

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT. (Equity)

TERM, 19

No. 3347 vs.

Lidia Inge Foster
Jammie H. Matthews

BILL OF COSTS

REGISTER'S FEES:	@	AMOUNT	REGISTER'S FEE—Continued:	@	AMOUNT
1. Filing Bills or other paper.....	5	75	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		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	
10. Injunction Writ.....	1.50		57. State Certificate.....	.50	
11. Copy.....	.50		58. Commission on Sales Money <i>Other</i>		52 00
12. Entering Return.....	.15		<i>Thomas R. Lick</i>		
13. Entering Appearance.....	.50	3 50	TOTAL REGISTER'S FEES.....		66 85
14. Decree Pro Confesso.....	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	10	2. Executing Writ of Injunction, or Ne Exeat, Each.....	1.50	
17. Receiving and Filing each pkg. of Testimony.....	.10	30	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		5. Executing Scire Facias or Notice, Each.....	1.50	
20. Any Other Order.....	.25	50	6. Taking and Approving Bonds, Each.....	1.00	
21. Noting All Testimony.....	.50	1 00	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	TOTAL SHERIFF'S FEES.....		
25. Taking Account, Swearing Witnesses, etc., per day.....	3.00		SUMMARY OF FEES, COSTS AND JUDGMENT—		
26. Taking Testimony on Reference, 100 words.....	.15		Fees in Circuit Court:		66 85
27. Report of 500 words or less.....	3.00		1. Register's Fees.....		
28. Report of over 500 words, for every 100 words over 500.....	.20		2. Ex-Register's Fees.....		
29. But when the amount claimed is less than \$500, and the Register is not required to pass upon any disputed item indebtedness, payment or credit Reference and Rept.....	2.00		3. Sheriff's Fees.....		
30. Issuing Subpoena, each Witness.....	.25		4. Ex-Sheriff's Fees.....		
31. Witness Certificate.....	.25		5. Witness Fees.....		
32. Issuing Execution.....	.75		6. Commissioner's Fees <i>lessenberry</i>		5 00
33. Entering Return.....	.15		7. Guardian Ad Litem.....		
34. Taking and Approving Bond.....	1.00		8. Publisher's Fees.....		
35. Making Complete Record, 100 words.....	.20	3 60	9. Solicitor's Fees.....		
36. Hearing Application for Appointment of Receiver or Trustee.....	3.00		10. Court Reporter's Fees, Per Day or Fraction Thereof.....	5.00	5 00
37. Settlement with Receiver or Trustee.....	4.00		11. Trial Tax.....	3.00	3 00
38. Examining..... Vouchers.....	.15		12.....		
39. Examining Answer.....	3.00		13.....		
40. Taking Question and Answer and Recording Same in proceedings to perpetuate testimony, per 100 words.....	.25		14.....		
41. For all other services relating to such proceedings.....	1.00		Fees and Costs in Inferior Court:		
42. Taking Testimony to relieve Minors of the disabilities of non-age.....	5.00		15. Clerk of Inferior Court, Fees.....		
43. For making each Deed to property sold.....	3.00	3 00	16. Sheriff's Fees.....		
44. Notices sent by mail to creditors.....	.15		17. Witness Fees.....		
45. Filing, receipting for and docketing ea. claim.....	.25		18.....		
46. Entries on Subpoena Docket.....	.50		19.....		
47. Entries on Commission Docket.....	.50		20. Total Fees and Costs in Inferior Court.....		
			21. Total Fees and Costs.....		
			22. Judgment.....		
			23.....		
			24.....		
			25. TOTAL FEES, COSTS AND JUDGMENT.....		79 85

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____

*Answer of Respondent - Petition of John
James Rodde Guardian Estate of Harold Hail
W. S. D. a Minor Comptroller of the
Court of the Supreme Court State of New York
County of Westchester - Filed and Testimony
of J. B. B. Leachman and J. B. Allen,
and in behalf of Defendant upon Answer and Waiver.*

Alice J. Leach

Register.

