

4681

EDITH MAXINE DECK, individually  
and EDITH MAXINE DECK, as  
guardian of Grady Dwight Deck,  
a minor, and Deborah Ann Deck,  
a minor

COMPLAINANT

VS

REBECCA JAN BERREY, FREDERICK  
H. DECK, both over the age of  
21 years, GRADY DWIGHT DECK,  
and DEBORAH ANN DECK, both minors  
over the age of 14 years

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

NO. \_\_\_\_\_

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT:

Comes now your Complainant, Edith Maxine Deck, individually and Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of 21 years and resides in Robertsdale, Baldwin County, Alabama, that Rebecca Jan Berrey is over the age of 21 years and resides at Clayton, Barbour County, Alabama, that Frederick H. Deck is over the age of 21 years and resides at Auburn, Lee County, Alabama, that Grady Dwight Deck is a minor over the age of 14 years and Deborah Ann Deck is a minor over the age of 14 years and are both in the custody of your Petitioner who is their mother.

2.

Complainant says further that Herman H. Deck departed this life in Robertsdale, Alabama, on the 28th day of July, 1958 and left surviving him your Complainant who is his widow and the Respondents, Rebecca Jan Berrey, Frederick H. Deck, Grady Dwight Deck and Deborah Ann Deck, who are his children and are his heirs and only heirs at law. That at the time of his death, the said Herman H. Deck was seized and possessed of the following described property and that the Complainant and Respondents now jointly own as tenants in common the following described land located in Baldwin County, Alabama:

- East half of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 80 acres.
- East half of Northwest Quarter of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 20 acres.
- Northwest Quarter of Northwest Quarter of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 10 acres.

South three-quarters of Southwest Quarter of Southeast Quarter, Section 36, Township 6 South, Range 4 East, 30 acres.

West half of West half of Northwest Quarter, Section 6, Township 6 South, Range 5 East, 40 acres.

East half of Northwest Quarter of Northwest Quarter, Section 6, Township 6 South, Range 5 East, 20 acres.

West half of Northwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 20 acres.

South half of Southeast Quarter of Northwest Quarter of Southwest Quarter of Section 7, Township 6 South, Range 5 East, 5 acres.

Northeast Quarter of Southeast Quarter, Section 12, Township 6 South Range 4 East, 40 acres.

East half of Southeast Quarter of Southeast Quarter, Section 12, Township 6 South, Range 4 East, 20 acres.

And a one-half interest in the following described property in Baldwin County, Alabama:

East half of Southwest Quarter of Northeast Quarter, Section 6, Township 6 South, Range 5 East, 20 acres.

North half of Southeast Quarter of Northwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 5 acres.

South half of Northeast Quarter of Northwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 5 acres.

3.

Complainant alleges that on the 14th day of May, 1959, Letters of Guardianship of the estate of Grady Dwight Deck and Deborah Ann Deck, minors, were issued to her.

Complainant alleges that after her appointment as such guardian, she entered upon the administration of the Guardianship of the estate of said minors; that she caused the same to be transferred from Probate Court of Baldwin County, Alabama, to this Court; that she has administered said estate continuously from her appointment; that there has been no final settlement of said estate and there is not now pending any final settlement.

The Complainant further alleges that she was duly appointed administratrix of the estate of Herman H. Deck, Deceased, by the Probate Court of Baldwin County, Alabama on the 3rd day of October, 1958 and that this administration has been transferred to this Court where the same is now pending. Complainant further alleges that all claims against the estate of Herman H. Deck, Deceased, have been paid in full.

4.

That on the 17<sup>th</sup> day of August, 1959, your Honor entered a decree authorizing your Petitioner to execute a mortgage and note to the Federal Land Bank of New Orleans using as part of the security for

this loan the interest of the said minor children in the lands hereinafter described:

The South 30 acres of the Southwest Quarter of the Southeast Quarter, Section 36, Township 5 South, Range 4 East; West half of the Northwest Quarter of the Southwest Quarter and the South half of the Southeast Quarter of the Northwest Quarter of the Southwest Quarter, Section 7, Township 6 South, Range 5 East; the Northeast Quarter of the Southeast Quarter and the East half of the Southeast Quarter of the Southeast Quarter, Section 12, Township 6 South, Range 4 East; East half of the Northeast Quarter and the Northwest Quarter of the Northeast Quarter, except the Southwest 10 acres, Section 1, Township 6 South, Range 4 East; West half of the Northwest Quarter, Section 6, Township 6 South, Range 5 East; containing 305 acres in all, more or less.

Subject to oil, gas and mineral reservations in deed from the Federal Land Bank of New Orleans, dated 15, January, 1951 and recorded in Deed Book 74, page 333, Baldwin County Probate Records.

Subject to oil, gas and mineral reservations made by Denniston Boykin Company, Inc. in that lease, dated 7 October, 1943 and recorded in Deed Book 81, page 233.

Subject to reservations for public roads along section and half section lines.

5.

Your Complainant further avers that one of the purposes of the aforementioned loan was to pay off the balance due, and this was done on the following described lands purchased by Herman H. Deck which is as follows:

East half of Southwest Quarter and the Southwest Quarter of the Southwest Quarter, Section 7, Township 6 South, Range 5 East, containing 120 acres, more or less.

Further that this land is owned jointly by your Petitioner and the Respondents.

6.

Your Complainant further alleges that she does not have a sufficient income to maintain and support herself and her minor children and that it is necessary for her to have additional money, other than that which she is now receiving, to properly support and maintain the said children and to send them through school. Further that a large portion of the buildings, including the barn, on this land are in a bad state of repair and that it is necessary to purchase building materials for use in making necessary repairs of a permanent nature and to employ a contractor to do the same.

Your Complainant alleges that she and her wards need the sum of SEVEN THOUSAND FIVE HUNDRED (\$7,500.00) DOLLARS for the education, maintenance and support of the said minor children and to make the said permanent repairs.

Complainant further says that she has discussed with the manager of the Federal Land Bank Association of Robertsdale, Alabama, to possibility of acquiring an additional loan in the amount of SEVEN THOUSAND FIVE HUNDRED (\$7,500.00) DOLLARS and that the said manager advises her that it would be necessary to cancel the loan mentioned in paragraph 4 and a new loan made. Petitioner alleges that she individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, and Rebecca Jan Berrey and Frederick H. Deck, as their attorney in fact has made an application to the Federal Land Bank Association of Robertsdale, Alabama, to borrow SEVENTEEN THOUSAND FIVE HUNDRED (\$17,500.00) DOLLARS payable in thirty (30) years, and that she individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors and as attorney in fact for Rebecca Jan Berrey and Frederick H. Deck, has offered as security for the loan of SEVENTEEN THOUSAND FIVE HUNDRED (\$17,500.00) DOLLARS a mortgage on the lands hereinafter described.

Plaintiff further says that the balance of the other one-half interest in the lands described in this paragraph belongs to her and that she is offering it for security along with other lands herein described:

East half of Southwest Quarter of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 20 acres.  
 East half of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 80 acres.  
 East half of Northwest Quarter of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 20 acres.  
 Northwest Quarter of Northwest Quarter of Northeast Quarter, Section 1, Township 6 South, Range 4 East, 10 acres.

South three-quarters of Southwest Quarter of Southeast Quarter, Section 6, Township 6 South, Range 4 East, 30 acres.

West half of West half of Northwest Quarter, Section 6, Township 6 South, Range 5 East, 40 acres.  
 East half of Northwest Quarter of Northwest Quarter, Section 6, Township 6 South, Range 5 East, 20 acres.

West half of Northwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 20 acres.  
 South half of Southeast Quarter of Northwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 5 acres.

Northeast Quarter of Southeast Quarter, Section 12, Township 6 South, Range 4 East, 40 acres.  
 East half of Southeast Quarter of Southeast Quarter, Section 12, Township 6 South, Range 4 East, 20 acres.

East half of Southwest Quarter and Southwest Quarter of Southwest Quarter, Section 7, Township 6 South, Range 5 East, 120 acres.

And a one-half interest in the following described property in Baldwin County, Alabama:

NW

East half of Southwest Quarter of Southeast Quarter, Section 6, Township 6 South, Range 5 East, 20 acres. Containing in all 44.5 acres

Subject to oil, gas and mineral reservations in deed from the Federal Land Bank of New Orleans, dated 15, January, 1951, and recorded in Deed Book 74, page 333, Baldwin County Probate Records.

Subject to oil, gas and mineral reservations made by Denniston Boykin Company, Inc. in that lease, dated 7, October, 1943 and recorded in Deed Book 81, page 233.

Subject to reservations for public roads along section and half section lines.

The Complainant alleges that this loan is payable in thirty annual installments at  $5\frac{1}{2}$  percent per annum. Complainant alleges that she individually and as said guardian in connection with her application for said loan has made application for membership and subscribed for stock in the Federal Land Bank Association of Robertsdale, Alabama in the sum of FIVE DOLLARS (\$5.00) for each ONE HUNDRED DOLLARS (\$100.00) or fraction thereof borrowed on said loan, a true and correct copy of said application for said loan and for membership and subscription for said stock is hereto attached and made a part of hereof as "Exhibit A". The Complainant alleges that the application is made to the Federal Land Bank Association of Robertsdale, Alabama, for a loan from the Federal Land Bank of New Orleans and that in order to obtain said loan it is necessary that she individually and as guardian of her said wards, to-wit: Grady Dwight Deck and Deborah Ann Deck, execute a note to evidence said indebtedness of SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00) and mortgage on the lands hereinabove described to secure the payment of the same. Complainant further alleges in order to obtain said loan from the Federal Land Bank of New Orleans through the Federal Land Bank Association of Robertsdale, Alabama, that it will be necessary for her, as guardian of Grady Dwight Deck and Deborah Ann Deck, to sign on their behalf the disbursement schedule authorizing the Association, to-wit: The Federal Land Bank Association of Robertsdale, Alabama, to disburse the balance to your Complainant as guardian for the benefit of her said wards.

8.

Complainant alleges that it is to the best interest of her wards, Grady Dwight Deck and Deborah Ann Deck, minors, that the above described loan from the Federal Land Bank of New Orleans be obtained and that she as Guardian be authorized and empowered to execute the application for said loan, the application for membership in the Federal Land Bank Association

of Robertsdale, Alabama, execute the note for SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00) evidencing the said indebtedness to the Federal Land Bank of New Orleans, to execute a mortgage on the lands hereinabove described to secure the payment of said loan, and to sign on behalf of her said wards the schedule authorizing the Federal Land Bank Association of Robertsdale, Alabama to disburse the loan proceeds to herself as guardian for the benefit of her said wards.

Complainant would further show unto the Court that the Respondents, Rebecca Jan Berrey who is the daughter of your Complainant and over twenty-one years of age, as aforesaid and Frederick H. Deck who is the son of your Complainant and who is over the age of twenty-one years, as aforesaid, have agreed to join with your Complainant in the application for said loan, the application for membership in the Federal Land Bank Association of Robertsdale, Alabama, subscribe for stock in the Federal Land Bank Association of Robertsdale, Alabama, execute a note for SEVENTEEN THOUSAND FIVE HUNDRED (\$17,500.00) DOLLARS evidencing the said indebtedness to the said Federal Land Bank of New Orleans, to execute a mortgage conveying any and all interest they may have in the lands hereinabove described to secure the payment of said note, and to do any and all other acts and things as may become necessary in connection with procuring said loan.

THE PREMISES CONSIDERED, COMPLAINANT PRAYS:

(a) That Rebecca Jan Berrey and Frederick H. Deck, both over twenty-one years and Grady Dwight Deck and Deborah Ann Deck, minors be made parties defendant to this Bill of Complaint; that the proper process of this Court issue and be served upon the said Rebecca Jan Berrey, Frederick H. Deck, and Grady Dwight Deck and Deborah Ann Deck, minors, and that they be required to answer, plead or demur hereto within the time required by law.

(b) That upon failure of the minors shown to be over fourteen years of age to nominate a guardian ad litem to represent them, on a hearing of this cause, in the manner and within the time required by law, a guardian ad litem be appointed for them by the Honorable Court to represent, protect and defend their interest upon a hearing of this cause.

