

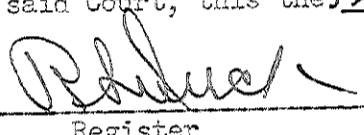
1297

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - - GREETINGS:

WE COMMAND YOU that you summon HELEN I. STEWART, JACQUELINE ADAMS, JANE ADAMS, and THORNTON ADAMS as guardian of Jacqueline Adams and Jane Adams, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction within thirty days after the service of summons, and there to plead, answer, or demur, without oath, to a bill of complaint lately exhibited by Vincent J. Allegri, Jr., and Bessie A. Allegri, against the said Helen I. Stewart, Jacqueline Adams and Jane Adams, and Thornton S. Adams, as guardian of Jacqueline Adams and Jane Adams, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondents shall in no wise omit under penalty of the law. And we further command that you return this writ with your execution thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Court, this the 13th day of March, 1945.



Register

VINCENT J. ALLEGRI, JR.,
AND BESSIE A. ALLEGRI,
COMPLAINANTS

VS.

HELEN I. STEWART,
JACQUELINE ADAMS, JANE ADAMS,
AND THORNTON S. ADAMS, as
Guardian of Jacqueline Adams
and Jane Adams,
RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

And now comes your Complainants Vincent J. Allegri, Jr., and Bessie A. Allegri, and humbly complaining against the Respondents, Helen I. Stewart, Jacqueline Adams, Jane Adams and Thornton S. Adams as guardian of Jacqueline Adams and Jane Adams, represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainants are bona fide residents of Baldwin County, Alabama, and over twenty-one years of age;

2.

That the Respondent Helen I. Stewart is over twenty-one years of age, a non resident of the State of Alabama, her address being 1425

Maple Street, Evanston, Illinois; that Jacqueline Adams and Jane Adams are both non residents of the State of Alabama, their address being 1061-1101 35th Street, Chicago, Illinois; that they are seventeen and twenty years of age, respectively; that Thornton S. Adams is a legal guardian of the minors, Jacqueline Adams and Jane Adams; that he is over twenty-one years of age and a non resident of the State of Alabama, his address being 1061-1101 35th Street, Chicago, Illinois.

3.

That your Complainants are the owners in fee simple and in the quiet and peaceable possession of the following described property situated in Baldwin County, Alabama, to-wit:

The East 35 feet of Lot 2 and all of Lots 3, 4, and 5 in Block 7, in Engleside Highland's addition to Fairhope, Alabama, as per plat thereof on record in the office of the Probate Judge of Baldwin County, Ala.;

4

That your Complainants further allege that the Respondents claim, or, are reputed to claim some right, title, interest in, or encumbrance upon said lands;

5.

That your Complainants further allege that no suit is pending to question, or test the validity of such claim, right, title, or interest in, or encumbrance of the said Respondents, and the Complainants therefore call upon the Respondents to set forth and specify their right, title, or interest in, or encumbrance upon the said lands and to show how and by what instrument the same is derived, or created.

PRAYER FOR PROCESS

WHEREFORE, the premises considered, your Complainants pray that your Honor will take jurisdiction of the cause made by this bill of complaint and by appropriate process make the said Helen I. Stewart, Jacqueline Adams, Jane Adams and Thornston Adams as guardian, Respondents to this bill of complaint, requiring them to plead, answer, or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

PRAYER

Your Complainants further pray that upon a hearing of this cause, this Honorable Court will establish the title of the Complainants in and to the lands herein described and further find and decree that the Respondents, Helen I. Stewart, Jacqueline Adams, Jane Adams, and Thornton S. Adams, as guardian, have no claim, right, title, or interest in, or encumbrance upon said lands herein described, or any part thereof, and grant unto the Complainants such other, further, different, or general relief as they may be in equity and good conscience entitled to receive, and as in duty bound they will ever pray.

BEEBE & HALL

By: *James Lee*
Solicitors for the Complainants

STATE OF ALABAMA
BALDWIN COUNTY

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 solicitor of record for the Complainants in the above styled cause; that the facts contained in the foregoing bill are true and correct to his best knowledge, information and belief.

