

**CIRCUIT COURT, BALDWIN COUNTY, ALA.,
IN EQUITY.**

169

J. E. Sauer

No.

VS.

PLAINTIFF

First National Bank of Milledgeville

DEFENDANT

Bill of Costs

Fees of Register		Dollars	Cts.	Brought Forward	
Filing each bill and other papers	\$ 10	50		For receiving, keeping and paying out or distributing money, etc.; 1st \$1,000 1 per ct.; all over \$1,000, and not over \$5,000, 3-4 of 1 per ct.; all over \$5,000, and not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,000, 1-4 of 1 per ct.	
Issuing each subpoena	50	100		Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received,	
Issuing each copy thereof	40	80		Each Notice sent by mail to creditors	15
Entering each return thereof	15	30		Filing, Receipting for and docketing each claim, etc.	25
For each order of publication	1 00			For all entries on subpoena docket, etc.	50
Issuing writ of injunction	1 50			For all entries on commission docket, etc.	50
For each copy thereof	50			Making final record, per 100 words	15
Entering each return thereof	15			Certified copy of decree	1 00
Issuing writ of attachment	1 00			Report of divorce to State Health office	50
Entering each return thereof	15			Acts 1915	
Docketing each case	1 00			Total Fees of Register	7 85
Entering each appearance	25	1 00			
Issuing each decree pro confesso on persl ser	1 00	2 00		Fees of Sheriff	
Issuing each decree pro confesso on publication	1 00			Serving and returning subpoena on deft.	\$ 1 50
Each order appointing guardian	1 00			Serving and returning subpoena for witness	65
Any other order by Register	50			Levying attachment	1 50
Issuing commission to take testimony	50			Entering and returning same	25
Receiving and filing	10			Selling property attached	
Endorsing each package	10			Impanelling Jury	75
Entering order submitting cause	50	50		Executing writ of possession	2 50
Entering any other order of Court	25			Collecting execution for costs	1 50
Noting all testimony	50	50		Serving and returning sci. fa., each	65
Abstract of cause, etc.	1 00			Serving and returning notice	65
Entering each decree	75	75		Serving and returning writ of injunction	1 50
For every 100 words over 500	15			Serving and returning writ of exeat.	1 50
Taking account, etc.	3 00	7 00		Taking and approving bonds, each	75
Taking testimony, etc.	15			Collecting money on execution	
Each report, 500 words or less	2 50			Making deed	2 50
For every 100 words over 500	15			Serving and returning application, etc.	1 00
Amount claimed less than \$500, etc	2 00			Serving attachment, contempt of court	1 50
Issuing each subpoena	25			Total Fees of Sheriff	3 00
Witness certificate, each	25				
Issuing execution, each	75			Recapitulation	
Entering each return	15			Register's Fees	
Taking and approving bond, each	1 00			Sheriff's Fees	
Making copy of bill, etc	15			Commissioner's Fees	
Each notice not otherwise provided for	50			Solicitor's Fees	
Each certificate or affidavit, with seal	50			Witness Fees	
Each certificate or affidavit, no seal	25			Guardian Ad Litem	
Hearing and passing on application, etc.	3 00			Printer's Fees	
Each settlement with receiver, etc.	3 00			Trial Tax	3 00
Examining each voucher of receiver, etc	10			Recording Decree in Probate Court	
Examining each answer, etc.	3 00			TOTAL	2 0 85
Recording resignation, etc.	75				
Entering each certificate to Supreme Court	50				
Taking questions and answers, etc.	25				
For all other service relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fees as in similar cases.					
Commission on sales, etc.; 1st \$100, 2 per cent.; all over \$100, and not exceeding 1,000, 1 1-2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.					
Sub Total Carried Forward					

Received payment this _____ day of _____ 193_____

Register.

J. E. SOESBE,
Complainant,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

-vs-

BILL OF COMPLAINT

FIRST NATIONAL BANK of WETUMP-
KA, a Corporation, successor to
BANK OF WETUMPKA, and *George*
Marinos Respondent.

File 169

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, IN CHANCERY SITTING:

PART ONE

Your Complainant, J. E. Soesbe, respectfully represents unto your Honor that he is over the age of twenty-one years and a resident of Baldwin County, Alabama, residing at Foley therein; that the respondent, First National Bank of Wetumpka, is the legal successor of the Bank of Wetumpka and is a corporation, organized and existing under the Laws of the United States of America with its principal place of business in Wetumpka in Elmore County, Alabama. *That Respondent George Marinos is also over the age of 21 years and a resident of Baldwin County, residing at Foley therein.*

PART TWO

Your Complainant alleges:-

1. That your complainant is in the actual, peaceable possession, claiming to own the same, of the following described lands in Baldwin County, Alabama, to-wit:-

The west-half ($W\frac{1}{2}$) of the northeast quarter ($NE\frac{1}{4}$) of the northwest quarter ($NW\frac{1}{4}$) of section twenty (20), township seven (7) south, range four (4) east.....

