

2,

1341

8601. Motion for Decree Pro Confesso on Publication.

MPCO

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

L. LINDOERFER _____ Complainant

Vs.

MILLER MATHER, et al _____ Defendant

Motion is hereby made for a Decree Pro Confesso against Miller Mather, Rose Bartling,

Herbert W. Bartling, Lucile Serena Bartling, & Vera G. Bartling Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 3 day of Aug 1945

BEENE & WALL

By: [Signature] Solicitor.

746 Code

No. 1341

Page _____

RECORDED

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

L. L. Linderfer

Complainant _____

Vs.

Meier Mather et al

Defendant _____

Motion for Decree Pro Confesso
on Publication

Filed Aug 3 1945

[Signature]

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

L. Lindoerfer _____ Complainant

Vs.

Miller Mather, et al _____ Defendant

In this cause it appears to the Register R. S. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 24th day of May, 1945, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 24th day of May, 1945 and _____

And it now further appearing to the Register R. S. Duck that the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucile Serena Bartling, and Vera G. Bartling

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant _____, ordered and decreed by the Register R. S. Duck

_____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Miller Mather, Rose Bartling, Lucile Serena Bartling and Vera G. Bartling

This 6th day of August, 1945

R. S. Duck Register.

RECORDED

No. 1341 Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

L. Linderfer

Vs.

Mullin Walker et al

Decree Pro Confesso of Publication

Issued Aug 6 19 45
R. R. [Signature]
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

L. LINDOERFER,
COMPLAINANT,
VS.

MILLER MATHER, et al,
RESPONDENTS.

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

TO HONORABLE R. S. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA:

The Complainant wishes to take orally, the testimony on behalf
of the Complainant, of the following witnesses:

L. Lindoerfer, Elberta, Alabama.

Alfred M. Neumann, Elberta, Alabama.

It is hereby requested that you give proper and legal notice
and that Lillian Patterson be duly appointed as special commissioner to
take the testimony of said witnesses, and that due and legal notice of said
appointment be given as required by law.

Dated this the 10th day of August, 1945.

BEEBE & HALL

By: *Thur Lane*
Solicitors for the Complainant.

1341

L. Lindauer
vs
Miller Mather et al

Request to take oral testimony
and the appointment of a
Commissioner

Filed Aug 10, 1944

Richard
Regester

L. LINDOERFER,
COMPLAINANT,

VS.

MILLER MATHER, et al,
RESPONDENTS.

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

Notice is hereby given that the Complainant will on the 14th day of August, 1945, before Lillian Patterson as special commissioner, take the testimony orally, of the following witnesses, on behalf of the Complainant.

L. Lindoerfer, Elberta, Alabama,

Alfred M. Neumann, Elberta, Alabama.

Dated this the 10th day of August, 1945.

BEEBE & HALL

By: *Thos. Lee*
Solicitors for the Complainant.

Lillian Patterson
Special Commissioner

1341

L. Landaer
¹⁰
Miller, Markov et al

Notice of time of taking
Testimony

Filed Aug 10, 1944

R. H. Jones
Register

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

L. LINDOERFER

Complainant

VS.

MILLER MATHER, et al

Respondent

I, Lillian Patterson

as ~~Register~~ and Commissioner

have called and caused to come before me L. Lindoerfer, and Alfred M. Neumann

witnesses named in the Requirement for Oral Examination, on the 14th day of August 1945, at the office of Beebe & Hall in Bay Minette, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said L. Lindoerfer, and Alfred M. Neumann doth depose and say as follows:

My name is L. Lindoerfer. I am a bona fide resident of Baldwin County, Alabama. I am over twenty-one years of age. I live at Elberta, in Baldwin County, Alabama.

The Respondents, Rose Bartling, Herbert W. Bartling, Lucile Serena Bartling and Vera G. Bartling, are over twenty-one years of age and non residents of the State of Alabama, being residents of Chicago, Illinois. They are not in the Military or Naval Service of the United States.

Miller Mather is over twenty-one years of age and a non resident of the State of Alabama. I have made and caused to be made a diligent search and inquiry to ascertain his present address, but it is unknown. I have also inquired as to whether or not he is living or dead, and the names, ages and addresses of his heirs. They are unknown, however, from all information obtainable, they are non residents of the State of Alabama.

I am the owner in fee simple and in the actual possession of the Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, Baldwin County, Alabama. I acquired title to the said land from Mrs. Babetta Bretz, a widow, by deed dated May 18, 1945, and of record in Deed Book 91 NS, page 66; that the original deed is hereto attached and marked Exhibit "A". A. Bretz acquired title to the Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, Baldwin County, Alabama, by deed from the Probate Judge of Baldwin County, Alabama, dated November 9, 1932; that the original deed is hereto attached and marked Exhibit "B". That Adam Bretz, immediately after acquiring the said land went into the actual possession thereof, and remained in such possession until his death; that his widow, Babetta Bretz, to whom he willed all his property, immediately after his death went into the actual possession of said land and remained in such possession until she sold it to me. The title to the said lands now stands upon the records of Baldwin County, Alabama, in my name. There is no suit pending to test my title to, interest in, or rights to the possession of said land. No one has at any time within 10 years next preceding the filing of this bill of complaint, paid any taxes upon the said land, or had any possession thereof, except A. Bretz, Babetta Bretz, and Complainant.

L. Lindoerfer

My name is Alfred M. Neumann. I live at Elberta, in Baldwin County, Alabama. I am personally acquainted with the land described as the Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, Baldwin County, Alabama. I know that A. Bretz bought the said land in 1932 and immediately went into possession thereof and remained in such possession until his death; that he left said property by will to his widow, Babetta Bretz; that she immediately after her husband's death, went into the actual possession thereof and remained until she sold the same to L. Lindoerfer; that L. Lindoerfer is now in the actual possession of the said property and has been since he bought it from Mrs. Bretz. No one has been in possession of, or attempted to exercise any rights to the property for more than 13 years to the affiants own personal knowledge.

Alfred M. Neumann

ORAL EXAMINATION.