LILDA INGE ROOT AND HARRIET
HATCH, BY LILDA INGE ROOT,
AS HER NEXT FRIEND,

COMPLAINANTS

VS:

FANNIE H. MATTHEWS,

RESPONDENT

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

ANSWER

Comes your respondent, FANNIE H. MATTHEWS, and admits:

1. That Lida Inge Root is over the age of 21 years and a resident of 12 Seagate Road, Shore Acres, Staten Island, New York, and Harriet Hatch, a sister of both your Oratrix, Lida Inge Root and the Respondent, Fannie H. Matthews, is over the age of 21 years but has been declared a person of unsound mind by the Supreme Court of New York County, New York, and is confined to the Middleton Homopathic State Hospital in the State of New York.. Your respondent is a resident of San Francisco, State of California, whose address is c/o Lemuel H. Matthews, Attorney, 333 Montgomery Street, San Francisco 4, California.

2. She admits that your Oratrixes and respondent are joint owners, or tenants in common of the property situated in Baldwin County, Alabama, described in Exhibit A.

3. She admits that the interest of your Oratrixes and respondent in the described property is as follows:

Lida Inge Root, one fourth interest;
Harriet Hatch, one half interest
Fannie H. Matthews, one fourth interest.

4. She admits that the property consists of vacant lots which cannot be equitably divided among the said joint owners without a sale thereof and a division of the proceeds. It is to the best interest of your Oratrixes that said property be sold for division of the proceeds.

5. She admits that your Oratrixes and the respondent have been offered the sum of FOUR THOUSAND SEVEN HUNDRED & 00/100 DOLLARS (\$4,700), ^{Cash} by AGNES M. HOPKINS, a resident of Montgomery County, Alabama, for said property which amount your Oratrixes aver is equal to the value of said property.

The said FANNIE H. MATTHEWS consents and agrees that a decree be rendered to finally settle this cause in accordance with the Prayer for Relief in the Bill of Complaint, without any further notice to her.

Fannie H. Matthews
Fannie H. Matthews

Fannie H. Matthews

Page 2.

STATE OF CALIFORNIA)
CITY AND COUNTY OF SAN FRANCISCO) ss.

I, LUCIE M. REINCKE, a Notary
Public in and for said County and State, do hereby
certify that FANNIE H. MATTHEWS, whose name is signed
to the foregoing Answer, and who is known to me, acknowl-
edged before me on this day that, being informed of the
contents of the said Answer, she executed the same volun-
tarily on the day the same bears date.

Given under my hand and notarial seal this
23rd day of August, 1954.

FILED

9-8-54

ALICE J. DUCK, Clerk

Lucie M. Reincke

NOTARY PUBLIC

In and for the City and County of
San Francisco, State of California.

My Commission Expires November 19, 1964

3347

THE UNITED STATES OF AMERICA
DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D. C. 20535

FILED

9-8-54

ALICE L. DICK, Registrar

ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED

DATE 10-10-83 BY SP-5 JRS/STP

EXCEPT WHERE SHOWN OTHERWISE, THIS DOCUMENT IS UNCLASSIFIED

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DATE 10-10-83 BY SP-5 JRS/STP

(page 1)

Perdido Bay 95 feet, measured on a N 63-20 W line; run thence N 26-04 E 517 feet, to the South edge of a 30 foot road; run thence S 78-15 E 24.6 feet to the point of beginning Lot No. 1 of the Hatch property, as surveyed and platted by J. B. Allen, surveyor, in Jan. 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records. The above described lot runs to and joins Perdido Bay.

AREA BETWEEN LOTS 8 and 9 AND PERDIDO BAY: Starting at the Northeast corner of Fractional Section 17, T 8 S, R 6 E, run thence South 4063.9 feet; run thence West 199.3 feet, to the Northeast corner of Lot No. 7; run thence around a 48-00 degree curve to the right 84.8 feet, to the Northwest corner of Lot No. 7; run thence S 39-50 W 200 feet to the point of beginning; at the Southeast corner of Lot No. 8: run thence S 39-50 W 44.4 feet to the margin of Perdido Bay; run thence N 55-42 W 208.1 feet, along the margin of Perdido Bay; run thence N 39-50 E 74 feet, to the Southwest corner of Lot No. 9; run thence S 47-32 E 206 feet to the point of beginning, being an area lying between Lots No's 8 and 9, and Perdido Bay, as surveyed and platted by J. B. Allen, surveyor, in Jan. 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

