

874

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon ED FOUNTAIN 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 GUY BRADLEY against said ED FOUNTAIN, and further to do and perform what said Judge shall order and direct in that behalf, and this the Respondent 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 15th day of Oct, 1942.

R. S. Duck
Register.

GUY BRADLEY, COMPLAINANT,

IN THE CIRCUIT COURT OF

VS.

BALDWIN COUNTY, ALABAMA,

ED FOUNTAIN, RESPONDENT.

IN EQUITY.

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

Comes your Complainant, GUY BRADLEY, and respectfully represents and shows unto Your Honor and this Honorable Court as follows:

1.

That he is a bona fide resident of Baldwin County, Alabama, over twenty-one years of age;

2.

That the Respondent, ED FOUNTAIN, is over twenty-one years of age, and a resident of Mobile County, Alabama, living at Magazine Point;

3.

That your Complainant is the owner in fee simple, and in the quiet and peaceable possession of the following described land in Baldwin County, Alabama, to-wit:

Beginning at the Southeast corner of the Southwest quarter of Section 28, Township 5 South of Range 2 East, thence North 10 chains, thence West 5 chains, thence South 10 chains, thence East 5 chains to point of beginning, containing 5 acres, more or less, in the Southeast quarter of the Southwest quarter of Section 28, Township 5 South of Range 2 East.

4.

Complainant further alleges that the Respondent, ED FOUNTAIN, claims, or is reported to claim, some right, title or interest in, or encumbrance upon said land;

5.

Complainant further alleges that no suit is pending to enforce or test the validity of such claim, right, title or interest in, or encumbrance of the Respondent, and the Complainant, therefore, calls upon the Respondent, ED FOUNTAIN, to set forth and specify his right, title or interest, or encumbrance upon said land, and to show how and by what instrument the same is derived, and/or, created.

PRAYER FOR PROCESS

Wherefore, the Complainant prays that the said ED FOUNTAIN, by appropriate process, be made Respondent to this Bill of Complaint, requiring him 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.

PRAYER

Complainant further prays that upon a final hearing of this cause, this Honorable Court will establish the title of the Complainant in and to the lands herein described, and further decree that the said ED FOUNTAIN has no claim, right, title or interest in, or encumbrance upon said land herein described, or any part thereof.

Complainant prays for such other, further, different and general relief as he may be in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

By: *H. Beebe*
Solicitors for Complainant.

GUY BRADLEY, COMPLAINANT,)

VS)

ED FOUNTAIN, RESPONDENT,)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY NO. 874

This cause coming on tbebe heard was submitted for final decree on the pleadings, decree pro confesso, and proof as noted by the Register, and upon consideration thereof the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Respondent, ED FOUNTAIN, has no right, title, estate, claim, interest in, or encumbrance upon the following described lands, or any part thereof, to-wit:

Beginning at the southeast corner of the southwest quarter of section 28, township 5 south of range 2 east, thence North 10 chains, thence West 5 chains, thence South 10 chains, thence East 5 chains, to point of beginning, containing 5 acres, more or less, in the Southeast quarter of the Southwest quarter of Section 28, Township 5 South of Range 2 East, in Baldwin County, Alabama,

and that the title to the same is vested in GUY BRADLEY, as against the said ED FOUNTAIN.

IT IS FURTHER ORDERED that the Register of the court, within thirty (30) days from the rendition of this decree, file a certified copy thereof for record in the Probate Court of Baldwin County, Alabama, and that the coats thereof be taxed in the costs of this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs in this cause, for which execution may issue.

Done at Monroeville, in Monroe County, Alabama, on this the

26th day of January, 1943.

F. W. Lore
Judge of the 21st Judicial Circuit
of Alabama.

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

Guy Bradley
Complainant,
Vs. Ed Fountain
Respondent.

In the Circuit Court.
In Equity No. 874.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent
Ed Fountain

by the Sheriff of Mobile County, on the 28 day of November
1943.

And it further appears to the Register, that the said
Ed Fountain

the Respondent, having to the date hereof,
failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,
on motion of Beebe & Hall Solicitors
for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,
and it hereby is, in all things taken as confessed against the said
Ed Fountain

This 18th day of January, 1943.

R. S. Duck
Register.

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (Equity)

Jan.

Term, 194 3

Guy Bradley.

No. 074 vs.

Ed Fountain.

