Susie P. Swift, George R. Swift,
Miriam Swift Martyn, Emily M.
Swift, Eleanor B. Swift, Susie
Cornelia Swift, and Ira P. Swift,
John B. Swift, Amelia A. Swift,
Florence R. Swift and Edward G. Swift,
minors, by George R. Swift, their
legal guardian,
Complainants.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY, NO. 62,

Chustale!

versus

George H. Hoyle and William H. Swift, Respondents.

Personally appeared before me, T. W. Richerson, Register of the Circuit Court of Baldwin County, in the State of Alabama, Charles Hall, Solicitor and Agent of Complainants, who being duly sworn, deposes and says that he is informed and verily believes that William H. Swift, one of the respondents in the above styled cause is a non-resident of the State of Alabama, but that he has made diligent inquiry and search and has been unable to ascertain the place of his residence and that said respondent is, in the belief of affiant, over the age of twenty-one years of age.

Sworn to and subscribed before me this 19th day of December, 1917.

Register.

STATE OF ALABAM,)
BALDWIN COUNTY.)

IN THE CIRCUIT COURT,
IN EQUITY.

TO THE HONORABLE, THE CIRCUIT COURT, OF BALDWIN COUNTY, ALABAMA AND TO THE HON. A. E. GAMBLE, JUDGE THEREOF:

Your Orator Horace White, respettfully represents and shows unto your Honor as follows:

First.

That he is over the age of awenty-one years and has been a bona fide resident of the State of Alabama for a period of more than three years next preceding the filing of this bill and resideng at Lottie, Alabama.

. That Carrie White is over the age of Twenty-one yaers and resides at Perdido Station, Alabama, Baldwin County.

Sport Second.

That Orator and Carrie White were markied a number of years ago and lived together as man and wife until, to-wit: December 1st, 1915, at which time the said Carrie White voluntarily abandoned and deserted your Orator, and has not lived with him since.

Prayer for process.

The premises considerad, your Orator respectfully prays that the said Carrie White be made party respondent to this bill of complaint by the usual process of this Honorable Court, and that she be required to demur, plead to or answer the same within the time and under the penalties as provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause Your Honor will grant unto Orator and absolute divorce from the said Carrie White and that he be again allowed to contract marriage; that Your Honor will grant unto Orator such other further and different releif as he may in equity and justice be entitled.

Tiled Dec 19th 1917 Par, Richard Rigister Foot Note:

The respondent, Carrie White, is required to answer each and every allegation of the foregoing bill of complaint, numbered from One to Two inclusive, but not under oath, answer under oath being hereby expressly waived.

Page & Moorer,
SOLICITORS FOR COMPLAINANT.

Susie P. Swift, George R. Swift, Miriam	
Swift Martyn, Emily M. Swift, Eleanor B. Swift, Susie Cornelia Swift, and Ira P. Swift, John	
B. Swift, Amelia A. Swift, Florence R. Swift,	THE STATE OF ALABAMA,
end Edward G. Swift, minors, by George R.	Beldwin COUNTY.
Swift, their legal guardian.	
Compleinents.	
vs.	<b>)</b>
	CIRCUIT COURT, IN EQUITY HO62
George H. Hoyle and William H. Swift,	
	This the 19th day of
Respondents.	
2:0 Dinarrater 624	Decomber 1917
	<b>Т</b>
In this cause it being made to appear to the great of this Court by t	the affidavit of Charles Hall
Solicitor for and agent of complainants above na	amed, that William H.
that the Defendants 32+ and of the	
that the Paradert Swift, one of the respondents in the	-800 19-811 Te G-GSH SG 18
a new modelant of the State of Alabama but that	t ha haa maa siliaant
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# BALDWIN

ABNER J. SMITH, PROPRIETOR

## DEVOTED TO THE INTEREST OF BALDWIN COUNTY AND HER PEOPLE

PUBLISHED EVERY THURSDAY

SUBSCRIPTION: \$1.00 PER YEAR IN ADVANCE

ADVERTISING RATES ON APPLICATION

Notice to Non-Resident, No. 62.

