

HUBERT M. HALL,

Complainant,

VS.

JOHN C. WILKIRSON, ET AL, Respondents.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,
IN EQUITY,
NUMBER 197.

This cause coming on to be heard was submitted for final decree on the Fleadings, Decrees Pro Confesso and Proof as noted by the Register, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DEGREED that the Respondents, John G. Wilkinson, Chas. D. Mirtley, G. S. DuBose and M. H. Ellison, or either of them, have no right, estate, title, claim, interest in, or incumbrance upon the following described lands, or any part thereof, to-wit:

The Morthwest quarter; the Mest half of the Mortheust quarter of Section 15, Township 6 South of Range 4 East; and the Southeast quarter of the Southeast quarter of the Southeast quarter of the Southwest quarter of Section 10, Township 6 South of Range 4 East, in Baldwin County, Alabama;

and that the title to the same and to each and every parcel thereof is vested in Hubert M. Hall as against the said John C. Wilkinson, Chas. D. Kirtley, C. S. DuBose and W. H. Ellison.

IT IS FURTHER CRDERED that the Register of the Court, within thirty days from the rendition of this decree, file a certified transcript thereof for record in the Probate Court of Baldwin County, Alabama, and that the costs thereof be taxed in the costs of this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs in this cause for which execution may issue.

Done at Baffenelle, Alabana, on this /

4 %

May , 1936.

Judge of the twenty-first Judicial Circuit of Alabama. Circuit Court, Baldwin County, Ala.,

PLAINTIFF BILL OF COST Cts. Dollars AMOUNT BROUGHT FORWARD Fees of Register りし For receiving, keeping and paying out or distributing Filling each bill and other papers \_\_\_\_\_ \$ 10 money, etc. 1st \$1,000 1 per ct.; all over \$1.000 and 06 not over \$5,000, 3-4 of 1 perct.; all over \$5,000 and Issuing each Subpoena not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,k 0 Issuing each copy thereof ..... 000, 1-4 of 1 per ct. Entering each return thereof ..... 60 Receiving, keeping and paying out money paid into court, etc., 1-2 of 1 per ct. of amount received. For each Order of Publication \_\_\_\_\_ 1 00 Each Notice Sent by Mail to Creditors Issuing Writ of Injunction \_\_\_\_\_1 50 Filing, Receipting for and Docketing each Claim, etc For each Copy thereof \_\_\_\_\_\_ 50 For all entries on Subpoena Docket, etc..... For all entries on Commission Docket, etc ..... 50 Entering each return thereof \_\_\_\_\_\_ 15 Making Final Record, per hundred words.... Issuing Writ of Attachment \_\_\_\_\_\_1 00 Certified Copy of Decree ..... Entering each return thereof \_\_\_\_\_ 15 100 Docketing each case \_\_\_\_\_\_1 00 Total Fees of Register ..... Entering each Appearance \_\_\_\_\_\_25 FEES OF SHERIFF Issuing each Decree Pro Confesso on personal service \_ \_ 1 00 Serving and Returning Subpoens on Deft. \$1 50 Issuing each Decree Pro Confesso on publication....... 100 00 Serving and Returning Subpoena for Witness...... 65 Each Order Appointing Guardian \_\_\_\_\_\_1 00 Levying Attachment...... 3 00 Any other order by Register \_\_\_\_\_\_ 50 Issuing Commission to Take Testimony ...... 50 Receiving and Filing \_\_\_\_\_\_ 10 Selling Property Attached \_\_\_\_\_ 25 Endorsing each package \_\_\_\_\_\_ 10 5T Impaneling Jury \_\_\_\_\_ 75 Entering any other Order of Court \_\_\_\_\_ 25 170 Executing Writ of Possession ...... 2.50 Noting all Testimony \_\_\_\_\_\_ 50 Collecting Execution for Costs...... 1.50 Abstract of Cause, etc. \_\_\_\_\_1 00 Taking Account on Reference \_\_\_\_\_3 00 Serving and Returning Writ of Injunction ........... 1.50 Taking Testimony, etc. \_\_\_\_\_15 Taking and Approving Bonds, each ..... 1.00 For every Hundred Words Over Five Hundred ..... 15 Collecting Money on Execution Amount Claimed, Less than Five Hundred Dollars, etc..... 200 Making Deed 2.50 Issuing each Subpoena 25 Witness Certificate, each \_\_\_\_\_ 25 Serving and Returning Application ..... 1.00 Serving Attachment, Contempt of Court........... 1.50 TOTAL FEES OF SHERIFF Entering each Return \_\_\_\_\_ 15 Takir g and Approving Bond, each...... 100 Making Copy of Bill, etc. ...... 15 Recapitulation Each notice not otherwise provided for \_\_\_\_\_\_50 Register's Fees Each Certificate or Affidavit, with Seal\_\_\_\_\_\_50 00 Sheriff's Fees Each Certificate or Affidavit, no Seal ----- 25 Commissioner's Fees Hearing and passing on application for Receiver or Trustee 3 00 Solicisor's Fees Each Settlement with Receiver or Trustee \_\_\_\_\_\_3 00 Witness Fees Examining each Voucher of Receiver or Trustee ..... 10 Guardian Ad Litem Examing each Answer on Exception \_\_\_\_\_\_3 00 Printer's Fees Recording Resignation or Suggestion of Death of Trustee 75 Trial Tax Entering each Certificate to Supreme Court................... 50 Recording Decree in Probate Court ... Taking Questions and Answers, etc. \_\_\_\_\_ 25 For all other service relating to such proceedings ...... 1 00 For service in proceeding to relieve minors, etc. same fee as in similar cases. Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 12 per cent; all over \$1.000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent. Sub Total Carried Forward - - -Received payment this \_\_\_\_\_ day of \_\_\_\_\_ 295

