

4232

|                    |   |                         |
|--------------------|---|-------------------------|
| MAGDALENA HELMICH, | ) |                         |
|                    | ) |                         |
| Complainant,       | ) | IN THE CIRCUIT COURT OF |
|                    | ) | BALDWIN COUNTY, ALABAMA |
| -vs-               | ) |                         |
|                    | ) | IN EQUITY               |
| MATH J. HELLMICH,  | ) |                         |
|                    | ) |                         |
| Respondent.        | ) |                         |

DECREE

It has been made to appear to the Court that Math J. Hellmich and Magdalena Hellmich were married on the 20th day of October, 1927, and have not lived together as man and wife since the 5th day of September, 1935, the Respondent, Math J. Hellmich, having abandoned the bed and board of the Complainant, Magdalena Hellmich, on or about that time.

And it further being shown to the satisfaction of the Court by the testimony submitted in this cause, that the Respondent, Math J. Hellmich, has contributed nothing to the support of the Complainant, Magdalena Hellmich, since September of 1935, and it having been further made to appear to the satisfaction of the Court that the said Math J. Hellmich owned, at the time of separation, from the said Magdalena Hellmich, certain real estate in Baldwin County, Alabama, which was purchased under a State Tax Deed in the year 1935, to-wit, Lot eighteen (18), Thielen-Schumaker Addition to the Town of Foley, and,

It having been made to appear to the satisfaction of the Court that the said Magdalena Hellmich is in need of support and maintenance, and none having been received from her said husband, as aforesaid,

And it being made to appear to the satisfaction of the Court that the said Respondent has voluntarily and with no cause, abandoned the bed and board of the said Complainant,

And it being found by the Court that the Complainant is occupying certain properties in Baldwin County, Alabama, the legal title of which is in the name of the Respondent, to-wit, Lot eighteen (18), Thielen and Schumakers Addition to the Town of Foley, being in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29), Township seven (7)

c. g. c.

South, Range four (4) East, and it having been made to appear to the Court that the Respondent in no wise recognizes and assumes his legal obligations of support, and maintenance, of the Complainant herein,

And it being made to appear to the satisfaction of the Court that the Respondent herein has not supported or contributed to the support of the Complainant herein, and that it would be to the best interest of the Complainant herein to have the ownership of the real estate described in the Bill of Complaint,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Complainant, Magdalena Hellmich, be and she hereby is, awarded all right, title and interest of the said Math J. Hellmich, in and to that certain real estate in Baldwin County, Alabama, described as Lot eighteen (18), of Thielen and Schumakers Addition to the Town of Foley, being in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29), Township seven (7) South, Range four (4) East, Baldwin County, Alabama, for her maintenance and support, and that the said Math J. Hellmich be and he is hereby directed by the Court to make conveyance to her of all his right, title and interest therein,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon his failure or refusal to execute said conveyance within a period of thirty (30) days from and after this date, that the Register of this Court may execute said conveyance in his name and stead, and in his behalf, thereby vesting all his right, title and interest in the Complainant, Magdalena Hellmich,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a copy of this Decree be placed of record in the office of the Judge of Probate of Baldwin County, Alabama.

DONE this the 14 day of October, 1958.

*Hubert M. Hall*  
\_\_\_\_\_  
Judge of Probate

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FILED  
NOV 31 1950

ALICE J. DUCK, CLERK REGISTER

... ..

*[Handwritten signature]*

...

... ..

THE STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court of Baldwin County, Alabama  
(In Equity)

MAGDALENA HELLMICH,

COMPLAINANT

vs.

