

2665

CECIL G. CHASON

ATTORNEY AT LAW

FOLEY, ALABAMA

15 June 1951

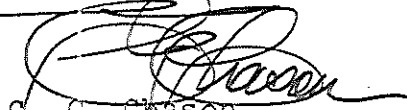
Mrs. Alice J. Duck  
Clerk of Court  
Bay Minette, Ala.

Dear Mrs. Duck:-

Please present the enclosed affidavits and suggested decree to Judge Mashburn for his action. One copy of the decree is to be placed of record in the Probate office and one copy sent to me.

Also, please enclose your cost bill.

Yours very truly,

  
C. G. Chason

CGC:lu

Encls: 6

CECIL G. CHASON

ATTORNEY AT LAW

FOLEY, ALABAMA

4 June 1951

Mrs. Alice J. Duck  
Clerk of Court  
Bay Minette, Ala.

Dear Mrs. Duck:-

The minor is a Negro boy and lives in the quarters  
South of Foley.

Yours very truly,

  
C. G. Chason

CGC:lu

Encls:

W 2665-

Ex parte

David Burnette

non-age liabilities

FILED

JUN 5 1951

ALICE J. DUCK, Register

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Cecil G. Chason, a Notary Public in and for said County in said State, personally appeared Francis Irwin, who is known to me, and who after being by me first duly and legally sworn, deposes and says under oath as follows:

That his name is Francis Irwin; that he is over the age of twenty-one years and a resident of Baldwin County, Alabama; that he has been personally acquainted with David Barnette all of his life; that said David Barnette is, for his age, of mature judgment and is a sober and industrious man and, in the opinion of your affiant, said David Barnette is competent and capable of transacting matters of the utmost concern; that in the opinion of affiant said David Barnette is capable in every way of handling his own affairs and, in the opinion of affiant, it will be beneficial that the dis-abilities of non-age be removed and that he be legally allowed to conduct his own affairs.

Francis L. Irwin

Sworn to and subscribed before me,  
a Notary Public, on this the 12<sup>th</sup>  
day of June, 1951.

Cecil G. Chason  
Notary Public, Baldwin County  
State of Alabama

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Cec. J. F. Chason, a Notary Public in and for said County in said State, personally appeared Rance Barnette who is known to me, and who after being by me first duly and legally sworn, deposes and says under oath as follows:-

That his name is Rance Barnette; that he is over the age of twenty-one years and a resident of Baldwin County, Alabama; that he is the grandfather of David Barnette; that said David Barnette is, for his age, of mature judgment and is a sober and industrious man and, in the opinion of your affiant, said David Barnette is competent and capable of transacting matters of the utmost concern; that Abraham Barnette is the father of David Barnette; that David Barnette is a minor eighteen years of age who will become twenty-one years of age on June 16, 1952; that in the opinion of affiant said David Barnette is capable in every way of handling his own affairs and, in the opinion of affiant, it will be beneficial that the disabilities of non-age be removed and that he be legally allowed to conduct his own affairs.

Rance Barnette

Sworn to and subscribed before me,  
a Notary Public, on this the 15<sup>th</sup>  
day of June, 1951.

Cec. J. F. Chason  
Notary Public, Baldwin County  
State of Alabama

STATE OF ALABAMA

BALDWIN COUNTY

Before me, Cecil G. Chason, a Notary Public in and for said County in said State, personally appeared J. D. Thompson, who is known to me, and who after being by me first duly and legally sworn, deposes and says under oath as follows:

That his name is J. D. Thompson; that he is over the age of twenty-one years and a resident of Baldwin County, Alabama; that he has been personally acquainted with David Barnette for 5 years; that said David Barnette is, for his age, of mature judgment and is a sober and industrious man and, in the opinion of your affiant, said David Barnette is competent and capable of transacting matters of the utmost concern; that in the opinion of affiant said David Barnette is capable in every way of handling his own affairs and, in the opinion of affiant, it will be beneficial that the disabilities of non-age be removed and that he be legally allowed to conduct his own affairs.