(c) That your Complainant, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be authorized and empowered: To execute the loan application herein described, to execute the application for membership and the

subscription for stock as herein described to execute the note and mortgage herein described and to execute the disbursement schedule as herein described. In addition thereto to use what money is necessary out of this loan to cancel the previous loan mentioned and described in paragraph 4.

Complainant prays for such other, further or general relief to which she may be entitled in the premises.

WILTERS, BRANTLEY & NESBIT

BY: Henry J. Wilters, Jr.  
Solicitors for Complainant

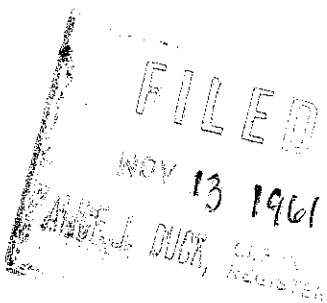
STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for said State and County, personally appeared Edith Maxine Deck, who being by me first duly sworn on oath, deposes and says that the allegations of the foregoing petition are true and correct.

Edith Maxine Deck

Sworn to and subscribed before me this the 10<sup>th</sup> day of November, 1961.



Henry J. Wilters, Jr.  
Notary Public, State of Alabama at Large

# 500

EDITH MAXINE DECK, individually and  
EDITH MAXINE DECK, as guardian of  
Grady Dwight Deck, a minor and  
Deborah Ann Deck, a Minor,

Complainants,

VS.

REBECCA JAN BERREY, FREDERICK H. DECK,  
a Minor 18 years of age, whose disabili-  
ties of non-age has been removed,  
GRADY DWIGHT DECK, a minor and  
DEBORAH ANN DECK, a minor,

Respondents.

M

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

TESTIMONY TAKEN IN OPEN COURT, ON AUGUST 19, 1959.

MRS. EDITH MAXINE DECK, BEING FIRST DULY SWORN, TESTIFIED AS FOLLOWS:

Examination by Mr. Brantley:

Q. What is your name, please?

A. Edith Maxine Deck.

Q. Mrs. Deck, how many children do you have?

A. Four.

Q. Will you give us their names and ages?

A. Rebecca Jan Berry 23, Frederic, Herman 19, Grady Dwight 16  
and Deborah Ann is 12.

Q. Now has Frederick Herman Deck had his disabilities of non-age  
removed?

A. Yes sir.

Q. That was done in this Court?

A. Yes.



Q. Are you presently acting as Guardian of Grady Dwight Deck and Deborah Ann Deck?

A. Yes sir.

Q. Is that guardianship now pending in this Court?

A. Yes sir.

Q. Where does Rebecca Jan Berrey live?

A. Auburn, Alabama.

Q. Lee County?

A. Yes sir.

Q. Where is Frederick Herman Deck at the present time?

A. In Auburn.

Q. Lee County?

A. Yes sir.

Q. The two minor children are now living with you in Robertsdale, or Elsanor?

A. Yes sir.

Q. Your husband, Herman H. Deck is now dead?

A. Yes sir.

Q. When did he die?

A. July 28, 1958.

Q. You and the four children are his sole heirs and next of kin?

A. Yes sir.

Q. Do you know what property your husband owned or died seized and possessed of?

A. Yes.

Q. Is the following the property that your husband left to you and your children:

$E\frac{1}{2}$  of  $NE\frac{1}{4}$ , Sec. 1, Tp. 6 South, Range 4 East, 80 acres  
 $E\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ , Sec. 1, Tp. 6 S. Range 4 E. 20 acres  
 $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$ , Sec. 1, Tp. 6 S. Range 4 E 10 acres

South three-quarters of  $SW\frac{1}{4}$  of  $SE\frac{1}{4}$ , Section 36,  
Township 6 South, Range 4 East 30 acres

$W\frac{1}{2}$  of  $W\frac{1}{2}$  of  $NW\frac{1}{4}$ , Sec. 6, Tp. 6 S. Range 5 E. 40 acres

$E\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  Section 6, Tp. 6 S. Range 5 E 20 acres

$W\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , Section 7, Tp. 6 S. R. 5 E. 40 acres

$S\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , Sec. 7, Tp. 6 S. R. 5 E. 5 acres

$NE\frac{1}{4}$  of  $SE\frac{1}{4}$ , Section 12, Tp. 6 S. Range 4 E. 40 acres

$E\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$ , Sec. 12, Tp. 6 S. Range 4 E. 20 acres

And a one-half interest in the following described property in Baldwin County, Alabama.

$E\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , Sec. 6, Tp 6 S. R. 5 E. 80 acres

$N\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , Sec. 7 Tp. 6 S.R.5E. 5 acres

South Quarter of  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , Sec.  
7, Township 6 S. Range 5 E. 5 acres

A. Yes sir.

Q. Are you now also the administrator of your husband's estate?

A. Yes sir.

Q. That administration is now pending in the Circuit Court of Baldwin County, Alabama?

A. Yes sir.

Q. Has there been a final decree in either the administration of said estate or guardianship?

A. No.

Q. At the time of your husband's death did he and your two sons operate a live stock farm where you are now living?

A. Yes sir.

Q. Do you now operate the same?

A. Yes sir.

Q. During your husband's life-time did he purchase a piece of land for Frederick Herman Deck?

A. Yes sir.

Q. Was that the E $\frac{1}{2}$  of SW $\frac{1}{4}$  and the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7, Township 6 South, Range 5 East, containing 120 acres?

A. Yes sir.

Q. What did Frederick do with this piece of land?

A. He deeded it back to the estate.

Q. Why did he do that?

A. Because he is still in school and had no means of paying for it himself.

Q. We have alleged in the complaint that your husband intended to convey out property to all of his children. Did he convey to any of the other children?

A. No.

Q. What down payment did your husband make on this property?

A. \$1800.00.

Q. Leaving a balance of \$5,400.?

A. Yes sir.

Q. There is a purchase money mortgage to Gerald C. Coggins,

Myrtis K. Coggins, J. P. Altmayer and Nan H. Altmayer in the sum of \$5,400?

A. Yes sir.

Q. Do you know where this deed is recorded - in what book?

A. No.

Q. Did Frederick pay any part of this \$1800.00?

A. No.

Q. Any money at all on this?

A. No.

Q. You say your husband did not convey any property to any of the other children during his life time?

A. That is right.

Q. In your opinion, is this piece of land worth what your husband paid for it?

A. Yes sir.

Q. Now at the time of your husband's death, did he owe any debts?

A. Yes.

Q. Did he owe a debt to Jack Dunlap?

A. Yes.

Q. How much was the balance due on that?

A. \$600.00

Q. Is there now a mortgage on the thirty acre tract of land that the estate owns to Jack Dunlap in the amount of \$600.00?

A. Yes sir.

Q. Did he leave an account with the Silverhill Farmer's Association?

A. Yes sir.

Q. For \$487.55?

A. Yes sir.

Q. Does the estate of Herman H. Deck owe you any money?

A. Yes sir.

Q. Does the estate owe you \$558.00 for money you paid for taxes?

A. Yes sir.

Q. \$430.00 for funeral expenses?

A. Yes sir.

Q. At this time do you have sufficient income to maintain and support yourself and your minor children?

A. No.

Q. Are your children in school?

A. Yes sir.

Q. How many of them are in school?

A. Three.

Q. The oldest boy, Frederick, is in College?

A. Yes sir.

Q. He is married?

A. Yes sir.

Q. Are you helping send him to school?

A. Yes sir.

Q. What is the general state of repair of the buildings on this property?

A. In bad need of repair - the barn and tenant house and some alterations and remodeling on the porches of the main dwelling.

Q. You need money to make repair on your barn and on the house to keep the estate in as good condition as it is now?

A. Yes sir.

Q. And for the support, maintenance and education of your children?

A. Yes sir.

Q. How much money do you need?

A. \$2500.00 for the support and education of the children.

Q. And for the repair on your buildings how much do you need at the present time?

A. About \$4,500.00.

Q. Are you at this time asking the Federal Land Bank of New Orleans to lend you and your wards \$10,000.00 to pay the debts we have mentioned and for maintenance and support of your children?

A. Yes sir.

Q. Have you made application for this loan?

A. Yes sir.

Q. Do you know over how long a period of time this money will be paid back---Is it a 30 year loan?

A. Yes sir.

Q. And as security for this loan have you offered to pledge the

following described lands:

The South 30 acres of the Southwest Quarter of the Southeast Quarter, Section 36, Township 5 South, Range 4 East; West half of the northwest Quarter of the Southwest Quarter and the South half of the Southeast Quarter of the Northwest Quarter of the southwest Quarter, Section 7, Township 6 South, Range 5 East; the Northeast Quarter of the Southeast quarter and the East half of the southeast Quarter of the Southeast Quarter, Section 13, Township 6 South, Range 4 E. East half of the Northeast Quarter and the Northwest Quarter of the Northeast Quarter, except the Southwest 10 acres, Section 1, Township 6 South, Range 4 East; West half of the Northwest Quarter, Section 6, Township 6 South, Range 5 East, containing 305 acres in all, more or less

Subject to oil, gas and mineral reservations in deed from the Federal Land Bank of New Orleans, dated 15 January, 1951 and recorded in Deed Book 74, page 333, Baldwin County Probate Records.

Subject to oil, gas and mineral reservations made by Den-niston Boykin Company, Inc., in that least dated 7 October, 1943 and recorded in Deed Book 81, page 233.

Subject to reservations for public road along section and half sections lines.

A. Yes sir.

Q. Do you know the rate of interest you will have to pay?

A. I guess we will come in on that 5 $\frac{1}{2}$ %.

Q. Do you intend to make application to the Gulf National Farm

Loan Association for membership stock?

A. Yes sir.

Q. Now attached to this petition in here, do you have a copy of your application with them?

A. Yes.

MR. BRANTLEY: We offer as a part of the evidence in this case, Exhibit A, which is attached to the complaint.

Q. Now have your older children, Rebecca Jan and Frederick, joined in with you and agreed for you to make this loan?

A. Yes sir.

Q. Have they filed answers in this matter?

A. Yes.

Q. You have discussed this with them a number of times and they are both agreeable and feel that it is needed?

A. Yes.

ON CROSS EXAMINATION BY GUARDIAN AD LITEM, WITNESS TESTIFIED:

Examination by Mr. Hayes.

Q. Mrs. Deck, you plan in making the application for the loan to pay the loan back, if it is granted, at what rate?

A. The interest?

Q. No, is the loan to be paid by at \$550.00 a year?

A. No, I think it will be around \$600.00 a year, but I don't know the exact amount.

Q. You plan to repay the money from the proceeds of the farm?

A. Yes.

Q. Is the farm being operated now?

A. Yes.

Q. And showing a profit?

A. Yes.

Q. That profit is sufficient to repay the loan?

A. Yes.



ON RE-DIRECT EXAMINATION OF THIS WITNESS, SHE TESTIFIED:

Examination by Mr. Brantley.

Q. Mrs. Deck, do you farm on a part of your land at this time?

A. Yes.

Q. How many acres do you have in cultivation?

A. 96.

Q. How many head of cattle do you have on the farm?

A. We list 31 and we have close to 50 head now.

Q. Does the estate, and do you own rental properties in Pensacola, Florida?

A. Yes sir.

Q. The combined income of all of this will be enough to repay the loan?

A. Yes sir.

Q. But it is not enough to take care of your immediate needs?

A. No.

C E R T I F I C A T E:

I hereby certify that the foregoing is a true and correct transcript of the testimony as taken by me in the above styled cause, in open court, on August 24, 1959.

This 24th day of August, 1959.

Louise Dusenbury  
Court Reporter

EDITH MAXINE DECK, individually  
and EDITH MAXINE DECK, as guar-  
dian of Grady Dwight Deck, a  
minor and Deborah Ann Deck, a  
minor,

Complainants,

Vs.

REBECCA JAN BERREY,  
FREDERICK H. DECK, both over  
the age of twenty-one years,  
GRADY DWIGHT DECK, a minor  
and DEBORAH ANN DECK, a minor,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

CASE NO. \_\_\_\_\_

ORDER

It appearing to the Court that it is necessary that a guardian ad litem be appointed in this case to represent the two minor children, Grady Dwight Deck and Deborah Ann Deck, who are both over the age of 14 years and under the age of 21 years.

