

The State Of Alabama, } Circuit Court of Baldwin County, In Equity.  
Baldwin County

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon  
CHARLES A. TILKE and MARY TILKE

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

RAYMOND SANSPREE, a minor, 8 yrs. of age, by J. S. SANSPREE, his father and next friend,

against said CHARLES A. TILKE and MARY TILKE

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, R. S. Duck, Register of said Circuit Court, this 26th day of Sept., 1940

R. S. Duck

Register

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

# CHANCERY EXECUTION

## BILL OF COST

No. 1666

*Ramond Sanpre*

vs.

*Chas A Tille et al*

Plaintiff  
Defendant

		Dollars	Cents			Dollars
<b>FEES OF REGISTER</b>						
Filing each bill and other papers.....	\$	10		Brought Forward.....		3 00
Issuing each subpoena.....		50	20	For Receiving, keeping and paying		
Issuing each copy thereof.....		40	50	out or distributing money, etc.; 1st		
Entering each return thereof.....		15	80	\$1,000, 1%, all over \$1,000, and not		
For each order of publication.....		1.00		over \$5,000, 3-4 of 1%; all over \$5,-		
Issuing writ of injunction.....		1.50		000 and not exceeding \$10,000; 1-2 of		
For each copy thereof.....		50		1%, all over \$10,000 1-4 of 1%.		
Entering each return thereof.....		15		Receiving, keeping and paying out		
Issuing writ of attachment.....		1.00		money paid into court, etc., 1-2 of		
Entering each return thereof.....		50		1% of amount received.		
Docketing each case.....		1.00	100	Each notice sent by mail to creditor	15	
Entering each appearance.....		25	25	Filing, receipting for and docketing		
Issuing each decree pro confesso				each claim, etc.....	25	
on per. ser.....		1.00		For all entries on subpoena docket,		
Issuing each decree pro confesso				etc.....	50	
on publication.....		1.00		For all entries on commission docket,		
Each order appointing guardian.....		1.00		etc.....	50	
Any other order by Register.....		50		Making final record, per 100 words ...	15	
Issuing commission to take testimony ...		50		Certified copy of decree .....	1 00	300
Receiving and filing.....		10		Report of divorce to State Health Of-		
Endorsing each package.....		10		fice .....	50	
Entering order submitting cause.....		50		(Acts 1915)		
Entering any other order of court.....		25	45	<b>Total Fees of Register .....</b>		600
Noting all testimony.....		50		<b>FEES OF SHERIFF</b>		
Abstract of cause, etc.....		1.00		Serving and returning subpoena on		
Entering each decree.....		75		deft .....	\$1 50	300
For every 100 words over 500.....		15		Serving and returning subpoena for		
Taking account, etc.....		3.00		witness .....	65	
Taking testimony, etc.....		15		Levying .....	3 00	
Each report, 500 words or less.....		2.50		attachment.....		
For every 100 words over 500 .....		15		Entering and returning same .....	25	
Amount claimed less than \$500, etc.....		2.00		Selling property attached .....		
Issuing each subpoena.....		25		Impaneling Jury .....	75	
Witness certificate, each.....		25		Executing writ of possession .....	2 50	
Issuing execution, each.....		75		Collecting execution for costs .....	1 50	
Entering each return.....		15		Serving and returning sci. fa., each...	65	
Taking and approving bond, each.....		1.00		Serving and returning notice .....	65	
Making copy of bill, etc.....		15		Serving and returning writ of injunc-		
Each notice not otherwise provided for...		50		tion .....	1 50	
Each certificate or affidavit, with seal...		50		Serving and returning writ of exeat ...	1 50	
Each certificate or affidavit, no seal .....		25		Taking and approving bonds, each ...	75	
Hearing and passing on application, etc.		3.00		Collecting money on execution .....		
Each settlement with receiver, etc.....		3.00		Making deed .....	2 50	
Examining each voucher of receiver, etc....		10		Serving and returning application, etc.	1 00	
Examining each answer, etc.....		3.00		Serving attachment, contempt of		
Recording resignation, etc.....		75		court .....	1 50	
Entering each certificate to				<b>Total Fees of Sheriff .....</b>		300
Supreme Court.....		50		<b>RECAPITULATION</b>		
Taking questions and answers, etc.....		25		Register's Fees .....		600
For all other ser. relating to such pro-				Sheriff's Fees .....		200
ceedings .....	1. 00			Commissioner's Fees .....		
For services in proceeding to relieve				Solicitor's Fees .....		
minors, etc., same fees as in				Witness Fees .....		
similar cases.				Guardian Ad Litem .....		
Commission on sales, etc.: 1st \$100, 2 per				Printer's Fees .....		
ct.; all over \$100 and not ex-				Trial Tax .....	3 00	300
ceeding \$1,000, 1 1-2 per ct;				Recording Decree in Probate Court ...		
all over \$1,000, and not ex-				<b>Total .....</b>		1200
ceeding \$20,000, 1 per ct.; all						
all over \$20,000, 1-4 of 1 per						
ct..						
Sub Total Carried Forward.....			300			

