

599

41 NS 248-249

STATE OF ALABAMA, BALDWIN COUNTY.

Margarette J. Stanton, Samuel Stanton, Ida Gideons, Columbus Stanton, Catherine Cooper, Daniel Stanton, John Stanton, Marvin Stanton, Bessie Buzbee, Walter Stanton, Harry Stanton, Sybryl Keith, and Ethel Stanton by her next friend, Margarette J. Stanton, and Audie Gideons and Tulla Gideons, by their next friend, Ida Gideons,
Complainants.

vs.

The Northeast quarter of Section Twenty-Nine, Township Four South, Range Two East, Baldwin County, Alabama;
Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobowitz, Emma Jacobowitz, and the Unknown heirs, next of kin and devisees of Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobowitz, and Emma Jacobowitz,
Respondents.

CIRCUIT COURT OF
BALDWIN COUNTY,
ALABAMA.
EQUITY DIVISION.

FINAL DECREE.

This cause being at issue and coming on to be heard and being submitted on the pleadings and evidence as noted in the note of evidence, and the allegations of the Bill of Complaint being sustained by legal and competent evidence to the satisfaction of the Court, and it appearing to the Court that the complainants are entitled to the relief prayed for:

It is now, therefore, hereby ordered, adjudged and decreed that the complainants have judgment as prayed for in their Bill of Complaint herein against the land described in the Bill of Complaint, and the defendants, and each of them; that Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobowitz and Emma Jacobowitz, all claims of the defendants, the unknown heirs, next of kin and devisees of such of the defendants as may be dead, and each of them, in or to the lands described in the Bill of Complaint, and all claims of all persons, firms or corporations other than the complainants, claiming said land or any part thereof, or any interest therein, or lien or encumbrance thereon, are hereby adjudged and decreed to be invalid and groundless. And the complainants are hereby declared and adjudged to be the true and lawful owners of the said lands which are described as follows:

The Northeast quarter of Section Twenty-nine, Township Four South, Range Two East, Baldwin County, Alabama, and being the same lands patented by the United States on January 18th., 1892, to

Elijah L. Wilson, which patent is of record in Deed Book "Z", pages 158-9 of the Baldwin County Records,

and that the title to said lands, both in law and equity is hereby adjudged and decreed to be in the complainants, Margarette J. Stanton, Samuel Stanton, Ida Gideons, Columbus Gideons, Catherine Cooper, Daniel Stanton, John Stanton, Marvin Stanton, Bessie Buzbee, Walter Stanton, Harry Stanton, Sybryl Keith, and Ethel Stanton ~~xxxxxxx~~ and Audie Gideons and Tulla Gideons ~~xxxxxxx~~ and it is further adjudged and decreed by the Court that the said complainants' title to said lands is hereby quieted against all claims or demands of any and all other persons claiming any title to, interest in, lien or encumbrance upon said lands.

It is further ordered and decreed that the Register of the Court shall within thirty days from the rendition of this decree prepare and file a certified copy thereof in the office of the Judge of Probate of Baldwin County, Alabama, for record, and tax the expense thereof as a part of the cost of this cause, and it is further directed that the Judge of Probate shall record such copy in the same book and manner in which deeds are recorded, and index the same in the name of Margarette J. Stanton, Samuel Stanton, Ida Gideons, Columbus Stanton, Catherine Cooper, Daniel Stanton, John Stanton, Marvin Stanton, Bessie Buzbee, Walter Stanton, Harry Stanton, Sybryl Keith, Ethel Stanton, Audie Gideons and Tulla Gideons, and the direct index, and in the name of the said Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobowitz and Emma Jacobowitz, and the unknown heirs of any of the said parties, viz: Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobowitz and Emma Jacobowitz, as may be deceased, on the indirect or reverse index.

It is further ordered, adjudged and decreed that the title herein established in the complainants shall enure to the benefit of all persons who derive title to said lands, or any interest therein, from or through the complainants.

It is further ordered and decreed that the complainants be taxed with all costs incurred in and about this cause, for the collection of which, let execution issue.

Done at Bay Minette, Baldwin County, Alabama, this
23rd. day of November, 1926.

John D. Leigh
JUDGE.

The State of Alabama,
Baldwin County.

Circuit Court In Equity.

I.T.W. Richerson, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the 23rd, day of November, 1926. in the cause of Margerette J. Stanton, Samuel Stanton, Ida Gideons, Columbus Stanton, John Stanton, Marvin Stanton, Bessie Buzbee, Walter Stanton, Harry Stanton, Sybryl Keith, and Ethel Stanton by her next friend, Margerette J. Stanton, and Audie Gideons and Tulla Gideons by their next friend, Ida Gideons, Complainants -vs- The Northeast quarter of Section Twenty-Nine, Township Four South, Range Two East, Baldwin County, Alabama; Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobwitz, Emma Jacobwitz, and the unknown heirs next of kin and devisees of Mrs. S.A. Ward, N.B. Ward, Henry A. Jacobwitz, and Emma Jacobwitz, Respondents, as appears of record in said Court.