I, Lillian Patterson, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition ~~s~~ on Oral Examination was taken down by me in writing in the words of the witness ~~es~~ and read over to them and they 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 ~~es~~ or had proom made before me of the identity of said witness ~~es~~; 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 14th day of August, 1945.

Lillian Patterson (L. S.)

NO. 1341 PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

A. J. ...

vs. Complainant

Meeie's Mother et al

Respondent.

Oral Deposition

Filed 14, 1945

[Signature], Register.

Recorded in

Record _____

Vol. _____ Page _____

Register.

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 L. Lindoerfer, and Alfred M. Neumann

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

Complainant

and Miller Mather, et al

Respondent

on oath, to be by you administered, upon L. Lindoerfer, and Alfred M. Neumann to take and certify the depositions of the witnesses and return the same to our Court, with all convenient speed, under your hand.

Witness 10 day of Aug, 1945

[Handwritten Signature]

Register

Commissioner's Fee, \$ 10⁰⁰

Witness' Fees, \$ _____

No. 1341

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

L. L. Moser

Complainant

VS.

Misses Mather et al

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

10

10

W. R. STUART
PROBATE JUDGE

No. 806

Bay Minette, Ala.,

May 22, 1945

Received of R. B. Duck

No.	Deed Tax		Mortgage Tax		Recording Fees		Total	
	\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.
<i>L. Linderfer vs muler mather et al</i>						<i>1 25</i>		<i>1 25</i>

FOR RECORD

TOTAL \$ 1 25

W. R. Stuart
L. B. W.

Judge of Probate.

W. R. STUART

PROBATE JUDGE

No. 2036

Bay Minette, Ala., aug 30, 1945

Received of R. S. Duck

No.	Deed Tax		Mortgage Tax		Recording Fees		Total	
	\$	Cts.	\$	Cts.	\$	Cts.	\$	Cts.
<u>Decker</u>								
<u>L. Lindseger</u>								
<u>Miller Mathers et al</u>					<u>1 15</u>		<u>1 15</u>	

FOR RECORD

TOTAL \$

WR Stuart
Judge of Probate.

CHANCERY EXECUTION

BILL OF COSTS

No. **1341** **L. Lindoerfer** Vs. ~~L. Lindoerfer~~ Plaintiff
Certain Lands et al. Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward.....	\$	¢
Filing each bill and other papers.....	1	00	For Receiving, keeping and paying out or distributing money, etc.; 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	9	40
Issuing each subpoena.....	50	50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.		
Issuing each copy thereof.....	1	60	Each notice sent by mail to creditor...	15	
Entering each return thereof.....	1	00	Filing, receipting for and docketing each claim, etc.....	25	
For each order of publication.....	1	00	For all entries on subpoena docket, etc.....	50	
Issuing writ of injunction.....	1	50	For all entries on commission docket, etc.....	50	
For each copy thereof.....	50		Making final record, per 100 words	15	4 45
Entering each return thereof.....	15		Certified copy of decree.....	1 00	1 00
Issuing writ of Attachment.....	1	00	Report of divorce to State Health Office.....	50	
Entering each return thereof.....	15		(Acts 1915)		
Docketing each case.....	1	00	Total Fees of Register.....	14.85	
Entering each appearance.....	25		FEES OF SHERIFF		
Issuing each decree pro confesso on per. ser.	1	00	Serving and returning subpoena on deft.	\$1 50	
Issuing each decree pro confesso on publication.....	1	00	Serving and returning subpoena for witness.....	65	
Each order appointing guardian.....	1	00	Levyng attachment.....	3 00	
Any other order by Register.....	50		Entering and returning same.....	25	
Issuing commission to take testimony....	50	50	Selling property attached.....	75	
Receiving and filing.....	10	10	Impaneling Jury.....	2 50	
Endorsing each package.....	10		Executing writ of possession.....	1 50	
Entering order submitting cause.....	50		Collecting execution for costs.....	65	
Entering any other order of court.....	25		Serving and returning sci. fa., each	65	
Noting all testimony.....	50	50	Serving and returning notice.....	65	
Abstract of cause, etc.....	1	00	Serving and returning writ of injunction.....	1 50	
Entering each decree.....	75	75	Serving and returning writ of exeat.	1 50	
For every 100 words over 500.....	15	45	Taking and approving bonds, each....	75	
Taking account, etc.....	3	00	Collecting money on execution.....	2 50	
Taking testimony, etc.....	15		Making deed.....	1 00	
Each report, 500 words or less.....	2	50	Serving and returning application, etc.....	1 50	
For every 100 words over 500.....	15		Serving attachment, contempt of court.....	1 50	
Amount claimed less than \$500, etc.....	2	00	Total Fees of Sheriff.....		
Issuing each subpoena.....	25		RECAPITULATION		
Witness certificate, each.....	25		Register's Fees.....	14 85	
Issuing execution, each.....	75		Sheriff's Fees.....	10.00	
Entering each return.....	15		Commissioner's Fees Paterson	18 68	
Taking and approving bond, each.....	1	00	Solicitor's Fees.....	3 00	
Making copy of bill, etc.....	15		Witness Fees.....	2 40	
Each notice not otherwise provided for	50		Guardian Ad Litem.....		
Each certificate or affidavit, with seal...	50		Printer's Fees.....		
Each certificate or affidavit, no seal.....	25		Trial Tax.....	3 00	
Hearing and passing on application, etc.	3	00	Recording Decree in Probate Court....	2 40	
Each settlement with receiver, etc.....	3	00	Total.....	48.93	
Exam'ing each voucher of Receiver, etc.	10				
Examining each answer, etc.....	3	00			
Recording resignation, etc.....	75				
Entering each cert. to Supreme Court....	50				
Taking questions and answers, etc.....	25				
For all other ser. relating to such proceedings.....	1	00			
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc.: 1st \$100, 2 per ct.; all over \$100 and not exceeding \$1,000, 1½ per ct.; all over \$1,000, an dnot exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct.					
Sub Total Carried Forward.....	9	40			

The State of Alabama, } No. 48.93
Baldwin County. } Circuit Court, In Equity Term, 194

To Any Sheriff of the State of Alabama—GREETINGS:
 You are hereby commanded, That of the goods and chattels, lands and tenements of _____ Defendant.....
 you cause to be made the sum of _____ Dollars,
 which _____ Plaintiff.....
 recovered of _____ on the _____ day of _____ 194____
 by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of _____ Dollars,
 costs of suit, and have the same to render to the said _____
 and make return of this Writ and the execution thereof, according to law.
 Interest from _____ 194_____ to date of collection.
 Witness my hand, this _____ day of _____ 194____,
 _____, Register.

