

1315

GEORGE McGOWAN,
Complainant,
VS
T. B. McGOWAN, et als,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

MOTION FOR DECREE PRO CONFESSO

Now comes the Complainant by his Solicitor and shows unto the Register that the Order of Publication heretofore made in this cause, dated May 10, 1945 was published once a week for four consecutive weeks commencing on May 17, 1945 in the Baldwin Times, a newspaper published at Bay Minette in Baldwin County, Alabama; that a copy of the said Order was, on the 10th day of May, 1945, posted at the Court House door in Baldwin County, Alabama and that the Respondent, Pauline Moorner has, to the date hereof, failed to plead, answer or demur to the Bill of Complaint in this cause.

WHEREFORE, Complainant moves the Court to make and enter a Decree Pro Confesso against the said Respondent, Pauline Moorner.

DATED this 12th day of June, 1947.

J. B. Blackburn
Solicitor for Complainant.

MOTION FOR DECREE PRO CONFESSO

GEORGE McGOWAN,

Complainant,

VS

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED

JUN 13 1947

ALICE J. DUCK, Register

The name is Roy instead of Ray
as you probably made a typing error
I signed it as it should be
thanks

STATE OF CALIFORNIA,
COUNTY OF Los Angeles

Before me Gertrude A. Nischel Notary

Public in and for said County and State personally appeared
Mrs. Ray F. Phillips, who being duly sworn, deposes and says
that she was Pauline Moorer before her marriage.

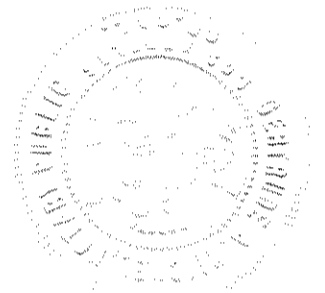
(Signed) Mrs. Ray F. Phillips

Subscribed and sworn to before me this

18th day of Feb 1949

Gertrude A. Nischel Notary Public

My Commission Expires July 4, 1949



1315

The BALDWIN Times

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER
BAY MINETTE, ALABAMA

Presiding

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Ford Cook

being duly sworn, deposes and says

that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Order of Publication

ORDER OF PUBLICATION
 GEORGE McGOWAN, Complainant,
 vs.
 T. L. McGOWAN, et. als., Respondents.
 In the Circuit Court of
 BALDWIN COUNTY, ALABAMA
 in Equity

It having been made to appear in this cause from the affidavit of J. B. Blackburn, Solicitor for the Complainant, that Pauline Moorer, one of the respondents, is over twenty-one years of age whose residence and post office address is unknown and cannot be ascertained after diligent inquiry: IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the said Respondent, Pauline Moorer, appear in this Court and plead, answer or demur to the bill of Complaint in this cause before the 26th day of June, 1945, lest on her having failed so to do at the expiration of thirty days from the said date a Decree Pro Confesso will be taken against her.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register of this Court have this order published with as little delay as possible in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks and further that within twenty days from the making of this order he post a copy hereof at the Court House door of Baldwin County, Alabama.

ORDERED, ADJUDGED and DECREED this 16th day of May, 1945.
 E. S. DUCK, Register, of the Circuit Court of Baldwin County, Alabama in Equity.
 J. B. BLACKBURN,
 Solicitor for Complainants. 16-4tc

COST STATEMENT

247 WORDS @ *4 1/2* cents \$ *11.12*

I hereby certify this is correct, due and unpaid (paid).

Ford Cook

Publisher.

Was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication May 18, 1945 Vol. 56 No. 16
 Date of 2nd publication " 24, 1945 Vol. 56 No. 17
 Date of 3rd publication " 31, 1945 Vol. 56 No. 18
 Date of 4th publication June 7, 1945 Vol. 56 No. 19

Subscribed and sworn before the undersigned this _____ day of _____ 194_____

Notary Public, Baldwin County.

Ford Cook

Publisher.

Mrs Roy F. Phillips
Box 286
Gardena Calif.



SPECIAL DELIVERY

VIA AIR MAIL

#1157

Alice J.
RETURN RECEIPT REQUESTED

Duck Circuit Clerk

Baldwin County



REGISTERED
NO. 5352

Bay Minette. Ala.

GARDENA
FEB 18
1949
CALIF.

BAY MINETTE
FEB 20
1949
ALA.

GARDENA
FEB 18
1949
CALIF.

BAY MINETTE, ALA.

July 15, 1947

Circuit Court
Bay Minette, Alabama

IN ACCOUNT WITH
J. A. ERTZINGER & SON

ABSTRACTS, INSURANCE, BONDS

ERTZINGER BUILDING
ESTABLISHED 1909

Abstract of title to lands in S $\frac{1}{2}$ of section 24, T 2 N, R 2 E \$56.00
McGowan VS McGowan

Posted
5-10-45

ORDER OF PUBLICATION

GEORGE McGOWAN,
Complainant,

VS.

T. B. McGOWAN, et als,
Respondents.

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

It being made to appear in this cause from the affidavit of J. B. Blackburn, Solicitor for the Complainant, that Pauline Moorner, one of the respondents, is over twenty-one years of age whose residence and post office address is unknown and cannot be ascertained after diligent inquiry; IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the said Respondent, Pauline Moorner, appear in this Court and plead, answer or demur to the Bill of Complaint in this cause before the 20th day of June, 1945, lest on her having failed so to do at the expiration of thirty days from the said date a Decree Pro Confesso will be taken against her.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register of this Court have this order published with as little delay as possible in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks and further that within twenty days from the making of this order he post a copy hereof at the Court House door of Baldwin County, Alabama.

ORDERED, ADJUDGED AND DECREED this 10th day of May, 1945.

J. B. Blackburn
Solicitor for Complainant.

R. D. Beck
Register of the Circuit Court of
Baldwin County, Alabama, in Equity.

Order of Publication

M^c Gowen

v2.

M^c Gowen

Equity # 1315.

CITIZENS

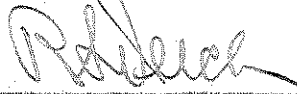
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY CITIZEN OF THE STATE OF ALABAMA:

You are hereby commanded to summon T. B. McCowan, Randolph McCowan, Laura McCowan, Hobe McCowan, Edmund C. McCowan, W. C. McCowan, G. B. McCowan, Paul Bryers and Pauline Hooper to appear within thirty days from the service of this writ in the Circuit Court to be held for said county, Equity Side, at the place of holding same, then and there to plead, answer or demur to the Bill of Complaint filed against them by George McCowan.

Witness my hand this 13th day of April, 1945.



Registrar

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

Your Orator, George McGowan, presents this Bill of Complaint against T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorer, and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator and each of the Respondents are over twenty-one years of age. Your Orator, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan and W. C. McGowan, are each residents of Baldwin County, Alabama; G. B. McGowan is a resident of Birmingham, Alabama; Paul Bryars is a non-resident of the State of Alabama, whose residence and post office address is 5287 De Arcey Street, Louisville, Kentucky; Pauline Moorer's residence and post office address is unknown and cannot be ascertained after diligent inquiry.

2. Your Orator and the said Respondents own, as tenants in common, the East Half of Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State highway and the two following described tracts: EXCEPTION NO. 1: Begin at a point on the West line of public road 9.68 chains East of the center of Section 24, Township 2 North Range 2 East, thence with said road and South seven degrees West 3.15 chains to a point; thence East 3.15 chains to a point; thence North seven degrees East 3.15 chains to a point; thence West 3.15 chains to place of beginning, containing one acre. EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North Range 2 East, thence East 2.11 chains to West side of State highway for beginning corner; thence West 20.25 chains to a point; thence South 12.63 chains to a point; thence East 25.70 chains to a point on the West side of State highway, thence along said highway north six degrees East to the place of beginning, containing 40.16 acres.