Filed Dec 1st, 1926.
T.W. Richerson, Register.

-----Register.

Final Decree

Filed Dec 1st 1926

T. W. Williams
Register

RECORDED

MARGARETTE STANTON, ET AL,

VS.

THE LAND HEREIN DESCRIBED, ET AL.

) NUMBER 599.

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

In this cause it appearing that the defendants, and any and all persons, firms and corporations claiming any title to or interest in or lien or incumbrance upon the Northeast quarter of Section Twenty-nine, Township Four South, Range Two, West, in Baldwin County, Alabama, and the land thus described, have been regularly served as required by law with notice of the pendency of this proceeding and the allegations of the bill of complaint for more than sixty days and that the said defendants and said land have failed to appear and plead, answer or demur to the allegations of the complaint. Upon motion of B.F. McMillan, Jr., one of the solicitors for complainant in said cause, it is ordered, adjudged and decreed that all the allegations of the bill of complaint be taken as against all of them as confessed.

Dated, this 11th day of October, 1926.

W. W. Beason
Register

2

Margaret J. Stanton
et al

-05-

Henry A. Jacobowitz
et al

Deceitful Confessors

Filed Oct 11th 1926.
T. W. Rice
Register

RECORDED

TO THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, AND
TO THE HONORABLE JOHN D. LEIGH, JUDGE OF SAID COURT, SITTING
IN EQUITY:

Your orators, Margarett J. Stanton, Samuel Stanton, Ida Gideons, Columbus Stanton, Catherine Cooper, Daniel Stanton, John Stanton, Marvin Stanton, Bessie Buzbee, Walter Stanton, Harry Stanton, Sybryl Keith and Ethel Stanton, ^{by her next friend Margarett J. Stanton} and Andie Gideons and Tuller Gideons, by their next friend, Ida Gideons, bring this their bill of complaint against that certain piece or parcel of land in Baldwin County, Alabama, described as the Northeast quarter of Section Twenty-nine, Township Four South, Range Two East, and against Mrs. S. A. Ward and N. B. Ward, and against Henry A. Jacobowitz and Emma Jacobowitz, and against the unknown heirs, next of kin and devisees of Mrs. S. A. Ward, N.B.Ward, Henry A. Jacobowitz and Emma Jacobowitz, and against any and all persons firms or corporations claiming any title to or interest in, lien or incumbrance on said land, or any part thereof, and Orators, as complainants, respectfully show unto the Court and unto your Honor:

who is over the age of 14 years and who brings this bill by her next friend, Margarett J. Stanton
FIRST.- Your Orators are all over the age of twenty-one years except Ethel Stanton, Audie Gideons and Tuller Gideons,

who are over the age of fourteen years, and who bring this bill of complaint by Ida Gideons, their next friend, and all of them are bona fide residents of Baldwin County, Alabama, except Columbus Stanton, who is a resident of Hansboro, Mississippi.

SECOND.- Your Orators are in the actual and peaceable possession of the land above described and claim to own the same absolutely in fee simple, and no suit is pending to test their title to, interest in, or right to possession of the said land, and your Orators, together with those through whom they claim title, have held color of title to the said land and paid taxes on the said land for more than twenty years next preceding the filing of this bill of complaint, and your Orators further allege that they are the heirs at law and next of kin of E.E.Stanton, deceased; that the said E.E.Stanton died intestate several years ago; that before his death he acquired a deed to said land for valuable consideration from the respondents, Henry A. Jacobowitz

and Emma Jacobowitz; the consideration of said deed was paid by the said E.E.Stanton and the deed of conveyance covering said land was delivered to him by the grantors therein, but was lost by the said E.E.Stanton before being recorded; that the said Jacobowitz up to and at the time of delivering the said deed to E.E.Stanton claimed the said land under and by virtue of the deeds executed to them as follows: Patent from the United States Government to Elijah L. Wilson, dated January 18th., 1892, and recorded in Deed Book "Z", pages 158-9 of the Baldwin County Records; deed from Elijah L. Wilson to Zelpha B. Wilson, dated August 6th., 1888, and recorded in Deed Book "P", page 123, of the Baldwin County Records; mortgage from S.A.Ward and N.B.Ward to Elijah L.Wilson, dated August 17th., 1895, and recorded in Mortgage Book "I", pages 370-2, of the Baldwin County Records; foreclosure deed from Elijah L. Wilson to Zelpha B. Wilson, dated June 29th., 1896, and recorded in Deed Book "W", pages 435-6, of the Baldwin County Records, this being a foreclosure of the mortgage next above referred to; deed from Zelpha B. Wilson and Elijah L. Wilson, to Henry A. Jacobowitz and Emma Jacobowitz, dated May 23rd., 1899, recorded in Deed Book "W", pages 224-5, of the Baldwin County Records; deed from Henry A. Jacobowitz ^{to E. E. Stanton} and Emma Jacobowitz, the exact date of which is now unknown to your Orators, and which is the unrecorded and lost deed hereinabove referred to.

