

632

PUBLISHED EVERY THURSDAY

# THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE  
ADVERTISING RATES GIVEN ON APPLICATION

F. B. VAIL

RICTOR

### NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County Circuit Court in Equity, this is the 27th day of October, 1926.

John Walter, No. 692 vs. J. M. Flagler

In this case it being made to appear to the Clerk of this Court in the affidavit of John Walter, Plaintiff, that the defendant, J. M. Flagler, is not a resident of the State of Alabama, and his address and place of residence being unknown to affiant, and that said J. M. Flagler claims an interest in certain property, some of which is described as follows: South half of the Southwest quarter of the 11th Township, Section Six, Range Three (23), Township Six (3), Baldwin County, Alabama, and further in the behalf of said affiant, he prays that the Court will grant him the right to publish notice to non-resident of

## BAY MINETTE, ALA.

### ALFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

John Hillman, 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 \_\_\_\_\_

Notice To Non-Resident of

John Walter

vs

J. M. Flagler

Was published in said Newspaper for 4 consecutive weeks in the following

issues:

Date of first publication	<u>October 28, 1926</u>	Vol. <u>37</u>	No. <u>39</u>
Date of second publication	<u>November 4, 1926</u>	Vol. <u>37</u>	No. <u>40</u>
Date of third publication	<u>November 11, 1926</u>	Vol. <u>37</u>	No. <u>41</u>
Date of fourth publication	<u>November 18, 1926</u>	Vol. <u>37</u>	No. <u>42</u>

Subscribed and sworn to before the undersigned this 1st day of

Jan 1927  
J. W. Rice  
 Clerk Circuit Court

John Hillman  
 Publisher  
Farman

STATE OF ALABAMA     |  
COUNTY OF BALDWIN.   |     In Circuit Court. In Equity.

John Walter             |  
vs.                     |     Bill to Quiet and Determine Title.  
L. M. Flagler.         |

To the Honorable John D. Leigh, Judge of the Circuit Court, Baldwin County, Alabama, in Equity sitting.

Now comes John Walter and humbly complaining against L. M. Flagler respectfully shows unto your Honor as follows:

First.

That your orator, John Walter, and defendant herein, L. M. Flagler, are both over the age of twenty years, and that your orator is now and has been a resident of said State and County for a number of years last past. That said defendant is not a resident of said State and his address and place of residence is to your orator unknown.

Second.


That your orator, John Walter, now owns and is peacefully possessed of the following described real property: South half of the southwest quarter of the north west quarter of Section Thirty three (33), Township Six (6) south, Range Four (4) east, in Baldwin County, Alabama, and said ownership and peaceable possession has continued from June 1st, 1922, up to and including the date of the filing of this Bill.

Third.

Your orator further alleges that said L. M. Flagler claims or is reputed to claim, unjustly, some title or interest in your orator's real property above described, the nature or character of such claim or title is unknown to your orator and he seeks that said L. M. Flagler be required by this Honorable Court to show the nature and extent of his claim or title and to have it adjudicated and determined by this Honorable Court.

Wherefore, the premises considered, your orator

prays that the defendant be required by this Honorable Court to show the nature and extent of his alleged claim or title and have it adjudicated and determined, and your orator further prays that if it be adjudicated that the said defendant has no valid or enforceable claim, title or demand as to or against the said real property of your orator, described herein, that whatever document he may have or hold, under or by which he wrongfully claims title or interest in said property, that such document be cancelled as a cloud upon orator's title, and that he, his heirs, executors, administrators, legal representatives or assigns and any person, persons, firm or corporations claiming in, through or by him, be forever barred from all claim to any estate, title, claim or interest in said real property or any of the rights, title, claim or interest, privileges or appurtenances thereunto belonging ~~in anywise~~ appertaining or from whatever interest or title which he is claiming, which the Court finds and decrees to be unjust or without right and for such other and further relief as to this Honorable Court may seem meet and proper.

  
Attorneys for Orator.

Foot Note. The defendant, E. H. Flagler, is required to answer every allegation of the foregoing bill, but not under oath. Oath is hereby expressly waived.

STATE OF ALABAMA  
COUNTY OF BALDWIN.

John Walter being duly sworn according to law deposes and says on oath that he is the orator in the within and foregoing Bill in Equity and has read said Bill, and the same is true of his own knowledge, except such matters as are therein stated on information and belief, and as to such statements he believes them to be true.

---

Sworn to and subscribed before  
me this \_\_\_\_ day of October, 1926.

---

Copy

John Walter

vs

L M Flagler

Filed Oct 23/22

T M Rice

Regisr

John Walter, Complainant.

No.632.

vs.

L. M. Flagler, Defendant.

In the Circuit Court of Baldwin County,  
Alabama, in Equity.

This cause coming on to be heard was submitted for decree on bill of com-  
plaint, proof of publication and decree <sup>pro confesso</sup> ~~of publication~~ as noted, and upon  
consideration thereof the court is of the opinion that the complainant,  
John Walter is entitled to relief.

