

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (Equity)

Nov, 25th

Term, 1944

W S Thomley

No. 1173. vs.

Marie Meyers et als.

BILL OF COSTS

REGISTER'S FEES	AMOUNT	SHERIFF'S FEES:	AMOUNT
Fees in Circuit Court—		Summoning on Bill, Each Defendant.....	1.50
Docketing Cause, One fee only of.....	1 00	Executing Writ of Injunction, or Ne Exeat, each..	1.50
Issuing Summons on Bill, each.....	.50*	Executing Subpoenas for Witnesses, each.....	.65
Issuing Copies Thereof, each.....	.40	Executing Writs of Possession, each.....	5.00
Entering Return of Same, each.....	.15	Executing Scire Facias or Notice, each.....	1.50
Orders of Publication to Non-Residents, each.....	1 00	Taking and Approving Bonds, each.....	1.00
Filing Bill or Other Paper, each.....	.60	Impanelling Jury.....	.75
Copies of Same, Per 100 Words.....	.15	Collecting Execution for Costs Only, each.....	1.50
Entering Appearances, each.....	.25*	Sheriff's Commissions.....	
Issuing Writs of Injunction, Ne Exeat, each.....	1.50		
Issuing Copies Thereof, each.....	.50		
Entering Return of Same, each.....	.15		
Decrees Pro Confesso, each.....	1 00		
Order Appointing Guardian Ad Litem, each.....	1.00*		
Issuing Commissions to Take Testimony, each.....	.50		
Taking Testimony, Per Day.....	1.50		
Taking Testimony, Per 100 words.....	.20		
Receiving and Filing Depositions, each pkg.,.....	.10		
Indorsing Depositions Published, each pkg.....	.10		
All Entries on Commission Docket, Each Cause.....	.50		
Entering Order Submitting Cases for Decree, each.....	.50		
Other Orders of Court, each.....	.25		
Noting Testimony on Hearing of Cause, each.....	.50		
Entering Decrees, of 500 Words or Less, each.....	.75		
Per 100 words over 500.....	.15		
Taking Accounts, etc., on Ref., per Day.....	3.00*		
Taking Testimony on Reference Relating to Trustee, etc., per 100 words.....	.15		
Reference and Reports, each.....	2.00*		
Reports of 500 Words or Less.....	2.50		
Per 100 Words over 500.....	.15		
Issuing Subpoenas for Witnesses, each.....	.25		
Issuing Witness Certificates, each.....	.25		
All Entries on Subpoena Docket, each Cause.....	.50		
Taking and Approving Bonds, each.....	1.00		
Making Complete Record, per 100 Words.....	.15		
Hearing, etc., Regarding Appointment of Re- ceiver or Trustee.....	3.00		
Settlements with Receiver or Trustee, each.....	3.00		
Examining Vouchers in Settlements, each.....	.10		
Examining Answers on Exceptions, each Answer.....	3.00		
Removal Disabilities on Non-Age.....			
Commissions on Sales.....			
Making Deeds to Property Sold, each.....	2.00		
Receiving and Paying Out Money Other Than That Arising from Sales.....			
Certificates of Affidavits, with Seal, each.....	.50		
Certificates of Affidavits without Seal, each.....	.25		
Issuing Scire Facias or other Notice, each.....	.50		
Other Orders of Register, except Cont., each.....	.50		
Entering Certificates of Supreme Court, each.....	.50		
Transcript for Supreme Court, per 100 words, each.....	.15		
Additional Copies, per 100 words.....	.05		
Appeal Bond, each.....	1.00		
Certificate of Appeal, each.....	.50		
Notice of Appeal, each.....	.50		
Report to State Board of Health, each case.....	.50		
Certificate of Judgment, each.....	.25		
Issuing Executions, each.....	.75		
Entering Decrees.....	.15		
Certified copy Decrees	1 00		
	11 60		
Total Register's Fees			
		Total Sheriff's Fees	
		SUMMARY OF FEES, COSTS, AND JUDGMENT	
		Fees in Circuit Court—	
		Register's Fees.....	11 60
		Ex-Register's Fees.....	
		Sheriff's Fees.....	
		Ex-Sheriff's Fees.....	
		Witness Fees.....	
		Commissioner's Fees.....	
		Guardian Ad Litem.....	
		Publisher's Fees.....	
		Solicitor's Fees.....	
		Court Reporter's Fees, Per Day or fraction thereof.....	3 00
		Trial Tax.....	3 00
		Reading Les pen and Degree in probate Court	2 25
		Fees and Costs in Inferior Court:	
		Clerk of Inferior Court Fees.....	
		Sheriff's Fees.....	
		Witness Fees.....	
		Total Fees and Costs in Inferior Court	16.85
		Total Fees and Costs	
		Judgment.....	
		Total Fees, Costs, and Judgment	

