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PRINTED
IN
U.S.A.

IN THE PROBATE COURT OF BALDWIN

COUNTY

STATE OF ALABAMA.

In the Matter of the Estate of

Euclid Feulner Stuart,

Deceased

BOND OF { EXECUTOR
ADMINISTRATOR

KNOW ALL MEN BY THESE PRESENTS: That we, Clint L. White

as Principal ,
and the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation under the laws of
the State of Maryland, and having its principal office in the City of Baltimore, Maryland, as Surety, are
held and firmly bound unto W. R. Stuart
Judge of the Court of Probate for said county and his successors in office in the penal sum of
Thirty Thousand and no/100-----
Dollars (\$ 30,000.00) for which payment well and truly to be made and done, we bind ourselves,
our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these
presents; and we waive in favor of this bond all right to claim any exemption of personal property
allowed us by the laws of the State of Alabama.

SEALED with our seals and dated this 1st day of December A. D., 1950 .

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, THAT whereas the above bound

Clint L. White

has been appointed administrator of the Estate of Euclid Feulner Stuart,

deceased

NOW, if the said Clint L. White

shall well and truly perform all the duties which are or may be by law required of him

as such administrator

then the above obligation

to be void; otherwise to remain in full force.

x C. L. White (L. S.)

..... (L. S.)

..... (L. S.)

UNITED STATES FIDELITY AND GUARANTY COMPANY

By

Marion H. Lyons

Attorney-in-fact.

Taken, approved and ordered to be recorded, this

19 day of Dec

1950.

W. R. Stuart
Judge of Probate of

County.

Case No.

In the Probate Court of

County

State of Alabama

In the Matter of the Estate of

Rea Rea, Jr.
Page 484

Deceased.

BOND OF { EXECUT
ADMINISTRAT

Surety:

UNITED STATES FIDELITY AND
GUARANTY COMPANY

Home Office—Baltimore 3, Maryland

Filed in the office of the Judge of Probate
Court of *Baldwin* County, the
19 day of *March* 19*50*,
and recorded in Administrator's Record
Page

W. R. Stewart
Probate Judge

Attorney

STATE OF ALABAMA) IN THE CIRCUIT COURT OF
BALDWIN COUNTY) BALDWIN COUNTY, ALABAMA
In the Matter of:) IN EQUITY
EUCLYD FEULNER STUART, deceased)
CLINT L. WHITE, Administrator.)

CLAIM OF UNITED STATES FIDELITY AND GUARANTY COMPANY AGAINST THE ESTATE OF EUCLYD FEULNER STUART, deceased.

Now comes United States Fidelity and Guaranty Company, a corporation, organized under the laws of the State of Maryland, doing business in the state of Alabama, and files herein its claim against the estate of Euclyd Feulner Stuart for sums now due or to become due in the future as a result of and arising out of certain bonds executed for and on behalf of Euclyd Feulner Stuart as principal by United States Fidelity and Guaranty Company as surety. The amount of said claim is Four hundred forty-six thousand seven hundred fifty-one and twelve-one-hundredths (\$446,751.12) Dollars.

Attached hereto and marked Exhibit "A" to this claim and made a part thereof as though it was set out herein in detail is a schedule or itemization of the bonds executed by United States Fidelity and Guaranty Company as surety for Euclyd Feulner Stuart as principal.

Claimant has executed, to-wit, fourteen (14) separate bonds as surety for the said Euclyd Feulner Stuart, deceased. The first of said bonds being executed on, to-wit, June 2, 1948, and the last of said bonds being executed on, to-wit, October 4, 1950. Claimant is informed that all projects on which the aforesaid bonds were executed have been completed with the exception of the contract for the Board of School Commissioners of Mobile County, Alabama, and this said contract is being performed by Stuart Construction Company, Inc., a corporation, to whom said construction contract was transferred by the Administrator of the Estate of Euclyd Feulner Stuart with the consent and approval of the Chancery Court of Baldwin County, Alabama.

Claimant does not have notice or knowledge of completion date of the various projects for which said bonds were executed and, although no claims have been filed against claimant on any of said bonds with the exception of that noted herein. Claimant is informed that for each of said contracts there may be a provision for maintenance of said projects for a period of one year from the date of completion thereof. In each instance where claimant has executed a bond, or bonds, as aforesaid, the claimant guaranteed, among other things, the faithful performance of the contract entered into by said Euclyd Feulner Stuart to the owner of said project. In many instances in addition to the bond described aforesaid

and referred to as "Performance Bond" claimant also executed as surety a bond designated herein as "Payment Bond" guaranteeing the payment to all parties furnishing labor and material to the contractor for use in separate projects.

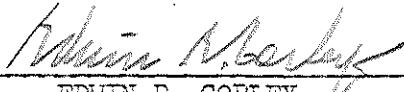
Claimant has received notice of alleged defects to a roof of a building, or buildings, in connection with the work done by said Stuart for the Alabama Polytechnic Institute at Auburn, Alabama, and which said contract was bonded as aforesaid by claimant for and on behalf of the said Stuart.

Claimant states that its contingent claim against the estate of Euclid Feulner Stuart in the amount of, to-wit, Four hundred forty-six thousand seven hundred fifty-one and twelve-one-hundredths (\$446,751.12) Dollars, is filed herein as provided by the laws of the State of Alabama with respect to the filing of claims against the estate of decedent. That no part of said claim has been paid.

