

679

WILLIAM YANCY

VS

ELVIRA TRIONE

IN CIRCUIT COURT IN EQUITY  
AT BAY MINETTE, BALDWIN  
COUNTY, ALABAMA

In this cause, upon motion of Richard J. Demeree  
Solicitor of the Law Firm of Demeree and Smith, it is ordered  
that the commissioner named in the commission hereto annexed  
give ten (10) days' notice of the time and place of examining  
the witnesses in said commission named, to the said Elvira  
Trione.

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

STATE OF ALABAMA

BALDWIN COUNTY

WILLIAM YANCEY VS ELVIRA TRIONE

Deposition of William Yancy, witness examined on behalf of the complainant in the above entitled cause, before the commissioner, W. W. DeWolf, and at the Fairhope Dixie Hotel at 10 A. M. November 19, 1940, and in the manner hereinafter stated: The following questions were asked by Solicitor Demeree in the order named and the following responses were made by William Yancy in the order named.

Q. Tell the Court what your name is.

A. William Yancy.

Q. Are you a resident of Baldwin County?

A. Daphne, Baldwin County, Alabama.

Q. Do you live on a piece of property know as the Stuart tract consisting of about 60 acres?

A. Yes

Q. Is the discription of the property: From the Southeast Corner of Fractional section 8 T 5 S, R 2 E according to the survey of Silas Dinsmore U.S. Deputy Surveyor run North 1121.5 feet for a point of beginning; thence West 2753 feet along the south line of Section 39 Charles Stewart grant thence North 416.5 feet; thence East 6203 feet; thence north 19.8 feet; thence East 478 feet; thence South 402.8 feet; thence West 3928 feet to the point of beginning AND From the Southeast corner of fractional section 8 T 5 S, R2E according to the survey of Silas Dinsmore U. S. Deputy Surveyor run North 1121.5 feet thence W 3382 feet along the south line of the Section 39 Charles Stewart grant for a point of beginning; thence N 203 feet; thence W. 600 feet moreor less to the margin of Mobile Bay thence Southerly down the Bay till the Southing equals 203 feet thence E 400 feet more or less to the point of beginning.

A. Yes sir.

Q. How long have you lived on that property?

A. All my life.

Q. How old are you now?

A. 75 last November 2nd.

Q. How did you come to have possession of the property?

A. I got it when my father William R. Yancy died about 60 years ago and I have been in possession ever since paying taxes on it ever since except the past two years.

Q. Have you any brothers and sisters?

A. Only one sister living her name is Miss Crane and she lives at Stockton.

Q. What deceased brothers do you have.

A. Two, Frank and Gus Yancy.

Q. Did they have any living children?

A. Frank had about five, Gus didn't have any.

Q. Who are Frank's children and where do they live?

A. Mostly in Mobile; Frankie, Willie, Claude, Gus and two daughters, Corena and Berndina.

Q. When did Frank die.

A. About 8 years now.

Q. When did Gus die?

A. About 6 years ago, he lived with me until his death and so did two sisters.

Q. Did you ever deny the use of your home to any brothers or sisters?

A. No.

Q. Did you offer the home to them to use?

A. They had homes of their own but they could come and go when they got ready.

Q. Are you able to read and write?

A. No sir.

Q. Do you know Elvira Trione?

A. Yes.

Q. Do you know Angie Trione?

A. Yes.

Q. Who are they?

A. They are Italians in Daphne.

C E R T I F I C A T E

I, W. W. DeWolf, under and by virtue of a commission issued out of the Circuit Court in Equity of Bay Minette, Baldwin County, Alabama in said entitled cause, do hereby certify that I caused to come before me at Fairhope, Dixie Hotel, in said County and State, on the Nineteenth day of November, 1940, at 10 A. M. the aforesaid witness William Yancy; Elvira Trione did not appear, either in person or by Attorney, but was given Personal Service, by Officer Percy Van Iderstine on the 8th day of November, 1940; That I have personal knowledge of the said William Yancy and have had proof made before me of the personal identity of the said William Yancy; that the witness after being duly sworn to tell the truth, the whole truth, and nothing but the truth, was examined before me, by Solicitor Richard J. Demeree, of the Law Firm of Demeree and Smith, and testified as hereinbefore shown, his answer being reduced to writing as near as might be, in his own language, by a Court Stenographer, Gayle Wilder, after she had been duly sworn to make a true and accurate record in the cause; whereupon he subscribed his name to the same, in my presence. And I further certify that I am neither of counsel nor kin to any of the parties to said cause, nor in any manner interested in the result thereof.

