

thing for my support without being forced by the Court but nothing was done about this except for me to get one-half of the rent from the place, but then Fritz could only rent the place if I signed the lease.

Cross-Inty. 11.

Most of the personal property was destroyed by the fire though some of the furniture was saved and is in the wash house now. With my husband's consent I sold some of the second hand machinery and farm implements and lived on this for a while. But to keep from starving I had to go to Chicago, where I am supported by my daughter and family. I am not in good health and cannot support myself.

x Marie A Guenther

I, T. J. CONNERY, commissioner named in the attached commission, hereby certify that MARIE A. GUENTHER, the witness named in the said commission, appeared before me at my office at 4236 West Madison Street in the City of Chicago, Illinois, where, after being duly sworn to tell the truth, she testified in answer to the Interrogatories and Cross-interrogatories, and said answers were taken down as near as might be in her own language and were transcribed and read over to her and signed by her in my presence.

I further certify that I am not of counsel or kin to either party and not interested in anywise of the result thereof.

WITNESS my hand and seal this the 29th day of October, 1947.

T. J. Connery (SEAL)
Commissioner

Commissioner's fee \$ 25⁰⁰ not paid.

LILLIAN LEE PORTER,

Complainant

THE STATE OF ALABAMA,
BALDWIN COUNTY.

vs.

JOHN BRASY, ET AL.

Respondents

CIRCUIT COURT, IN EQUITY.
Term, 1944

I, R. S. Duck Register of the Circuit Court of

Baldwin County, of the State of Alabama, hereby certify that on the affidavit

of Lillian Lee Porter

on the 17th day of April 1944, an order of publication was made to
John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret
Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling,
Curt Klein and their unknown heirs, devisees, and grantees,

who are non-residents

who reside at

and was published in the Baldwin Times

a newspaper published in Bay Minette, Baldwin County, Alabama, once a week, for four

consecutive weeks, commencing on the 20th day of April 1944, requiring

the said Respondents

to answer or demur to the Bill of Complaint in the cause on the 22nd day of May

1944, or in thirty days therefrom a decree Pro Confesso may be taken against them

And that a copy of said order was forwarded by mail, on the _____ day of _____

19____, addressed to _____

and that one other copy of said order was posted at the Courthouse door of said County for four consecutive weeks,

commencing on the 17th day of April 1944.

R. S. Duck

Register.

LILLIAN LEE PORTER,
Complainant,

VS.

NORTHEAST QUARTER OF NORTH-
EAST QUARTER (NE $\frac{1}{4}$ OF NE $\frac{1}{4}$);
SOUTHWEST QUARTER OF NORTHEAST
QUARTER (SW $\frac{1}{4}$ OF NE); EAST HALF
OF SOUTHWEST QUARTER (E $\frac{1}{2}$ OF SW $\frac{1}{4}$);
AND SOUTHWEST QUARTER OF SOUTH-
WEST QUARTER (SW $\frac{1}{4}$ OF SW $\frac{1}{4}$) OF
SECTION 31, TOWNSHIP 7 SOUTH,
RANGE 6 EAST SITUATED IN BALDWIN
COUNTY, ALABAMA; JOHN BRASY, MRS.
MARGARET BRASY, JOSEPH BRASY,
ANNA BRASY, MARGARET BRASY,
HENRY C. BARTLING, HENRY C. BART-
LING, AS TRUSTEE, H. W. BARTLING,
CURT KLEIN, AND THE UNKNOWN HEIRS,
DEVISEES, OR GRANTEES OF THE SAID
JOHN BRASY, MRS. MARGARET BRASY,
JOSEPH BRASY, ANNA BRASY, MARGARET
BRASY, HENRY C. BARTLING, HENRY C.
BARTLING, AS TRUSTEE, H. W. BART-
LING, CURT KLEIN, AND ANY AND ALL
PERSONS, FIRMS OR CORPORATIONS
CLAIMING ANY INTEREST IN THE ABOVE
DESCRIBED LANDS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Comes your Complainant Lillian Lee Porter and presents this her Bill of Complaint against the following described real estate situated in Baldwin County, Alabama, to-wit:-

Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ OF NE $\frac{1}{4}$); Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ OF NE $\frac{1}{4}$); East half of Southwest Quarter (E $\frac{1}{2}$ OF SW $\frac{1}{4}$); and Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ OF SW $\frac{1}{4}$) of Section 31, Township 7 South, Range 6 East,

and against John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and the unknown heirs, devisees, or grantees of the said John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and any and all persons, firms or corporations claiming any interest in the above described lands, and shows unto your Honor and unto this Honorable Court as follows:-

FIRST:

That your Complainant is over the age of twenty-one years and is a resident citizen of Baldwin County, Alabama, residing at Foley, Alabama; that John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, are all over the age of twenty-one years and are all non-residents of the State of Alabama, their Post Office addresses and place of residence being unknown to your Complainant. If any of said respondents are dead the names and addresses of their heirs, devisees or grantees, if any, are unknown to your Complainant. Complainant further shows unto your Honor that she has used due diligence in trying to ascertain the residences and Post Office addresses of the above named respondents and whether any of them be dead and if dead, the names of their heirs, devisees and grantees, if any, and she has been unable to get any of such information.