**THE STATE OF ALABAMA,**  
Baldwin County.

No. \_\_\_\_\_

**CIRCUIT COURT, IN EQUITY**

TERM, 194\_\_\_\_\_

To any Sheriff of the State of Alabama—GREETINGS:

You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_

\_\_\_\_\_ Defendant

you cause to be made the sum of \_\_\_\_\_ Dollars,

which \_\_\_\_\_ Plaintiff.....

recovered of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_\_

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 \_\_\_\_\_ 194\_\_\_\_\_ to date of collection.

Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_ 194\_\_\_\_\_.

\_\_\_\_\_, Register.



# CHANCERY EXECUTION

## BILL OF COSTS

No. 666 Raymond Sanspree.

Vs Charles A Tilke. et al.

Plaintiff

Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward	\$	¢
Filing each bill and other papers.....	\$	10		4	70.
Issuing each subpoena.....		50	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 copy thereof.....		40	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.		
Entering each return thereof.....		15	Each notice sent by mail to creditor.....	15	
For each order of publication.....	1	00	Filing, receipting for and docketing each claim, etc.....	25	
Issuing writ of injunction.....		1	For all entries on subpoena docket, etc.....	50	
For each copy thereof.....		50	For all entries on commission docket, etc.....	50	
Entering each return thereof.....		15	Making final record, per 100 words	15	1 30
Issuing Writ of Attachment.....	1	00	Certified copy of decree.....	1	00
Entering each return thereof.....		15	Report of divorce to State Health Office.....	50	
Docketing each case.....	1	00	(Acts 1915)		
Entering each appearance.....		25	Total Fees of Register.....	6	00
Issuing each decree pro confesso on per. ser.....	1	00	FEES OF SHERIFF		
Issuing each decree pro confesso on publication.....		1	Serving and returning subpoena on deft.....	\$1	50
Each order appointing guardian.....	1	00	Serving and returning subpoena for witness.....	65	3 00
Any other order by Register.....		50	Levying attachment.....	3	00
Issuing commission to take testimony.....		50	Entering and returning same.....	25	
Receiving and filing.....		10	Selling property attached.....		
Endorsing each package.....		10	Impaneling Jury.....	75	
Entering order submitting cause.....		50	Executing writ of possession.....	2	50
Entering any other order of court.....		25	Collecting execution for costs.....	1	50
Noting all testimony.....		50	Serving and returning sci. fa., each.....	65	1 50.
Abstract of cause, etc.....	1	00	Serving and returning notice.....	65	
Entering each decree.....		75	Serving and returning writ of injunction.....	1	50
For every 100 words over 500.....		15	Serving and returning writ of exeat.....	1	50
Taking account, etc.....	3	00	Taking and approving bonds, each.....	75	
Taking testimony, etc.....		15	Collecting money on execution.....		
Each report, 500 words or less.....	2	50	Making deed.....	2	50
For every 100 words over 500.....		15	Serving and returning application, etc.....	1	00
Amount claimed less than \$500, etc.....	2	00	Serving attachment, contempt of court.....	1	50
Issuing each subpoena.....		25	Total Fees of Sheriff.....	4	50.
Witness certificate, each.....		25	RECAPITULATION		
Executing execution, each.....		75	Register's Fees.....	6	00.
Entering each return.....		15	Sheriff's Fees.....	4	50.
Entering and approving bond, each.....	1	00	Commissioner's Fees.....		
Copy of bill, etc.....		15	Solicitor's Fees.....		
Notice not otherwise provided for certificate or affidavit, with seal.....		50	Witness Fees.....		
Each certificate or affidavit, no seal.....		25	Guardian Ad Litem.....		
Hearing and passing on application, etc.....	3	00	Printer's Fees.....		
Each settlement with receiver, etc.....	3	00	Trial Tax.....	3	00
Exam'ing each voucher of Receiver, etc.....		10	Recording Decree in Probate Court.....		
Examining each answer, etc.....	3	00	Total.....	13	50.
Recording resignation, etc.....		75			
Entering each cert. 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, 1½ per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct.					
Sub Total Carried Forward.....	4	70			