Hubert M. Hall

Sworn to and subscribed before me on this the 10 day of March, 1945.

Virginia Keel
Notary Public, Baldwin County, Ala.



THE STATE OF ALABAMA, }
Baldwin County

CIRCUIT COURT

TO Lillian Patterson

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 Carl L. Biorham

as witnesses in behalf of the Complainants in a cause pending in our Circuit Court of Baldwin County, of said State, wherein Vincent J. Allegri, Jr., and Bessie A. Allegri,

Complainants
and Helen I. Stewart, Jacqueline Adams, Jane Adams, and Thornton S. Adams as Guardian of Jacqueline Adams and Jane Adams,

Defendants
on oath to be by you administered, upon Carl L. Biorham

to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 10 day of May, 1946

[Handwritten Signature]

REGISTER

Commissioner's Fee \$ _____

Witness' Fees, \$ _____

NO. 1297

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Complainant

VS.

Defendant

Commission To Take Deposition

COMMISSIONER:

Witnesses:

RECEIPT FOR REGISTERED ARTICLE No. 1525

70 fee paid. class postage paid. 3-12, 1945 (Date)

Declared value, \$ 20.00 Surchage paid, \$ 0.00

From R. S. Durr, C. Ck. (Sender)

Addressed to 1425 Maple St. (Address)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 4 in person Special delivery fee

Delivery restricted to addressee Fee paid 20 Postmaster, per



RECEIPT FOR REGISTERED ARTICLE No. 1526

70 fee paid. class postage paid. 3-12, 1945 (Date)

Declared value, \$ 20.00 Surchage paid, \$ 0.00

From R. S. Durr, C. C. (Sender)

Addressed to 1061-1101 - 35th St. (Address)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 4 in person Special delivery fee

Delivery restricted to addressee Fee paid 20 Postmaster, per



RECEIPT FOR REGISTERED ARTICLE No. 1527

70 fee paid. class postage paid. 3-12, 1945 (Date)

Declared value, \$ 20.00 Surchage paid, \$ 0.00

From R. S. Durr, C. C. (Sender)

Addressed to 1061-1101 - 35th St. (Address)

Accepting employee will place initials in space below, indicating restricted delivery

Return receipt fee 4 in person Special delivery fee

Delivery restricted to addressee Fee paid 20 Postmaster, per



RECEIPT FOR REGISTERED ARTICLE No. 1528

70 fee paid. class postage paid. 3-12, 1945 (Date)

Declared value, \$ 20.00 Surchage paid, \$ 0.00

From R. S. Durr, C. C. (Sender)

Addressed to 1061-1101 - 35th St. (Address)

Accepting employee will place initials in space below, indicating restricted delivery

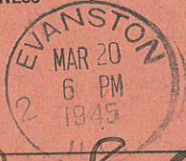
Return receipt fee 4 in person Special delivery fee

Delivery restricted to addressee Fee paid 20 Postmaster, per



Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



POSTMARK OF DELIVERING
OFFICE

Return to

R S Duck

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Clerk of Circuit Court

Bay Minette, Ala.

REGISTERED ARTICLE

No.

1575

Post Office

Bay Minette, Ala.

INSURED PARCEL

No.

16-12421

State

RETURN RECEIPT

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

1 Helena I Stewart
(Signature or name of addressee)

Deliver to Addressee Only

2 _____
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 3-20, 1942

— 5751545 —
[Handwritten signature]

W. R. STUART
PROBATE JUDGE

No. 784

Bay Minette, Ala.,

May 21

, 1945

Received of R. A. Duck

No.		Deed Tax		Mortgage Tax		Recording Fees		Total	
		\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.
	<i>Final Decree</i>								
	<i>Vincent J. Allegri Jr et al</i>								
	<i>Helen J. Stewart et al</i>				<i>75</i>		<i>75</i>		<i>75</i>

FOR RECORD

TOTAL \$

75 Cents

87045 MARSHALL & BRUCE-NASHVILLE

W. R. Stuart

Judge of Probate.

1
Return Receipt from Zoster
of Adams Field March 17, 1945

R. B. Beck

VINCENT J. ALLEGRI, JR., et al,

COMPLAINANTS,

vs.