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.

HUBERT M. HALL,

Complainant,

VS.

JOHN C. WILKINSON, et al,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. 197.

Now comes J. B. Blackburn, Attorney for John C. Wilkinson, and withdraws his appearance and all pleadings filed by him in the said cause, he being duly authorized to do so by the said John C. Wilkinson.

Dated this 15th day of April, 1936.

Attorney for John C. Wilkinson.

HUBERT M. HALL,

Complainant,

VS.

JOHN C. WILKINSON, et al, Respondents. IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY. NO. 197.

#### DEMURRER.

Now comes John C. Wilkinson, one of the Respondents in the above entitled cause, and for demurrer to the Bill of Complaint in said cause and to each and every count thereof separately and severally says:

> There is no equity in the bill. 1.

> > Blacklum Attorney for John C. Wilkinson.

ABABABA KATITATA ATMILAK

The State of Alabama, Baldwin County.	} No	CIRCUIT	COURT IN EQUITY.
HUBERT M. HALL.	vs.		Complainant
JOHN C. WILKINSON, ET AL.	*		Defendant
In this cause it appears to the _Regis	ster	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·
that a summons requiring the DefendantU	· H. Ell:	ison and o.	S. DuBose
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to appear and demur, plead to or answer the			
after the service of said Summons upon th	iem		
was served upon them by the Sheriff o	ofBald	<u>in</u>	County, Alabama, on the
12th day of March.		1936.	
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And the said Defendant ≠ having failed to	demur, ple	ad to or answer t	the said Bill of Complaint
to this date, it is now, therefore, on motion or	fBes	the & Hall	
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ordered and decreed that the said Bill of Com	ıplaint in thi	s cause be and it	hereby is in all things
taken as confessed against the said No. Ho.			
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			Defendants_aforesaid.
This 20th day ofday	ril	$=\theta \cdot \theta^{1}$	9.36.,*