Respectfully submitted,

UNITED STATES FIDELITY AND GUARANTY COMPANY

By


EDWIN B. CORLEY

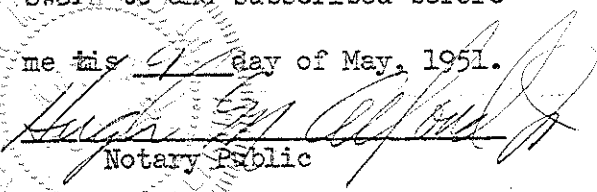
STATE OF ALABAMA

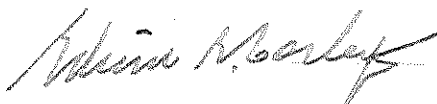
JEFFERSON COUNTY

Personally appeared before me, _____, a Notary Public in and for said State and County, Edwin B. Corley, who being by me first duly sworn on oath, deposes and says as follows: that affiant is the Claims Manager of the Birmingham Office of United States Fidelity and Guaranty Company, and as such, has the authority to make this affidavit. Affiant has knowledge of the correctness of said claim and that the amount claimed herein is contingent and may become due in the future and that no part of said claim has been paid, that the matters and things set forth in the foregoing claim are true and correct to the best of affiant's knowledge and belief.

Sworn to and subscribed before

me this 4 day of May, 1951.


Notary Public



<u>Bond Number</u>	<u>Favor</u>	<u>Date</u>	<u>Amount of Bond</u>	<u>Amount of Contract</u>
12-488-48	Baldwin County Board of Education, Bay Minette, Alabama.	6-21-48	\$ 6,719.00	\$ 13,438.00
12-489-48	Baldwin County Board of Education, Bay Minette, Alabama.	6- 2-48	10,800.00	21,600.00
12-490-48	Baldwin County Board of Education, Bay Minette, Alabama.	6- 2-48	5,239.00	10,478.00
12-491-48	Baldwin County Board of Education, Bay Minette, Alabama.	6- 2-48	18,695.00	37,390.00
12-909-48	Alabama Polytechnic Institute, Auburn, Alabama	9-13-48	28,747.00 Perf. 22,375.00 L&M	28,747.00
10486-12-112-49	Alabama Polytechnic Institute, Auburn, Alabama	1-10-49	13,549.00 Perf. 11,856.00 Pymt.	13,549.00
10486-12-257-49	U. S. A.	3-21-49	15,060.56 Perf. 15,060.56 Pymt.	30,121.12
10486-12-496-49	U. S. A.	5-26-49	13,850.00 Perf. 13,850.00 Pymt.	27,700.00
10486-12-544-49	E. F. Stuart, General Contractor, Bay Minette, Alabama	6- 8-49	13,700.00 Perf. 13,700.00 Pymt.	27,400.00
10486-12-586-49	U. S. A.	6-17-49	14,100.00	28,200.00
10486-12-588-49	U. S. A.	6-17-49	14,050.00	28,100.00
10486-12-589-49	U. S. A.	6-17-49	13,600.00	27,200.00
10486-12-362-50	Liberty National Life Insurance Company	4- 1-50	48,400.00 Perf.	48,400.00
10486-12-4157-50	Board of School Comm. Mobile, County, Alabama.	10-4-51	76,700.00 Pymt. 76,700.00 Perf.	153,400.00

EUCLYD FEULNER STUART, Deceased
ESTATE OF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,
TRANSFERRED FROM PROBATE COURT
OF BALDWIN COUNTY

TO THE HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, IN EQUITY SITTING:

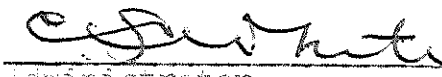
Comes your petitioner, Clint L. White and respectfully shows unto your Honor that heretofore on the 13 day of December, 1950, he was duly appointed and qualified as administrator of the estate of Euclyd Feulner Stuart, deceased; that due and proper notice of his appointment as such was given by publication for three consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, in its issues of Dec. 18, 1950, Dec. 25, 1950 and Jan. 4, 1951, that on motion of this petitioner the said estate was transferred from the Probate Court of Baldwin County to this Honorable Court on the 2nd day of January, 1951; that more than six months have elapsed since his appointment and qualification as such administrator; that he has duly and properly administered on said estate and as such administrator took into his possession and administered those properties, moneys and choses in action set out on Exhibit A hereto attached and made a part of this petition; that there were filed against the said estate those claims listed in exhibit B, hereto attached and made a part of this petition, all of which have been paid by this administrator; that the total assets of said estate as shown by exhibit A was \$ 46,896.07 of which said sum \$17,789.63 consisted of cash as shown by said exhibit; that the claims against the said estate total \$17,789.63 all of which have been paid as aforesaid; that there remains in the said estate those certain properties, listed in Exhibit C hereto attached and made a part of this petition, all of which said remaining properties have been delivered to the heirs and distributees of the estate herein named, and which were and are the net remainder of the properties of said decedent after the payment of the debts

of the estate.

Petitioner further shows that the heirs and distributees of the said estate are as follows: Amanda Louise Stuart, widow of the said Euclyd Feulner Stuart, Betty Mitchell, Mary Jaque Hall and Euclyd Feulner Stuart, Jr., each of whom is over the age of twenty-one years except Euclyd Feulner Stuart, Jr., whose disabilities of non-age were removed by order of this Honorable Court on the ____ day of _____, 195__; that each of the said heirs and distributees are residents of Bay Minette, in Baldwin County, Alabama, the said Euclyd Feulner Stuart, Jr., is now in the Armed Service of the United States, but he has executed and delivered to his mother, Amanda Louise Stuart, a power of attorney authorizing and empowering her to act for him in his stead to accept service of notice of this petition for final settlement and to consent, agree and request that the final decree be entered without notice to him; that each of the said heirs and distributees, the said Euclyd Feulner Stuart, Jr. acting by and through his said attorney-in-fact, have waived notice of this petition for final settlement of the said estate and have consented and requested that decree of final settlement of the said cause be entered forthwith; that there no longer exists any reason for continuing the administration of the said estate.

Petitioner further shows that his fees, commissions and compensations have been paid to him by the said beneficiaries and they and the estate are hereby released therefrom.

WHEREFORE your petitioner prays this Honorable Court will make and enter an order and decree of final settlement of the estate of Euclyd Feulner Stuart, deceased, discharging and releasing him and his bondsmen from further administration on the said estate and from further liability thereunder.