It is therefore, ORDERED, ADJUDGED and DECREED that Alice J. Duck, the Register of this Court, appoint a suitable solicitor who practices in this Court to represent the two said minors.

Done this the 13 day of November, 1961.

*Hubert M. Hall*

Hubert M. Hall, Judge 28th Judicial Circuit

East half of Southwest Quarter of Northeast Quarter, Section 1,  
Township 6 South, Range 4 East, 20 acres. —

East half of Northeast Quarter, Section 1, Township 6 South,  
Range 4 East, 80 acres.

East half of Northwest Quarter of Northeast Quarter, Section 1,  
Township 6 South, Range 4 East, 20 acres.

Northwest Quarter of Northwest Quarter of Northeast Quarter,  
Section 1, Township 6 South, Range 4 East, 10 acres.

South three-quarters of Southwest Quarter of Southeast Quarter,  
Section 36, Township 6 South, Range 4 East, 30 acres.

West half of West half of Northwest Quarter, Section 6, Township  
6 South, Range 5 East, 40 acres.

East half of Northwest Quarter of Northwest Quarter, Section 6,  
Township 6 South, Range 5 East, 20 acres.

West half of Northwest Quarter of Southwest Quarter, Section 7,  
Township 6 South, Range 5 East, 20 acres.

South half of Southeast Quarter of Northwest Quarter of Southwest  
Quarter, Section 7, Township 6 South, Range 5 East, 5 acres.

Northeast Quarter of Southeast Quarter, Section 12, Township 6,  
South, Range 4 East, 40 acres.

East half of Southeast Quarter of Southeast Quarter, Section 12,  
Township 6 South, Range 4 East, 20 acres.

East half of Southwest Quarter and Southwest Quarter of Southwest  
Quarter, Section 7, Township 6 South, Range 5 East, 120 acres.

East half of Southwest Quarter of <sup>SW</sup> Southeast Quarter, Section 6,

**APPLICATION FOR LOAN**

F- 599 REV. 4/60

**COPY**  
(Fill out in ink or typewriter)

APPROVED  
BUREAU OF THE BUDGET  
FORM NO. 40-R910

APPLICATION NO.	APPRAISAL FEE PAID (Date)		REAPPRAISAL FEE PAID (Date)		F.L.B. LOAN NO.
	AMOUNT	EARNED	AMOUNT	EARNED	
DATE RECEIVED	REFUNDED (\$)	(Date)	BY	APPROVED FOR APPRAISAL (By)	(Date)

**ABOVE FOR BANK USE ONLY**

SOURCE OF APPLICATION <b>Sol. by Atty. Harry J. Wilters, Jr.</b>			TIMBER LOAN <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	IDENTICAL SECURITY <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
APPLICANT <b>Edith Maxine Deck Individually and as Guardian of</b>	WIFE OR HUSBAND	ADDRESS <b>Robertsdale, Ala.</b>	TEL. NO. <b>WI 7-5406</b>	
APPLICANT <b>Grady Dwight Deck and Deborah Ann Deck Minory</b>	WIFE OR HUSBAND	ADDRESS	TEL. NO.	

**TO THE FEDERAL LAND BANK OF NEW ORLEANS (hereinafter called Lender): I HEREBY APPLY FOR A LOAN**

THROUGH THE (NAME OF F.L.B.A., HEREINAFTER CALLED ASSOCIATION) <b>Robertsdale</b>	IN THE AMOUNT OF (Spell out) <b>Seventeen thousand five hundred</b>	PAYABLE IN (No. Years) <b>30</b>
I OFFER AS SECURITY FOR THE LOAN A MORTGAGE ON:	NO. OF ACRES (More or less) <b>465</b>	LOCATED (No. Miles) (Direction) <b>6 E</b>
NO. MILES (Direction) <b>1/4 8</b>	FROM (Nearest highway, No., Type) <b>U. S. 90 paved</b>	WARD OR BEAT NO. COUNTY STATE <b>Baldwin Ala.</b>
FROM (Nearest post office) <b>Robertsdale</b>		

**A. DESCRIPTION OF PROPERTY**

(Copy from deed. Attach copies of any surveys and subdivision plats to which reference is made)		SEC.	TWP N-S	RANGE E-W

THE MAIN TRACT <input checked="" type="checkbox"/> IS <input type="checkbox"/> IS NOT ON A PUBLIC ROAD	<input type="checkbox"/> I DO <input checked="" type="checkbox"/> DO NOT OWN TITLE TO THE RIGHT OF WAY
THE PROPERTY <input type="checkbox"/> IS <input checked="" type="checkbox"/> IS NOT IN AN IMPROVEMENT DISTRICT	(Name of District) LAST YEAR'S TAXES (Inc. homestead exempt.) NET TAXES \$ ?

**B. TIMBER AND MINERALS**

IS THERE AN OUTSTANDING TIMBER SALE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EXPIRES (Date)	IS THERE AN OUTSTANDING TURPENTINE LEASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EXPIRATION DATE
HAVE OIL, GAS, OR MINERAL RIGHTS BEEN SOLD, RESERVED OR LEASED? (Discuss) <b>165 owned tract 1 - 42 1/2 tract 2 - none on remainder - no lease</b>			

<b>C. FINANCIAL STATEMENT OF:</b>	NAME(S) <b>Edith M. Deck et al</b>	(Insert name of applicant, and of spouse if this is a joint statement. Other applicants must furnish SEPARATE financial statements.)
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ASSETS				VALUE	LIABILITIES	AMOUNT
<b>FARM TO BE MORTGAGED</b>					<b>MORTGAGE ON, OR AMOUNT DUE FOR DEED TO, FARM TO BE MORTGAGED</b>	
LAND	NO ACRES	BUILDINGS	VALUE	INSURANCE CARRIED	TO	DATE INCURRED
CULTIVATED	165	MAIN DWELLING	\$ 8000.	\$ 13,000.	FLB 165237	\$ 9,716.21
		OTHER DWELLINGS	500			
PASTURE wds	300	MAIN BARNs	600	600	TO	DATE INCURRED
TIMBER		OTHER BARNs	500			\$ 900.00
WASTE LAND					INTEREST UNPAID ON ABOVE FOR YEARS	\$
<b>TOTAL</b>	<b>465</b>	<b>TOTAL</b>	<b>\$ 9600</b>	<b>\$ 13,600</b>	TAXES UNPAID ON THIS FARM, YEARS	\$
Market value of this farm				\$ 68,000.	SPECIAL ASSESSMENTS UNPAID ON THIS FARM, YEARS	\$
OTHER FARMS (Give acreage and value)				\$	LIENS, JUDGMENTS, ETC.	
OTHER REAL ESTATE (Describe)				\$	CHATTEL MORTGAGES TO	DATE INCURRED
Property in Pascacola				\$ 30,000.		\$
<b>PERSONAL PROPERTY (Describe)</b>					CROP MORTGAGES, CROP OR SEED LIENS TO	\$
LIVESTOCK	cows 31		\$		MORTGAGES ON OTHER FARMS TO	\$
			\$	\$ 3,500.	MORTGAGES ON OTHER REAL ESTATE TO	\$
			\$			\$
EQUIPMENT	1 tract & eq.		\$	\$ 1,200.	<b>TAXES UNPAID ON OTHER</b>	
GROWING CROPS			\$		FARMS - YEARS	\$
FEED ON HAND			\$		REAL ESTATE - YEARS	\$
MARKETABLE PRODUCTS ON HAND			\$		PERSONAL PROPERTY - YEARS	\$
<b>OTHER ASSETS</b>					<b>ALL OTHER DEBTS</b>	
CASH			\$ 1,000.		AGR.	\$
COLLECTIBLE NOTES AND ACCOUNTS			\$		NON-AGR.	\$
SALEABLE STOCKS AND BONDS			\$ 500.			
<b>TOTAL ASSETS</b>				<b>\$104,200.</b>	<b>TOTAL LIABILITIES</b>	
					<b>\$ 10,616.21</b>	
					<b>NET WORTH</b>	
					<b>\$ 93,583.79</b>	

MY CONTINGENT LIABILITIES ON BONDS, ENDORSED NOTES, GUARANTEES, BANK STOCKS, OR OTHER LIKE OBLIGATIONS ARE (Describe fully)  
**None**

OTHER INCOME \$ 4,600.	SOURCE Rental property	DEPENDABILITY Good
---------------------------	---------------------------	-----------------------

D-ACQUIREMENT OF FARM	I ACQUIRED, OR AM ABOUT TO ACQUIRE, THIS PROPERTY IN THE FOLLOWING MANNER						
	DATE ACQUIRED	ACRES	FROM WHOM ACQUIRED <i>(If relative, state relation)</i>	CASH PAYMENT	MORTGAGE OR CONTRACT	TRADE VALUE AT	TOTAL PURCHASE PRICE
	1958	130	G. C. Coggins	\$ 8,450.	\$	\$	\$ 8,450.
1937							
to 1945	305	Various	1,480.			5,080.	
THE FOLLOWING IMPROVEMENTS HAVE BEEN MADE ON THE PROPERTY (Describe)						VALUE OF IMPROVEMENTS	
All improvements						\$ ?	

E-FARM PRODUCTS AND CASH INCOME	TYPE OF CROP	CROP YEAR	ACRES	TOTAL YIELD	SALES OF EACH CROP IN DOLLARS	% OF 3-YEAR AVERAGE	SUB-TOTAL BROUGHT FORWARD:		% OF 3-YEAR AVERAGE
							CASH SALES FROM	\$	
							LIVESTOCK	\$	
							DAIRY PRODUCTS		
							POULTRY PRODUCTS		
							OTHER CASH RECEIPTS		
TOTAL									
ALLOTMENTS FOR THIS FARM: (FLBA will verify with ASC Office)				FOR THE YEAR	COTTON	CANE	PEANUTS	RICE	
				1961	None	---	---	---	

F-PURPOSES OF LOAN	A		(Explain)		\$		
	<input checked="" type="checkbox"/>	TO REFINANCE INDEBTEDNESS	<input checked="" type="checkbox"/>	FLBAX		FLB 165237	\$ 9,716.41
B							
<input type="checkbox"/> TO PROVIDE BUILDING AND IMPROVEMENTS ON FARM LANDS							
	HOUSE OR BARN	ROOMS NO. SIZE	MATERIAL	FOUND. TION	ROOF	BATH YES NO	ESTIMATED VALUE WHEN COMPLETED
INTERIOR FINISH		EXTERIOR FINISH		VALUE MATERIALS ON HAND		TYPE OF LABOR	
WORK TO BEGIN		ESTIMATED TIME TO COMPLETE		REMARKS			
						\$	
C							
<input type="checkbox"/> REPAIRS AND/OR IMPROVEMENTS TO BUILDINGS AND/OR LAND (Pasture, fencing, clearing, drainage, etc.)						\$	
(Explain)						\$	
D							
<input type="checkbox"/>	TO PURCHASE	(No. Acres)	ACRES OF LAND FOR AGRICULTURAL PURPOSES WHICH		<input type="checkbox"/> WILL <input type="checkbox"/> WILL NOT	BE INCLUDED IN THE MORTGAGE	\$
E							
<input checked="" type="checkbox"/>	OTHER PURPOSES	Support, maintenance of Minor children and repair for farm buildings				\$ 7,000.00	
F							
<input type="checkbox"/> TO PAY FOR MISCELLANEOUS LOAN EXPENSE AND CAPITAL STOCK.						\$ 783.59	
TOTAL (Must equal amount applied for)						\$ 17,500.00	

If there are applicants other than husband and wife, a statement must be attached, giving the information requested below in regard to EACH such applicant.