SECOND:

The Complainant further shows unto your Honor that she is in the actual, peaceable, quiet, and adverse possession of said lands, herein described, claiming to own the same in her own right in fee simple and using the same in every way that it is susceptible to use.

THIRD:

Your Complainant further shows unto your Honor that no suit is pending to test her title to interest in, or right to possession of said lands.

FOURTH:

Complainant further shows unto your Honor that she claims the entire fee simple title in and to said lands, having acquired the same by deed from the State of Alabama, dated August 20, 1937, which deed is recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 64 N. S. page 264.

FIFTH:

Complainant further shows unto your Honor that the title to said land stands on the records in the Probate Court of Baldwin County, Alabama, in the name of your Complainant.

Complainant further shows unto your Honor that the parties named herein as respondents or their unknown heirs, devisees, or grantees, are reputed to claim some right, title or interest in or encumbrance upon said land, and your Complainant respectfully calls upon the parties mentioned herein as Respondents in this Bill of Complaint to set forth and specify their right, title, claim, interest or encumbrance upon the same and how and by what instrument the same is derived and created.

SIXTH:

Your Complainant further shows unto your Honor that no person, firm or corporation other than your Complainant has assessed said land for taxation or paid taxes thereon for more than ten years immediately preceding the filing of this Bill of Complaint, and that your Complainant has assessed and paid taxes on such land for the years 1938 to and including 1943, and that she has assessed such lands for 1944, which taxes are not yet due and that in her tax purchase from the State of Alabama, that she paid all taxes due on said land since 1931.

SEVENTH:

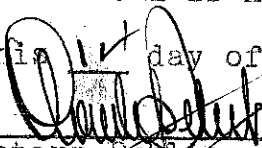
Your Complainant avers that she has made a diligent search and inquiry to ascertain the places of residences and addresses of the persons herein named as respondent and whether or not any of them be dead, and if dead, to ascertain the names, addresses and places of residences of their unknown heirs, devisees, or grantees, and that in this investigation and inquiry Complainant has had a complete abstract of title of said real estate made from the records of Baldwin County, Alabama, and she has had diligent inquiry made in the neighborhood of said land as to the ownership of the same, the possession thereof, and the whereabouts of any and all persons, firms or corporations who are or maybe interested in the same or who claim any interest therein. In making this inquiry Complainant has inquired of the people living around about said land who are acquainted with the history of the community and its residents.

firms or corporations claiming any interest in the above described

State of Alabama, their place of residence being unknown to
Affiant.

✓ Lillian Lee Foster

Sworn to and subscribed
before me, a Notary Public,
whose seal is hereto affixed,
this 11 day of April, 1944.


Notary Public, Baldwin County,
Alabama.

My Commission Expires Sept. 10, 1947

LILLIAN LEE PORTER,

Complainant,

VS.

NORTHEAST QUARTER OF NORTH-
EAST QUARTER (NE $\frac{1}{4}$ of NE $\frac{1}{4}$);
SOUTHWEST QUARTER OF NORTHEAST
QUARTER (SW $\frac{1}{4}$ OF NE $\frac{1}{4}$); EAST HALF
OF SOUTHWEST QUARTER (E $\frac{1}{2}$ of SW $\frac{1}{4}$);
AND SOUTHWEST QUARTER OF SOUTH-
WEST QUARTER (SW $\frac{1}{4}$ OF SW $\frac{1}{4}$) OF
SECTION 31, TOWNSHIP 7 SOUTH,
RANGE 6 EAST SITUATED IN BALDWIN
COUNTY, ALABAMA: JOHN BRASY, MRS.
MARGARET BRASY, JOSEPH BRASY,
ANNA BRASY, MARGARET BRASY,
HENRY C. BARTLING, HENRY C. BART-
LING, AS TRUSTEE, H. W. BARTLING,
CURT KLEIN, AND THE UNKNOWN HEIRS,
DEWISEES OR GRANTEEES OF THE SAID
JOHN BRASY, MRS. MARGARET BRASY,
JOSEPH BRASY, ANNA BRASY, MARGARET
BRASY, HENRY C. BARTLING, HENRY C.
BARTLING, AS TRUSTEE, H. W. BART-
LING, CURT KLEIN, AND ANY AND ALL
PERSONS, FIRMS OR CORPORATIONS
CLAIMING ANY INTEREST IN THE ABOVE
DESCRIBED LANDS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

This cause coming on to be heard is submitted for Final Decree upon the Summons and Complaint together with Notice of Publication, Affidavit of Publication, Certificate of Register as to Publication, Decree Pro Confesso on Publication, and Testimony as noted by the Register, and it appearing to the Court that Lillian Lee Porter is in the actual peaceable and adverse possession of the following described real estate situated in Baldwin County, Alabama, to-wit:-

Northeast Quarter of Northeast Quarter;
Southwest Quarter of Northeast Quarter;
East half of Southwest Quarter; South-
west Quarter of Southwest Quarter of
Section 31, Township 7 South, Range 6 East,
situated in Baldwin County, Alabama,

being the same land heretofore described in the Caption of this Decree and against which this proceeding is brought, claiming to own the same in her own right in fee simple and using the same in every way that it is susceptible to use.