HUBERT M.	HALL,				
			a e		CIRCUIT COURT OF
	- <del></del>	vs.			Baldwin County.
JOHN C. WI	lkinson,	ET AL,			IN EQUITY.
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day of Fe brue	ry	1 <u>9</u> 256	, a copy of t	he Bill of C	omplaint filed in this cause was
sent to John C	. Wilkins	ion_and_d	Chas. D.	Kirtley	
Defaudant by see	· · · · · · · · · · · · · · · · · · ·		·····	od "Don dol!	worm only to the person to when
	-				very only to the person to whom ter of this Court; and that on the
26 th	day of	Febru	ary		19236, such receipt was duly
received and filed	ū				· · · · · · · · · · · · · · · · · · ·
And it fu or demur to the s adjudged and dec	rther appeari aid Bill to the reed by the I	ng to the R e date herec Register tha	of, it is now, at the said B	therefore, o	Sendant has failed to plead, answer n motion of Complainant, ordered, aint be, and it hereby is in all son and Chas. D. Kirtley
and each of	them, th	e -		·	Defendant S
This the	20th	day of	April P	let Li	192/36 Uwc/~ Register.

HUBERT H. HALL, Complainant,

VS.

JOHN C. WILKINSON, ET AL,
Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COURTY, ALABAMA,

IN EQUITY,

NUMBER 197.

This cause is submitted on behalf of the Complainant upon the original Bill, Certificate of Register as to Service by Registered Hail on John C. Wilkinson and Chas. D. Kirtley; Motion for Decree Pro Confesso by Registered Hail against John C. Wilkinson and Chas. D. Kirtley; Decree Pro Confesso as to Motice by Registered Mail against John C. Wilkinson and Chas. D. Kirtley; Motion of Decree Pro Confesso on Personal Service on W. H. Ellison and C. S. DuBose; Decree Pro Confess on Personal Service against W. H. Ellison and C. S. DuBose; and Request of the Complainant for Decree in Vacation.

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## The State of Alabama, Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the St	ate of Alabar	ma—GR	EETING	G:	. :		÷	
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N. B.—Any party defendant is entitled to a copy of the bill upon application to the Register.

# The State of Alabama, | Circuit Court of Baldwin County, In Equity

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	W. H. ELLIS	the state of the s				
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HUBERT M. HALL,

Complainant,

VS.

JOHN C. WILKINSON, ET AL,

Respondents.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,

IN MUITY.

Comes your Complainant, HUBERT M. HALL, and humbly complaining against the Respondents, JOHN C. WILKINSON, CHAS. D. KIRTLEY, C. S. DUBOSE, and W. H. EILISON, respectfully represents and shows unto your Honor and this Honorable Court as follows:

#### FIRST:

That your Complainant is a bona fide resident of Baldwin County, Alabama, over twenty-one years of age.

#### SECOND:

That the Respondent, JOHN C. WILKINSON, is over twenty-one years of age, and a non-resident of the State of Alabama, his Post Office address being 215 West Randolph Street, Chicago, Illinois; that CHAS. D. KIRTLEY is over twenty-one years of age and a non-resident of the State of Alabama, his last known address being 1406 Woodward Avenue, Orlando, Florida; that C. S. DUBOSE and W. H. ELLISON are over twenty-one years of age and residents of Baldwin County, Alabama.

#### THIRD:

That your Complainant is the owner in fee simple, and in the quiet and peaceable possession of the following described lands in Baldwin County, Alabama, to-wit:

The Northwest quarter and the West half of the Northeast quarter of Section 15, Township 6 South of Range 4 East, and the Southeast quarter of the Southeast quarter of the Southwest quarter of Section 10, Township 6 South of Range 4 East. receive, and as in duty bound he will ever pray.

Solicitors for Complainant.

FOOT NOTE:

The Respondents and each of them are required to answer each and every allegation contained in paragraphs First to Fifth, inclusive, but not under eath, eath being hereby expressly waived.

Solicitors for Complainant.

STATE OF ALABAMA, COUNTY OF BALDWIN.

