

FREDDIE MAY JOHNSON,)
Complainant.)
vs)
ABE JOHNSON,)
Defendant.)

CIRCUIT COURT, BALDWIN COUNTY,
ALABAMA.

In Equity.

Comes Abe Johnson and for answer to the complaint in the above styled cause files this as his answer and cross-bill.

The Defendant admits the allegations contained in paragraph FIRST, and SECOND.

The Defendant denies the allegations contained in paragraph THIRD and demand strict proof of same.

The Defendant admits the allegations contained in paragraph FOURTH, except the following: That the defendant Abe Johnson is not a proper or fit person to care for, manage or have the custody or control of the said female child; defendant demands strict proof as to this allegation.

For answer to the FIFTH paragraph of the bill of complaint defendant says: He denies that he is possessed of real or personal property and states that his earning capacity is such that he can care for his wife and minor child, provided they will live with him in the home he has provided near his work; that he is not making any great amount of money as the fingers has been cut from one of his hands, but that he is willing and will gladly place all he makes to provide and care for his wife and minor child, if his wife will return, bringing the child with her, and live with defendant. Defendant admits or states that if the complainant is possessed of any property real or personal he does not know it. Defendant states that he is now and has always been ready to provide the complainant and their minor child with a home, care for, maintain, support and educate them in the best way possible considering the amount of money earned by him; that he now desires and wishes his wife the Complainant in this cause to return and live with him.

ONE The Defendant further states that he has not mistreated his wife or child in any way and states the fact to

that he is compelled to work out in the country and that his wife does not like this but desires to return to the city and live as she likes and not according to defendants earning capacity. Defendant states that his wife has no means of support other than by her labor and he admits as true the statement that she is unable to care for, maintain, support and educate the said minor child. The Defendant is informed and believes and on such information and belief alleges the truth to be that the said Freddie May Johnson, has carried or caused to be carried the said minor child out of the State of Alabama and out of the jurisdiction of this court by taking the said child into the State of Florida. X

PRAYER FOR PROCESS.

The premises considered, Defendant Abe Johnson, prays that this be taken as his cross bill and answer to the Original Bill of Complaint filed in this cause, that such orders and decrees be made and issued as necessary to make the said Freddie May Johnson party respondent to this cross bill; that subpoenas issue in the regular and usual manner of this Honorable Court and that the said Freddie May Johnson be required to answer, plead or demur to this cross bill and answer as provided by law or that same be forever confessed.

PRAYER FOR RELIEF.

That Your Honor will cause the writ of injunction to issue restraining the said Freddie May Johnson from proceeding further in this cause until the said minor child is brought and restraining Complainant from keeping said child out of the jurisdiction in the jurisdiction of this court; that a writ or necessary order be issued keeping the said child within the jurisdiction of this Honorable Court until the final hearing of this cause,

That if Defendant, Abe Johnson, is mistaken in the relief prayed then your Honor Will grant unto him such other, different and general relief as he may in justice and equity be entitled.

FOOT NOTE:

The Complainant, Freddie May Johnson, is required to answer each and every paragraph of the foregoing Complaint on Cross Bill numbered "ONE" , but not under oath, answer under oath being hereby expressly waived.

PAGE & MOORER,
Solicitors for Defendant.

State of Alabama,
Baldwin County.

Before me, Henry D. Moorer, a Notary Public in and for said County and State, personally appeared Abe Johnson, who, being by me first duly and legally sworn doth depose and say:

That the allegations contained in the foregoing cross bill and answer is true and correct.

Dated at Bay Minette, Alabama, this 20th day of ^{May} ~~June~~, 1919.

witness
Hy ~~Johnson~~ Abe Johnson

Subscribed and sworn to before me this 20th Day of ^{May} ~~June~~, 1919.

Henry D. Moorer
Notary Public.

-----X
FREDDIE MAY JOHNSON,
Complainant.

-vs-

ABE JOHNSON,
Defendant.
-----X

IN THE CIRCUIT COURT-EQUITY SIDE.
STATE OF ALABAMA.
BALDWIN COUNTY

TO THE HONORABLE, THE CIRCUIT COURT-EQUITY SIDE, AND THE HONORABLE
A. E. GAMBLE, JUDGE THEREOF, IN EQUITY SITTING:-

Your Oratrix Freddie May Johnson exhibits this, her original
bill of Complaint for divorce against Abe Johnson and respectfully
represents and shows unto your Honor as follows;

FIRST.