MATH J. HELLMICH,

RESPONDENT

I, Frances G. Mallory

as Register and Commissioner in Chancery

have called and caused to come before me Magdalena Hellmich and Frank Hellmich

witnesses named in the requirement for Oral Examination, on the 23rd day of May

19 58, at the office of C. G. Chason

in Foley, Alabama, and having first sworn said witnesses to speak the

truth, the whole truth, and nothing but the truth, the said Magdalena Hellmich and Frank Hellmich,

doth depose and say as follows:

My name is Magdalena Hellmich. I am over the age of twenty-one years and a resident citizen of Baldwin County, Alabama having been such a resident citizen since 1930. Math J. Hellmich is over the age of twenty-one years and is not a resident of Alabama. I believe him now to be residing near Fort Jennings, Ohio. We were married on October 20, 1926, and are still husband and wife. On the 5th day of September, 1935, Math J. Hellmich abandoned me in Foley, Baldwin County, Alabama, leaving me without money and with no means of support. We have not lived together as husband and wife since that time, nor have I received any support from him since September of 1935. In 1935 Math J. Hellmich received a State Tax Deed for Lot 18, Thielen & Schumacher's Addition to Foley, having purchased this property at a Tax Sale. He is still the owner of record of this property, although my son has paid taxes on it since 1937. As far as I know he has no other property in Alabama, either real or personal. I am of the Catholic faith and do not desire a complete divorce, but do believe that I should be entitle to the real estate owned by my husband, in order that I might, if necessary, make proper conveyance, to use the proceeds from any sale for my maintenance and support.

SIGNED: Magdalena Hellmich

My name is Frank Hellmich. I am over the age of twenty-one years and a resident of Foley, Baldwin County, Alabama. I am the son of Magdalena Hellmich. After her marriage to Math J. Hellmich in 1926, I was legally adopted by him. In September of 1935, Math J. Hellmich deserted and abandoned my mother in Baldwin County, Alabama, with no cause, and since that time has paid nothing for her support and maintenance. She was left destitute and it has been difficult to provide adequate support for her. Math J. Hellmich became the purchaser of Lot 18 of Thielen & Schumacher's addition to Foley in 1935, and is still the owner of record, although I have paid all taxes on this property since 1937. I believe that this property should be awarded by the Court to Magdalena Hellmich to be used by her as she sees fit, to provide support and maintenance. My mother has been a resident of Alabama since 1930, and he is a resident of Ohio. Thielen & Schumacher's Addition to Foley is located in the NE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 29, Township 7 South, Range 4 East.

SIGNED: Frank J. Hellmich

ORAL EXAMINATION

I, **FRANCES G. MALLORY** as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down in writing by me in the words of the witness **ES** and read over to them and they signed the same in the presence of myself and **C. G. Chason** at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness **ES** or had proof made before me of the identity of said witness **ES**; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 23rd day of May, 19 58.

*Frances G. Mallory* (L. S.)

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

**IN CIRCUIT COURT, IN EQUITY**

**MAGDALENA HELLMICH**

**COMPLAINANT**

**VS.**

**MATH J. HELLMICH**

**RESPONDENT**

**ORAL DEPOSITION**

Filed \_\_\_\_\_, 19 \_\_\_\_\_

**FILED**

**OCT 11 1958**

Register.

**ALICE B. COBB**  
CLERK  
REGISTER

Record

Vol. \_\_\_\_\_ Page \_\_\_\_\_

Register.

CECIL G. CHASON

ATTORNEY-AT-LAW  
FOLEY, ALABAMA

April 21, 1958

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Motion for Decree Pro Confesso after  
Notice by Registered Mail, and Decree Pro Confesso after  
Notice by Registered Mail, in the action of Hellmich -vs-  
Hellmich.

Yours very truly,



C. G. Chason

CGC:fm

encls. 2

CECIL G. CHASON

ATTORNEY-AT-LAW

FOLEY, ALABAMA

September 30, 1958

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Testimony of Magdalena Hellmich and Frank Hellmich, Note of Testimony, Commission to take Deposition, and suggested Decree in the case of Hellmich -vs- Hellmich, being case #4232.

Yours very truly,



C. G. Chason

CGC:fm

encls. as noted.

CECIL G. CHASON

ATTORNEY-AT-LAW

FOLEY, ALABAMA

March 3, 1958

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Bill of Complaint for separate  
maintenance of Magdalena Hellmich -vs- Math J. Hellmich.

You will note that his last known Post Office address was  
Route #3, Fort Jennings, Ohio, therefore, request that  
you serve him by Registered Mail.