The State of Alabama, }  
Baldwin County. }

No. 666

Circuit Court, In Equity

Feb.

Term, 1943

To Any Sheriff of the State of Alabama—GREETINGS:

You are hereby commanded, That of the goods and chattels, lands and tenements of

Raymond Sanspree.

Defendant.....

you cause to be made the sum of \$13 40 Costs only/

Dollars,

which case was dismissed.

Plaintiff.....

recovered of \_\_\_\_\_ on the 1st day of Feb. 1943

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

costs only.

Dollars,

costs of suit, and have the same to render to the said R S Duck.

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

Interest from \_\_\_\_\_ 194. to date of collection.

Witness my hand, this 15th day of March, 1943

*R S Duck*

Register.

lelele

RAYMOND SANSPREE, A MINOR 8  
YEARS OF AGE, BY JS. SANSPREE  
HIS FATHER AND NEXT FRIEND,

Complainant,

-vs-

CHARLES A. TILKE AND MARY  
TILKE,

Defendants.

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

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

Your orator humbly complaining of the defendants shows  
unto your Honor the following:-

FIRST.

That the Complainant and his next friend are resident  
citizens of Baldwin County, Alabama; that Complainant is a minor and  
that his next friend J. S. Sanspree is his father and over the age  
of 21 years; that defendants are resident citizens of Baldwin County,  
Alabama and are both over the ages of 21 years.

SECOND.

Your orator further shows unto your Honor that on to-wit,  
July 29th, 1940 the defendant Charles A. Tilke while on his premises  
near Foley, Alabama, negligently caused Complainant Raymond Sanspree,  
a minor 8 years of age to hold a bucket on a drum or tank while the  
said Charles A. Tilke poured hot tar or some similar liquid into  
said bucket and negligently caused said tar or similar liquid to  
splash or spillon said Raymond Sanspree, whereby said Raymond Sanspree  
was badly injured, burned and caused to suffer great pain and suffer-  
ing and was damaged in the sum of Twenty Five Hundred Dollars (\$2500.00)  
Your orator further shows unto your Honor that on the 26th day of  
August, 1940, Raymond Sanspree, a minor 8 years of age, by and through  
his father J. S. Sanspree and next friend, brought suit for said  
damages, against the said Charles A. Tilke in the Circuit Court of  
Baldwin County, Alabama, said suit being in the sum of Twenty Five  
Hundred Dollars (\$2500.00); a copy of complainant's said complaint  
is hereto attached and marked Exhibit A and made a part of this Bill  
of Complaint; that your orator further shows that said suit is still  
pending in the Circuit Court of Baldwin County, Alabama.

THIRD.

Your orator further shows unto your Honor that on to-wit the 30th day of August, 1940, the said Charles A. Tilke made a voluntary conveyance to his wife Mary Tilke for the expressed consideration of One Dollar (\$1.00) and other valuable consideration; that said conveyance was based upon a fictitious consideration and was made with intent to hinder, delay or defraud your Complainant of his lawful suits, damages and demands. Said conveyance conveyed to the said Mary Tilke the following described lands situated in Baldwin County, Alabama, to-wit:-

Northwest Quarter of the Southwest Quarter of Section 36 containing 40 acres more or less; also Northeast Quarter of the Southwest Quarter of Section 36 containing 40 acres more or less; also West half of the Southwest Quarter of the Northwest Quarter of Section 36 containing 20 acres more or less; also the East half of the Southwest Quarter of the Northwest Quarter of Section 36, all of the above described lands being in Township 7 South, Range 3 East, Baldwin County, Alabama.