It is therefore ordered and decreed that the defendant L. M. Flagler, his  
heirs, executors, administrators, legal representatives or assigns or any  
person or persons, firms or corporation claiming in, through or by him, ~~has~~  
have no estate or interest in or encumbrance upon the following described  
lands, or any part thereof viz.:- South half of the Southwest quarter of  
the Northwest quarter of section thirty three(33), Township Six (6) South  
of Range Four(4) east, in Baldwin County, Alabama.

It is further ordered that the register of this court within thirty days  
from the rendition of this decree file a certified copy of this decree in  
the office of the Probate Judge of Baldwin County for record therein, and  
that the costs thereof be taxed in the costs of this cause.

It is further ordered that complainants pay the costs of this cause, for  
which execution may issue.

Done in April the 30<sup>th</sup> 1927.

  
-----  
Judge.

M

Final Decree

Filed May 3/27  
W. Williams  
Registrar

RECORDED

Largest Weekly Circulation in South Alabama

Bay Minette, Ala., 12/1/26

M

J.W. Ricker

# THE BALDWIN TIMES

FINE JOB PRINTING. BEST ADVERTISING MEDIUM

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All Bills Must Be Paid Within 30 Days

15/26 Walter 275 Eagle #632 260 wds 1170

Mahoy & Co. Attys



# THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE  
ADVERTISING RATES GIVEN ON APPLICATION

R. B. VAIL  
EDITOR AND PROPRIETOR

## BAY MINETTE, ALA.

### NOTICE TO NON-RESIDENT

The State of Alabama, Baldwin County Circuit Court in Equity. This is the 27th day of October, 1926.

John Walter, No. 632 vs. L. M. Flagler

In this cause it being made to appear to the Clerk of this Court by the affidavit of John Walter that the Defendant L. M. Flagler is non-resident of the State of Alabama, and his address and place of residence being unknown to affiant, and that said L. M. Flagler, claims or is reputed to claim unjustly, some title or interest in affiant's real property described as follows: South half of the Southwest quarter of the Northwest quarter of Section Thirty-three (33) Township Six (6) South Range Four (4) East Baldwin County, Alabama, and further that in the balance of the

### ALFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

R. B. Vail, 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 \_\_\_\_\_

Walter vs Flagler # 632

Was published in said Newspaper for 4 consecutive weeks in the following

Date of first publication	<u>October 28 - 1926</u>	Vol. <u>37</u>	No. <u>39</u>
Date of second publication	<u>November 4</u>	Vol. <u>37</u>	No. <u>40</u>
Date of third publication	<u>Nov 11</u>	Vol. <u>37</u>	No. <u>41</u>
Date of fourth publication	<u>Nov 18</u>	Vol. <u>37</u>	No. <u>42</u>

Subscribed and sworn to before the undersigned this 27 day of December 1926.  
R. B. Vail  
Publisher.

W. W. Beaman  
Clerk Circuit Court

632

John Walter

vs

Sam Flegler

Filed Dec 6/92  
D. Williams  
Register

11

11

STATE OF ALABAMA     |  
COUNTY OF BALDWIN.   |     In Circuit Court. In Equity.

JohnsWalter             |  
   vs.                     |     Bill to Quiet and Determine Title.  
L. M. Flagler.         |

To the Honorable John D. Leigh, Judge of the Circuit Court, Baldwin County, Alabama, In Equity sitting.

Now comes John Walter and humbly complaining against L. M. Flagler respectfully shows unto your Honor as follows:

First.

That your orator, John Walter, and defendant herein, L. M. Flagler, are both over the age of twenty years, and that your orator is now and has been a resident of said State and County for a number of years last past. That said defendant is not a resident of said State and his address and place of residence is to your orator unknown.

Second.

That your orator, John Walter, now owns and is peacefully possessed of the following described real property: South half of the southwest quarter of the north west quarter of Section Thirty three (33), Township Six (6) south, Range Four (4) east, in Baldwin County, Alabama, and said ownership and peaceable possession has continued from June 1st. 1922, up to and including the date of the filing of this Bill.

Third.

Your orator further alleges that said L. M. Flagler claims or is reputed to claim, unjustly, some title or interest in your orator's real property above described, the nature or character of such claim or title is unknown to your orator and he seeks that said L. M. Flagler be required by this Honorable Court to show the nature and extent of his claim or title and to have it adjudicated and determined by this Honorable Court.

Wherefore, the premises considered, your orator

prays that the defendant be required by this Honorable Court to show the nature and extent of his alleged claim or title and have it adjudicated and determined, and your orator further prays that if it be adjudicated that the said defendant has no valid or enforceable claim, title or demand as to or against the said real property of your orator, described herein, that whatever document he may have or hold, under or by which he wrongfully claims title or interest in said property, that such document be cancelled as a cloud upon orator's title, and that he, his heirs, executors, administrators, legal representatives or assigns and any person, persons, firm or corporations claiming in, through or by him, be forever barred from all claim to any estate, title, claim or interest in said real property or any of the rights, title, claim or interest, privileges or appurtenances thereunto belonging ~~thereunto~~ appertaining or from whatever interest or title which he is claiming, which the Court finds and decrees to be unjust or without right and for such other and further relief as to this Honorable Court may seem meet and proper.