THE STATE OF ALABAMA,
Baldwin County

}

CIRCUIT COURT

TO Francis G Crawford.

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

as witnesses in behalf of _____ in a cause pending in our Circuit Court of Baldwin County, of said State, wherein W S Thomley

Complainant and Marie Meyers et als.

Defendant,

on oath to be by you administered, upon _____

to take and certify the deposition of the witness _____ and return the same to our Court, with all Convenient speed, under your hand.

Witness _____ 10th day of Oct, 19 44.

[Handwritten Signature]

REGISTER

Commissioner's Fee \$ NONE

Witness' Fees, \$ NONE

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

W. S. Thomley

Complainant

VS.

Marie Meyers, Victor Rosequist, Grace M. Bloom, John P. Meyers
Respondents

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me W. S. Thomley

witness named in the Requirement for Oral Examination, on the 23rd day of October
1944, at the office of E. A. Cramer, Attorney,
in Fairhope, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said W. S. Thomley
doth depose and say as follows:

I am a resident of Baldwin County and am past the age of 21 years. I am the Complainant in an action affecting title to the following described real estate in Baldwin County, Alabama, to wit: Farm Lot Eight in Farm Ten as per plat on file in the office of Alabama Tobacco Company, being the South Half of the Southeast Quarter of the Northwest Quarter of the Southeast Quarter of Section 35, Township Five South, Range Four East. I acquired record title to this property by a State Tax Deed from State Tax Commission of Alabama by Henry S. Long, President, dated June 14th 1935, recorded October 19th 1935 in Deed Book 58NS, Page 127, of the Baldwin County Land Records. I have had continued title and possession from that date to the present date. I have paid all taxes against said property from that date to the present date and have annually assessed said property in my name through the same period of time. Since June 14th 1935, no person has ever asserted any right, title of claim against the property in question as against my right and title in and to same.

W. S. Thomley

W. S. Thomley

Complainant,

VS.

Marie Meyers, Victor Rosequist,
Grane M. Bloom, John P. Meyers
Respondent.

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

NO.....

DEMAND FOR ORAL EXAMINATION.

COMES the Complainant, by attorney, and represents to the Court as follows:

1. That the following named witnesses reside within one hundred miles from

Bay Minette

Baldwin

, in the County of

Alabama, the place of trial of said cause, to-wit: W. S. Thomley

.....
.....
.....
.....

2. That said complainant requires an oral examination of said witnesses before a commissioner appointed by the Register of this Court.

E. A. Cramer
Solicitor for Complainant.

NOTE:

Complainant suggests the name of Frances G. Crawford

as a suitable and competent person to act as commissioner upon the examination of said witnesses.

E. A. Cramer
Solicitor for Complainant.

Notice to Non Residents

W. S. Thomley, Complainant

vs

Marie Meyers, Victor Rosequist
Grace M. Bloom, John P. Meyers
Defendants

It having been made to appear in the above styled cause by the affidavit of E. A. Cramer, Solicitor for the Complainant, W. S. Thomley that Marie Meyers, Victor Rosequist, Grace M. Bloom and John P. Meyers are non residents of the State of Alabama, their addresses being unknown, if they be living or, if they be dead, they and each of their heirs, devisees, grantees, personal representatives and assigns, non residents of the State of Alabama, their addresses being unknown and cannot be ascertained after reasonable and diligent search and inquiry;

That the Complainant, W. S. Thomley, owns in fee simple the following described lands in Baldwin County, Alabama, to wit:

Farm lot Eight (8) in Farm Ten (10) as per plat on file in the office of The Alabama Tobacco Company, being the South Half (Sp) of the Southeast Quarter (SE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Thirty Five (35), Township Five (5) South, Range Four (4) East;

Having acquired the same by conveyance from State Tax Commission of Alabama dated June 14th 1935; that the title to said land stands on the records of the Probate Court of Baldwin County, Alabama, the county in which said land lies, in the name of W. S. Thomley, Complainant herein;

That no person is known to have paid taxes on said land or to have any possession of said land or any part thereof within ten years next preceding the filing of this Bill of Complaint except said W. S. Thomley and those through whom he claims by means conveyance;

It is therefore ordered and notice hereby given that Marie Meyers, Victor Rosequist, Grace M. Bloom and John P. Meyers, if they be living or, if they be dead, their heirs, devisees, grantees, personal representatives and assigns or any other person, firm or corporation claiming any title to or interest in or encumbrance upon said land hereinabove described or any part or parcel thereof, appear in this County and plead, answer or demur to the Bill of Complaint filed on or before the First day of September, 1944, or upon their having failed to do so and at the expiration of thirty days from said date, this cause will be at issue and testimony taken.

It is further ordered that this order and notice be published in The Fairhope Courier, a newspaper published at Fairhope in Baldwin County, Alabama, once a week for four consecutive weeks.

In witness whereof, I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, have hereunto set my hand and seal this 2nd day of August, 1944.



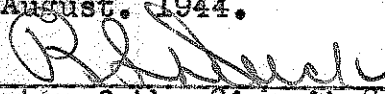
Register of Circuit Court of
Baldwin County, Alabama.

E. A. Cramer,
Solicitor for Complainant.

STATE OF ALABAMA
BALDWIN COUNTY.

I, R.S. Duck, register of the Circuit Court of Baldwin County, Alabama, in equity hereby certify that the above is a full, true, and correct copy of notice given by publication in the Fairhope Courier, a newspaper published at Fairhope, Alabama, in the cause of W. S. Thomley, Complainant, vs Marie Meyers et als. Respondants, and filed in the office of the Judge of Probate of Baldwin County, the County in which said lands lie, in accordance with the provisions of the laws of the State of Alabama.

IN WITNESS WHEREOF, I Have hereunto set my hand and seal of office on this the 2nd day of August, 1944.



Register of the Circuit Court of Baldwin
County, Alabama.

W. S. THOMLEY)	Circuit Court
COMPLAINANT)	
)	Baldwin County
VS)	
)	Alabama
MARIE MEYERS, VICTOR ROSEQUIST,)	
GRACE M. BLOOM, JOHN P. MEYERS.)	In Equity
RESPONDENTS)	

This cause coming on to be heard was submitted for decree on the pleading and decree pro confesso as noted and it appearing to the Court that notice has been given all respondents by publication in The Fairhope Courier, a newspaper having a circulation in Baldwin County and that none of them have pleaded or demurred to the Bill within the time prescribed by law; NOW, upon consideration thereof, the Court is of the opinion that the Complainant, W. S. Thomley, is entitled to the relief prayed.

It is therefore ORDERED, ADJUDGED and DECREED That the Defendants, Marie Meyers, Victor Rosequist, Grace M. Bloom and John P. Meyers have no estate or interest in or encumbrances on the following described land or any part thereof, namely:

Farm Lot Eight (8) in Farm Ten (10) as per plat on file in the office of the Alabama Tobacco Company, being the South Half of the Southeast Quarter of the Northwest Quarter of the Southeast Quarter of Section Thirty Five, Township Five South, Range Four East, in Baldwin County, Alabama.

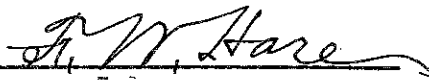
IT IS FURTHER ADJUDGED AND DECREED that the full fee simple title to said land as against said defendants is vested absolutely in the Complainant, W. S. Thomley.