Before me, the undersigned authority, in and for said County, in said State, personally appeared HUBERT M. HALL, who is known to me and who having been by me first duly sworn, deposes and says that he is the Complainant in the above styled cause; that he has made and caused to be made a diligent search and inquiry to ascertain the present addresses of John C. Wilkinson and Chas. D. Kirtley; that the said John C. Wilkinson and Chas. D. Kirtley are over twenty-one years of age and non-residents of the State of Alabama; that the last known address of John C. Wilkinson is 215 West Randolph Street, Chicago, Illinois, and that the last known address of Chas. D. Kirtley is 1406 Woodward Avenue, Orlando, Florida.

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Sworn to and subscribed before me this 12 day of February, 1936.

Motary Public, Baldwin County, Ala.

MEGONDED

HUBERT M. HALL,

Complainan

VS.

JOHN C. WILKINSON, ET AL, Respondents.

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



Recorded in Vol Page	Solicitor for Complainant				and W. H. EILISON	D. KIRTLEY L-C. S. DUBOSE	JOHN C. WILKINSON, CHAS.	VS.						HUBERT M. HALL	SUMMONS	No. 197	Circuit Court of Baldwin County IN EQUITY	C. S. DUBOSE	
			Deputy Sheriff	Ву	Sheriff	Miller	Defendant		( ) Whiteap	by leaving a copy of the within Summons with	12 th 1936	Executed this Ward	SHERIFF	Mulberry	day of	Received in office this	BALDWIN COL	THE	RECORDED 6-345

Serve on W. H. ELLISON Circuit Court of Baldwin County Recorded in Vol. -MUBERT M. HALL KIRTLEY, C. S. DUBOSE and JOHN C. WILKINSON, CHARLES D H. BLITSON SUMMONS No. 197 VS. Solicitor for Complainant

Deputy Sheriff

Defendant

Sheriff

THE STATE OF ALABAMA,

BALDWIN COUNTY

by leaving a copy of the within	Executed this 12th	Received in office this ————————————————————————————————————
Summons with	193 <sup>2</sup>	, 193b

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HUBET N. JALL,

Complainant,

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JOHN C. WILLINSON, ET AL,

Respondent.

IN THE CIRCUIT COURT OF

BALDEIN GOWER, ALABAMA,

IN BANITY, NULBER 197.

ACCORDED Complete

CIRCUIT COURT OF BALDWIN COUNTY, ALA. In Equity.

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CIRCUIT COURT, IN EQUITY The State of Alabama, Baldwin County.

DECREE PRO CONFESSO ON PERSONAL SERVICE

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issued\_.

Register.

Meore Printing Company, Bay Minette, Ala.

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HUBERT M. HALL,

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Respondents.

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to each and every count

There is no equity in the bill.

JOHN C. WILKINSON, et al

VS.

Complainant

Respondents.

BALDWIN COUNTY, ALABAMA. IN THE CIRCUIT COURT OF

IN EQUITY.

Filed on this the 27th day of Warch, 1956.

BACDNIA COUNTY,

Les CIRCERS SEAS, SE

WITHDRAWAL OF APPEARANCE.

Complainant,

JOHN C. WILKINSON, et al,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA. IN EQUITY. NO. 197.

this the 15th day of

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JOHN G. WILLIAMSCH, BY AI,

Respondents.

