

GERHARD CASSEBAUM AND KATH-
ERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA, AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS,
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS OR CORP-
ORATIONS CLAIMING ANY TITLE TO,
INTEREST IN, CLAIM, LIEN OR
ENCUMBRANCE ON SAID LAND OR
ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Notice is hereby given to Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any part or parcel thereof, viz: The Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama.

That Gerhard Cassebaum and Katherine Cassebaum have filed their bill of complaint on the 4 day of January, 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

The Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

Complainants allege in their bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in their name; that they acquired title to said lands from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book

82 at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate, dated June 27, 1927 and recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East; in Baldwin County, Alabama, or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereof or assessed or paid taxes on said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing their title to and interest in said lands and clearing up doubts and disputes concerning the same.

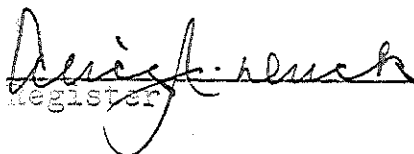
And It appearing from said bill of complaint, that the defendant, Title Guarantee and Mortgage Company, a corporation, place of business and its officers and their names and place of business is unknown to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had:

And an order having been made and entered that notice of the pendency of said suit be given by publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in Baldwin County, Alabama.

It is therefore ordered that the said Title Guarantee and Mortgage Company, a corporation, and its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: the Southeast quarter of Northwest quarter of Section 29,

Township 7 South, Range 6 East, in Baldwin County, Alabama, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely, the 14th day of January, 1954, at which time the said cause shall stand at issue.

WITNESS MY HAND this the 11 day of January, 1954.


Register

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in equity, do hereby certify that the foregoing is a true and correct copy of the notice of the pendency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in equity, wherein Gerhard Cassebaum and Katherine Cassebaum are complainants and Title Guarantee and Mortgage Company, a corporation, its successors and assigns and the following described land, to-wit: Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama; and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands in Baldwin County, are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper published in Baldwin County, Alabama, under and in pursuance of an order of this court made in said cause on the 11 day of January, 1954.

Witness my hand this the 11 day of January, 1954.

Alice J. Duck
Register

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in equity, do hereby certify that the foregoing is a true and correct copy of the notice of the pendency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in Equity, wherein Gerhard Cassebaum and Katherine Cassebaum are complainants and ~~the Title Guarantee and Mortgage Company, a corporation, its successors~~ and assigns and the following described land, to-wit: the Southeast quarter of the Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama; and any and all persons, firms, associations, or corporations claiming title to, interest in, claim, lien or encumbrance on the said land are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper published in Baldwin County, Alabama, under and in pursuance of an order of this court made in said cause on the 11 day of January, 1954, and I do further certify that the same was published in the Baldwin Times, the newspaper designated therein in its issues of ~~January 14, 1954, January 21, 1954, January 28, 1954 and February 4,~~ 1954.

And I do further certify that the foregoing notice was filed by me for record in the office of the Judge of Probate of Baldwin County, Alabama, recorded by the said Judge of Probate in Lis Pendens 4, page 37-9, on the 11 day of Jan., 1954.

Witness my hand this the day of , 1954

Alice J. Duck
Register

no 3176.

FILED

JAN 11 1954

ALICE J. DUCK, Registrar

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

This cause coming on to be heard is submitted for final decree upon behalf of the complainant, upon the original bill of complaint and upon the service, pleading and proof as noted by the Register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due and proper notice of the pendency of the said bill of complaint against the said lands and the named defendants, the Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and any and all persons, firms, associations or corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and that the complainants are entitled to the relief as prayed for in their bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the said complainants, Gerhard Cassebaum and Katherine Cassebaum, are each over the age of twenty one years and residents of Baldwin County, Alabama; that at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainants were and are in the actual and peaceable possession, claiming to own the same absolutely, and in fee simple all of that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

The Southeast quarter of the Northwest quarter of Section 29, Township 7 south, Range 6 East, in Baldwin County, Alabama;

That the complainant obtained title to the said land from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book 82 NS, page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate dated June 27, 1927 and recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the title to the said lands and each parcel thereof stands in the name of the complainants upon the records of Baldwin County, Alabama; that for more than ten years next preceding the filing of said bill of complaint no person other than those through whom they claim title to the said lands or any part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Gerhard Cassebaum and Katherine Cassebaum at the time of the filing of the bill of complaint in this cause and at this time had and have the fee simple title to the above described lands, and to each and every part and parcel thereto, that neither of the said defendants, the Title Guarantee and Mortgage company, a corporation, its successors and assigns, or any other persons, firms, associations or corporations have any right, title to, interest in, claim, or encumbrances upon the whole or any part of the said lands, and that the fee simple title to the said lands and each and every part and parcel thereof be and the same is hereby quieted and established in and declared to be in the said Gerhard Cassebaum and Katherine Cassebaum, as against the defendants the Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and any and all persons,

firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said Gerhard Cassebaum and Katherine Cassebaum, shall inure to the benefit of all persons deriving title to said lands or any part thereof, from or through the said Gerhard Cassebaum and Katherine Cassebaum, and the said title so quieted and established in them shall be treated and considered as established in favor of the said Gerhard Cassebaum and Katherine Cassebaum and all persons deriving title through them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the Register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which county the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxed as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Gerhard Cassebaum and Katherine Cassebaum be and they are hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 13 day of April,
1954.