North Half of the Southeast Quarter of Southwest Quarter;
North Half of Southwest Quarter of Southeast Quarter except the
lands embraced within the area of the existing State highway, all
in Section 24, Township 2 North Range 2 East, in Baldwin County,
Alabama; the respective interest of each of the said parties there-
in being as follows: George McGowan, one-fourth; T. B. McGowan,
Randolph McGowan, Laura McGowan, Reba McGowan and Edmund C. McGowan
one-twentieth each; W. C. McGowan and G. B. McGowan, one-eighth
each; Paul Bryars one-eighth and Pauline Hoover, one-eighth.

2. Part of the above described property has improvements
thereon, part of the said property has at one time been improved
and part of the said property is timber lands, because of which it
cannot be equitably divided among the joint owners thereof without
a sale of the property and a division of the proceeds.

3. T. B. McGowan and Edmund C. McGowan or others of
the said Respondents have recently cut and removed timber from the
said property or sold timber from the said property which was cut
and removed by other persons and no accounting has been made to
your Orator for his respective part of the proceeds from the sale
of the said timber. Your Orator has been compelled to employ
counsel for the purpose of prosecuting this suit to effect a
partition or division of the said property among the joint owners
thereof and has employed for this purpose J. B. Blackburn, of
Bay Minette, Alabama.

PRAYER FOR PROCESS

Your Orator prays that the said T. B. McGowan, Randolph
McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C.
McGowan, G. B. McGowan, Paul Bryars and Pauline Hoover be made
parties respondent to this Bill of Complaint and that the usual
process of this Honorable Court forthwith issue to them and each
of them, requiring them to appear and plead, answer or demur to
the Bill of Complaint filed against them in this cause within the
time and under the pains and penalties prescribed by law and the
rules of this Honorable Court.

PRAYER FOR RELIEF

Your Orator prays for the following separate and several relief:

1. That a proper Decree be made and entered ordering the said property sold for division among the joint owners thereof.
2. That a reference be held to determine the amount of timber that has been cut and removed from the said property and the amount of the proceeds derived therefrom and to determine and fix a reasonable solicitor's fee to be paid to your Orator's solicitor of record for services rendered and to be rendered by him in this suit.
3. That on a final hearing of this cause such Decree be made and entered as may be necessary to effectuate a division of the proceeds from the sale of the said property, less the costs and expenses necessarily incurred, among the joint owners thereof.
4. Your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.

J. B. Blackburn
Solicitor for Orator.

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is solicitor for the Complainant in the above described suit and that he is informed and believes that the allegations of the Bill of Complaint are true.

Sworn to and subscribed before me on this the 13th day of April, 1945.

Ora S. Nelson
Notary Public, State of Alabama at Large.

RECEIVED
 APR 15 1945
 BALDWIN COUNTY ALABAMA

118122

United States District Court for the District of Columbia

John F. ...

IN SENATE AND HOUSE OF REPRESENTATIVES

J. B. Thompson

Bill of Subjunctive and ...

and that he is interested and ...

that he is interested for the ...

that he is interested for the ...

before me, the undersigned ...

before me, the undersigned ...

WITNESSETH

THESE OF MY HAND

John F. ...

J. B. Thompson

NOTARY PUBLIC

My Comm. Expires on the ...

I have taken solemn oath ...

and I have taken the oath of ...

to support the Constitution ...

of the United States and ...

to perform the duties of ...

my office

in and for the District of ...

Columbia, this ...

day of ...

1945.

Witness my hand and seal ...

of my office on the ...

day of ...

John F. ...

NOTARY PUBLIC

11/2/57

Filed April 13, 1945.

Paul ...
Register.

GEORGE McGOWAN,
Complainant,
VS.
T. B. McGOWAN, et als,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. 1315.

ANSWER TO CROSS BILL.

Now comes the Complainant and Cross Respondent, George McGowan, and for answer to the Cross Bill filed in this cause, says:

1. He admits that T. B. McGowan and W. C. McGowan were appointed by and qualified in the Probate Court of Baldwin County, Alabama as Administrators of the Estate of Eugenia McGowan and that they have made final settlement as such Administrators. He denies that he has consented that the said T. B. McGowan and W. C. McGowan sell any timber from the said property and further alleges that he is not advised as to what, if any, taxes they have paid on the said property and, therefore, denies that they have paid such taxes. He is not informed, and therefore denies that there is any money on deposit in the Baldwin County Bank, which is the proceeds or receipts from the sale of timber.

2. Complainant and Cross Respondent denies that T. B. McGowan and W. C. McGowan, or either, has any claim against the property for services rendered by them in any way or manner.

3. Complainant and Cross Respondent denies that he is indebted to the Estate of Eugenia McGowan, Deceased, on a note in the sum of Five Hundred Dollars (\$500.00) or in any other way or manner and further alleges that if he were ever indebted to the said Eugenia McGowan, the said claim is now barred by the statutes of limitations and further alleges that the Estate of Eugenia McGowan was finally settled without any effort being made to collect any indebtedness from him to the said Estate or to the said Eugenia McGowan.

4. Complainant and Cross Respondent denies each and all

of the other allegations of the said Cross Bill that have not been specifically answered herein.

Having fully answered the said Cross Bill, Complainant and Cross Respondent prays that it be dismissed and that he be discharged with his reasonable costs in this behalf expended.

J. B. Blochman

Solicitor for Complainant and Cross Respondent.

ANSWER TO CROSS BILL

GEORGE McGOWAN,

Complainant,
VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 1315.

J. W. [unclear] 30 19 46
R. [unclear]
Rede

GEORGE McGOWAN,

VS.

Complainant,

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.


IN EQUITY. NO. 1315.

DECREE PRO CONFESSO

In this case, it being made to appear to the Register that a copy of the Summons and Bill of Complaint in this cause was mailed by the Register of this Court to the Respondent, Paul Bryars, a non-resident of the State of Alabama at 3387 De Arcy Street, Louisville, Kentucky, by registered mail, postage prepaid, marked "For Delivery Only to Person to Whom Addressed", with return receipt requested, addressed to the Register of this Court; that the said return receipt, signed by the said Respondent, was received and filed by the Register of this Court on November 30, 1945, and it further appearing to the Register that the said Respondent, Paul Bryars, has to date hereof failed to plead, answer or demur to the Bill of Complaint in this cause:

It is, therefore, on motion of the Complainant and Cross Respondent, ORDERED 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 Respondent, Paul Bryars.

WITNESS my hand this 29th day of April, 1946.



Register.

DECREE PRO CONFESSO

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 1315.

Filed April 29 1946
R. Jack
Ryder

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

NOTICE OF FILING OF COMMISSIONER'S REPORT.

TO T. B. McGOWAN, RANDOLPH McGOWAN, LAURA McGOWAN, REBA McGOWAN,
EDMUND C. McGOWAN, W. C. McGOWAN AND G. B. McGOWAN OR TO H. M.
HALL, ESQ., THEIR SOLICITOR OF RECORD;

GEORGE McGOWAN, OR J. B. BLACKBURN, HIS SOLICITOR OF RECORD;

PAUL BRYARS AND PAULINE MOORER.

You are hereby notified that the attached Report
of Sale was filed on this date and that it will lie over until
July 25, 1947 until which said date exceptions or objections may
be filed thereto.

DATED this 21st day of July, 1947.

Alice J. Smith
Register.

*Service accepted and notice waived
this 21st day of July 1947*

*1/2
J. B. Blackburn*

*Service accepted and notice waived this 21st
day of July 1947.*

*George M. Bowen
By J. B. Blackburn, Solicitor.*

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

REPORT OF COMMISSIONER.