THIRD.- That the record title to the land herein described stands upon the records of Baldwin County, in the name of Henry A. Jacobowitz and Emma Jacobowitz, by virtue of the deed to them hereinabove referred to, there being no record title out of him because his deed to your Orators' intestate has been lost and your Orators aver that the deeds hereinabove set forth show a full and complete record of the transfers in Baldwin County, Alabama, appearing on the records in the Probate Court of said county.

FOURTH.- That your Orators and those under whom they claim have regularly assessed and paid the taxes on said property during the whole of the period beginning from the date of the patent hereinabove set forth, namely, January 18th., 1892, and your Orators and their intestate, E.E.Stanton, have assessed and paid

taxes since their purchase of the land from Henry A. Jacobowitz and Emma Jacobowitz, the date of which is unknown, but your Orators aver that it was more than twenty years ago. The land since the death of E.^W.Stanton, as aforesaid, has been assessed in the name of "Estate E.E.Stanton", who died intestate, and whose estate has never been administered.

FIFTH.- Your Orators further aver that there is no record title to said land in the respondents, S.A.Ward and N.B.Ward, and that they have not, and that no one claiming under or through them, except the grantees in the chain of title hereinabove set out, which your Orators show is the chain of title under which your Orators claim, have assessed or paid any taxes on the land or asserted any claim thereto since the foreclosure deed dated June 29th., 1896, as aforesaid, but they are made parties respondent to this bill of complaint because they at that time asserted some claim, or are alleged to have asserted some claim, to the land and because your Orators now desire by this proceeding to quiet their title against all and every claim.

SIXTH.- That your Orators do not know whether the parties made defendant hereto, or any person, firm or corporation, other than themselves, claim said land or any part thereof, or any interest therein, nor do they know whether the said Mrs. S.A.Ward and N.B.Ward, Henry A. Jacobowitz and Emma Jacobowitz, are dead or alive, nor whether, if dead, they left any heirs, personal representatives or next of kin, and they do not know the names or addresses of any of their heirs or next of kin or devisees; that your Orators have made diligent search to ascertain the names and addresses of the said individuals, and the names and addresses of their heirs or next of kin or devisees; that in the prosecution of such efforts, your Orators have had abstracts made, the public records of Baldwin County examined, corresponded with and inquired of all available persons who were supposed to know or may have information concerning the names, ages, addresses and whereabouts of them, and of each and of all of them, and they further show that they have caused inquiry to be made of people living in the vicinity of the land hereinabove described from whom such information could

likely be obtained, and no one could be found who knew or had any information as to whether any of the said defendants are living or dead, or who could give the addresses of any of such defendants as may be living, or the names or addresses of the heirs, next of kin, or devisees of such of them as may be dead, and the only information that your Orators have been able to secure as to the individual defendants, Mrs. S.A.Ward and N.B.Ward, is, that they did live somewhere in the State of Minnesota, but this information is very indirect, and the postoffice address or the former postoffice address in said State cannot be ascertained, but Orators are informed and believe, and upon such information and belief, state, that the said defendants, Mrs. S.A.Ward and N.B.Ward, are non-residents of Alabama, and if living, they live somewhere in the State of Minnesota, and if dead, their heirs, personal representatives, and devisees are somewhere in the State of Minnesota, but the postoffice address is unknown. Your Orators further show that the defendants, Henry A. Jacobowitz and Emma Jacobowitz, at one time, over twenty years ago, came to Baldwin County from a foreign State and for a short time resided in Baldwin County, Alabama, and at that time sold the land to Orator's intestate, E.E.Stanton, and the said Henry A. Jacobowitz and Emma Jacobowitz, then moved from Baldwin County to Mobile County, where they temporarily resided, but with the intention of leaving Alabama permanently. They were last heard from just before the Storm of 1916, and it is believed that they lost their lives in that storm. This information comes to complainants through persons who then knew the said Henry A.Jacobowitz and Emma Jacobowitz, but your Orators have been unable to ascertain the State from which the said Henry A. Jacobowitz and Emma Jacobowitz came when they came to Alabama, and your Orators are informed and believe, and upon such information and belief, state, that if living, the said Henry A. Jacobowitz and Emma Jacobowitz are non-residents of the State of Alabama, and your Orators further state that all of the other individual defendants specifically named are over the age of twenty-one years, and their heirs, personal representatives and devisees, if any, are over the age of twenty-one years. Orators

are therefore unable to ascertain although diligent inquiry has been made from all persons likely to possess such knowledge, whether said parties or any of them, if living, or the heirs, next of kin, or devisees of such of them as may be dead, or any other person, firm or corporation, save your Orators, claim the said land, or any interest therein, or any lien or incumbrance thereon.