Administrator

Sworn to and subscribed before me this the ____ day of December,

1951.


Notary Public, Baldwin Co., Ala.

EXHIBIT A

ASSETS

1. Cash in Baldwin County Bank	\$1,277.38
Cash in First National Bank of Mobile	193.18
Insurance policy, Universal CIT Service & Fire Ins. for wrecked auto	<u>1,784.00</u>

TOTAL CASH

\$3,255.56

2. Equipment, Machinery & Fixtures	
1 1949 1½ ton Chev. Truck	2,053.84
1 1950 Studebaker Sedan	2,606.58
1 1949 ½ ton Chev. Truck	1,256.67
1 1948 1½ ton Studebaker truck	700.00
1 Adding machine	175.02
1 Check Writer	87.65
1 Cement mixer	416.72
1 Cement mixer	1,360.48
1 Suction pump	408.40
1 Stake Body	167.96
1 Filing Cabinet	80.86
1 Draftsman's Desk	33.46
1 Level	47.33
1 Safe	173.40
1 Skill Saw	138.47
1 Masonry Saw	333.60
Woodworking equipment	<u>566.00</u>

TOTAL

10,606.44

3. Store Building	5,000.00
Stock of goods in store	<u>7,500.00</u>

TOTAL

12,500.00

4. Building supplies on hand sold at request of heirs	2,503.69
--	----------

5. Cash from sale of 1-1948 three passenger coupe at request of heirs	575.00
--	--------

6. Accounts receivable, collected for construction completed and under construction at time of decedent's death.	
---	--

Bert Davidson	4,320.73
Frank Earle	4,120.63
E. L. Price	500.00
Stapleton Ins., & Realty Corp	1,235.00
J. B. Beveridge	51.50
McCaskey Register Co.	1.77
Liberty National Life Insurance	<u>560.00</u>

TOTAL

10,789.63

Exhibit A continued-

7. Accounts receivable, doubtful, and in dispute:
Sold to T. W. Mitchell & J. Cecil Wall at the
request of beneficiary at \$665.75.

C. K. Zeyner	960.00
Earle Becker	49.00
J. Dowling Buck	12.50
Jim Chancellor	.49
A. B. Corley	6.83
Buck Crabtree	22.00
Mrs. S.A.V. Dahlberg	7.60
A. L. Fleming	47.96
Dewey Godwin	45.45
Mrs. T. D. Huggins	7.40
G. M. Lambert	62.63
Billy Langham	9.00
Charles Owen	13.75
C. E. Robinson	11.17
Rogers Builders Supply	91.16
W. M. Scarborough	72.26
W. D. Stapleton	23.95
C. Lenoir Thompson	4.75
K. L. Tindal	42.53
Taylor Wilkins	68.35
Alexander Fibg Co	27.68
Frank Bishop	10.52
Marion Corley	4.00
J. P. Graham	1.70
C. Gravison	29.27
Hubert Hall	12.60
P. E. Holmes	63.33
Nathan Lamberth	5.25
Matthews Furn. Co	1.50
F. M. Snowden	.35
D. A. Stuart	25.93
Alma Vines	51.87

TOTAL

1,772.98

Received from sale of above

\$665.75

TOTAL ASSETS

\$40,896.07

EXHIBIT B

Claims against the estate filed with and paid by the administrator

T. W. Mitchell, -----	Labor paid by him	\$1,519.75
Loper Lumber Company,	Lumber	414.74
Sanders Sheetmetal Shop,	Gutters	65.79
Builders Hdwe & Sup Co,	Miscellaneous Hdwe	38.50
Bradley's Hardware	" "	29.09
Roy Grimes	Plumbing	80.00
J. A. Ertzinger & Son	Insurance	3.59
Alabama Power company	Current	1.86
Alford's Building Supply	Lumber	52.78
Dixie Sand & Gravel Co.	Gravel & Sand	12.61
Southern Bell Tel. Co	Telephone bill	95.57
Alabama Power Co.	Current	2.00
Town of Bay Minette	Gas & Water	14.48
P. G. Cane	Gasoline	123.56
J. E. Still Motor Co.	Auto repair	632.91
Stapleton Ins & Realty Corp	Insurance	152.18
Moore Printing Company	Supplies	21.37
McCaskey Register Co.	Safe	88.40
Flomaton Gravel Co	Gravel	13.77
Dr. Henry B. Gwynn	Medical Expense	169.00
Trailway Service Sta.	Gasoline	16.35
Dr. V. T. Hudson	Medical Expense	25.00
Bay Minette Flower Shop	Flowers	8.67
Donaghey Plumbing Co.	Plumbing	45.74
LeVan Tile Company	Tile	89.91
Little Motor Company	Auto Repair	1.25
J. A. Ertzinger & Son	Insurance	65.16

Mobile Steel Company	Steel	12.67
Prine Motor Company	Auto repair	6.84
Reid Welding & Steel works	Iron Railing	106.90
Standard Glass Company	Glass	107.28
Still Service Station	Gasoline	3.00
White's Electric Shop	Repairs	1.50
Lyons Insurance Co.	Insurance	1,664.15
Matthews Furniture Co	Merchandise	98.30
Loper Lumber Company	Lumber	11.74
Wilson Marble & Granite Works	Marble	13.50
Flowerwood Nursery	Shrubs	7.20
Baldwin County Bank	Note & Interest	1,616.67
Harvards Film Library	Entertainment	5.00
Allied Venetian Blind Corp	Merchandise	49.35
Carne Co	"	129.56
Jules L. Brana Co. Inc	"	39.40
Glidden Co.	Paint	400.06
Gulf Coast Marine Sup. Co	Merchandise	1.78
McGowin Lyons Hdwe & Sup	"	311.52
Master Manufacturing Co	"	71.19
McPhillips Mfg. Co	"	38.49
Mobile Paint Co	"	54.18
Moore-Handley Hdwe Co.	"	1,679.72
Ailey-Stuart Sup.Co., Inc	"	245.75
Radcliff Gravel Co	"	279.00
Smith-Kelly Supply Co	"	1,269.91
Underwood Builders Supply	"	80.29
Jack Phillips	Freight	4.14
Lo-Well Pencil Company	Supplies	4.57
Gulf Coast Blind & Awning Co	Merchandise	19.19
M.P. Brown, Inc.	Supplies	4.03
Baldwin Times	"	41.89