Yours very truly,



C. G. Chason

CGC:fm

encls. 2



4232



UNITED STATES DEPARTMENT OF JUSTICE

THE UNITED STATES DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL  
WASHINGTON, D. C. 20530

UNITED STATES DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL  
WASHINGTON, D. C. 20530

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UNITED STATES DEPARTMENT OF JUSTICE  
OFFICE OF THE ATTORNEY GENERAL  
WASHINGTON, D. C. 20530

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA  
Baldwin County

}

Circuit Court

TO: FRANCES G. MALLORY

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Magdalena Hellmich and Frank Hellmich

a witness in behalf of Magdalena Hellmich  
Circuit Court in Baldwin County, of said State, wherein

in a cause pending in our

Magdalena Hellmich

, Complainant

and

Math J. Hellmich

Respondent

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

Witness 26th day of April

, 1958

*Alice J. ...*  
Register.

Commissioner's Fee, \$ 5.00

Witness' Fees, \$

No.

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT

MAGDALENA HELLMICH

Complainant

VS.

MATH J. HELLMICH

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

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*[Faint, illegible text, likely bleed-through from the reverse side of the page]*



CECIL G. CHASON

ATTORNEY-AT-LAW  
FOLEY, ALABAMA

December 4, 1958

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is a Motion to Dismiss the Donie  
Burton -vs- John Burton Divorce proceeding, which  
has not yet been served.

Please call up Wilkins' office and have the copy  
returned to you without service.

Yours very truly,



C. G. Chason

CGC:fm

encls. 1

CECIL G. CHASON

ATTORNEY-AT-LAW  
FOLEY, ALABAMA

December 8, 1958

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith a suggested conveyance to be executed by you in the case of Magdalena Hellmich -vs- Math J. Hellmich. If found suitable, the original should be placed of record and returned to us, and the copy placed in the file of the case.

Please let me know what additional charges are incurred, and I will obtain check from Frank and mail it to you immediately.

Yours very truly,



C. G. Chason

CGC:fm

encls. as noted.

4232 2

INSTRUCTIONS TO DELIVERING EMPLOYEE

- DELIVER ONLY TO ADDRESSEE (20¢ additional)
- SHOW ADDRESS WHERE DELIVERED IN ITEM 4 BELOW (31¢ additional)

RECEIPT

Received from the Postmaster the Registered, Certified, or Insured Article, the number of which appears on the face of this return receipt.

1. SIGNATURE OR NAME OF ADDRESSEE  
 X *Math J. Hillmick*

2. SIGNATURE OF ADDRESSEE'S AGENT (Agent should enter addressee's name in item 1 above)  
*Carlene Stout*

3. DELIVERY DATE  
*3-8-58* . 19

4. *1106*

3-11-58  
 1106  
 Carlene Stout  
 Hillmick

1958

Register

OHIO  
TOLEDO  
MAR 8  
4 10PM  
1958

POSTMARK OF  
DELIVERING OFFICE

FILED  
MAR 8 1958  
FBI  
391  
FBI

INSTRUCTIONS.—Show name, address and number of  
article below. Complete "Instructions to Delivering  
Employee" on other side, when applicable. Moisten  
summed ends and securely attach to back of article. En-  
dorse front of article RETURN RECEIPT REQUESTED.

RETURN TO  
▼

|                                |  |
|--------------------------------|--|
| REGISTERED NO.                 | NAME OF SENDER<br><i>Wesley Duck</i>             |
| CERTIFIED NO.<br><i>134305</i> | STREET AND NO. OR P. O. BOX<br><i>Box 239</i>    |
| INSURED NO.                    | CITY, ZONE, AND STATE<br><i>Bay Minette, Ala</i> |

310-715-48-3



MAGDALENA HELLMICH,  
Complainant,  
-vs-  
MATH J. HELLMICH,  
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, Sitting in Equity:-

Comes the Complainant, Magdalena Hellmich, and respectfully  
shown unto this Honorable Court the following:-

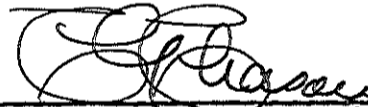
1. That she is over the age of twenty-one years and a  
resident citizen of Baldwin County, Alabama, having been such  
a resident citizen for more than one year; that Math J.  
Hellmich is over the age of twenty-one years and is not a  
resident of the State of Alabama, his last known Post Office  
address being Route #3, Fort Jennings, Ohio.