No. _____

The State of Alabama,
Baldwin County.

Circuit Court, In Equity.

vs.

CHANCERY EXECUTION
Fi. Fa.

\$ _____

Total\$ _____

Fee Book _____ Page _____

Execution Docket _____ Page _____

Complainant's Solicitor.

The State of Alabama,
Baldwin County.

ha..... duly waived.....right
to the exemption of personal property as to
the collection of the debt for which this exe-
cution is issued.

Register.

Received in office this.....

day of.....194.....

Sheriff

Execution Docket.....Page.....

Printed By Baldwin Times, Bay Minette, Ala.

The State of Alabama,
Baldwin County.

By virtue of the within execution I have levied

Vertical lines for recording details of the execution.

STATE OF ALABAMA,
BALDWIN COUNTY.

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

WE COMMAND YOU that you summon MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING, AND VERA G. BARTLING, 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 L. LINDOERFER, against the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, 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 22 day of May, 1945.


Register

L. LINDOERFER,

COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION
18, TOWNSHIP 7 SOUTH, RANGE
5 EAST; MILLER MATHER, ROSE
BARTLING, HERBERT W. BARTLING,
LUCILLE SERINA BARTLING and
VERA G. BARTLING, or, the unknown
heirs, devisees, and personal
representatives of Miller Mather,
Rose Bartling, Hubert W. Bartling,
Lucille Serina Bartling and Vera
G. Bartling,
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:

Comes your Complainant, L. LINDOERFER, and presents this his bill of complaint, against the following described lands in Baldwin County, Alabama, to-wit: Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, and against Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, separately and severally, and against any and all persons, firms, or corporations, claiming any title to, interest in, lien or encumbrance upon the said land, or any part

or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

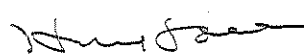
1. That your Complainant is over twenty-one years of age and a bona fide resident of Elbert, in Baldwin County, Alabama;
2. That the Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, are over twenty-one years of age, and non residents of the State of Alabama, their last known address being 105 W. Adams Street, Chicago, Illinois; that a diligent search and inquiry has been made to ascertain the present address of Miller Mather, but it is unknown; that from all information obtainable, he is a non resident of the State of Alabama, and over twenty-one years of age;
3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 16, Township 7 South, Range 5 East;
4. That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands;
5. That your Complainant obtained title to said lands by purchase from Babetta Bretz, by deed dated the 18th day of May, 1945;
6. That the title to said lands, claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, in the name of L. Lindoerfer;
7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except L. Lindoerfer and those through whom he claims by mesne conveyance, to-wit; Babetta Bretz, and Adam Bretz;
8. That the only persons known by your Complainant to claim said lands, or any part thereof, or any interest therein, are; L. Lindoerfer, your Complainant, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling; that a diligent search and inquiry has been made of residents in Elberta, the vicinity in which said lands lie, Bay Minette, Alabama, the County Seat of Baldwin County, Alabama, and from the records at Bay Minette, Alabama, to ascertain the present addresses of the Respondents hereto, and whether or not they, or any of them are dead, and if dead, the names

ages and addresses of their and each of their heirs, devisees and personal representatives, and they are unknown.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and each of them and the unknown heirs, devisees and personal representatives of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 16, Township 7 South, Range 5 East, or any part thereof, to be parties Respondent to this bill of complaint, and by appropriate process require them and each of them, separately and severally, plead or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, L. Lindoerfer, and that Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, if they be living, and if dead, their and each of their unknown heirs, devisees, and personal representatives, and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same, be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscious shall seem mete and proper.

BEEBE & HALL

By: 
Solicitors for the Complainant

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 a member of the firm of Beebe & Hall, Solicitors of Record and agents for the Complainant, L. Lindorfer, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M. Hall

Sworn to and subscribed before me on this the ___ day of May, 1945.

Virginia Keel
Notary Public, Baldwin County, Alabama.

1945
BALDWIN COUNTY

NOTARY PUBLIC
BALDWIN COUNTY, ALABAMA
I, Virginia Keel, Notary Public, do hereby certify that the within and foregoing bill of complaint is a true and correct copy of the original as the same appears in my files and records.

Virginia Keel
Notary Public
Baldwin County, Alabama

1341

RECORDED

L. LINDOERFER,
COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF 18-7-5;
MILLER MATHER, ROSE BARTLING,
HERBERT W. BARTLING, LUCILLE
SERINA BARTLING, and VERA G.
BARTLING, or, the unknown heirs
devises, and personal repre-
sentatives of Miller Mather,
Rose Bartling, Herbert W. Bart-
ling, Lucille Serina Bartling,
and Vera G. Bartling,
RESPONDENTS.

summons and complaint

Filed May 22 1945
R. Beck
Plaintiff

JAMES H. FAULKNER
EDITOR AND PUBLISHER

The BALDWIN Times

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

NOTICE
L. LINDOERFER, Complainant,
vs.
MILLER MATHER, et al, Respondents.
In the Circuit Court of
Baldwin County, Alabama
In Euliy

It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor for the Complainant, that Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling, Vera G. Bartling, and Miller Mather, if they be living, or if they be dead, their heirs, devisees, grantees, personal representatives, and assigns, are non-residents of the State of Alabama, and over twenty-one years of age;

That the Complainant owns in fee simple the lands in Baldwin County, Alabama, described as follows, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, having acquired the same by conveyance from Babetta Bretz; that the title to said lands stands on the record of the Probate Court of Baldwin County, Alabama, the County in which said lands lie, in the names of the parties herein named; that no person is known to have paid taxes upon

or to have been in possession of said lands, or any part thereof, within 10 years next preceding the filing of this Bill of Complaint, except L. Lindoerfer and those through whom he claims; Babetta Bretz, and A. Bretz.