Hubert M. Hall
Judge

FILED
APR 13 1954
ALICE L. DUCK, Register

GERHARD CASSEBAUM AND KATH-
ERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA, AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS,
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS OR CORP-
ORATIONS CLAIMING ANY TITLE TO,
INTEREST IN, CLAIM, LIEN OR
ENCUMBRANCE ON SAID LAND OR
ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Notice having been given to Title Guarantee and Mortgage
Company, a corporation, defendant in the above styled cause as
required by law, and the time within which it is required to plead,
~~answer or demur having expired, and it having failed to plead, answer~~
or demur within the time required by law, application is made for
decree pro confesso against the said Title Guarantee and Mortgage
Company, a corporation, in the above styled cause.


Solicitor for complainant

Gerhard Cassebaum and Katherine
Cassebaum,

Complainants

vs

Title Guarantee & Mortgage Co.,
a corporation, & certain land

Defendants

Motion for decree pro confesso

FILED

APR 1 1954

ALICE J. DUCK, Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Gerhard Cassebaum & Katherine Cassebaum Complainant

Vs.

Title Guarantee & Mortgage Co. & certain lands Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 14 day of January, 1954, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 14 day of January 1954 and a copy of said order was recorded in the office of the Judge of Probate in Lis Pendens Book 1 page 379.

And it now further appearing to the Register Alice J. Duck that the said Title Guarantee & Mortgage Company, a corporation, its successors and assigns.

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant S, ordered and decreed by the Register Alice J. Duck that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Title Guarantee & Mortgage Company, a corporation, its successors and assigns.

This 1st day of April 1954
Alice J. Duck Register.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Gerhard Cassebaum and

Katherine Cassebaum

Vs.

Title Guarantee & Mortgage

Company, a corporation, &

Certain lands

Decree Pro Confesso of Publication

Issued _____ 19____

FILED

1954

Register.

Recorded in _____ Record

ALICE I. DUCK, Register

Vol. _____ Page _____

Register.

GERHARD CASSEBAUM AND KATH-
ERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
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AND MORTGAGE COMPANY, A CORP-
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INTEREST IN, CLAIM, LIEN OR
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DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Notice is hereby given to Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any part or parcel thereof, viz: The Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama.

That Gerhard Cassebaum and Katherine Cassebaum have filed their bill of complaint on the 11 day of January, 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

The Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

Complainants allege in their bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in their name; that they acquired title to said lands from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book

82 at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate, dated June 27, 1927 and recorded in Deed Book 41 MS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East; in Baldwin County, Alabama, or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereof or assessed or paid taxes on said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing their title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, that the defendant, Title Guarantee and Mortgage Company, a corporation, place of business and its officers and their names and place of business is unknown to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had.

And an order having been made and entered that notice of the pendency of said suit be given by publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in Baldwin County, Alabama.

It is therefore ordered that the said Title Guarantee and Mortgage Company, a corporation, and its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: the Southeast quarter of Northwest quarter of Section 29,

Township 7 South, Range 6 East, in Baldwin County, Alabama, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely, the 14th day of January, 1954, at which time the said cause shall stand at issue.

WITNESS MY HAND this the 11 day of January, 1954.

Register

Archie Bunker

1992

100-1024

in actual peaceable possession, owning and claiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

The Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East; Complainants allege in their bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in their name; that they acquired title to said lands from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County Alabama in Deed Book 82 at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate, dated June 27, 1927 and recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East; in Baldwin County, Alabama, or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have for more than ten years next preceding the filing of said bill of complaint been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereof or assessed or paid taxes on said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing their title to and interest in said lands and clearing up doubts and disputes concerning the same.

And It appearing from said bill of complaint, that the defendant, Title Guarantee and Mortgage Company, a corporation, place of business and its officers and their names and place of business is unknown to complainant and cannot be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had.

And an order having been made and entered that notice of the dependency of said suit be given by publication once a week for four consecutive weeks, in a newspaper

Date of 2nd publication

Jan. 28

Vol. 12

No. 1

Date of 3rd publication

Jan. 31

Vol. 12

No. 1

Date of 1st publication

Jan. 14

Vol. 12

No. 1

was published in said newspaper for 4 consecutive weeks in the following issues:

Publisher:

C. B. Brown

I hereby certify this is correct, due and unpaid (paid)

848 WORDS @ 1 1/2 cents

COST STATEMENT

FILED

FEB 17 1954

ALICE J. DICK, Register

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA

County of Baldwin

County

THE BALDWIN TIMES

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT. (Equity)

TERM, 19..

No. 3176 vs.