Alabama Power Company	Current	4.14
Town of Bay Minette	Gas & Water	16.09
Moore Printing Co.	Supplies	4.59
Ideal Cement Co	Merchandise	369.60
Terminal Railway	Freight	15.30
Southern Bell Tel. Co	Telephone bill	17.91
W. M. Richerson	Hauling	105.00
Collector of Internal Revenue	Pay Roll Taxes	155.83
Collector of Internal Revenue	" " "	246.75
Department of Industrial Relations	Pay Roll Taxes	216.89
U. S. Fidelity & Guaranty Co.	Accts paid by them	429.13
Mobile Steel Co	Steel	4.08
H. C. Nihart	Prepare Income tax return	45.00
State Dept. of Revenue	Income Tax	469.94
Stuart Construction Co.	Install blackboard on Liberty Nat. Building	95.67
United States & State Gov't.	Income Tax	2,720.94
Lyons Insurance Co.	Insurance	510.02
John R. Moffitt Co.		<u>165.75</u>
TOTAL BILLS PAID		\$17,789.63

EXHIBIT C

Properties remaining in the estate

1. Equipment, Machinery & Fixtures

1-1949 1½ Ton Chev. Truck	42,053.84
1-1950 Studebaker Sedan	2,606.58
1-1949 ½ Ton Chev. Truck	1,256.67
1-1948 1½ Ton Studebaker truck	700.00
1- Adding machine	175.02
1- Check Writer	87.65
1-Cement Mixer	416.72
1-Cement Mixer	1,360.48
1-Suction pump	408.40
1-Stake Body	167.96
1-Filing Cabinet	80.86
1-Draftsman's Deck	33.46
1-Level	47.33
1-Safe	173.40
1-Skill Saw	138.47
1-Masonry Saw	333.60
Woodworking Equipment	<u>566.00</u>

10,606.44

2. Store Building Stock of Goods in Store

5,000.00
7,500.00

12,500.00

TOTAL

23,106.44

STATE OF ALABAMA

BALDWIN COUNTY

The undersigned, heirs and distributees of the estate of Euclid Feulner Stuart, deceased pending in the Circuit Court of Baldwin County, Alabama, in equity, do hereby accept service of the petition of Clint L. White, as administrator for final settlement of the said estate and waive further notice thereof, we admit, consent and agree that the allegations made in said petition are true and that those properties listed in exhibit A of the said petition are all of the properties of the said decedent; that those claims listed in said exhibit B were valid claims against the said estate and have been properly paid; that those properties listed in exhibit C attached to the said petition are all the remainder of said estate and that they have been turned over to the undersigned; that there no longer exists any reason for continuing the administration of the said estate and that they and each of them do hereby ratify and confirm any and all things done by said administrator in and about the administration of the said estate and do consent, agree and request that an order of this Honorable Court be made and entered forthwith approving in all things the said administrator's actions in administering the said estate and finally settling the said estate and discharging the said administrator and his bondsmen from further administration thereof and further liability thereon.

Witness our hands and seals this the 7th day of December, 1951.

Amanda Louise Stuart

Mary Jackson Hall

Betty Mitchell

Euclid Feulner Stuart Jr.

By Amanda Louise Stuart, his attorney
in fact.

EUCLYD FEULNER STUART, deceased
ESTATE OF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

It appearing by the verified petition of Clint L. White, administrator of the estate of Euclyd Feulner Stuart, deceased, filed in this cause on this date, that the estate of Euclyd Feulner Stuart, deceased, owns a 1948 Studebaker Champion Deluxe 3 passenger Coupe, motor no. 417162, and a 1948 Studebaker Chassis and cab, motor no. 3R9057, and the same are depreciating in value and the estate has no use of the same, and that it is to the interest of the said estate that the said property be sold;

And it appearing that the debts of the said estate have been paid except such as are amply provided for and the heirs and distributees of the said estate consenting and requesting that the court enter an order and decree authorizing the administrator to sell the aforesaid personal property at private sale;

NOW THEREFORE IT IS ORDERED, ADJUDGED AND DECREED, that Clint L. White, administrator of the estate of Euclyd Feulner Stuart, deceased, be and he is hereby authorized and empowered to sell at private sale to the best interest of the estate the following described property: A 1948 Studebaker Champion Deluxe 3 passenger Coupe, motor no. 417162, and a 1948 Studebaker Chassis and cab, motor no. 3R9057.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that in the sale of the said properties at private sale the administrator, before and at the time of sale and delivery, have the approval of all of the heirs and distributees of the said estate for the sale of the said property, such consent and approval to be evidenced by their joining with the said administrator in the execution of bill of sale therefor.

Done at Bay Minette, Alabama, this the 14th day of March, 1951.

Julian G. Mashburn, Jr.
Judge.