And it further appearing to the Court that no suit is pending to test the Complainant's title to, interest in, or right

on the Direct Indexes and on the Indirect Indexes in the name of said Lillian Lee Porter, a certified copy of this Decree to be filed within thirty days from the rendition thereof by the Registrar of this Court in said Probate Court, the costs of recording the same to be taxed as a part of the costs of this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Lillian Lee Porter be and she hereby is taxed with the costs of this proceeding for which execution may issue.

DATED at Monroeville, Alabama, this 24th
day of June, 1944.

J. W. Hare
Judge.

LILLIAN LEE PORTER,

Complainant,

VS.

NORTHEAST QUARTER OF NORTH-
EAST QUARTER (NE $\frac{1}{4}$ OF NE $\frac{1}{4}$):
SOUTHWEST QUARTER OF NORTHEAST
QUARTER (SW $\frac{1}{4}$ OF NE $\frac{1}{4}$): EAST HALF
OF SOUTHWEST QUARTER (E $\frac{1}{2}$ OF SW $\frac{1}{4}$):
AND SOUTHWEST QUARTER OF SOUTH-
WEST QUARTER (SW $\frac{1}{4}$ OF SW $\frac{1}{4}$) OF
SECTION 31, TOWNSHIP 7 SOUTH
RANGE 6 EAST, SITUATED IN BALDWIN
COUNTY, ALABAMA; JOHN BRASY, MRS.
MARGARET BRASY, JOSEPH BRASY,
ANNA BRASY, MARGARET BRASY,
HENRY C. BARTLING, HENRY C. BART-
LING, AS TRUSTEE, H. W. BARTLING,
CURT KLEIN, AND THE UNKNOWN HEIRS,
DEVISEES, OR GRANTEES OF THE SAID
JOHN BRASY, MRS. MARGARET BRASY,
JOSEPH BRASY, ANNA BRASY, MARGARET
BRASY, HENRY C. BARTLING, HENRY C.
BARTLING, AS TRUSTEE, H. W. BART-
LING, CURT KLEIN, AND ANY AND ALL
PERSONS, FIRMS OR CORPORATIONS
CLAIMING ANY INTEREST IN THE ABOVE
DESCRIBED LANDS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NOTICE.

It having been made to appear in the above styled
cause from the Affidavit of Lillian Lee Porter, the Complainant
in said cause, that the respondents in said cause are non-residents
of the State of Alabama, a more particular address being unknown;

NOTICE IS HEREBY GIVEN TO John Brasy, Mrs. Margaret
Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling,
Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and the
unknown heirs, devisees, or grantees of the said John Brasy, Mrs.
Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry
C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt
Klein, and any and all persons, firms or corporations claiming any
interest in the above described lands, that on the 17th day of April,
1944, Lillian Lee Porter filed in the Equity side of the Circuit
Court of Baldwin County, Alabama, her Bill of Complaint against the
following described lands situated in Baldwin County, Alabama, to-wit:

Northeast Quarter of Northeast quarter
(NE $\frac{1}{4}$ OF NE $\frac{1}{4}$); Southwest Quarter of North-
East Quarter (SW $\frac{1}{4}$ OF NE $\frac{1}{4}$); East half of
Southwest Quarter (E $\frac{1}{2}$ of SW $\frac{1}{4}$); and South-
west Quarter of Southwest Quarter (SW $\frac{1}{4}$ OF

(SW $\frac{1}{4}$) of Section 31, Township 7 South,
Range 6 East,


and against the respondents herein above named, and any and all other persons, firms or corporations claiming any interest in, lien or encumbrance upon said land, and you are hereby notified to appear and plead, answer or demur to said Complaint within thirty days from the 22nd day of May, 1944, or a Decree Pro Confesso will be rendered against you.

Said Bill of Complaint alleges that Complainant acquired title to said land by deed from the State of Alabama, dated August 20, 1937, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 64 page 264.

The Complaint alleges that the Complainant claims to be the owner of said land in fee simple and that the title to said lands stands in the name of Complainant on the records of the Probate Court of Baldwin County, Alabama; and Complainant further alleges that she has paid the taxes upon said land for more than ten years next immediately preceding the filing of said Bill of Complaint and that she has been in the actual, adverse, quiet and peaceable possession of said land since the date of her deed to the same, and that no other person, firm or corporation has had possession of said land or any part thereof during that period of time or paid any taxes on the same within ten years next immediately preceding the filing of such Bill of Complaint.

Said Bill of Complaint was and is filed for the purpose of establishing Complainant's title to said land for the purpose of clearing up all doubts and disputes concerning the same.

WITNESS my hand and seal as Register of said Court on this the 17th day of April, 1944.


As Register of the Circuit Court of
Baldwin County, Alabama.

HYBART & CHASON
Solicitors for Complainant.

