting money on execution	
Taking testimony, etc.	15			Making deed	2 50
Each report, 500 words or less	2 50			Serving and returning application, etc.	1 00
For every 100 words over 500	15			Serving attachment, contempt of court	1 50
Amount claimed less than \$500, etc.	2 00			Total Fees of Sheriff	
Issuing each subpoena	25				
Witness certificate, each	25			Recapitulation	
Issuing execution, each	75			Register's Fees	2 90
Entering each return	15			Sheriff's Fees	1 50
Taking and approving bond, each	1 00			Commissioner's Fees	90
Making copy of bill, etc.	15			Solicitor's Fees	
Each notice not otherwise provided for	50			Witness Fees	
Each certificate or affidavit, with seal	50			Guardian Ad Litem	
Each certificate or affidavit, no seal	25			Printer's Fees	
Hearing and passing on application, etc.	3 00			Trial Tax	3 00
Each settlement with receiver, etc.	3 00			Recording Decree in Probate Court	
Examining each voucher of receiver, etc.	10				
Examining each answer, etc.	3 00			TOTAL	7 40
Recording resignation, etc.	75				
Entering each certificate to Supreme Court	50				
Taking questions and answers, etc.	25				
For all other service relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fees as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 per cent.; all over \$100, and not exceeding 1,000, 1 1-2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.		2 15			
Sub Total Carried Forward				Dismissed without prejudice.	10 05

Received payment this _____ day of _____ 193 _____

Register.

Cost Bill to Robert Heard + Chason for Pff 2/14/34

Circuit Court, Baldwin County, Ala.
In Equity.

No.

1087

vs.

Cost Bill

Paid

193

Register.