Lot No. 10: beginning at a point 4034.7 feet South and 154.7 feet West of the Northeast corner of Fractional Section 17, T 8 S, R 6 E, on the North edge of a 30 foot road; run thence S 80-26 W 25.8 feet; run thence around a 64-58 curve to the right for 80.1 feet; run thence N 47-32 W 232 feet, to the margin of Crystal Lake; run thence N 62-00 E 100 feet, along the margin of Crystal Lake; run thence S 39-50 E 288 feet to the point of beginning, being Lot No. 10, of the Hatch property, as surveyed and platted by J. B. Allen, surveyor, in Jan. 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

LOT NO. 11: Beginning at a point 4019.7 feet South and 65.92 feet West of the Northeast corner of Fractional Section 17, T 8 S, T 6 E, on the North edge of a 30 foot road; run thence S 80-20 W 90 feet; run thence N 39-50 W 288 feet, to the margin of Crystal Lake; run thence N 62-00 E 100 feet, along the margin of Crystal Lake; run thence S 36-15 E 325 feet to the point of beginning, being Lot No. 11, of the Hatch Property, as surveyed and platted by J. B. Allen, surveyor, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

The above described lots No's 10 and 11 run to and join Crystal Lake.

Together with all riparian and littoral rights pertaining to the above described lots running to and joining Perdido Bay.

4. The interest of your Oratrixes and respondent in this described property is as follows:

Lida Inge Root, one fourth interest
Harriet Hatch, one half interest
Fannie H. Matthews, one fourth interest

5. That the property consists of vacant lots which cannot be equitably divided among the said joint owners without a sale thereof and a division of the proceeds. It is to the best interest of your Oratrixes that said property be sold for division of the proceeds.

6. Your Oratrixes and the respondent have been offered the sum of Four Thousand Seven Hundred and no/100 Dollars (\$4,700.00) cash by Agnes M. Hopkins, a resident of Montgomery County, Alabama, for said property which amount your Oratrixes aver is equal to the value of said property.

7. That FANNIE H. MATTHEWS, the respondent, has filed an Answer and Waiver in which she admits the allegations, as stated in the petition, and consents and agrees that a decree be rendered to finally settle this cause, in accordance with the Prayer for Relief in the Bill of Complaint, without any further notice.

Now therefore, IT IS ORDERED, ADJUDGED AND DECREED by the Court:

1. That the above described property be ordered sold at private sale to Agnes M. Hopkins for the sum of FOUR THOUSAND SEVEN HUNDRED & 00/100 DOLLARS (\$4,700), cash, in the manner prescribed by law for a division of the proceeds between the joint owners.

2. That the Register of this Court is authorized and directed to execute an appropriate deed to the said Agnes M. Hopkins, conveying all the interests of Lida Inge Root, Harriet Hatch and Fannie H. Matthews, upon the payment by the said Agnes M. Hopkins of the sum of FOUR THOUSAND SEVEN HUNDRED & 00/100 DOLLARS (\$4,700), which is to be paid in negotiable funds to the Register of this Court to be disbursed by the said Register as follows:

1. That Forest A. Christian, as solicitor in this case, be allowed the sum of THREE HUNDRED FIFTY & 00/100 DOLLARS (\$350.00) as reasonable attorney's fee in this cause.

2. That J. B. Allen, licensed surveyor, be paid the sum of THIRTY & 00/100 DOLLARS (\$30.00), as a reasonable surveyor's fee in this cause.

3. That the court costs in the amount of \$ 79⁸⁵ be paid ^{by said Register}

4. That the balance of Forty two hundred and forty & 25/100 ^{of said balance} & 00/100 DOLLARS (\$ 4240.²⁵) be paid by said Register as follows:

One-fourth of said balance to Lida Inge Root, individually, and as joint owner;

One-fourth of said balance to Fannie H. Matthews; and,

One-half of said balance to Lida Inge Root, as committee of the person and estate of Harriet Hatch, an incompetent person.

Done and ordered this the 5 day of ^{October} September, 1954.