Witness my hand and seal this 2<sup>nd</sup> day of December, 1940

W. W. DeWolf  
Commissioner

- Q. In whose name did he tell you he would buy in the property?
- A. In his name. I went with him and saw Jesse Smith. He owed me the money and he said as soon as he could get the money we would settle. About 3 weeks later Trione said we would go up and the Tax Collector said it was advertised for sale. I told the Tax Collector, Hesse Smith, I would send Angie up to buy it. He told me I was doing a bad thing to let Angie buy it. The Probate Clerk, Jesse Kessler told me the same thing.
- Q. How long was Angie supposed to keep the property and why?
- A. For two years, then he would get a deed and then turn it back to me.
- Q. Did he ever promise to turn it back to you?
- A. Yes, just about every time we talked about it he promised to turn it back.
- Q. Did he ever give any excuse for not turning it back?
- A. He would say the time was not up or something like that.
- Q. What did Angie Trione tell you about the 1935 transaction?
- A. That the Judge had told him to drop it for two years and then take it up again.
- Q. Why were you supposed to drop it?
- A. He said some of the heirs had said something about it. They claimed the tax assessor said they would have to have a new description that the state would not take it and that was why I got Harry Parker to make a new description and took it up to them about 1936 when Harry made it up.
- Q. Did you pay Harry Parker for that, and if so how much?
- A. Yes, \$7 cash.
- Q. Did you pay taxes before 1930?
- A. Yes, up to 1939.
- Q. Who paid 1939 taxes?
- A. Angie Trione.
- Q. Why did you let him pay taxes for that year?
- A. Angie came to me and said that he would pay taxes in 1939 because he was a friend. He didn't owe me anything then we had gotten that settled.
- Q. Did you expect him to turn the property back to you at that time?
- A. That was the bargain we had made and I expected him to live up to it.
- Q. If Angie turned the property back to you would you pay him those two years taxes.
- A. Yes, I would pay him back those taxes.

Q. Have you offered to do that?

A. Yes we talked it over last night and he admitted before my nephew Henry Phillips that we had a bargain and he would live up to it and if I would give him those two years taxes he would turn the property back over to me.

Q. Did he make that promise to you at any other time?

A. He made that promise to me all the time, that was the bargain we made when we first went into the deal.

Q. When have you talked to Angie Trione other than last night?

A. Sunday a week ago. I told him I was tired of fooling and would take other steps.

Q. What did he say to that?

A. He said come down and talk to him and maybe we could get it straight. I told him I would talk to him some other time. That was before he had gotten the papers to come to court but I had already talked to you and didn't want to fool with him any more.

Q. Did he admit then he would turn the property over to you?

A. Yes he always admitted that.

Q. Did you tell Trione to sign a Quit Claim deed for Mr. Mikleson?

A. I don't know whether I told him to sign it or not. I told him yesterday evening that if he would do that I would give him the two years taxes, I couldn't understand him very well but I believe he agreed to do it.

Q. Are you a bachelor?

A. Yes.

Q. Do you have any children?

A. No.

Q. Have you always considered Angie your friend?

A. Yes, until he fell down and owed me \$457 at one time and wouldn't pay it.

Q. He kept all of the records?

A. I never kept any records on him at all.

Q. Could you read or write to see what was on the records?

A. No, I took his word.

Q. Did you trust him to deal fairly with you?

A. Yes, I didn't know there was any judgements against him.

Q. The first time you learned Elvira Trione held title to your land was when Mikleson, Harry Parker and myself came to you and told you we found it on the records?

