

INFORMATION:

To obtain a receipt showing delivery, indorse the article across the face. Receipt desired. A check mark (✓) or (V) in the space after the words "Receipt desired," the letter "A" in the space after the words "Delivery restricted to addressee in person," or the letter "O" after the words "Delivery restricted to addressee on order," indicates that a return receipt is desired, or that delivery is restricted as stated. The absence of a check mark or of the letters "A" and "O" indicates that no return receipt is desired and that delivery is not restricted.

Letter Parcel No. 1023 P. O., BAY MINETTE, ALA.  
Received for registration 1918, from  
addressed to J. M. Rogers  
2833-43 Shuford Ave  
Receipt desired  Delivery restricted  To addressee in person  
(See printed information on this receipt.) To address or order  
class postage prepaid. Postmaster, per [Signature]

RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Emil J. Bihler

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, April 12, 1918

Form 3811

66-4110

Filed 4/13/18  
Providence  
Register

RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

2517

*John R. Foley*

(Signature or name of addressee.)

(Signature of addressee's agent)

Date of delivery:

*Apr 12*, 1918

Form 3811

*Filed for  
Postmaster  
Register*

0 5-0110

*Bay Minette, Ala.,* May 11th, 1918

M

John M. Green, Complainant

NON-RESIDENT NOTICE

vs

Heirs at Law of James E. Girard, deceased, et al

# THE BALDWIN TIMES

ABNER J. SMITH, PROP.

FINE JOB PRINTING. BEST ADVERTISING MEDIUM

PROMPT SERVICE. LOWEST PRICES.

LOCAL AND LONG DISTANCE TELEPHONE

To publishing above Notice in The Baldwin Times in issues of  
April 18th, 25th, and May 2nd and 9th, 1918:

513 words @  $4\frac{1}{2}$  cents per word.....\$23.08

A 25 per cent discount will be allowed on above bill if paid with  
ten days of May 18th, 1918.

Acts of Legislature of 1915, at page 604, entitled an Act to Regulate and Prescribe the manner of giving notice of any and all proceedings in the courts for non-residents of the State and County in which proceedings are pending, the Complainant having made affidavit that such defendants were not in the military service, and it having been further shown by due proof to the Court that said defendants are non-residents to the State of Alabama, and having failed to answer, plead or demur to the bill in this cause to the date hereof, A motion is hereby made for a decree pro confesso against Jake Markenstein on the ground that more than thirty days have elapsed since perfection of service was had upon such defendant, complainant having filed his affidavit that such defendant is not in Military service and it having been shown by due proof of the court that the said defendant has failed to answer, plead or demur to the bill in this cause to the date hereof.

This the 27th day of June, 1918,

*Richard Austin Beche*  
Solicitors for Complainant.

Filed 6/27-18  
T. W. Morrison  
Register

STATE OF ALABAMA )  
BALDWIN COUNTY. )

NO. 79.

CIRCUIT COURT, IN EQUITY.

JOHN M. GREEN,  
COMPLAINANT.

VS

ANDREW J. JORDAN, ET AL,  
DEFENDANTS. )

Motion is hereby made for a decree pro confesso against the unknown heirs of Andrew J. Jordan, deceased, and the unknown heirs of James E. Girard, deceased, defendants in the above styled cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under an order of this court, Complainant having filed his affidavit that it cannot be ascertained whether or not such defendants are in the military service, and the Judge of this Court having on the 26th day of June, 1918, made and entered an order directing that the Register of this Court grant and enter a decree pro confesso against all of said respondents named or described as unknown in said original bill of complaint. And it having been shown by due proof to the Court that the residences of said defendants are unknown and cannot be ascertained upon diligent inquiry, but that they are believed to be non-residents of the State of Alabama, and they having failed to answer, plead, or demur to the bill in this cause to the date hereof, motion is hereby made for a decree pro confesso against John B. Foley and Emil J. Bihler, non-resident defendants in the foregoing cause on the ground that more than thirty days have elapsed since perfection of publication was made under an order of this Court, and since service was further had upon such defendants as required by the Act of 1915, approved September 18th, 1915, and reported in the

STATE OF ALABAMA

BALDWIN COUNTY.

Before, me, W.C. Beebe, a Notary Public in and for said State and County, this day personally appeared John M. Green, who is known to me and who being by me duly sworn deposes and says that he has made diligent inquiry and upon such diligent inquiry has been unable to ascertain whether or not the unknown heirs of Andrew J. Jordan, deceased and the unknown heirs of James E. Girard, deceased, are in the Military service of the United States or any of its Allies; and he further states that he has been informed that Emil J. Bihler and John B. Foley are above the military age and that they are not in the Military service of the United States or any of its Allies, and upon such information and belief states the fact to be that Emil J. Bihler and John B. Foley are not in the Military service and he further states that neither the said Samuel D. Willis or Jake Markenstein are in the Military service.