A copy of said deed or conveyance is hereto attached marked Exhibit B to this Bill of Complaint and is made a part of the same; your orator further shows unto your Honor that on to-wit the 30th day of August, 1940, the said Charles A. Tilke or the said Mary Tilke caused the said deed or conveyance to be filed for record in the Probate Court of Baldwin County, Alabama; said deed or conveyance being recorded in Deed Book 73 N. S., page 74-5; said real estate so conveyed being practically all of the property that the said Charles A. Tilke owned at the time of said conveyance.

PRAYER FOR PROCESS.

To the end that equity may be had in the premises, your orator prays that your Honor will cause the usual writ of process to issue to the Charles A. Tilke and Mary Tilke making them parties defendant to this Bill of Complaint and requiring them to plead, answer or demur to the same within the time as required by law and under the rules of this Honorable Court.

PRAYER FOR RELIEF.

Premises considered your orator prays that on a final hearing of this cause that your Honor will decree that that certain

conveyance from Charles A. Tilke to his wife Mary Tilke as to the lands heretofore described in this Bill of Complaint, a copy of said conveyance being attached to this Bill of Complaint, be declared null and void and made for the purpose of hindering, delaying or defrauding your orator out of his just claim and demand; your orator prays for such other, different and general relief as may seem just and meet, and your orator will ever pray.

Idy Paul, Kenneth R. Rana  
Solicitors for Complainant.

EXHIBIT A.

STATE OF ALABAMA,  
BALDWIN COUNTY.

)

IN THE CIRCUIT COURT-LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:-

You are hereby commanded to summon Charles A. Tilke to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the poace of holding same, then and there to answer the Complaint of Raymond Sanspree, a minor 8 years of age, By J. S. Sanspree, his father and next friend.

Witness my hand this 26th day of August, 1940.

R. S. Duck  
Clerk.

COMPLAINT.

RAYMOND SANSPREE, A MINOR 8 YEARS )  
OF AGE, BY J. S. SANSPREE HIS )  
FATHER AND NEXT FRIEND, )

Plaintiff, )

-vs-

CHARLES A. TILKE, )

Defendant. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
LAW SIDE.

COUNT 1; The Plaintiff claims of the Defendant the sum of Two Thousand Five Hundred Dollars (\$2,500.00) as damages, for that, whereas, on to-wit, July 29, 1940, Charles A. Tilke, the Defendant in said cause, while on his premises near Foley, in Baldwin County, Alabama, negligently caused the Plaintiff, Raymond Sanspree, a minor 8 years of age, to hold a bucket on a drum or tank while the said Defendant poured hot tar or some similar liquid into said bucket, and negligently caused said tar or similar liquid to splash or spill on said Plaintiff, whereby, said Plaintiff was badly injured and burned and caused to suffer great pain and suffering, said Plaintiff being burned on the left hand and arm and on his chest and left foot. Plaintiff avers that such injuries were the proximate result of the negligence of the Defendant Charles A. Tilke all of which was to the great damage of the Plaintiff in the sum aforementioned.

COUNT 2: The Plaintiff claims of the Defendant the



sum of Two Thousand Five Hundred Dollars (\$2,500.00) as damages, for that, whereas, on to-wit, July 29, 1940, the Defendant Charles A. Tilke while on his premises near Foley, Alabama, willfully and wantonly caused the Plaintiff, Raymond Sanspree, a minor 8 years of age to hold a bucket on the rim of a drum or tank while the Defendant poured hot tar or a similar liquid into said bucket, and willfully and wantonly caused said hot tar or similar liquid to splash or spill on said Plaintiff, thereby, causing the said Plaintiff to be seriously burned on his left hand, left arm, chest, and left foot, causing the Plaintiff to suffer serious pain and injury, and the Plaintiff avers that said injuries were the proximate result of the willful and wanton negligence of the Defendant Charles A. Tilke, all of which was to the great damage of the Plaintiff in the sum aforementioned.

Hybart, Chason & Chason  
Attorneys for Plaintiff.