HELEN I. STEWART, et al,

RESPONDENTS.

CIRCUIT COURT OF
Baldwin County.

IN EQUITY.

In this cause it being made to appear to the Register that on the 12th day of March 1945, a copy of the Bill of Complaint filed in this cause was sent to Helen I. Stewart, Jacqueline Adams, Jane Adams, and Thornton S. Adams, as Guardian of Jacqueline Adams, and Jane Adams, Defendants by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," and return receipt demanded addressed to the Register of this Court; and that on the 20th day of March 1945, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said Helen I. Stewart, Jacqueline Adams, Jane Adams, and Thornton S. Adams, as Guardian of Jacqueline Adams, and Jane Adams, Defendants.

This the 7th day of May 1945

Register.

No. 1597

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

vs.

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 7th day of

May 1934

R. R. Ruler, Register

Entered in O. B. Page

MOORE PTG CO.

RECORDED

VINCENT J. ALLEGRI, JR., et al,
COMPLAINANTS,

VS.

HELEN I. STEWART, et al,
RESPONDENTS.

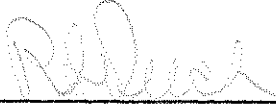
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,

NUMBER 1297.

In this cause it is made to appear to the Register by the affidavit of Hubert M. Hall, as Solicitor for the Complainant, that the Respondents, Jacqueline Adams, and Jane Adams, are in the belief of affiant, minors 17 and 20 years of age, respectively; and that no one has been appointed by the said minors to act as guardian ad litem for them, and it further appearing that H. E. Smith in all respects a suitable person to act as guardian ad litem for said minors; and the said H. E. Smith having filed his consent in writing to act as such;

IT IS THEREFORE ORDERED that the said H. E. Smith be, and hereby is appointed guardian ad litem in this cause for the said minor Respondents.

WITNESS my hand this the 12 day of May, 1945.



Register

1297

VINCENT J. ALLEGRI, JR., et al,

COMPLAINANTS,

VS,

HELEN I. STEWART, et al,

RESPONDENTS.

APPOINTMENT OF GUARDIAN AD LITEM.

RECORDED

VINCENT J. ALLEGRI, JR., et al,
COMPLAINANTS,

VS.

HELEN I. STEWART, et al,
RESPONDENTS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY.

NUMBER 1297.

Now comes H. E. Smith, and accepts notice of his appointment of guardian ad litem for Jacqueline Adams, and Jane Adams, minor Respondents in the above styled cause and consents to act as such guardian ad litem; and answering the allegations contained in the said bill of complaint, he denies each and every allegation therein contained, and demands strict proof of the same.

H. E. Smith
as guardian ad litem

1297

VINCENT J. ALLEGRI, et al,

COMPLAINANTS,

VS.

HELEN I. STEWART, et al,

RESPONDENTS.

ANSWER OF GUARDIAN AD LITEM.

Filed May 10 1945
[Signature]

RECORDED

VINCENT J. ALLEGRI, JR., et al.,

COMPLAINANTS

vs.

HELEN I. STEWART, et al.,

RESPONDENTS.

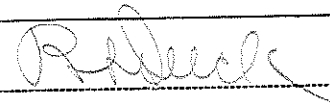
THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,

Decree pro confesso on registered mail, against the Respondents; and
testimony of Carl L. Blorham, with exhibits attached.

and in behalf of Defendant upon



Register.

No. 1294

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

VS.

NOTE OF TESTIMONY

Filed in Open Court this 10

day of May 1974

Robert

REGISTER

VINCENT J. ALLEGRI, JR.,
and BESSIE A. ALLEGRI,
COMPLAINANTS,

VS.

HELEN I. STEWART, JACQUELINE
ADAMS, JANE ADAMS, and
THORNTON S. ADAMS, as Guardian
of JACQUELINE ADAMS and JANE
ADAMS,
RESPONDENTS.

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

NO. 1297.

FINAL DECREE.