17

RECORDED

Filed 3-14-87
David J. Jensen
Regulator

TO THE HONORABLE W. R. STUART, JUDGE OF PROBATE OF BALDWIN
COUNTY, ALABAMA:

Comes your petitioner, Clint L. White, and respectfully shows unto your Honor that he is over the age of twenty-one years and a resident of Baldwin County, Alabama;

That Euclyd Feulner Stuart, late a resident of Baldwin County, Alabama, died intestate on to-wit, the 25th day of November, 1950, leaving as his heirs and next of kin, who are all of his heirs and next of kin, his widow, Amanda Louise Stuart and three children, Mary Jacque Nall, Betty Mitchell and Euclyd Feulner Stuart, Jr., each of whom are residents of Baldwin County, Alabama, and are over the age of twenty-one years, except the said Euclyd Feulner Stuart, Jr., who is nineteen years of age and each of said heirs and next of kin waive their right to the issuance of letters administration on the estate of the said decedent and request this Honorable Court to appoint your petitioner as administrator, which said waiver and request is hereto attached, marked exhibit "A", and made a part of this petition;

Your petitioner further shows that the said Euclyd Feulner Stuart left personal property, which your petitioner is informed and believes, and upon such information and belief alleges to be of \$15,000.00 value, and not more, that he left no real estate;

WHEREFORE, your petitioner prays this Honorable Court will issue letters administration on the estate of the said Euclyd Feulner Stuart to him upon his entering into such bond, with such sureties, as this Honorable Court will approve.

C. L. White

Sworn to and subscribed before me this the 1st day of December 1950.

W. C. Beebe

Notary Public, Baldwin County, Ala.

The undersigned, Amanda Louise Stuart, widow of
Euclyd Feulner Stuart, deceased, and Betty Mitchell, Mary
Jackue Nail and Euclyd Feulner Stuart, Jr., children of the
said decedent, do hereby waive all right to the issuance of
letters administration on the estate of the said decedent and
do respectfully request the Honorable Judge of Probate of
Baldwin County, Alabama to appoint Clint L. White administrator
of the estate of the said decedent.

This the 1st day of ~~November~~^{December}, 1950.

Amanda Louise Stuart

Betty Mitchell

Euclyd Feulner Stuart Jr.

Mary Jacque Nail

Petition for
Leave of Absence
Walter

Recd
Per Jeff 483

Filed in House of
Judges
Court, Boston Co
Dec 13, 1950
W.R. Street
Judge

EUCLYD FEULNER STUART, Deceased
ESTATE OF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN TRUST

This cause coming on to be heard upon the petition of Clint L. White, administrator, for final settlement of the said estate is submitted upon the verified petition of the said administrator, the waiver of notice, admission by the beneficiaries of the said estate, who are Amanda Louise Stuart, widow, and Betty Mitchell, Mary Jacque Hall and Euclid Feulner Stuart, Jr., children of the said decedent; that the allegations are true, consent, agreement and request that the decree of final settlement be entered in said cause forthwith and the same being considered the Court is of the opinion that the petitioner is entitled to the relief as prayed for;

And it appearing by the said petition that the said petitioner was duly appointed and qualified as administrator of the estate of said decedent in the Probate Court of Baldwin County, Alabama, on the 13th day of December, 1950, and that said cause was transferred to this Court on the 2nd day of January, 1951, that due notice was given of administration, in the manner, for the time required by law; that more than six months has elapsed since the appointment of such administrator, that said estate has been duly and properly administered, that all claims filed against the said estate have been paid; and it further appearing that the said administrator took into his possession properties of the said estate aggregating the total value of \$40,896.07, of which there was a total of \$17,789.63 of cash, that there were claims filed against the said estate in the sum of \$17,789.63, all of which have been paid and the same were all of the claims filed against the said estate; that the remainder of the property belonging to the said estate consisting of real property of the value of \$5,000.00 and personal property of the value of \$18,106.44, all of which as shown by said petition and the admissions of the

beneficiaries of the said estate, have been delivered to the beneficiaries of the said estate and it further appearing that the costs, fees and compensations of the said administrator have been settled between the parties;

NOW THEREFORE, it is found, ordered, adjudged and decreed that the matters alleged in the said petition are true; and it is further ordered, adjudged and decreed that the administration of the said estate of Luclyd Paulner Stuart, deceased, pending in this court be and the same is hereby fully and finally settled, that the administrator, Clint L. White and his bondsmen be and they are hereby relieved and discharged from further administration of the said estate and from liability to the beneficiaries of the said estate and any and all persons of any and all matters relating to and arising from the administration of the said estate, upon the payment of the costs in this cause in the sum of \$ 43.05; and it appearing that the said costs have this day been paid the said administrator is hereby fully and completely discharged as aforesaid.

Done this the 10 day of December, 1951.

Jeffrey J. Mashburn, Jr.
Judge

EUCLYD FEULNER STUART, deceased
ESTATE OF

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

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes your petitioner, Clint L. White, and respectfully shows unto your Honor, that he was duly appointed and qualified as administrator of the estate of Euclyd Feulner Stuart, deceased, by order of the Probate Court of Baldwin County, Alabama, on the 13th day of December, 1950, letters administration having been issued thereunder to him; that on to-wit, the 2nd day of January, 1951, the administration of the said estate was on motion of this petitioner moved to this Honorable Court and the said estate is being administered in this Court.

Petitioner further shows unto your Honor that the said Euclyd Feulner Stuart, prior to his death had entered into contract with the Board of School Commissioners of the County of Mobile, Alabama, for the construction of a school building known as Central High School in the County of Mobile; that he had given all necessary and proper bonds required by law for the construction of the said building, that the said building was in process of construction and that he had done work thereon for approximately 30 days at the time of the death of the said Euclyd Feulner Stuart; that prior to his death he had entered into contract with numerous firms, persons and corporations for the purchase of material and for labor necessary and proper in the construction of the said building all at fixed prices, namely with

Connors Steel Company for reinforcing steel.
Burton Bros. for steel sashes, lockers and shower stalls.
E. N. Baker, agent, for Gypsum plank.
Kimbrough Construction Co., for millwork.
Donaghey Plbg. Co., for plumbing.
Alvarez Elec. Co., for electrical work.
Security Rfg. Co., for roofing.
Baisley & Winstanley for painting.
Mobile Steel Company for structural steel.
R. E. Box for erecting steel.
J. L. Ballard for ceramic and asphalt tile,
Standard Glass for glass and glazing,
Riley-Stuart for hardware,
Smith-Kelly for brick and concrete blocks,
Radcliff Gravel Company for ready mix concrete,

that since his entering into contracts for the purchase of such materials and labor, prices of much of the same have materially advanced; that since his entering into contract for construction the cost of construction has materially increased.