2. That the Complainant and the Respondent were inter-  
married on the 20th day of October, 1927, and are still husband  
and wife, although on the 5th day of September, 1935, the Resp-  
ondent voluntarily and with no cause, abandoned the bed and board  
of the Complainant in Foley, Baldwin County, Alabama, leaving  
her destitute and with no means of support, and that they have  
not lived together as husband and wife since that time.

3. Complainant further shows that she has received no  
support from the Respondent since the date of his abandonment.  
Complainant further shows unto the Court that the Respondent is  
the owner, in his own name and right, of the following described  
real estate in Baldwin County, Alabama, which he purchased prior  
to their separation, to-wit:- Lot eighteen (18), Thielen and  
Schumacher's Addition to Foley, being in the Northeast Quarter  
(NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29),  
Township seven (7) South, Range four (4) East. Complainant  
further shows that to the best of her knowledge, information  
and belief, the Respondent has no other property or assets,  
either real or personal, in Alabama.

PRAYER FOR PROCESS AND RELIEF

THE PREMISES CONSIDERED, Complainant prays that MATH J. HELLMICH be made a party Respondent to this Bill of Complaint by service by Registered Mail as in the case of non-residents, and the Statutes in such cases made and provided, requiring him to plead, answer or demur within the time, and in the manner provided by law; that upon a final hearing of this cause, that she be awarded the real estate hereinabove described, as and for support and maintenance; that the Respondent, Math J. Hellmich, be directed by the Court to make conveyance to her of all his right, title and interest therein, and on his failure or refusal to execute said conveyance within the period of thirty (30) days, that the Register execute said conveyance in his name and stead, thereby vesting title in the Complainant. Complainant further prays for such other, further, different or general relief to which she may be entitled and as in duty bound she will ever pray.



---

Solicitor for Complainant

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,  
Baldwin County.



Circuit Court, Baldwin County

No. \_\_\_\_\_

4232

\_\_\_\_\_ TERM, 19\_\_\_\_

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon \_\_\_\_\_

*Bath J. Hellwich*

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in  
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against \_\_\_\_\_

\_\_\_\_\_, Defendant

*Bath J. Hellwich*

by \_\_\_\_\_

*Mardaleua Hellwich*

\_\_\_\_\_, Plaintiff

Witness my hand this \_\_\_\_\_

*4<sup>th</sup>*

day of \_\_\_\_\_

*Mar*

19 *54*

*4th*

*Daniel J. ...*

\_\_\_\_\_, Clerk

The State of Alabama,  
Baldwin County.

No. 4232 ..... CIRCUIT COURT, IN EQUITY.

MAGDALENA HELLMICH ..... Complainant.....

Vs.

MATH J. HELLMICH ..... Defendant.....

Motion is hereby made for a Decree Pro Confesso against .....

MATH J. HELLMICH ..... Defendant.....

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant....., and that said summons was duly served by Registered Mail, according to law, and that said Defendant..... ha...s. failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 21st day of April, 19 58

....., Solicitor.

**THE STATE OF ALABAMA**  
**Baldwin County**

**CIRCUIT COURT, IN EQUITY**

MAGDALENA HELLMICH

**Vs.**

MATH J. HELLMICH

**MOTION FOR DECREE PRO CONFESSO**  
**AFTER NOTICE BY REGISTERED MAIL**

Filed **FILED**, 19.....

**APR 23 1958**

**ALICE J. DUCK, Register**

Register.

Recorded in ..... Record,

Vol. .... Page .....

Register.

**RECORDED**

MAGDALENA HELLMICH

---

Vs.