2. That the respondents *George Marinos* First National Bank of Wetumpka, and *George Marinos* claim or ~~are~~ reputed to own the same or a part thereof or some interest therein or to hold some lien or encumbrance thereon.

3. That no suit is pending to enforce or test the validity of such title, claim or encumbrance of the respondent.


4. Your complainant calls upon the respondents *and George Marinos* First National Bank of Wetumpka, to set forth and specify *their* title, claim, interest or encumbrance and how and by what instrument the same is derived and created.

PRAYER FOR PROCESS

WHEREFORE, your Complainant prays that your Honor will issue to him the writ of summons of the State of Alabama, commanding the respondents, First National Bank of Wetumpka, a corporation, successor to Bank of Wetumpka, ^{and George Marinos} to appear in this Honorable Court within thirty (30) days from the service of said writ to answer, demur or plead to this Bill of Complaint, and to stand to and abide such order or decree as may be entered therein; and your complainant will ever pray, & c.

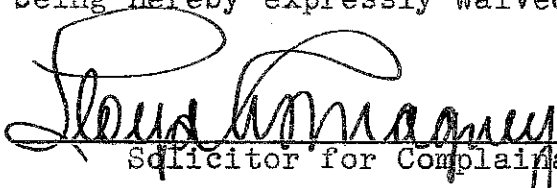
PRAYER FOR RELIEF

Your Complainant further prays that upon a hearing of this cause your Honor will consider and determine the title, claim, interest or encumbrance of the respondents in and to the lands hereinbefore described, and finally adjudge and decree that the respondents have no right, title, interest in or encumbrance upon such lands or any part thereof and that the title of your Complainant in and to said lands may be quieted and confirmed in him, and the respondents perpetually enjoined from having, claiming or asserting any right, title, interest in or encumbrance upon such lands or any part thereof and that your complainant may have such other, further and different relief in the premises as may be just and equitable.


Solicitor for complainant

FOOTNOTE

The respondents, First National Bank of Wetumpka, a corporation, successor to Bank of Wetumpka, ^{and George Marinos} are hereby required to answer the allegations of part two of this Bill of Complaint from paragraph numbered one to paragraph numbered four, both inclusive, but not under oath, oath to answer being hereby expressly waived.


Solicitor for Complainant.

J. E. SOESBE,
Complainant,

-vs-

FIRST NATIONAL BANK OF WET-
UMPKA, a corporation, Succes-
sor to BANK OF WETUMPKA, and)
GEORGE MARINOS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN CHANCERY

DECREE

This cause coming on to be heard upon the Bill of Complaint, Decrees pro confesso on personal service against each of the respondents, First National Bank of Wetumpka, Successor to Bank of Wetumpka and George Marinos and it appearing to the Court from the proof on file that the Court has jurisdiction of the parties and of the subject matter of the cause and being fully advised in the premises the Court finds:

That the allegations of the Bill of Complaint are true; that the complainant is the owner in fee simple and in the actual, peace-able possession, claiming to own the same, of the following described lands in Baldwin County, Alabama, to-wit:

The West-half ($W\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Twenty (20), Township Seven (7) South of Range Four (4) East.....

That neither the respondent, First National Bank of Wetumpka nor the respondent, George Marinos have any title, claim, interest or incumbrance upon said land or any part thereof and that the title of the complainant in and to said lands ought to be, and the same hereby is quieted and confirmed in him.

It is, therefore, ORDERED, ADJUDGED and DECREED that the Complainant, J. E. Soesbe is the owner in fee simple of the following described land in Baldwin County, Alabama, to-wit:

The West-half ($W\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of the Northwest Quarter ($NW\frac{1}{4}$) of Section Twenty (20) Township Seven (7) South of Range Four (4) East,.....

That the Respondent, First National Bank of Wetumpka, the legal successor to Bank of Wetumpka has no right, title, interest or incumbrance upon such lands or any part thereof.

That the respondent, George Marinos, has no right, title, interest in or incumbrance upon such lands or any part thereof.

That the title of the said J. E. Soesbe in and to said lands be, and the same hereby is, quieted and confirmed in him and the respondents, and each of them, be and they hereby are perpetually enjoined from having, claiming or asserting any right, title, interest in or incumbrance upon such lands or any part thereof.

That the Register of this Court, within thirty days from the rendition of this decree file a certified transcript thereof for record in the Probate Court of Baldwin County, Alabama.