SEVENTH.- Your Orators bring this their bill of complaint against the land above described, and also against all parties above named or mentioned as defendants, and also against any and all other persons, firms or corporations claiming said land, or any part thereof, or any interest therein, or any lien or incumbrance thereon for the purpose of establishing their title to and interest in said land and clearing up all doubts and disputes concerning same.

PRAYER FOR PROCESS.

The premises considered, your Orators pray that the land hereinabove described, the defendants herein named and the unknown heirs, next of kin and devisees of each of the defendants hereinabove named, be made parties defendant to this bill of complaint and be brought into this Court by publication or other usual and proper process and be required to appear, plead, answer, or demur to this bill of complaint within the time prescribed by law, and under the rules of this Honorable Court, and that notice of the pendency of this bill of complaint be published and a certified copy thereof be filed in the Probate Court of Baldwin County, Alabama, that such other notice of the pendency of this bill of complaint be given as may be required by law or the rules of this Honorable Court.

PRAYER FOR RELIEF.

Orators pray that if any of the defendants or any other person, firm or corporation claim said land or any part thereof, or any interest therein, or lien or incumbrance thereon, he or they be required to set forth and specify such claim, title, interest, lien or incumbrance, and set forth how, and by what instrument the same was derived or created. Orators further pray that upon the final hearing of this cause, it will be ordered,

adjudged and decreed that Orators at the time of the filing of this will of complaint, had the legal title to the above described land, and that none of the defendants, or any other person have or own the same or any part thereof, or have any right, title or interest therein or thereto, or any lien or incumbrance thereon, and Orators pray for such other, further, different and general relief as in equity and good conscience they may be entitled to receive in the premises. And Orators will ever pray, etc.

W. Millard Groves
SOLICITORS FOR COMPLAINANT.

FOOT NOTE: The respondents are required to answer each of the allegations contained in the foregoing bill of complaint, but not under oath, answer under oath being hereby expressly waived.

W. Millard Groves
SOLICITORS FOR COMPLAINANT.

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me, Lelia C. Harris, a Notary Public
in and for said State and County, personally appeared
Mrs. Margaret J. Stanton, who is known to me, and who being
sworn says on oath that each allegation and paragraph in the
bill of complaint to which this affidavit is attached and is
made a part, is true.

Margaret J. Stanton

Sworn to and subscribed before me, this 12th.
day of January, 1926.

Lelia C. Harris
Notary Public, Mobile County, Alabama.

1st
all
No.....

CIRCUIT COURT
BALDWIN
of **Mobile County**
Mobile, Alabama
IN EQUITY

MARGARETTE J. STANTON, ET AL,
COMPLAINANT.

VS.

HENRY A. JACOBOWITZ, ET AL,
RESPONDENTS.

ORIGINAL BILL

Filed

May 31st 1926
J. W. Rice

Register.

McMILLAN & GROVE.

Solicitor.