H. M. Hall
H. M. Hall, Circuit Judge, Sitting
in Equity

FILED

OCT 5 1954

ALICE J. HUCK, REGISTRAR

LIDA INGE ROOT AND HARRIET HATCH,
BY LIDA INGE ROOT, ASHER NEXT FRIEND.

vs.

FANNIE H. MATTHEWS

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
Petition of Lida Inge Roote, Guardian Estate of Harriet Hatch Wand, A non
compose mentis, committer Certificate Supreme Court State of New York, County
of New York. Oral Testimony of J. B. Blackburn, and J. B. Allen.

and in behalf of Defendant upon Answer and Waiver.

[Handwritten signature]

[Handwritten signature]

Register.

No.

THE STATE OF ALABAMA

Baldwin County

IN EQUITY

Circuit Court of Baldwin County

vs.

NOTE OF TESTIMONY

Filed in Open Court this 25th

day of Sept, 1944

Archie French
Register.

Printed by the Baldwin Times

LIDA INGE ROOT, GUARDIAN
ESTATE OF HARRIET HATCH, WARD,
A NON COMPOSE MENTIS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

EX PARTE

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

Comes your petitioner, LIDA INGE ROOT, as the guardian of HARRIET
HATCH, and respectfully shows to your Honor:

1. That your petitioner, Lida Inge Root, the guardian of Harriet
Hatch, to ward, are both nonresidents of the State of Alabama and are residents
of the State of New York.

2. That the said Harriet Hatch is entitled to $\frac{1}{2}$ of the net
proceeds from
the sale of certain lands in Baldwin County, Alabama, which proceeds have been
paid into this honorable court.

3. That said money may be removed to the said State of New York
without conflicting with any restriction or limitation thereupon, and without
impairing the right of the ward thereto.

4. Your petitioner herewith produces and now files in court for the
inspection and judgment of Your Honor, a transcript of the record of a court
of competent jurisdiction, to wit: Supreme Court, New York County in the State
of New York, said transcript being certified in accordance with the Acts of
Congress showing that she has been duly appointed by said court in the State of
New York as the guardian of Harriet Hatch, the non compose mentis; that she has
duly qualified as such guardian by the execution of bond, with good and sufficient
surety, for the performance of her said trust, said bond being in amount twice
the value of the estate of said ward and the sureties on said bond being sufficient.

Your petitioner, the said Lida Inge Root, does therefore pray your Honor
to make and record an order authorizing the removal of the property of the said
Harriet Hatch to the State of New York

Lida H. Root
Lida Inge Root

Lida Inge Root, as guardian of Harriet Hatch

STATE OF NEW YORK,)
COUNTY OF RICHMOND)

Sworn to and subscribed before me the 25 day of August, 1954.

PHILIP J. SANDSUEHLER
Notary Public in the State of New York

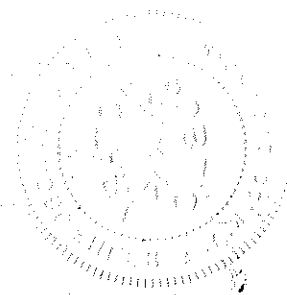
Philip J. Sandsuehler
Notary Public

My commission expires March 30, 1956
Affix Seal: Richmond County Clerk's Office
Commission Expires March 30, 1956

FILED

9-8-54

CLIFF A. DUCK, Clerk



FILED
SEP 8 1954
ALICE J. DUCK, Register

LIDA INGE ROOT AND HARRIET
HATCH, BY LIDA INGE ROOT,
AS HER NEXT FRIEND,

COMPLAINANTS

VS:

FANNIE H. MATTHEWS,

RESPONDENT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY.

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

Your Oratrixes, HARRIET HATCH, by Lida Inge Root, as her next friend,
and LIDA INGE ROOT (as principal), present this Bill of Complaint against FANNIE
H. MATTHEWS, and, thereupon, your Oratrixes, complain and show unto the Court
and your Honor as follows:

1. That HARRIET HATCH, a sister of Lida Inge Root, is over the age
of 21 years, but has been declared a person of unsound mind by the Supreme
Court of New York County, New York, and is confined in the Middleton Homeopathic
State Hospital in the State of New York.