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

I, the undersigned Alice J. Duck, as Register and Commissioner, do hereby report as follows:

1. That under and by virtue of the authority conferred upon me by a decree of the Circuit Court of Baldwin County, Alabama, Equity Side, in the above entitled cause rendered on the 16th day of June, 1947, I did, on the 21st day of July, 1947, sell at public outcry to the highest bidder for cash at 1:00 o'clock P. M. at the front door of the Court House in Baldwin County, Alabama at Bay Minette, Alabama, the following described real property situated in Baldwin County, Alabama, to-wit:

The East Half of the Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1. Begin at a point on the West line of public road, 9.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2. Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning Corner; thence West 30.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter; North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama.


2. That at the said sale so held, R. A. Smith became the purchaser of the said property at and for the sum of Four Thousand and One Hundred Fifty Dollars (\$4150.00) cash, that being the highest, best and last bid for the above described property.

3. In further obedience to the said decree, I had a complete abstract of title to the said property prepared by a competent abstractor which was on file for delivery to any prospective purchaser for more than five (5) days prior to the said sale.

4. In further obedience to the said decree, I gave notice of the time, place and terms of said sale, together with a description of the property to be sold by advertisement once a week for three consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette in Baldwin County, Alabama, the said notice appearing in the issues of said paper of June 26, 1947, July 3, 1947 and July 10, 1947.

5. The said sale was held and made in strict accordance with all of the terms and provisions of the said decree, was in all respects fairly conducted and the said property sold for an amount not greatly less than its real value, and the purchaser has fully complied with the terms of the said sale and has paid to me as Commissioner in the said cause, the full amount of the purchase money, to-wit, Four Thousand One Hundred Fifty Dollars (\$4150.00) all of which is reported to this Court as required by the said decree.

Respectfully submitted on this the 21st day of
July, 1947.


As Register and Commissioner.

GEORGE McGOWAN,
Complainant,
VS.
T. B. McGOWAN, et als,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

DECREE

This cause coming on to be heard on this date, is submitted for an Interlocutory Decree on behalf of the Complainant upon the Original Verified Bill of Complaint, Register's Certificate as to Service, Order of Publication, Proof of Publication, Motion for Decree Pro Confesso against Respondent, Paul Bryars, Decree Pro Confesso against Respondent, Paul Bryars, Motion for Decree Pro Confesso against Respondent, Pauline Moorner, Decree Pro Confesso against Respondent, Pauline Moorner, Answer and Cross Bill of T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan and G. B. McGowan and Answer to Cross Bill, upon consideration of which the Court is of the opinion that the Complainant is entitled to the relief prayed for by him in the Bill of Complaint filed in this cause, WHEREUPON, it is therefore ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the Complainant, George McGowan and the Respondents, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorner are joint owners or tenants in common of the following described real property situated in Baldwin County, Alabama, to-wit:

The East Half of Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1: Begin at a point on the West line of public road, 9.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point;

thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning corner; thence West 30.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter; North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama;

their respective interest therein being as follows: George McGowan, one-fourth; T. B. McGowan, one-twentieth; Randolph McGowan, one-twentieth; Laura McGowan, one-twentieth; Reba McGowan, one-twentieth; Edmund C. McGowan, one-twentieth, W. C. McGowan, one-eighth, G. B. McGowan, one-eighth; Paul Bryars, one-eighth and Pauline Moorer, one-eighth.

2. The said property cannot be equitably divided among the joint owners thereof without a sale of the said property and a division of the proceeds and the sale of the said property and a division of the proceeds being, in the opinion of the Court, to the best interest of all of the said parties, the said property is ordered sold for division among the said parties by the Commissioner hereinafter named.

3. Alice J. Duck, Register of this Court, being a fit and proper person to be appointed Commissioner to make the said sale, is hereby appointed as such commissioner and is hereby ordered to proceed and sell the property at public outcry to the highest bidder for cash at the front door of the Court House in Bay Minette, Baldwin County, Alabama at 1:00 o'clock P. M. on Monday, the 21st day of July, 1947 after first giving notice of the time, place and terms of the said sale together with a description of the property by publication in the Baldwin Times, a newspaper published in said County, once a week for three consecutive weeks and that said Commissioner make due report as to how she has executed this decree.

4. Alice J. Duck, as Commissioner, is ordered to have a complete abstract of title to the said property prepared and ready for delivery to any prospective purchaser for examination not less than five days prior to the date set for the said sale and to tax the cost thereof as a part of the costs of this proceeding.

5. The services rendered by J. B. Blackburn, Solicitor for the Complainant, in this cause are for the common benefit of all of the joint owners of the said property and the Register of this Court is ordered to hold a reference to ascertain and report what is a reasonable Solicitor's fee for the services rendered by the said Solicitor in this connection.

6. The Register is also ordered to hold a reference to ascertain and report the following:

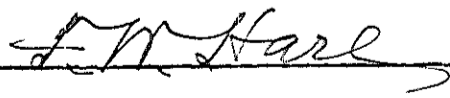
a. The amount of taxes paid on the above described property by any of the parties to this suit and the interest thereon.

b. The amount realized by any one or more of the parties to this suit from rentals on all or any part of the above described property and from timber or any other products sold or removed therefrom.

c. The amount of the indebtedness, if any, due by the Complainant, George McGowan, to Eugenia McGowan, Deceased.

7. Jurisdiction of this cause is retained for the purpose of making such other and further orders and decrees as may be requisite and proper in the premises.

ORDERED, ADJUDGED AND DECREED on this the 16th day of June, 1947.



Judge

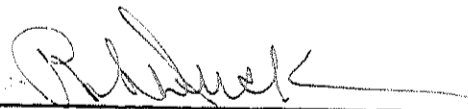
GEORGE McGOWAN,
Complainant,
VS.
T. B. McGOWAN, et als,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. 1315.

CERTIFICATE

I, R. S. Duck, as Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that I did, on November 26, 1945, mail a copy of the Summons and Complaint in this cause to the Respondent, Paul Bryars, a non-resident of the State of Alabama at 3387 De Arcy Street, Louisville, Kentucky, by registered mail, postage prepaid, marked "For Delivery Only to Person to Whom Addressed", with return receipt requested, addressed to me as the sending officer. I further certify that the said returned receipt, signed by the Respondent, Paul Bryars, was received and filed by me on November 30, 1945, and that the said Respondent to date hereof has failed to appear and plead, answer or demur to the Bill of Complaint filed in this cause.

Dated this 29th day of April, 1946.



Register.

CERTIFICATE

GEORGE MCGOWAN,

VS.

Complainant,

T. B. MCGOWAN,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 1315.

GEORGE MCGOWAN,
Complainant,
VS.
T. B. MCGOWAN, et als,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

NOTE OF TESTIMONY

This cause is submitted on behalf of the Complainant,
for an Interlocutory Decree upon the following:

1. Original Verified Bill of Complaint.
2. Register's Certificate as to Service.
3. Order of Publication.
4. Proof of Publication.
5. Motion for Decree Pro Confesso against Respondent,
Paul Bryars.
6. Decree Pro Confesso against Respondent, Paul Bryars.
7. Motion for Decree Pro Confesso against Respondent,
Pauline Moorner.
8. Decree Pro Confesso against Respondent, Pauline
Moorner.
9. Answer and Cross Bill of T. B. McGowan, Randolph
McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. Mc-
Gowan and G. B. McGowan.
10. Answer to Cross Bill.

DATED this 16 day of June, 1947.

