

654

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 ANNA LOUISE PIERCE, ERNESTINE JEANETTE PIERCE and LOUANNA PIERCE 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 H. L. Pierce against said Anna Louise Pierce, Ernestine Jeanette Pierce and Louanna Pierce, and further to do and perform what said Judge shall order and direct in that behalf. And this the said Respondents 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, R. S. DUCK, Register of said Circuit Court, this 5th day of August, 1940.

R. S. Duck
Register.

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Comes your Petitioner, H. L. PIERCE, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That your Petitioner is over twenty-one years of age and a bona fide resident of Baldwin County, Alabama.
2. That on June 27th, 1938, your Petitioner was appointed by and qualified in the Probate Court of Baldwin County, Alabama, as Guardian of Anna Louise Pierce, Ernestine Jeanette Pierce and Edna Mae Pierce, minors under fourteen years of age.
3. That subsequent to his appointment as Guardian of said minors, the said Edna Mae Pierce moved to the State of Illinois, in Cook County, and that Fred Foerster of the City of Chicago, Cook County, Illinois, is now the Guardian of her person and estate.
4. That on August 22nd, 1934, Ernest A. Pierce and Rose Pierce, his wife, the father and mother of said minors, Anna Louise Pierce, Ernestine Jeanette Pierce, and Edna Mae Pierce, executed and delivered to the Land Bank Commissioner a mortgage on the following described lands in Baldwin County, Alabama, to-wit:

Tracts 56, 57, 58 and 59, in Section 36, Township 6 South, Range 2 East, as per plat of River Park Fruit Company lands of record in the office of the Probate Judge of Baldwin County, Alabama, otherwise described as the South half of the Northeast quarter of the Northwest quarter and the Southeast quarter of the Northwest quarter and the East half of the Southwest quarter of the Northwest quarter of Section 36, Township 6 South, Range 2 East, in Baldwin County, Alabama, containing in all 80 acres, more or less;

that said mortgage was filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 8th, 1934, and is of record therein in Mortgage Book 61, pages 439-41; that the said mortgage was in the principal sum of One Thousand (\$1,000.00) Dollars, with interest thereon at the rate of 5% per annum, payable as follows: Interest payments on said principal sum or the unpaid balance thereof to be made annually on the 1st day of July in each year, said principal sum being payable on the amortization plan, and in ten equal successive annual installments of \$100.00 each, the first such installment being payable on the 1st day of July, 1938, and the remaining installments being payable on each succeeding interest payment date to and including the 1st of July, 1947, unless sooner paid.

5. That subsequent to the execution and delivery of said mortgage, the said Ernest A. Pierce and Rose Pierce have both died; that the heirs and next of kin of said minors, Anna Louise Pierce, Ernestine Jeanette Pierce and Edna Mae Pierce, are:

H. L. Pierce, your Petitioner, and Louanna Pierce, their paternal grandfather and grandmother, both residents of Fairhope, in Baldwin County, Alabama, with whom the said Anna Louise Pierce and Ernestine Jeanette Pierce, minors, now live.

6. That the said mortgage herein described is and has been for sometime in arrears and subject to foreclosure; that the Federal Land Bank of New Orleans, as Agent for the Land Bank Commissioner, the holder and owner of said mortgage, has agreed with your Petitioner and consented to re-amortize said mortgage and thereby materially reducing the annual installments.

7. That the said minors do not have a sufficient income to pay the original installments, and that it is to their best interest that the said mortgage be re-amortized.