Arthur's Lands

BILL OF COSTS

REGISTER'S FEES:		@	AMOUNT	REGISTER'S FEE—Continued:		@	AMOUNT
1. Filing Bills or other paper.....	20	\$0.15	3	00	48. Each Certificate or Affidavit with Seal.....	.75	
2. Copy of Bill or other paper, 100 words.....		.20	1	00	49. Each Certificate or Affidavit without Seal.....	.50	
3. Docketing Cause.....		1.00			50. Each Notice not otherwise provided for.....	.75	
4. Issuing Subpoena on Bills.....		.75			51. Entering Orders by the Register.....	.50	
5. Copies.....		.50			52. Recording Registration, Removal or Suggestion of Death of Trustee.....	.75	
6. Entering Return.....		.15	1	25	53. Entering each Certificate of Supreme Court.....	.50	
7. Order of Publication to Non-Residents.....		1.25			54. Transcript at .15 per 100 words.....		
8. Abstract for Publication, 100 words.....		.20			55. Certified Copy of Decree.....	1.50	1 50
9. Attachment Writ.....		1.00			56. Recording Copy of Decree in Probate Court.....	.25	25
10. Injunction Writ.....		1.50			57. State Certificate.....	.50	
11. Copy.....		.50			58. Commission on Sales.....		
12. Entering Return.....		.15					
13. Entering Appearance.....		.50	50		TOTAL REGISTER'S FEES.....		20 40
14. Decree Pro Confesso.....		1.25	1	25	SHERIFF'S FEES:		
15. Appointing Guardian ad litem.....		1.25			1. Summoning on Bill, Each Defendant.....	\$1.50	
16. Issuing Commission to take Testimony.....		.75	75		2. Executing Writ of Injunction, or Ne Exeat, Each.....	1.50	
17. Receiving and Filing each pkg. of Testimony.....		.10	10		3. Executing Subpoena for Witnesses, Each.....	.65	
18. Endorsing ea. pkg. of Depositions Published.....		.10			4. Executing Writs of Possession, Each.....	5.00	
19. Entering Order Submitting Cause for Decree.....		.50	50		5. Executing Scire Facias or Notice, Each.....	1.50	
20. Any Other Order.....		.25			6. Taking and Approving Bonds, Each.....	1.00	
21. Noting All Testimony.....		.50	50		7. Impaneling Jury.....	.75	
22. Abstract Docket each case.....		1.00	1	00	8. Collecting Execution for Costs Only, Each.....	1.50	
23. Entering Decree, 500 words or less.....		1.00	1	00	9. Sheriff's Commission.....		
24. Entering Decree, over 500 words for every 100 words over 500.....		.20	1	40			
25. Taking Account, Swearing Witnesses, etc., per day.....		3.00			TOTAL SHERIFF'S FEES.....		
26. Taking Testimony on Reference, 100 words.....		.15			SUMMARY OF FEES, COSTS AND JUDGMENT—		
27. Report of 500 words or less.....		3.00			Fees in Circuit Court:		
28. Report of over 500 words, for every 100 words over 500.....		.20			1. Register's Fees.....		20 40
29. But when the amount claimed is less than \$500, and the Register is not required to pass upon any disputed item in- debtedness, payment or credit Reference and Rept.....		2.00			2. Ex-Register's Fees.....		
30. Issuing Subpoena, each Witness.....		.25			3. Sheriff's Fees.....		
31. Witness Certificate.....		.25			4. Ex-Sheriff's Fees.....		
32. Issuing Execution.....		.75			5. Witness Fees.....		
33. Entering Return.....		.15			6. Commissioner's Fees.....		10 00
34. Taking and Approving Bond.....		1.00			7. Guardian Ad Litem.....		
35. Making Complete Record, 100 words.....		.20	6	40	8. Publisher's Fees.....		55-12
36. Hearing Application for Appointment of Receiver or Trustee.....		3.00			9. Solicitor's Fees.....		
37. Settlement with Receiver or Trustee.....		4.00			10. Court Reporter's Fees, Per Day or Fraction Thereof.....	5.00	
38. Examining..... Vouchers.....		.15			11. Trial Tax.....	3.00	3 00
39. Examining Answer.....		3.00			12. Lis Pendens (Becher).....		2 25
40. Taking Question and Answer and Record- ing Same in proceedings to perpetuate testimony, per 100 words.....		.25			13. Rec. Decree.....		2 25
41. For all other services relating to such pro- ceedings.....		1.00			14.		
42. Taking Testimony to relieve Minors of the disabilities of non-age.....		5.00			Fees and Costs in Inferior Court:		
43. For making each Deed to property sold.....		3.00			15. Clerk of Inferior Court, Fees.....		
44. Notices sent by mail to creditors.....		.15			16. Sheriff's Fees.....		
45. Filing, receipting for and docketing ea. claim.....		.25			17. Witness Fees.....		
46. Entries on Subpoena Docket.....		.50			18.		
47. Entries on Commission Docket.....		.50			19.		
					20. Total Fees and Costs in Inferior Court.....		
					21. Total Fees and Costs.....		
					22. Judgment.....		
					23.		
					24.		
					25. TOTAL FEES, COSTS AND JUDGMENT.....		9.3 00

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

ATTEST: *Wm J. Venable*
Register Circuit Court, Baldwin County, Ala.