Petitioner further shows that if default on the said contract should be declared the estate would suffer irreparable loss; that in the opinion of this petitioner it is to the interest of the said estate, to the creditors thereof, and to the beneficiaries of the said estate that the said contract be completed.

Petitioner further shows that the heirs of the said Euclid Feulner Stuart, namely Amanda Louise Stuart, Betty Mitchell, T. W. Mitchell, Mary Jackue Nall, J. Cecil Nall and Euclid Feulner Stuart, Jr., have formed a new corporation for the purpose, subject to the approval of this Court, of taking over the aforesaid contract and completing the same, the said Euclid Feulner Stuart having prior to his death drawn one estimate in the sum of _____

-----\$10,566.00-----DOLLARS, for his work done on said contract as aforesaid; and petitioner further alleges that the aforesaid corporation organized by the said heirs of the said Euclid Feulner Stuart, is the Stuart Construction Company, Inc., and it has proposed to this administrator that it will take over the said contract for the construction of the said building and the sub-contracts named above for materials and labor to be furnished in connection with the construction of the said school building and assume all unpaid bills for labor and material and that it will complete the said contract and fully perform the said contract of the said Euclid Feulner Stuart with the aforesaid owners for and at the remaining sum of money to be paid by the owners for the completion of the said contract; further estimates to be paid direct to the corporation and the corporation to be responsible for any and all work and material in and about the construction of the said

building and that in consideration of the completion of the contract by the said corporation the estate waive all claims to further estimates and payments due thereunder and that the corporation hold the estate of the said decedent free from all damages and indemnify it from any and all losses which it might suffer in the premises.

Petitioner further shows that in his opinion it is to the interest of the said estate, of the creditors thereof and of the beneficiaries of the said estate that the offer of the said Stuart Construction Company, Inc., be accepted and that this administrator be authorized and empowered to assign the aforesaid contract for the completion of the construction of the said building to the Stuart Construction Company, Inc., and the fulfillment of the contract obligations of the said Euclid Feulner Stuart, deceased, with the said Board of School Commissioners of the County of Mobile.

Petitioner further shows that the heirs and distributees of the estate of the said Euclid Feulner Stuart of Amanda Louise Stuart, widow of the said Euclid Feulner Stuart, Betty Mitchell and Mary Jackue Nall, who are over the age of twenty-one years and Euclid Feulner Stuart, Jr., a minor over the age of eighteen years, whose disabilities of non-age were removed by this Honorable Court on-to-wit, the 11th day of November, 1950.

WHEREFORE, your petitioner prays this Honorable Court will make and enter forthwith, without notice, an order authorizing and directing this petitioner to enter into contract with the said Stuart Construction Company, Inc., for the completion of the construction of the said building by the said Stuart Construction Company, Inc., for the completion of the construction of the said building by the said Stuart Construction Company, Inc., under the terms of their offer as hereinabove set out, and that he be authorized and directed to assign such contract to said Stuart Construction Company, Inc., and execute and deliver any necessary and proper contracts and assignments to effect the assignment of said construction contract and sub-

contracts, and your petitioner prays for such other, further or different relief as in equity and good conscience this petitioner as such administrator shall be entitled to receive upon the facts set out in this petition, and he will do and perform whatsoever this Honorable Court shall require of him in the premises.

W. J. White

Sworn to and subscribed before me this the 2 day of January, 1956.

W. C. Beebe

Notary Public, Baldwin Co., Ala.

We the undersigned heirs and distributees of Euclid Feulner Stuart, deceased, who are all of the heirs and distributees of the estate of the said decedent, do hereby waive notice of the petition of Clint L. White, administrator, for authorization to assign contracts and sub-contracts for the construction of a building in the City of Mobile, designated the Central High School, being constructed under contract with the Board of School Commissioners of Mobile County, and agree and request that order be entered forthwith authorizing and directing such assignment to the Stuart Construction Company, Inc.,

Witness our hands this the 2 day of January, 1951.

x Amanda H. Stuart
Betty Mitchell
Edna Mary Jacque Hall
x Euclid Feulner Stuart
By Amanda H. Stuart
his attorney in fact.

LAW OFFICES OF
SPAIN, GILLON, GROOMS & YOUNG

408-420 FIRST NATIONAL BUILDING

FRANK E. SPAIN
J. W. GILLON
H. H. GROOMS
FRANK M. YOUNG
RICHARD S. RILEY
RALPH B. TATE
JOHN P. ANSLEY
IRA LEE BURLESON
FRANK P. SAMFORD, JR.
FOSTER ETHEREDGE
JOSEPH G. GAMBLE, JR.

BIRMINGHAM 3, ALABAMA

May 9, 1951

Register of Chancery Court
Bay Minette, Alabama

In re: Estate of Euclid Feulner Stuart

Gentlemen:

We are enclosing herewith claim of United States Fidelity and Guaranty Company to be filed in this estate pursuant to the statute of Alabama with respect to the filing of claims against the decedent's estate. Will you kindly file and docket this claim and advise the fee required for filing and we will send check in payment.

Enclosed herewith is self-addressed and stamped envelope for your convenience in furnishing the desired information.

Also, enclosed herewith is a copy of the letter with receipt endorsed thereon which we ask that you kindly sign and return for our records.