WHEREFORE, the premises considered, your Petitioner prays that your Honor will, by proper process, make the said Anna Louise Pierce, Ernestine Jeanette Pierce and Louanna Pierce party respondents to this cause, requiring them to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your Petitioner further prays that upon a final hearing of this cause, your Honor will enter an order and decree giving and granting unto the Petitioner, as Guardian of said minors, Anna Louise Pierce and Ernestine Jeanette Pierce, the right and authority to execute with the Federal Land Bank of New Orleans, as Agent for the Land Bank Commissioner, such agreements, papers and notices as may be necessary and proper, and required, to re-amortize the indebtedness due the Land Bank Commissioner by the Estate of Ernest A. Pierce and Rose Pierce, his wife, the deceased father and mother of said minors; that your Honor will give and grant unto your Petitioner such other, further, different or general relief as may be necessary and proper to effect the re-amortization of said mortgage, and that if, in the event your Petitioner is mistaken in the relief prayed for, your Honor will then enter an order and decree granting to him such authority as may be necessary to effect the purpose herein prayed for.

H. L. Pierce
Petitioner.

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

Before me, the undersigned authority, in and for said County, in said State, personally appeared H. L. PIERCE, who is known to me and who having been by me first duly sworn, deposes and says: That he has read over and understands the allegations contained in the foregoing Bill of Complaint; that the facts therein alleged are true.

H. L. Pierce

Sworn to and subscribed before me
this 7th day of August, 1940.

L. E. Perkins
Notary Public, Baldwin County, Ala.

H. L. PIERCE,
Complainant,

VS.

ANNA LOUISE PIERCE,
ERNESTINE JEANETTE
PIERCE and LOUANNA
PIERCE,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 654.

This cause coming on to be heard was submitted upon the original Bill of Complaint and the pleadings and proof as noted by the Register, and it appearing to the Court that there is outstanding and now in arrears a mortgage on the property belonging to the minors named in said proceeding, executed by their father and mother, now deceased, and that the income of their estate is not sufficient to pay the annual installments upon said mortgage to the Land Bank Commissioner; that H. L. Pierce, as Guardian for said minors, has reached an agreement with the mortgagee, the Land Bank Commissioner, to reamortize the said mortgage so that the balance due under said mortgage will be payable over a period of twenty years; and that it is to the best interest of the minors that the said mortgage be so reamortized.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the said H. L. Pierce, as Guardian for said minors, be and he is hereby authorized, directed, and empowered to enter into an agreement with the Federal Land Bank of New Orleans, as Agent for the Land Bank Commissioner, for the reamortization of the mortgage executed to the said Land Bank Commissioner by Ernest A. Pierce and Rose Pierce, his wife, dated August 22nd, 1934, so that said mortgage shall be repayable in twenty equal installments, extending over a period of twenty years, and that the said H. L. Pierce be and he is hereby authorized, directed and empowered to execute such mortgage, notes, and/or other papers as may be necessary to duly and properly affectuate such reamortization of said mortgage indebtedness, and the assumption of the unpaid balance of the indebtedness under said loan.

IT IS FURTHER ORDERED that the said H. L. Pierce, as Guardian, pay the costs of this proceeding, for which execution may issue.

Dated at Bay Minette, Baldwin County, Alabama, this 27th day of September, 1940.


Judge.

H. L. PIERCE,
Complainant,

-Vs.

ANNA LOUISE PIERCE,
ET AL.,
Respondents.

IN EQUITY---NUMBER 654.

CONSENT TO ACT OF GUARDIAN
AD LITEM.

Pursuant to an order of R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, in the above entitled cause, I, JOHN P. BEEBE, hereby consent to act as Guardian ad litem of ANNA LOUISE PIERCE, ERNESTINE JEANETTE PIERCE and EDNA MAE PIERCE, minor respondents in said cause.

This 25th day of September, 1940.

J P Beebe

H. L. PIERCE,
Complainant,

-vs-

ANNA LOUISE PIERCE,
ET AL.,
Respondents.

IN EQUITY--NUMBER 654.

APPOINTMENT OF GUARDIAN AD LITEM.