LILLIAN LEE PORTER,

Complainant,

VS.

NORTHEAST QUARTER OF NORTH-
EAST QUARTER (NE $\frac{1}{4}$ OF NE $\frac{1}{4}$):
SOUTHWEST QUARTER OF NORTHEAST
QUARTER (SW $\frac{1}{4}$ OF NE $\frac{1}{4}$): EAST HALF
OF SOUTHWEST QUARTER (E $\frac{1}{2}$ OF SW $\frac{1}{4}$):
AND SOUTHWEST QUARTER OF SOUTH-
WEST QUARTER (SW $\frac{1}{4}$ OF SW $\frac{1}{4}$) OF
SECTION 31, TOWNSHIP 7 SOUTH,
RANGE 6 EAST, SITUATED IN BALDWIN
COUNTY, ALABAMA: JOHN BRASY, MRS.
MARGARET BRASY, JOSEPH BRASY,
ANNA BRASY, MARGARET BRASY,
HENRY C. BARTLING, HENRY C. BART-
LING, AS TRUSTEE, H. W. BARTLING,
CURT KLEIN, AND THE UNKNOWN HEIRS,
DEWISEES, OR GRANTEEES OF THE SAID
JOHN BRASY, MRS. MARGARET BRASY,
JOSEPH BRASY, ANNA BRASY, MARGARET
BRASY, HENRY C. BARTLING, HENRY C.
BARTLING, AS TRUSTEE, H. W. BART-
LING, CURT KLEIN, AND ANY AND ALL
PERSONS, FIRMS OR CORPORATIONS
CLAIMING ANY INTEREST IN THE ABOVE
DESCRIBED LANDS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

In the above styled cause it being made to appear to the Court by the Affidavit of Lillian Lee Porter, the Complainant in said cause, that the respondents named therein are non-residents of the State of Alabama, and that in the belief of such Affiant the respondents are over the age of twenty-one years.

IT IS, THEREFORE, ORDERED that the publication be made in the Baldwin Times, a newspaper published in the County of Baldwin, State of Alabama, once a week for four consecutive weeks, requiring the said respondents to plead, answer or demur to the Bill of Complaint in said cause by the 22nd day of May, 1944, or thirty days thereafter a Decree Pro Confesso may be taken against them.

DATED this the 17th day of April, 1944.


Register.

No.

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

LILLIAN LEE PORTER,

vs.

JOHN BRASY, ET AL.

CERTIFICATE OF PUBLICATION.

Filed in office this 23rd

day of June 1944

Register.

Field
11-1-49
Miss. Wash.
Cognate

1950-51 by hand and seal with the

RECORDED

FINAL DECREE.

LILLIAN LEE PORTER,
Complainant,

VS.

John BRASY, ET AL.

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

FILED JUNE 24th, 1944.

O. S. [Signature]
Register.

ORDER DESIGNATING
NEWSPAPER.

LILLIAN LEE PORTER,

Complainant,

vs.

JOHN BRASY, ET AL,

Respondents,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

FILED APRIL 17, 1944.

Roberts
Register.

~~10918~~
10999

NOTICE.

LILLIAN LEE PORTER,

Complainant,

VS.

JOHN BRASY, ET AL,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

FILED APRIL 17, 1944.

W. H. Bracy
Register.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 4/17/44 2:20 P.M.
Recorded 4/17/44 book 1 page 130
and I certify that the following Privilege Tax has
been paid.

Deed Tax _____

Mortgage Tax _____

W. H. Bracy
Judge of Probate

By _____

Bracy

4/1/35

The BALDWIN TIMES

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER

BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Food Cook, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Complaint

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY.
LILLIAN LEE PORTER,
Complainant,

vs.
Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$); Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$); East Half of Southwest Quarter (E $\frac{1}{2}$ of SW $\frac{1}{4}$) and Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 31, Township 7 South Range 6 East, Situated in Baldwin County, Alabama; John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and the Unknown Heirs, Devises, or Grantees of the said John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and any and all Persons, Firms or Corporations claiming any interest in the above described lands.

NOTICE

It having been made to appear in the above styled cause from the Affidavit of Lillian Lee Porter, the Complainant in said cause, that the respondents in said cause are non-residents of the State of Alabama, a more particular address being unknown:

NOTICE IS HEREBY GIVEN TO John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and the unknown heirs, devisees, or grantees of the said John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein, and any and all persons firms or corporations claiming any interest in the above described lands, that on the 17th day of April, 1944, Lillian Lee Porter filed in the Equity side of the Circuit Court of Baldwin County, Alabama, her Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

Northeast Quarter of Northeast Quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$); Southwest Quarter of Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$); East Half of Southwest Quarter (E $\frac{1}{2}$ of SW $\frac{1}{4}$); and Southwest Quarter of Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 31, Township 7, South Range 6 East, and against the respondents herein named and any and all persons, firms or corporations claiming any interest in said land, or encumbrance upon said land.

When or whenever you are hereby notified to appear and plead, answer or demur to said Complaint within thirty days from the 22nd day of May, 1944, or the Decree Pro Confesso will be rendered against you.