A. Yes, that was back in 1935 when she took it over.

Q. What business are they in?

A. Mercantile.

Q. What business did you do with them?

A. Traded with them and sold them beef cattle until they got so they couldn't pay and I had to pull off of them.

Q. Did you ever give them any tax money to take to Bay Minette for you.

A. Yes, I gave it to Frank Mancini and Angie Trione took charge and took it up to Bay Minette.

Q. Where is the tax receipt.

A. Angie told me he had them, but didn't show them to me.

Q. What did Angie Trione tell you about letting the property go for taxes?

A. He told me I would have to let it go.

Q. Was there any conversation between you about this?

A. Yes, we talked it over and he said that if I would let it go he would buy it in and hold it for two years, then I could buy it back from him for the taxes he had paid and get a State Deed.

Q. Did he give you any reason why you would have to have a state deed?

A. He said that would clear it up.

Q. What do you mean by clear it up?

A. I didn't have any deed, they were in my father's name and his deeds were burned during the Civil War and if I had a State deed the land would be in my name.

Q. When was the agreement made?

A. Along about 1935

Q. Who was present.

A. I couldn't say now except his wife and a good many were around.

Q. What was the amount of the tax bill when you let the property go to the State.

A. \$40 It was my money Trione owed me.

Q. Did you give trione the money to pay the taxes?

A. He already had it he owed me \$300.

Q. How come he to owe you \$300?

A. Selling him beef cattle and then I loaned him \$180 cash money.

Q. Did you know that Phillips had been given a Quit Claim deed by Triones?

A. No, they gave it to him before they asked me anything about it.

Q. Did you know that Elvira Trione had a tax title to the land?

A. Yes, Angie told me that.

His  
WILLIAM  YANCY  
Mark

Witnesses to the mark of William Yancy

Richard Demerec

Harry H. Parker



STATE OF ALABAMA

COUNTY OF BALDWIN

WILLIAM YANCY

COMPLAINANT

VS.

DELVERA PRITONE

RESPONDENT

IN THE CIRCUIT COURT

IN EQUITY

DEPOSITION

TAKEN BEFORE

W. W. DE WOLF

COMMISSIONER

DENVEREE G SMITH

ATTORNEY AT LAW

INTERNATIONAL BUILDING

MOBILE, ALA.

SUBPOENA

The State of Alabama


County of Baldwin

You are hereby commanded to summon Elvira Trione to appear before <sup>me</sup> W W De Wolf- Dixie Hotel Fairhope Alabama on November 19th at 10 o'clock A M. to hear the examination of William Yancy upon my Commission to take his Deposition said Commission being issued by R. S. Duck Register in Chancery for Baldwin County Alabama on November 6th 1940.

The examination will be conducted at the Dixie Hotel Fairhope, Baldwin County, Alabama.

It having been made to appear that William Yancy is about to file a suit in Equity against the aforesaid Elvira Trione and his testimony being deemed by his Solicitor and the Chancery Court for Baldwin County Alabama as exclusive and material to the maintaining of the cause.

Witness my hand and seal this 8th day of November 1940.

  
Commissioner-Appointed by Circuit Court Register in Chancery

The above Subpoena was served by me Percy Van Iterstine by Personal Service on the 8th day of November 1940 .

  
Deputy Sheriff- Baldwin County Alabama.

WILLIAM YANCEY

vs.

ELVIRA TRIONE

TO THE REGISTER IN CHANCERY

BAY MINETTE, BALDWIN COUNTY,  
ALABAMA, IN EQUITY.

Your petitioner, William Yancey makes application for the appointment of a commissioner to take the deposition testimony of the aforesaid William Yancey upon the giving of due and proper notice to the probable defendant referred to above.

Your petitioner avers that he is seventy-four years of age and due to his physical infirmity may not be able to attend court. That his testimony is believed to be material and that the claim depends in a material part exclusively upon the evidence of your petitioner wherefore your petitioner applies for the commission of one or more persons to take such testimony by deposition at a time and place to be designated and after due and proper notice to Elvira Trione.

Witness my hand and seal this 2nd day of November,  
1940.

*Witness*  
*Richard J. Demerree*  
*J. S. Michelon*

William <sup>his</sup> Yancey  
mark-

Subscribed to and sworn to before me this 2nd day of  
November, 1940.

