

C/C

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

NO. 464-227

DIVISION 1

JUN-2-67 02 14151\*\*\*\*12.00  
DOCKET 5  
JUN-2-67 02 14151\*\*\*\*15.00

MRS. JULIA GARZA, wife of  
Rafael B. CRUZ

vs.

RAFAEL B. CRUZ

FILED: June 2, 1967

A. Chiswick  
Deputy Clerk

SEPARATION FROM BED AND BOARD

The petition of Mrs. Julia Garza, wife of Rafael B. Cruz, of age and a resident of the City of New Orleans, State of Louisiana, with respect represents:

1.

That she was married to her said husband, who is also of age and a resident of the City of New Orleans, State of Louisiana, on April 5th, 1959, in the City of Austin, State of Texas, and thereafter the parties removed to the City of New Orleans, State of Louisiana, where the matrimonial domicile was established on July 1st, 1966.

2.

That there were two children born of this marriage, namely Miriam Ceferina Cruz, now age  $5\frac{1}{2}$  years, and Roxana Lourdes Cruz, now age  $4\frac{1}{2}$  years, both presently in the care, custody and control of your petitioner.

3.

That your petitioner has always been a kind and dutiful wife and has done all in her power to make the home of the defendant happy and comfortable, but notwithstanding his marital vows, defendant abandoned petitioner on the 25th day of March, 1967 and has never since returned; that at the time of the abandonment, the parties were residing at 201 French Street, in the City of New Orleans, where petitioner and the minor children continue to reside.

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4.

That petitioner is in necessitous circumstances and has no income other than that received from her husband, who is gainfully employed, and that defendant should be condemned to contribute for the support of his minor children the sum of \$600.00 per month for the months of June, July and August and \$100.00<sup>per month</sup>/thereafter.

5.

Petitioner further avers that she desires to remove the children from the jurisdiction of this Court to reside in the City of Austin, State of Texas, for the reason that in order to qualify herself for employment, it is necessary that she take additional courses in languages and take a Master's degree; that she and the children have previously resided in Austin, Texas, and that it will be for the best interest of the children and welfare of the children to remove them from the jurisdiction of this Court and that her husband, the defendant, has no objection.

6.


Petitioner further avers that she desires that this Court render judgment fixing the right of visitation with the minor children and she suggests that the Court permit the children to be with the defendant for two weeks during the calendar year, conditioned upon his not removing the children from the territorial boundaries of the United States and upon his calling for the children and returning them personally to their domicile, all at his expense; she further requests that he be allowed the right of visitation with the children on every fourth week-end during the month, said visitation to include Saturdays and Sundays.

WHEREFORE, premises considered, petitioner prays that the said defendant be duly cited to appear and answer this petition and that, after due proceedings had, there be judgment herein in favor of your petitioner and against the defendant, Rafael B. Cruz, decreeing a separation from bed and board;

Petitioner further prays that she be awarded the temporary care, custody and control of the two minor children and that she be

authorized to remove them from the jurisdiction of this Court to reside in the City of Austin, State of Texas, and that defendant be awarded the right of visitation with his two minor children for two weeks during the calendar year, conditioned upon his not removing the children from the territorial boundaries of the United States and upon his calling for the children and returning them personally to their domicile, all at his expense; further that he be allowed the right of visitation with the children on every fourth week-end during the month, said visitation to include Saturdays and Sundays.

Petitioner further prays that the said defendant be condemned to contribute alimony for the support of his minor children in the sum of \$600.00 per month for the months of June, July and August and \$400.00 per month thereafter.

  
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SYDNEY J. PARLOUGUE  
Attorney for Petitioner  
516 Nat. Bank of Commerce Bldg.  
New Orleans, La. 70112

PLEASE SERVE DEFENDANT AT:

RAFAEL B. CRUZ at  
Geocom Geoph. & Comp. Services, Inc.  
723 Howard Ave.  
New Orleans, La. 70130

45  
125

Civil District Court for the Parish of Orleans

STATE OF LOUISIANA

No. 464-227

DIVISION "F"

DOCKET No. 5

FILED

June 29, 1967

E. Ewald

Deputy Clerk

MRS. JULIA GARZA, wife of Rafael B. CRUZ 67 0235510/\*\*\*\*\*151

VS.

RAFAEL B. CRUZ

PERSONALLY came and appeared before me, the undersigned authority:

MRS. JULIA GARZA, wife of Rafael B. Cruz the  
Plaintiff in the above

numbered and entitled cause, who, being first duly sworn, did depose and say:

THAT RAFAEL B. CRUZ, the defendant  
herein, is not in the military services of the United States of America nor in that of any of its allies.