That HARRIET HATCH appears by Lida Inge Root, as her next of friend
who is over the age of 21 and a resident of 12 Seagate Road, Shore Acres,
Staten Island, New York, for the reason that all parties are and expect to re-
main non-residents of the State of Alabama and, therefore, prefers not to qualify
as the legal guardian of the said Harriet Hatch in the State of Alabama. However,
the said Lida Inge Root has been duly appointed as "a committee for the possession,
care and management of the estate, real as well as personal, for the said
incompetent."

2. That the respondent, FANNIE H. MATTHEWS, is over the age of 21,
without disabilities, and is a resident of San Francisco, State of California,
whose address is c/o Lemuel H. Matthews, Attorney, 333 Montgomery Street, San
Francisco 4, California.

3. That your Oratrixes and respondent are sisters and are joint
owners, or tenants in common, of the property situated in Baldwin County, Alabama,
described in Exhibit A.

4. The interest of your Oratrixes and respondent in this described
property is as follows:

Lida Inge Root, one fourth interest
Harriet Hatch, one half interest
Fannie H. Matthews, one fourth interest

5. That the property consists of vacant lots which cannot be equitably divided among the said joint owners without a sale thereof and a division of the proceeds. It is to the best interest of your Oratrixes that said property be sold for division of the proceeds.

6. Your Oratrixes and the respondent have been offered the sum of Four Thousand Seven Hundred and no/100 Dollars (\$4,700.00) cash by Agnes M. Hopkins, a resident of Montgomery County, Alabama, for said property which amount your Oratrixes aver is equal to the value of said property.

PRAYER FOR PROCESS

Your Oratrixes pray that the Court will take jurisdiction of this Bill of Complaint and that due notice thereof in the form and manner prescribed by law be given to the respondent, requiring her to plead, answer or demur to the Bill of Complaint within the time allowed by law.

PRAYER FOR RELIEF

Your Oratrixes pray for the following separate and several relief:

1. That the above described property be ordered sold at private sale to Agnes M. Hopkins for the sum of Four Thousand Seven Hundred Dollars, (\$4,700.00) cash, in the manner prescribed by law for a division of the proceeds between the said joint owners.

2. That the Court will approve and confirm the proposed private sale and will enter such orders or decrees as will pass title to the said Agnes M. Hopkins upon the payment of the sum of Four Thousand Seven Hundred Dollars, (\$4,700.00), which is the entire purchase price and that Lida Inge Root be given authority to join in the conveyance with the respondent so as to convey the interest of your Oratrix, Harriet Hatch, in said property.

3. That the court will ascertain and determine the amount due each of your Oratrixes and the respondent from the proceeds of this sale after paying the cost of this proceeding and a reasonable surveyor's fee and a reasonable attorney's fee as may be determined by the court in order that these sums may be paid.

4. That the court will pay the share due Harriet Hatch to Lida Inge Root as her legally appointed guardian under an order of the Supreme Court of New York.

Lida H. Root

Lida Inge Root

Lida Inge Root

Lida H. Root

Lida Inge Root

Lida Inge Root, as next friend of Harriet Hatch.

Forest A. Christian

Forest A. Christian, attorney for petitioners

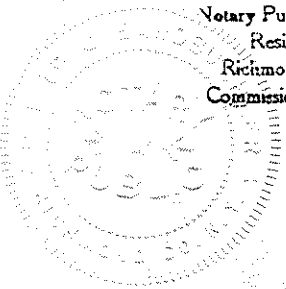
STATE OF NEW YORK,)
COUNTY OF RICHMOND)

Sworn to and subscribed before me this the 25 day of August, 1954,
by Lida Inge Root.

Philip J. Sandbuehler
Notary Public

My commission expires:

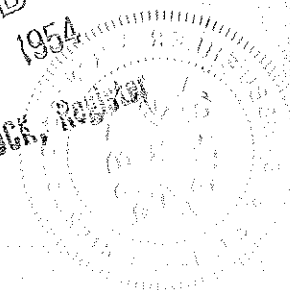
Affix Seal:
PHILIP J. SANDBUEHLER
Notary Public in the State of New York
Residing in Richmond County
Richmond County Clerk's No. 43-3443600
Commission Expires March 30, 1955



3347

Complaint

FILED
SEP 8 1954
ALICE J. DUCK, Registrar



CERTIFICATE OF LOTS DESCRIPTIONS OF LOTS NO'S 1, 10 & 11 AND AN AREA BETWEEN LOTS 8 & 9 AND THE MARGIN OF PERDIDO BAY, ALL IN THE HATCH PROPERTY IN SECTIONS 16 & 17, T 8 S, R 6 E.