This cause coming on to be heard was submitted for final decree on the pleadings, decree pro confesso, and proof as noted by the Register, and upon consideration thereof the Court is of the opinion that the Complainants are entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the Respondents, Helen I. Stewart, Jacqueline Adams, Jane Adams and Thornton S. Adams, as Guardian of Jacqueline Adams and Jane Adams, have no right, estate, title, claim, interest in, or encumbrance upon the following described land situated in Baldwin County, Alabama, to-wit:

The East 95 feet of Lot 2 and all of Lots 3, 4, and 5 in Block 7, in Engleside Highlands addition to Fairhope, Alabama, as per plat thereof on record in the office of the Probate Judge of Baldwin County, Ala.;

and that the title to the same is vested in the Complainants, Vincent J. Allegri, Jr., and Bessie A. Allegri, as against Helen I. Stewart, Jacqueline Adams, Jane Adams, and Thornton S. Adams as Guardian of Jacqueline Adams, and Jane Adams.

IT IS FURTHER ORDERED that the Register of the Court within 30 days from the rendition, file a certified transcript thereof for record in the Probate Court of Baldwin County, Alabama, and that the cost thereof be taxed in the costs of this cause.

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

Done at Monroeville, Monroe County, Alabama, on this the 18th day of May, 1945.

J. W. Hare
Judge

1297

VINCENT J. ALLEGRI, JR., et al,
COMPLAINANTS,

VS.

HELEN I. STEWART, et al,
RESPONDENTS.

FINAL DECREE.

88ms 528

Filed May 21 1945

[Handwritten signature]

1874

[Handwritten signature]

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

VINCENT J. ALLEGRI, JR., et al. Complainant

VS.

HELEN I. STEWART, et al. Respondent

I, Lillian Patterson
as ~~Register and~~ Commissioner
have called and caused to come before me Carl L. Bloxham

witness named in the Requirement for Oral Examination, on the 10th day of May
1945, at the office of Beebe & Hall
in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Carl L. Bloxham
doth depose and say as follows:

My name is Carl L. Bloxham. I live at Fairhope, in Baldwin County, Alabama. I am personally acquainted with the Complainants in this cause, Vincent J. Allegri, Jr., and Bessie A. Allegri. They are both bona fide residents of Fairhope, in Baldwin County, Alabama, and over twenty-one years of age. The Respondent, Helen I. Stewart, is over twenty-one years of age, and a non-resident of the State of Alabama, her address being 1425 Maple Street, Evanston, Illinois. I have, as agent for the Complainants, made inquiry as to the ages and addresses of the Respondents, Jacqueline Adams, and Jane Adams, and from all information available, they are minors, 17 and 20 years of age, respectively, and in the custody of their Father, Thornton S. Adams, of 106-1101 35th Street, Chicago, Illinois, who is, I am advised, their legal Guardian.

The Complainants are the owners, and in possession of the following described land situated in Baldwin County, Alabama, to-wit:

The East 35' of Lot 2, and all of Lots 3, 4 and 5, in Block 7, Engleside Highland addition to Fairhope, being the property described in the original bill of complaint in this cause.

The Complainants acquired title to the said land by purchase from Eleanor J. Edmundson, who formerly lived at Fairhope, in Baldwin County, Alabama, by deed dated August 31, 1944, duly executed before me, as a Notary Public in Baldwin County, Alabama. Eleanor J. Edmundson acquired title to the said property by conveyance from Benjamin F. March, and Mortimer C. Grover, trustees under the last will and testament of Mortimer B. Skinner, by deed dated March 23, 1941, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 75 NS, page 425, and deed from Thornton S. Adams, Guardian of Joan Adams and Jacqueline Adams, only heirs at law of Roberta S. Adams, deceased, by deed dated March 10, 1943, and of record in Deed Book 79 NS, pages 206-7.

Some question has arisen as to whether or not the Respondents claim any right, title or interest to the said property, and this suit was filed for the express purpose of establishing the title of the present owners, as against the non-resident Respondents mentioned.

There is no other suit pending to test the validity of the Complainants, or the Respondents title to the property.