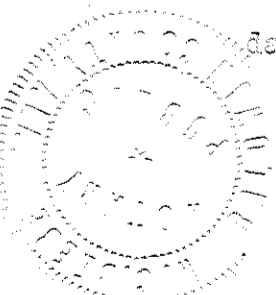
John M Green

Sworn to and subscribed before me on this 24th

day of June, 1918.

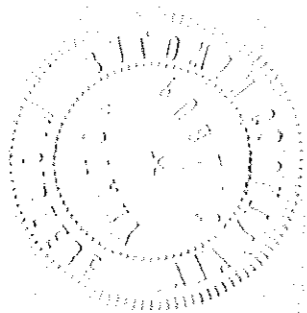
W. C. Beebe

Notary Public, Baldwin County,  
Alabama.





Filed 6-24-18  
J. W. McInerney  
Register



FOURTH: That no suit is pending to test the validity of such title, claim lien or encumbrance asserted by the defendants, or either of them or anyone else, there being no pending litigation involving in any way the title to said lands.

FIFTH: Wherefore, the premises considered, your Orator respectfully prays that the heirs at law of Andrew J Jordan and James E Girard, both deceased, Emil J Bihler, Samuel L Willis, T.E.Hansen and John B Foley, be made party defendants to this bill of complaint and that all be brought into Court by publication, or by such other process provided by law as to <sup>the</sup> court shall seem proper, except Samuel L Willis, T.E. Hansen and Jake Markenstein, and as to them complainant prays that they be personally served by process of Sibpeona; that upon final hearing of this cause, it be judged and decreed that the defendants, and none of them, have any right, title or interest in, or hold or have any lien or encumbrance upon the lands hereinabove described, or any part thereof; and that as against said defendants, and each of them, your Orator, has a good and perfect title to all of said lands, and that his said title to said lands be forever quieted as against the defendants and each of them.

Your Orator prays for such further and other relief as he may be equitably entitled to receive in the premises and the Orator will forever pray etc.

Rickarby Austill and bebee.

Solicitors for Complainant.

Each of the defendants is required to answer each paragraph of the foregoing bill of complaint numbered from one to four, inclusive- but not under oath. Oath is hereby expressly waived.

Rickarby Austill and Bebee.

Solicitors for Complainant.

State of Alabama.  
Baldwin County. Before me W.C. Bebee, a Notary Public in and for said State and County, personally appeared John M Green, who being duly sworn deposes and says that he is the complainant in the foregoing bill of Complaint; that the names of the heirs at law of Andrew J. Jordan and James Girard are unknown to him and cannot be ascertained on diligent inquiry; that he has made diligent inquiry to ascertain the same, and that their residences, as he believes, are not in the State of Alabama; and that he believes them to be over the age of twenty-one years; and that he has made them ~~unknown parties~~ party defendants to the foregoing bill of complaint because they are necessary parties and he has been unable to ascertain their names and residences. That John B. Foley and Emil J. Bihler are non-residents of the State of Alabama and are over the age of 21 years.

John M Green

Sworn to and subscribed before me on this the \_\_\_\_\_ day of March, 1918.

W C Bebee

Notary Public, Baldwin Co  
Ala'

TO THE HONORABLE A.E. GAMBLE, JUDGE OF CIRCUIT COURT, BALDWIN COUNTY,  
ALABAMA, IN ~~ESSEEE~~ CHANCERY SITTING.

JOHN M. GREEN, a resident of Baldwin County, Alabama, over the age  
of Twenty one years, brings this his bill of Complaint against the heirs at law  
of Andrew J Jordan and James E Girard, both deceased, and against Emil J Bihler,  
John B Foley, Samuel L Willis, Jake Markenstein and T.E. Hansen, and thereupon  
your Orator complains and says:

First: That said Andrew J Jordan and James E Girard are dead;  
that they died intestate; that the names of their heirs at law are unknown to  
Orator and cannot be ascertained on diligent inquiry; that he believes said  
heirs at law are each over the age of Twenty-one years and reside out of the  
State of Alabama; but that he has been unable to learn and has not ascertained  
after reasonable effort the places of residence and postoffice address of any  
of said heirs of Andrew J Jordan and James E. Girard, both deceased; that he  
sues them herein as unknown defendants and that the said Emil J Bihler  
and John B Foley are over the age of Twenty one years, and reside at Chicago  
Illinois, the post office address being 2835-45 Sheffield Avenue. that  
Samuel L Willis and T.E. Hansen are both over the age of Twenty-one years  
and reside in Baldwin County, Alabama; that Jake Markenstein is over  
the age of twenty-one years and resides in Mobile County, Alabama.

Second: That your Orator claims to own in his own right and is in the  
peaceable possession of the following described lands, always claiming to  
own them, namely:

The Southeast Quarter of Northeast Quarter, the ~~Southwest~~  
Northwest Quarter of Northeast Quarter, and Northeast Quarter of Northwest  
Quarter of Section Seventeen, Township Eight South of Range, Four East,  
Baldwin County, Alabama.

Third: That each of the defendants claims, or is reputed to  
claim, some right, title or interest in or encumbrance upon the said lands and  
your Orator hereby calls upon each of the defendants to specify all his  
title, claim, interest or encumbrance upon said lands or any part thereof,  
and how and by what instrument the same is derived.