LOT NO. 1 : Beginning at a point 4091 feet South and 282.2 feet East of the Northeast corner of Fractional Section 17, T 8 S, R 6 E, run thence S 29-15 E 64.4 feet; run thence S 23-10 W 487 feet, to the margin of Perdido Bay; run thence Northwestward along the margin of Perdido Bay 95 feet, measured on a N 63-20 W line; run thence N 26-04 E 517 feet, to the South edge of a 30 foot road; run thence S 78-15 E 24.6 feet to the point of beginning Lot No. 1 of the Hatch property, as surveyed and platted by J.E.Allen, Surveyor, in Jan. 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records. The above described lot runs to and joins Perdido Bay.

AREA BETWEEN LOTS 8 & 9 AND PERDIDO BAY: Starting at the Northeast corner of Fractional Section 17, T 8 S, R 6 E, run thence South 4063.9 feet; run thence West 199.3 feet, to the Northeast corner of Lot No. 7; run thence around a 48-00 degree curve to the right 84.8 feet, to the Northwest corner of Lot No. 7; run thence S 39-50 W 200 feet to the point of beginning; at the Southeast corner of Lot No. 8; run thence S 39-50 W 44.4 feet to the margin of Perdido Bay; run thence N 55-42 W 206.1 feet, along the margin of Perdido Bay; run thence N 39-50 E 74 feet, to the Southwest corner of Lot No. 9; run thence S 47-32 E 206 feet to the point of beginning, being an area lying between Lots No's 8 & 9, and Perdido Bay, as surveyed and platted by J.E.Allen, Surveyor, in Jan. 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

LOT NO. 10 : Beginning at a point 4034.7 feet South and 154.7 feet West of the Northeast corner of Fractional Section 17, T 8 S, R 6 E, on the North edge of a 30 foot road; run thence S 80-26 W 25.8 feet; run thence around a 64-58 curve to the right for 80.1 feet; run thence N 47-32 W 232 feet, to the margin of Crystal Lake; run thence N 62-00 E 100 feet, along the margin of Crystal Lake; run thence S 39-50 E 288 feet to the point of beginning, being Lot No. 10, of the Hatch Property, as surveyed and platted by J.E.Allen, Surveyor, in Jan., 1948, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

LOT NO. 11 : Beginning at a point 4019.7 feet South and 65.92 feet West of the Northeast corner of Fractional Section 17, T 8 S, R 6 E, on the North edge of a 30 foot road; run thence S 80-20 W 90 feet; run thence N 39-50 W 288 feet, to the margin of Crystal Lake; run thence N 62-00 E 100 feet, along the margin of Crystal Lake; run thence S 36-15 E 325 feet to the point of beginning, being Lot No. 11, of the Hatch Property, as surveyed and platted by J.E.Allen, Surveyor, which survey plat is recorded in Map Book No. 3, at page 75, of the Baldwin County Probate Records.

The above described Lots No's 10 & 11 run to and join Crystal Lake.

SURVEYOR'S CERTIFICATE: I hereby certify that I have measured in the beginning corners of the above described lots, in relation to the U.S. Government survey, and I have laid out the original survey for this subdivision. I further certify that the surveys and this descriptions are correct.

Dated this the 15th day of May, 1954

FILED

9-8-54

ALICE J. DUCK, Clerk

Exhibit A.

J. E. Allen
Surveyor, Ala. Reg. No. 1326

Spill the D-242
10/2/54

Ms-B-6
Museum
Register

1003347

FILED
SEP 8 1954
MUSEUM, REGISTER

\$5.00

LINDA INGE ROOT and HARRIET HATCH, by)
LINDA INGE ROOT AS HER NEXT FRIEND,) IN THE
Complainants)
VS.) CIRCUIT COURT OF BALDWIN
FANNY H. MATTHEWS, Respondent) COU NTY, ALABAMA.
IN EQUITY.
SEPTEMBER 8, 1954.