It appearing to the Register, that ANNA LOUISE PIERCE, ERNESTINE JEANETTE PIERCE and EDNA MAE PIERCE, are Respondents in the above entitled cause, and that said respondents are minors under the age of fourteen years; that process of summons to answer the bill of complaint in this cause for each of the said minors, was duly served, according to law; and JOHN P. BEEBE, having filed in the Court in this cause his consent in writing to act as guardian ad litem for said infant respondents, ANNA LOUISE PIERCE, ERNESTINE JEANETTE PIERCE and EDNA MAE PIERCE; and it appearing to the Register that said JOHN P. BEEBE, is a suitable and fit person to be appointed such guardian ad Litem:

It is therefore ordered and adjudged by the Register that the said JOHN P. BEEBE, be, and he is hereby appointed guardian ad litem for each of the said infant respondents above named, to represent and defend their respective interests in this cause.

R. S. Duck
R. S. DUCK, Register.

The State of Alabama, }
Baldwin County.

No. 654

CIRCUIT COURT, IN EQUITY

H. L. PIERCE

Complainant

vs.

ANNA LOUISE PIERCE, ET AL.

Defendants

In this cause it appears to the Register

that a Summons requiring the Defendants Anna Louise Pierce, Ernestine Jeanette Pierce and Louanna Pierce

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon said Defendants

was served upon them by the Sheriff of Baldwin County, Alabama, on the 22nd day of August 1940

And the said Defendants having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of Reebe & Hall, Solicitors for Complainant,

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Anna Louise Pierce, Ernestine Jeanette Pierce and Louanna Pierce

Defendants aforesaid.

This 25th day of September 1940

R.S. Rusk

Register.

THE STATE OF ALABAMA,
Baldwin County



CIRCUIT COURT

TO MISS O'BYRNE JONES

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine H. L. Pierce

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein H. L. Pierce

is Complainant and Anna Louise Pierce, Ernestine Jeanette Pierce and Louanna Pierce

are Defendant, on oath to be by you administered, upon them

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 25th day of September, 1940

R. S. Duchs

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

654

RECORDED

Received in Sheriff's Office
this 6 day of Aug, 1940
W. B. STUART, Sheriff

BILL OF COMPLAINT

H. L. PIERCE,

VS.

ANNA LOUISE PIERCE,
ERNESTINE JEANETTE
PIERCE and LOUANNA
PIERCE.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Filed August 5, 1940
R. S. Dwyer, Register

Executed this 22 day
of August 1940 by
sending a copy of within
Bill of Complaint on
Anna Louise Pierce
Ernestine Jeanette Pierce
and Louanna Pierce

W. B. Stuart, Sheriff
By A. P. Pruitt, D. S.

RECORDED

FINAL DECREE:

H. L. PIERCE,
Complainant,

VS.

ANNA LOUISE PIERCE,
ET AL.,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,

NO. 654.

*Filed September 27, 1940
R.S. Durr, Register*

RECORDED

H. L. PIERCE,

Complainant

-Vs.-

ANNA LOUISE PIERCE, ET AL.,

Respondents.

CONSENT TO ACT OF GUARDIAN

AD LITEM.

*Filed September 26, 1940
B. S. Smith, Register*

No. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

H. L. PIERCE

Complainant

VS.

ANNA LOUISE PIERCE, ET AL.

Defendant

Commission To Take Deposition

COMMISSIONER:

Clayne Jones

Witnesses:

H. L. Pierce

RECORDED

No. Page

The State of Alabama,
Baldwin County

Circuit Court In Equity

H. L. PIERCE

vs.

ANNA LOUISE PIERCE, ET AL.

Decree Pro Confesso On
Personal Service.

Issued September 25th 19 40

R. S. Buck
Register.

THE STATE OF ALABAMA }
Baldwin County }

Circuit Court of Baldwin County, Alabama,
(In Equity)

H. L. PIERCE

COMPLAINANT

VS.

ANNA LOUISE PIERCE, ET AL.