Alise J. Duck
Register

J. B. Blackburn
Solicitor for Complainant.

NOTE OF TESTIMONY

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

FILED

JUN 16 1947

ALICE J. DUCK, Register

SUMMONS

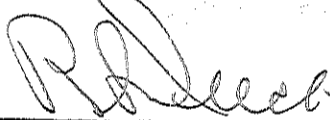
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorer to appear within thirty days from the service of this writ in the Circuit Court to be held for said county, Equity Side, at the place of holding same, then and there to plead, answer or demur to the Bill of Complaint filed against them by George McGowan.

Witness my hand this 13th day of April, 1945.



Register.

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

Your Orator, George McGowan, presents this Bill of Complaint against T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorer, and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator and each of the Respondents are over twenty-one years of age. Your Orator, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan and W. C. McGowan, are each residents of Baldwin County, Alabama; G. B. McGowan is a resident of Birmingham, Alabama; Paul Bryars is a non-resident of the State of Alabama, whose residence and post office address is 3387 De Arcy Street, Louisville, Kentucky; Pauline Moorer's residence and post office address is unknown and cannot be ascertained after diligent inquiry.

2. Your Orator and the said Respondents own, as tenants in common, the East Half of Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State highway and the two following described tracts: EXCEPTION NO. 1: Begin at a point on the West line of public road 9.88 chains East of the center of Section 24, Township 2 North Range 2 East, thence with said road and South seven degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North seven degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre. EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North Range 2 East, thence East 9.11 chains to West side of State highway for beginning corner; thence West 50.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State highway, thence along said highway north six degrees East to the place of beginning, containing 40.18 acres.

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

Your Orator, George McGowan, presents this Bill of Complaint against T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorer, and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator and each of the Respondents are over twenty-one years of age. Your Orator, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan and W. C. McGowan, are each residents of Baldwin County, Alabama; G. B. McGowan is a resident of Birmingham, Alabama; Paul Bryars is a non-resident of the State of Alabama, whose residence and post office address is 3387 De Arcy Street, Louisville, Kentucky; Pauline Moorer's residence and post office address is unknown and cannot be ascertained after diligent inquiry.

2. Your Orator and the said Respondents own, as tenants in common, the East Half of Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State highway and the two following described tracts: EXCEPTION NO. 1: Begin at a point on the West line of public road 9.88 chains East of the center of Section 24, Township 2 North Range 2 East, thence with said road and South seven degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North seven degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre. EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North Range 2 East, thence East 9.11 chains to West side of State highway for beginning corner; thence West 50.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State highway, thence along said highway north six degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of Southwest Quarter;
North Half of Southwest Quarter of Southeast Quarter except the
lands embraced within the area of the existing State highway, all
in Section 24, Township 2 North Range 2 East, in Baldwin County,
Alabama; the respective interest of each of the said parties there-
in being as follows: George McGowan, one-fourth; T. B. McGowan,
Randolph McGowan, Laura McGowan, Reba McGowan and Edmund C. McGowan
one-twentieth each; W. C. McGowan and G. B. McGowan, one-eighth
each; Paul Bryars one-eighth and Pauline Moorner, one-eighth.

2. Part of the above described property has improvements
thereon, part of the said property has at one time been improved
and part of the said property is timber lands, because of which it
cannot be equitably divided among the joint owners thereof without
a sale of the property and a division of the proceeds.

3. T. B. McGowan and Edmund C. McGowan or others of
the said Respondents have recently cut and removed timber from the
~~said property or sold timber from the said property~~ which was cut
and removed by other persons and no accounting has been made to
your Orator for his respective part of the proceeds from the sale
of the said timber. Your Orator has been compelled to employ
counsel for the purpose of prosecuting this suit to effect a
partition or division of the said property among the joint owners
thereof and has employed for this purpose J. B. Blackburn, of
Bay Minette, Alabama.

PRAYER FOR PROCESS

Your Orator prays that the said T. B. McGowan, Randolph
McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C.
McGowan, G. B. McGowan, Paul Bryars and Pauline Moorner be made
parties respondent to this Bill of Complaint and that the usual
process of this Honorable Court forthwith issue to them and each
of them, requiring them to appear and plead, answer or demur to
the Bill of Complaint filed against them in this cause within the
time and under the pains and penalties prescribed by law and the
rules of this Honorable Court.

PRAYER FOR RELIEF

Your Orator prays for the following separate and several relief:

1. That a proper Decree be made and entered ordering the said property sold for division among the joint owners thereof.
2. That a reference be held to determine the amount of timber that has been cut and removed from the said property and the amount of the proceeds derived therefrom and to determine and fix a reasonable solicitor's fee to be paid to your Orator's solicitor of record for services rendered and to be rendered by him in this suit.
3. That on a final hearing of this cause such Decree be made and entered as may be necessary to effectuate a division of the proceeds from the sale of the said property, less the costs and expenses necessarily incurred, among the joint owners thereof.
4. ~~Your Orator further prays for such other, further~~ and general relief as he may be equitably entitled to the premises considered.

J. B. Blackburn
Solicitor for Orator.

STATE OF ALABAMA |
 |
BALDWIN COUNTY |

Before me, the undersigned authority within and for said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is solicitor for the Complainant in the above described suit and that he is informed and believes that the allegations of the Bill of Complaint are true.

Sworn to and subscribed before
me on this the 12th day of April, 1945.

J. B. Blackburn

Ora S. Nelson
Notary Public, State of Alabama at Large.

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1315.

DECREE CONFIRMING SALE.

This cause coming on to be heard on this date is submitted on the Report of the Register and Commissioner filed in this cause on the 21st day of July, 1947 reporting that in pursuance of the decree made in this cause on the 16th day of June, 1947, ordering a sale of the property described in the Bill of Complaint being the following described property situated in Baldwin County, Alabama, to-wit:

The East Half of the Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1. Begin at a point on the West line of public road, 9.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2. Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning Corner; thence West 30.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter; North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama:

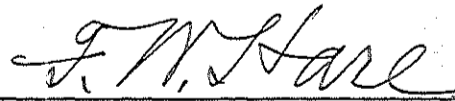
She did, on Monday, the 21st day of July, 1947 at 1:00 o'clock P. M. at the front door of the Court House in Bay Minette, Baldwin County, Alabama, offer for sale and sell the said property at public outcry to R. A. Smith for the sum of Forty-one Hundred Fifty Dollars (\$4150.00) cash, which was the highest and best bid therefor, and has received the purchase money therefor in

cash in full compliance with the terms of the said decree of sale; that notice of the filing of the said report was accepted by the Solicitors for all of the parties to the said cause who were not in default on July 21, 1947 in which they were notified that the said report would lie over for exceptions until July 25, 1947 and no exceptions having been filed thereto, and it appearing to the Court that the sale was fairly conducted, that Forty-one Hundred Fifty Dollars (\$4150.00), the price for which the said property was sold, was not disproportionate to the value thereof and that the sale ought to be confirmed to the purchaser, Whereupon, it is therefore Ordered, Adjudged and Decreed by the Court as follows:

1. The said sale of the above described property to R. A. Smith be, and it hereby is, in all respects, fully ratified and confirmed and Alice J. Duck, as Register and Commissioner, is hereby ordered and directed to execute and deliver to the said R. A. Smith, a full and proper deed conveying to him all the interest in the said property both legal and equitable heretofore held by any parties to this cause.

2. Jurisdiction of this cause is reserved for the purpose of making and entering such other orders and decrees as may be requisite and proper in the premises.

ORDERED, ADJUDGED AND DECREED on this the 30th day of July, 1947.



Judge.

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

NOTICE OF REFERENCE.

TO T. B. MCGOWAN, RANDOLPH MCGOWAN, LAURA MCGOWAN, REBA MCGOWAN,
EDMUND C. MCGOWAN, W. C. MCGOWAN AND G. B. MCGOWAN OR TO H. M.
HALL, ESQ., THEIR SOLICITOR OF RECORD;

GEORGE MCGOWAN, OR J. B. BLACKBURN, HIS SOLICITOR OF RECORD;

PAUL BRYARS AND PAULINE MOORE.

