

EMILY ALICE GOLDSMITH,)	
Complainant,)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA.
JOHN ROLAN GOLDSMITH,)	IN EQUITY. No. _____
Respondent.)	

To the Honorable Judge of the Circuit Court of Baldwin County, Alabama: Sitting in Equity.

Emily Alice Goldsmith, who is over twenty-one years of age, and who resides in Baldwin County, Alabama, presents this her bill of complaint against her husband, John Rolan Goldsmith, who likewise resides in Baldwin County, Alabama, and who is over twenty-one years of age, and shows unto Your Honor, as follows:

FIRST:

That she and the respondent, John Rolan Goldsmith, intermarried in the County of Baldwin, State of Alabama, on November 19, 1923, and they lived together in said county as man and wife until April 9, 1924, at which time the complainant, because of the respondents cruelty and inhuman treatment, hereinafter set out, was caused to leave the respondent and that she has remained away since, living separate and apart from the respondent.

SECOND:

Complainant alleges that during the months of February and March 1924, the respondent, on several occasions threatened to strike and beat the complainant, on one occasion, with a stick one-half inch wide, and on another occasion respondent threatened to slap complainant out of a chair. Complainant further alleges that during the latter part of March, or the first part of April, the respondent in one of his rages used insulting and abusive

language to both the complainant and complainant's two children, by a former marriage, and that during his rage he threatened to strike all three with a stick which he was waving threateningly towards complainant; that he immediately proceeded to beat upon one of the children and whipped him severely all around the house, bruising him severely and threatening the complainant with the same treatment, which he would have administered except that complainant managed to get out of his way. Complainant further alleges that because of the defendant's inhuman treatment and because of her continued fear and mental anguish for the safety and care of herself and children, she was caused to be ill and was thereby confined to her bed for several days under the care and treatment of physicians. Wherefore complainant prays that the respondent, John Rolan Goldsmith, be made a party respondent to this bill and that process according to the practice of this Honorable Court issue against him. Complainant further prays that your Honor will at once grant to her an injunction against the respondent, restraining and enjoining him, pending the termination of this cause, from conveying, transferring, assigning or otherwise encumbering or disposing of, to any person whomsoever, any part of his estate, real or personal. Complainant further prays that your Honor will make to complainant an allowance sufficient for her maintenance and support during the pendency of this proceeding and for the expenses of the prosecution of this cause, including reasonable solicitors fee therefor.

Complainant further prays that Your Honor will be pleased at the hearing of this cause to decree that complainant is entitled to alimony to be paid her by respondent and will by decree fix the amount of said alimony, and further that Your Honor will impound a sufficient portion of the estate of the respondent to be held in such manner as Your Honor may

decree as security for the payment of such alimony from time to time, and the performance of such decrees of this Court, with reference thereto, as this Honorable Court may make. Complainant further prays that the bonds of matrimony heretofore existing between complainant and respondent be forever dissolved and for such other relief as may in equity and good conscience be due your complainant in the premises, and your complainant will ever pray, etc.

Gauard Mahommed Arnold
Attorneys for Complainant.

FOOT NOTE: The respondent is required to answer each allegation, Section and Paragraph of this bill, but oath thereto is hereby waived.

Gauard Mahommed Arnold
Attorneys 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 John Rolan Goldsmith,

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

Emily Alice Goldsmith,

against said

John Rolan Goldsmith,

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 2nd, day of August,

192 4.

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.

SUMMONS

Emily Alice Goldsmith,

vs.

John Rolan Goldsmith,

Gaillard, Mahorner & Arnold.
Solicitor for Complainant.

Recorded in Vol. Page

THE STATE OF ALABAMA
BALDWIN COUNTY

Received in office this 2nd
day of August, 1924

W.R. Stuart
Sheriff.

Executed this 24th day of
September 1924

by leaving a copy of the within summons with
John Rolan D Goldsmith

Defendant.

W.R. Stuart
Sheriff.

By
Deputy Sheriff.

~~John Rolan D Goldsmith
Not found in Baldwin
Co this 9th day
of Sept 1924
W.R. Stuart
Sheriff~~

EMILY ALICE GOLDSMITH

Circuit Court Baldwin County. Ala.

VS

EQUITY SIDE.

JOHN ROLAN GOLDSMITH

DEMURRER TO ORIGINAL BILL.

And now comes the respondent John Rolan Goldsmith, and demurs to the original Bill of Complaint in this cause filed and for cause of demurrer shows.

Ist.

That the bill is without Equity.

2nd.

That said Bill of Complaint does not allege any ground for divorce under the laws of The State of Alabama.

Wherefore this Petitioner demurs to said bill and to all matters contained therein and prays the judgement of this Honorable Court whether he shall be compelled to make any further answer thereto, and prays to be dismissed with his reasonable costs in this behalf expended.

Stone & Stone

Solicitors for Respondent.

Original

GOLDSMITH

VS

GOLDSMITH.

IN EQUITY

DEMURRER.

Filed Oct. 3rd. 1924.

T. W. Reimann
Attorney