BILL OF COSTS

REGISTER'S FEES	AMOUNT	SHERIFF'S FEES:	AMOUNT
Fees in Circuit Court—		Summoning on Bill, Each Defendant.....	1 50.
Docketing Cause, One fee only of.....	1 00	Executing Writ of Injunction, or Ne Exeat, each.....	1 50
Issuing Summons on Bill, each.....	50*	Executing Subpoenas for Witnesses, each.....	.65
Issuing Copies Thereof, each.....	40	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		
Decrees Pro Confesso, each.....	1.00*	Total Sheriff's Fees.....	1 50.
Order Appointing Guardian Ad Litem, each.....	1.00*		
Issuing Commissions to Take Testimony, each.....	.50		
Taking Testimony, Per Day.....	1.50		
Taking Testimony, Per 100 words.....	.20		
Receiving and Filing Depositions, each pkg.,.....	.10		
Indorsing Depositions Published, each pkg.....	.10		
All Entries on Commission Docket, Each Cause.....	.50		
Entering Order Submitting Cases for Decree, each.....	.50		
Other Orders of Court, each.....	.25		
Noting Testimony on Hearing of Cause, each.....	.50		
Entering Decrees, of 500 Words or Less, each.....	.75		
Per 100 words over 500.....	.15		
Taking Accounts, etc., on Ref., per Day.....	3.00*		
Taking Testimony on Reference Relating to 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		
Issuing Witness Certificates, each.....	.25		
All Entries on Subpeena Docket, each Cause.....	.50		
Taking and Approving Bonds, each.....	1.00		
Making Complete Record, per 100 Words.....	.15		
Hearing, etc., Regarding Appointment of Receiver or Trustee.....	3.00		
Settlements with Receiver or Trustee, each.....	3.00		
Examining Vouchers in Settlements, each.....	.10		
Examining Answers on Exceptions, each Answer.....	3.00		
Removal Disabilities on Non-Age.....			
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		
Copy Decree	1 00		
Total Register's Fees.....	7 70		
		SUMMARY OF FEES, COSTS, AND JUDGMENT	
		Fees in Circuit Court—	
		Register's Fees.....	7 70
		Ex-Register's Fees.....	
		Sheriff's Fees.....	1 50
		Ex-Sheriff's Fees.....	
		Witness Fees.....	
		Commissioner's Fees.....	
		Guardian Ad Litem.....	
		Publisher's Fees.....	
		Solicitor's Fees.....	
		Court Reporter's Fees, Per Day or fraction thereof.....	5 00
		Trial Tax.....	3 00
		Fees and Costs in Inferior Court:	
		Clerk of Inferior Court Fees.....	
		Sheriff's Fees.....	
		Witness Fees.....	
		Total Fees and Costs in Inferior Court.....	12 20
		Recording Decree Probate	50
		Total Fees and Costs.....	12 80
		Judgment.....	
		Total Fees, Costs, and Judgment.....	
		Decree Jan 26th 1943,	
		Ed Jan 28th 1943,	

I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST: _____

Register Circuit Court, Baldwin County, Ala.

Received payment this _____ day of _____ 194_____

ATTEST: _____

Register Circuit Court, Baldwin County, Ala.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT

vs. Plaintiff-----

Defendant-----

EQUITY COST BILL

Term, 19_____

Fee Book _____, Page _____

Plaintiff's Attorney.

Defendant's Attorney.

I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST:

Register Circuit Court, Baldwin County, Ala.

Received payment this _____ day of _____ 194_____

ATTEST:

Register Circuit Court, Baldwin County, Ala.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT

vs. Plaintiff

Defendant

EQUITY COST BILL

Term, 19_____

Fee Book _____, Page _____

Plaintiff's Attorney.

Defendant's Attorney.

Moore Printing Co., Bay Minette, Ala.

RECORDED

No. 874

RECORDED

CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
IN EQUITY

Guy Bradley
Complainant,

vs.
A. Jantara

Respondent.

DECREE PRO CONFESSO ON
PERSONAL SERVICE.

Issued this 18 day of Jan,
1942

Rodney
Register.

189

874
Municipal Court
George Mills

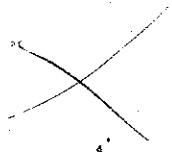
GUY BRADLEY, COMPLAINT,

VS. George Mills

ED FOUNTAIN, RESPONDENT.

162

RECORDED



SUMMONS AND COMPLAINT.

Filed
10-16-42 -

F. S. Ducke

BEBBE & HALL

11-21-42

Received in Sheriff's Office
this 5 day of Oct, 1942
W. R. STUART, Sheriff

Executed 760.28, 1942

by serving copy of within Summons and

Complaint on

Ed Fountain

W. H. Hoolcomb Sheriff

By George Mills Deputy Sheriff

The State of Alabama, }
BALDWIN COUNTY.

No. 874 CIRCUIT COURT IN EQUITY.

Guy Bradley Complainant

vs.

Ed Fountain Defendant

Motion is hereby made for a Decree Pro Confesso against Ed Fountain

Defendant

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.....ha.S... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 16 day of January 1923

Rebe + [unclear]
by [unclear] Solicitor.

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. 874 January Term, 1943

GUY BRADLEY, Complainant

Vs.

ED FOUNTAIN, Defendant

To 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 *Beebe* Solicitor for Complainant.

R. J. Luck

BAY MINETTE, ALA.,

JAN 28 1943

194

IN ACCOUNT WITH
G. W. ROBERTSON
JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
<i>Record Bay Realty 13 G. Robertson</i>					<i>60</i>
<p><i>Paid</i> JAN 28 1943 <i>TRR</i></p>					

RECORDED

No. 272 Page _____

The State of Alabama,

Baldwin County

CIRCUIT COURT, IN EQUITY

Levy Bradley

Vs.

C. J. Fowler

**REQUEST FOR DECREE IN
VACATION**

Filed 1943

Bradley

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

No. 874

Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Henry Bradley

vs.

Ed Pennington

MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE

Filed

Frankie
D. Pennington

1923

Register.

Recorded in Record,

Vol. Page

Register.

Baldwin Times Print, Bay Minette.