You are each hereby notified that under and by virtue of a decree rendered in this cause on the 16th day of June, 1947, I was ordered to hold a reference in this cause to ascertain and report the following:

1. What is a reasonable solicitor's fee for the services rendered and to be rendered by J. B. Blackburn, as Solicitor for the Complainant in this cause.
2. The amount of taxes paid on the above described property by any of the parties to this suit and the interest thereon.
3. The amount realized by any one or more of the parties to this suit from rentals on all or any part of the above described property and from timber or any other products sold or removed therefrom.
4. The amount of the indebtedness, if any, due by the Complainant, George McGowan, to Eugenia McGowan, Deceased.

You are further notified that the said reference will be held in my office at the Court House in Bay Minette, Alabama at 10:00 o'clock A. M. on Friday, July 25, 1947 at which time you can appear if you think proper so to do.

DATED this 21st day of July, 1947.


Register.

NOTICE OF REFERENCE.

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NUMBER 1315.

*Service accepted and notice waived this 21st
day of July, 1907*

Set for loop

*George McGowan
T. B. McGowan
S. B. McGowan*

*George McGowan
T. B. McGowan
S. B. McGowan*

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

REPORT OF REGISTER ON REFERENCE.

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

WHEREAS, by decree of this Court filed and enrolled in this cause on the 16th day of June, 1947, there was ordered and decreed among other things, as follows:

"5. The services rendered by J. B. Blackburn, Solicitor for the Complainant, in this cause are for the common benefit of all of the joint owners of the said property and the Register of this Court is ordered to hold a reference to ascertain and report what is a reasonable Solicitor's fee for the services rendered by the said Solicitor in this connection.

6. The Register is also ordered to hold a reference to ascertain and report the following:

a. The amount of taxes paid on the above described property by any of the parties to this suit and the interest thereon.

b. The amount realized by any one or more of the parties to this suit from rentals on all or any part of the above described property and from timber or any other products sold or removed therefrom.

c. The amount of the indebtedness, if any, due by the Complainant, George McGowan, to Eugenia McGowan, Deceased."

NOW, THEREFORE, having held a reference for the purpose of ascertaining the matters called for in the said decree, I report as follows:

1. I did, on July 21, 1947, issue a notice of a reference to be held in this cause at my office in Bay Minette, Alabama at 10:00 o'clock A. M. on Friday, July 25, 1947, service of

which was accepted and notice waived by J. B. Blackburn, Solicitor for Complainant and by H. M. Hall, Solicitor for all the Respondents except those in default, on July 21, 1947.

2. That the said reference was continued from July 25, 1947 until August 14, 1947 to enable the Respondents, W. C. McGowan and T. B. McGowan to pay into Court the sum of \$197.80 which had been collected by them for timber sold from and rents collected on the property involved in this proceeding, which payment was made to the Register of this Court by the said parties on the said date for the purpose of enabling the said sum of \$197.80 to be distributed among the joint owners of the said property along with the proceeds from the sale thereof.

3. On payment into this Court of the said sum of \$197.80, the Complainant, George McGowan, waived all claim which he has against the Respondents and the Respondents waive all claim which they have against the Complainant so that the only matter to be handled in this reference is the amount of Attorney's fee due J. B. Blackburn, Solicitor for the Complainant for services rendered by him in this cause.

4. Testimony of T. J. Mashburn, Jr. and W. C. Beebe was taken at the said reference as to the amount of Attorney's fee to be allowed J. B. Blackburn, Solicitor for the Complainant in this cause, which testimony has been reduced to writing and which is hereto attached. I find and report that the sum of \$415.00 is a reasonable Solicitor's fee to be paid to J. B. Blackburn, Solicitor for the Complainant, for services rendered by him in this suit.

5. I further report that the amount realized from the sale of the property involved in this proceeding was \$4150.00 and that the amount paid into Court by the Respondents, W. C. McGowan and T. B. McGowan, was \$197.80, making a total sum of \$4347.80 to be divided among the joint owners of the said property so sold after deduction of the Court costs incurred in this proceeding, which Court costs amount to \$177.98 not including the said amount

of \$415⁰⁰ which has been herein fixed as the Solicitor's fee to be paid to Complainant's Solicitor of Record in this cause.

All of which is respectfully submitted on this the 14 day of August, 1947.

Alice J. Hucks
Register

TESTIMONY OF T. J. MASHBURN, JR., TAKEN BEFORE
ALICE J. DUCK, REGISTER, ON REFERENCE IN CASE
OF GEORGE MCGOWAN, COMPLAINANT, VS. T. B. Mc-
GOWAN, ET ALS, IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA, IN EQUITY, NUMBER 1315.

My name is T. J. Mashburn, Jr. I am an Attorney-at-
Law and Solicitor in Chancery, practicing at Bay Minette in
Baldwin County, Alabama. I am familiar with fees charged by
Attorneys in Baldwin County, Alabama.

I have examined the court file in this case, have con-
sidered the work done by the Complainant's Solicitor of Record
and the amount for which the property sold which was \$4150.00.

It is my opinion that \$415⁰⁰/_{xx} is a reasonable fee
to be allowed J. B. Blackburn, Solicitor for the Complainant for
services rendered by him in this case.

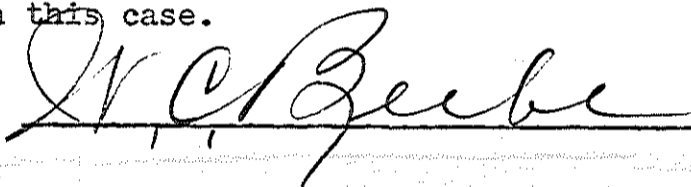
T. J. Mashburn, Jr.

TESTIMONY OF W. C. BEEBE, TAKEN BEFORE ALICE J. DUCK, REGISTER, ON REFERENCE IN CASE OF GEORGE McGOWAN, COMPLAINANT, VS. T. B. McGOWAN, ET ALS, IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY, NUMBER 1315.

My name is W. C. Beebe. I am an Attorney-at-Law and Solicitor in Chancery, practicing at Bay Minette in Baldwin County, Alabama. I am familiar with fees charged by Attorneys in Baldwin County, Alabama.

I have examined the court file in this case, have considered the work done by the Complainant's Solicitor of Record and the amount for which the property sold which was \$4150.00.

It is my opinion that \$ 415⁰⁰ is a reasonable fee to be allowed J. B. Blackburn, Solicitor for the Complainant for services rendered by him in this case.


W. C. Beebe

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN ET ALS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 1315.

FINAL DECREE

This cause coming on to be heard on this date is submitted for Final Decree on the original verified Bill of Complaint, Register's Certificate as to Service, Order of Publication, Proof of Publication, Motion for a Decree Pro Confesso against Paul Bryars, Decree Pro Confesso against Respondent, Paul Bryars, Motion for Decree Pro Confesso against Respondent, Pauline Moorner, Decree Pro Confesso against Respondent, Pauline Moorner, Answer and Cross Bill of T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan and G. B. McGowan, Answer to Cross Bill, Decree dated June 16, 1947, Report of Commissioner, Notice of filing of Commissioner's Report, Acceptance of Service and Waiver of Notice thereof, Notice of Reference, Acceptance of Service and Waiver of Notice thereof, Decree confirming sale and ordering execution of conveyance, Register's Report dated August 14, 1947, from all of which it appears that the property involved in this proceeding has been sold in strict compliance with the former orders and decrees of this Court; that the purchase money therefor has been paid in full; that the Complainant and Cross Respondent has waived all claims which he has or may have against the Respondents and Cross Complainants and that the Respondents and Cross Complainants have waived all claims which they have or may have against the Complainant and Cross Respondent, so that the only further action needed in this cause is to distribute the proceeds received from the sale of the said property among the joint owners thereof, upon consideration of which, it is, therefore, Ordered, Adjudged and Decreed by the Court as follows:

1. That the report of the Register filed in this

cause on August 14, 1947 be and it is hereby confirmed and the sum of Four Hundred Fifteen Dollars (\$415.00) be and it is hereby fixed as the amount of compensation to be paid to J. B. Blackburn, Solicitor for the Complainant, for the services rendered by him in this cause.