*Richard J. Demerree*  
*Notary Public - Baldwin County*  
*Alabama*

WILLIAM YANCEY

vs.

ELVIRA TRIONE

TO THE REGISTER IN CHANCERY

BAY MINETTE, BALDWIN COUNTY,  
ALABAMA, IN EQUITY.

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Witness my hand and seal this 2nd day of November,  
1940.

*Richard J. Darnese*  
*Notary Public*

his  
William *[initials]* Yancey  
mark-

Subscribed to and sworn to before me this 2 day of  
November, 1940.

*Richard J. Darnese*  
*Notary Public Baldwin*  
*County Alabama*

William L. Yancey,  
Complainant

VS

Elvera Trione, Angy  
Trione and Frank Mancini  
Respondents.

In the Circuit Court of Baldwin  
County, Alabama, in Equity.

Come the respondents in the above styled cause and demur to complainant's bill of complaint and as grounds of demur say:

1. It does not appear from said bill of complaint that William Yancey, complainant, has any right, title or interest in or claim to the property described in said complaint.
2. It nowhere appears in said bill of complaint that the respondent, Elvera Trione, ever entered into any agreement with said William Yancey to hold title to property described in bill of complaint in trust for him.
3. Said bill of complaint does not allege that complainant ever advanced any money to Elvera Trione for the purchase of redemption of the property described in the bill of complaint.
4. For ought that appears in said bill of complaint the respondent, Elvera Trione purchased tax certificate from A. A. Trione without knowledge of any interest of said William L. Yancey in said property.
5. Said complainant does not allege that complainant has ever made an offer to respondent, Elvera Trione, to pay her the amount she has advanced in the payment of purchase money and taxes paid by her on the said land or that a proper demand has been made upon her for a re-conveyance of said lands to complainant.
6. Complainant does not offer to do equity.
7. Said bill of complaint is multifarious in that it seeks a separate, distinct and contradictory relief.
8. Said bill of complaint is multifarious.
9. There is not equity in the bill.
10. Said bill shows on its fact that there is a misjoinder of parties respondent.

*Pepper Hall*  
*Attorneys*  
Attorneys for respondents.



THE STATE OF ALABAMA, }  
Baldwin County

CIRCUIT COURT

TO W. W. DE WOLF:

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 WILLIAM YANCY

as witnesses in behalf of Complainant, in a cause pending in our Circuit Court of Baldwin County, of said State, wherein WILLIAM YANCY

Complainant  
and ELVIRA TRIONE

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

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

Witness 6th day of November, 1940.

R. S. Dush

REGISTER

Commissioner's Fee \$ 5.00

Witness' Fees. \$ \_\_\_\_\_



WILLIAM YANCY,  
COMPLAINANT

vs.

ELVERA TRIONE  
ANGY TRIONE, HER HUSBAND  
FRANK MANCI,  
RESPONDENT

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

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

The Complainant, William Yancy, shows unto your Honor that he is a resident of the County of Baldwin, State of Alabama and is over the age of twenty-one; that Elvera Trione and Angy Trione, <sup>(otherwise known as AA)</sup> her husband and Frank Mancini, Respondents are residents of the County of Baldwin, State of Alabama and are over the age of twenty years.

1. The Complainant shows unto your Honor that William Yancy, by the Judge of Probate, Baldwin County Alabama conveyed by County Tax Deed dated October 4, 1938, certain land in Baldwin County, Alabama to wit:

Sixty acres known as Stewart tract bounded North by Campbell tract and Ben Crane Land, East by Jim Defilipi land, South by Brown Tract, East by Nelson land West by Mobile Bay in Sections 7 and S T 5 S, R 2 E, Situated in Baldwin County, Alabama.