RECORDED

Bay Minette, Ala., Aug 2-26

M. J. W. Richerson
Register

THE BALDWIN TIMES

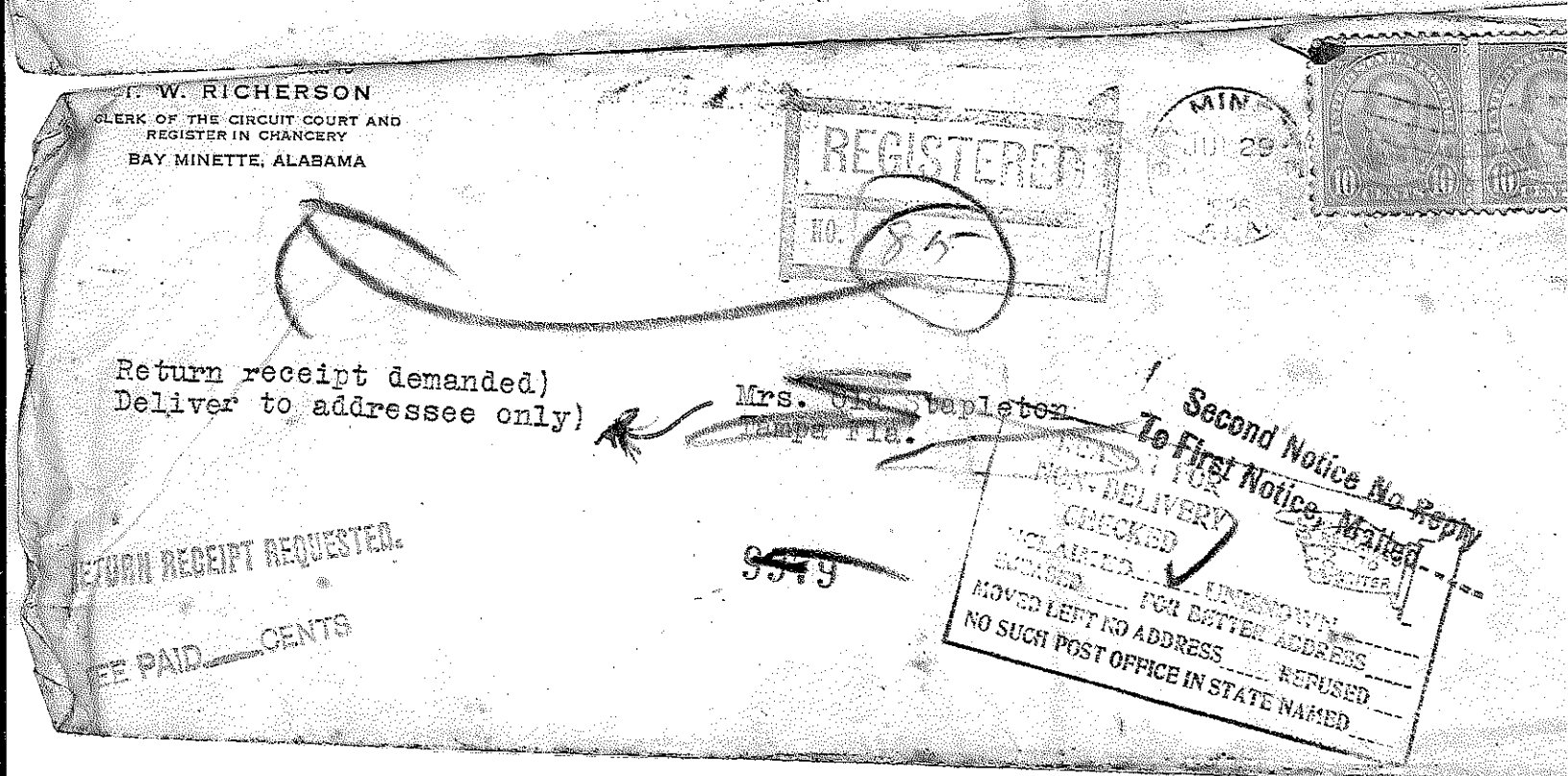
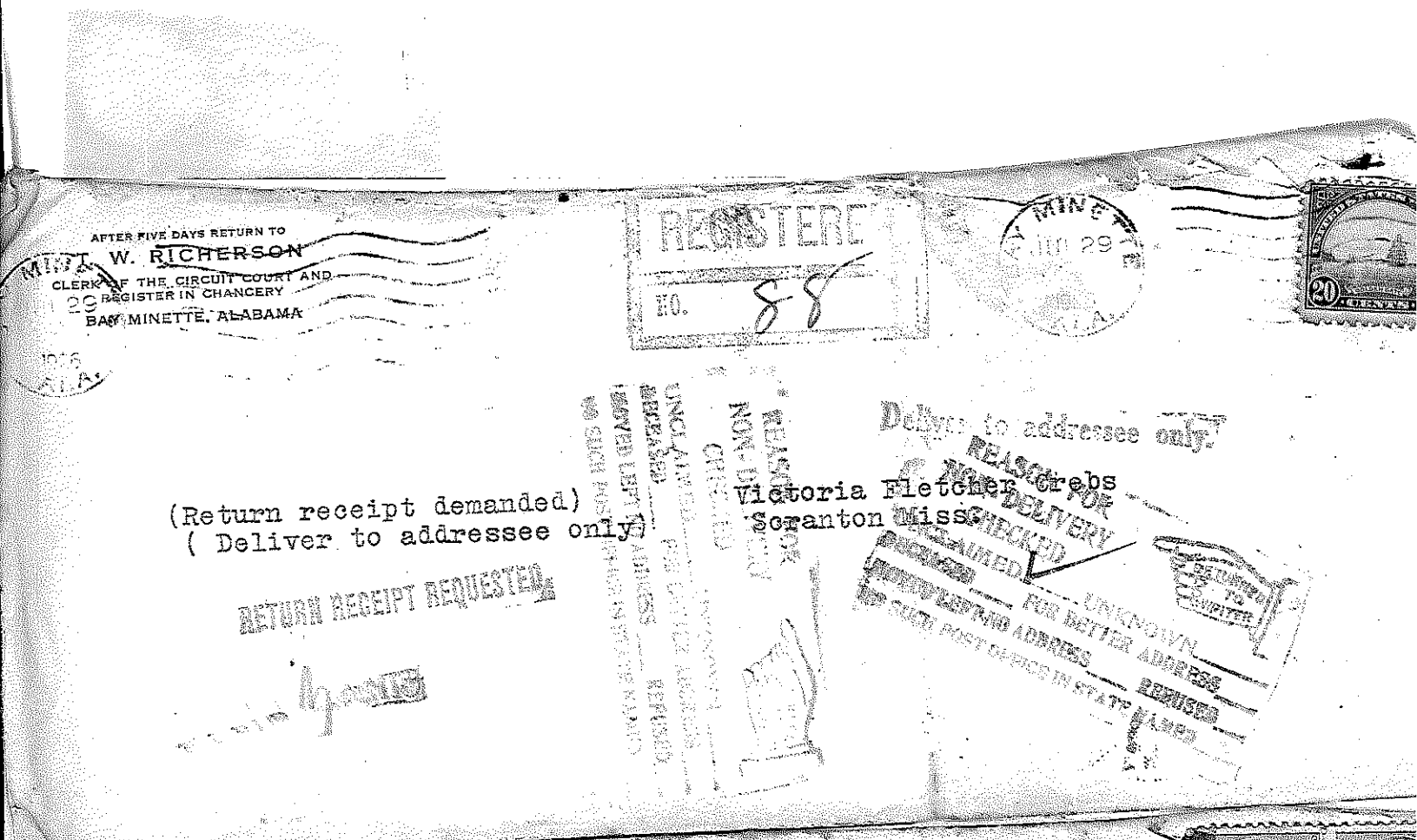
FINE JOB PRINTING. BEST ADVERTISING MEDIUM