2. The Register of this Court is empowered, instructed and directed to pay to J. B. Blackburn the said sum of \$415.00, which has been fixed as the compensation due him in this cause, and take his receipt therefor.

3. The Register of this Court is authorized to pay to herself the sum of One Hundred Seventy-seven and 98/100 Dollars (\$177.98) in payment of the court costs incurred in this proceeding.

4. That after payment of the said attorney's fees of \$415.00 and the said court costs amounting to \$177.98, there will remain in the hands of Alice J. Duck, as Register and Commissioner, the sum of Three Thousand Seven Hundred Fifty-four and 82/100 Dollars (\$3754.82) to be divided among the Complainant and Cross Respondent and the Respondents and Cross Complainants on the following basis:

George McGowan	one-fourth	which is	\$938.71
T. B. McGowan	one-twentieth	which is	187.75
Randolph McGowan	one-twentieth	which is	187.74
Laura McGowan	one-twentieth	which is	187.74
Reba McGowan	one-twentieth	which is	187.74
Edmund C. McGowan	one-twentieth	which is	187.74
W. C. McGowan	one-eighth	which is	469.35
G. B. McGowan	one-eighth	which is	469.35
Paul Bryars	one-eighth	which is	469.35
Pauline Moorcr	one-eighth	which is	469.35

The Register of this Court is hereby authorized, empowered, instructed and directed to pay the said sums to each of the said parties and take their receipts therefor.

Upon payment of the said sums, Alice J. Duck, as Register and Commissioner in this cause, shall be and she is hereby relieved of and discharged from all other and further liability to the said parties.

ORDERED, ADJUDGED AND DECREED this 23rd day of August, 1947.


Judge.

NOTICE OF SALE OF LAND

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 1315.

Under and by virtue of a decree rendered on June 16, 1947 by the Honorable F. W. Hare, Judge of the Circuit Court of Baldwin County, Alabama, sitting in Equity, in the above entitled cause, wherein the undersigned as Register and Commissioner was ordered to advertise and sell the property hereinafter described:

Notice is hereby given that I, the undersigned Alice J. Duck, as such Register and Commissioner, will proceed to sell to the highest bidder for cash at public outcry at the front door of the Court House in Bay Minette, Baldwin County, Alabama, at 1:00 o'clock P. M. on Monday the 21st day of July, 1947, the following described property situated in Baldwin County, Alabama, to-wit:

The East Half of the Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1: Begin at a point on the West line of public road, 9.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning corner; thence West 30.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter; North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama.

The said land is to be sold for the purpose of a division of the proceeds among the several joint owners of the said pro-

perty who are as follows, to-wit: George McGowan, T. B. McGowan,
Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan,
W. C. McGowan, G. B. McGowan, Paul Bryars and Pauline Moorer.

J. B. BLACKBURN,
Attorney.

ALICE J. DUCK,
As Register and Commissioner.

RECEIVED BY STATE OF IOWA

REGISTERED

CONFIRMED

RECORDED

INDEXED

REGISTERED

CONFIRMED

RECORDED

INDEXED

NOTICE OF SALE OF LAND

GEORGE McGOWAN,

Complainant,

VS

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY NO. 1315.

GEORGE McGOWAN,
Complainant,
VS.
T. B. McGOWAN, ET ALS,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

NOTE OF TESTIMONY.

This cause is submitted for Final Decree on behalf of the Complainant, upon the following:

1. Original Verified Bill of Complaint.
2. Register's Certificate as to Service.
3. Order of Publication.
4. Proof of Publication.
5. Motion for a Decree Pro Confesso against Paul Bryars.
6. Decree Pro Confesso against Respondent, Paul Bryars.
7. Motion for Decree Pro Confesso against Respondent, Pauline Moorner.
8. Decree Pro Confesso against Respondent, Pauline Moorner.
9. Answer and Cross Bill of T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan and G. B. McGowan.
10. Answer to Cross Bill.
11. Decree dated June 16, 1947.
12. Report of Commissioner.
13. Notice of filing of Commissioner's Report.
14. Acceptance of Service and Waiver of Notice of filing of Commissioner's Report.
15. Notice of Reference.
16. Acceptance of Service and Waiver of Notice of Notice of Reference.
17. Decree confirming sale and ordering execution of conveyance.
18. Register's Report dated August 14, 1947.

Alice J. Smith
Register.

J. B. Bladburn
Solicitor for Complainant.

NOTE OF TESTIMONY.

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

*Filed 8-14-47
Alice J. Neuch
Register*

GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

DECREE PRO CONFESSO

In this cause it appears to the Register that the Order of Publication heretofore made in this cause was published once a week for four consecutive weeks commencing on the 17th day of May, 1945 in the Baldwin Times, a newspaper published at Bay Minette in Baldwin County, Alabama; that a copy of the said order was posted at the Court House door in Baldwin County, Alabama on the 10th day of May, 1945 and that the Respondent, Pauline Moorner has to date hereof, failed to plead, answer or demur to the Bill of Complaint in this cause:

It is therefore, on motion of the Complainant, ordered 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 Respondent, Pauline Moorner.

WITNESS my hand and seal, this 13 day of June, 1947.

Alice J. Murch
Register

DECREE BRO CONFESSO

GEORGE McGOWAN,

Complainant,

VS

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Decree, promulgated and to which the respondents have
has, and assigned to him the right to control and manage the
-on his side and exclusive possession of the same and of the
T.B. McGowan, et al. vs. George McGowan, et al.

THE STATE OF ALABAMA,

CIRCUIT COURT. (EQUITY).