Alabama  
Notary Public, Baldwin County

M C Bebe

March, 1910

day of

sworn to and subscribed before me on this the

John M Green

age of 21 years.  
That J. B. Binkley is non-resident of the State of Alabama and was over the  
able to ascertain their names and residences. That John B. Binkley and  
bill of complaint because they are necessary parties and he has been in-  
that he has made them unknown parties to the foregoing  
and that he believes them to be over the age of twenty-one years; and  
that their residences, as he believes, are not in the State of Alabama;  
inquiry; that he has made diligent inquiry to ascertain the same, and  
James Clark are unknown to him and cannot be ascertained on diligent  
Complaint; that the names of the heirs at law of Andrew J. Jordan and  
deposes and says that he is the complainant in the foregoing bill of  
State and County, personally appeared John M Green, who being duly sworn  
Baldwin County. Before me W.C. Bebe, a Notary Public in and for said  
State of Alabama.

Solicitors for Complainant.

Richard A. Ansell and Bebe.

under oath, Oath is hereby expressly waived.

Each of the defendants is required to answer each paragraph of the fore-  
-going bill of complaint numbered from one to four, in duplicate - but not

Solicitors for Complainant.

Richard A. Ansell and Bebe.

pray etc.

eternally entitled to receive in the premises and the executor will forever

Your Orestor prays for such further and other relief as he may be

said lands be forever quieted as against the defendants and each of them.

a good and perfect title to all of said lands, and that his said title to said

and that as against said defendants, and each of them, your Orestor, has

enjoyment upon the lands hereinabove described, or any part thereof;

them, have any right, title or interest in, or hold or have any lien or

this cause, it be judged and decreed that the defendants, and none of

be personally served by process of subpoena; that upon final hearing or

Hanson and Jake Karkonen, and as to them complainant prays that they

by law as to court shall seem proper, excepted Samuel T. Willis, M.R.

brought into court by publication, or by such other process provided

be made party defendants to this bill of complaint and that all be

deceased, Saml J. Binkley, Samuel T. Willis, M.R., Hanson and John B. Foley,

prays that the heirs at law of Andrew J. Jordan and James H. Clark, both

WITNESSETH: Therefore, the premises considered, your Orestor respectfully

title to said lands.

anyone else, there being no pending litigation involving in any way the

lien or encumbrance asserted by the defendants, or either of them or

POWER: That no suit is pending to test the validity of such title, claim

TO THE HONORABLE A. E. GAMBLEY JUDGE OF CIRCUIT COURT, BALDWIN COUNTY,  
ALABAMA, IN ~~ORDINARY~~ CHANCERY SITTING.

JOHN M. GREEN, a resident of Baldwin County, Alabama, over the age of Twenty one years, brings this his bill of Complaint against the heirs at law of Andrew J Jordan and James E Girard, both deceased, and against Emil J Bihler, John B Foley, Samuel L Willis, Jake Markenstein and T.E. Hansen, and thereupon your Orator complains and says:

First: That said Andrew J Jordan and James E Girard are dead; that they died intestate; that the names of their heirs at law are unknown to Orator and cannot be ascertained on diligent inquiry; that he believes said-heir heirs at law are each over the age of Twenty-one years and reside out of the State of Alabama; but that he has been unable to learn and has not ascertained after reasonable effort the places of residence and postoffice address of any of said heirs of Andrew J Jordan and James E. Girard, both deceased; that he sues them herein as unknown defendants and that the said Emil J Bihler and John B Foley are over the age of Twenty one years, and reside at Chicago Illinois, the post office address being 2355-45 Sheffield Avenue, that Samuel L Willis and T.E. Hansen are both over the age of Twenty-one years and reside in Baldwin County, Alabama; that Jake Markenstein is over the age of twenty-one years and resides in Mobile County, Alabama.

Second: That your Orator claims to own in his own right and is in the peaceable possession of the following described lands, always claiming to own them, namely:

The Southeast Quarter of Northeast Quarter, the ~~Southeast~~ Northwest Quarter of Northeast Quarter, and Northeast Quarter of Northwest Quarter of Section Seventeen, Township Eight South of Range, Four East, Baldwin County, Alabama.

Third: That each of the defendants claims, or is reputed to claim, some right, title or interest in or encumbrance upon the said lands and your Orator hereby calls upon each of the defendants to specify all his title, claim, interest or encumbrance upon said lands or any part thereof, and how and by what instrument the same is derived.

JOHN M. GREEN,  
COMPLAINANT.

VS

JOHN B. FOLEY, ET AL,  
DEFENDANT.

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

Comes the Complainant in the above styled  
by his attorneys, Rickarby, Austill & Beebe, and  
shows unto the Court that more than thirty days have  
elapsed since service of the original bill on Defendant  
Samuel L. Willis; that said defendant has failed and  
refused to this date to plead, answer or demur to  
Complainant's said bill of complaint; that Complainant  
has filed in this cause his affidavit showing that de-  
fendant Samuel S. Willis is not in the military service  
of the United States or its Allies.