Received payment this _____ day of _____, 19_____.

ATTEST: _____
Register Circuit Court, Baldwin County, Ala.

No. <u>3174</u>	Page _____
THE STATE OF ALABAMA,	
BALDWIN COUNTY	
CIRCUIT COURT	
<u><i>Richard Casper</i></u>	Plaintiff
vs.	
<u><i>William J. Venable</i></u>	Defendant
EQUITY COST BILL	
Term, 19 _____	
Fee Book _____, Page _____	
Plaintiff's Attorney.	
Defendant's Attorney.	
ROSE ROBERTS & SON, BIRMINGHAM	

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
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TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Come the complainants in the above styled cause and request
the oral examination of Gerhard Cassebaum as witness
for the complainants, who resides in Baldwin County, State of Alabama,
and suggests Madeline S. Bryars of the Town of Bay Minette, as a suit-
able person to act as Commissioner to take the deposition of the said
witness.

This the 1st day of April, 1954.

Robb & Lovington
Solicitors for complainants

GERHARD CASSEBAUM AND KATH-
ERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
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DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO 3176

BOOK 004 PAGE 37

Notice is hereby given to Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any part or parcel thereof, viz: The Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama.

That Gerhard Cassebaum and Katherine Cassebaum have filed their bill of complaint on the 11 day of January, 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

The Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

Complainants allege in their bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in their name; that they acquired title to said lands from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book

82 at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate, dated June 27, 1927 and recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East; in Baldwin County, Alabama, or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereof or assessed or paid taxes on said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing their title to and interest in said lands and clearing up doubts and disputes concerning the same.

And It appearing from said bill of complaint, that the defendant, Title Guarantee and Mortgage Company, a corporation, place of business and its officers and their names and place of business is unknown to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had,

And an order having been made and entered that notice of the pendency of said suit be given by publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in Baldwin County, Alabama.

It is therefore ordered that the said Title Guarantee and Mortgage Company, a corporation, and its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: the Southeast quarter of Northwest quarter of Section 29,

Township 7 South, Range 6 East, in Baldwin County, Alabama, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely, the 14th day of January, 1954, at which time the said cause shall stand at issue.

WITNESS MY HAND this the 11 day of January, 1954.

FILED
Jana 11 1954
ALICE L. JACK, Register

Alice L. Jack
Register

STATE OF ALABAMA, BALDWIN COUNTY
Filed 1-11-54 2 P.m.
Recorded Lis Prob book 4 page 37-9
MR. Hunt
Judge of Probate B

3176.

Shirley

FILED
JAN 11 1954

Figure 1 consists of three line graphs labeled (a), (b), and (c), showing the effect of temperature on the growth of *E. coli* O157:H7. The y-axis for all graphs is \log_{10} CFU/g, ranging from 0 to 10. The x-axis is time in hours, ranging from 0 to 12. Graph (a) is for 10°C, (b) for 15°C, and (c) for 20°C. In all three graphs, the bacterial concentration increases over time. The growth is most rapid at 20°C (graph c), followed by 15°C (graph b), and slowest at 10°C (graph a).

[Handwritten signature]

THE UNIVERSITY OF CHICAGO
LIBRARY

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Q3 JAN 1960

Nº 3839

PROBATE JUDGE

Bay Minette, Ala., 1-11-34, 1934

Received of _____

[illegible]

FOR RECORD

TOTAL \$ 2

Gill—Mobile.

Judge of Probate.

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN,
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

To the Title Guarantee and Mortgage Company, a corporation, its
successors and assigns, and any and all persons, firms, associations
or corporations claiming any title to, interest in, claim, lien or
encumbrance on the following described land, to-wit: The Southeast
quarter of the Northwest quarter of Section 29, Township 7 South,
Range 6 East, in Baldwin County, Alabama;

Notice is hereby given that the complainants in the above
styled cause have this day made application for the oral examination
of Gerhard Cassebaum witness for the complainants in
the above styled cause and has suggested Madeline S. Bryars as a
suitable person to act as commissioner in the taking of the deposition
of said witness.

Witness this the 1st day of April, 1954.

Bob L. Luehring
Solicitor for complainants

Archie Luehring
Register.

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM,

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS,
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

The attorney for the complainants in the above styled cause hereby gives notice to the above named persons, firms, associations, or corporations that the deposition of Gerhard Cassebaum, witness for the complainants, will be taken before Madeline S. Bryars, commissioner, heretofore named by this Honorable Court, on the 12 day of April, 1954, at the office of Beebe & Swearingen in the Town of Bay Minette, Alabama, at 10:00 o'clock A.M.

Witness this the 8 day of April, 1954.

Beebe & Swearingen
Solicitor for complainant.