IT IS THEREFORE ORDERED, and notice is hereby given that said Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling, Vera G. Bartling and Miller Mather, if they be living, or if they be dead, their heirs, devisees, grantees, personal representatives and assigns, or any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon said lands herein described, or any part thereof, appear in this Court and plead, answer, or demur to the bill of complaint in this cause, filed on or before the 28th day of June, 1945, or upon their having failed to do so at the expiration of 30 days from said date, a decree pro confesso be taken against them.

IT IS FURTHER ORDERED, that this order and notice be published in the Baldwin Times, a newspaper published in Bay Minette, in Baldwin County, Alabama once a week for 4 consecutive weeks.

IN WITNESS WHEREOF, I, R. S. DUCK Register have hereunto set my hand and seal on this the 22 day of May, 1945.

R. S. DUCK, Register,
Circuit Court, Baldwin
County, Alabama.

BEEBE & HALL,
Solicitors for the Complainant. 17-4tc

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Jord 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

L. Lindoerfer
vs.

Miller Mather (et al)

COST STATEMENT

\$ @ 4 1/2 cents \$ 18.68

correct, due and unpaid (paid).

Jord Cook

Publisher.

paper for 4 consecutive weeks in the following issues:

Date of 1st publication May 24, 1945 Vol. 56 No. 17
Date of 2nd publication " 31, 1945 Vol. 56 No. 18
Date of 3rd publication June 7, 1945 Vol. 56 No. 19
Date of 4th publication " 14, 1945 Vol. 56 No. 20

Subscribed and sworn before the undersigned this _____ day of _____ 1945.

R. S. Duck

Notary Public, Baldwin County

Went

Jord Cook

Publisher.

JAMES H. FAULKNER
EDITOR AND PUBLISHER

The **BALDWIN**
Times BEST NEWSPAPER
ALABAMA'S BEST COUNTY'S-
BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Jord 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

L. Lindoerfer

vs.

Miller Mather (et al)

COST STATEMENT

415 WORDS @ 4 1/2 cents \$ 18.68

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

Jord Cook

Publisher.

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

Date of 1st publication May 24, 1945 Vol. 56 No. 17
Date of 2nd publication May 31, 1945 Vol. 56 No. 18
Date of 3rd publication June 7, 1945 Vol. 56 No. 19
Date of 4th publication " 14, 1945 Vol. 56 No. 20

Subscribed and sworn before the undersigned this _____ day of _____ 1945.

R. Decker

Notary Public, Baldwin County

Jord Cook

Publisher.

NOTICE
L. LINDOERFER, Complainant,
vs.
MILLER MATHER, et al. Respondents.
In the Circuit Court of
Baldwin County, Alabama
In Equity

It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor for the Complainant, that Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling, Vera G. Bartling, and Miller Mather, if they be living, or if they be dead, their heirs, devisees, grantees, personal representatives and assigns, are non-residents of Alabama, and

gone on at an ever-accelerated tempo. Even before the war the rates on individual incomes in higher brackets were so steep that really didn't make sense for the affected to continue their trade job-making. With rates as high as 80 per cent, the investor was likely to lose even if he won.

The tax system is to blame if existing businesses are in danger of succumbing to the first spell of bad economic health. Like a person without enough reserve vitality, they simply "can't take it." A year or two of bad luck or bad conditions which they could readily weather with a store of capital vitality, draw upon may kill them off if such reserves have not been built up. That danger can obviously be translated into the language of jobs.

RECEIPT FOR REGISTERED ARTICLE No. 1863

20 fee paid. 1st class postage paid. 5-22, 1945

Declared value, \$ Legal papers Surcharge paid, \$ _____
From J. H. Baker, Civ. Clerk
(Street and number) (Post office and State)

Addressed to 105 W. Adams St.
(Street and number) (Address) (Post office and State)

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

Return receipt fee _____ { in person _____
or order _____ } Special delivery fee _____
Delivery restricted to addressee { Fee paid 20 Postmaster, per MB

G.P.O. 16-12663



RECEIPT FOR REGISTERED ARTICLE No. 1864

20 fee paid. 1st class postage paid. 5-22, 1945

Declared value, \$ Legal papers Surcharge paid, \$ _____
From J. H. Baker, Civ. Clerk
(Street and number) (Post office and State)

Addressed to 105 W. Adams St.
(Street and number) (Address) (Post office and State)

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

Return receipt fee _____ { in person _____
or order _____ } Special delivery fee _____
Delivery restricted to addressee { Fee paid 20 Postmaster, per MB

G.P.O. 16-12663



RECEIPT FOR REGISTERED ARTICLE No. 1865

20 fee paid. 1st class postage paid. 5-22, 1945

Declared value, \$ Legal papers Surcharge paid, \$ _____
From J. H. Baker, Civ. Clerk
(Street and number) (Post office and State)

Addressed to 105 W. Adams St.
(Street and number) (Address) (Post office and State)

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

Return receipt fee _____ { in person _____
or order _____ } Special delivery fee _____
Delivery restricted to addressee { Fee paid 20 Postmaster, per MB

G.P.O. 16-12663



RECEIPT FOR REGISTERED ARTICLE No. 1866

20 fee paid. 1st class postage paid. 5-22, 1945

Declared value, \$ Legal papers Surcharge paid, \$ _____
From J. H. Baker, Civ. Clerk
(Street and number) (Post office and State)

Addressed to 105 W. Adams St.
(Street and number) (Address) (Post office and State)

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

Return receipt fee _____ { in person _____
or order _____ } Special delivery fee _____
Delivery restricted to addressee { Fee paid 20 Postmaster, per MB

G.P.O. 16-12663



L. LINDOERFER,

COMPLAINANT,

VS.