RESPONDENT

I, O'Byrne Jones

as Register and Commissioner

have called and caused to come before me H. L. Pierce

witness named in the Requirement for Oral Examination, on the 25th day of September
1940, at the office of Beebe & Hall,

in Bay Minette, Alabama, and having first sworn said witness to speak the truth,
the whole truth, and nothing but the truth, the said H. L. Pierce

doth depose and say as follows:

My name is H. L. Pierce. I live at Fairhope, in Baldwin County, Alabama, and am over twenty-one years of age. I was, on June 27th, 1938, appointed by the Probate Judge of Baldwin County, Alabama, as Guardian of Anna Louise Pierce, Ernestine Jeanette Pierce and Edna Mae Pierce, minors under fourteen years of age, and immediately filed my bond and qualified as such Guardian. Since my appointment as Guardian of such minors, Edna Mae Pierce has moved to the State of Illinois, in Cook County, and her uncle, Fred Foerster, of Chicago, Cook County, Illinois, is now her Guardian. She spent quite a bit of her time there, however, she is now and has been for the past sixty days with me, at my home near Fairhope, and will be here probably until November 1st or later.

On August 22nd, 1934, my son, Ernest A. Pierce and his wife, Rose Pierce, the father and mother of the above named minors, executed and delivered to the Federal Land Bank of New Orleans, as Agent for the Land Bank Commissioner, or to the Land Bank Commissioner, a mortgage on the following described lands, in Baldwin County, Alabama, to-wit:

Tracts 56, 57, 58 and 59, in Section 36, Township 6 South, Range 2 East, as per plat of River Park Fruit Company lands of record in the office of the Probate Judge of Baldwin County, Alabama, otherwise described as the South half of the Northeast quarter of the Northwest quarter and the Southeast quarter of the Northwest quarter and the East half of the Southwest quarter of the Northwest quarter of Section 36, Township 6 South, Range 2 East, in Baldwin County, Alabama, containing in all 80 acres, more or less;

the said mortgage was filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 8th, 1934, and is of record therein in Mortgage Book 61, pages 439-41. The said mortgage was in the principal sum of \$1,000.00, with interest thereon at the rate of 5% per annum, and payable in ten equal installments of \$100.00 each. The first installment being payable on the first day of July, 1938, and the remaining installments being payable on each succeeding interest payment date to and including the first of July, 1947; that subsequent to the execution and delivery of said mortgage, my son, Ernest A. Pierce, and his wife, Rose Pierce, have both died,

ORAL EXAMINATION

I, O'Byrne Jones, as ~~Register~~ and Commissioner hereby certify that the foregoing deposition— on Oral Examination was taken down in writing by me in the words of the witness— and read over to him and he signed the same in the presence of myself and Hubert M. Hall

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness— or had proof made before me of the identity of said witness—; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 25th day of September, 19 40.

O'Byrne Jones (L. S.)
Commissioner

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

H. I. PIERCE

Complainant

Vs.

ANNA LOUISE PIERCE, ET AL.

Respondent

ORAL DEPOSITION

Filed September 25th, 19 40

R. S. Bush, Register

RECORDED IN

_____ Record

Vol. _____ Page _____

_____ Register

cultivated, except where the house stands and I rent the house.

Q: And the rent from the house is not sufficient to make the payments on the mortgage?

A: No.

Q: And the mortgage is past due and subject to foreclosure?

A: Yes.

Q: The only way to save the property from foreclosure is to reamortize the mortgage?

A: Yes. To reduce the payments. Mr. Hooks has been over and he thinks that is the proper thing to do.

Q: The property is worth some five thousand dollars?

A: Between four and five thousand dollars?

Q: If the Federal Land Bank had to resort to foreclosure, you would lose four thousand dollars?

A: Yes, some three or four thousand dollars.

Q: And that, of course, is the property of the minors?

A: Yes. I am trying to keep it so that when they become of age they will have it.

Q: How old is the oldest child?