---

MATH J. HELLMICH

---

**CIRCUIT COURT OF  
Baldwin County.**

IN EQUITY

In this cause it being made to appear to the Register that on the \_\_\_\_\_ day of \_\_\_\_\_, 19 58, a copy of the Bill of Complaint filed in this cause was sent to Math J. Hellmich

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on the 11th day of March, 19 58, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said Math J. Hellmich

Defendant

This the 22nd day of April, 19 58

*W. J. ...* Register.

RECORDED

No. 4232

CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

In Equity.

MAGDLENA HELMICH

Vs.

MATH J. HELMICH

DECREE PRO CONFESSO AFTER  
NOTICE BY REGISTERED MAIL

Filed in office this \_\_\_\_\_ day of

\_\_\_\_\_, 19

\_\_\_\_\_, Register

Entered in O. B. \_\_\_\_\_ Page \_\_\_\_\_

FILED  
APR 23 1958  
ALICE L. BARK, Register

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100-551104

MAGDALENA HELLMICH

vs.

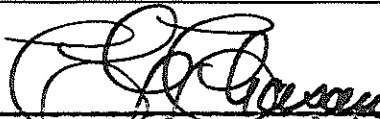
MATH J. HELLMICH

THE STATE OF ALABAMA  
Baldwin County

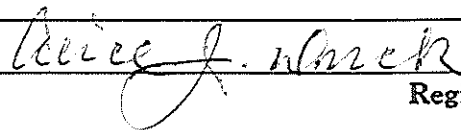
IN EQUITY  
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint,  
Motion for Decree Pro Confesso after Notice by Registered Mail,  
Decree Pro Confesso after Notice by Registered Mail, Commission  
to take Depositions, and Testimony of Magdalena Hellmich and Frank  
Hellmich

and in behalf of Defendant upon



Solicitor for Complainant



Register.



No. ....

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

**MAGDALENA HELLMICH**

**VS.**

**MATH J. HELLMICH**

**Note of Testimony**

Filed in Open Court this

day of \_\_\_\_\_, 19

**FILED**  
**OCT 11 1930**  
**ALICE J. DUCK, CLERK**  
**REGISTER**

**Register.**

MAGDALENA HELMICH,  
Complainant,  
-vs-  
MATH J. HELLMICH,  
Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

BOOK 272 PAGE 13

DECREE

It has been made to appear to the Court that Math J. Hellmich and Magdalena Hellmich were married on the 20th day of October, 1927, and have not lived together as man and wife since the 5th day of September, 1935, the Respondent, Math J. Hellmich, having abandoned the bed and board of the Complainant, Magdalena Hellmich, on or about that time.

And it further being shown to the satisfaction of the Court by the testimony submitted in this cause, that the Respondent, Math J. Hellmich, has contributed nothing to the support of the Complainant, Magdalena Hellmich, since September of 1935, and it having been further made to appear to the satisfaction of the Court that the said Math J. Hellmich owned, at the time of separation, from the said Magdalena Hellmich, certain real estate in Baldwin County, Alabama, which was purchased under a State Tax Deed in the year 1935, to-wit, Lot eighteen (18), Thielen-Schumaker Addition to the Town of Foley, and,

It having been made to appear to the satisfaction of the Court that the said Magdalena Hellmich is in need of support and maintenance, and none having been received from her said husband, as aforesaid,

And it being made to appear to the satisfaction of the Court that the said Respondent has voluntarily and with no cause, abandoned the bed and board of the said Complainant,

And it being found by the Court that the Complainant is occupying certain properties in Baldwin County, Alabama, the legal title of which is in the name of the Respondent, to-wit, Lot eighteen (18), Thielen and Schumakers Addition to the Town of Foley, being in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29), Township seven (7)

BOOK 272 PAGE 14

South, Range four (4) East, and it having been made to appear to the Court that the Respondent in no wise recognizes and assumes his legal obligations of support, and maintenance, of the Complainant herein,