I, as real estate agent, represented the Respondents in this cause at the time of the sale of the property to Mrs. Edmundson, as herein set out. In my negotiations leading up to the sale of the property, I conferred with Mr. Benjamin F. March, who was one of the trustees of the estate of Mortimer B. Skinner, and also Louise Hale Skinner, who at one time owned the property. After the death of Mortimer B. Skinner, and Louise Hale Skinner, their heirs, a daughter, Helen I. Stewart, and two grandchildren, Jacqueline Adams, and Joan Adams, received their distributive shares of the estate, included in which was the receipts from the sale of the land involved in this suit. I am attaching a letter received

ORAL EXAMINATION.

I, Lillian Patterson, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition—on Oral Examination was taken down by me in writing in the words of the witness—and read over to him and he signed the same in the presence of myself and H. M. Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 10th day of May, 1945.

Lillian Patterson (L. S.)

NO. _____	PAGE _____
THE STATE OF ALABAMA	
BALDWIN COUNTY	
IN CIRCUIT COURT, IN EQUITY.	
vs.	Complainant
Respondent.	
Oral Deposition	
Filed _____	, 19 <u>4</u> _____
Recorded in _____	, Register.
Vol. _____	Page _____
Record _____	, Register.

(Handwritten mark)

from Mr. Benjamin F. March, marked exhibit "A". I also received a letter from Mr. Virgil Nobles, relative to the estate, which I attach hereto, marked exhibit "B". I also received a letter from Mr. Benjamin F. March, dated October 19, 1942, which I attach to my testimony as exhibit "C", along with the letter was a copy of the decree of the Court, referred to by Mr. March, which I attach hereto and mark exhibit "D". I also received a letter from Mr. Benjamin F. March, dated July 24, 1942, which I attach hereto and mark exhibit "E".

Carl F. Blocham

CROSS EXAMINATION BY H. E. SMITH, AS GUARDIAN
AD LITEM FOR JACQUELINE ADAMS, AND JANE ADAMS.

The Respondents in this cause have never lived in Baldwin County, Alabama. The Respondents, as heirs of Mortimer B. Skinner, and Louise Hale Skinner, according to letters received from the Trustees, and also from attorneys and according to a copy of the decree of the court of the State of Indiana, County of St. Joseph, have already received their distributive shares of the purchase money as paid by Mrs. Eleanor J. Edmundson, through whom the Complainants claim. The Respondents have not attempted to exercise any claim to the property, but considering that papers executed sometime ago in conveying the property to Mrs. Edmundson was sufficient to divest them of any title that they had to the said property.

Carl F. Blocham

File No. 1846 1/2

LAW OFFICES
BENJAMIN F. MARCH
ELA. GROVER & MARCH
LYLE H. ROSSITER
140 NORTH DEARBORN STREET
CHICAGO

February 17th, 1943.

Mr. Carl L. Bloxham,
Bloxham Building,
Fairhope, Alabama.

Dear Mr. Bloxham:

I am in receipt of your favor of February 13th. I am very grateful, more than I can express, of your offer to get the necessary papers to send for my signature in order to have the estate of Mortimer B. Skinner closed before another bond premium.

It is impossible now to get a quit-claim deed from the heirs of Mr. Skinner after they have received their money out of the property. They are no longer interested and I do not wish to be personally liable for further bond premium. A

I presume that with the activity of ship building, etc., at Mobile, and the various training camps in the South, that you are as much disturbed in the ordinary business as we are here. So many have gone into Service and the small business man has been obliged to discontinue business.

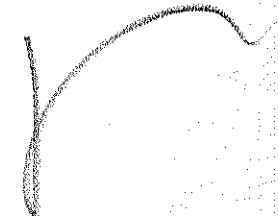
With very best wishes, and again appreciating your courtesy and hoping that at some time I may be able to reciprocate, I am

Yours very truly,

By B. March

BFM:RH

P.S: I have not heard from Ira A. Jones for a long time. I would appreciate it if you would remember me to him the next time you see him.



South Bend, Indiana,
Jan. 21st, 1945.

Mr. Carl L. Bloxham,
Fairhope, Alabama.

Dear Sir: - Yours of January 13th was received and carefully read. I have been working in a War plant here and my hours are such that I can't be as punctual in my correspondence as I would like to be.

I received a letter from Mr. Hall and handed the same to Gilbert A. Elliott, an attorney here, who has been representing Thornton S. Adams since the inception of the M. B. Skinner Trust, and he replied to Mr. Hall on Jan. 12th.