A: The oldest girl is twelve.

Q: The oldest girl with you?

A: Yes.

Q: The one in Chicago is how old?

A: Eight. You see, it takes quite a bit of money to keep the kids going, books, clothing, etc.

Q: Did their parents leave any cash?

A: Only the mother. She left a piece of property that was sold about two years ago, about two years ago this coming November, which divided to each about \$600.00.

Q: That is being used for the maintenance and education of them?

A: Yes. I get \$12.00 per month from the two children. The Court placed an allotment for each month of \$12.00 for the two children with me. That really is not enough but Judge Robertson said it would hold and as they grew older maybe there might be a little more and maybe something else would turn up.

Q: If you would take that money and pay off the back payments on the mortgage, there would be nothing left to support the children.

A: No and the Court would not let me do it.

H. L. Pierce

leaving as their heirs and next of kin the above named minors. That said minors lived with me and with my wife, Louanna Pierce, their paternal grandmother, until sometime in 1937, when Edna Mae Pierce went to Chicago and remained there until a short time ago, while the other two minors have lived here with us, in our home in Baldwin County, Alabama.

My son, Ernest A. Pierce and his wife, Rose Pierce, at the time of their death owned no other land other than that above described and a small parcel over near Magnolia Springs, belonging to Rose Pierce; that the land belonging to Rose Pierce was sold sometime the early part of 1938. The above described land is suitable only for farm land and has no appreciable amount of timber thereon. The income from said land is not sufficient to pay the installments due the Federal Land Bank or the Land Bank Commissioner, and the said minors have no income from other sources from which the said installments can be paid.

The said mortgage to the Federal Land Bank or Land Bank Commissioner is now and has been for sometime in arrears and subject to foreclose, and the mortgagee has threatened and is now threatening to foreclose the same, unless some arrangements can be made for the payment of the installments in arrears or the reamortization of the mortgage. Just a short while ago, I, as Guardian of said minors, approached the agent of the Federal Land Bank or Land Bank Commissioner, with the idea of reamortizing the mortgage. The Bank has now agreed with me, as such Guardian, to reamortize the said mortgage so that the balance due and payable thereunder will be spread out over a period of twenty years and payable one-twentieth of the balance due each year for the next twenty years. The above described land is worth some four or five thousand dollars, and if he, as such Guardian, is not granted the right to reamortize said mortgage, the Federal Land Bank will foreclose and the minors will, therefore, lose their land. It is to the best interest of said minors that he, as their Guardian, be granted the right to enter into such agreement and execute such papers as may be necessary to reamortize the said mortgage; that he has discussed the matter with the representative of the Federal Land Bank or Land Bank Commissioner, and the Bank has agreed that if he, as the Guardian of the two minors, be given such right, that they will accept such and go ahead and reamortize the mortgage. The income of the property, in his opinion, will be sufficient to make the payments, if the mortgage is reamortized, and in which event the payments will be something like \$50.00 per year.

CROSS-EXAMINATION BY HON. J. P. BEEBE, GUARDIAN AD LITEM:

Q: Did either one of the mortgagors leave a will, Mr. Pierce?

A: No.

Q: There is no will involved?

A: No. No will involved.

Q: You are the guardian of these two minors who are now living with you in Baldwin County, Alabama?

A: Yes, sir.

Q: How many acres is involved in this mortgage?

A: About one hundred.

Q: Who is in possession?

A: I.

Q: Are you renting the property?

A: A portion of it.

Q: From the minors?

A: Yes.

Q: What amount do you have to pay?

A: They pay a cash rent of \$5.00 per month, which I use in support of the minors.

Q: The renters?

A: Yes.

Q: I thought you said you rented it?