That Your Oratrix and the defendant, Abe Johnson, are both
over the age of twenty-one years, are "bona fide" residents of the
State of Alabama, where they have resided for the past ten years or
more.

SECOND.

That Your Oratrix and the defendant were married during the
year 1906 on the 7th day of November and lived to-gether as man and
wife until on to-wit; February 29th, 1918.

THIRD.

That on to-wit, February 29th, 1918, your Oratrix left the home
of the defendant which was at or near Stapleton, Baldwin County, Ala.,
because of the cruel and inhuman conduct and actions of the said de-
fendant; that the conduct of the defendant, Abe Johnson, was such
that your Oratrix had reasonable apprehension of actual violence be-
ing committed on her person, attended with danger to her life or
health.

FOURTH.

That there has been born to your Oratrix and the defendant by
said marriage one female child named Mattie Lucile Johnson. That
said child is now in the custody of your Oratrix who is a proper and
fit person to care for the said child; that the defendant Abe Johnson
is not a proper or fit person to care for, manage or have the custody
or control of the said female child.

FIFTH.

That the defendant, Abe Johnson, is possessed of real and personal property, your Oratrix is informed. His earning capacity is such that he is well and amply able to care for, maintain and support your Oratrix during the pendency of this suit, pay her reasonable attorneys fee for the bringing of the same, and to pay unto her a suitable amount as permanent alimony. That your Oratrix is not possessed of any estate in her own right, either of real or personal property, nor is her earning capacity such as to enable her to pay her attorneys for the bringing of this suit, nor maintain her during the pendency of the same, nor support and maintain her hereafter, nor care for, maintain, support and educate the said minor child Mattie Lucile Johnson.

PRAYER FOR PROCESS.

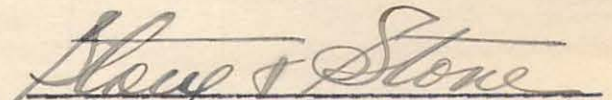
The premises considered, Oratrix prays that your Honor will cause to be issued out of this honorable court, according to the rules and practices thereof, a subpoena, causing the said defendant, Abe Johnson, to appear and plead, answer or demur, to this original bill of complaint within the time required by law, or suffer the same to be confessed against him under the pains and penalties of this honorable court. That your Honor will order a reference to be held before the Register in Chancery to enquire into the estate and earning capacity of the defendant and to ascertain an amount as alimony pendente lite, attorneys fees and permanent alimony, as will be suitable to the condition in life of your Oratrix and their minor child, and as will be consistent with the estate and earning capacity of the defendant.

PRAYER FOR RELIEF.

That upon the hearing of the reference that Your Honor will grant unto your Oratrix a suitable amount as alimony pendente lite, & attorneys fees; and permanent alimony.


That upon a final hearing of this cause, that Your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between the defendant, Abe Johnson, and the Oratrix, Freddie

Johnson, be forever dissolved and that your Oratrix will be again permitted to contract the marriage relation; that your Honor will also decree and grant unto her a suitable amount as ~~E~~ permanent alimony, suitable to her condition in life and consistent with the estate and earning capacity of the defendant. And that Your Honor will grant unto her the custody, care, control and management of the minor child Mattie Lucile Johnson. As in duty bound she will ever pray, etc., etc.,


Solicitors for complainant.

FOOT NOTE:-

The defendant, Abe Johnson, is required to answer each and every paragraph of the foregoing bill of complaint from "FIRST" to "FIFTH". both inclusive, but not under oath, answer under oath being hereby expressly waived.


Solicitors for Complainant.

ns.

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 Abe Johnson

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

Freddie May Johnson

against said

Abe Johnson,

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 April

1919.

T. W. Richerson

Register.

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

Original

Serve on.....

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

No. 170

SUMMONS.

Freddie May Johnson.

vs.

Abe Johnson

Stone and Stone.

Solicitor for Complainant.

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THE STATE OF ALABAMA,
BALDWIN COUNTY.

Received in office this 13th

day of April 1919

O. B. Richerson
Sheriff.

Executed this 3 day of

April 1919

by leaving a copy of the within Summons with

Abe Johnson
Defendant

O. B. Richerson
Sheriff

By *J. F. Hayles*
Deputy Sheriff.