And it being made to appear to the satisfaction of the Court that the Respondent herein has not supported or contributed to the support of the Complainant herein, and that it would be to the best interest of the Complainant herein to have the ownership of the real estate described in the Bill of Complaint,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Complainant, Magdalena Hellmich, be and she hereby is, awarded all right, title and interest of the said Math J. Hellmich, in and to that certain real estate in Baldwin County, Alabama, described as Lot eighteen (18), of Thielen and Schumakers Addition to the Town of Foley, being in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29), Township seven (7) South, Range four (4) East, Baldwin County, Alabama, for her maintenance and support, and that the said Math J. Hellmich be and he is hereby directed by the Court to make conveyance to her of all his right, title and interest therein,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon his failure or refusal to execute said conveyance within a period of thirty (30) days from and after this date, that the Register of this Court may execute said conveyance in his name and stead, and in his behalf, thereby vesting all his right, title and interest in the Complainant, Magdalena Hellmich,

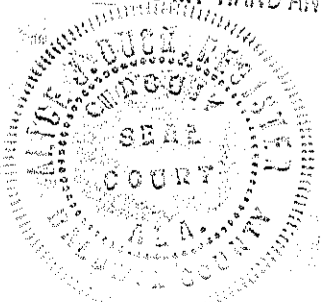
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a copy of this Decree be placed of record in the office of the Judge of Probate of Baldwin County, Alabama.

DONE this the 11th day of October, 1958.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in above stated cause, which said decree is on file and enrolled in my office.

WITNESS MY HAND AND SEAL THIS THE 3 day of Nov, 1958

Hubert M. Hall  
Judge of Probate



Alice J. Duck  
Register of Circuit Court, in Equity

STATE OF ALABAMA, BALDWIN COUNTY  
filed 11-13-58 3 P. M.  
Recorded MR. Stewart book 272 page 13-14  
Judge of Probate by



Register of Deeds Court in Equity  
STATE OF VIRGINIA  
BALDWIN COUNTY

Index of Entries  
1  
11-13-18  
36-M  
13774

JUDGE OF PROBATE  
HUBERT M. HALL

WITNESSETH MY HAND AND SEAL THIS 13th DAY OF OCTOBER 1928.  
HUBERT M. HALL, Register of the Circuit Court of Baldwin County,  
Georgia.

DONE this 13th day of October, 1928.  
Proctor of Baldwin County, Virginia.

This decree be placed of record in the office of the Judge of

IT IS FURTHER ORDERED, ATTORNEY AND DECKED that a copy of  
in the Complaint, Magdalena Helwich,  
in his behalf, thereby vesting all his right, title and interest

this Court may execute said conveyance in his name and deed, and  
thirty (30) days from and after this date, that the Register of  
failures or refusal to execute said conveyance within a period of  
IT IS FURTHER ORDERED, ATTORNEY AND DECKED that upon his

part of all his right, title and interest therein,  
demand he is hereby directed by the Court to make conveyance to

for her maintenance and support, and that the said Mach T. Helwich  
seven (7) acres, Range Four (4) East, Baldwin County, Virginia,  
Southwest Quarter (SW) of Section twenty-nine (29), Township

to the town of Foley, being in the North-East Quarter (NE) of the  
described as lot eighteen (18), of Threlen and Schummers Addition  
in and to that certain real estate in Baldwin County, Virginia,  
awarded all right, title and interest of the said Mach T. Helwich,

that the Complaint, Magdalena Helwich, be and she hereby is,  
IT IS FURTHER ORDERED, ATTORNEY AND DECKED by the Court  
the real estate described in the Bill of Complaint,  
best interest of the complainant herein to have the ownership of

subject of the Complaint herein, and that it would be so the  
that the Respondent herein has not supported or contributed to the  
and it being made to appear to the satisfaction of the Court

complaint herein,  
the legal obligations of support, and maintenance of the  
the Court that the Respondent in no wise recognized and assumed

complaint, Range Four (4) East, and it having been made to appear to

Magdalena Helwich

59

Helwich

59

R-200

ms. Dec 1928

AT 575 1928

12-14-28

272-13-4

STATE OF ALABAMA

BALDWIN COUNTY

WHEREAS, that on the 14th day of October, 1958, a Decree was rendered in the Circuit Court of Baldwin County, Alabama, in Equity, wherein it was provided that Math J. Hellmich convey to Magdalena Hellmich certain real estate in Baldwin County, Alabama, hereinafter more particularly described, and,