TESTIMONY TAKEN IN OPEN COURT, BEFORE HON. H.M. HALL, JUDGE OF THE
28TH JUDICIAL CIRCUIT OF ALABAMA:

MR. J. B. BLACKBURN, A WITNESS FOR THE COMPLAINANTS, BEING FIRST
DULY SWORN, TESTIFIED:

Examination by Mr. Christian.

- Q. Is this Mr. J. B. Blackburn?
- A. Yes, sir.
- Q. You are a practicing Attorney in Baldwin County, Alabama?
- A. Yes, sir.
- Q. Are you familiar with the fees charged by Attorneys in Baldwin County for legal services?
- A. Yes, sir.
- Q. Have you gone into the work involved in the case of Linda Inge Root and Harriett Hatch, by her next friend, Linda Inge Root, vs. Fanny H. Matthews, Respondent?
- A. Yes I have. I understood that those three parties jointly own this tract of land in Baldwin County, Alabama; that you have filed this proceeding to sell at private sale.
- Q. Do you understand that I have also petitioned the Court to authorize the Register of the Court to pay out of the proceeds - to pay the proceeds of the sale to the three parties?
- A. Yes, sir.
- Q. To pay out the interest or share of Harriet Hatch, the non-compos mentis, to her guardian?
- A. Yes, sir. I understand that the non compos mentis only has a one third interest, but by agreement the two sisters are paying her one half of the proceeds of the sale.

Q. Have you reached a conclusion as to a reasonable fee for Complainants' Solicitor?

A. What was the full purchase price?

Q. \$4,700.

A. I think for all of the services that \$350.00 would be reasonable.

MR. J. B. ALLEN, BEING FIRST DULY SWORN, TESTIFIED:

Examination by Mr. Christian.

Q. Is your name J. B. Allen?

A. Yes, sir.

Q. You live at Elberta?

A. Yes, sir.

Q. You are a licensed Surveyor?

A. Yes, sir.

Q. What is your number?

A. 1326.

Q. How long have you been a surveyor?

A. All of my life - a surveyor or Civil Engineer.

Q. How long has that been?

A. About 34 years.

Q. How long have you lived in South Baldwin County?

A. 11 years.

Q. Have you been surveying in South Baldwin County?

A. Yes, sir.

Q. Surveyed beach property and water front property?

A. Yes, sir.

Q. Are you familiar with water front and Beach property in Baldwin County, Alabama?

A. Yes, sir.

Q. And what it sells for?

A. Yes, sir.

Q. At this time?

A. Yes, sir.

Q. Did you survey the property known as Lots 10 and 11 and the property between 8 and 9 at Perdido Beach known as the Hatch property?

A. Yes, sir.

Q. Have you been over this property?

A. Yes, sir.

Q. Do you know the reasonable value of this property?

A. I think so.

Q. What would you say would be the reasonable fair market value of this property?

A. \$15.00 per front foot.

Q. How many feet are there?

A. 295. Two 100 foot lots and one 95 foot lot. The narrow strip between the two lots is supposed to have beach privileges, but it doesn't have the frontage.

Q. Would you say \$4,700 net, free of all abstract and real estate commissions would be a fair value of the property described?

A. I think it would be a fair value.

Q. Do you have any interest in this case?

A. None whatever.

Q. The prospective purchaser?

A. None.

Q. Do you know the Hatches?

A. No. I know Mr. George Randolph, who married one of the Hatch girls.

Q. Do you know the purchaser, Mrs. Agnes Hopkins?

A. I know Mr. Hopkins and I have met Mrs. Hopkins.

Q. Are you related to them?

A. No, sir.

Q. Is this income property?

A. No, sir.

Q. Does it produce any income?

A. No, sir.

Q. Is it to the best interest of this non compos mentis that this property be sold for \$4,700 for division of the proceeds?