Gerhard Cassebaum and Katherine
Cassebaum,

Complainants

vs

Title Guarantee & Mortgage Co.,
a corporation, & Certain lands

Defendants

Request for oral examination

FILED

APR 1 1954

ALICE L. DUCK, Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Madeline S. Bryans

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 Gerhard Cassebaum

as witnesses in behalf of Gerhard Cassebaum and Katherine Cassebaum in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Gerhard Cassebaum and Katherine Cassebaum

Complainant
and Title Guarantee and Mortgage Company, a Corporation
ation & certain lands

Respondent
on oath, to be by you administered, upon oral examination
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 8 day of April, 1956

Arise J. ...
Register.

Commissioner's Fee, \$10.00

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

*Gerhard Crossman
& Katherine Crossman*

Complainant—

vs.

*Title Guarantor
& Mortgage Co.*

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED
WITNESSES:
APR 8 1954

W. J. DICK, Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEED
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

Complainants having on the ^{1st} day of April, 1954, filed their motion and request for oral examination of Gerhard Cassebaum, witness for complainants, and due and proper notice thereof having been given as required by law on the Order Book of this Court and Madeline S. Bryars of the Town of Bay Minette being a suitable person to act as commissioner to take the deposition of said witness;

It is therefore ordered, adjudged and decreed that the said motion for the oral examination of Gerhard Cassebaum, witness for complainants, be and is hereby granted;

And that Madeline S. Bryars be and she is hereby appointed as commissioner to take the deposition of said witness.

George J. Duck
Register

Gerhard Cassbaum &
Matthias Cassbaum
Complainants

VS.

The Guaranty &
Mortgage Co. and
Certain lands

Order -

FILED

APR 8 1954

WILLIAM J. DICK, Register

Circuit Court of Baldwin County, Alabama
(In Equity)

Gerhard Cassebaum & Katherine Cassebaum Complainant

VS.

Title Guarantee & Mortgage Co. & Respondent
certain lands.

Madelaine S. Bryars

I.

as ~~Register~~ and Commissioner

have called and caused to come before me Gerhard Cassebaum

witness_____named in the Requirement for Oral Examination, on the_____day of_____

19_____, at the office of Beebe & Swearingen

19-----, at the office of -----
in Bay Minette, Alabama, and having first sworn said Witness---- to speak the

truth, the whole truth, and nothing but the truth, the said Gerhard Cassebaum

both depose and say as follows:

My name is Gerhard Cassebaum. I am one of the complainants in suit of Gerhard Cassebaum and Katherine Cassebaum to quit title to the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama, against the Title Guarantee and Mortgage Company and others pending in the Circuit Court of Baldwin County, Alabama in Equity. I am over the age of 21 years and a resident of Baldwin County. The Title Guarantee and Mortgage Company is a corporation organized under the laws of the State of Alabama, with its principal place of business at Oak. It does not and has not maintained an office at this place or any other place known to this complainant for more than 15 years. That your complainants do not know who its officers are, or who are the owners of its capital stock, or where their residence is. I have made diligent inquiry to ascertain the same, both at Oak and at Bay Minette and other places and wherever I have been able to learn that the corporation has done business. I have been unable to ascertain its present place of business and post office address, or the names, ages, or addresses of its officers and incorporators. I and Catherine Cassebaum are the owners of the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama and we are in the actual peaceable possession of the same and have been continuously for more than ten years next preceding the filing of this bill of complaint and we have each year assessed and paid taxes on the said lands. During the whole of the said period we have claimed to own the said lands we have actually cultivated and farmed the same ~~xxxx~~
~~xxxxxx xxxxxxxxxxxx~~ During the whole of such time no person other than those through whom they claim, has had possession of the said lands or claimed any right to possession of the said land, and no other person has assessed and paid taxes on the said lands except us and those through whom we claim title. Title to the said lands stands on the records of Baldwin County in our name. There is no other suit pending to try or test the validity of the complainants title or defendants title to the said lands. Katherine Cassebaum and I acquired the property April 8, 1944 from S. W. Porter by deed recorded in the office of the Judge of Probate in Deed Book 82 at page 461. S. W. Porter acquired the land from J. C. Ford by deed dated Feb. 11, 1944 and recorded in the office of the Judge of Probate in Deed Book 82, at page 243. Ford acquired the said property by tax deed June 27, 1927, by deed recorded in the office of the Judge of Probate of Baldwin County in Deed Book 41 NS, page 13. Upon Mr. Ford's purchase of the lands he went into possession of them, claiming to own the same and continued in possession of the same until he sold the same to S. W. Porter, who immediately upon his purchase of the said property went into possession of the same and remained in continuous possession of the same until he sold the same to us. We and the said persons named above have been in the continuous adverse possession of the said lands, claiming to own the same, since June 27, 1927 and during the whole of the said time no other person has claimed any right to possession of the said lands.

(continued on back)

ORAL EXAMINATION

I, Madeline S. Bryans, as Register and Commissioner hereby certify that the foregoing deposition...on Oral Examination was taken down by me in writing in the words of the witness...and read over to him and he signed the same in the presence of myself and F. G. Swearingen

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness... or had proom 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 12 day of April, 1954

Madeline S. Bryans (L.S.)

No. _____ Page _____

The State of Alabama
Baldwin County.