MILLER MATEER, et al,

RESPONDENTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

NOTE OF TESTIMONY:

This cause is submitted on behalf of the Complainant upon the following:

1. Original summons and complaint.
- 1/4 Request for Decree pro Confesso
2. Decree pro confesso on publication.
3. Lis pendens notice.
4. Request for appointment of commissioner.
5. Notice of time of taking testimony on behalf of the Complainant.
6. Request for taking testimony.
7. Proof of publication of notice in the Baldwin Times.
8. Appointment of commissioner.
9. Testimony of L. Lindoerfer.
10. Testimony of Alfred M. Neumann.

Radue
BEEBE & HALL

By: *John Lee*

Solicitors for the Complainant.

- 1341

L. Lunderfel

v

Mullen Mather et al.

Note of Testimony

Filed Aug 22 1945

Richard
Register

L. LINDOERFER,
COMPLAINANT,
VS.
~~MILLER MATHER, et al,~~
RESPONDENTS.

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

This cause coming on to be heard was submitted for final decree upon the pleadings, decree pro confesso and proof as noted by the Register, and it appearing to the satisfaction of the Court that the Complainant is the owner of and in the actual and peaceable possession of the said land, and each and every parcel thereof, and that the title of the Complainant has been duly and justly proven by legal and competent evidence, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Respondents, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucile Serena Bartling, Vera G. Bartling, the unknown heirs, devisees and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucile Serena Bartling, and Vera G. Bartling, separately and severally, and any and all other persons, firms, or corporations claiming any title to, interest, lien or encumbrance upon said land, or any part or parcel thereof, have no estate, right, claim, interest in, or encumbrance upon the following described land, or any part or parcel thereof, in Baldwin County, Alabama, to-wit:

Northwest quarter of Southwest quarter of Section 18,
Township 7 South, Range 5 East.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the full fee simple title to the said land, to-wit:

Northwest quarter of Southwest quarter of Section 18,
Township 7 South, Range 5 East, Baldwin County, Alabama,

is vested absolutely in the Complainant, L. Lindoerfer.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that a certified copy of this decree be recorded in the office of the Judge of Probate of Baldwin County, Alabama, in the direct index in the names of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucile Serena Bartling, and Vera G. Bartling, and in the indirect index in the name of L. Lindoerfer.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register shall within 30 days from the rendition of this decree, file a certified copy hereof in the office of the Judge of Probate of Baldwin County, Alabama, for record and that the costs thereof be taxed in the costs of this cause.

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

Done at Monroeville, Monroe County, Alabama, on this the 29th day of August, 1945.

F. N. Hare
Judge, 21st Judicial Circuit.

1341

Final Decree

~~Final Decree~~ 30 1945 -
P. S. L. C. I.
P. S. L. C. I.

47 10-11

L. LINDOERFER,
COMPLAINANT,
VS.
MILLER MATHER et al,
RESPONDENTS.

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

LIS PENDENS NOTICE:


It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor for the Complainant, that Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling, Vera G. Bartling, and Miller Mather, if they be living, or if they be dead, their heirs, devisees, grantees, personal representatives, and assigns, are non residents of the State of Alabama, and over twenty-one years of age;

That the Complainant owns in fee simple the lands in Baldwin County, Alabama, described as follows, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, having acquired the same by conveyance from Babetta Bretz; that the title to said lands stands on the record of the Probate Court of Baldwin County, Alabama, the County in which said lands lie, in the names of the parties herein named; that no person is known to have paid taxes upon, or to have been in possession of said lands, or any part thereof, within 10 years next preceding the filing of this bill of complaint, except L. Lindoerfer and those through whom he claims; Babetta Bretz, and A. Bretz.

IT IS THEREFORE ORDERED, and notice is hereby given that said Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling, Vera G. Bartling and Miller Mather, if they be living, or if they be dead, their heirs, devisees, grantees, personal representatives and assigns, or any other person, firm, or corporation claiming any right, title to, interest in, or encumbrance upon said lands herein described, or any part thereof, appear in this Court and plead, answer, or demur to the bill of complaint in this cause, filed on or before the 28th day of June, 1945, or upon their having failed to do so at the expiration of 30 days from said date, a decree pro confesso be taken against them.

IT IS FURTHER ORDERED, that this order and notice by published in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for 4 consecutive weeks.

IN WITNESS WHEREOF, I, R. S. DUCK, Register, have hereunto set my hand and seal on this the 22 day of May, 1945.


Register, Circuit Court, Baldwin County, Alabama.

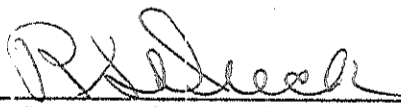
BEEBE & HALL

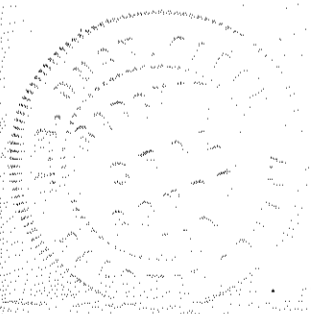
Solicitors for the Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

I, R. S. DUCK, Register of the Circuit Court of Baldwin County, Alabama, hereby certify that the above is a full, true, correct and complete copy of the notice given by publication in the Baldwin Times, a newspaper published at Bay Minette, Alabama, in the cuase of L. Lindoerfer, Complainant, vs. Miller Mather, et al, Respondents, and filed in the office of the Probate Judge of Baldwin County, Alabama, the County in which said lands lie, in accordance with the provisions of the statutes of the State of Alabama.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office on this the 22 day of May, 1945.


Register, Circuit Court of Baldwin County, Ala.



1341

L. LINDOERFER,
COMPLAINANT,

VS.

MILLER MATHER, et al,
RESPONDENTS.

LIS PENDENS NOTICE

STATE OF ALABAMA, BALDWIN COUNTY

Filed May 22, 1945 2 P M

Recorded Lis Pend Book 1 page 249

and I certify that the following Privilege Tax has been paid.

