

IN THE CIRCUIT COURT OF ETOWAH COUNTY, ALABAMA

ANGIE LEIGH HORTON, *
PLAINTIFF *
VS. *
JONATHON WADE HORTON, *
DEFENDANT *

CIVIL ACTION NO. *WR-91-640-WHR*

VERIFIED COMPLAINT
AND MOTION FOR RESTRAINING ORDER

COMES NOW the plaintiff in the above styled cause, and files this, her Bill of Complaint for Divorce as follows:

1. That the plaintiff is 17 years of age and may file a complaint for divorce under the authority of Alabama Code §30-2-6 (1975). The defendant is 18 years of age. Both parties are bona fide resident citizens of Etowah County, Alabama, and have been such for more than six months next preceding the filing of this Complaint.

2. That the parties were married on December 7, 1990, and lived together as husband and wife until August 18, 1991, at which time they separated and have not lived together since.

3. That the parties have developed such a complete incompatibility of temperament that they can no longer live together as man and wife.

4. That of the marriage was born one child whose name is [REDACTED]

5. That the plaintiff avers that she should have

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custody of the parties minor child for it is in the best interest of the child for the plaintiff to have custody of the parties' minor child.

6. That the defendant is a violent and vicious man. Throughout the marriage, the defendant has physically assaulted the plaintiff with such attacks being attended with danger to life or health. On August 18, 1991, the defendant attempted to strike the plaintiff, and, in his attempt to do so, he struck the plaintiff on the cheek and struck the parties' minor child over the right eyebrow.

7. Because of the defendant's violent nature and aggressive conduct exhibited throughout the marriage, the plaintiff fears for her health and safety and requests an order restraining the defendant from coming around, harassing, phoning or contacting the plaintiff. The plaintiff has moved from the parties' residence.

WHEREFORE, PREMISES CONSIDERED, plaintiff prays that the Court will take jurisdiction of this Bill of Complaint, and after testimony is taken, ore tenus, that she will be awarded the following relief:

A. An absolute divorce with the right to again contract marriage;

B. That the care, custody and control of the minor child of the parties be awarded to Angie Leigh Horton, the plaintiff;

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