2. Your Complainant avers that by reason of his inability to read and write, he was defrauded by the Respondents in that the money used to make the aforesaid County Tax redemption was money of the aforesaid William Yancy entrusted to Frank Mancini and Angy Trione for the purpose of redeeming the property in the name of Angy Trione. That Complainant was led to believe and did verily believe that this procedure was the only proper way for him to secure a written deed and that Respondent made an agreement to hold the aforesaid land in trust for William Yancy to be conveyed back to him at a later date and that although due and proper demand has been made upon <sup>Respondents they have</sup> ~~Angy Trione~~, ~~he has~~ refused to convey the land back to William Yancy and that unknown to William Yancy, the property was bought in the name of ~~Elvera Trione~~, Elvera Trione, and due to the inability of the Complainant to read or write, he was unable to detect the fraud from the records or from the tax receipts which were shown to him. That these



receipts and records were kept from him in the safe of Angy Trinne and that William Yancey was led <sup>By Respondents</sup> to believe that they were his property.

3. Your Complainant further avers that on diverse other occasions prior to the year 1939 he took tax money to Angy Trione and delivered same to him for the purpose of paying the taxes assessed against the land and that without his knowledge or consent the tax money was paid and a receipt taken in the name of Elvera Trione instead of in the name of William Yancey.

4. Your Complainant avers that he has not paid the taxes for the year 1939 and 1940 which amount as soon as can be ascertained will be paid into this Honorable Court.

5. Your Complainant avers that the Tax Deed by William Yancy to Elver Trione of the County of Baldwin, State of Alabama is of no legal effect in that it does not comply strictly with the requirements of the statute in the following particulars:

A. The land which is purported to be described by meets and bounds is not a closed piece in that a search of the records indicates that there is no land owned by Nelson on the East and no tract that ever was owned by Nelson on the East so that the parcel of land is not completely bounded but is open on one side and therefore not such a legal parcel of land as can be conveyed by a Tax Deed.

B. Furthermore from ought that appears in the Deed, the land was bid in by A.A. Trione but the title was taken in the name of Elvera Trione and there is no connection of record or otherwise to show whereby the land sold to A.A. Trione has anything to do with the land conveyed to Elvera Trione.

C. Furthermore, that Elvera Trione, who purports to have acquired title through the tax collector's sale never did and never has purchased the land in front of the Court House door at a public auction as required by law.

6. Complainant avers that he is now in possession of the aforesaid land, that this possession has been continuous in him personally for the last 57 years and that he is the successor in title to his Father who was in possession of the land at the

time of his birth in the year 1866 and that he has paid taxes on the aforesaid land except for the years 1939 and 1940.

PRAYER FOR PROCESS

Your Complainant also prays your Honor to grant to him all appropriate and legal process and that the same be directed to the said Respondents, commanding them to personally appear before the Honorable Court within the time required by law, and to then and there answer fully and completely the several paragraphs of this Bill of Complaint, and that they be required to abide and obey all orders and decrees of this Court, which to your Honor may seem meet and proper.

PRAYER FOR RELIEF

The Complainant prays that the Tax Deed aforesaid and recorded in Deed Book 67 New Series, Page 181 to 182 be set aside and declared null and void and of no legal effect whatsoever. That all the taxes paid to the State of Alabama except the taxes for the years 1939 and 1940 and assessed against the land described in the Tax Deed aforesaid be construed as taxes paid in trust and for William Yancy to apply to land more clearly and more properly described as follows:

Parcel 1

From the South East Corner of fractional Section 8 T 5 S, R 2 E according to the survey of Silas Dinsmore U.S. Deputy Surveyor run North 1121.5 feet for a point of beginning; thence West 2753 feet along the South line of Section 39 Charles Stewart grant thence North 416.5 feet; thence East 6203 feet; thence North 19.8 feet; thence East 478 feet; thence South 402.8 feet; thence West 3928 feet to the point of beginning.

Parcel 2

From the South East Corner of fractional Section 8 T 5 S, R 2 E according to the survey of Silas Dinsmore U.S. Deputy Surveyor run North 1121.5 feet thence West 3382 feet along the South line of the Section 39 Charles Stewart grant for a point of beginning; thence No. 203 feet; thence W. 600 feet more or less to the margin of Mobile Bay thence Southerly down the Bay till the Southing equals 203 feet thence E 400 feet more or less to the point of beginning, with all riparian rights appertaining.

Both parcels containing 60 acres more or less and lying in Section 39 Charles Stewart Grant.