I AM A NATIVE OF Ala.		<input checked="" type="checkbox"/> I AM <input type="checkbox"/> AM NOT	A CITIZEN OF THE UNITED STATES	I AM <input type="checkbox"/> SINGLE <input checked="" type="checkbox"/> WIDOW <input type="checkbox"/> MARRIED
MY AGE 48	WIFE'S/HUSBAND'S AGE	NO. BOYS 2	(Ages) 23-18	NO. GIRLS 2
NO. OF CHILDREN RESIDING ON FARM AND ASSISTING IN FARM WORK 1		<input checked="" type="checkbox"/> I HAVE NOT <input type="checkbox"/> HAVE BEEN DIVORCED	I WAS MARRIED TO MY PRESENT WIFE/HUSBAND IN (Year) widow	
MY PRINCIPAL OCCUPATION IS Housewife		MY ACTUAL RESIDENCE NOW IS AT	NO. OF MILES FROM PROP. 0	I FARM THIS LAND AS FOLLOWS Son
<input checked="" type="checkbox"/> DO <input type="checkbox"/> DO NOT PARTICIPATE TO A SUBSTANTIAL DEGREE IN THE ACTUAL MANAGEMENT AND OPERATION OF THIS OR OTHER FARMS.		THE PRINCIPAL PART OF MY PRESENT INCOME <input checked="" type="checkbox"/> IS <input type="checkbox"/> IS NOT DERIVED FROM FARMING		
I HEREBY AGREE (1) TO DELIVER TO LENDER POLICIES OF INSURANCE IN THE KINDS AND IN AT LEAST THE AMOUNTS REQUIRED WITH APPROPRIATE ENDORSEMENTS COVERING LENDER'S INTEREST AS MORTGAGEE, (2) THAT APPROVAL OF THIS APPLICATION, IF GRANTED, MAY BE WITHDRAWN AT ANY TIME BEFORE THE LOAN PROCEEDS ARE DISBURSED WITHOUT ANY LIABILITY TO ME ON THE PART OF LENDER, (3) TO PAY ALL FEES FOR RECORDING INSTRUMENTS NECESSARY TO COMPLETE THIS LOAN, AND (4) TO PAY, WHETHER OR NOT SAID LOAN IS COMPLETED, REASONABLE FEES ASSESSED IN ACCORDANCE WITH RULES AND REGULATIONS APPROVED BY THE FARM CREDIT ADMINISTRATION AND ALL COST (INCLUDING ATTORNEY'S FEES) OF PROVING TITLE TO THE PROPERTY ON WHICH THE LOAN APPROVAL IS BASED. I HEREBY AUTHORIZE LENDER OR ASSOCIATION (1) TO DEDUCT AND PAY OUT OF THE PROCEEDS OF THIS LOAN ANY AND ALL OF MY DEBTS, LIENS OR OBLIGATIONS, INCLUDING STOCK SUBSCRIPTION, WHICH MAY BE NECESSARY IN ORDER TO CLOSE THIS LOAN, (2) TO DEPOSIT THE PROCEEDS OF THIS LOAN TO ASSOCIATION'S ACCOUNT IN A BANK OF ASSOCIATION'S CHOICE, SUBJECT TO WITHDRAWAL AND DISBURSEMENT IN MY BEHALF FOR THE PURPOSES STATED, THEREIN, AND (3) IF THIS IS AN ADDITIONAL LOAN, TO RETIRE ALL CAPITAL STOCK OVER THE MINIMUM REQUIREMENT IN MY NAME IN CONNECTION WITH ALL LOANS BY LENDER ON SAME OR PART OF THE SAME SECURITY. I HEREBY MAKE APPLICATION FOR MEMBERSHIP AND SUBSCRIBE FOR STOCK IN ASSOCIATION IN THE SUM OF \$5.00 FOR EACH \$100.00 OR MAJOR FRACTION THEREOF BORROWED BY ME.				
IF THE TITLE TO THIS LAND IS HELD JOINTLY AND IF THE LOAN IS MADE THROUGH A: FEDERAL LAND BANK ASSOCIATION, AUTHORITY IS HEREBY GIVEN:		Edith M. Deck		
TO ACT FOR AND ON BEHALF OF THE OTHER OWNER OR JOINT OWNERS.				

H-OTHER LOANS AND APPLICATIONS		
(A) THIS PROPERTY IS NOW MORTGAGED TO THE FEDERAL LAND BANK		
AS LOAN (Number)	IN THE NAME OF	HAS HAD A LOAN MADE ON IT WITHIN THE PAST 10 YEARS AS LOAN NO.
IN THE NAME OF	OR IS IDENTICAL TO THAT OF DECLINED OR WITHDRAWN APPLICATION NO.	IN THE NAME OF (Past 5 years only)
(B) I AM LIABLE ON OTHER LOANS FROM THE FEDERAL LAND BANK AND HAVE OTHER PENDING APPLICATIONS AS FOLLOWS (Give amount and number)		

SIGNATURES		
IF TITLE IS HELD BY TWO OR MORE JOINT OWNERS, ALL JOINT OWNERS SHOULD SIGN APPLICATION		
WITNESSES	DATE	APPLICANTS
	11-3-61	

MY ABSTRACT WILL BE PREPARED BY (Name and address of attorney or abstractor)  
Harry J. Wilters, Atty. Bay Minette, Ala.

STATE OF ALABAMA

IN THE CIRCUIT COURT

BALDWIN COUNTY

IN EQUITY

EDITH MAXINE DECK, individually and  
EDITH MAXINE DECK, as guardian of  
Grady Dwight Deck, a minor and  
Deborah Ann Deck, a minor

COMPLAINANTS

REBECCA JAN BERREY,  
FREDERICK H. DECK, a minor of 18 years  
of age whose disability of non-age  
has been removed,  
GRADY DWIGHT DECK, a minor and  
DEBORAH ANN DECK, a minor

RESPONDENTS

This cause coming on to be heard upon the sworn petition of Edith Maxine Deck, individually, and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, filed herein on the 19<sup>th</sup> day of August, 1959, and upon consideration thereof, the Court is of the opinion that the Complainants are entitled to the relief prayed for in said petition and that it should be granted.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be and she hereby is authorized and directed to borrow the sum of TEN THOUSAND DOLLARS (\$10,000.00) from the Federal Land Bank of New Orleans, at the rate of five and one half per cent ( $5\frac{1}{2}\%$ ) per annum, to be repaid in thirty (30) annual installments, and to execute a valid first mortgage and note conveying the interest of her wards, Grady Dwight Deck and Deborah Ann Deck, minors, in and to the lands described in the Original Bill of Complaint, as security therefor.

It is further ORDERED, ADJUDGED and DECREED by the Court that Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors be and she is hereby authorized and directed to execute the necessary note and mortgage to secure said loan, execute the disbursement statement and subscribe for the required amount of Gulf National Farm Loan Association stock and to do all other acts and things and upon such conditions and terms as may be required by the Federal Land Bank of New Orleans in connection with said loan.

It is further ORDERED, ADJUDGED and DECREED that Edith Maxine Deck as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be and she hereby is directed to report said mortgage and note, when executed, to this Court for confirmation or rejection.

ORDERED AND DECREED this the 19<sup>th</sup> day of August, 1959.

Hubert M. Hall  
JUDGE

FILED

8-20 1959

ALICE A. DUCK, CLERK  
REGISTER

EDITH MAXINE DECK, individually, )  
and Edith Maxine Deck, as guardian )  
of Grady Dwight Deck, a minor and )  
Deborah Ann Deck, a minor, )

COMPLAINANTS )

VS )

Rebecca Jan Berry, Frederick )  
H. Deck, a minor of 18 years )  
of age whose disability of )  
nonpage has been removed, )  
Grady Dwight Deck, a minor, )  
and Deborah Ann Deck, a minor )

RESPONDENTS )

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

PETITION FOR CONFIRMATION

Comes now your Petitioner, Edith Maxine Deck, individually and Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, and respectfully represents and shows unto Your Honor as follows:

1.

That on the 19th day of August, 1959, Your Honor entered a decree authorizing your petitioner to execute a note and mortgage to the Federal LandBank of New Orleans, Louisiana, in the amount of TEN THOUSAND (\$10,000.00) DOLLARS on the lands described in the original petition in this cause, as a part of this decree Your Honor directed your Petitioner to report to the court when said mortgage and note was executed for the court to confirm or reject. Now comes your Petitioner and presents this mortgage and note to Your Honor as directed in said order.

PREMISES CONSIDERED, your Petitioner prays that Your Honor will by proper decree confirm her acts in this matter, premises considered.

Edith Maxine Deck

Sworn to and subscribed before me on this 26 day of August, 1959.

Evelyn Watts

Notary Public, Baldwin County, Alabama

FILED

AUG 26 1959

ALICE J. DUCK, Register

232

E. Other Purposes	(Describe)	Repair of Farm Bldgs.	\$4,500.00
		Education and Support and Maintenance of minor children	2,795.45
		Mortgage to Jack Dunlap on farmland	600.00
		Claim of Silverhill Farm Asso.	487.55
		Claim of Administrator of estate for Ad Valorem taxes	458.00
		Funeral Expenses of H. H. Deck	430.00
		Ad Valorem taxes currently due	229.00
F. To pay for stock (5% of loan) in National Farm Loan Asso. etc.			500.00
			<u>\$10,000.00</u>



EDITH MAXINE DECK, ET AL,

COMPLAINANTS

VS

REBECCA JEAN BERRY, ET AL,

RESPONDENTS

PETITION FOR CONFIRMATION

**FILED**

AUG 26 1959

ALICE J. DUCK, Register

EDITH MAXINE DECK, individually X  
and EDITH MAXINE DECK, as guar- X  
dian of Grady Dwight Deck, a X  
minor and Deborah Ann Deck, a X  
minor, X IN THE CIRCUIT COURT OF

Complainants, X BALDWIN COUNTY, ALABAMA

Vs. X

IN EQUITY

REBECCA JAN BERREY, X  
FREDERICK H. DECK, both over X  
the age of twenty-one years, X CASE NO. \_\_\_\_\_  
GRADY DWIGHT DECK, a minor X  
and DEBORAH ANN DECK, a minor, X

Respondents. X

This cause coming on to be heard upon the sworn Petition of EDITH MAXINE DECK, individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, filed herein on the 13th day of November, 1961, and there appearing to represent the interest of the said minors, Wilson Hayes, Esq., a qualified solicitor in this Court who has been duly appointed said guardian ad litem and having filed his acceptance of the same, and upon consideration thereof, the Court is of the opinion that the Complainants are entitled to the relief prayed for in said Petition and that it should be granted.

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be and she hereby is authorized and directed to borrow the sum of SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00) from the Federal Land Bank of New Orleans, at the rate of five and one-half per cent (5%) per annum, to be repaid in thirty (30) annual installments, and to execute a valid first mortgage and note conveying the interest of her wards, Grady Dwight Deck and Deborah Ann Deck, minors, in and to the lands described in the Original Bill of Complaint, as security therefor.

It is further ORDERED, ADJUDGED and DECREED by the Court that Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be and she is hereby authorized and directed to execute the necessary note and mortgage to secure said loan, execute the disbursement statement and subscribe for the required amount of Federal Land Bank Association of Robertsdale, Alabama, stock and to do all other acts and things and upon such conditions and terms as may be required by the Federal Land Bank of New Orleans in connection with said Loan.

It is further ORDERED, ADJUDGED and DEC REED that Edith Maxine Deck as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be and she hereby is directed to report said mortgage and note, when executed, to this Court for confirmation or rejection.

ORDERED AND DECREED this the 15 day of November, 1961.

Hubert M. Hester  
JUDGE

FILED  
NOV 15 1961  
ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA

§ IN THE CIRCUIT COURT

BALDWIN COUNTY

§ IN EQUITY

EDITH MAXINE DECK, individually and  
EDITH MAXINE DECK, as guardian of  
Grady Dwight Deck, a minor, and  
Deborah Ann Deck, a minor

COMPLAINANTS

VS

REBECCA JAN BERREY, FREDERICK  
H. DECK, both over the age of  
21 years, GRADY DWIGHT DECK,  
and DEBORAH ANN DECK, both minors  
over the age of 14 years

RESPONDENTS

Comes now, Rebecca Jan Berrey and Frederick H. Deck, Respondents in the above cause, in their own proper persons, and for answer to the Original Bill of Complaint filed herein, aver and say:

1. Respondents admit as true the allegations of Section 1 of the Original Bill of Complaint.

2. Respondents are not informed as to the allegations of Section 2 of the Original Bill of Complaint, and neither admit or deny the same, but demand strict legal proof thereof.