I have had considerable experience in titles to real estate and, it is my opinion that Hall is wrong in his opinion. He states in his opinion that there is no deed from Louise Hale Skinner, hence a conveyance must be had from her heirs. Real estate can be transferred by will as well as a deed. He states that her will is shown in the abstract and that she devised her real estate to her husband, Mortimer B. Skinner and B. F. March as Trustees; therefore, the title to her real estate vested in said Trustees, to be held and disposed of according to the terms of the trust. The title having vested in the Trustees, how could they terminate the trust? In one of two ways; - 1st by conveying the real estate to Helen J. Stewart and the two children of Robert S. Adams, deceased; 2nd by selling the real estate and distributing the proceeds to them. We considered conveying the real estate to them but they asked Mr. March to sell the real estate and distribute the money to them.

It is quite apparent that Mr. Demeree placed the same construction on the will of Mrs. Skinner. As you know, he required ancillary administration in Baldwin County and we paid all court costs. When the attorney for the Loan Co. asked for quit-claim deeds from Mrs. Stewart and Thornton S. Adams, as Guardian, it was for the purpose of estoppel rather than claiming ^{vested} any interest in them.

Mr. Hall now is asking that a guardian be appointed in Baldwin County, for the purpose of divesting the minor children of Roberta S. Adams deceased, of their interest in the real estate. To me, this is a needless procedure unless he can show how and when title to the real estate vested in them, and this he cannot do.

As above stated, I feel that Mr. Demeree's procedure was right. Mr. March followed his requests, he accepted the title, deeds were delivered, and the purchase price paid and distributed to the beneficiaries of the trust. Hence, we are not inclined to go to any expense to suit Mr. Hall.

If he still persists in asking that a guardian be appointed there, that is O. K. with us and we will do our best to furnish him with such information here as he desires, so long as he pays the expense.

There is no order here issued to Adams, as guardian, to execute the deed which he did execute ~~as~~ requested by the Loan Co. I believe there are written consents of Mrs. Stewart and Adams, consenting to the sale of the real estate, by the Trustees, for the price named in the contract.

I am anxious to read Mr. Hall's reply to Mr. Elliott's letter. Also, would like to hear from you after you submit this letter to him.

Very truly yours,

Virgil Nobles.

P. O. Box 1105.

LAW OFFICES
BENJAMIN F. MARCH
ELA. GROVER & MARCH
LYLE H. ROSSITER
140 NORTH DEARBORN STREET
CHICAGO

October 19th, 1942.

Mr. Carl L. Bloxham,
Bloxham Building,
Fairhope, Alabama.

Dear Mr. Bloxham:

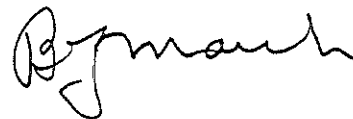
I mailed you today proceedings in the Estate of Louise Hale Skinner, deceased. After mailing the same, I thought it might be helpful in this matter, if the title company were advised that the heirs-at-law of Louise Hale Skinner and Mortimer B. Skinner were the same.

Second: That petition was presented to the Court, with notice to all of said heirs, submitting the offer for the Fairhope property, and receiving the directions of the Court to sell the same.

Third: That subsequently the proceedings of the Trustees in the sale of the property were duly reported to the Court and approved by the Court, and the entire proceeds of the sale, less expenses, were distributed to Helen I. Stewart and the heirs-at-law of Roberta S. Adams, deceased, and the receipts therefor filed in Court.

Therefore, it is immaterial which angle of the case you may take, or, wherever they may elect to place the title, the ultimate heirs-at-law received the entire proceeds and the acts of the Trustees have been approved. A copy of the order is herewith enclosed.

Yours very truly,



BFM:HH
Enclo

COPY.

#32551/2

STATE OF INDIANA)
COUNTY OF ST. JOSEPH) SS:

IN THE ST. JOSEPH CIRCUIT COURT,
SEPTEMBER TERM, 1941.

IN THE MATTER OF THE TRUST)
CREATED BY THE LAST WILL)
AND TESTAMENT OF MORTIMER B.)
SKINNER, DECEASED)

ORDER ON REPORT OF
SALE OF REAL ESTATE.