Said Bill of Complaint alleges that Complainant acquired title to said land, by deed from the State of Alabama, dated August 20, 1937, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 44 page 284.

The Complaint alleges that the Complainant claims to be the owner of said land in fee simple and that the title to said lands stands in the name of Complainant on the records of the Probate Court of Baldwin County, Alabama; and Complainant further alleges that she has paid the taxes upon said land for more than ten years next immediately preceding the filing of said Bill of Complaint and that she has been in the actual, adverse, quiet and peaceable possession of said land since the date of her deed to the same, and that no other person, firm or corporation has had possession of said land or any part thereof, during that period of time or paid any taxes on the same within ten years next immediately preceding the filing of such Bill of Complaint, was and is filed for the purpose of establishing the Complainant's title to said land for the purpose of removing all doubts and

COST STATEMENT

700 WORDS @ 4 1/2 cents \$31.50

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

Food Cook
Publisher.

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

Date of 1st publication April 20, 1944 Vol. 53 No. 12
Date of 2nd publication 11 27, 1944 Vol. 53 No. 13
Date of 3rd publication May 3, 1944 Vol. 53 No. 14
Date of 4th publication May 10, 1944 Vol. 53 No. 15

Subscribed and sworn before the undersigned this _____ day of _____ 1944.

Ora S. Nelson
Notary Public, Baldwin County, State of Ala. of Large
Food Cook
Publisher.

Recu. Exp. March 9, 1948.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 1944

LILLIAN LEE PORTER

Complainant

Vs.

JOHN BRASY, ET AL.

Defendants

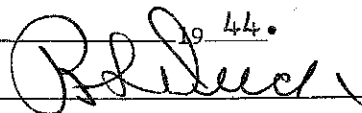
In this cause it appears to the Register R. S. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 20th day of April, 1944, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 20th day of April 1944 and _____

And it now further appearing to the Register R. S. Duck that the said John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees and grantees

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 _____, ordered and decreed by the Register R. S. Duck

_____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees and grantees.

This 23rd day of June 1944.



Register.

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO ERIN S. MONTGOMERY;

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 S. W. PORTER AND LILLIAN LEE PORTER

as witnesses in behalf of Complainant in a cause pending in our Circuit Court of Baldwin County, of said State, wherein LILLIAN LEE PORTER,

Complainant and John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees or grantees, Defendant,

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

Witness 23rd day of June 194.

[Handwritten Signature]

REGISTER

Commissioner's Fee \$ 5⁰⁰

Witness' Fees, \$

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, John Shuman, a Notary Public, in and for said State and County personally appeared S. W. Porter who is known to me and who after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That his name is S. W. Porter; that he is over the age of twenty-one years and a resident citizen of Foley in Baldwin County, Alabama; that he is the husband of Lillian Lee Porter who is the complainant in that certain suit filed in the Circuit Court of Baldwin County, Alabama, in Equity on April 17, 1944, in which the Northeast Quarter of Northeast Quarter, Southwest Quarter of Northeast Quarter, East half of Southwest Quarter, and Southwest Quarter of Southwest Quarter of Section 31, Township 7 South, Range 6 East in Baldwin County, Alabama; John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee; H. W. Bartling, and Curt Klein and their unknown heirs, devisees and grantees are Respondents; that he is not personally acquainted with any of such respondents except Henry C. Bartling who has been dead many years; that he has inquired in the neighborhood of said lands and among the older residents near said lands as to whether any of the respondents named in the Bill of Complaint are members of the Armed Forces of the United States or have been such members during the pendency of this suit, and he is informed and believes, and upon such information and belief says that none of the Respondents named in the Bill of Complaint are members of the Armed Forces of the United States of America within the meaning of the Soldiers and Sailors Civil Relief Act of 1940 as amended.

S. W. Porter

Sworn to and subscribed before me, a Notary Public, this 22 day of June, 1944.

John Shuman
Notary Public, Baldwin County,
Alabama.

RECORDED

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

LILLIAN LEE PORTER,

Complainant,

Vs.

JOHN BRASY, ET AL,

Respondents.

Decree Pro Confesso of Publication

Issued *James R. 3* 19*14*

Richard

Register.

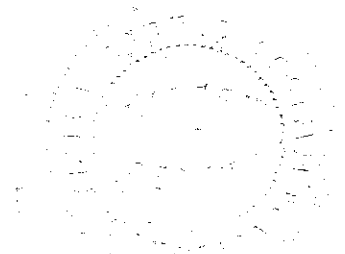
Recorded in _____ Record

Vol. _____ Page _____

Register.

Moore Printing Co., Bay Minette, Ala.

John G. ...
1944



NO. _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

LILLIAN LEE PORTER,

Complainant

VS.

JOHN BRASY, ET AL.

Defendant

Commission To Take Deposition

COMMISSIONER:

ERIN S. MONTGOMERY

Witnesses:

LILLIAN LEE PORTER

S. W. PORTER.

TESTIMONY OF S. W. PORTER.