IS FURTHER ORDERED that the Register of this Court, within thirty days from the rendition of this decree, file same in the office of the Probate Judge of Baldwin County for record therein and the cost thereof be taxed as a part of the costs of this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs of this cause for which execution may issue.

Done at Monroeville

Alabama, this 25th day of November, 1944.



 Judge

I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a true and correct copy of the original decree rendered by the Judge of The Circuit Court in the above cause which decree IS ON FILE AND ENROLLED IN MY OFFICE.

Witness my hand and seal this the _____ day of November, 1944.

 Register.

RS [unclear]

BAY MINETTE, ALA., 8/5 1946

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>SP</i>	<i>W. Stanley</i>	<i>Marie Maguire</i>			<i>1.00</i>
<p><i>PAID</i> <i>8/5/46</i> <i>MR</i></p>					

1173

THE STATE OF ALABAMA, }
BALDWIN COUNTY }

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19 44

W. S. THOMLEY

Complainant

Vs.

MARIE MEYERS, VICTOR ROSEQUIST, GRACE M. BLOOM and JOHN P. MEYERS

Defendant s

Motion is hereby made for a Decree Pro Confesso against Marie Meyers, Victor Rosequist, Grace

M. Bloom, John P. Meyers, if they be living, or, if they be dead, their heirs, devisees, grantees, personal representatives and assigns, or any other person, firm, corporation claiming any interest or claim against the land hereby affected. Defendant

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 Defendants ^{are} ~~is~~ non-residents of the State of Alabama, and have ~~ve~~ failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 3rd day of October 1944

746 Code

E. A. Cramer

E. A. Cramer
Solicitor.

W S Thomley.

VS.

Marie Meyers et al.

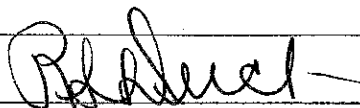
THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY
CIRCUIT COURT OF BALDWIN COUNTY

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

Decree Pro-confesso. and Testimony of W S Thomley.

and in behalf of Defendant upon E A Cramer, Solicitor.

 Register.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

No. _____, Term, 1944

Complainant _____ Vs. _____
W. S. Thomley

Defendant Marie Meyers, Victor Rosequist, Grace M. Bloom, John P. Meyers

In this cause it appears to the Register _____ Robert S. Duck that the order of publication

heretofore made in this cause, was published for four consecutive weeks, commencing on the 10th

day of August 1944, in the Fairhope Courier a newspaper published

in Fairhope Alabama, that a copy of said order was posted at the Court House door

in _____ County, on the _____ day of _____ 1944

and _____

And it now further appearing to the Register _____ Robert S. Duck that the said

Marie Meyers, Victor Rosequist, Grace M. Bloom, John P. Meyers

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 _____ Robert S. Duck

that the Bill of Complaint in this cause be, and it hereby is in all things taken as

conferred against the said Marie Meyers, Victor Rosequist, Grace M. Bloom, John P. Meyers, if they be living, or, if they be dead, their heirs, devisees, grantees, personal representatives and assigns, or any other person, firm or corporation claiming any title to or interest in the land affected by this cause

This _____ day of _____ 1944
Robert S. Duck
Register.

M

In Account with

The Fairhope Courier

E. B. Gaston Estate, Publisher

Advertising and Commercial Printing

Rates on Application

Legal notice Re -
 Marie Meyers. Victor Roue
 quit vs. George H. M. Blau.
 for M. Meyers in issue
 of Aug 18 - 17 - 24 - 31

\$
 22.25

Paid
 H. G. G.

No. 1173.

The State of Alabama,
BALDWIN COUNTY

IN EQUITY

CIRCUIT COURT OF BALDWIN COUNTY

W S Thomley.

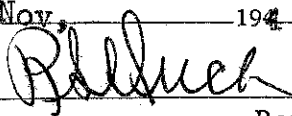
VS.

Marie Meyera et als.

NOTE OF TESTIMONY

Filed in Open Court this 24th

day of Nov, 194



Register.

No. 1173

Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Complainant _____

Vs.

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed Oct 4th 1944

Produce
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

No. 1173 Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Vs.

Decree Pro Confesso of Publication

Issued Oct 4 1944
R. H. [Signature]
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.