Come now, Benjamin F. March and Mortimer C. Grover, Trustees in the above matter, by Virgil Nobles, their attorney, and files and submits the following verified report of sale of certain real estate heretofore in this proceedings ordered sold, (H. I.).

And the court, having examined the same and being fully advised in the premises, finds that, in the interest of said trust, said sale ought to be approved and now in all things ratifies and confirms the same, together with the acts of said Trustees as by them reported; that said Trustees, over and above all credits by them claimed, are chargeable with the sum of Four Thousand Two Hundred Seventy Two Dollars and Twenty Six Cents (\$4,272.26), being the net proceeds derived from the sale of said real estate; that Helen I. Stewart, decedent's surviving daughter, and Thornton S. Adams, guardian of Jacqueline Adams and Joan Adams, minor heirs of Roberta S. Adams, decedent's deceased daughter, are each entitled to one-half of said sum or the sum of Two Thousand One Hundred Thirty Six Dollars and Thirteen Cents (\$2,136.13) each, and that the same should be distributed to them, being the remainder of their distributive share as directed by decedent in his will.

It is therefore, considered and decreed by the court that said report of sale and the acts of the Trustees as therein reported, be in all things approved, ratified and confirmed; that said Trustees be and they are hereby ordered to distribute to the said Helen I. Stewart and said Thornton S. Adams, guardian, the sum of Two Thousand One Hundred Thirty Six Dollars and Thirteen Cents (\$2,136.13) each and take their receipts therefor; that upon their duly accounting to the court for such distribution, they be released and discharged from all liability in regard to the sale of said real estate.

And now said Trustees report that they have made distribution, as above ordered, and submits to the court the receipts of the said Helen I. Stewart and Thornton S. Adams, guardian, showing that said parties have each received the sum of Two Thousand One Hundred Thirty Six Dollars and Thirteen cents (\$2,136.13) which receipts are now filed as a part of said report.

It is further considered and decreed by the court that said Trustees, having accounted to the court for the proceeds derived from the sale of said real estate, be, and they are discharged from all liability in regard to the sale of said real estate.

And it appearing to the court that the time has not arrived for the termination of said trust, the same is continued.

Signed in open court this _____ day of September, 1941.

JUDGE.

LAW OFFICES
BENJAMIN F. MARCH
ELA. GROVER & MARCH
LYLE H. ROSSITER
140 NORTH DEARBORN STREET
CHICAGO

July 24th, 1942.

Mr. Carl L. Bloxham,
Bloxham Building,
Fairhope, Alabama.

Dear Mr. Bloxham:

I am in receipt of your favor of July 21st. I am still of the opinion that we are not liable for a second year's premium on the bond.

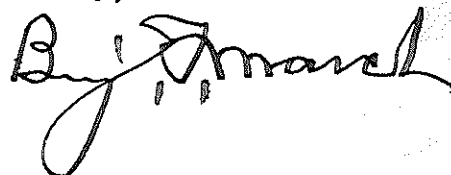
If any one is liable, it is the attorney in this matter. He received his fees in full for the closing of the estate in the Probate Court and the court costs were paid in full. There was no valid excuse, except procrastination, that allowed this to run into another year. The fact that he represented the purchaser and approved the title and attended to the administration for the trustees, I think is conclusive.

However, outside of this, the purchaser got an absolute title, joint tenancy or no joint tenancy. Mrs. Skinner died several years before Mr. Skinner and left a Will, which was duly admitted to probate and the estate fully administered. After some small specific legacies, the balance of her estate went to Mortimer B. Skinner, which of course included the Fairhope property, so that when he died the deed from the trustees of his estate conveyed every and all possible title in this property.

As I have explained to you before, upon the report from you, and from him, the trustees filed their final account as to the sale of this property, distribution was ordered, and made. Any further payments at this time would be out of our own pocket.

I think if Mr. Demeree is interested, he could write to the Clerk of the Circuit Court of St. Joseph County, South Bend, Indiana, and get such transcript of the estate of Louise Hale Skinner as he might need to complete his record.

Yours very truly,



BFM:HH