My name is S. W. Porter. I am over the age of twenty-one years and a resident citizen of Baldwin County, Alabama, residing at Foley where I have lived for nineteen years. I am the husband of Lillian Lee Porter who is the complainant in that certain suit to quiet title filed on April 17, 1944 in the Circuit Court of Baldwin County, Alabama, in Equity against Northeast Quarter of Northeast Quarter, Southwest Quarter of Northeast Quarter; East half of Southwest Quarter; Southwest Quarter of Southwest Quarter of Section 31, Township 7 South, Range 6 East situated in Baldwin County, Alabama; John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as Trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees and grantees. Lillian Lee Porter is over the age of twenty-one years and is a resident citizen of Baldwin County, Alabama, residing at Foley. John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling and Curt Klein are all over the age of twenty-one years and are non-residents of the State of Alabama, their Post Office addresses being unknown insofar as Affiant has been able to ascertain. Lillian Lee Porter is in the actual peaceable, quiet and adverse possession of the lands described in the Bill of Complaint claiming to own the same in her own right in fee simple and using the same in every way that it is susceptible to use, and no suit is pending to test her title to, interest in, or right to possession of said lands. She acquired the same by deed from the State of Alabama dated August 20, 1937. The title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in her name. No other person, firm or corporation except the said Lillian Lee Porter has assessed or paid taxes on said lands since 1931 and including her purchase from the State of Alabama she has paid taxes since that time. Affiant made diligent inquiry in the neighborhood of said land to ascertain the names and addresses of any person, firm or corporation who might claim any interest

in said lands and in making such inquiry he inquired of the older residents living around about the same.

The said Lillian Lee Porter is the only person who has paid taxes on such lands for many years and she has been in the actual, possession thereof for about six or seven years last past.

L. L. Porter

TESTIMONY OF LILLIAN LEE PORTER.

My name is Lillian Lee Porter. I am over the age of Twenty-one years and a resident citizen of Foley in Baldwin County, Alabama. I am the complainant in that certain suit to quiet title filed in the Circuit Court of Baldwin County, Alabama, on April 17, 1944, in which Northeast Quarter of Northeast Quarter; Southwest Quarter of Northeast Quarter; East half of Southwest Quarter; Southwest Quarter of Southwest Quarter of Section 31, Township 7 South, Range 6 East situated in Baldwin County, Alabama, John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees and grantees are Respondents. All of such respondents are over the age of Twenty-one years and according to my best information and belief are non-residents of the State of Alabama. I have been unable to ascertain the addresses of any of such respondents. If any of them are dead I do not know the names of their heirs, devisees or grantees and have been unable to get such information though I have made diligent inquiry concerning the same. I am in the actual, quiet and peaceable possession of such lands claiming to own the same in my own right in fee simple and using it in every way that it is susceptible to use. No suit is pending to test my title to, interest in or right to possession thereof. I acquired said lands by deed from the State of Alabama on August 20, 1937 and have been in the adverse possession of such land since that time. Said lands stand on the records of the Probate Court of Baldwin County, Alabama in my name. I have paid taxes on such lands since I acquired the same from the State of Alabama, and no other person, firm or corporation has paid any such taxes during that period of time. I had an abstract of title prepared to said lands and have made diligent inquiry to ascertain the names and addresses of any person, firm or corporation who might claim any interest therein.

Lillian Lee Porter

THE STATE OF ALABAMA
Baldwin County

Circuit Court of Baldwin County, Alabama,
(In Equity)

LILLIAN LEE PORTER, COMPLAINANT

VS.

JOHN BRASY, ET AL. RESPONDENT S

I, ERIN S. MONTGOMERY

~~as Register and~~ Commissioner

have called and caused to come before me Lillian Lee Porter and

S. W. Porter

witnesses named in the Requirement for Oral Examination, on the 23rd day of June

1944, at the office of Hybart & Chason

in Bay Minette, Alabama, and having first sworn said witnesses to speak the truth,

the whole truth, and nothing but the truth, the said Lillian Lee Porter and

S. W. Porter

doth depose and say as follows:

ORAL EXAMINATION

I, Erin S. Montgomery, as ~~Register~~ Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down in writing by me in the words of the witness ~~es~~ and read over to ~~them~~ and ~~they~~ signed the same in the presence of myself and John Chason at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proof made before me of the identity of said witness ~~es~~ 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 23rd day of June, 19 44.

Erin S. Montgomery (L. S.)

No. _____ Page _____

THE STATE OF ALABAMA
Baldwin County

IN CIRCUIT COURT, IN EQUITY

LILLIAN LEE PORTER,

Complainant

Vs.