In Circuit Court, In Equity

Charles L. Williams
vs. William C. Williams
Complainant

William C. Williams
Respondent

Oral Deposition

Filed FILED _____, 19____
APR 12 1954
Register

Vol. _____ Page _____
Record _____
Register

John L. Williams

That we, and those through whom we claim have cut timbers from the said lands, turpentine the trees on the said lands and farmed the said lands continuously for more than 20 years next preceding the filing of this bill of complaint.

I, Alice J. Duck, register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a true and correct copy of the motion and application of the complainants for oral examination of the said Gerhard Cassbaum as witness for complainant and that notice of said motion was given to the defendants by entry on the Order Book of the Register, said entry having been made on the 1st day of April, 1954.

Alice J. Duck
Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

208 PAGE 221

This cause coming on to be heard is submitted for final decree upon behalf of the complainant, upon the original bill of complaint and upon the service, pleading and proof as noted by the Register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due and proper notice of the pendency of the said bill of complaint against the said lands and the named defendants, the Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and any and all persons, firms, associations or corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and that the complainants are entitled to the relief as prayed for in their bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the said complainants, Gerhard Cassebaum and Katherine Cassebaum, are each over the age of twenty one years and residents of Baldwin County, Alabama; that at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainants were and are in the actual and peaceable possession, claiming to own the same absolutely, and in fee simple all of that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

The Southeast quarter of the Northwest quarter
of Section 29, Township 7 south, Range 6 East,
in Baldwin County, Alabama;

That the complainant obtained title to the said land from
S. W. Porter and Lillian L. Porter, his wife, by deed dated April
8, 1944 and recorded in the office of the Judge of Probate of Baldwin
County, Alabama in Deed Book 82 at page 461; who acquired the same
from J. C. Ford by deed dated February 11, 1944 and recorded in the
office of the Judge of Probate of Baldwin County, Alabama in Deed
Book 82 NS, page 243; who acquired the same by tax deed of G. W.
Humphries, Judge of Probate dated June 27, 1927 and recorded in
Deed Book 41 NS, page 13, under assessment of the property for taxes
against Title Guarantee and Mortgage Company, a corporation, which
corporation held title to the said land by mesne conveyances from
the United States Government; that the title to the said lands and
each parcel thereof stands in the name of the complainants upon the
records of Baldwin County, Alabama; that for more than ten years
next preceding the filing of said bill of complaint no person other
than those through whom they claim title to the said lands or any
part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said
Gerhard Cassebaum and Katherine Cassebaum at the time of the filing
of the bill of complaint in this cause and at this time had and
have the fee simple title to the above described lands, and to each
and every part and parcel thereto, that neither of the said defend-
ants, the Title Guarantee and Mortgage company, a corporation, its
successors and assigns, or any other persons, firms, associations or
corporations have any right, title to, interest in, claim, or encum-
brances upon the whole or any part of the said lands, and that the
fee simple title to the said lands and each and every part and parcel
thereof be and the same is hereby quieted and established in and
declared to be in the said Gerhard Cassebaum and Katherine Cassebaum,
as against the defendants the Title Guarantee and Mortgage Company,
a corporation, its successors and assigns, and any and all persons,

BOOK 208 PAGE 223

firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said Gerhard Cassebaum and Katherine Cassebaum, shall inure to the benefit of all persons deriving title to said lands or any part thereof, from or through the said Gerhard Cassebaum and Katherine Cassebaum, and the said title so quieted and established in them shall be treated and considered as established in favor of the said Gerhard Cassebaum and Katherine Cassebaum and all persons deriving title through them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the Register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which county the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxed as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Gerhard Cassebaum and Katherine Cassebaum be and they are hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 10 day of April, 1954.

HUBERT M. HALL
Judge

STATE OF ALABAMA, BALDWIN COUNTY

Filed 4-30-54 11:45 AM

Recorded Duck book 208 page 221-3

MR. Street
Judge of Probate

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a true and correct copy of the original decree rendered by the Judge of the Circuit Court in the above entitled cause, which said decree is a final decree of this office.

WITNESS MY HAND AND SEAL THIS 10 day of Apr, 1954

Alice J. Duck
Register of Circuit Court, in Equity

FILED
APR 1 1954

ALICE J. BUCK, REGISTRAR

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, in Equity, do hereby certify that the foregoing notice of the time and place of taking deposition of complainants witness was filed and entered on the order book of the Register on the 8 day of April, 1954.

Alice J. Duck
Register

Handwritten text, mostly illegible due to fading and bleed-through. The text appears to be organized into several columns, possibly representing a list or a table of data.

Handwritten text, possibly a signature or a date, located in the center of the page.

FILED
APR 8 1954
ALICE J. DUCK, Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND ~~TITLE GUARANTEE~~
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

Testimony having been taken in this cause and the same
being ready for final decree, motion is hereby made that the
said cause be set down for final decree.

This the 12 day of April, 1954.

Baker & Swearingen
Solicitor for complainants.

Gerhard Cassebaum and Katherine
Cassebaum,
Complainants

vs.