That the Complainant pay the costs of this action taxed at \$ 20.15.

Dated this 22nd day of May, 1936.



Judge

The State of Alabama,
Baldwin County.

No. 169 CIRCUIT COURT IN EQUITY.

J E Soesbe.

Complainant

vs.

First National Bank of Wetumpka

Defendant

In this cause it appears to the Register.
that a summons requiring the Defendant First National Bank of Wetumpka.

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days
after the service of said Summons upon E. J. Cain Vice President of the First
National Bank of Wetumpka.
was served upon Him. by the Sheriff of Elmore. County, Alabama, on the
26th day of October. 19 35

And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint
to this date, it is now, therefore, on motion of Lloyd A Magney.

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things
taken as confessed against the said First National Bank of Wetumpka.

Defendant aforesaid.

This 3rd day of December. 19 35

L. Robert L. Duck

Register.

The State of Alabama,
Baldwin County.

No. 169 CIRCUIT COURT IN EQUITY.

J. E. SOESBE

Complainant

vs.

GEORGE MARINOUS

Defendant

In this cause it appears to the REGISTER

that a summons requiring the Defendant GEORGE MARINOUS

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon ~~said defendant~~ was served upon him by the Sheriff of BALDWIN County, Alabama, on the 5th day of March 19 36

And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of solicitor, LLOYD A. MAGNEY ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said GEORGE MARINOUS

Defendant aforesaid.

This 29th day of April 19 36

Robert S. Duck Register.

J E Soesbe

vs.

First National Bank of Wetumpka.

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, _____
and Decree Pro Confesso.

and in behalf of Defendant upon _____

Robert L. Duck

Register.

The State of Alabama, { Circuit Court of Baldwin County, In Equity
Baldwin County

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon First National Bank of Wetumpka.
Successor to Bank of Wetumpka.

of Elmore County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by J E Soesbe.

against said First National Bank of Wetumpka.

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this Oct 23 day of October 1935
Robert S. Duck Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

The State of Alabama, { Circuit Court of Baldwin County, In Equity
Baldwin County

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon GEORGE MARINOUS

of BALDWIN. County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by J E SOESBE.

against said GEORGE MARINOUS.

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this 27th day of February. 1936

 Register

N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

**Circuit Court, Baldwin County, Ala.
In Equity.**

No. _____

VS.

Cost Bill

Paid _____ 193_____

Register.

Moore Printing Co. Bay Minette

RECORDED
Book
6-381

No. 169.

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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

J. E. Soesbe.

vs.

First National Bank of

Wetumpka.

DECREE PRO CONFESSO ON
PERSONAL SERVICE

Issued Dec. 3 1935

Robert Duck
Register.

Moore Printing Company, Bay Minette, Ala.

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No. 169

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The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

J. E. SOESBE

vs.

FIRST NATIONAL BANK OF

WETUMPKA

DECREE PRO CONFESSO ON
PERSONAL SERVICE

Issued Apr. 29th 1936

Robert A. Auel
Register.

Amek
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6-381

No. 169 _____

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

J. R. Soesbe.

vs.

First National Bank of
We tumпка.

NOTE OF TESTIMONY

Filed in Open Court this 21 _____

day of MAY 1936

Robert M. Street
REGISTER

149

First National Bank of

Wetumpka.

Serve on _____

Circuit Court of Baldwin County

IN EQUITY

No. _____

SUMMONS

J. R. Soesbe.

vs.

First National Bank of

Wetumpka.

Lloyd A. Wagnery.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

RECORDED
Wetumpka
6-22-34

THE STATE OF ALABAMA,

BALDWIN COUNTY

Received in office this

23

day of

Oct

, 1935

Matthew Soesbe

SHERIFF

Executed this

26

day of

October

1935

by leaving a copy of the within Summons with

E. J. Cair

W. Brentford First National Bank

Defendant

W. A. Austin

Sheriff

By _____

Deputy Sheriff

RECORDED
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6-318

(11)

THE STATE OF ALABAMA,

BALDWIN COUNTY

Serve on George Marinous.
Circuit Court of Baldwin County
IN EQUITY

No. 129
SUMMONS

J. E. SOESBE.

vs.

FIRST NATIONAL BANK. OF

WETUPEKA. and GEORGE MARINOU

LLOYD A. MAGNIFY.
Solicitor for Complainant

Recorded in Vol. _____ Page _____

Traylor

Received in office this 28

day of Sept., 1934

J. E. Soesbe
SHERIFF

Executed this 5th day of March 1934

by leaving a copy of the within Summons with

George Marinous

Defendant

W. H. ...
Sheriff

By _____
Deputy Sheriff