JOHN BRASY, ET AL,

Respondent

ORAL DEPOSITION

Filed

June 23rd, 1944

Register

RECORDED IN

Record

Vol. _____

Page _____

Register

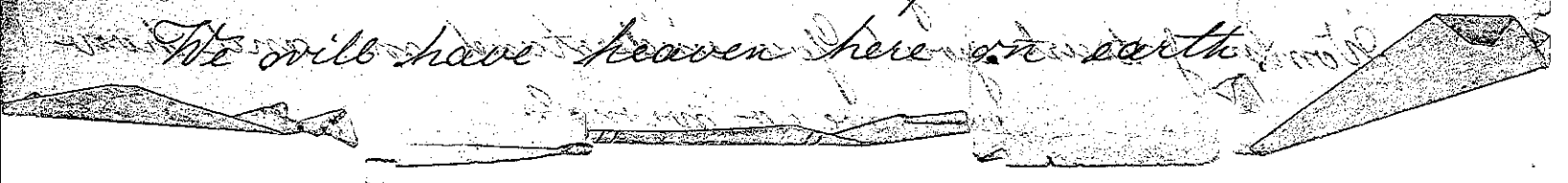
See dear first of all two person has to love and like
 each other because that is biggest help to get along
 Then of all things we have to eat clothe our self
 and have our home. Now a women like you knows
 how to make a good meal out of the farm she ^{knows}
 how to make a home and there cant be nothing
 but sunshine in a place like that. The Girls of
 to day dont learn nothing but to buy can goods
 and warm them up. A real women knows different
 there is where 50 times out of hundred trouble
 starts that is why I said several times I am too
 old fastiant I believe in a ^{Women} Heaven just as much
 to do with the overllfare of a famile then a men
 she can make just as much whit per a person
 on the the men with hard labor of course there
 are many men good for nothing and if it wasnt
 for the women it would be hard on them
 But good ^{since} comen (lots of love and the ambition to
 do our best and be agreeable those are the things
 what will make life happy and enjoyable dont
 you think so too I know you do your letter
 was so nice I could feel you are well up to the
 way how to make life happe O you are so sen-
 sible about everything dear you are different then
 most women you are my wonderfull little Darling
 my dreams my life

Darling you said onabe you are too frank with me
 dear no no dear you are not you are just getting
 deeper in my heart every day. I am so shure we
 will be happy to gather and just waiting with
 Goy for the moment to take you in my arms
 and tell you yes dear yes I will do my part to
 make you happy. You mentioned in your letter you
 would send me a telegram when ever you want
 me to come Now listen dear I would get a letter
 about just as quick as a wire because the Tel-
 egraph Comp has to turn it over to the Post delivery
 and by that time I will have a letter too See
 dear the Telegraph Comp don't deliver out to the
 country just write me a letter tell me the
 address where to go too and leave the rest
 to me I will find my darling sugar. See dear
 it will take a day or two before I have every-
 thing straitened out to leave. As soon as you
 write I will hurry as much as I can and I will
 write you even to expect me see dear. Dont you
 think this will be the best way ??? tell me?

And dont be afraid of me dear no no I will try
 my best I will be just like in my letters I will res-
 spect you and give you time to judge for your self
 and how glad will I be if well if your like me
as you wished too

Now listen dear real close any another would be glad
 to see one happy married she is quiet old (77) and
 she is well taken care of at my sister I had a
 letter from her to day she told me not to send
 anything as she had everything she wished for. I
 loved to gather all our life one and the old
 folks up to the time when my Father died I took
 her along with to the city till she could not
 stand so much excitement. Then I took her to my
 sister (2 years ago) she deed the farm over to
 me to avoid trouble with was not necessary
 as my sister has plenty. So you see there is
 nothing else what keeps me from being as I
 think it is right. I am to my own free will to
 do how I wish and am under no obligations
 to anyone. I will try to do my best to please
 you and you are the one person I ever give my
 heart to see dear how ever we will make our
 next that is the way we will sleep then. There
 nobody but us to say or do how we wish. If we
 know how to live happy we will be so if not it
 will ^{be} our own fault and nobody else to blame
 see dear there is my hope and my life you are
 so broadminded you are different then the other
 Women I trust you! You understand one and how
 can we go wrong?

See my darling I am frank and honest to you. You are
 the same to me we will do our best for each other
 and why should we ^{not} live more happy and not so
 lonesome if we are living together. We have to
 live anyway and if we agree to each other we will
 be happy there is our doubt. We will plan and
 work to gather we will love and play together
 be respectfull and decent to each other and our
 children why should we have trouble why cant
 we be happy tell me? We will get to be one
 we will sacrifice our self to each other more and
 more every day. The main thing is real love and
to do the best for all that is the only way it
will work. I am so so glad my darling is a real
 broadminded little girl I am not afraid of the
 future with my sugar baby at all. I want come
 let me love and kiss you come my dear tell
 me dont you think the same way about it as
 I have told you in this letter please dear dont
 feel hurt what ever I said if you dont think so
 too tell me dear please but dont feel bad to
 wards your lover I mean to do right I only feel
 to make you happy every were in the home and
 in our mind and heart if we are contented
 We will have heaven here on earth



Well my darling it is getting late and I am almost
falling to sleep so let us go to bed to gather and
dream of our sweet future

So with lots of and Kisses to my little love
bell and in hope to hear from you will remain
Your lover Fred.