Baldwin County

Term, 194

George M. Mc Gowans
 No. 1315- Vs.
J. B. Mc Gowans et al

BILL OF COSTS

REGISTER'S FEES	AMOUNT	SHERIFF'S FEES:	AMOUNT
Fees in Circuit Court—		Summoning on Bill, each defendant <i>6</i>1.50	9 00
Docketing Cause, one fee only of1.00	1 00	Executing Writ of Injunction, or Ne Exeat, each ..1.50	
Issuing Summons on Bill, each50*	50	Executing Subpoenas for Witnesses, each65	
Issuing Copies thereof, each40	2 80	Executing Writs of Possession, each5.00	
Entering Return on same, each15	1 00	Executing Scire Facias or Notice, each1.50	
Orders of Publication to Non-Residents, each1.00*	1 00	Taking and Approving Bonds, each1.00	
Filing Bill or other paper, each2.10	2 10	Impanelling Jury75	
Copies of same, per 100 words15		Collecting Execution for Costs Only, each1.50	
Entering Appearances, each25*	2 50	Sheriff's Commissions	
Issuing Writs of Injunction, Ne Exeat, each ..1.50		
Issuing Copies thereof, each50		
Entering Return of same, each15		
Decrees Pro Confesso, each3.....1.00*	3 00	Total Sheriff's Fees <i>A. B. M.</i>	9 00
Order Appointing Guardian Ad Litem, each1.00*			
Issuing Commissions to Take Testimony, each50			
Taking Testimony, per day1.50			
Taking Testimony, per 100 words20			
Receiving and Filing Depositions, each pkg.10			
Indorsing Depositions Published, each pkg.10			
All Entries on Commission Docket, each cause50			
Entering Order Submitting Cases for Decree, each <i>2</i> .50	1 00		
Other Orders of Court, each25			
Noting Testimony on Hearing of Cause, each50	50		
Entering Decrees, of 500 words or less, each <i>2</i> .75	1 50		
Per 100 words over 50015	9 00		
Taking Accounts, etc., on Ref., per day3.00*			
Taking Testimony on Reference Relating to Trustee, etc., per 100 words15	2 00		
Reference and Reports, each2.00*	2 50		
Reports of 500 words or less2.50			
Per 100 words over 50015			
Issuing Subpoenas for Witnesses, each25			
Issuing Witness Certificates, each25			
All Entries on Subpoena Docket, each cause50			
Taking and approving bonds, each1.00			
Making Complete Record, per 100 words15	12 75		
Hearing, etc., Regarding Appointment of Receiver or Trustee3.00			
Settlements with Receiver or Trustee, each3.00			
Examining Vouchers in Settlements, each10			
Examining Answers on Exceptions, each answer ..3.00			
Removal Disabilities on Non-Age	47 00		
Commissions on Sales	2 00		
Making Deeds to Property Sold, each2.00			
Receiving and Paying Out Money Other Than That Arising from Sales			
Certificates or Affidavits, with seal, each50			
Certificates or Affidavits without seal, each25			
Issuing Scire Facias or other Notice, each50			
Other Orders of Register, except Cont., each50			
Entering Certificates of Supreme Court, each50			
Transcript for Supreme Court, per 100 words, each.. .15			
Additional Copies, per 100 words05			
Appeal Bond, each1.00			
Certificate of Appeal, each50			
Notice of Appeal, each50			
Report to State Board of Health, each case50			
Certificate of Judgment, each25			
Issuing Executions, each75			
Entering Returns Thereof, each15	1 00		
<i>cert copy Decrees</i>			
Total Register's Fees	82 85		
		SUMMARY OF FEES, COSTS, AND JUDGMENT	
		Fees in Circuit Court —	
		Register's Fees	82 85
		Ex-Register's Fees	9 00
		Sheriff's Fees	9 00
		Ex-Sheriff's Fees	
		Witness Fees	
		Commissioner's Fees	
		Guardian Ad Litem	11 12
		Publisher's Fees <i>Times</i>	15 26
		Solicitor's Fees	
		Court Reporter's Fees, per day or fraction thereof 5.00	
		Trial Tax.....3.00	3 00
		<i>his Bond</i>	75
		<i>abstract</i>	56 00
		Fees and Costs in Inferior Court:	
		Clerk of Inferior Court Fees	
		Sheriff's Fees	
		Witness Fees	
		
		
		Total Fees and Costs in Inferior Court	
		
		Total Fees and Costs	
		Judgment	
		
		Total Fees, Costs and Judgment	177 98

I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST: _____
Register Circuit Court, Baldwin County, Alabama

Received payment this _____ day of _____, 194_____

ATTEST: _____
Register Circuit Court, Baldwin County, Alabama

No. _____ Page _____

**THE STATE OF ALABAMA,
BALDWIN COUNTY**

CIRCUIT COURT

Vs. Plaintiff _____

Defendant _____

EQUITY COST BILL

Term, 19_____

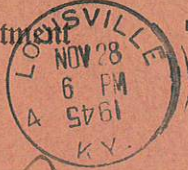
Fee Book _____, Page _____

Plaintiff's Attorney.

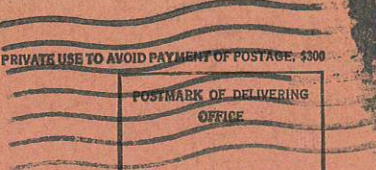
Defendant's Attorney.

Printed By The Baldwin Times

Post Office Department
OFFICIAL BUSINESS



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



POSTMARK OF DELIVERING OFFICE



Return to

R. S. Duke
(NAME OF SENDER)

Street and Number,
or Post Office Box.

REGISTERED ARTICLE

No. **606**

Post Office

Bay Minette, Ala.
State

INSURED PARCEL

No.

16-12421

RETURN RECEIPT

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

1 *Deliver to Addressee Only* Paul Bryan
(Signature or name of addressee)

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

Date of delivery June 30, 1945

R. J. [unclear]
[unclear]

PT FOR REGISTERED ARTICLE NO. 606

paid. 1 class postage paid. (Date) 19

Surcharge paid, \$

Special Delivery Only

(Sender)

(Post office and State)

(Address)

(Post office and State)

Special delivery fee

Postmaster, per



restricted to addressee

12869

W. R. STUART

PROBATE JUDGE

No. 496 Bay Minette, Ala., April 13, 1945

Received of R. B. Duck

No.		Deed Tax		Mortgage Tax		Recording Fees		Total	
		\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.
	<u>Lis Pendens</u>								
	<u>George McLawan</u>								
	<u>vs</u>								
	<u>J B McLawan et al</u>					<u>75</u>		<u>75</u>	

FOR RECORD

TOTAL \$ 75

W. R. Stuart

Judge of Probate.

GEORGE McGOWAN,

VS.

Complainant,

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

IN EQUITY. NO. 1315.

MOTION FOR DECREE PRO CONFESSO ON SERVICE
BY REGISTERED MAIL.

Now comes the Complainant and Cross Respondent, by his Solicitor, and respectfully represents unto the Register that a copy of the Summons and Bill of Complaint in this cause was mailed by the Register of this Court to Paul Bryars, one of the Respondents named herein, a non-resident of the State of Alabama, at 3387 De Arcy Street, Louisville, Kentucky, by registered mail, postage prepaid, marked "For Delivery Only to Person to Whom Addressed", with return receipt requested, to be sent to the Register of this Court as the sending officer; that the said registered article was delivered and the return card therefor was signed by the said Respondent, Paul Bryars, and received and filed by the Register of this Court on November 30, 1945 and to date hereof the said Respondent has failed to appear and answer, plead or demur to the Bill of Complaint filed against him in this cause.

WHEREFORE, Complainant and Cross Respondent moves the Register to make and enter a Decree Pro Confesso against the said Respondent, Paul Bryars.

Dated this 29th day of April, 1946.

J. B. Blackburn
Solicitor for Complainant and Cross
Respondent.

MOTION FOR DECREE PRO CONFESSO
ON SERVICE BY REGISTERED
MAIL.

GEORGE MCGOWAN,

Complainant,

VS.

T. B. MCGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NO. 1315.

Filed April 29, 1946
R. J. [unclear]

GEORGE McGOWAN,
COMPLAINANT,

VS.

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

T. B. McGOWAN, et al,
RESPONDENTS.

And now comes the Respondents, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, and G. B. McGowan, and for answer to the Complainant's bill of Complaint and to each count thereof, say:

1. They admit the allegations contained in paragraph 1.
2. They admit the allegations contained in paragraph 2.
3. They admit the allegations contained in paragraph 3.

For answer to paragraph 4, designated by the Complainant as paragraph 3, they say:

The Respondents, T. B. McGowan, and W. C. McGowan were duly appointed by and qualified in the Probate Court of Baldwin County, Alabama, as Administrators of the estate of Eugenia McGowan, who during her lifetime owned the lands described in the bill of complaint; that they dilligently handled the affairs of said estate, and have some time since filed their petition for final settlement in the Probate Court of Baldwin County, Alabama, which was approved; that they, with the consent of the joint owners of the property, sold timber from the said lands, and from the receipts thereof have annually paid the taxes on the said property; that the Respondent, T. B. McGowan, personally paid taxes on said property for several years, and the Respondent, W. C. McGowan, paid taxes on the property for several years out of their own funds; that said amount has not been repaid; that the receipts from the sale of timber, less the payment of taxes, is now on deposit in the Baldwin County Bank, Bay Minette, Alabama, subject to the claims of T. B. McGowan and W. C. McGowan, for taxes paid by them, and services rendered.