WHEREAS, said Decree further provided that upon the failure or refusal of the said Math J. Hellmich to execute said conveyance within a period of thirty (30) days from and after the date of issuance of said Decree, that the Register of the Court should execute said conveyance in his name and stead, and in his behalf, thereby vesting all of his right, title and interest in said property to the said Magdalena Hellmich, and,

WHEREAS, a copy of said Decree was placed of record in the office of the Judge of Probate of Baldwin County, Alabama, on the \_\_\_\_\_ day of \_\_\_\_\_, 1958, being recorded in \_\_\_\_\_ Book \_\_\_\_\_, Pages \_\_\_\_\_, and,

It having been made to appear to the satisfaction of Alice J. Duck, Register in Equity, of the Circuit Court of Baldwin County, Alabama, that the said Math J. Hellmich has failed or refused to execute said conveyance to this date,

NOW, THEREFORE, THIS INDENTURE, made and entered into by and between MATH J. HELLMICH, acting by and through Alice J. Duck, Register in Equity, of the Circuit Court of Baldwin County, Alabama, hereinafter referred to as party of the first part, and MAGDALENA HELLMICH, hereinafter referred to as party of the second part, WITNESSETH:-

That in consideration of and conformity with the Decree of the Circuit Court of Baldwin County, Alabama, in Equity Sitting, Math J. Hellmich, acting by and through Alice J. Duck, Register, as aforesaid, herein referred to as party of the first part, has and by these presents does hereby REMISE, RELEASE, QUIT CLAIM and CONVEY unto Magdalena Hellmich, herein referred to as the party of the second part, the following described real property situated in Baldwin County, Alabama, viz:-

Lot eighteen (18) of Thielen and Schumaker's Addition to the Town of Foley, being in the Northeast Quarter (NE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section twenty-nine (29), Township seven

2587

(7) South, Range four (4) East.

TO HAVE AND TO HOLD unto the said Magdalena Hellmich, her heirs and assigns, FOREVER.

IN WITNESS WHEREOF, the said Math J. Hellmich, acting by and through Alice J. Duck, as Register as aforesaid, has hereunto set his hand and affixed his seal, on this the \_\_\_\_\_ day of December, 1958.

Math J. Hellmich SEAL

BY: \_\_\_\_\_  
Register

STATE OF ALABAMA

BALDWIN COUNTY

I, \_\_\_\_\_, a Notary Public in and for said County in said State, hereby certify that ALICE J. DUCK, whose name as Register of the Circuit Court of Baldwin County, Alabama, In Equity, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of the said instrument, she, as such Register, and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and Notarial Seal hereto affixed by me on this the \_\_\_\_\_ day of December, 1958.

(affix Seal)

\_\_\_\_\_  
Notary Public, Baldwin County  
State of Alabama

4232

(7) South, Range/low (4) East.

TO HAVE AND TO HOLD unto the said Magdalena Helmlich, her

heirs and assigns, FOREVER.

IN WITNESS WHEREOF, the said Math J. Helmlich, acting by

and through Alice J. Duck, as Register as aforesaid, has hereunto

set his hand and affixed his seal, on this the \_\_\_\_\_ day of

December, 1958.

SEAL

Math J. Helmlich

Register

STATE OF ALABAMA

BALDWIN COUNTY

I, \_\_\_\_\_, a Notary Public in

and for said County in said State, hereby certify that ALICE J.

DUCK, whose name as Register of the Circuit Court of Baldwin

County, Alabama, in HUNTY, is signed to the foregoing instru-

ment, and who is known to me, acknowledged before me on this

date that being informed of the contents of the said instrument,

she, as such Register, and with full authority, executed the

same voluntarily on the day the same bears date.

Given under my hand and Notarial Seal hereunto affixed by me

on this the \_\_\_\_\_ day of December, 1958.

Notary Public, Baldwin County  
State of Alabama

(Seal)