3. Respondents are not informed as to the allegations of Section 3 of the Bill of Complaint and neither admits or denies the same, but demands strict legal proof thereof.

4. Respondents admit as true the allegations of Section 4 of the Bill of Complaint.

5. Respondents are not informed as to the allegations of Section 5 of the Bill of Complaint and neither admits or denies the same, but demands strict legal proof thereof.

6. Respondents admit as true the allegations of Section 6 of the Bill of Complaint and avers that it will be to the interest of the minors that said loan be made, and your Respondents have agreed and do hereby agree to join in the execution of the mortgage and note to the Federal Land Bank of New Orleans, and to do all other acts as may be required by the Federal Land Bank in connection with said loan.

7. Respondents admit as true the allegations of Section 7 of the Bill of Complaint.

8. Respondents admit as true the allegations of Section 8 of the  
Bill of Complaint.

*Rebecca Jan Berry*  
Respondent

*Frederick W. Dech*  
Respondent

FILED  
NOV 13 1961  
ALICE J. DUCK, CLERK  
REGISTER

EDITH MAXINE DECK, individually  
and EDITH MAXINE DECK, as  
guardian of Grady Dwight Deck,  
a minor and Deborah Ann Deck, a  
minor Complainant

vs.

REBECCA JAN BERREY, FREDERICK  
H. DECK, both over the age of  
twenty-one years; Grady Dwight  
Deck, a minor and Deborah Ann  
Deck, a minor, Respondents.

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,  
Answer and Testimony taken ore tenus

and in behalf of Defendant upon  
Answer

*Walter, Bentley & Smith  
by Henry J. Walters Jr.*

*Alicia J. Drake*  
Register.

STATE OF ALABAMA

§ IN THE CIRCUIT COURT

BALDWIN COUNTY

§ IN EQUITY

This day came Edith Maxine Deck, guardian of Grady Dwight Deck and Deborah Ann Deck, minors, and submitted the foregoing mortgage to the court and moved for its approval and confirmation. Upon examination thereof the court has ascertained that said mortgage has been executed and acknowledged in accordance with the provisions of an original decree entered in this court in a proceeding entitled EDITH MAXINE DECK ET AL, PLAINTIFF, VS. REBECCA JAN BERREY ET AL, DEFENDANTS, and that in form and content said mortgage is substantially in accordance with the authorization given to the said Edith Maxine Deck as guardian of said minors by said original decree.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the form of said mortgage and its execution and acknowledgment by the said Edith Maxine Deck as guardian of said minors is approved and confirmed and she is authorized to deliver the same to the mortgagee on behalf of said minors.

Dated this 12 day of December, 1961.

*Hubert M. ...*  
\_\_\_\_\_  
Judge of the Circuit Court of  
Baldwin County, Alabama, In Equity.

FILED

DEC 12 1961

ALICE L. DUCK, CLERK  
REGISTER



EDITH MAXINE DECK, individually	X	
and EDITH MAXINE DECK, as guar-	X	
dian of Grady Dwight Deck, a	X	IN THE CIRCUIT COURT OF
minor and Deborah Ann Deck, a	X	
minor,	X	
	X	BALDWIN COUNTY, ALABAMA
Complainants,	X	
	X	
Vs.	X	IN EQUITY
	X	
REBECCA JAN BERREY,	X	
FREDERICK H. DECK, both over	X	
the age of twenty-one years,	X	CASE NO. _____
GRADY DWIGHT DECK, a minor	X	
and DEBORAH ANN DECK, a minor,	X	
	X	
Respondents.	X	

APPOINTMENT OF GUARDIAN AD LITEM

TO THE HONORABLE WILSON HAYES:

Take notice that under and by order and decree of this Honorable Court, made and entered and issued on this the 14 day of November, 1961, you have been appointed to serve as a guardian ad litem of the said minors in the above styled cause.

  
 \_\_\_\_\_  
 Alice J. Duck, Register

ACCEPTANCE FOR GUARDIAN AD LITEM

Now comes Wilson Hayes, Esq., heretofore appointed by the Court as guardian ad litem to represent said minors in the above styled cause at a hearing on the Petition to mortgage the said minors interest in real estate for the purpose of making a loan to be used for the support, maintenance and education of the said minors, and for necessary repairs of a permanent nature on buildings located on the land owned jointly by the said minors with the Complainant and the Respondents, and he does hereby accept said appointment to represent the interest of the minors at said hearing.

  
 \_\_\_\_\_  
 Wilson Hayes, Guardian Ad Litem

4500

FILED  
NOV 14 1961  
ALICE J. DUCK, CLERK  
REGISTER

EDITH MAXINE DECK, individually  
and EDITH MAXINE DECK, as Guardian  
of GRADY DWIGHT DECK AND DEBORAH  
ANN DECK, MINORS,

Complainants,

-VS-

REBECCA JAN BERREY, AND FREDERICK H.  
DECK, BOTH OVER THE AGE OF 21 years,  
GRADY DWIGHT DECK AND DEBORAH ANN  
DECK, BOTH MINORS,

Respondents.

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

)  
)  
) NOVEMBER 13, 1961  
)  
)  
)  
)  
)  
)

Q. State your name, please?

A. Edith Maxine Deck.

Q. Mrs. Deck, where do you live?

A. Robertsdale, Alabama.

Q. Are you over the age of 21 years?

A. Yes sir.

Q. Is Rebecca Jan Berrey and Frederick H. Deck your children?

A. Yes sir.

Q. How old are they?

A. Rebecca is 25 and Fred is 23.

Q. Where do they live?

A. Rebecca lives at Clanton and Fred lives at Auburn, Alabama.

Q. You have two other children?

A. Yes sir.

Q. What are their names and ages?

A. Grady Dwight is 18 and Deborah is 14.

Q. They live with you in Baldwin County, Alabama?

A. Yes sir.

Q. Are all of these children heirs of Herman H. Deck, your husband?

A. Yes sir.

Q. Is your husband, Herman H. Deck dead?

A. Yes sir.

Q. When did he die?

A. July 28, 1958.

Q. Now at the time of his death, he owned certain property which we have listed here in paragraph two of this bill of complaint, is that correct?

A. Yes sir.

Q. On the 14th day of May, 1959, letters of guardianship were issued to you as guardian of Grady Dwight and Deborah Ann Deck, is that correct?

A. Yes sir.

Q. You have administered that guardianship since that time?

A. Yes sir.

Q. And the guardianship has been transferred to the Circuit court of Baldwin County, Alabama?

A. Yes sir.

Q. Has there been a final settlement of that estate?

A. No sir.

Q. No final settlement pending now, is there?

A. No sir.

Q. Were you appointed administrator of the estate of Herman H. Deck, deceased?

A. Yes sir.

- Q. Have all of the claims against the estate of Herman H. Deck been paid?
- A. Yes sir.
- Q. Now on August 1, 1959, the Court authorized you to make a mortgage and note to The Federal Land Bank of New Orleans, and pledge as security the interest of the minors in this land, along with your interest and the other children's interest, is that correct?
- A. Yes sir.
- Q. At the time the last decree was entered you used a part of of that money to pay off 120 acres of land, which Mr. Duck had contracted to purchase, is that right?
- A. Yes sir.
- Q. That land is listed in paragraph five of this Complaint?
- A. Yes sir.
- Q. Now will you please describe to the Court the purpose of this loan?
- A. For the care and maintenance of the two minors that are still there and repair the buildings on the farm and pay off the present Mortgage to The Federal Land Bank of New Orleans.
- Q. And a part of it is for their education, too, isn't it, Mrs. Deck?
- A. Yes sir.
- Q. You do not have sufficient income for their education, do you?
- A. No sir.
- Q. A part of this money will be used for that purpose?
- A. Yes sir.
- Q. Now do you need at this time \$7,500.00?
- A. Yes sir.
- Q. In addition to what you borrowed before?

Q. When -- Have you had a discussion with the manager of The Federal Land Bank's office in Robertsdale?

A. Yes sir.

Q. Did he advise you that it was necessary to make a new mortgage?

A. That is correct.

Q. A part of this money which we are asking for will be used to pay off the mortgage which you now have with The Federal Land Bank?

A. Yes sir.

Q. And the balance will be used for the care, support, maintenance and education of the two minors, together with making certain repairs on the property?

A. Yes sir.

Q. You are willing, along with Rebecca Jan Berrey and Frederick M. Deck, to mortgage your interest, along with the minor's interest for this purpose?

A. Yes sir.

Q. Do you have a power of Attorney from the two children, who have reached their majority?

A. Yes sir.

Q. What is the amount of the loan which you wish to make at this time?

A. \$17,500.00.

Q. How long do you have to repay that mortgage?

Q. You have signed an application for Membership, subscription to stock, with The Federal Land Bank in Robertsdale?

A. Yes sir.

Q. A copy of that application is attached and marked Exhibit a to your bill of complaint?

A. Yes sir.

Q. And you are asking the Court for authority to execute the proper papers - mortgage and note - to secure this loan?

A. Yes sir.

Q. In your opinion, is it to the best interest of the wards that you do this?

A. Yes sir.

Q. I believe you said the other children, Rebecca Jan Berrey and Frederick M. Deck, have agreed to assign their interest over to secure this mortgage?

A. Yes sir.

ON CROSS EXAMINATION BY GUARDIAN AD LITEM, PETITIONER TESTIFIED:

Examination by Mr. Hayes.

Q. You are the guardian of the two minors mentioned in the petition?

A. Yes sir.

Q. And they are both living with you?

A. Yes sir.

Q. Are you all living on a portion of the land described in the petition, and which you intend to mortgage to secure this loan?

A. Yes sir.

Q. And you own this land jointly with the children - the two minor children and the two adult children?

A. Yes sir.

Q. Have you, as guardian, been called on to expend sums of money

for their maintenance and support?

A. Yes sir.

Q. For what will you spend this money on?

A. On their education and support and repairs on the property.

Q. Are both of these minors in school?

A. Dwight has just finished highschool.

Q. Is he going on to School?

A. We have not settled that yet.

Q. It is your plan that he go to school?

A. If we can.

Q. Is it necessary that this money that you secure by this loan be used to further his education and Deborah's education?

A. Yes sir.

Q. Now are there certain repairs or maintenances to be performed on the property?

A. Yes sir, on the farm.

Q. Briefly, for the record, how about describing some of the repairs?

A. Tool shed and repairing the big barn.

Q. What do they need?

A. Rebuilding; we have salaged the big barn and are building a smaller barn.

Q. That will take considerable work and money.

A. Yes sir.

Q. Do you have an estimate of the amount of money that will take?

A. No.

Q. In your best judgment, how much will it require?

A. I would say \$3,500.00 to fix the tool shed and the barn.

Q. It will take approximately \$3,500.00 to put the buildings in usable condition, will it not?

A. Yes sir.

Q. And you do need further sums for the support and maintenance of the children?

A. Yes sir.

-----

C E R T I F I C A T E:

I hereby certify that the foregoing is a true and correct transcript of the testimony as taken by me, in open Court on the 13th day of November, 1961, in the above styled cause.

This 14th day of November, 1961.

---

Court Reporter



STATE OF ALABAMA

IN THE CIRCUIT COURT

BALDWIN COUNTY

IN EQUITY

EDITH MAXINE DECK, individually and  
EDITH MAXINE DECK, as guardian of  
Grady Dwight Deck, a minor, and  
Deborah Ann Deck, a minor

COMPLAINANTS

VS

REBECCA JAN BERREY,  
FREDERICK H. DECK, a minor of 18 years  
of age whose disability of non-age  
has been removed,  
GRADY DWIGHT DECK, a minor, and  
DEBORAH ANN DECK, a minor

RESPONDENTS

TO THE HONORABLE HUBERT M. HALL, JUDGE OF SAID COURT:

Comes now your Complainant, Edith Maxine Deck, individually and Edith Maxine Deck, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of 21 years and resides in Robertsdale, Baldwin County, Alabama, that Rebecca Jan Berrey is over the age of 21 years and resides at Auburn, Lee County, Alabama, that Frederick H. Deck is 18 years of age, that his disability of non-age was removed in this court by a decree dated 16th day of January, 1959 and resides at Auburn, Lee County, Alabama, that Grady Dwight Deck is a minor over the age of 14 years and Deborah Ann Deck is a minor under the age of fourteen years and are both in the custody of your Petitioner who is their mother.