NOW, THEREFORE, Complainant moves the Court  
to grant a decree pro confesso against said defendant  
Samuel L. Willis.

This 24th day of July, 1918.

*Rickarby Austill Beebe*  
Solicitors for Complainant.

JOHN M. GREEN,  
COMPLAINANT.

VS

JOHN B. FOLEY, ET AL,  
DEFENDANT.

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

Comes the Complainant in the above styled  
by his attorneys, Rickarby, Austill & Beebe, and  
shows unto the Court that more than thirty days have  
elapsed since service of the original bill on Defendant  
Samuel L' Willis; that said defendant has failed and  
refused to this date to plead, answer or demur to  
Complainant's said bill of complaint; that Complainant  
has filed in this cause his affidavit showing that de-  
fendant Samuel S. Willis is not in the military service  
of the United States or its Allies.

NOW, THEREFORE, Complainant moves the Court  
to grant a decree pro confesso against said defendant  
Samuel L' Willis.

This 24th day of July, 1918.

*Rickarby Austill & Beebe*  
Solicitors for Complainant.

Filed 6/24-18

D. W. McManis  
Register



JOHN M. GREEN,  
COMPLAINANT.

VS

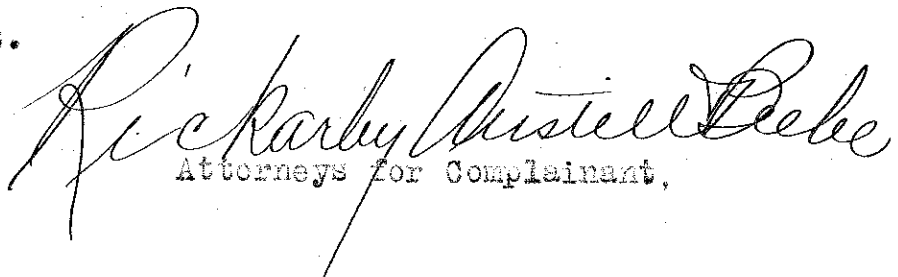
UNKNOWN HEIRS OF ANDREW  
J. JORDON, DECEASED, UNKNOWN  
HEIRS OF JAMES E. GIRARD,  
DECEASED, EMIL J. BIHLER,  
JOHN B. FOLEY, JAKE  
MARKENSTEIN and T.E. HANSEN.

NO. 79.

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

Comes the Complainant in the above styled cause and shows unto the Court that more than thirty days have elapsed since service was perfected upon the unknown heirs of Andrew J. Jordan, deceased, the unknown heirs of James E. Girard, deceased, Emil J. Bihler, John B. Foley, and Jake Markenstein, and he shows unto the court by his affidavit herewith filed that it is not known and cannot be ascertained whether or not the unknown heirs of Andrew J. Jordan, deceased, and the unknown heirs of James E. Girard, deceased, are in military service; that neither Emil J. Bihler, John B. Foley or Jake Markenstein are in the military service.

NOW THEREFORE, the Complainant moves that an order be made and entered directing a decree pro confesso and final decree against the unknown heirs of Andrew J. Jordan, deceased, the unknown heirs of James E. Girard, deceased, Emil J. Bihler, John B. Foley and Jake Markenstein upon such terms and conditions which may seem meet and just to this Honorable Court.

  
Attorneys for Complainant.

Note of evidence

Filed 7/25-18  
J. W. Stevenson  
Register

Filed 6/27-18  
F. W. Winona  
Register

John M. Green,

vs.

Andrew J. Jordan et. als. )

) In the Circuit Court of Baldwin County,

) In Equity.

This cause is submitted on the motion of Complainant for an order directing a Decree Pro Confesso against all of the Defendants to the Original Bill except T. E. Hansen and Samuel L. Willis, and on consideration,

It is ordered that the Register of this Court grant and enter Decrees Pro Confesso against all of the said Respondents named, or described as unknown in said Original Bill of Complaint.

This June 26th 1918.



Judge.

*Copy* *(36)* *original*  
Serve on Jake Markenstein

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

*mobile Ala.*  
CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

No. 79.

SUMMONS.

John M Green

vs.

Jake Markenstein.

Hickarby

Austick and Beebe

Solicitor for Complainant.

Received in office this \_\_\_\_\_  
day of \_\_\_\_\_ 191\_\_

Sheriff.

Executed this 22 day of

April 1918

by leaving a copy of the within Summons with

Jake Markenstein

Defendant

W.H. Hlaunto

Sheriff

By H.C. Gasterling

Deputy Sheriff.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Jake Markenstein

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

John M Green

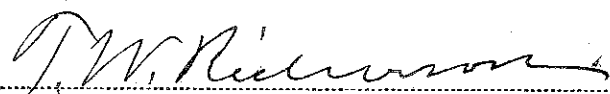
against said

Jake Markenstein

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

WITNESS, T. W. Richerson, Register of said Circuit Court, this 9th, day of April

1918.