My hopes and best wishes to the little Girls
and shure little Japonie will be better by
this time

Now my darling please trust me even ever I come
to see you dont feel obligated or any forced way
I want you to feel free and follow your own
tion, I dont expect for you nothing to do or put
your self in any expence or be obligated to any
expencies what so ever I will come to see you
give you the oppertunity to learn to know me
and if you turn me down. Well it will be my
hard luck then see dear I want you to feel safe
and free to do what you will be able to think
is right. Well my dear I kiss in own for

some other time your little Fortzie
come dear let me kiss you good night let
feel them soft bosoms and soft body and dream
on

good night sugar.

That is the way to be my darling we have to make the best of it in thies times raging and grumbeling about everything dont onake everything but over It is so nice when people is able to realize things and enjoy life it's natural that if there is real love and harmony both parties know exactle how everything is running and if they come to gather and say here we should have tis or that now can we aford it with now we both will know without much questions! now in cases like that is gencally over the trouble starts. If we can adjust our self and be content with small things we will enjoy the other so much more even we are able to get them. See my darling there is where a real women like you are so different then this young Flasers. Now take it here with my renters they are living and working on the farm here there is no butter no eggs no potatoes nothing the women has nothing cannet because she dont know how she dont know how to cook even the most comen meal of stuff what they raise. How can people like that ever come to anything but to rent a place they never will have or to start theyr owne home. See dear a real like you can earn just as much in her then her stady out in the field.

Fairhope Oct. 15, 1934.

Mrs L. A. Anderson
Graniteville Mo

My dear Marie!

Received your so sweet and dear letter to day after
I got home from paying my Taxes I expected a letter
from you dear on Sat. but I see it was terrible
long on the road how is it dear sometimes it 3-4
days and sometimes 6 to 7 it must be coming on
two different Divisions. But how glad was I to
get such a nice letter dear it made me feel real
strong again. Am very sore little Wayne is sick
but I hope she is better now I hope you feel good and
happy dear. Listen Marie dear you said dear you can
adurte your self to anything see darling that is
what I was allways so scared of The Women Folks
in our day dont enjoy life there is nothing good
enough nothing will be taken care of just throw
it away see dear under such conditions life cant
be happy because the old men husband has to
work for it soon he want be able to get every
body satisfied and the end of it he is all good
and the separation is there. Dear I noted in your
last letter you are not that kind now Marie
is different I read it over and over you said you
had it so good but now you get along also

R. J. Black

BAY MINETTE, ALA., JUN 26 1944 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>Uran</i>	<i>Sullivan Porter</i>	<i>John Boney</i>			<i>135</i>
<i>Paid</i> JUN 26 1944 <i>[Signature]</i>					

Bay Minette, Ala., Apr. 17 1944

The Honorable R. S. Duck

Bay Minette Ala

IN ACCOUNT WITH

G. W. ROBERTSON

JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Recording from to Privilege Tax Rec. Fee Total

Lis. Fee. Lillian Lee Porter vs John Deary et al

1.25

Paid

April 17-1944

*G. W. Robertson
Judge of Probate*

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

LILLIAN LEE PORTER,

Complainant

Vs.

JOHN BRASY, ET AL

Defendant S

Motion is hereby made for a Decree Pro Confesso against ~~John Brasy, Mrs. Margaret Brasy, Joseph Brasy, Anna Brasy, Margaret Brasy, Henry C. Bartling, Henry C. Bartling, as trustee, H. W. Bartling, Curt Klein and their unknown heirs, devisees, and grantees~~ Defendant S

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 23rd day of June 1944.

746 Code

Cybart J. Rason Solicitor.

LILLIAN LEE PORTER,

Complainant,

VS.

JOHN BRASY, ET AL.

Respondents.

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, Summons,
Order designating newspaper, Notice to Non-resident defendants,
Affidavit of Publication, Certificate of Register as to Publication,
Request for Decree in Vacation, and Testimony of Lillian Lee
Porter and S. W. Porter and Decree Pro Confesso on Publication.

and in behalf of Defendant upon _____

[Handwritten Signature] Register.
Wybar & Hayes
Selectors for Camp -

STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 194 _____

LILLIAN LEE PORTER, _____, Complainant

Vs.

JOHN BRASY, ET AL, _____, Defendant S

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 HYBART & CHASON

_____ 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.

Hybart & Chason
Solicitor for Complainant.

The State of Alabama.

Baldwin County

CIRCUIT COURT, IN EQUITY

LILLIAN LEE PORTER,

Vs.

JOHN BRASY, ET AL.

**REQUEST FOR DECREE IN
VACATION**

Filed *June 23*, 194*4*
R. D. [Signature]

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

RECORDED

No. _____

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

LILLIAN LEE PORTER,

Complainant,
VS.

JOHN BRASY, ET AL,

Respondents.

NOTE OF TESTIMONY

Filed in Open Court this 23

Day of June 1947

[Handwritten Signature]

Register.

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

LILLIAN LEE PORTER.

Complainant _____

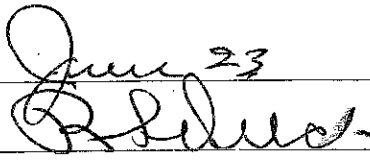
Vs.

JOHN BRASY, ET AL.

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed June 23 1944



Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.