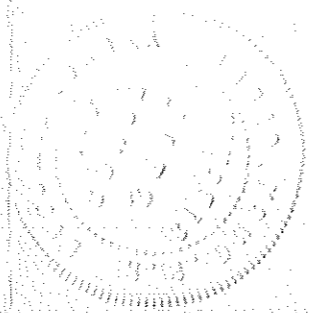
Deed tax _____

Mortgage Tax _____

W. R. Stewart
Judge of Probate

By L S W

R 125 R S Duck



After Five Days Return To
R. S. DUCK
CLERK CIRCUIT COURT, BALDWIN COUNTY
Bay Minette, Ala.

30



RETURN TO WRITER.
Return Receipt Requested Deliver to Addressee Only

RETURN TO WRITER
REGISTERED

~~VERA G. BARTLING~~
~~105 West Adams Street~~
~~CHICAGO ILLINOIS~~

Try 728 W. Roosevelt

DELIVER ONLY TO PERSON
TO WHOM ADDRESSED

RETURN RECEIPT REQUESTED

REGISTERED
NO. **1866**

RETURN TO WRITER

RETURN TO WRITER

MAY 26 1943

NOT THERE 82 E

Not There
S-716

CHICAGO, ILL. (U.S.P. & MARRIED)
MAY 24 1945

BAY MINETTE
JUN 1 1945
ALA.

CHICAGO, ILL.
MAY 30 1945
REGISTRY DIV.

CHICAGO, ILL.
MAY 24 1945
REGISTRY DIV.

BAY MINETTE
MAY 22 1945
ALA.

CHICAGO, ILL.
MAY 25 1945
(REGISTERED)

BAY MINETTE
MAY 22 1945
ALA.

After Five Days Return To
R. S. DUCK
CLERK CIRCUIT COURT, BALDWIN COUNTY
Bay Minette, Ala.

4/30
Director



RETURN TO WRITER.

Deliver to Addressee Only

Return Receipt Requested

~~ROSE BARTLING~~
~~105 West Adams Street~~
~~CHICAGO ILLINOIS~~

RETURN TO WRITER

REGISTERED

NOT THERE \$2.4

RETURN RECEIPT REQUESTED

DELIVER ONLY TO PERSON
TO WHOM ADDRESSED

RETURN TO WRITER

REGISTERED
NO. 1863

Iny 728 W. Roosevelt

RETURN TO WRITER

MAY 26 1911

BAY MINETTE
MAY
22
1945
ALA.

CHICAGO, ILL.
MAY
30
1945
REGISTRY DIV.

CHICAGO, ILL.
MAY
24
1945
REGISTRY DIV.

BAY MINETTE
JUN
1
1945
ALA.

BAY MINETTE
MAY
22
1945
ALA.

CHICAGO, ILL. (OLD P.O. BUILDING)
MAY
24
1945
REGISTERED MAIL

CHICAGO, ILL.
MAY
25
1945
(REGISTERED SEC. 8)

After Five Days Return To
R. S. DUCK
CLERK CIRCUIT COURT, BALDWIN COUNTY
Bay Minette, Ala.

RETURN TO WRITER.

5/30
Delivered



~~NOT THERE \$21~~
~~Not There \$716~~

Return Receipt Requested

Deliver to Addressee Only.

REGISTERED

RETURN TO WRITER.

RETURN TO WRITER.

~~HERBERT W. BARTLING~~
~~105 West Adams Street~~
~~CHICAGO ILLINOIS~~

Try 728 W. Roosevelt

RETURN RECEIPT REQUESTED

DELIVER ONLY TO PERSON
TO WHOM ADDRESSED

REGISTERED
NO. 1864

RETURN TO WRITER.

MAY 26 1941

CHICAGO, ILL.
MAY 25
1945

BAY MINETTE
MAY 22
1945
ALA.

BAY MINETTE
MAY 22
1945
ALA.

CHICAGO, ILL.
MAY 24
1945
REGISTRY DIV.

CHICAGO, ILL.
MAY 30
1945
REGISTRY DIV.

CHICAGO, ILL.
MAY 24
1945

BAY MINETTE
MAY 21
1945
ALA.

STATE OF ALABAMA,
BALDWIN COUNTY.

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

WE COMMAND YOU that you summon MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING, AND VERA G. BARTLING, 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 L. LINDORFER, against the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, 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 22 day of May, 1945.


Register

L. LINDORFER,

COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 7 SOUTH, RANGE 5 EAST; MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING, or, the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling,

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:

Comes your Complainant, L. LINDORFER, and presents this his bill of complaint, against the following described lands in Baldwin County, Alabama, to-wit: Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, and against Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, separately and severally, and against any and all persons, firms, or corporations, claiming any title to, interest in, lien or encumbrance upon the said land, or any part

or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:


1. That your Complainant is over twenty-one years of age and a bona fide resident of Elbert, in Baldwin County, Alabama;
2. That the Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, are over twenty-one years of age, and non residents of the State of Alabama, their last known address being 105 W. Adams Street, Chicago, Illinois; that a diligent search and inquiry has been made to ascertain the present address of Miller Mather, but it is unknown; that from all information obtainable, he is a non resident of the State of Alabama, and over twenty-one years of age;
3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East;
4. That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands;
5. That your Complainant obtained title to said lands by purchase from Babetta Bretz, by deed dated the 18 day of May, 1945;
6. That the title to said lands, claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, in the name of L. Lindoerfer;
7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except L. Lindoerfer and those through whom he claims by mesne conveyance, to-wit; Babetta Bretz, and Adam Bretz;
8. That the only persons known by your Complainant to claim said lands, or any part thereof, or any interest therein, are; L. Lindoerfer, your Complainant, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling; that a diligent search and inquiry has been made of residents in Elberta, the vicinity in which said lands lie, Bay Minette, Alabama, the County Seat of Baldwin County, Alabama, and from the records at Bay Minette, Alabama, to ascertain the present addresses of the Respondents hereto, and whether or not they, or any of them are dead, and if dead, the names

ages and addresses of their and each of their heirs, devisees and personal representatives, and they are unknown.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Miller Nather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera C. Bartling, and each of them and the unknown heirs, devisees and personal representatives of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, or any part thereof, to be parties Respondent to this bill of complaint, and by appropriate process require them and each of them, separately and severally, plead or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, L. Lindorfer, and that Miller Nather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera C. Bartling, if they be living, and if dead, their and each of their unknown heirs, devisees, and personal representatives, and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same, be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscience shall seem mete and proper.