Title Guarantee & Mortgage Co.,
& certain lands

Motion for final decree

FILED

APR 12 1954

ALICE L. DUCK, Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

To the Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: The Southeast quarter of the Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama;

Notice is hereby given that the complainants in the above styled cause have this day made application for the oral examination of Gerhard Cassebaum, witness for the complainants in the above styled cause and has suggested Madeline S. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witness.

Witness this the 1st day of April, 1954.

Babe & Swearingen
Solicitor for complainants

Archie J. Leuck
Register.

Gerhard Cassebaum & Katherine
Cassebaum,

Complainants

vs

Title Guarantee & Mortgage Co.,
a corporation,

Defendants

Notice of motion for oral
examination.

FILED

APR 1 1954

ALICE J. BUCK, REGISTRAR

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

This cause is submitted for final decree upon the bill of
complaint, service by publication, decree pro confesso and deposition
of Gerhard Cassebaum, witness for complainants.

This the 12 day of April, 1954.

Becke & Smearinger
Solicitors for complainant

Reinhold J. Neuck
Register

M 3176
Gerhard Cassebaum and Katherine
Cassebaum,

Complainants

vs.

Title Guarantee & Mortgage Co.
& certain lands.

Defendants

Note of Testimony

FILED
APR 12 1954
ALICE L. DECK, Register

GERHARD CASSEBAUM AND KATH-
ERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, in BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE TO,
INTEREST IN, CLAIM, LIEN OR
ENCUMBRANCE ON SAID LAND OR
ANY PART OR PARCEL THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Whereas Gerhard Cassebaum and Katherine Cassebaum have filed their bill of complaint on the 11 day of January, 1954, in this Court on the Equity side, claiming to be in actual peaceable possession, owning and claiming to own those certain lands lying and being situated in the County of Baldwin, State of Alabama, described as follows:

The Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

Complainants allege in their bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County, in their, Gerhard Cassebaum and Katherine Cassebaum, name; that they acquired title to said lands from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 8, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book 82 NS, at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate dated June 27, 1927 and recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon aforesaid lands, or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have for more than ten years next preceding the filing of said bill of complaint been in the actual peaceable, adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any part or parcel thereof or assessed or paid taxes on said lands or any portion thereof and that the bill of complaint is filed for the purpose of establishing their title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from the said bill of complaint, the same being duly verified, that the defendant, Title Guarantee and Mortgage Company, a corporation, place of business and its officers and their names and place of business is unknown to complainants and can not be ascertained upon diligent search and inquiry.

It is therefore ordered, adjudged and decreed that notice of the pendency of said suit be given by publication once a week for four weeks consecutively in the Baldwin Times, a newspaper, published in Bay Minette, in Baldwin County, Alabama.

WITNESS MY hand and seal this the 11 day of January, 1897.

Reice J. Tucker
Register.

Gerhard Cassebaum and Katherine
Cassebaum,

Complainants

vs

Title Guarantee & Mortgage Co.
& certain lands

Defendants

Order requiring notice to be
published.

FILED
JAN 11 1954

ALICE L. DUCK, Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM,

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF THE
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST, IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A CORP-
ORATION, AND ITS SUCCESSORS,
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, OR CORP-
ORATIONS CLAIMING ANY TITLE
TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LAND
OR ANY PART OR PARCEL THERE-
OF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

The attorney for the complainants in the above styled cause hereby gives notice to the above named persons, firms, associations, or corporations that the deposition of Gerhard Cassebaum, witness for the complainants, will be taken before Madeline S. Bryars, commissioner, heretofore named by this Honorable Court, on the 12 day of April, 1954, at the office of Beebe & Swearingen in the Town of Bay Minette, Alabama, at 10:00 o'clock A.M.

Witness this the 8 day of April, 1954.

Beebe & Swearingen
Solicitor for complainant.

Gerhard Cassebaum &
Katherine Cassebaum
Complainants

VS

Little Guaranty &
Mortgage Co &
Certain Lands

Notice of Time &
Place of Taking
Testimony

FILED

APR 8 1954

ALICE J. DECK, Register

GERHARD CASSEBAUM AND
KATHERINE CASSEBAUM

COMPLAINANTS

VS

THE SOUTHEAST QUARTER OF
NORTHWEST QUARTER OF SECTION
29, TOWNSHIP 7 SOUTH, RANGE
6 EAST; IN BALDWIN COUNTY,
ALABAMA; AND TITLE GUARANTEE
AND MORTGAGE COMPANY, A COR-
PORATION, AND ITS SUCCESSORS
AND ASSIGNS, AND ALL PERSONS,
FIRMS, ASSOCIATIONS, CORPOR-
ATIONS CLAIMING ANY TITLE TO,
INTEREST IN, CLAIM, LIEN OR
ENCUMBRANCE ON SAID LAND OR
ANY PART OR PARCEL THEREOF:

DEFENDANTS,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Come your complainants, Gerhard Cassebaum and Katherine
Cassebaum, and present this, their bill of complaint against the
following described lands in Baldwin County, Alabama, to-wit:

The Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

and against Title Guarantee and Mortgage Company, a corporation, and
its successors and assigns, and all persons, firms, associations
and corporations claiming any interest in, claim, lien or encumbrance
on said land or any portion thereof and respectfully represent and
show unto your Honor as follows:

1.