*Mahy & Crowth*  
Attorneys for Orator.

Foot Note. The defendant, ~~LohM. Elagler~~, is required to answer every allegation of the foregoing bill, but not under oath. Oath is hereby expressly waived.

*Mahy & Crowth*  
Attorneys for Orator

STATE OF ALABAMA

COUNTY OF BALDWIN.

John Walter being duly sworn according to law deposes and says on oath that he is the orator in the within and foregoing Bill in Equity and has read said Bill, and the same is true of his own knowledge, except such matters as are therein stated on information and belief, and as to such statements he believes them to be true.

John Walter

Sworn to and subscribed before me this 21 day of October, 1926.

Walter  
Baldwin County, Ala.

BY COMMISSIONER JAMES  
NOVEMBER 12TH, 1927

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

John Walter,

No. 632.

vs.  
L.M. Flagler,

The State of Alabama,

Baldwin County.

Circuit Court, in Equity.

This the 27th day of

October, 1926

In this cause it being made to appear to the Clerk of this Court by the affidavit of John Walter,

that the Defendant L.M. Flagler,

is a non-resident of the State of Alabama and his address and place of residence being unknown to affiant, and that said L.M. Flagler claims, or is reputed to claim unjustly, some title or interest, in affiant's, real property described as follows: South half of the Southwest quarter, of the Northwest quarter of Section thirty, three (30) Township Six (6) South Range Four (4) East, in Baldwin County, Alabama,

and further, that, in the belief of said Affiant... the Defendant is over the age of 21 years; it is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said L.M. Flagler,

to answer or demur to the Bill of Complaint in this cause by the 4th day of December, 1926, or after thirty days therefrom a decree Pro Confesso may be taken against the said L.M. Flagler,

Mabry & Cravatt  
Atty's for Complainant.

T.W. Richerson,  
Register.

The State of Alabama, }  
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 632. Vacation. Term, 1927.

John Walter

Complainants

vs.

L.M. Flagler,

Defendants

Motion is hereby made for a Decree Pro Confesso against

L.M. Flagler

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 1<sup>st</sup> day of January, 1927

746 Code.

*Mary Smith*

Solicitor.

No. 632.

Page .....

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

John Walter

Complainants.

Vs.

I.M. Flagler,

Defendants.

MOTION FOR DECREE PRO  
CONFESSO ON PUBLICATION.

Filed Jan 2 1927

*J. M. Rice*

Register.

Recorded in ..... Record,

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

**RECORDED**

Register.



THE STATE OF ALABAMA,  
BALDWIN COUNTY.

} CIRCUIT COURT, IN EQUITY.

No. 632. Vacation Term Term, 1927

John Walter

Complainant

vs.

L.M.Flagler,

Defendant

In this cause it appears to the Register.....that the order of publication here-

fore made in this cause, was published for four consecutive weeks, commencing on the.....day of

....., 19....., in the.....

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.....day of

.....1926, and.....

And it now further appearing to the Register....., that the said

L.M.Flagler,

having to the date hereof failed to demur, plead to or answer the Bill of Complaint in this cause, it is now, there-

fore, on motion of Complainant....., ordered and decreed by the Register.....that the

Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said.....

L.M.Flagler,

This 3rd day of January, 1927



Register.

No. 632

Page

THE STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY

John Walter

vs.

E.M. Flagler,

DECREE PRO CONFESSO ON  
PUBLICATION.

Issued Jan 3rd, 19<sup>27</sup>

*J. M. McCreary*  
Register.

Recorded in Record

Vol. Page

Register.

STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 632

Vacation

Term, 1927

John Walter, Complainant.

vs.

L.M. Flagler, Defendant.

To T.W. Richerson, Register :

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by Mabry & Crovatt

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

*Mabry & Crovatt*  
Solicitor for Complainant.

8581 NOTE OF TESTIMONY

John Walter

vs.

L.M. Flagler,

THE STATE OF ALABAMA,  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, proof of publication and decree pro confesso,

and in behalf of Defendant upon

*T.W. Richerson*  
Register.

THE STATE OF ALABAMA  
BALDWIN COUNTY  
CIRCUIT COURT, IN EQUITY

John Walter

vs.

L.M. Flagler

REQUEST FOR DECREE IN  
VACATION

FILED Jan 4th, 1927

*D.W. Williams*  
Register

RECORDED

RECORDED IN RECORD

VOL. PAGE

Register

THE STATE OF ALABAMA  
BALDWIN COUNTY

IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

John Walter

vs

L.M. Flagler

NOTE OF TESTIMONY

Filed in Open Court this 4th

day of Jan 1927

*D.W. Williams*  
Register

RECORDED