EBERS & HALL

By: 
Solicitors for the Complainant

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 a member of the firm of Beebe & Hall, Solicitors of Record and agents for the Complainant, L. Lindorfer, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M. Hall

Sworn to and subscribed before me on this the ____ day of May, 1945.

Virginia Hill
Notary Public, Baldwin County, Alabama.

Hubert M. Hall
Baldwin County
L. Lindorfer
Baldwin County

1281

STATE OF ALABAMA,
BALDWIN COUNTY.

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

WE COMMAND YOU that you summon MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING, AND VERA G. BARTLING, 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 L. LINDORFER, against the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, 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 22 day of May, 1945.



Register

L. LINDORFER,

COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION 18, TOWNSHIP 7 SOUTH, RANGE 5 EAST; MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING, or, the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling,

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:

Comes your Complainant, L. LINDORFER, and presents this his bill of complaint, against the following described lands in Baldwin County, Alabama, to-wit: Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, and against Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, separately and severally, and against any and all persons, firms, or corporations, claiming any title to, interest in, lien or encumbrance upon the said land, or any part

or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That your Complainant is over twenty-one years of age and a bona fide resident of Elbert, in Baldwin County, Alabama;
2. That the Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, are over twenty-one years of age, and non residents of the State of Alabama, their last known address being 105 W. Adams Street, Chicago, Illinois; that a diligent search and inquiry has been made to ascertain the present address of Miller Mather, but it is unknown; that from all information obtainable, he is a non resident of the State of Alabama, and over twenty-one years of age;
3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East;
4. That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands;
5. That your Complainant obtained title to said lands by purchase from Babetta Bretz, by deed dated the 18 day of May, 1945;
6. That the title to said lands, claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, in the name of L. Lindoerfer;
7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except L. Lindoerfer and those through whom he claims by mesne conveyance, to-wit; Babetta Bretz, and Adam Bretz;
8. That the only persons known by your Complainant to claim said lands, or any part thereof, or any interest therein, are; L. Lindoerfer, your Complainant, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling; that a diligent search and inquiry has been made of residents in Elberta, the vicinity in which said lands lie, Bay Minette, Alabama, the County Seat of Baldwin County, Alabama, and from the records at Bay Minette, Alabama, to ascertain the present addresses of the Respondents hereto, and whether or not they, or any of them are dead, and if dead, the names

ages and addresses of their and each of their heirs, devisees and personal representatives, and they are unknown.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and each of them and the unknown heirs, devisees and personal representatives of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, or any part thereof, to be parties Respondent to this bill of complaint, and by appropriate process require them and each of them, separately and severally, plead or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, L. Lindoerfer, and that Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, if they be living, and if dead, their and each of their unknown heirs, devisees, and personal representatives, and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same, be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscience shall seem mete and proper.

BEEBE & HALL

By: 
Solicitors for the Complainant

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 a member of the firm of Beebe & Hall, Solicitors of Record and agents for the Complainant, L. Lindorfer, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M. Hall

Sworn to and subscribed before me on this the ___ day of May, 1945.

Virginia Keel
Notary Public, Baldwin County, Alabama.

Hubert M. Hall
1945-1946

1426

1341

Filed May 23 1945
D. S. Deuel
Postman

POSTAL SERVICE OFFICE, WASHINGTON

John Deuel

YOUR TIME IS VALUED AND THIS IS AN OFFICIAL BUSINESS LETTER

100-100000-000 Kansas City

COMMUNICATIONS SECTION
The following information was received from the Kansas City office of the Post Office on May 22, 1945:
A letter was received from the Kansas City office of the Post Office on May 22, 1945, from the Kansas City office of the Post Office, dated May 22, 1945, and captioned as above.
The letter was received from the Kansas City office of the Post Office on May 22, 1945, from the Kansas City office of the Post Office, dated May 22, 1945, and captioned as above.
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UNITED STATES
DEPARTMENT OF JUSTICE

STATE OF ALABAMA,
BALDWIN COUNTY.

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

WE COMMAND YOU that you summon MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING, AND VERA G. BARTLING, 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 L. LINDOERFER, against the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, 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 23 day of May, 1945.

R. S. Duck

Register

L. LINDOERFER,

COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION
18, TOWNSHIP 7 SOUTH, RANGE
5 EAST; MILLER MATHER, ROSE
BARTLING, HERBERT W. BARTLING,
LUCILLE SERINA BARTLING and
VERA G. BARTLING, or, the unknown
heirs, devisees, and personal
representatives of Miller Mather,
Rose Bartling, Hubert W. Bartling,
Lucille Serina Bartling and Vera
G. Bartling,
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:

Comes your Complainant, L. LINDOERFER, and presents this his bill of complaint, against the following described lands in Baldwin County, Alabama, to-wit: Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, and against Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and the unknown heirs, devisees, and personal representatives of Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, separately and severally, and against any and all persons, firms, or corporations, claiming any title to, interest in, lien or encumbrance upon the said land, or any part

or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

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

2. That the Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, are over twenty-one years of age, and non residents of the State of Alabama, their last known address being 105 W. Adams Street, Chicago, Illinois; that a diligent search and inquiry has been made to ascertain the present address of Miller Mather, but it is unknown; that from all information obtainable, he is a non resident of the State of Alabama, and over twenty-one years of age;

3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East;

4. That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands;

5. That your Complainant obtained title to said lands by purchase from Babetta Bretz, by deed dated the 18 day of May, 1945;

6. That the title to said lands, claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, in the name of L. Lindoerfer;

7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except L. Lindoerfer and those through whom he claims by mesne conveyance, to-wit; Babetta Bretz, and Adam Bretz;

8. That the only persons known by your Complainant to claim said lands, or any part thereof, or any interest therein, are; L. Lindoerfer, your Complainant, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling; that a diligent search and inquiry has been made of residents in Elberta, the vicinity in which said lands lie, Bay Minette, Alabama, the County Seat of Baldwin County, Alabama, and from the records at Bay Minette, Alabama, to ascertain the present addresses of the Respondents hereto, and whether or not they, or any of them are dead, and if dead, the names

ages and addresses of their and each of their heirs, devisees and personal representatives, and they are unknown.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, and each of them and the unknown heirs, devisees and personal representatives of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, or any part thereof, to be parties Respondent to this bill of complaint, and by appropriate process require them and each of them, separately and severally, plead or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, L. Lindoerfer, and that Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, if they be living, and if dead, their and each of their unknown heirs, devisees, and personal representatives, and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same, be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscious shall seem mete and proper.