PROMPT SERVICE. LOWEST PRICES.

LOCAL AND LONG DISTANCE TELEPHONE

All Bills Must Be Paid Within 30 Days

Notice to You Resident - Margaret J. Stapleton
266 words 4 times



THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

ALL RIGHTS RESERVED

REGISTERED IN THE LAND OFFICE

Filed Aug 5th 1926
T. W. Richardson
Register

Margwite Blaudon
or
Henry Jacobowitz

REGISTERED IN THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

REGISTERED IN THE LAND OFFICE

NOTICE TO NON-RESIDENT.

MOORE Ptg. Co BAY MINETTE

Margarette J. Stanton, et al,

OS

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

This the 24th day of

June 1926

That certain piece or parcel of land in Baldwin County, Alabama, described as the Northwest quarter of Section Twenty, T15c N 4, R 2, E 1, and against

~~Mrs. J. A. Ward, M. E. Ward, Henry A. Jacobowitz, Emma Jacobowitz and child the unknown heirs, next of kin and devisees of Mrs. J. A. Ward, et al.~~

In this cause it being made to appear to the Register of this Court by the affidavit of _____ claiming any title or interest in, or any part thereof.

In this cause it being made to appear to the Register of this Court by the affidavit of Margarette J. Stanton, that the Defendant

The Defendants, Mrs. J. A. Ward, M. E. Ward, Henry A. Jacobowitz, Emma Jacobowitz, is living and their heirs, personal representatives & next of kin, is living

is a non-resident of the State of Alabama if living.

and further, that, in the belief of said Affiant the Defendant over the age of 21 years; it is, therefore ordered that publication be made in the Baldwin Times, Bay Minette Alabama, a newspaper published in

Baldwin County, Alabama, once a week for four consecutive weeks, requiring all of the said Defendants,

to answer or demur to the Bill of Complaint in this cause by the 24th day of July, 1926, or after thirty days therefrom a decree Pro Confesso may be taken against them.

J. W. Williams Register.

McMillan & Groe
Attorneys for Plaintiff.

MARGARETTE J. STANTON, ET AL,
COMPLAINANTS.

VS.

THE LAND HEREIN DESCRIBED, ET AL,
RESPONDENTS.

NUMBER 599.

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

Deposition of H.L.Stanton, witness examined on behalf of Margarettte J. Stanton, et al, complainants in the above entitled cause, taken before Mrs. Lelia C.Harris, the commissioner named in attached commission, at the place, time and in the manner hereinafter stated.

DEPOSITION OF H.L.STANTON.

My name is H.L.Stanton. I am a son of Nettie Stanton and E.E.Stanton, deceased. I am twenty-five years of age. The persons mentioned as complainants in the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, and numbered 599 on the docket thereof, own the Northeast quarter of Section Twenty-nine, Township Four South, Range Two East. They are in possession of it and have had possession of it for about twenty years, and have lived on it during that time. All of the complainants are now over twenty-one years old, except Ethel Stanton, who is seventeen years of age, and Audie Gideons and Tulla Gideons, who are about eighteen years of age.