Susie P. Swift, George R. Swift, Miriam Swift Martyn, Emily M. Swift, Eleanor B. Swift, Susie Cor-nelia Swift, and Ira P. Swift, John B. Swift. Amelia Florence R. Swift, and Edward G. Swift, minors, by George R. Swift, their legal guardian. Complainants. vs. George H. Hoyle and William H. Swift, Respondents. The State of Alabama, Baldwin County. Circuit Court, In Equity. This the 19th day of December\_1

Kgin EKED O' NELSO Ages from 4 to 8 years. TELEPHONE No. 7, LOCAL AND LONG DISTANCE

BAY MINETTE, ALA.,

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA. BALDWIN COUNTY.

ABNER J. SMITH, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Pay Minette, Baldwin County, Alabama; that the notice hereto attached of

NOTICE TO NON-RESIDENT No. 62

Baldwin County, Alabama Circuit, Court, in Equity.

Susie P. Swift, George R. Swift, Miriam Swift Wartyn, Emily M. Swift, Eleanor B. wift, Susie Cornelia Swift, Tra P. Swift, John B. Swift, Amelia A. Swift, Florence R. Swift, and Edward G. Swift, Minors, by Geo. R. Swift, their legal Guardian, Complainants,

George R. Hoyle and William H. Swift, Respondents, Was published in said Newspaper for 4 consecutive weeks

in the following issues:

Date of first publication_	December 20th, 1917	Vol	No44	
"" second "" _	December 27th, 1917		45 No.	
third	January 3rd, 1918	28	46	•
ff fourth ff	January 10th, 1918	28	NO47	
name (* 175 <b>fourth</b> (* 175 gas) <u> </u>		Vol	_ No	

Subscribed and sworn to before the undersigned

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Seesie Poleigh

THE STATE OF ALABAMA,

Salding Course

IN EQUITY, Do C

CIRCUIT COURT OF

Addison

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, Graffer of fullication of notice to more formation of Milliam Holliam of Anower of Complaint, William Holliam of Druge of Holliam of Druge of Milliam of Druge of Macainer of Macainer of Receivers

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No.62		
THE STATE OF ALABAMA,		
IN EQUITY,		
CIRCUIT COURT OF		i
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_	THE	STATE	OF ALARAM	- 2

CIRCUIT COURT, IN EQUITY.

......Complainant 3

having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

No 62 Page		
THE STATE OF ALABAMA,		
Halden County.		
CIRCUIT COURT, IN EQUITY.		
Susie P. Swift		
Geo H Horle		
REQUEST FOR DECREE IN VACATION.		
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forever; complainant prays for such further or other or different relief as complainants may be entitled to, and to your Honor may seem meet.

#### FOOT NOTE.

Each respondent is required to answer all the allegations of each paragraph of the foregoing bill of complaint from first to sixth paragraph, both inclusive, but not under oath, answer under oath being hereby expressly waived.

The State of Alabama,

Baldwin County.

Before me, Cornelia Hall, a Notary Public for said County in said State, personally appeared Charles Hall, who being sworn says on oath, that, he is the solicitor and agent for the complainants in the foregoing bill of complaint and duly authorized to act as such in this matter and that he has been informed and believes, and upon such information and belief, believes the allegations as alledged in the foregoing bill of complaint as therein stated to be true. Tehasball'

Sworn to and subscribed before me this 19th, day of December, 1917.

Notary Public, Baldwin County, Ala.

### EXHIBIT "A".

The State of Alabama,

Court of Probate.

Baldwin County.

March 1st, 1913.