[Signature]  
Affiant

Sworn to and subscribed

before me this 29th day of

June, 19 67

[Signature]  
Notary Public

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CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

NO. 46A-227

DIVISION

DOCKET 5

MRS. JULIA GARDA, wife of  
RAFAEL B. CRUZ  
VS.  
RAFAEL B. CRUZ

CITATION

TO: Rafael B. Cruz, c/o Geocom Geograph. & Comp. Services, Inc.  
723 Howard Ave., New Orleans, La.

YOU ARE HEREBY CITED to either comply with the demand contained in the petition of which certified copy accompanies this citation, or make an appearance, either by filing a pleading or otherwise, in The Civil District Court for the Parish of Orleans, State of Louisiana, the address of which is The Civil Courts Building, 421 Loyola Avenue, New Orleans, Louisiana, within fifteen days after the service hereof under penalty of default.

Witness the Honorables ALEXANDER E. RAINOLD, OLIVER P. CARRIERE, CLARENCE DOWLING, HOWARD J. TAYLOR, DAVID GERTLER, PAUL P. GAROFALO, S. SANFORD LEVY, RICHARD J. GARVEY and WALTER F. MARCUS, JR., Judges of the said Court.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of The Civil District Court for the Parish of Orleans, State of Louisiana, this 2nd day of June in the year of our Lord 19 67

THOMAS S. BUCKLEY, Clerk of  
The Civil District Court for the  
Parish of Orleans, State of Louisiana

by J. Olson  
Deputy Clerk.

Clerk's Office, Room 402, Civil Courts Building  
421 Loyola Avenue, New Orleans, Louisiana

SHERIFF'S RETURN:

On the 2nd day of June 1967 I served a copy of the within  
CITATION AND ACCOMPANYING PETITION  
On Rafael B. Cruz  
in person \_\_\_\_\_  
Returned same day  
Sheriff's Exec. [Signature]  
Deputy Sheriff of Orleans Parish  
Deputy Sheriff

No.
<b>FILED</b>
JUN 12 1967
M. Taylor DEPUTY CLERK CIVIL DISTRICT COURT

CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS  
STATE OF LOUISIANA

NO. 464-227

DIVISION "F"

DOCKET 5

MRS. JULIA GARZA, wife of  
Rafael B. CRUZ

vs.

RAFAEL B. CRUZ

JUN 29-67 0230500A4488AA.71

J U D G M E N T

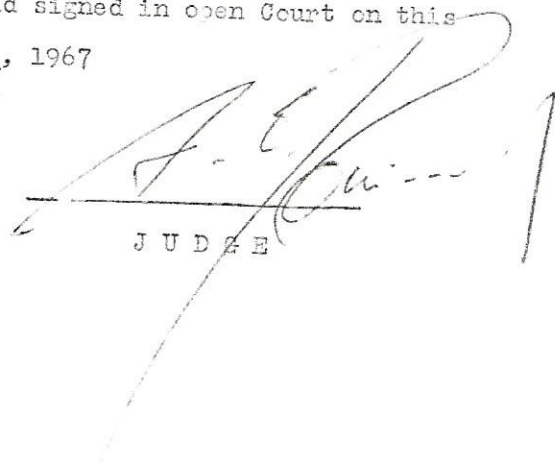
On motion of Sydney J. Parlougue, Attorney for plaintiff, and on producing to the Court due proof in support of the plaintiff's demands, the Court considering the law and the evidence to be in favor of the plaintiff, for the reasons orally assigned,

IT IS ORDERED, ADJUDGED AND DECREED that the default herein entered on the 22nd day of June, 1967, be now confirmed and made final and accordingly, let there be judgment herein in favor of the plaintiff, Mrs. Julia Garza, wife of Rafael B. Cruz, and against the defendant, Rafael B. Cruz, decreeing a separation from bed and board between them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Mrs. Julia Garza, wife of Rafael B. Cruz, be and she is hereby awarded the temporary care, custody and control of the two minor children, Miriam Ceferina Cruz and Roxane Lourdes Cruz, and that she be permitted to take the children out of the jurisdiction of this Court to reside in the City of Austin, State of Texas, and that the defendant, Rafael B. Cruz, be awarded the right of visitation with his minor children in the City of Austin, Texas, and that he have the children with him for a two-week period during the calendar year 1967, conditioned upon his not removing the children from the territorial boundaries of the United States of America, and upon his calling for the children personally and returning them personally to their domicile in Austin, at his expense. He is further to be allowed the right of visitation with the children in Austin every fourth week-end during the month, said visitation to include Saturdays and Sundays.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defend-  
ant Rafael B. Cruz, be condemned to contribute alimony for the sup-  
port of his minor children in the sum of \$600.00 per month for the  
months of June, July and August, and \$400.00 per month thereafter,  
payable to his wife at her domicile.

JUDGMENT READ, RENDERED and signed in open Court on this  
29 day of June, 1967  
New Orleans, Louisiana

  
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J U D G E