BEEBE & HALL

By: 
Solicitors for the Complainant

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 a member of the firm of Beebe & Hall, Solicitors of Record and agents for the Complainant, L. Lindoerfer, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M. Hall

Sworn to and subscribed before me on this the ___ day of May, 1945.

Virginia Hall
Notary Public, Baldwin County, Alabama.

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STATE OF ALABAMA,
BALDWIN COUNTY.

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

WE COMMAND YOU that you summon MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING, AND VERA G. BARTLING, 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 L. LINDORFER, against the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, 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 22 day of May, 1945.

R. S. Duck
Register

L. LINDORFER,

COMPLAINANT,

VS.

THE NW $\frac{1}{4}$ OF THE SW $\frac{1}{4}$ OF SECTION 16, TOWNSHIP 7 SOUTH, RANGE 5 EAST; MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING, or, the unknown heirs, devisees, and personal representatives of MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING,

RESPONDENTS.

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

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

Comes your Complainant, L. LINDORFER, and presents this his bill of complaint, against the following described lands in Baldwin County, Alabama, to-wit: Northwest quarter of the Southwest quarter of Section 16, Township 7 South, Range 5 East, and against MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING, and the unknown heirs, devisees, and personal representatives of MILLER MATHER, ROSE BARTLING, HERBERT W. BARTLING, LUCILLE SERINA BARTLING and VERA G. BARTLING, separately and severally, and against any and all persons, firms, or corporations, claiming any title to, interest in, lien or encumbrance upon the said land, or any part

or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

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

2. That the Respondents, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling, are over twenty-one years of age, and non residents of the State of Alabama, their last known address being 105 W. Adams Street, Chicago, Illinois; that a diligent search and inquiry has been made to ascertain the present address of Miller Mather, but it is unknown; that from all information obtainable, he is a non resident of the State of Alabama, and over twenty-one years of age;

3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 13, Township 7 South, Range 5 East;

4. That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands;

5. That your Complainant obtained title to said lands by purchase from Babetta Bretz, by deed dated the 18 day of May, 1945;

6. That the title to said lands, claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, in the name of L. Lindoerfer;

7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except L. Lindoerfer and those through whom he claims by mesne conveyance, to-wit; Babetta Bretz, and Adam Bretz;

8. That the only persons known by your Complainant to claim said lands, or any part thereof, or any interest therein, are; L. Lindoerfer, your Complainant, Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera G. Bartling; that a diligent search and inquiry has been made of residents in Elberta, the vicinity in which said lands lie, Bay Minette, Alabama, the County Seat of Baldwin County, Alabama, and from the records at Bay Minette, Alabama, to ascertain the present addresses of the Respondents hereto, and whether or not they, or any of them are dead, and if dead, the names

ages and addresses of their and each of their heirs, devisees and personal representatives, and they are unknown.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera C. Bartling, and each of them and the unknown heirs, devisees and personal representatives of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit: The Northwest quarter of the Southwest quarter of Section 18, Township 7 South, Range 5 East, or any part thereof, to be parties Respondent to this bill of complaint, and by appropriate process require them and each of them, separately and severally, plead or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, L. Lindcoerfer, and that Miller Mather, Rose Bartling, Herbert W. Bartling, Lucille Serina Bartling and Vera C. Bartling, if they be living, and if dead, their and each of their unknown heirs, devisees, and personal representatives, and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same, be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscience shall seem mete and proper.

BEES & HALL

By: 
Solicitors for the Complainant

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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 a member of the firm of Beets & Hall, Solicitors of Record and agents for the Complainant, L. Lindorfer, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M. Hall

Sworn to and subscribed before me on this the ___ day of May, 1945.

Virginia Bell
Notary Public, Baldwin County, Alabama.

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RECEIVED
MAY 22 1945

RECEIVED
MAY 22 1945

Filed May 22, 1945
R. P. [Signature]

RECEIVED
MAY 22 1945

RECEIVED
MAY 22 1945

After Five Days Return To
R. S. DUCK
CLERK CIRCUIT COURT, BALDWIN COUNTY
Bay Minette, Ala.

\$7.00

RETURN TO WRITER.

5/30
Director
Lucille Serina Bartling



REGISTERED

RETURN TO WRITER.

Try 728 W. Roosevelt

Return Receipt Requested

Deliver to Addressee Only

LUCILLE SERINA BARTLING
~~105 West Adams Street~~
~~CHICAGO ILLINOIS~~

DELIVER ONLY TO PERSON
TO WHOM ADDRESSED

RETURN TO WRITER

Not There
~~NOT THERE \$2.00~~

RETURN RECEIPT REQUESTED

REGISTERED
NO. *1865*

RETURN TO WRITER.

MAY 26 1911

BAY MINETTE
JUN 1 1945
ALA.

CHICAGO, ILL. (U.S.P. & AMERICA)
MAY 24 1945
REGISTERED

BAY MINETTE
MAY 22 1945
ALA.

CHICAGO, ILL.
MAY 30 1945
REGISTRY DIV.

CHICAGO, ILL.
MAY 29 1945
REGISTRY DIV.

BAY MINETTE
MAY 22 1945
ALA.

CHICAGO, ILL.
MAY 25 1945
(REGISTERED SER. 9)