Register.

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

STATE OF ALABAMA :

BALDWIN COUNTY. :

Personally appeared before me, W.C. Beebe, a  
Notary Public in and for said State and County *John M Green*  
who being by me duly sworn deposes and says that he  
knows that Samuel L. Willis, defendant in the above  
cause of John M. Green vs John B. Foley, et al, pending  
in the Circuit Court of Baldwin County, Alabama, in  
Equity, Number 79, is not in the military service of  
the United States or its allies, but is a resident of  
Baldwin County, Alabama.

*John M Green*

Sworn to and subscribed before me on this  
day of *24*, 1918.

*W.C. Beebe*

Notary Public, Baldwin County,  
Alabama,

Field 7/24-18  
G. W. Williamson  
Register



CIRCUIT COURT, IN EQUITY.

THE STATE OF ALABAMA,

Baldwin County.

No. 79

Full Term, 1918.

John M. Gunn

Complainant

vs.

John B. Foley, et al

Defendant

To G. W. Richardson

Register:

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Rickaby Austell & Beebe 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.

Rickaby Austell & Beebe  
Solicitors for Complainant.

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

THE STATE OF ALABAMA,

County.

CIRCUIT COURT, IN EQUITY.

vs.

REQUEST FOR DECREE IN  
VACATION.

Filed July 25 1918

*T. W. Richardson*

Register.

Recorded in \_\_\_\_\_ Record

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

Register.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Samuel L Willis and T.E.Hansen,

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

John M Green,

against said

Samuel L Willis and T.E.Hansen,

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

WITNESS, T. W. Richerson, Register of said Circuit Court, this 9th day of April

191.....

*T. W. Richerson*  
Register.

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

Samuel L Willis and

Serve on T.E. Hansen.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

No. 79.

SUMMONS.

John M Green

vs.

Samuel L Willis and

T.E. Hansen.

Rickarby Austill and Bebee.

Solicitor for Complainant.

Recorded in Vol. Page.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this 10

day of April 1918

C. E. Eubanks  
Sheriff.

Executed this 19 day of

April 1918

by leaving a copy of the within Summons with  
Samuel L Willis

Defendant

C. E. Eubanks  
Sheriff

By  
Deputy Sheriff.

T. E. Hansen p  
returned not  
found  
C. E. Eubanks  
Sheriff

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

Samuel I Willis and T.B. Hanson,

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

John H Green,

against said

Samuel I Willis and T.B. Hanson,

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

WITNESS, T. W. Richerson, Register of said Circuit Court, this 9th day of April

191

*T. W. Richerson*

Register.

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

Copy

Samuel L Willis and

Serve on T. B. Hansen.

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

No. 79.

SUMMONS.

John N Green

vs.

Samuel L Willis and

T. B. Hansen.

Rickarby Auctill and Rebec.

Solicitor for Complainant.

Recorded in Vol. Page.

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this

day of 191

Sheriff.

Executed this day of

191

by leaving a copy of the within Summons with

Defendant

Sheriff

By

Deputy Sheriff.

John M Green  
vs.  
John B Foley, et al

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

In this cause it being made to appear to the <sup>Register</sup> ~~Court~~ that a Summons was served upon the Defendant  
Jake Markenstein,  
by the Sheriff of Mobile County, on the 22 day of  
April 1918, requiring him to appear and plead, answer or demur to the  
Bill of Complaint in his cause within thirty days from the service of said Summons, and the said Defendant  
having failed to plead, answer or demur to the said Bill to the date hereof. It is now, therefore, on motion of  
Complainant, ordered and decreed that the said Bill of Complaint in this cause be, and it hereby is, in all things,  
taken as confessed against the said Jake Markenstein  
Defendant aforesaid.

This 27 day of June

1918  
T. M. [Signature] Register  
~~Clerk~~ of the Circuit Court of  
Baldwin County.

24

No. ....

IN EQUITY.

CIRCUIT COURT OF

..... COUNTY,

us.

DECREE OF PRO CONFESSO.

Filed in office this 27 day of

June 1918

T. W. Reimer  
Register.

E. O. M. ....



THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin County. } No. 79 Term, 19...

John M Green Complainant...

vs. Unknown heirs of Andrew J Jordan, deceased Defendant-s

In this cause it appears to the Register T W Richman that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 18 day of April 1918, in the Baldwin Times a newspaper published in Baldwin Alabama, that a copy of said order was posted at the Court House door in Baldwin County on the 18 day of April 1918, and that another copy was sent by mail on the...