BE IT REMEMBERED AND MADE KNOWN TO ALL WHOM IT MAY CONCERN:

That on the application of George R.Swift to my said Court, I have caused these letters of guardianship to issue in favor of the said George R.Swift in and upon the persons, goods and chattels. rights and credits of William H.Swift, Susie C.Swift; Ira P.Swift, John Byard Swift, Amelia A.Swift, Florence R. Swift and Edward Gavin Swift and in every case which occasion may require, the said George R.Swift is authorized to bring suit and be sued as the lawful guardian to the said William H.Swift, Susie C.Swift, John Byard Swift, Amelia A.Swift, Florence R.Swift and Edward Gavin Swift.

WITNESS, J.H.H.Smith, Judge of said Court, this 1st, day of March A.D., One thousand nine hundred and Thirteen.

J.H.H.Smith, Judge of Probate.

(Seal)

Tiled Dec 19 au 9. T.W. Riccinson Degiscon.

The 62,

Susie P. Swift, et al,

In the Circuit Court of

George H. Hoyle, et al. : In Equity - No. 62

How comes William H.Swift, one of the respondents in the above entitled cause, and says that he has read the allegations of the bill of complaint filed in this cause on the 19th, day of December 1917, from paragraph one to six, inclusive, and prays the Court to grant the relief prayed for in said bill of complaint.

William H Dwift

Filed Mar States Tho Rejudin

Susie P. Swift, et als : In the Circuit Court of Baldwin County.

George H. Hoyle, et al :

In Equity - No. 62

Now comes the defendant, George H. Hoyle, and admits the allegations of the first, second, third, fourth, fifth and sixth paragraphs of the bill of complaint, and joins with the complainants in the prayer for relief.

Surie P. Swift, what

Geo. H. Hoyle, when

Answer of
Geo. H. Hoyle

Filed Jany 9th 1918

Two Meening

Register

Susie P. Swift, etals
vs
George H. Hoyle, et al

Edward Gavin Swift.

In the Circuit Court of Baldwin County,
In Equity - No. 62.

This cause being submitted for final decree on the pleadings as noted by the Register, the court is of the opinion that the complainants are entitled to the relief prayed for. It is, therefore, ordered, adjudged and decreed that the title to the following described lands, to-wit: S. E. 1/4 and E. 1/2 of S. W. 1/4, and N. W. 1/4 of S. W. 1/4, and S. W. 1/4 of N. W. 1/4, of Section 7; N. W. 1/4 of S. E. 1/4, and N. E. 1/4 of S. W. 1/4, of Section 14; E. 1/2 of the N. W. 1/4, and N. W. 1/4 of N. W. 1/4, and N. 1/2 of S. E. 1/4, and N. E. 1/4 of S. W. 1/4, of Section 17; and N. E. 1/4 of N. E. 1/4 of S. W. 1/4, of Section 17; and N. E. 1/4 of N. E. 1/4 of Section 18; all in Tp. 8 S. R. 3 E., in Baldwin County, Alabama, be and the same is hereby divested out of the said George H. Hoyle, and the title thereto is hereby invested in the said Susie P. Swift, George R. Swift, Miriam Swift Martyn, Emily M. Swift, Eleanor B. Swift, William H. Swift, Susie Cornelia Swift, Ira P. Swift, John B. Swift, Amelia A. Swift, Florence R. Swift, and

It is further ordered, adjudged and decreed that the title to the following described and, to-wit: The S. 1/2 of the N. E. 1/4 of Section 17, Tp. 8 S., R. 3 E., Baldwin County, Alabama, be and the same is hereby divested out of the complainants and the defendant William H. Swift, and is hereby invested in the said George H. Hoyle.

It is further ordered, adjudged and decreed that the costs of this cause be paid by the complainants, for which let execution issue.

Done this 4 day of March, 1918,

Judge.

Filed 3/15-1918 TiW. Riccion Register

Page 20.