John D. Thompson

Sworn to and subscribed before me,  
a Notary Public, on this the 15<sup>th</sup>  
day of June, 1951.

Cecil G. Chason  
Notary Public, Baldwin County  
State of Alabama

STATE OF ALABAMA )  
BALDWIN COUNTY )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

IN THE MATTER OF THE REMOVAL OF THE DIS-ABILITIES  
OF NON-AGE OF DAVID BARNETTE

TO THE HONORABLE JUDGE OF SAID COURT:

Your petitioner, the undersigned Abraham Barnette, respectfully shows unto this Honorable Court and avers:

1. That he is over the age of twenty-one years and a resident of Baldwin County, Alabama.

2. That he is the father of David Barnette, a minor, over the age of eighteen years; that Mary Barnette is the mother of said minor and that said minor has no legal guardian and that said minor resides with your petitioner in said County of Baldwin.

3. That the said David Barnette is nineteen years of age and will reach the age of twenty-one years on the 16th day of June, 1952; that said minor owns no property, is well educated for his years, is of sound mind and good judgment, has had experience with public affairs and is fully capable of transacting his own affairs, and that it will be to the best interest of said minor to be relieved of the dis-abilities of non-age;

WHEREFORE, your petitioner respectfully prays this Honorable Court to set this petition down for a day to be heard and will direct the issuance of notice to the said David Barnette of the filing of this petition and of the day set to hear and determine the same in the manner as provided by law, and that upon the hearing hereof make and enter a decree unconditionally relieving the said David Barnette of the dis-abilities of non-age and that this Honorable Court make all other and further orders and decrees in the premises as may seem just and proper.

  
Petitioner

STATE OF ALABAMA  
BALDWIN COUNTY

Before me, Cecil G. Chason, a Notary Public in  
and for said County in said State, personally appeared Abraham

Barnette, whose name is signed to the foregoing petition and who being by me first duly sworn, deposes and says that the facts set forth in said petition are true.

David Barnette

Sworn to and subscribed before me,  
a Notary Public, on this the 4<sup>th</sup>  
day of June, 1951.

Paul J. Thomas  
Notary Public, Baldwin County  
State of Alabama

STATE OF ALABAMA  
BALDWIN COUNTY

The foregoing petition being presented, it is ordered that a copy thereof and of this order be served by the Sheriff of Baldwin County, Alabama, upon said minor, David Barnette, and that upon the hearing of said petition that the evidence may be taken by affidavit.

Done this the 14<sup>th</sup> day of June, 1951.

Jeffrey A. Madaleno  
Circuit Judge



STATE OF ALABAMA       )  
BALDWIN COUNTY        )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

IN EQUITY

IN THE MATTER OF THE REMOVAL OF THE DIS-ABILITIES  
OF NON-AGE OF DAVID BARNETTE

This cause coming on to be heard by the verified petition of Abraham Barnette as the father of David Barnette for the removal of the dis-abilities of non-age of the said David Barnette, and said cause being submitted for a final decree upon the petition, notices and affidavits as shown by note of submission and, upon consideration thereof, the court is of the opinion and finds that all the allegations of the petition are true; that the said David Barnette is a minor over the age of eighteen years and under the age of twenty-one years; that he is a resident of Baldwin County, Alabama, and is, for his age, a person of mature judgment, of sober and industrious habits, and is competent and capable in every way of handling his own affairs and, the court being satisfied that it will be to the best interest of said minor to be relieved of the dis-abilities of non-age, it is, therefore,

ORDERED, ADJUDGED and DECREED that the said David Barnette be and he is hereby relieved from the dis-abilities of non-age and is now invested with the right to sue and be sued, contract and be contracted with, to buy, sell and convey real estate and to do and perform all acts which said minor could lawfully do if he were twenty-one years of age.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the court that a certified copy of this decree be filed in the office of the Judge of Probate of Baldwin County, Alabama, and in each of the counties in which said minor shall hereafter reside, and in the office of the Judge of Probate in each county in the State where said minor shall do any business or make any contract.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that petitioner pay the cost of this proceeding, for which execution may issue.

Done this the 20<sup>th</sup> day of June, 1951.