directing the unknown heirs of Andrew J Jordan, deceased, the heirs of James E Gerard, deceased, whose places of residence and addresses are unknown to complainant, John B Foley, who resides in Chicago, Ill, and Emil J Bihler, who resides in Chicago, Ill, to plead, answer or demur to the bill of said John M Green against them on or before May 18, 1918 or 30 days thereafter the same would be taken as confessed against them and service having been made it now further appearing to the Register that the said

further perfected against said John B Foley and Emil J Bihler as required by acts 1915, page 604, approved September 18, 1918 on the 15 day of May, 1918, and it now further appearing to the register that the said unknown heirs of James E Gerard, deceased, the unknown heirs of Andrew J Jordan, deceased, John B Foley and Emil J Bihler

having to the date hereof failed to demur, plead to or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the Register that the Bill of Complaint against said John B Foley and Emil J Bihler are not in military service, that it is not known whether or not the unknown heirs of Andrew J Jordan, deceased, and of James E Gerard, deceased, and the court having made and entered an order on June 26, 1918, directing a decree against said unknown heirs, it is therefore, on motion of Complainant ordered and decreed by the register that the bill of Complaint in this cause be and it is hereby in all things taken as confessed against the said unknown heirs of Andrew J Jordan, deceased, and the unknown heirs of James E Gerard, deceased, This June 27, 1918, T W Richman Register.

No. <sup>(10)</sup>

Page.....

THE STATE OF ALABAMA,

..... County.

CIRCUIT COURT, IN EQUITY.

vs.

DECREE PRO CONFESSO ON  
PUBLICATION.

Issued.....

6/27

1918

T. W. Rimmer

Register.

Recorded in..... Record

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

Register.

JOHN M. GREEN,  
COMPLAINANT.

VS

JOHN B. FOLEY, ET AL,  
DEFENDANTS.

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

In this cause it being made to appear to the Court that a summons was served on the defendant Samuel L. Willis on the 19th day of April, 1918, requiring him to appear and plead, answer or demur to the bill of complaint in said cause within thirty days from the service of said summons; that said defendant having failed to plead, answer or demur to said bill to the date hereof, and affidavit having been filed in the cause showing that said defendant Samuel L. Willis is not in the military service of the United States or its allies. It is, Therefore, on motion of complainant ordered and decreed that the said bill of complaint in this cause be and it hereby is in all things taken as confessed against the said Samuel L. Willis, defendant aforesaid.

Dated this 24 day of July, 1918.

T. W. R. R. R.  
Registrar

Decree pro-Confess  
③

Filed 7/24-18  
T. W. Keenan  
Register

JOHN M. GREEN,  
COMPLAINANT.

VS

SAMUEL L. WILLIS, et al,  
RESPONDENT.

IN CIRCUIT COURT,

BALDWIN COUNTY, ALABAMA.

IN EQUITY NO \_\_\_\_\_

It is hereby agreed between the undersigned Rickarby, Austill & Beebe, Solicitors for Complainant, and Charles Hall, as Solicitor for the Respondent, Samuel L. Willis, that the time within which the Respondent shall plead to, answer or demur to the bill of complaint filed in this cause be, and the same hereby is, extended until July 19, 1918, and any pleadings filed by the said Respondent on or before July 19, 1918, to be considered in all respects as having been filed in this cause within the time allowed by law. It is further agreed that this instrument shall be filed as one of the papers in this cause.

Witness our hands this 14th day of May,  
1918.

*Rickarby Austill & Beebe*  
Solicitors for Complainant.

*Charles Hall*  
Solicitor for Respondent  
Samuel L. Willis.

Non-Residents Notice.

ALL COUNTY ADVERTISING

CIRCULATION GUARANTEED TO BE THE LARGEST IN BALDWIN COUNTY

# THE BALDWIN TIMES

ABNER J. SMITH, PROPRIETOR

TO THE INTEREST OF BALDWIN COUNTY AND HER PEOPLE

SUBSCRIPTION: \$1.00 PER YEAR IN ADVANCE

ADVERTISING RATES ON APPLICATION

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 Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Non-Residents Notice.

John M. Green, Complainant, vs. Heirs at Law of Andrew J. Jordan, deceased; Heirs at Law of James E. Girard, deceased; Emil J. Bihler, John B. Foley, Samuel L. Willis, Jake Markenstein and T. E. Hansen, Defendants. In Circuit Court of Baldwin County, Alabama. In Equity.

Was published in said Newspaper for 4 consecutive weeks

issues:

Publication	April 18th, 1918	Vol. 29	No. 9
•	April 25th, 1918	Vol. 29	No. 10
•	May 2nd, 1918	Vol. 29	No. 11
•	May 9th, 1918	Vol. 29	No. 12

presented to before the undersigned

of May 1918.

in  
Circuit Court,

Abner J. Smith  
Publisher.

T. W. Richerson, Register.

John M. Green, Complainant, vs. Heirs at Law of Andrew J. Jordan, deceased; Heirs at Law of James E. Girard, deceased; Emil J. Bihler, John B. Foley, Samuel L. Willis, Jake Markenstein and T. E. Hansen, Defendants. In Circuit Court of Baldwin County, Alabama. In Equity.