2. Complainants have actual possession of the land, live on it as their home, and their possession and rights of possession have never been disputed since the purchase of the land about twenty years ago, and no suit is pending to test their title or possession. They have color of title to the land and they and those under whom they claim have assessed and paid taxes on it for many years, and assess and pay taxes on it now, and no one else assesses and pays taxes on it, and no one else has assessed or paid taxes on it for the past twenty years. E.E. Stanton, my father, is dead, he died intestate several years before this bill of complaint was filed. During his life he purchased this land from Henry A.Jacobowitz and Emma Jacobowitz, and paid them cash for the land and they gave him a deed, but the deed has been lost before it was placed on record. Up to the time Jacobowitz gave the deed and delivered possession of the

land to E.E.Stanton, he claimed title to and had possession of the land under the following chain of title: Patent from the United States to Elijah L.Wilson, dated January 18th., 1892, and recorded in Deed Book "Z", pages 158-9 of the Baldwin County Records. Warranty deed from Elijah L.Wilson to Zelpha B.Wilson, dated August 6th., 1888, and recorded in Deed Book "P", page 123, of the Baldwin County Records. Mortgage from S.A.Ward and N.B. Ward to Elijah L.Wilson, dated August 17th., 1895, and recorded in Mortgage Book "I", pages 370-2 of the Baldwin County Records. Mortgage foreclosure deed from Elijah L.Wilson to Zelpha B. Wilson, dated June 29th., 1896, and recorded in Deed Book "W" pages 435-6 of the Baldwin County Records. Deed from Zelpha B. Wilson and Elijah L. Wilson to Henry A.Jacobowitz and Emma Jacobowitz, dated May 23rd., 1899, and recorded in Deed Book "W", pages 224-5 of the Baldwin County Records. Henry A.Jacobowitz and Emma Jacobowitz made a deed to E.E.Stanton, who was my father, about twenty years ago, and it was this deed which was lost before being recorded.

3.- The record title, therefore, stands on the records of Baldwin County in the name of Henry A. Jacobowitz and Emma Jacobowitz, because their deed to complainants was lost. All the deeds referred to describe and purport to convey to the several grantees mentioned the lands described in the bill of complaint.

4.- During the whole time complainants and those under whom they claim have owned this land they have regularly assessed and paid the taxes, and the taxes have been assessed and paid by complainants and those under whom they claim from January of 1892, and since E.E.Stanton purchased the land, he has assessed and paid the taxes, and it now stands on the records of Baldwin County assessed to complainant, in the name of "Estate of E.E.Stanton".

5.- There is no record title to the land in S.A.Ward and N.B.Ward. No one of that name claims the land now but they at one time mortgaged the land, according to the records of Baldwin County, and in order to establish title in complainants, the said S.A.Ward and N.B.Ward are named as parties

respondent.

6.- I do not know where any of the individual defendants live. They do not live in Alabama, and I don't know their addresses, although I have made diligent efforts to ascertain the same, and don't know the names of their heirs, next of kin, or devisees, if any. I have had abstracts made of the public records of Baldwin County and inquired of all available persons who were supposed to know or have information concerning them and cannot learn their addresses, and could find no one who does know or has any information concerning them. The only information I can get in regard to Mrs. S.A.Ward and N.B.Ward is that they moved and did live somewhere in the State of Minnesota, but this information is very indirect, and I cannot learn the postoffice address, but I am informed and believe and upon such information and belief state, that they are non-residents of the State of Alabama and if living are somewhere in the State of Minnesota, and if dead their heirs and personal representatives and devisees are somewhere in that State. Henry A. Jacobowitz and Emma Jacobowitz at one time lived in Baldwin County, but this was over twenty years ago, and they came to Alabama from a foreign State, they lived in Baldwin County for only a short time, and during that time sold the land to E.E.Stanton as above stated. They moved from Baldwin County and went to Mobile and resided there temporarily, but with the intent of leaving Alabama permanently, they haven't been heard from in so far as I can find by diligent efforts since just before the storm of 1916, and I have been advised that they lost their lives in that storm. I don't know, and cannot find out where they came from when they came to Alabama if they are living they are non-residents of the State of Alabama. In order to permanently establish out title, we brought this bill of complaint against all of the said parties who are reputed to claim any interest in said land, and against the land itself, to forever quiet title to same.

E. E. Stanton

CERTIFICATE.

I, Lelia C. Harris, under and by virtue of a commission issued out of the Circuit Court of Baldwin County, Alabama, in said entitled cause therein pending, do hereby certify that I caused to come before me at Room 805 Van Antwerp Building, in said County and State, the witness H.L. Stanton; that the said witness was made known to me, and after being duly sworn to tell the truth, the whole truth and nothing but the truth, was examined by me and testified as hereinbefore shown, his answer being reduced to writing by me as near as might be in his own language, whereupon he subscribed his name to the same in my presence, after I first read same over to him. I further certify that Mr. B.F. McMillan, of counsel for complainants, was present and conducted the examination of the said witness. I further certify that I am neither of counsel nor of kin to any of the parties to said cause, nor in any manner interested in the result thereof.

Witness my hand, this 19th. day of October,
1926.


COMMISSIONER.

The State of Alabama, }
Baldwin County

CIRCUIT COURT.