A. I would say that this is a fair amount of money for it--

Q. Did you make a survey of this property?

A. Yes, sir.

Q. And wrote the description down?

A. Yes, sir.

Q. Did you stake the property out?

A. Yes, sir.

Q. The property was mapped out previously?

A. Yes, but they wanted a metes and bounds description, which I went out and surveyed and made.

Q. That is the same description as is in Exhibit A. attached to the bill of complaint in this cause?

A. Yes, sir.

Q. You state that you surveyed the property?

A. Yes, sir.

Q. What would be a reasonable fee for the survey?

A. Everything?

Q. Yes?

A. \$30.00.

Q. For describing the property and all?

A. Yes, sir.

Q. Do you think that is a reasonable fee for your services?

A. Yes, sir.

I hereby certify that the foregoing, consisting of pages 1 to 4 both inclusive, correctly sets forth a true and correct transcript of the testimony as taken by me, in open Court, before the Judge of said Court, on the 8th day of September, 1954.

This 8th day of September, 1954.

Louise D. Dunning
Court Reporter.

FILED

ALICE J. DUCK, Registrar

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

September 24, 1954

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

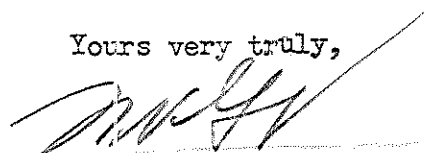
Dear Mrs. Duck:

I hope that you will be able to submit the case of LIDA INGE ROOT, et al. to the Judge for final decree, and when it is rendered, kindly send me a copy of it so I can forward it to the purchaser and she will forward a certified check in the amount of \$4,700.00.

I have prepared the Deed by Register in Chancery for your signature it it meets with your approval, for delivery upon receipt of the money.

Thanking you for your cooperation in this matter, I am,

Yours very truly,



FOREST A. CHRISTIAN

Enclosure

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

October 12, 1954

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay Minette, Alabama

Re: Hatch-Root

Dear Mrs. Duck:

Enclosed you will find a certified check dated October 11, 1954, in the amount of \$4,700.00, signed by C. Allen Hopkins. It appears that you should pay this out according to the decree, which I believe is as follows: Attorney's fees \$350.00; J. B. Allen, Surveyor's fee \$30.00; Court Costs \$79.85; and the balance of \$4,240.15 as ordered by the Court.

As soon as the Registers deed has been executed, kindly send it to me, and I will record it.

Thanking you, I am,

Yours very truly,



FOREST A. CHRISTIAN,

Enclosure - Cashier's Check
No. 13676

County Clerk, New York County
60 Centre Street, New York City
COMMITTEE CERTIFICATE

Supreme Court of the State of New York
County of New York

In the matter of

Harriet Hatch

an incompetent

BOOK 015 PAGE 455

No. 4490

Fee Paid \$1.00 - B

Index No. 41849

Year 1953

I, ARCHIBALD R. WATSON, County Clerk and Clerk of the
Supreme Court, New York County, Do HEREBY CERTIFY that

Lida H. Root

was duly appointed committee of the person and estate of

Harriet Hatch an incompetent person by an
order filed on the 2 day of November, 1953

that said appointee has filed his bond in the sum of \$4500 -
with *Hartford Accident and Indemnity Co*

as surety, as appears of record; and that said appointment and bond are
now in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed
my official seal this 25 day of August, 1954.

Archibald R. Watson

County Clerk and Clerk of the Supreme Court,
New York County.

BOOK 015 PAGE 455

County Clerk, New York County
60 Centre Street, New York City
COMMITTEE CERTIFICATE

Supreme Court of the State of New York
County of New York

No. 4490
Index No. 41847
Year 1953
Fee Paid \$1.00 - B

In the matter of
HARRIS
incompetent
AUG-25-54
33471

I, ARCHIBALD R. WATSON, County Clerk and Clerk of the
Supreme Court, New York County, Do HEREBY CERTIFY that

was duly appointed committee of the person and estate of
HARRIS
an incompetent person by an
order filed on the 12th day of November, 1953
that said appointee has filed his bond in the sum of \$4500
with ~~Archibald R. Watson~~ as surety, as appears of record; and that said appointment and bond are
now in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed
my official seal this 12th day of November, 1954

Archibald R. Watson
County Clerk and Clerk of the Supreme Court

000404490
B-1

FILED
SEP 8 1954
CLERK OF COURT

470.

Atty

\$250 ~~00~~

duy -

J. A. Allen

\$ 30

~~as~~ surveyors
see