In this cause it being made to appear that the Register of this Court by an affidavit of complaint by John M. Green, that John B. Foley and Emil J. Bihler are non-residents of the State of Alabama, over the age of twenty-one years and reside in Chicago, Illinois; that the names of the heirs at law of Andrew J. Jordan, deceased, and of James E. Girard, deceased, are unknown to him and cannot be ascertained on diligent inquiry; that he has made diligent inquiry to ascertain same; that their residences, as he believes, are not in the State of Alabama, and that he believes them to be over the age of twenty-one years and that he has made them unknown parties defendant to his bill of complaint in the above styled cause, because they are necessary parties and he has been unable to ascertain their names and residences.

It appears from said bill of complaint that complainant appears to own and is in possession of the following described lands, to-wit:

The Southeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter, and the Northeast Quarter of the Northwest Quarter of Section Seventeen, Township Eight South of Range Four East, Baldwin County, Alabama.

That each defendant claims or is reputed to claim some right, title or interest in or incumbrance upon the said lands; that no suit is pending to test the validity of such title, claim or incumbrance; that the complainant calls upon each defendant to set forth and specify his title, claim, interest or incumbrance upon said lands, or any part thereof, and how, and by what instrument the same is derived and created, and prays that his title to the said lands be quieted as against the defendants and each of them; that it be declared that complainant has a good and perfect title to all of said lands as against the defendants and each of them and it be further decreed that none of the defendants have any right, title or interest in, or hold any lien or incumbrance upon the said lands.

It is, therefore, ordered that publication be made in The Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks, requiring the defendants, the said Emil J. Bihler, John B. Foley, the heirs at law of Andrew J. Jordan, deceased, and the heirs at law of James E. Girard, deceased, to answer or demur to the bill of complainant in this cause by the eighteenth day of May, 1918, or after thirty days therefrom a decree pro confesso may be taken against them.

Done and ordered at Bay Minette, Alabama, this fifteenth day of April, 1918.

Gen. M. G. G. G.

Filed 5/3-18

Troncum  
Riguro

said lands; that no suit is pending to test the validity of such title, claim or incumbrance; that the complainant calls upon each defendant to set forth and specify his title, claim, interest or incumbrance upon said lands, or any part thereof, and how, and by what instrument the same is derived and created, and prays that his title to the said lands be quieted as against the defendants and each of them; that it be declared that complainant has a good and perfect title to all of said lands as against the defendants and each of them and it be further decreed that none of the defendants have any right, title or interest in, or hold any lien or incumbrance upon the said lands.

It is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks, requiring the defendants, the said EMIL J. BIHLER, JOHN B. FOLEY, the heirs at law of ANDREW J. JORDON, deceased, and the heirs at law of JAMES B. GIRARD, deceased, to answer or demur to the bill of complainant in this cause by the Eighteenth day of May, 1918, or after thirty days therefrom a decree pro confesso may be taken against them.

Done and ordered at Bay Minette, Alabama, this Fifteenth day of April, 1918,

  
Register.



JOHN M. GREEN,  
COMPLAINANT.

VS

HEIRS AT LAW OF ANDREW  
J. JORDON, deceased; HEIRS  
AT LAW OF JAMES E. GIRARD,  
deceased; EMIL J. BIHLER,  
JOHN B. FOLEY, SAMUEL L.  
WILLIS, JAKE MARKENSTEIN and  
T.E. HANSEN, DEFENDANTS.

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

In this cause it being made to appear that the Register of this Court, by an affidavit of complaint by JOHN M. GREEN, that JOHN B. FOLEY and EMIL J. BIHLER are non-residents of the State of ALABAMA, over the age of Twenty-one years and reside in CHICAGO, ILLINOIS; that the names of the heirs at law of ANDREW J. JORDON, deceased, and of JAMES E. GIRARD, deceased, are unknown to him and cannot be ascertained on diligent inquiry; that he has made diligent inquiry to ascertain same; that their residences, as he believes, are not in the State of ALABAMA, and that he believes them to be over the age of Twenty-one years; and that he has made them unknown parties defendant to his bill of complaint in the above styled cause, because they are necessary parties and he has been unable to ascertain their names and residences.

It appears from said bill of complaint that complainant appears to own and is in possession of the following described lands, to-wit:

The Southeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter, and the Northeast Quarter of the Northwest Quarter of Section Seventeen, Township Eight South of Range Four East, Baldwin County, Alabama.

That each defendant claims or is reputed to claim some right, title or interest in or incumbrance upon the

JOHN M. GREEN,  
COMPLAINANT,

VS

JOHN B. POLEY, ET AL,  
DEFENDANT.

IN CIRCUIT COURT,

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Comes the Complainant in the above styled  
cause and moves the court that he be allowed to amend  
his original bill of Complaint by striking out and  
dismissing from bill defendant, T.E. Hansen.

*Rickard, Austell & Beebe*  
Solicitors for Complainant.

It is ordered by the Court that the motion to  
amend the original bill of complaint in the above  
cause be and is hereby allowed.

*July 26<sup>th</sup> 1918.*

*A. E. Gandy*  
Judge.

Field 7/24 -18  
T. pollicornis  
Regulus

JOHN M. GREEN,  
COMPLAINANT.

VS

JOHN B. FOLEY, ET AL,  
DEFENDANTS.