To Mrs. Lelia Harris,

KNOW YE, That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine H.L. Stanton,

as witnesses in behalf of Complainant, in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

Margerette E. Stanton et al

Complainant

and Henry Jacobwitz et al

Defendant,

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

Witness 16th day of October, 1926

T.W. Robinson
Register.

Commissioners Fee \$ 5.00

Witness Fee's \$

No. 599.

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT.

Margerette J. Stanton et al

Complainant.....

vs.

Henry A. Jacobwitz, et al.

Defendant.....

COMMISSION TO TAKE DEPOSITION

ON INTERROGATORIES Oral Examination.

COMMISSIONER:

Mrs. Lelia C. Harris,

WITNESSES:

H.L. Stanton.

Handwritten signature

Handwritten signature

12.1
1.2
3500
15
650.00
1500.0
2150.00

1500
15
3500
1500
2250.00

Wopater miss 8-21.

Hon. T. W. Richardson -

Bay Minette.

Dear Sir,

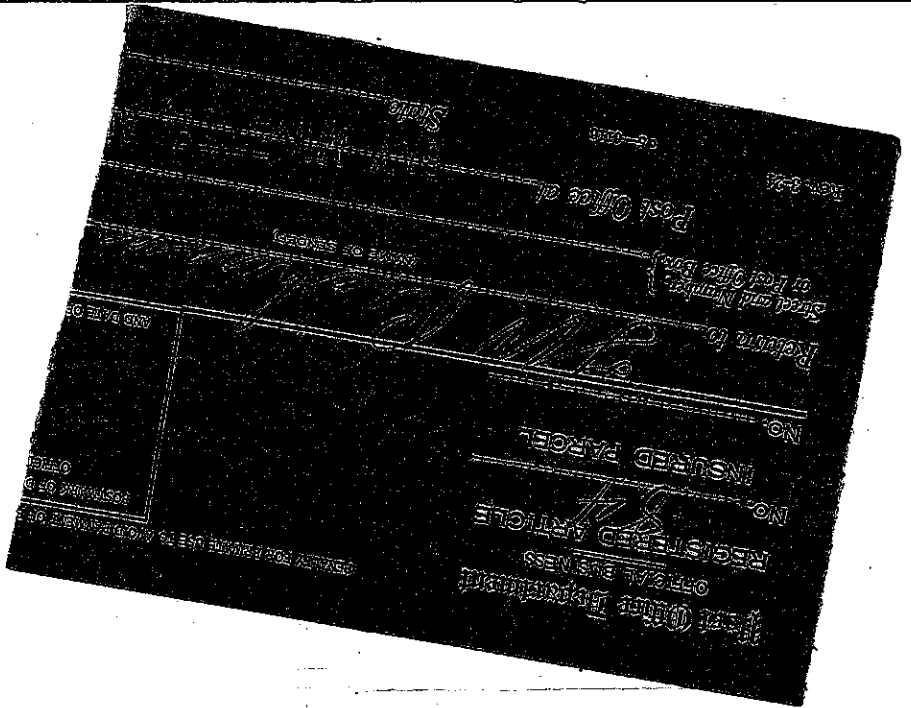
Ala.

(1002) Please send me
a description of the property,
also, a copy of the bill, of
the old Spanish Grant
which I have been sum-
moned to court about.
I object to the proceedings.

Respt,

Mrs Ruby Varnado.

Copy of Bill mailed
above named Aug 23, 1926.
Rev. Richardson



MARGARET J. STANTON, ET AL, COMPLAINANTS

VS.

THE LAND HEREIN DESCRIBED, ET AL, RESPONDENTS.

Deposition of H.L. Stanton, Witness examined on behalf of complainants.

Hon. T. W. Richerson,
Register, Circuit Court of Baldwin County,
Bay Minette, Alabama.

McMILLAN & GROVE
ATTORNEYS AT LAW
VAN ANTWERP BUILDING
MOBILE, ALABAMA

15-200

Lelia C. Harris,
COMMISSIONER.

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COMMISSIONER.

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COMMISSIONER.

The State of Alabama,
Baldwin County.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama--GREETING :

WE COMMAND YOU, That you summon *Mrs. Ola Stapleton,*
(Tampa, Florida.)

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

Frank Packard

against said *Mrs. Ola Stapleton*

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

WITNESS, T. W. Richerson, Register of said Circuit Court, this *26* day of

July 192 *6*

T. W. Richerson Register.

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

SERVE ON _____
**Circuit Court of Baldwin County
In Equity.**

No. _____

SUMMONS

vs.

Solicitor for Complainant

**THE STATE OF ALABAMA,
BALDWIN COUNTY.**

Received in office this _____
day of _____ 192__

Sheriff.

Executed this _____ day of _____
192__

by leaving a copy of the within Summons with

Defendant.

Sheriff.

By _____
Deputy Sheriff.

Recorded in Vol. _____ Page _____