2.

Complainant says further that Herman H. Deck departed this life in Robertsdale, Alabama, on the 28th day of July, 1958 and left surviving him your Complainant who is his widow and the respondents, Rebecca Jan Berrey, Frederick H. Deck, Grady Dwight Deck, and Deborah Ann Deck, who are his children and are his heirs and only heirs at law. That at the time of his death the said Herman H. Deck was seized and possessed of the following described property and that the Complainant and Respondents now jointly own as tenants in common the following described land located in Baldwin County, Alabama:

East half of Northeast quarter, Section 1, Township 6 South, Range 4 East, 80 acres  
East half of Northwest quarter of Northeast quarter, Section 1, Township 6 South, Range 4 East, 20 acres  
Northwest quarter of Northwest quarter of Northeast quarter, Section 1, Township 6 South, Range 4 East, 10 acres

South three-quarters of Southwest quarter of Southeast quarter, Section 36, Township 6 South, Range 4 East, 30 acres.

West half of West half of Northwest quarter, Section 6, Township 6 South, Range 5 East, 40 acres  
East half of Northwest quarter of Northwest quarter, Section 6, Township 6 South, Range 5 East, 20 acres

West half of Northwest quarter of Southwest quarter, Section 7, Township 6 South, Range 5 East, 40 acres  
South half of Southeast quarter of Northwest quarter of Southwest quarter of Section 7, Township 6 South, Range 5 East, 5 acres.

Northeast quarter of Southeast quarter, Section 12, Township 6 South, Range 4 East, 40 acres  
East half of Southeast quarter of Southeast quarter, Section 12, Township 6 South, Range 4 East, 20 acres

And a one-half interest in the following described property in Baldwin County, Alabama:

East half of Southwest quarter of Northwest quarter, Section 6, Township 6 South, Range 5 East, 80 acres  
North half of Southeast quarter of Northwest quarter of Southwest quarter, Section 7, Township 6 South, Range 5 East, 5 acres  
South quarter of Northeast quarter of Northwest quarter of Southwest quarter, Section 7, Township 6 South, Range 5 East, 5 acres.

3.

Complainant alleges that on the 14th day of May, 1959, Letters of Guardianship of the estate of Grady Dwight Deck and Deborah Ann Deck, minors, were issued to her.

Complainant alleges that after her appointment as such guardian, she entered upon the administration of the Guardianship of the estate of said minors; that she caused the same to be transferred from Probate Court of Baldwin County, Alabama to this Court; that she has administered said estate continuously from her appointment; that there has been no final settlement of said estate and there is not now pending any final settlement.

The Complainant further alleges that she was duly appointed administratrix of the estate of Herman H. Deck, Deceased, by the Probate Court of Baldwin County, Alabama on the 3rd day of October, 1958 and that this administration has been transferred to this Court where the same is now pending.

4.

Your Complainant avers that Herman H. Deck and his two sons were operating a live stock farm on the above described land at the time of his death; and that your complainant and these sons are still operating this farm.

5.

Your Complainant further avers that Herman H. Deck had intended to divide his land among his children during his lifetime and that pursuant to this intention, he caused the following described land to be conveyed to his son, Frederick H. Deck: to-wit:

East half of the Southwest quarter and Southwest quarter of the Southwest quarter of Section 7, Township 6 South, Range 5 East, containing 120 acres, more or less

Your Complainant avers that Herman H. Deck made the down payment on the purchase of this land in the amount of ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00) cash and that there is now a balance due on this land of FIVE THOUSAND FOUR HUNDRED DOLLARS (\$5,400.00) That said land was conveyed by Gerald C. Coggins and Myrtis K. Coggins, J. P. Altmayer and Nan H. Altmayer by a deed dated, January 20, 1958 and recorded in the Office of the Probate Judge, Baldwin County, Alabama in Deed Book 263, page 557; that this is a Warranty Deed with a Vendor's Lien for the unpaid purchase price; said payments are as follows: ONE THOUSAND EIGHT HUNDRED DOLLARS (\$1,800.00) plus interest at 6 percent on the unpaid balance one year from date of the execution of the instrument; second payment in the same amount two years from the date of the execution of the instrument; the same amount three years from the date of the execution of the instrument.

That Frederick H. Deck has made no payment of any part of this purchase price for this land. Your Complainant further avers that Herman H. Deck did not convey any land to any of the other children in the family and because of this, Frederick H. Deck, a minor of 18 years of age and whose disability of non-age has been removed, has transferred the title to the above described land to the heirs of Herman H. Deck.

Your Complainant avers that this last described tract of land is well worth the amount that Herman H. Deck agreed to pay for the same.

6.

Your Complainant further avers that the estate of Herman H. Deck now owes the following debts:

1. A mortgage on 30 acres in Baldwin County, purchased from Jack Dunlap, \$600.00, recorded in Mortgage Book 298, pages 427-8, filed July 18, 1958
2. An account with Silverhill Farmers Association for fertilizer, \$487.55, filed and allowed October 16, 1958

Your Complainant says further that the estate of Herman H. Deck owes her individually FOUR HUNDRED FIFTY-EIGHT DOLLARS (\$458.00), money she expended in payment of taxes on the above described lands and for funeral expenses in the amount of \$ 430.<sup>00</sup>/<sub>100</sub> paid by her for Herman H. Deck, deceased.

7.

Your Complainant further alleges that she does not have a sufficient income to maintain and support herself and her minor children and that it is necessary for her to have additional money, other than that which she is now receiving, to properly support and maintain the said children and to send them through school, and to pay the indebtedness alleged in paragraph 6. Further that a large portion of the buildings, including the home, on this land are in a bad state of repair and that it is necessary to purchase building materials for use in making necessary repairs of a permanent nature and to employ a contractor to do the same.

Your Complainant alleges that she and her wards need the sum of TEN THOUSAND DOLLARS (\$10,000.00) with which to pay said indebtedness, and for the maintenance and support of the said minor children and to make the said permanent repairs.

8.

Your complainant alleges that she individually and as guardian for Grady Dwight Deck and Deborah Ann Deck, minors, has made application to the Gulf National Farm Loan Association to borrow TEN THOUSAND DOLLARS (\$10,000.00) payable in thirty (30) years and that she individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, has offered as security for the loan of TEN THOUSAND DOLLARS (\$10,000.00) a mortgage on the lands hereinafter described:

The South 30 acres of the Southwest quarter of the Southeast quarter, Section 36, Township 5 South, Range 4 East; West half of the Northwest quarter of the Southwest quarter and the South half of the Southeast quarter of the Northwest quarter of the Southwest quarter, Section 7, Township 6 South, Range 5 East; the Northeast quarter of the Southeast quarter and the East half of the Southeast quarter of the Southeast quarter, Section 13, Township 6 South, Range 4 East; East half of the Northeast quarter and the Northwest quarter of the Northeast quarter, except the Southwest 10 acres, Section 1, Township 6 South, Range 4 East; West half of the Northwest quarter, Section 6, Township 6 South, Range 5 East; containing 305 acres in all, more or less

Subject to oil, gas and mineral reservations in deed from the Federal Land Bank of New Orleans, dated 15 January, 1951 and recorded in Deed Book 74, page 333, Baldwin County Probate Records.

Subject to oil, gas and mineral reservations made by Denniston Boykin Company, Inc. in that lease, dated 7 October, 1943 and recorded in Deed Book 81, page 233.

Subject to reservations for public roads along section and half section lines.

The complainant alleges that this loan is payable in thirty annual installments at  $5\frac{1}{2}$  percent per annum. Complainant alleges that she individually and as said guardian in connection with her application for said loan has made application for membership and subscribed for stock in the Gulf National Farm Loan Association in the sum of FIVE DOLLARS (\$5.00) for each ONE HUNDRED DOLLARS (\$100.00) or fraction thereof borrowed on said loan, a true and correct copy of said application for said loan and for membership and subscription for said stock is hereto attached and made a part of hereof as "Exhibit A". The complainant alleges that the application is made to the Gulf National Farm Loan association for a loan from the Federal Land Bank of New Orleans and that in order to obtain said loan it is necessary that she individually and as guardian of her said wards, to-wit: Grady Dwight Deck and Deborah Ann Deck, execute a note to evidence said indebtedness for TEN THOUSAND DOLLARS (\$10,000.00) and mortgage on the lands hereinabove described to secure the payment of the same. Complainant further alleges in order to obtain said loan from the Federal Land Bank of New Orleans through the Gulf National Farm Loan Association that it will be necessary for her, as guardian of Grady Dwight Deck and Deborah Ann Deck, to sign on their behalf the disbursement schedule authorizing the Association, to-wit: The Gulf National Farm Loan, to disburse the loan proceeds to the holders of any existing liens and the balance to the extent of the interest of the said Grady Dwight Deck and Deborah Ann Deck to your complainant as guardian for the benefit of her said wards.

Complainant alleges that it is to the best interest of her wards, Grady Dwight Deck and Deborah Ann Deck, minors, that the above described loan from the Federal Land Bank of New Orleans be obtained and that she as Guardian be authorized and empowered to execute the application for said loan, the application for membership in the Gulf National Farm Loan Association, execute the note for TEN THOUSAND DOLLARS (\$10,000.00) evidencing the said indebtedness to the Federal Land Bank of New Orleans, to execute a mortgage on the lands hereinabove described to secure the payment of said loan, and to sign on behalf of her said wards the schedule authorizing the Gulf National Farm Loan Association to disburse the loan proceeds to the holders of any existing liens, including the Tax Collector for current taxes, and the balance to the extent of the interest of the said Grady Dwight Deck and Deborah Ann Deck, minors, to herself as guardian for the benefit of her said wards.

Complainant would further show unto the Court that the Respondents, Rebecca Jan Berrey who is the daughter of your complainant and over twenty-one years of age, as aforesaid and Frederick H. Deck who is the son of your complainant and who is eighteen years of age and whose disability of non-age has been removed, as aforesaid, have agreed to join with your complainant in the application for said loan, the application for membership in the Gulf National Farm Loan Association, subscribe for stock in the Gulf National Farm Loan Association, execute a note for TEN THOUSAND DOLLARS (\$10,000.00) evidencing the said indebtedness to the said Federal Land Bank of New Orleans, to execute a mortgage conveying any and all interest she may have in the lands hereinabove described to secure the payment of said note, and to do any and all other acts and things as may become necessary in connection with procuring said loan.

THE PREMISES CONSIDERED, COMPLAINANT PRAYS:

(a) That Rebecca Jan Berrey, Frederick H. Deck, a minor of 18 years of age whose disability of non-age has been removed, and Grady Dwight Deck and Deborah Ann Deck, minors be made parties defendant to this bill of Complaint; that the proper process of this Court issue and be served upon the said Rebecca Jan Berrey, Frederick H. Deck, and Grady Dwight Deck and Deborah Ann Deck, minors, and that they be required to answer, plead or demur hereto within the time required by law.

(b) That a guardian ad litem be named and appointed to represent and protect the minors herein shown to be under fourteen years of age, and that upon failure of the minors shown to be over fourteen years of age to nominate a guardian ad litem to represent them, on a hearing of this cause, in the manner and within the time required by law, a guardian ad litem be appointed for them by this Honorable Court to represent, protect and defend their interests upon a hearing of this cause.

(c) That your complainant, as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, be authorized and empowered: To execute the loan application herein described, to execute the application for membership and the subscription for stock as herein described, to execute the note and mortgage herein described and to execute the disbursement schedule as herein described.

Complainant prays for such other, further or general relief to which she may be entitled in the premises.

WILTERS AND BRANTLEY

BY: Albert M. Brantley  
Solicitor for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for said State and County, personally appeared Edith Maxine Deck, who being by me first duly sworn on oath, deposes and says that the allegations of the foregoing petition are true and correct.

Edith Maxine Deck

Sworn to and subscribed before me this the 19<sup>th</sup> day of August,  
1959.