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

Comes the Complainant in the above styled  
cause and, by leave of the Court first obtaining,  
amends his bill of complaint in said cause by  
striking out and dismissing from his said bill de-  
fendant T.E. Hansen.

*Rickard A. Austill & Bebe*  
Solicitors for Complainant.

Filed 7/24-18  
G. W. Richardson  
Register

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John M. Green

No

Andrew J. Jordan  
et al

Original Bill

Filed 4/8/918.  
T. M. Rice  
Register

Your ORATOR prays for such further and other relief as he may be equitably entitled to receive in the premises and the ORATOR will forever pray, etc.

*Richard Austin Beebe*  
Solicitors for Complainant.

Each of the defendants is required to answer each paragraph of the foregoing bill of complaint numbered from one to four, inclusive, but not under oath. Oath is hereby expressly waived.

*Richard Austin Beebe*  
Solicitors for Complainant.

STATE OF ALABAMA :  
                                  :  
BALDWIN COUNTY.  :

Before me, *W C Beebe*, a Notary Public in and for said State and County, personally appeared John M. Green, who being duly sworn deposes and says that he is the complainant in the foregoing bill of Complaint; that the names of the heirs at law of Andrew J. Jordon and James Girard are unknown to him and cannot be ascertained on diligent inquiry; that he has made diligent inquiry to ascertain the same, and that their residences, as he believes, are <sup>not</sup> in the State of Alabama; and that he believes them to be over the age of Twenty-one years; and that he has made them unknown party defendants to the foregoing bill of complaint because they are necessary parties and he has been unable to ascertain their names and residences. That John B. Foley and Emil J. Bihler are non-residents of the State of Alabama and are over the age of 21 years.

*John M Green*

Sworn to and subscribed before me on this the *8<sup>th</sup>* day of March, 1918.

*W C Beebe*  
Notary Public, Baldwin County,  
Alabama.

described lands, always claiming to own them, namely:

The Southeast Quarter of Northeast Quarter, the Northwest Quarter of Northeast Quarter, and Northeast Quarter of Northwest Quarter of Section Seventeen, Township Eight South of Range, Four East, Baldwin County, Alabama.

THIRD: That each of the defendants claims, or is reputed to claim, some right, title or interest in or encumbrance upon the said lands and your ORATOR hereby calls upon each of the defendants to specify all his title, claim, interest or encumbrance upon said lands or any part thereof, and how and by what instrument the same is derived.

FOURTH: That no suit is pending to test the validity of such title, claim, lien or encumbrance asserted by the defendants, or either of them or anyone else, there being no pending litigation involving in any way the title to said lands.

FIFTH: Wherefore, the premises considered, your ORATOR respectfully prays that the heirs at law of ANDREW J. JORDON and JAMES E. GIRARD, both deceased, EMIL J. BIHLER, SAMUEL L. WILLIS, T. E. HANSEN and JOHN B. FOLEY, be made party defendants to this bill of complaint and that all be brought into court by publication, or by such other process provided by law as to the court shall seem proper, except SAMUEL L. WILLIS, T. E. HANSEN and JAKE MARKENSTEIN, and as to them complainant prays that they be personally served by process of subpoena; that upon final hearing of this cause, it be judged and decreed that the defendants, and none of them, have any right, title or interest in, or hold or have any lien or encumbrance upon the lands hereinabove described, or any part thereof; and that as against said defendants, and each of them, your ORATOR has a good and perfect title to all of said lands, and that his said title to said lands be forever quieted as against the defendants and each of them.



can be ascertained.

It is further ordered that the Complainant pay  
the costs of this cause for which execution may issue.

Done in vacation this 26<sup>th</sup> day of July, 1918.

*W. A. Gause*

Judge.

Final Decree

Filed 7-27-18

T. W. Keim  
Register

Recorded on Minutes  
Page, 25.

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JOHN M. GREEN,  
COMPLAINANT.

VS

JOHN B. FOLEY, ET AL,  
DEFENDANTS.

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

This cause coming on to be heard was submitted for final decree on the pleadings and decree pro confesso as noted, and upon consideration thereon the Court is of the opinion that the Complainant is entitled to relief.

It is, therefore, ordered and decreed that the defendants, the unknown heirs of ANDREW J. JORDON, deceased, the unknown heirs of JAMES E. GIRARD, deceased, EMIL J. BIHLER, JOHN B. FOLEY, SAMUEL E. WILLIS and JAKE MARKENSTEIN, have no estate or interest in or incumbrance on the following described lands, or any part thereof, namely:

The Southeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section Seventeen, Township Eight South of Range Four East, Baldwin County, Alabama.

It is further ordered that the Register of this Court within thirty days from the rendition of this decree file a certified copy of this decree in the office of the Probate Judge of Baldwin County, Alabama, for record therein and that the cost thereof be taxed in the costs of this cause.

This decree is subject to the provisions of Section 3170 and Section 3171 of the Code of Alabama of 1907, and the complainant is hereby directed to send a certified copy thereof to each of the defendants not personally served with processes, if their residences