2015

FOR SALE BY GEO. D. BARNARD & CO., ST. LOUIS,

Solicitor. Chas Hall Liled .... December ... 19th .... 19 17. OKIGINAL BILL. Defendant..... George H Hoyle and William Complainant Susie P Swift Et --- ala GIEGULT COURT, IN EQUITY.

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Susie P.Swift, George R.Swift,
Miriam Swift Martyn, Emily M.
Swift, Eleanor B.Swift, Susie
Cornelia Swift, and Ira P.Swift,
John B.Swift, Amelia A.Swift,
Florence R.Swift and Edward G.Swift,
minors, by George R.Swift their
legal Guardian,
Complainants.

OF BALDWIN COUNTY, ALABAMA.

IN EQUITY No. 62,

Versus.

George H.Hoyle and William H. Swift, Respondents.

TO THE HONORABLE A.E.GAMBLE, JUDGE OF THE SECOND JUDICIAL CIRCUIT OF THE STATE OF ALABAMA:

The Bill of Complaint of Susie P.Swift, George R. Swift, Miriam Swift Martyn, Emily M.Swift, Eleanor B.Swift, Susie Cornelia Swift, and Ira P.Swift, John B.Swift, Amelia A.Swift, Florence R.Swift and Edward Gavin Swift, minors, by George R. Swift their legal Guardian, Complainants, against George H.Hoyle and William H.Swift, Respondents, respectfully shows unto your Honor.

#### FIRST.

The complainants Susie P.Swift, Emily M.Swift and Eleanor B.Swift over twenty-one years of age, and Florence R.Swift and Edward Gavin Swift, minors under fourteen years of age live with their Mother, Susie P.Swift at Bon Secour, Alabama; George R.Swift, over twenty-one years of age is a non-resident of the State of Alabama, and resides at Knoxo, Mississippi; Miriam Swift Martyn over twenty-one years of age, is a non-resident of the State of Alabama and resides at Calexico, California; Susie Cornelia Swift over twenty-one years of age resides at No.19 Ann St., in Mobile, Alabama, and Ira P.Swift, a minor over fourteen years of age is attending college at West Point, New York; John B.Swift, a minor over fourteen years

## PRAYER FOR RELIEF.

Complainant prays the Court to take jurisdiction of this cause and upon the hearing of same make such orders and decrees as may be proper and necessary in the premises to divest out of the said George H. Hoyle all title or interest he has in and to the Southeast quarter and East half of Southwest quarter, and Northwest quarter of Southwest quarter and Southwest quarter of Northwest quarter of Section seven; and Northwest quarter of Southeast quarter and Northeast quarter of Southwest quarter of Section fourteen; and East half of Northwest quarter, and Northwest quarter of Northwest quarter and North half of Southeast quarter and Northeast quarter of Southwest quarter of Section Seventeen, and Northeast quarter of Northeast quarter of Section eighteen, all in Township eight South of Range three East, containing 680 acres, more or less, and invest and confirm the title to the said  $SE_{\frac{1}{2}}$  and  $E_{\frac{1}{2}}$  of  $SW_{\frac{1}{4}}$ , and  $NW_{\frac{1}{4}}$  of  $SW_{\frac{1}{4}}$  and  $SW_{\frac{1}{4}}$  of  $NW_{\frac{1}{4}}$  of  $SW_{\frac{1}{4}}$  and  $SW_{\frac{1}{4}}$  of  $SW_{\frac{1}{4}}$  and  $SW_{\frac{1}{4}}$  of  $SW_{\frac{1}{4}}$  of SWNW2 of SE2 and NE2 of SW2 of Section 14; and E2 of NW2 and NW2 of NW2 and  $N_2$  of SE2 and NE2 of SW2 of Section 17 and NE2 afone of Section 18, all in Tp. 8 S.R.3 E., in and to the said Susie P.Swift, George R. Swift, Miriam Swift Martyn, Emily M.Swift, Eleanor B.Swift, William H. Swift, Susie Cornelia Swift, Ira P.Swift, John B.Swift, Amelia A.Swift, Florence R.Swift and Edward Gavin Swift and Ranfirmxkes to their heirs and assigns, TO HAVE AND TO HOLD forever; and also make such orders and decrees as may be proper and necessary to divest out of the said Susie P.Swift, George R.Swift, Miriam Swift Martyn, Emily M.Swift, Eleanor B.Swift, William H.Swift, Susie Cornelia Swift, Ira P.Swift, John B. Swift, Amelia A. Swift, Florence R. Swift and Edward Gavin Swift all title or interest they have in and to the South half of Northeast quarter of Section seventeen, in Township eight South of Range three East, and invest and confirm the title to the said  $S_2^1$  of  $NE_4^1$  of Section 17, Tp. 8 S.R.3 E., into the said George H. Hoyle and to his heirs and assigns