A: I am in possession of the place. I am cultivating all the land that is

CHANCERY EXECUTION

BILL OF COSTS

N. L. Pierce, *Complainant* Vs. *Anna Louise Pierce, et al.,* Plaintiff
 No. 654

FEES OF REGISTER	Dollars	Cents	Brought Forward	\$ 8 35
Filing each bill and other papers	4	80	For Receiving, keeping and paying out or distributing money, etc.; 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	
Issuing each subpoena	50	50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof	3	40	Each notice sent by mail to creditor ..	15
Entering each return thereof	15	1 20	Filing, receiving 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	10 85
Docketing each case	1	00		
Entering each appearance	25	1 00	FEES OF SHERIFF	
Issuing each decree pro confesso on per. ser.	1	00	Serving and returning subpoena on deft. ..	\$1 50
Issuing each decree pro confesso on publica.	1	00	Serving and returning subpoena for witness	65
Each order appointing guardian	1	00	Levying attachment	3 00
Any other order by Register	50		Entering and returning same	25
Issuing commission to take testimony	50	50	Selling property attached	75
Receiving and filing	10	10	Impaneling Jury	2 50
Endorsing each package	10	10	Executing writ of possession	1 50
Entering order submitting cause	50	50	Collecting execution for costs	65
Entering any other order of court	25	75	Serving and returning sci. fa., each	65
Noting all testimony	50	15	Serving and returning notice	1 50
Abstract of cause, etc.	1	00	Serving and returning writ of injunction ..	1 50
Entering each decree	75	75	Serving and returning writ of exeat.	75
For every 100 words over 500	3	00	Taking and approving bonds, each	2 50
Taking account, etc.	15		Collecting money on execution	2 50
Taking testimony, etc.	2	50	Making deed	1 00
Each report, 500 words or less	15		Serving and returning application, etc.	1 50
For every 100 words over 500	15		Serving attachment, contempt of court ..	6 00
Amount claimed less than \$500, etc.	2	00	Total Fees of Sheriff	10 85
Issuing each subpoena	25	75	Register's Fees	6 00
Witness certificate, each	75	15	Sheriff's Fees	5 00
Issuing execution, each	15		Commissioner's Fees <i>D. Whitley</i>	20 00
Entering each return	1	00	Solicitor's Fees	3 00
Taking and approving bond, each	15		Witness Fees	3 00
Making copy of bill, etc.	50		Guardian Ad Litem <i>J. R. Beale</i>	3 00
Each notice not otherwise provided for ..	50		Printer's Fees	3 00
Each certificate or affidavit, with seal ..	25		Trial Tax	3 00
Each certificate or affidavit, no seal ..	25		Recording Decree in Probate Court	3 00
Hearing and passing on application, etc. 3	00		Total	44 85
Each settlement with receiver, etc	3	00		
Examining each voucher of Receiver, etc. 10	00			
Examining each answer, etc.	3	00		
Recording resignation, etc.	75			
Entering each certificate to Supreme Court	50			
Taking questions and answers, etc.	25			
For all other ser relating to such proceedings	1	00		
For services in proceeding to relieve minors, etc. same fee as in similar cases.				
Commission on sales, etc: 1st \$100, 2 per ct.; 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.				
Sub Total Carried Forward	4	35		

The State of Alabama, { No. 654
 Baldwin County. Circuit Court, In Equity December Term, 1940

To Any Sheriff of the State of Alabama—GREETING:
 You are hereby commanded, That of the goods and chattels, lands and tenements of

N. L. Pierce as Guardian Defendant

you cause to be made the sum of \$44.85 Dollars,

which _____ Plaintiff

recovered of _____ on the 27 day of September 1940

by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of _____ Dollars,

costs of suit, and have the same to render to the said _____

and make return of this Writ and the execution thereof, according to law.

Interest from _____ 193_____ to date of collection.

Witness my hand, this 27 day of December 1940

R. S. Dorch, Register.

No. 654

1740⁰⁰

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

H. L. Peice
Complainant

vs.

Anna Louise Peice, et al
Respondents

CHANCERY EXECUTION
Fi. Fa.