5. And for further answer to the Complainant's bill of complaint, these Respondents say that the Complainant George McGowan is indebted to the estate of Iugenia McGowan, deceased, on a note in the sum of \$500.00, together with interest thereon.

WHEREFORE, the premises considered, the Respondents pray that this be taken as their answer and that such orders and decrees may be made and entered as will duly effectuate a sale of the property described in the bill of complaint, for division among the owners thereof, and that the proper accounting be required of the Complainant, for money owned by him to the estate, of which the Respondents are part owners thereof; that the said George McGowan the Complainant, be, by proper process, be made cross Respondent hereto, and required to plead, answer or demur to the same within the time and under the penalty prescribed by law and the practice of this Honorable Court.

The Respondents pray for such other, further, different, or general relief as they may be entitled to receive, and as in duty bound, they will ever pray.

BEEBE & HALL

By: 

Solicitors for the Respondents,

T. B. McGowan, Randolph McGowan,
Laura McGowan, Reba McGowan, Edmund
McGowan, W. C. McGowan, and G. B.
McGowan.

1315-

Answer ad Cranshill

McLewar

~~McLewar~~

McLewar

~~Received~~ May 18, 1945

Repects
Repects

The BALDWIN Times

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER
BAY MINETTE, ALABAMA

NOTICE OF SALE OF LAND
GEORGE MCGOWAN, Complainant,
Vs. T. B. MCGOWAN, et als, Respondents.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1375.
Under and by virtue of a decree rendered on June 16, 1947 by the Honorable F. W. Hare, Judge of the Circuit Court of Baldwin County, Alabama, sitting in Equity, in the above entitled cause, wherein the undersigned as Register and Commissioner was ordered to advertise and sell the property hereinafter described:

Notice is hereby given that I, the undersigned Alice J. Duck, as such Register and Commissioner, will proceed to sell to the highest bidder for cash at public outcry at the front door of the Court House in Bay Minette, Baldwin County, Alabama, at 1:00 o'clock P. M., on Monday, the 21st day of July, 1947, the following described property situated in Baldwin County, Alabama, to-wit:

The East Half of the Southeast Quarter, Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter, except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1: Begin at a point on the West line of public road, 3.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2: Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning corner; thence West 36.26 chains to a point; thence South 19.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter, North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama. The said land to be sold for the purpose of a division of the proceeds

among the several heirs of the said property who are as follows, to-wit: George McGowan, T. B. McGowan, Randolph McGowan, Laura McGowan, Reba McGowan, Edmund C. McGowan, W. C. McGowan, G. E. McGowan, Paul Bryars and Pauline Moorer.
ALICE J. DUCK, as Register and Commissioner.
J. E. BLACKBURN, Attorney. 22-3tc

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. H. Faulkner, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

George M. McGowan

J. B. McGowan

COST STATEMENT

436 WORDS @ 3 1/2 cents --- \$ 15.26

I hereby certify this is correct, due and unpaid (paid).

Jimmy Faulkner
Publisher.

Was published in said newspaper for 3 consecutive weeks in the following issues:

Date of 1st publication June 26, 1947 Vol 59 No 22

Date of 2nd publication July 3, 1947 Vol 59 No 23

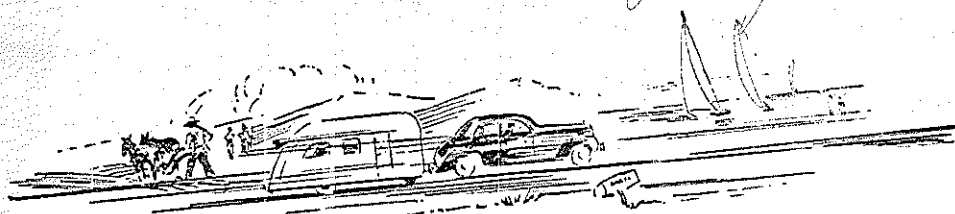
Date of 3rd publication July 10, 1947 Vol 59 No 24

Date of 4th publication _____, 194___ Vo. ___ No. ___

Subscribed and sworn before the undersigned this 14 day of July, 1947.

Charles T. Sims
Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



GEORGE McGOWAN,

Complainant,

VS.

T. B. McGOWAN, et als,

Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
IN EQUITY. NUMBER 1315.

REPORT OF COMMISSIONER.

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

I, the undersigned Alice J. Duck, as Register and Commissioner, do hereby report as follows:

1. That under and by virtue of the authority conferred upon me by a decree of the Circuit Court of Baldwin County, Alabama, Equity Side, in the above entitled cause rendered on the 16th day of June, 1947, I did, on the 21st day of July, 1947, sell at public outcry to the highest bidder for cash at 1:00 o'clock P. M. at the front door of the Court House in Baldwin County, Alabama at Bay Minette, Alabama, the following described real property situated in Baldwin County, Alabama, to-wit:

The East Half of the Southeast Quarter; Northwest Quarter of Southeast Quarter and the Northeast Quarter of Southwest Quarter except the lands embraced within the area of the State Highway and the two following described tracts:

EXCEPTION NO. 1. Begin at a point on the West line of public road, 9.88 chains East of the center of Section 24, Township 2 North, Range 2 East, thence with said road and South 7 degrees West 3.16 chains to a point; thence East 3.16 chains to a point; thence North 7 degrees East 3.16 chains to a point; thence West 3.16 chains to place of beginning, containing one acre.

EXCEPTION NO. 2. Beginning at the center of Section 24, Township 2 North, Range 2 East, thence East 9.11 chains to West side of State Highway for beginning Corner; thence West 30.26 chains to a point; thence South 13.63 chains to a point; thence East 28.70 chains to a point on the West side of State Highway, thence along said highway North 6 degrees East to the place of beginning, containing 40.18 acres.

North Half of the Southeast Quarter of the Southwest Quarter; North Half of the Southwest Quarter of the Southeast Quarter, except the lands embraced within the area of the existing State Highway, all in Section 24, Township 2 North, Range 2 East, in Baldwin County, Alabama.

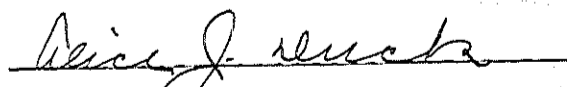
2. That at the said sale so held, R. A. Smith became the purchaser of the said property at and for the sum of Four Thousand and One Hundred Fifty Dollars (\$4150.00) cash, that being the highest, best and last bid for the above described property.

3. In further obedience to the said decree, I had a complete abstract of title to the said property prepared by a competent abstractor which was on file for delivery to any prospective purchaser for more than five (5) days prior to the said sale.

4. In further obedience to the said decree, I gave notice of the time, place and terms of said sale, together with a description of the property to be sold by advertisement once a week for three consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette in Baldwin County, Alabama, the said notice appearing in the issues of said paper of June 26, 1947, July 3, 1947 and July 10, 1947.

5. The said sale was held and made in strict accordance with all of the terms and provisions of the said decree, was in all respects fairly conducted and the said property sold for an amount not greatly less than its real value, and the purchaser has fully complied with the terms of the said sale and has paid to me as Commissioner in the said cause, the full amount of the purchase money, to-wit, Four Thousand One Hundred Fifty Dollars (\$4150.00) all of which is reported to this Court as required by the said decree.

Respectfully submitted on this the 21st day of
July, 1947.


As Register and Commissioner.

1315