That the Judge of Probate be directed to put on record in the Grantor and Grantee Indexes in the Books of Land, Baldwin County, Alabama and that the records of the Tax Assessor and Tax Collectpr

be brought into conformity so that the apparent interest of Elvera Trione in the lands aforesaid will show that whatever title she might have was in trust for William Yancy and that the aforesaid trust be executed.

Your Complainant further prays for such <sup>other</sup> and further and general relieve that he may be entitled to in equity and good conscience.

Witnesses:

Richard J. Demeree  
Harry B. Parker,

William <sup>his</sup> Yancy  
mark

DEMERE & SMITH

By Richard J. Demeree  
Solicitor for Complainant.

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

William Yancy being duly sworn says and deposes that he is the Complainant who marked the foregoing Bill of Complaint, that he has heard the above Bill of Complaint read and knows that the contents thereof that the said Bill of Complaint is true of his own knowledge except as to matters and things therein stated to be upon information and belief, and as to those matters and things he believe it to be true.

Subscribed and sworn to by the said William Yancy before, me this 23rd day of November, 1940.

Richard J. Demeree  
Notary Public Baldwin Co., Ala.

My commission expires April, 1944.

STATE OF ALABAMA )  
COUNTY OF BALDWIN )

TO ANY SHERIFF IN THE STATE OF ALABAMA

You are hereby commanded to summon Elvera Trione who resides at Daphne, Alabama and is employed as a storekeeper to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County to be held for said County at the place of holding the same, then and there to answer the Bill of Complaint of William Yancy.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 1940.

Register in Chancery.

STATE OF ALABAMA            )  
                                  ) TO ANY SHERIFF IN THE STATE OF ALABAMA  
COUNTY OF BALDWIN         )

You are hereby commanded to summon A.A. Trione who resides at Daphne, Alabama and is employed as a storekeeper to appear within thirty days from the service of this writ in the Circuit Court of Baldwin County to be held for said County at the place of holding the same, then and there to answer the Bill of Complaint of William Yancy.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 1940.

STATE OF ALABAMA            )  
                                  ) Register in Chancery  
                                  ) TO ANY SHERIFF IN THE STATE OF ALABAMA.  
COUNTY OF BALDWIN         )

You are hereby commanded to summon Frank Mancini who resides at Daphne, Alabama and to appear within thirty days from the service of this writ in the Circuit court of Baldwin County to be held for said County as at the place of holding the same, then and there to answer the Bill of Complaint of William Yancy.

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 1940.

Register in Chancery

RECORDED

*Amendment to Complaint*

Filed this *3<sup>rd</sup>* day of *January* 19 *41*

*P. S. Buckle*  
Clerk-Recorder

RECORDS

William L. Yancey

VS

Rivera Trione, et. al.

In the Circuit Court of Baldwin  
County, Alabama, in Equity.

ANSWER

*Filed January 29, 1941*

*R. S. Duck, Register*

*Replied to Complaint as Amended*

*January 29, 1941.*

*R. S. Duck, Register*

Received in Sheriff's Office

this 25 day of Nov, 1940

W. R. STUART, Sheriff

Executed 11-27th 1940

by serving copy of within Summons and Complaint on

Clara Trione

Angy Trione and

Frank Mancil

W. R. Stuart Sheriff

By \_\_\_\_\_ Deputy Sheriff

*Original*  
*11-27-40*

WILLIAM SYNGE  
COMPLAINANT

RECORDED

VS.

ALVERA TRIONE  
ANGY TRIONE  
FRANK MANCIL,  
RESPONDENTS

STATE OF ALABAMA

COUNTY OF BADEMEN

TO SET ASIDE TAX DEED

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

*Filed November 25, 1940*  
*J. B. Smith, Register*

DEVEREE & SMITH  
ATTORNEYS AT LAW  
115 N. GOVERNMENT ST.  
MOBILE, ALA.

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 ELVERA TRIONE, ANGY TRIONE, her  
Husband, FRANK MANCI,

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

WILLIAM YANCY

against said ELVERA TRIONE, ANGY TRIONE, her Husband, FRANK MANCI,

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 25th day of  
November 1940.

R. S. Duck, Register

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