Writ \$ 44.85

Total . . . \$

Fee Book Conid Page 624

Execution Docket Conid Page 624

Baker & Hall (Yard)
Complainant's Solicitor.

The State of Alabama,
Baldwin County.

ha duly waived right
to the exemption of personal property as to
the collection of the debt for which this execu-
tion is issued.

Register.

Received in office this 15

day of Jan 1941

W. R. Stuart

Sheriff

Execution Docket Page

Executed this 26th day
of June 1941 by collecting
the within named cost
\$44.85 from the
complainant and turning same
over to the Clerk's Office for
\$6.00
W. R. Stuart
Sherriff

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (Equity)

December

Term, 194 *0*

W. L. Reed, Complainant
No. *54* vs.
Anna Louise, et al.,
Respondents

BILL OF COSTS

REGISTER'S FEES	AMOUNT	SHERIFF'S FEES:	AMOUNT
Fees in Circuit Court—		Summoning on Bill, Each Defendant..... <i>3</i>.....1.50	<i>4</i> 50
Docketing Cause, One fee only of.....1.00	<i>1</i> 00	Executing Writ of Injunction, or Ne Exeat, each...1.50	
Issuing Summons on Bill, each......50*	<i>50</i>	Executing Subpoenas for Witnesses, each......65	
Issuing Copies Thereof, each..... <i>2</i> .40	<i>1</i> 20	Executing Writs of Possession, each.....5.00	
Entering Return of Same, each......15		Executing Scire Facias or Notice, each .....1.50	
Orders of Publication to Non-Residents, each....1.00*		Taking and Approving Bonds, each.....1.00	
Filing Bill or Other Paper, each......10		Impaneling Jury......75	
Copies of Same, Per 100 Words......15		Collecting Execution for Costs Only, each.....1.50	
Entering Appearances, each .....25*		Sheriff's Commissions	
Issuing Writs of Injunction, Ne Exeat, each....1.50		.....
Issuing Copies Thereof, each .....50		.....
Entering Return of Same, each......15		.....
Decreets Pro Confesso, each.....1.00*	<i>1</i> 00	Total Sheriff's Fees	<i>4</i> 50
Order Appointing Guardian Ad Litem, each.....1.00*	<i>1</i> 00		
Issuing Commissions to Take Testimony, each....50	<i>50</i>	SUMMARY OF FEES, COSTS, AND JUDGMENT	
Taking Testimony, Per Day.....1.50		Fees in Circuit Court—	
Taking Testimony, Per 100 words......20	<i>10</i>	Register's Fees	<i>9</i> 15
Receiving and Filing Depositions, each pkg., .....10	<i>10</i>	Ex-Register's Fees	<i>4</i> 50
Indorsing Depositions Published, each pkg.....10		Sheriff's Fees	<i>5</i> 00
All Entries on Commission Docket, Each Cause....50	<i>50</i>	Ex-Sheriff's Fees	<i>20</i> 00
Entering Order Submitting Cases for Decree, each.50	<i>75</i>	Witness Fees	
Other Orders of Court, each......25		Commissioner's Fees <i>D. J. White</i>	
Noting Testimony on Hearing of Cause, each.....50		Guardian Ad Litem <i>J. P. Burt</i>	
Entering Decrees, of 500 Words or Less, each.....75		Publisher's Fees	
Per 100 words over 500......15		Solicitor's Fees	
Taking Accounts, etc., on Ref., per Day.....3.00*		Court Reporter's Fees, Per Day or fraction thereof .50	
Taking Testimony on Reference Relating to		Trial Tax	<i>3</i> 00
Trustee, etc., per 100 words......15		.....
Reference and Reports, each.....2.00*		.....
Reports of 500 Words or Less.....2.50		.....
Per 100 Words over 500......15		.....
Issuing Subpoenas for Witnesses, each......25		Fees and Costs in Inferior Court:	
Issuing Witness Certificates, each......25		Clerk of Inferior Court Fees	
All Entries on Subpoena Docket, each Cause.....50		Sheriff's Fees	
Taking and Approving Bonds, each.....1.00	<i>2</i> 50	Witness Fees	
Making Complete Record, per 100 Words......15		.....
Hearing, etc., Regarding Appointment of Re-		Total Fees and Costs in Inferior Court	
ceiver or Trustee .....3.00		.....
Settlements with Receiver or Trustee, each.....3.00		Total Fees and Costs	<i>47</i> 65
Examining Vouchers in Settlements, each......10		Judgment	
Examining Answers on Exceptions, each Answer ..3.00		.....
Removal Disabilities on Non-Age.....		Total Fees, Costs, and Judgment	
Commissions on Sales.....			
Making Deeds to Property Sold, each.....2.00			
Receiving and Paying Out Money Other Than			
That Arising from Sales			
Certificates or Affidavits, with Seal, each......50			
Certificates or Affidavits without Seal, each......25			
Issuing Scire Facias or other Notice, each......50			
Other Orders of Register, except Cont., each......50			
Entering Certificates of Supreme Court, each......50			
Transcript for Supreme Court, per 100 words, each.15			
Additional Copies, per 100 words......05			
Appeal Bond, each.....1.00			
Certificate of Appeal, each .....50			
Notice of Appeal, each......50			
Report to State Board of Health, each case......50			
Certificate of Judgment, each......25			
Issuing Executions, each......75			
Entering Returns Thereof, each......15			
.....			
.....			
Total Register's Fees	<i>9</i> 15		