Very truly yours,

SPAIN, GILLON, GROOMS & YOUNG

By


Frank M. Young

FMY:W
encls

EUCLYD FEULNER STUART, deceased
ESTATE OF

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

This cause coming on to be heard upon the verified petition of the administrator, Clint L. White, of the estate of Euclyd Feulner Stuart, deceased, and upon the request of the beneficiaries of the estate of the said Euclyd Feulner Stuart, deceased, and proof being made of the allegations therein made, the Court is of the opinion that it is to the interest of the said estate and of the creditors and beneficiaries thereof that the administrator of the estate of the said Euclyd Feulner Stuart, deceased, be granted the authority prayed for in the said petition;

IT IS THEREFORE ORDERED, ADJUDGED and DECREED that Clint L. White, administrator of the estate of Euclyd Feulner Stuart, deceased, be and he is hereby authorized and directed to accept the offer of the Stuart Construction Company, Inc., to complete the construction of the said Central High School and to fully meet and perform all obligations of the estate of the said Euclyd Feulner Stuart, deceased, under the contract of the said Euclyd Feulner Stuart, deceased, with the Board of School Commissioners of the County of Mobile and to take over the contracts with materialmen with the said Euclyd Feulner Stuart, deceased, for materials to be used in the construction of the said building; and the said Clint L. White, as administrator of the said estate of Euclyd Feulner Stuart, be and he is hereby authorized and directed to assign and transfer the aforesaid contract of the said Euclyd Feulner Stuart with the Board of School Commissioners of the County of Mobile and as well any and all sub-contracts for materials and labor therefor which the said Euclyd Feulner Stuart

had entered into at the time of his death and to execute any and all necessary and proper contracts and agreements to effect such transfer and assignment.

Done this the 2nd day of January, 1951.

William J. Masbourn, Jr.

EUCLYD FEULNER STUART, deceased IN THE CIRCUIT COURT OF BALDWIN
ESTATE OF COUNTY, ALABAMA, IN EQUITY

Clint L. White, as administrator of the estate of Euclid Feulner Stuart, deceased, appointed and qualified by the Probate Court of Baldwin County, Alabama, having this day filed his petition in this court for a transfer of the administration of the said estate from the Probate Court of Baldwin County to this Circuit Court of Baldwin County, sitting in equity, and it appearing that the petitioner is entitled to relief;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the administrator of the estate of Euclid Feulner Stuart, deceased, pending in the Probate Court of Baldwin County, be and the same is hereby ordered to be transferred and is hereby transferred from the Probate Court of Baldwin County to this Circuit Court of Baldwin County, sitting in equity, for further administration;

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that W. R. Stuart, Judge of Probate of Baldwin County, be and he is hereby authorized and directed to transmit to this Court any and all papers in the said estate for further administration in this Circuit Court of Baldwin County, sitting in equity.

Done this the 3rd day of January, 1951.

Julius J. Moskewitz, Jr.
Judge

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Comes your petitioner, Clint L. White, as administrator of the estate of Euclid Feulner Stuart, deceased, and respectfully shows unto your Honor that:

FIRST:

He was duly appointed and qualified as administrator of the estate of Euclid Feulner Stuart, deceased, in the Probate Court of Baldwin County, Alabama, on December 13, 1950 and the said estate is being administered in said Court.

SECOND:

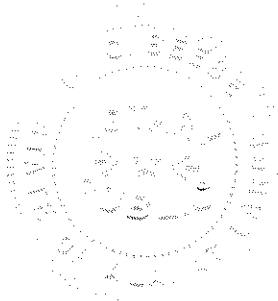
Petitioner further shows unto your Honor that in the opinion of your petitioner the said estate could better be administered in the Circuit Court of Baldwin County, Alabama.

~~WHEREFORE~~ your petitioner respectfully prays this Honorable Court will make and enter an order transferring the administration of the said estate to the Circuit Court of Baldwin County in equity sitting and that all necessary and proper orders and decrees be made and entered as shall be necessary and proper to effect the transfer of the administration of the estate of the said decedent to this Honorable Court.



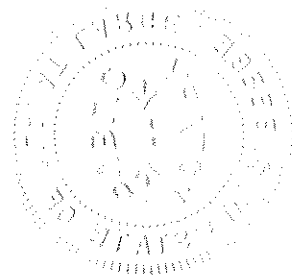
Sworn to and subscribed before me this the 28 day of January, 1951.


Notary Public, Baldwin Co., Ala.



Handwritten signature

RECORDED



*Filed 1-12-57
Alice C. ...
Augustus*

STATE OF ALABAMA

IN THE PROBATE COURT

Baldwin County }Dec 19 1950Present, the Honorable W. B. Stuart, Judge of Probate.In the Matter of the Estate of Emile F. Fournier, deceased.And now, on this day comes C. L. White and presentsto the Court his petition in writing and under oath, praying that letters of administration on the estate of Emile F. Fournier, deceased,issue to him, which petition is examined by the Court; it is therefore ordered that said petitionbe filed and set for hearing on the 19 day of Dec, 1950; and it appearing to the satisfaction of the Court from the allegations contained in said petition and from other good and sufficient evidence that the said Emile F. Fournier departed this life on orabout the 25 day of Nov, 1950, being at the time of his deathan inhabitant of Baldwin County, Ala.; that he died leaving assets inthis county, which assets both real and personal are estimated to be worth aboutthirty thousand Dollars, but leavingno will, testament or other writing relative to the disposal or distribution of his estate and that the deathof said decedent was known more than five days before this day; and none also of the saidintestate, having relinquished his right under the statute to administer said estate; and it further ap-pearing to the satisfaction of the Court that C. L. White,the said petitioner, is the son of the said decedent, is over twenty-one years of age, an inhab-

itant of this State, and a fit person under the law and in the estimation of the Court to serve as administrator

and no person having appeared to oppose the granting of letters of administration

to the said C. L. White or to show cause why the prayer

of said petitioner should not be granted; it is ordered by the Court that the prayer for letters of administration

be granted and that petitioner shall make and file bond in the penal sum of thirty thousandDollars, conditioned and payable according to the statute in such cases made and provided, with such surety or sureties as may be approved by the Court; letters of administration shall not issue until said bond is approved and filed; it is further ordered that said petition be recorded.And now again comes C. L. White and presents tothe Court for approval his bond in the form as by this Court heretofore required withUnited States Fidelity & Guaranty Co. as surety thereon,

and the Court being sufficiently advised concerning said bond and said surety, it is ordered and adjudged by the Court that said bond be taken, approved and recorded.