AUG 20 1959

MADE J. DUNN, CLERK  
MADE S. BOON, REGISTER

Phillip S. Nesbit  
NOTARY PUBLIC  
State of Alabama  
at Large

STATE OF ALABAMA

§

IN THE CIRCUIT COURT

BALDWIN COUNTY

§

IN EQUITY

EDITH MAXINE DECK, individually and  
EDITH MAXINE DECK, as guardian of  
Grady Dwight Deck, a minor, and  
Deborah Ann Deck, a minor

COMPLAINANTS

VS

REBECCA JAN BERREY,  
FREDERICK H. DECK, a minor of 18 years  
of age whose disability of non-age  
has been removed,  
GRADY DWIGHT DECK, a minor, and  
DEBORAH ANN DECK, a minor

RESPONDENTS

Comes now, Rebecca Jan Berrey and Frederick H. Deck, Respondents in the above cause, in their own proper persons, and for answer to the Original Bill of Complaint filed herein, aver and say:

1. Respondents admit as true the allegations of Section 1 of the Original Bill of Complaint.
2. Respondents are not informed as to the allegations of Section 2 of the Original Bill of Complaint, and neither admit or deny the same, but demand strict legal proof thereof.
3. Respondents admit as true the allegations of Section 3 of the Original Bill of Complaint.
4. Respondents admit as true the allegations of Section 4 of the Original Bill of Complaint.
5. Respondents admit as true the allegations of Section 5 of the Original Bill of Complaint.
6. Respondents admit as true the allegations of Section 6 of the Original Bill of Complaint.
7. Respondents admit as true the allegations of Section 7 of the Original Bill of Complaint, and avers that unless immediate financial assistance is had, they too, will lose whatever interests they may have in and to said lands.
8. Respondents admit as true the allegations of Section 8 of the Original Bill of Complaint, and aver that it will be to the interest of the minors that said loan be made, and your Respondents have agreed and do hereby agree to join in the execution of the mortgage and note to the Federal Land Bank of New Orleans, and to do all other acts as may be required by the said Federal Land Bank in connection with said loan.



9. Respondents admit as true the allegations of Section 9 of the Original Bill of Complaint.

Rebecca Jan Surrey  
Respondent

X Frederick W. Dech  
Respondent

STATE OF ALABAMA

§( PROBATE COURT

BALDWIN COUNTY

§ \_\_\_\_\_, 1959

GRADY DWIGHT DECK AND DEBORAH ANN DECK, ESTATE OF

This day came Edith Maxine Deck and filed her application in writing and under oath in this Court stating that Grady Dwight Deck who is a minor over the age of 14 years and Deborah Ann Deck who is a minor under the age of 14 years, are residents of this county, without a father or guardian, and have an estate in this State estimated to be worth about FIVE THOUSAND dollars, and that petitioner is a resident of this State; and praying that she may be appointed guardian of said minors; and said Edith Maxine Deck having also filed her bond as such guardian, in the sum of TEN THOUSAND dollars, with FIDELITY AND CASUALTY COMPANY OF NEW YORK, N. Y.

as security therein, conditioned and approved as required by law;

IT IS ORDERED AND DECREED by the Court that letters of guardianship over the persons and estates of said minors, be granted and issued forthwith to said Edith Maxine Deck. It is further ordered that said petition be recorded.

It is further ordered, that said Edith Maxine Deck as such guardian proceed immediately to collect and take into her possession all of the estate, real and personal, of said wards, and to make and return to this Court, within three months a full and complete inventory of the same.

W. R. Stuart  
Judge of Probate

By: Amy M. Doherty, Chief Clerk.

Bay Minette, Ala.,

6/5/59

19

Est: Grady Dwight Deck, etal, Minor

IN ACCOUNT WITH

W. R. STUART

JUDGE OF PROBATE, BALDWIN COUNTY

PLEASE RETURN BILL WITH REMITTANCE

Recording	from	to	Privilege Tax	Rec. Fee	Total
	Court Costs --				\$7.75

STATE OF ALABAMA  
BALDWIN COUNTY

IN THE PROBATE COURT

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

The undersigned Edith Maxine Deck, your petitioner, respectfully represents unto your Honor that Grady Dwight Deck is a minor, aged fifteen years on the 2nd day of August, 1958 and that Deborah Ann Deck is a minor, aged eleven years on the 10th day of July, 1958, that the said minors have no father living; or other legal guardian residing in this State; are residents of this county and have an estate in their own right situated in this State; which estate is estimated to be worth about FIVE THOUSAND dollars; that your petitioner is mother of the said minors; and a resident of this State; and now prays your Honor that she may be appointed guardian of the estate of the said minors, Grady Dwight Deck and Deborah Ann Deck upon her entering into bond in such sum as is by law required; and with security or securities to be approved by your Honor.

Edith Maxine Deck  
Petitioner

STATE OF ALABAMA  
BALDWIN COUNTY

Edith Maxine Deck, being duly sworn, deposes and says that the facts averred in the above petition are true, according to the best of her knowledge and belief.

Edith Maxine Deck  
Petitioner

Subscribed and sworn to before me this 6<sup>th</sup> day of May, 1959.

Phyllis S. Nestor  
Notary Public, State of Alabama  
at Large

STATE OF ALABAMA, BALDWIN COUNTY  
Filed May 14, 1959  
Recorded Prot & Min book 20 page 18  
W.R. Stuart  
Judge of Probate

STATE OF ALABAMA

COUNTY OF BALDWIN

I, Grady Dwight Deck, do hereby declare on oath that I am a minor over 14 years of age; and that I do hereby nominate in person Edith Maxine Deck, of Baldwin County, Alabama, who is a suitable person, to be my guardian, and hereby request the probate court to appoint her as my guardian.

Witness my hand this the 6<sup>th</sup> day of May, 1959.

Grady Dwight Deck

STATE OF ALABAMA

COUNTY OF BALDWIN

I, DEBORAH ANN DECK, do hereby declare on oath that I am a minor under 14 years of age; and that I do hereby nominate in person Edith Maxine Deck, of Baldwin County, Alabama, who is a suitable person, to be my guardian, and hereby request the probate court to appoint her as my guardian.

Witness my hand this the 6<sup>th</sup> day of May, 1959.

Deborah Ann Deck  
~~Grady Dwight Deck~~

STATE OF ALABAMA

COUNTY OF BALDWIN

I, Raylino S. Nesbit a Notary Public, in and for said County, in said State, hereby certify that Grady Dwight Deck, who is a minor over the age of 14 years, and Deborah Ann Deck, who is a minor under the age of 14 years, appeared before me in their own proper persons this day and did declare that they nominate their mother, Edith Maxine Deck, of Baldwin County, Alabama, as their guardian to take charge of their estate and manage the same as required by the laws relating to guardian and ward in Alabama.

Given under my hand this the 6<sup>th</sup> day of May, 1959.

Raylino S. Nesbit  
Notary Public, State of Alabama at Large

B O N D

STATE OF ALABAMA  
BALDWIN COUNTY

||  
||  
||  
||  
||  
||

PROBATE COURT OF BALDWIN COUNTY,  
ALABAMA

GRADY DWIGHT DECK AND DEBORAH ANN  
DECK, MINORS, ESTATE OF

KNOW ALL MEN BY THESE PRESENTS, That we, Edith Maxine Deck and THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, N.Y., of the County and State aforesaid, are held and firmly bound unto W.R. Stuart, Judge of the Court of Probate for said County, and his successors in office, in the penal sum of TEN THOUSAND DOLLARS (\$10,000.00) for which payment, well and truly to be made and done, we bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents. And we waive in favor of this bond all right to claim any exemption of personal property allowed by the laws of the State of Alabama.

Sealed with our seals and dated this 13th day of May, 1959.

The condition of the above obligation is such, that whereas the above bound Edith Maxine Deck has been appointed guardian of the estate of Grady Dwight Deck and Deborah Ann Deck, minors.

Now, if said Edith Maxine Deck shall well and truly preform all the duties which are or may be by law required of her as such guardian, then the above obligation to be void; otherwise to remain in full force.

Edith Maxine Deck

Taken, approved, and ordered to be recorded this 14th day of May, 1959.

W. R. Stuart  
Judge of Probate

By: Nancy M. Doline Chief Clerk

STATE OF ALABAMA, BALDWIN COUNTY  
Filed May 14, 1959 M  
Recorded Pro M in book 20 page 20  
W. R. Stuart  
Judge of Probate HS

THE FIDELITY & CASUALTY CO. OF N.Y.  
Grady P. Gilbert, Jr.  
By: Grady P. Gilbert, Jr.  
Grady P. Gilbert, Jr.  
Attorney in Fact

LETTERS OF GUARDIANSHIP.

1403-3

Printed and For Sale by Roberts & Son, Birmingham

THE STATE OF ALABAMA }

Baldwin COUNTY }

PROBATE COURT

LETTERS OF GUARDIANSHIP OVER THE ESTATE OF

Grady Dwight Deck, a minor, over the age of fourteen years,

Deborah Ann Deck, a minor, under the age of fourteen years,

, a minor, the age of fourteen years,

, a minor, the age of fourteen years,

, a minor, the age of fourteen years,

are hereby granted to Edith Maxine Deck, who has duly qualified and given bond as required by law, and is authorized to discharge all the functions attached to said guardianship.

Dated this 14th day of May A.D. 19 59.

Code 1940—Tit. 21, Sec. 1.

W. R. Stewart, Judge of Probate

By: Henry M. Dobbins Chief Clerk

EDITH MAXINE DECK, individually, )  
and Edith Maxine Deck, as guardian )  
of Grady Dwight Deck, a minor and )  
Deborah Ann Deck, a minor, )

COMPLAINANTS

VS

REBECCA JAN BERRY, FREDERICK )  
H. DECK, a minor of 18 years )  
of age whose disability of )  
non-age has been removed, )  
Grady Dwight Deck, a minor, )  
and Deborah Ann Deck, a minor, )

RESPONDENTS

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

ORDER

This day came Edith Maxine Deck, individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, and presented to the court a mortgage and note from herself individually and as guardian of Grady Dwight Deck and Deborah Ann Deck, minors, and others, to the Federal Land Bank of New Orleans upon the lands described in the original petition in this cause and the court having perused and considered the same, is of the opinion that the same should be confirmed.

IT IS THEREFORE ordered, adjudged and decreed that the mortgage and note heretofore referred to be and it is hereby confirmed.

Done this 26<sup>th</sup> day of August, 1959.

*Hubert M. Jace*  
CIRCUIT JUDGE

FILED

AUG 26 1959

ALICE J. DUCK, Register



**APPLICATION FOR LOAN**

F-599 (REV. 10/58)

*Exhibit A*  
(Fill out in ink or typewriter)

APPROVED  
BUREAU OF THE BUDGET  
FORM NO. 40-R910

APPLICATION NO.	APPRAISAL FEE PAID (Date)		REAPPRAISAL FEE PAID (Date)		F.L.B. LOAN NO.
	AMOUNT	EARNED	AMOUNT	EARNED	
DATE RECEIVED	REFUNDED	(Date)	BY	APPROVED FOR APPRAISAL (By)	(Date)

**ABOVE FOR BANK USE ONLY**

SOURCE OF APPLICATION <b>Former Borrower</b>			TIMBER LOAN <input type="checkbox"/> YES <input type="checkbox"/> NO	IDENTICAL SECURITY <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
APPLICANT <b>Edith Maxine Deck, <del>Wife of deceased</del> individually</b>			ADDRESS <b>Route 1, E obertsdale, Ala.</b>	
As Attorney in fact of Rebecca Jan Berry and Frederick H. Deck and			TEL. NO. <b>WI 7-5406</b>	
APPLICANT <b>As Guardian of Grady Dwight Deck and Deborah Ann Deck, minors</b>			WIFE OR HUSBAND ADDRESS TEL. NO.	