Plaintiff demands a trial  
by Jury.

Hybart, Chason & Chason  
Attorneys for Plaintiff.

EXHIBIT B.

STATE OF ALABAMA,

WARRANTY DEED.

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS: That for and in consideration of the sum of One Dollar (\$1.00) and other valuable consideration to me in hand paid by Mary Tilke, the receipt whereof is hereby acknowledged, I Charles A. Tilke, husband of Mary Tilke, do GRANT, BARGAIN, SELL AND CONVEY unto the said Mary Tilke (my wife) the following described lands situated in Baldwin County, Alabama, to-wit:-

Northwest Quarter of the Southwest Quarter of Section 36 containing 40 acres more or less; also Northeast Quarter of the Southwest Quarter of Section 36 containing 40 acres more or less; also West half of the Southwest Quarter of the Northwest Quarter of Section 36 containing 20 acres more or less; also the East half of the Southwest Quarter of the Northwest Quarter of Section 36, all of the above described lands being in Township 7 South, Range 3 East, Baldwin County, Alabama.

Together with all improvements and developments on the above described lands.

TO HAVE AND TO HOLD to the said Mary Tilke her heirs and assigns FOREVER.

And we do covenant with the said Mary Tilke her heirs and assigns that we are seized in fee of the above described premises; that we have the right to sell and convey the same and the said premises are free from all encumbrances; and that we will and our heirs, executors and administrators shall forever warrant and defend the same to the said Mary Tilke her heirs and assigns against the lawful claims of all persons whomsoever.

WITNESS our hand and seal this 10th day of August, 1940.

Charles A. Tilke

WITNESSES:

George H. Kennedy  
Katherine Hesler

STATE OF ALABAMA,

BALDWIN COUNTY.

I, Herbert Weston, a Notary Public in and for said state and county, do hereby certify that Charles A. Tilke whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that being informed of the contents of the said conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 30th day of August, 1940.

Herbert R. Weston  
Notary Public, Baldwin  
County, Alabama.



No. \_\_\_\_\_  
**THE STATE OF ALABAMA,**  
Baldwin County.

**CIRCUIT COURT, IN EQUITY**

vs.

**CHANCERY EXECUTION**  
Fi. Fa.

\_\_\_\_\_ \$ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Total ..... \$ \_\_\_\_\_  
Fee Book \_\_\_\_\_ Page \_\_\_\_\_  
Execution Docket \_\_\_\_\_ Page \_\_\_\_\_  
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 exe-  
cution is issued.

Register.

Received in office this \_\_\_\_\_  
day of \_\_\_\_\_ 194 \_\_\_\_\_.

Sheriff.

Execution Docket \_\_\_\_\_ Page \_\_\_\_\_

Baldwin Times—12-40-500

**THE STATE OF ALABAMA,** }  
Baldwin County.

By virtue of the within execution I have levied \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Serve On \_\_\_\_\_

**Circuit Court of Baldwin County  
IN EQUITY**

No. \_\_\_\_\_

**Summons**

**THE STATE OF ALABAMA,  
Baldwin County**

Received in office this \_\_\_\_\_

day of \_\_\_\_\_, 193\_\_\_\_\_

**Sheriff.**

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 193\_\_\_\_\_

by leaving a copy of the Summons with \_\_\_\_\_

**vs.**

**Defendant**

**Sheriff**

By \_\_\_\_\_

**Deputy Sheriff**

**Solicitor for Complainant**

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_

# 666 8-172

Received in Sheriff's Office  
this 26 day of Sept., 1940  
W. R. STUART, Sheriff

RECORDED

BILL OF COMPLAINT.

Executed Oct 5<sup>th</sup> 1940  
by handing a copy of  
this writ to the  
within named  
defendants  
Charles A. Tilke and  
Mary Tilke  
W.R. Stuart-Sheriff  
By John R. Davis D.S.

RAYMOND SANSPREE, A MINOR 8  
YEARS OF AGE, BY J. S. SANSPREE  
HIS FATHER AND NEXT FRIEND,

Complainant,

-vs-

CHARLES A. TILKE AND MARY  
TILKE,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

FILED SEPTEMBER 26, 1940.

R. S. Duch  
Clerk.