It is therefore ordered, adjudged and decreed by the Court that letters of administration

on the estate of said deceased be granted to the said C. L. Whiteand he be and adhereby fully authorized to administer said estate; it is further ordered that the said C. L.White proceed immediately to collect and take into his

possession all of the goods, chattels, money, books, papers and evidence of debt of said deceased, except the personal property specifically exempted from administration under Code 1940, Title 7, Section 664, and make due return under oath to this Court of a full inventory thereof within two months.

W. B. Stuart Probate JudgeBy: Leo O. Goss, Chief Clerk

THE STATE OF ALABAMA, Baldwin COUNTY

PROBATE COURT

LETTERS OF ADMINISTRATION

On the estate of Euclyd Feulner Stuart, deceased,

are hereby granted to Clint L. White

who has duly qualified and given bond as such Administrator, and is authorized to administer such estate.

Witness my hand, and dated this 19th day of December, 1950.

Code 1923-5743.

Judge of Probate.

Lila S. Brown, Chief Clerk

THE STATE OF ALABAMA

County

I, _____, Judge of Probate in and for said
County and State, hereby certify that the within and foregoing is a true, correct and complete copy of the Letters
of Administration issued to _____

as Administrator of the estate of _____
deceased, as same appears of record in my office.

Given under my hand and seal of office, this the _____ day of _____, 19____

Judge of Probate.

The State of Alabama

County.

PROBATE COURT

ESTATE OF

Deceased.

Administrator

Letters of Administration

EUCLYD FEULNER STUART, deceased | IN THE PROBATE COURT OF
ESTATE OF | BALDWIN COUNTY, ALABAMA.

~~Clint L. White, administrator of the estate of Euclid~~
Feulner Stuart, deceased, having filed his motion in the Circuit
Court of Baldwin County, in equity, for a transfer of the
administration of the said estate to the said Circuit Court,
sitting in equity, and the Honorable Telfair J. Mashburn, Jr.,
Judge of the said court, sitting in equity, having made and
entered an order granting such motion and ordering and decreeing
that the administration of the estate of Euclid Feulner Stuart,
deceased, be transferred to the Circuit Court of Baldwin County,
Alabama, in equity;

NOW THEREFORE, it is ordered, adjudged and decreed that
the said estate, together with the file in the said cause
numbered 2886 and all papers and documents on file in such
estate be and are hereby transferred from the Probate Court
of Baldwin County to the Circuit Court of Baldwin County, sitting
in equity.

This the 2nd day of January, 1951.

W. R. Stuart
Probate Judge

Filed Jan 7, '957
W. Stuart
Judge Probate

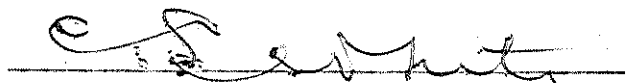
EUCLYD FEULNER STUART, deceased | IN THE CIRCUIT COURT OF
ESTATE OF | BALDWIN COUNTY, ALABAMA

TO THE HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

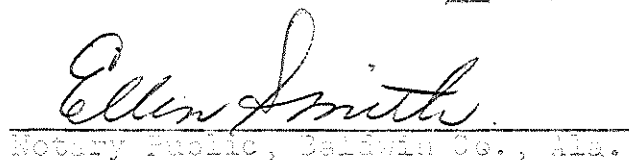
Comes your petitioner, Clint L. White, administrator of the estate of Euclyd Feulner Stuart, deceased, and respectfully shows unto your Honor that the estate of said decedent owns a 1948 Studebaker Champion Deluxe 3 passenger Coupe, motor No. 417162, and a 1948 Studebaker Chassis and cab, motor no. 3R9057; that the said automobile and truck are depreciating in value; that the estate has no use for the same; and that it is to the interest of the said estate that the said Coupe and truck be sold; that in the opinion of this petitioner the same can be sold to better advantage at private sale.

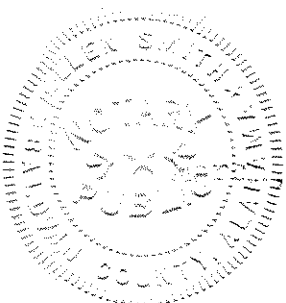
Petitioner further shows that the heirs and distributees of the said estate desire, consent and request the sale of said personal property by your petitioner at private sale and consent and request that this court enter an order forthwith authorizing and directing this petitioner as administrator to sell the said personal property at private sale; and they do further waive notice of this petition and consent and request that decree be entered forthwith.

WHEREFORE, this petitioner prays this Honorable Court will make and enter a decree authorizing and directing your petitioner as administrator of the estate of Euclyd Feulner Stuart, deceased, to sell the above described personal property at private sale at the best price obtainable therefor by this petitioner.



Sworn to and subscribed before me on this the 14 day of 1951.


Notary Public, Baldwin Co., Ala.



We, the undersigned heirs and distributees of Euclid Feulner Stuart, deceased, who are all of the heirs and distributees of the estate of the said decedent, do hereby waive notice of the petition of Clint L. White, administrator, for authorization to sell at private sale one 1948 Studebaker Champion Deluxe 3 passenger Coupe, motor No. 417162, and a 1948 Studebaker Chassis and cab, motor No. 339057; and agree and request that order be entered forthwith authorizing and directing such sale.

Witness our hands this the 14 day of March 1951.

Amanda H. Stuart.

Mary Jacque Hall

Betty S. Mitchell

Euclid H. Stuart.

Amanda H. Stuart.

his attorney-in-fact.

2589

RECORDED

2589

Filed 3-14-61
Amesbury
Register