Southeast quarter; East half of Southwest quarter; Northwest quarter of Southwest quarter and Southwest quarter of Northwest auarter of Section seven; Northwest quarter of Southeast quarter and Northeast quarter of Southwest quarter of Section fourteen; East half of Northwest quarter: Northwest quarter of Northwest quarter; North half of Southeast quarter and Northeast quarter of Southwest quarter of Section seventeen, and Northeast quarter of Northeast quarter of Section eighteen, all in Township eight South of Range three East, containing 680 acres, more or less, out of the said George H. Hoyle into the said Susie P. Swift, George R.Swift, Miriam Swift Martyn; Emily M.Swift; Eleanor B.Swift; William H.Swift; Susie Cornelia Swift; Ira P.Swift; John B.Swift; Amelia A.Swift; Florence R.Swift and Edward Gavin Swift, and also todovest the said undivided interest in and to the South half of Northeast quarter of Section seventeen, in Township eight South of Range three East, containing eighty acres, more or less, out of the said Susie P.Swift. George R.Swift, Miriam Swift Martyn; Emily M. Swift; Eleanor B.Swift; William H.Swift; Susie Cornelia Swift; Ira P.Swift; John B.Swift; Amelia A.Swift, Florence R.Swift and Edward Gavin Swift into the said George H. Hoyle.

#### SIXTH.

That a copy of the letters of Guardianship issued to the said George R.Swift as guardian of the minors named in the first paragraph of this bill of complaint are hereto attached and marked Exhibit "A"

### PRAYER FOR PROCESS.

Complainant prays that, by the State's writ of subpoens or by process of publication, as may be appropriate, each of said respondents and all persons claiming under, such of them as, if any be made respondents to this bill of complaint and be commanded to demur to, plead to or answer this bill of complaint within the time allowed by law, and in default thereof that a decree pro-confesso be taken against them or any one or more of them so in default.

also owns ar undivided one half interest in said lands; that the said George H.Hoyle also owns an undivided one third interest in the North-west quarter of Southeast quarter, and Northeast quarter of Southwest quarter of Section fourteen; South half of Northeast quarter, East half of Northwest quarter, and Northwest quarter of Northwest quarter, North half of Southeast quarter and Northeast quarter of Southwest quarter of Section seventeen; and Northeast quarter of Northeast quarter of Section eighteen, all in Township eight south, Range three East, containing 440 acres, more or less; and the said complainants and the said William H.Swift own an undivided two-thirds interest in the lands herein described being in Sections 14, 17 and 18, in said Township 8 S.R.3 E.

#### FOURTH.

That the said George H.Hoyle is in actual possession of the S½ of N.E.½ of Section 17, in Township 8 S.,R.3 E.,Baldwin County,Alabama,containing 80 acres,more or less, and the complainants,together with the defendant William H.Swift are in actual possession of all of the other lands described in the bill of complaint; that the complainants and the said George H. Hoyle are desirous that the interest of the said Hoyle in all of said lands be segregated from that of the complainants and the said William H.Swift, and complainants aver that a fair and equitable division of said lands would be to set apart to the said Hoyle the 80 acres now actually possessed by him, and to set apart all other lands described in the bill of complaint to the complainants and the said William H.Swift. Complainants further aver that such partition would be to the interest of the minor complainants, as well as to the other parties to this cause, as the said George H.Hoyle has threatened to institute proceedings to have said lands sold or divided, which proceedings would entail a large expense.