BAIDWIN COURTY, ALABACA, IN THE OIRCUIT COURT OF

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			vs.					COUNTY.
JOHN	I C. TIL	KIRSON,	ETAL.			IN	EQUITY.	
		<u>Def</u>	endants.		[]			•
Ι,	ROB	ing S.	DUCK		, Register of	said Court,	do hereby cei	bify that I
lid, on the	22nd	day of	<u>February</u>		192	6, send to	Chas. D	. Kirtle
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	* <del>-</del>				·		Dei	endant
hose addres	s was 140	sw.bcoW. 8	rd <u>l</u> venue,	Orland	, Florid	a.		
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y registered f Complaint	l mail, posta	cause; that I	narked "For deliv demanded a retu	ery only to	the person to	whom addres Register of t	his Court; an	d that such
y registered f Complaint	l mail, posta	cause; that I	narked "For deliv	ery only to	the person to	whom addres Register of t	his Court; an	d that such
oy registered of Complaint receipt was d	l mail, posta filed in this duly received	cause; that I	narked "For deliv demanded a retu	ery only to	the person to  dressed to the	whom addres Register of t	his Court; an	d that such
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HUBERT M. HALL	······································
Complainant,	CIRCUIT COURT OF
vs.	COUNTY
JOHN C. WILKINSON, ET AL,	in Equity.
Defendants,	<b>II</b>
I, ROBERT S. DUCK	, Register of said Court, do hereby certify that
did, on the 22nd day of February	192/36 send to John C.
Wilkinson whose address was 215 Work	
Wilkinson, whose address was 215 West	Ramoorph St., Chicago, Defendant
whose address was	
by registered mail, postage prepaid, marked "For delivery only	y to the person to whom addressed," a copy of the Bi
of Complaint filed in this cause; that I demanded a return recei	pt addressed to the Register of this Court; and that suc
receipt was duly received and filed by me in this cause, on the	26th a February
receipt was duly received and filed by me in this cause, on the	day of February 192.50
Witness my hand, this 20 th day of API	<u>19236</u>
/	$\mathcal{D}$
Acts 1915, Page 604.	Janus Much
	Daniata

....day of. April

The State of Alabama, Baldwin County.	} No CIRC	CUIT COURT IN EQUITY
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HUBERT M. HALL,		
		Complainant
	¥S,	
JOHN C. WILKINSON, ET AL,		Defendant
Motion is hereby made for a Decree Pro Co	onfesso against <u>. John C</u>	. Wilkinson and
Chas. D. Kirtley		Defendant
in the above stated cause, on the ground that summons upon said Defendant_S_; and that	more than thirty days ha	we elapsed since service of
that said Defendant Shave failed to demur	, plead to or answer the B	ill of Complaint in this cause

Beaks 6 Hall Solicitor,

The State of Alabar Baldwin County.	$\mathbf{na,}  \left\{ \begin{array}{ll} \mathbf{No.}  197  \mathbf{CIRC} \end{array} \right.$	CUIT COURT IN EQUITY.
HUBERT M. HALL:	:	Complainant
	<b>V</b> S.	
JOHN C. WILKINSON, ET A	AI.,	Defendant
Motion is hereby made for a Decree	e Pro Confesso against H. H.	Ellison and C. S.
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in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant\_S\_; and that said summons was duly served according to law, and that said Defendant\_S\_have\_failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 18th day of April 1936.

uke & Hall Solicitor.

STATE OF ALABAMA,	)	CIRCUIT COURT, IN EQUITY.
Baldwin County.	No	CIRCUIT COURT, IN EQUITY.  Term, 192
HUBERT M. HALL		, Complainant
Company to the control of the contro	vs.	
JOHN C. WILKINSON,	ET AL,	, Defendant
To ROBERT S. DUCK		Register:
In the above stated cause a and evidence having been taken, a	Decree Pro Confesso being rea	naving been taken against the Defendant, ady for submission for final decree, and no
defense having been interposed, t	he Complainant, by	Beebe & Hall,
this written request to deliver the	Solicitors of recor	d, now files with the Register of this Court to the Judge for final decree in vacation.
	••••	Bule & Heep Solicitor for Complainant.

RECORDED Page 6-360

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

vs.

REQUEST FOR DECREE IN VACATION

Register

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Register

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The	State	of	Alabama,
	Baldw	in C	ounty.

### CIRCUIT COURT, IN EQUITY

vs.
CONTRACTOR
MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE
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Meore Printing Company, Bay Minette, Ala.

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The	State	of	Alabama,	
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### CIRCUIT COURT, IN EQUITY

MOTION FOR DECREE PRO CONFESSO ON PERSONAL SERVICE	C
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vs.

Record, Recorded in....

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

Register.

Moore Printing Company, Bay Minette, Ala.

RECORDER Duck 6.359

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CIRCUIT COURT OF
BALDWIN COUNTY.

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