The State of Alabama,
Baldwin County.

No. 654 CIRCUIT COURT IN EQUITY.

..... H. L. PIERCE Complainant

vs.

..... ANNA LOUISE PIERCE, ET AL. Defendant

Motion is hereby made for a Decree Pro Confesso against Anna Louise Pierce, Ernestine

Jeanette Pierce and Louanna Pierce Defendants.

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant.....; and that said summons was duly served according to law, and that said Defendant s ha ve failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 25th day of September 19 40

BEEBE & HALL,

By: *J. M. Hall* Solicitor.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. 654 _____ Term, 193 _____

H. L. PIERCE _____, Complainant

Vs.

ANNA LOUISE PIERCE, ET AL. _____, Defendant

To HON. R. S. DUCK _____, Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Beebe & Hall

_____ Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

BEEBE & HALL,

By: Wm Hall

Solicitor for Complainant.

H. L. PIERCE

vs.

ANNA LOUISE PIERCE, ET AL.

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____
Motion for Decree Pro Confesso against Anna Louise Pierce, Ernestine Jeanette
Pierce and Louanna Pierce, Commission to Take Deposition, Testimony of H. L.
Pierce, Appointment and Acceptance of Guardian ad Litem, and Request for
Decree in Vacation.

and in behalf of Defendant upon _____ Decree Pro Confesso against Anna Louise Pierce,
Ernestine Jeanette Pierce and Louanna Pierce.

R. S. Dush

Register.

RECORDED

No. 654

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

H. L. PIERCE

VS.

ANNA LOUISE PIERCE, ET AL.

NOTE OF TESTIMONY

Filed in Open Court this 26th

day of September 19340

R. S. Duck

REGISTER

RECORDED

No. _____ Page _____

The State of Alabama,
Baldwin County.
CIRCUIT COURT, IN EQUITY

H. L. PIERCE

Vs.

ANNA LOUISE PIERCE

**REQUEST FOR DECREE IN
VACATION**

Filed September 26th, 1940

R. S. Dyer

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

No. Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

H. L. PIERCE

vs.

ANNA LOUISE PIERCE, ET AL.

**MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE**

Filed .. September 25th .. 19 40 ..

P. S. Pierce

Register.

Recorded in Record,

Vol. Page

Register.