#### FIFTH.

complainants call upon each of the said respondents above named and each of said respondents described or referred to in this bill of complaint to show cause, if any they have, why the Judge of this Honorable Court should not take jurisdiction of this cause and make a division of the lands described in this bill of complaint between the complainants and respondents named in this bill of complaint so as to divest the said undivided interest or claim in and to the

of age attending the A. & M. College in the State of Mississippi, and Amelia A. Swift a minor over fourteen years of age and attending school at Tallahasa, Florida; all of said minors are residents of the State of Alabama and make their home with their mother, Susie P. Swift, at Bon Secour. Alabama.

#### SECOND.

The respondents are each over twenty-one years of age and the said George H.Hoyle resides at Battles Wharf, in the State of Alabama; that the residences and post office address of the said William H.Swift is unknown to complainants but when last heard of was in New Orleans, Louisana; that complainants have made diligent search and inquiry to ascertain the residence and address of the said William H.Swift but have been unable to do so.

#### THIRD.

That the complainants and respondents are the joint owners of the real property in Baldwin County, State of Alabama, described as follows:

The Southeast  $(SR_{\frac{1}{4}})$  quarter; East  $(E_{\frac{1}{2}})$  half of Southwest  $(SW_{\frac{1}{4}})$  quarter; Northwest  $(NW_{\frac{1}{4}})$  quarter of Southwest  $(SW_{\frac{1}{4}})$  quarter of Northwest  $(NW_{\frac{1}{4}})$  quarter of Section Seven (7) containing 320 series  $(SW_{\frac{1}{4}})$  quarter of Section

and Southwest (SW\(\frac{1}{4}\)) quarter of Northwest (NW\(\frac{1}{4}\)) quarter of Section Seven (7), containing 320 acres, more or less;

The Northwest quarter (NW\(\frac{1}{4}\)) of Southeast (SE\(\frac{1}{4}\)) quarter and Northeast (NE\(\frac{1}{4}\)) quarter of Southwest (SW\(\frac{1}{4}\)) quarter of Section Fourteen (14); South half (S\(\frac{1}{2}\)) of Northeast (NE\(\frac{1}{4}\)) quarter; East of Northwest (NW\(\frac{1}{4}\)) quarter; North (N\(\frac{1}{2}\)) half of Southeast (SE\(\frac{1}{4}\)) quarter and Northeast (NE\(\frac{1}{4}\)) quarter of Southwest (SW\(\frac{1}{4}\)) quarter of Section Seventeen (17); and Northeast (NE\(\frac{1}{4}\)) quarter of Northeast (NE\(\frac{1}{4}\)) quarter of Section Eighteen (18), containing 440 acres, eight (8) South of Range three (3) East;

that they each own an undivided interest in the lands hereinabove described, that is to say, the said George H.Hoyle owns an undivided one half interest in the Southeast quarter and East half of Southwest quarter and Northwest quarter of Southwest quarter and Southwest quarter of Northwest quarter of Section seven, in Township eight South of Range three East, containing 320 acres, more or less, and the said complainants and the said William H.Swift

Largest Weekly Circulation in South Alabama Bay Minette, Ala., Susie P. Swift, et al NOTICE TO NON-BESTEENT, George H. Hoyle, et al No. 62. ABNER J. SMITH, FINE JOB PRINTING BEST AD FRITISING MEDIUM PROMPT SERVICE. LOWEST PRICES. LOCAL AND LONG QUISTANCE TELEPHONE \$10.26