**TO THE FEDERAL LAND BANK OF NEW ORLEANS (hereinafter called Lender): I HEREBY APPLY FOR A LOAN**

THROUGH THE (NAME OF N.F.L.A. HEREINAFTER CALLED ASSOCIATION) <b>Gulf</b>	IN THE AMOUNT OF (Spell out) <b>Ten Thousand and No/100</b>	PAYABLE IN (No. Years) <b>30</b>
I OFFER AS SECURITY FOR THE LOAN A MORTGAGE ON:	NO. OF ACRES (More or less) <b>305</b>	LOCATED (No. Miles) (Direction) <b>FROM (Nearest post office)</b>
NO. MILES (Direction) FROM (Nearest highway, No., Type)	MORE SPECIFICALLY DESCRIBED AS	WARD OR BEAT NO. COUNTY STATE <b>Baldwin Ala.</b>

DESCRIPTION OF PROPERTY	SEC.	TWP.	RANGE
(Copy from deeds, title, copies of maps, surveys, and subdivisions, with all references made)		IN S.	E-W

THE MAIN TRACT <input checked="" type="checkbox"/> IS <input type="checkbox"/> IS NOT ON A PUBLIC ROAD	<input type="checkbox"/> I DO <input checked="" type="checkbox"/> DO NOT OWN TITLE TO THE RIGHT OF WAY
THE PROPERTY <input type="checkbox"/> IS <input checked="" type="checkbox"/> IS NOT IN AN IMPROVEMENT DISTRICT	(Name of District) LAST YEAR'S TAXES (inc. homestead exempt.) NET TAXES \$ \$

**B. TIMBER AND MINERALS**

IS THERE AN OUTSTANDING TIMBER SALE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EXPIRES (Date)	IS THERE AN OUTSTANDING TURPENTINE LEASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	EXPIRATION DATE
HAVE OIL, GAS, OR MINERAL RIGHTS BEEN SOLD, RESERVED OR LEASED? (Discuss)			

**C. FINANCIAL STATEMENT OF: Applicants**

ASSETS					VALUE	LIABILITIES		AMOUNT
FARM TO BE MORTGAGED						MORTGAGE ON, OR AMOUNT DUE FOR DEED TO, FARM TO BE MORTGAGED		
LAND	NO ACRES	BUILDINGS	VALUE	INSURANCE CARRIED		TO	DATE INCURRED	
CULTIVATED	130	MAIN DWELLING	\$ 8000.	\$ 5000.			\$	
		OTHER DWELLINGS	500.	---			\$	
PASTURE	175	MAIN BARN	600.	600.			\$	
TIMBER		OTHER BARN	500.	---			\$	
WASTE LAND							\$	
TOTAL					305	TOTAL \$	9600.	\$ 5600.
Market value of this farm							\$ 46,000.	
OTHER FARMS (Give acreage and value)							\$ 22,000.	
300 farm or timber land							30,000.	
OTHER REAL ESTATE (Describe)								
Restaurant - <del>shop and filling station</del>								
PERSONAL PROPERTY (Describe)								
LIVESTOCK	46 cattle		\$ 4600.					
	5 head horses		\$ 580					
			\$	\$ 5180.				
EQUIPMENT	1 tractor and e		\$ 1200.					
			\$	\$ 1200.				
GROWING CROPS	30 acres oats		\$ 600.					
FEED ON HAND			\$					
MARKETABLE PRODUCTS ON HAND			\$ 1400.					
OTHER ASSETS								
CASH			\$ 800.		AGR.		\$ 550.	
COLLECTIBLE NOTES AND ACCOUNTS			\$		NON-AGR.		\$	
SALEABLE STOCKS AND BONDS			\$ 300.					
TOTAL ASSETS					\$ 107,180.	TOTAL LIABILITIES		\$ 8150.
						NET WORTH		\$ 99,330.

MY CONTINGENT LIABILITIES ON BONDS, ENDORSED NOTES, GUARANTEES, BANK STOCKS, OR OTHER LIKE OBLIGATIONS ARE (Describe fully)  
**No**

OTHER INCOME <b>\$75-400 per mo. 2600 per yr.</b>	SOURCE <b>rent on B'dale Bldg. Rend on Rest. etc. Pensacola</b>	DEPENDABILITY <b>yes</b>
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Bookkeeper

I ACQUIRED, OR AM ABOUT TO ACQUIRE, THIS PROPERTY IN THE FOLLOWING MANNER

DATE ACQUIRED	ACRES	FROM WHOM ACQUIRED (If relative, state relation)	CASH PAYMENT	MORTGAGE OR CONTRACT	TRADE VALUE AT	TOTAL PURCHASE PRICE
1937	215	Various	\$ 1480	\$	\$	\$ 5080
to 1945						

THE FOLLOWING IMPROVEMENTS HAVE BEEN MADE ON THE PROPERTY (Describe)

All

VALUE OF IMPROVEMENTS \$ 5000.

TYPE OF CROP	CROP YEAR	ACRES	TOTAL YIELD	SALES OF EACH CROP IN DOLLARS	% OF 3-YEAR AVERAGE	SUB-TOTAL BROUGHT FORWARD:		% OF 3-YEAR AVERAGE
						\$		
						CASH SALES FROM		
						LIVESTOCK		
						DAIRY PRODUCTS		
						POULTRY PRODUCTS		
						CROPS & CROP PRODUCTS		
						OTHER CASH RECEIPTS		
TOTAL								
ALLOTMENTS FOR THIS FARM (NFA will comply with ASC Office)			FOR THE YEAR	COTTON	CANE	PEANUTS	WHEAT	ORICE

F. PURPOSES OF LOAN

A  TO REFINANCE INDEBTEDNESS (Explain) \$

B  TO PROVIDE BUILDING AND IMPROVEMENTS ON FARM LANDS

HOUSE OR BARN	ROOMS NO.	ROOMS SIZE	MATERIAL	FOUNDA-TION	ROOF	BATH YES NO	ESTIMATED VALUE WHEN COMPLETED
INTERIOR FINISH		EXTERIOR FINISH		VALUE MATERIALS ON HAND		TYPE OF LABOR	
WORK TO BEGIN		ESTIMATED TIME TO COMPLETE		REMARKS			

C  REPAIRS AND/OR IMPROVEMENTS TO BUILDINGS AND/OR LAND (Pasture, fencing, clearing, drainage, etc.) (Explain) \$

D  TO PURCHASE (No. Acres) ACRES OF LAND FOR AGRI-CULTURAL PURPOSES WHICH  WILL  WILL NOT BE INCLUDED IN THE MORTGAGE \$

E  OTHER PURPOSES (Describe) \$

F  TO PAY FOR STOCK (5% OF LOAN) IN NATIONAL FARM LOAN ASSOCIATION AND LOAN EXPENSE \$

TOTAL (Must equal amount applied for herein) \$

G. PERSONAL STATEMENT

If there are applicants other than husband and wife, a statement must be attached, giving the information requested below in regard to EACH such applicant.

I AM A NATIVE OF **Alabama**  I AM  AM NOT A CITIZEN OF THE UNITED STATES  AM  SINGLE  MARRIED **Widow**

MY AGE **45** WIFE'S/HUSBAND'S AGE **decd** NO. BOYS **2** (Ages) **19 & 15** NO. GIRLS **22 & 11**

NO. OF CHILDREN RESIDING ON FARM AND ASSISTING IN FARM WORK **2**  I HAVE  HAVE BEEN DIVORCED I WAS MARRIED TO MY PRESENT WIFE/HUSBAND IN **1935**

MY PRINCIPAL OCCUPATION IS **Bookkeeper and Farmer** MY ACTUAL RESIDENCE NOW IS AT **On** NO OF MILES FROM PROP. **Sons and hired labor**

I DO  DO NOT PARTICIPATE TO A SUBSTANTIAL DEGREE IN THE ACTUAL MANAGEMENT AND OPERATION OF THIS OR OTHER FARMS.  IS  IS NOT DERIVED FROM FARMING

I HEREBY AGREE, (1) TO DELIVER TO LENDER FOR ITS CUSTODY POLICIES OF INSURANCE IN THE KINDS AND IN AT LEAST THE AMOUNTS REQUIRED WITH APPROPRIATE ENDORSEMENTS COVERING LENDER'S INTEREST AS MORTGAGEE; (2) THAT APPROVAL OF THIS APPLICATION, IF GRANTED, MAY BE WITHDRAWN AT ANY TIME BEFORE THE LOAN PROCEEDS ARE DISBURSED WITHOUT ANY LIABILITY TO ME ON THE PART OF LENDER; (3) TO PAY ALL FEES FOR RECORDING INSTRUMENTS NECESSARY TO COMPLETE THIS LOAN; AND (4) TO PAY, WHETHER OR NOT SAID LOAN IS COMPLETED, REASONABLE FEES ASSESSED IN ACCORDANCE WITH RULES AND REGULATIONS APPROVED BY THE FARM CREDIT ADMINISTRATION AND ALL COST (INCLUDING ATTORNEY'S FEES) OF PROVING TITLE TO THE PROPERTY ON WHICH THE LOAN APPROVAL IS BASED. I HEREBY AUTHORIZE LENDER OR ASSOCIATION (1) TO DEDUCT AND PAY OUT OF THE PROCEEDS OF THIS LOAN ANY AND ALL OF MY DEBTS, LIENS OR OBLIGATIONS, INCLUDING STOCK SUBSCRIPTION, WHICH MAY BE NECESSARY IN ORDER TO CLOSE THIS LOAN, (2) TO DEPOSIT THE NET PROCEEDS OF THIS LOAN TO ASSOCIATION'S ACCOUNT IN A BANK OF ASSOCIATION'S CHOICE, SUBJECT TO WITHDRAWAL AND DISBURSEMENT IN MY BEHALF FOR THE PURPOSES STATED THEREIN, AND (3) IF THIS IS AN ADDITIONAL LOAN, TO RETIRE ALL CAPITAL STOCK OVER THE MINIMUM REQUIREMENT IN MY NAME IN CONNECTION WITH ALL LOANS BY LENDER ON SAME OR PART OF THE SAME SECURITY. I HEREBY MAKE APPLICATION FOR MEMBERSHIP AND SUBSCRIBE FOR STOCK IN ASSOCIATION IN THE SUM OF \$5.00 FOR EACH \$100.00 OR MAJOR FRACTION THEREOF BORROWED BY ME.

IF THE TITLE TO THIS LAND IS HELD JOINTLY AND IF THE LOAN IS MADE THROUGH A NATIONAL FARM LOAN ASSOCIATION, AUTHORITY IS HEREBY GIVEN: **Edith Maxine Deek** TO ACT FOR AND ON BEHALF OF THE OTHER OWNER OR JOINT OWNERS.

H. OTHER LOANS AND APPLICATIONS

(A) THIS PROPERTY IS NOW MORTGAGED TO THE FEDERAL LAND BANK OR FEDERAL FARM MORTGAGE CORP. AS LOAN (Number) IN THE NAME OF **159858** HAS HAD A LOAN MADE ON IT WITHIN THE PAST 10 YEARS AS LOAN NO. **159858**

IN THE NAME OF **H. H. and Edith Deek** OR IS IDENTICAL TO THAT OF DECLINED OR WITHDRAWN APPLICATION NO. IN THE NAME OF (Past 5 years only)

(B) I AM LIABLE ON OTHER LOANS FROM THE FEDERAL LAND BANK OR FEDERAL FARM MORTGAGE CORPORATION AND HAVE OTHER PENDING APPLICATIONS AS FOLLOWS (Give amount and number)

SIGNATURES

IF TITLE IS HELD BY TWO OR MORE JOINT OWNERS, ALL JOINT OWNERS SHOULD SIGN APPLICATION

WITNESSES	DATE	APPLICANTS
	<b>1-21-59</b>	<b>Edith Maxine Deek</b>
<i>Edith Maxine Deek</i>		
<i>Individually and as Guardian of Grady Dwight Deek &amp; Nettie Ann Deek and as Attorney in fact for Rebecca Ann Deek and Frederick H. Deek</i>		

MY ABSTRACT WILL BE PREPARED BY (Name and address of attorney or abstractor)

230-222

The South 30 acres of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 36, Township 5 South, Range 4 East; W $\frac{1}{2}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  and S $\frac{1}{2}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7, Township 6 South, Range 5 East; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 13, Township 6 South, Range 4 East. E $\frac{1}{2}$  of NE $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , except the SW 10 acres, Section 1, Township 6 South, Range 4 East. W $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 6, Township 6 South, Range 5 East. Containing 305 acres in all, more or less.