That your complainants are each over the age of twenty-one
years and residents of the County of Baldwin, State of Alabama; that
the Title Guarantee & Mortgage Company is a corporation organized
under the laws of the State of Alabama, with its principal place of
business at Oak, its incorporation being as shown by the corporation
records of Baldwin County, Alabama, Alabama; that the said Title
Guarantee and Mortgage Company does not now maintain an office at
Oak, and complainant has made diligent search and inquiry at Oak
and at the Court house of Baldwin County, and at all other known places
where such corporation, or the incorporators, have been known to do
business, or to reside, and upon such inquiry complainants have been
unable to ascertain where the said corporation maintains an office and

and who and where its officers are; but its last known place of business was Oak, Alabama; and because of the fact that it does not maintain a place of business at this time at such, or any known, place and its officers and stockholders are not known, personal service cannot be had on said Title Guarantee and Mortgage Company;

2.

That your complainants are the owners of in fee simple and in the actual possession of the said lands in Baldwin County, Alabama, described as follows, to-wit:

Southeast quarter of Northwest quarter of
Section 29, Township 7 South, Range 6 East;

and that they and those through whom they claim have been in the continuous peaceable adverse possession of the said lands for more than ten years next preceding the filing of this complaint and that they and those through whom they claim title to the said lands have for more than ten years next preceding the filing of this bill of complaint annually assessed and paid the taxes on the said lands and that during such period of time no other person has assessed the said lands for taxes or paid taxes thereon, and that no other person for such period has had, or attempted to exercise any possession over the said land or claimed any right to possession thereof or any title to, or interest in, claim, lien or encumbrance thereon, or to any portion thereof;

3.

That no suit is pending to test complainants title to, interest in, lien, claim or encumbrance on, or right of possession of said land;

4.

That the title to the said lands stands on the records of Baldwin County, Alabama, in the name of your complainants; that they obtained title from S. W. Porter and Lillian L. Porter, his wife, by deed dated April 6, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 82 at page 461; who acquired the same from J. C. Ford by deed dated February 11, 1944 and recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book 82 NS, at page 243; who acquired the same by tax deed of G. W. Humphries, Judge of Probate dated June 27, 1927 and

recorded in Deed Book 41 NS, page 13, under assessment of the property for taxes against Title Guarantee and Mortgage Company, a corporation, which corporation held title to the said land by mesne conveyances from the United States Government; that for more than ten years next preceding the filing of this bill of complaint no person other than they and those through whom they claim title to the said lands or any part or parcel thereof have assessed or paid taxes thereon and that they and those through whom they claim title as aforesaid have been in the actual, peaceable, notorious, exclusive, continuous, hostile, adverse possession of the same under color of title claiming to own the same for more than ten years next preceding the filing of this bill of complaint and that they and those through whom they claim have actually cultivated and occupied and used the said land in person or by tenant; that the Title Guarantee and Mortgage Company, a corporation, claims or is reputed to claim some title to, interest in, lien or encumbrance upon the land, or some part or parcel thereof.

WHEREFORE, your complainants pray that this Honorable Court will take jurisdiction of the cause made by this bill of complaint and by appropriate process cause the said Title Guarantee and Mortgage Company, a corporation, and its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any part or parcel thereof, to-wit: the Southeast quarter of Northwest quarter of Section 29, Township 7 South, Range 6 East, in Baldwin County, Alabama, parties defendant to this bill of complaint and by appropriate process require them and each of them separately and severally 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 complainants further pray that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of liens, claims and encumbrances, to the said land and any part or parcel thereof, is vested in your complainants, Gerhard Cassebaum and Katherine Cassebaum, as against the Title Guarantee and Mortgage Company, a corporation, its successors and assigns, and all persons, firms, associations or

corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any part or parcel thereof, and that any and all doubts and disputes concerning the same be cleared up and established in your complainants, and your complainants pray for such other, further or different relief as in equity and good conscience they shall be entitled to receive in the premises.

W. C. Beebe
Solicitor for complainants

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, personally appeared W. C. Beebe, who is known to me, and who, having been by me first duly sworn, deposes and says that he is Solicitor for the complainants in the above styled cause, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true, and from such information obtained he verily believes, and so states, the same to be true; affiant further says that defendant, Title Guarantee and Mortgage Company, a corporation, is a domestic corporation, organized under the laws of the State of Alabama; that for more than six months next preceding this date has not had a place of business within Oak, the principal place of business of said corporation, or at any other place in the State of Alabama; that its present officers and its present place of business is not known and can not be ascertained upon diligent search, and the same has not been known for more than six months next preceding this date.

W. C. Beebe

Sworn to and subscribed before me this the 11 day of January, 1914

Madeline S. Brown
Notary Public, State of Alabama at large.

