

803

ANTKE LAMBERTUS, and ANTKE
LAMBERTUS, As Executrix of
the Estate of Epke Lambertus,
Deceased,

Complainants,

-vs-

CHARLES HEINS and MARIE HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE
BALDWIN COUNTY
ALABAMA.

NOTICE OF REGISTER'S SALE.

Under and by virtue of a decree rendered at the Spring Term, 1931, of the Chancery Court of Baldwin County, Alabama, in said cause in favor of said Complainant and against said Respondent, I, T. W. Richerson, as Register of said Court, shall proceed to sell to the highest and best bidder for cash, at public outcry in front of the Courthouse Door at Bay Minette, in Baldwin County, Alabama, within the legal hours of sale, on Monday the 5th day of October, 1931, the following described real estate in Baldwin County, Alabama, viz:-

The North half of the Southeast Quarter of the Northwest Quarter of the Northeast Quarter Section Thirty Township Seven South Range Five East of St. Stephens Meridian; Also known as Lot Three in out lot Two upon the Plat of the Town of Elberta now on file at the Office of the Baldwin County Colonization Company, an Alabama Corporation, containing five acres,

as the property of said Respondent, to satisfy said decree.

Witness my hand this 2nd day of Sept,

1931.

T. W. Richerson
As Register.

ANTKE LAMBERTUS and ANIKE
LAMBERTUS, As Executrix of the
Estate of Epke Lambertus, Dec'd.)
Complainants,

-vs-

CHARLES HEINS and MARIE
HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

NO. _____.

DECREE CONFIRMING SALE BY REGISTER.

This cause coming on to be heard on Report of the Register filed in this cause on the 10^a day of October, 1931, pursuant to a decree made in this cause on the 23^d day of May, 1931, ordering a sale of the property described in the Bill of Complaint, in which he reports that on the 5th day of October, 1931, he did, within the legal hours of sale, offer for sale and sell in front of the Courthouse Door of said County, the said property, at public outcry, to Mrs. Antke Lambertus for One Thousand Seven Hundred and 70/100 Dollars (\$1077.70) cash, which was the highest and best bid therefor, and that he had received the purchase money in compliance with the terms of the Decree of Sale; that being an order of this Court, said Report has lain over for more than one day for exceptions and that no exceptions have been filed thereto; that it appears to the Court that said sale was fairly conducted, and that the price received therefor is not disproportionate to the value thereof, and that the Court is of the opinion that said Report should be ratified and that sale should be confirmed, WHEREUPON:

IT IS ORDERED, ADJUDGED AND DECREED that said sale as aforesaid be, and it is hereby, confirmed and that the Report thereof be ratified and that the Register of this Court is hereby ordered and directed to execute to the said Mrs. Antke Lambertus a Deed, properly drawn and executed, conveying to her all the interest in the said property heretofore held by any and all of the parties to this cause.

And that all costs of Court in this cause, including attorneys' fees, as heretofore set by the Reference of the Register, be paid out of the proceeds of said sale, and that he report his

(page two)

findings thereupon to this Court.

Oct. 13th 1931.

J. W. Lane

Judge of the Twenty-First Judicial.

ANIKKE LAMBERTUS and ANIKKE
LAMBERTUS, as Executrix of
the Estate of Epke Lamber-
tus, Deceased,

Complainants,

-vs-

CHAS. HEINS and MARIE HEINS.

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY.

NO. _____.

ORDER OF REFERENCE.

This cause comes on to be heard on motion of Complainants for an Order of Reference to ascertain and determine all amounts due under and secured by the Mortgage, the subject matter of this cause, and it appearing to the Court that this is a proceeding to reform and foreclose a Mortgage on realty and that the amount due under and secured by such Mortgage is yet to be ascertained; that decree Pro Confesso was rendered against Respondents on service by Publication, on the 24th. day of June, 1929; that Complainants filed motion now coming on to be heard on the 18th day of July, 1929; that Notice thereof was duly given by entry on the Order Book of the Register, for ten days, being time fixed by the Register, such Notice being given on the 8th day of July, 1929;

And all of the papers in the cause being now submitted for decree and order on said Motion, and the Court being of the opinion that such Motion should be granted, it is therefore;

ORDERED, ADJUDGED and DECREED that a Reference be held by and before the Register of this Court to ascertain and determine all amounts due under and secured by said Mortgage.

WITNESS my hand this 18 day of July, 1929.



Judge 21st. Judicial Circuit.

ANTKE LAMBERTUS and ANTKE
LAMBERTUS as Executrix of
the Estate of Epke Lamber-
tus, Deceased,

Complainants,.

-vs-

CHAS. HEINS and MARIE HEINS.

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY,

NO. _____

TO CHAS. HEINS AND MARIE HEINS, RESPONDENTS:

The Complainants in this cause having on July 9th., 1929,
filed Motion for Order of Reference in said cause, to ascertain
and determine all amounts due under and secured by the Mortgage,
the subject matter of this cause.

NOTICE IS HEREBY GIVEN, that said Motion will be by this
Court heard and considered on the 18th day of July, 1929.

WITNESS My hand this the 8th day of July, 1929.

T. W. Riccmon
Register.

EPHE LAMBERTUS and
ANTKE LAMBERTUS,

Complainants,

-vs-

CHAS. H. HEINS and MARIE
HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT-EQUITY SIDE OF
BALDWIN COUNTY, STATE OF ALABAMA, AND THE HON. FRANCIS W. HARE,
JUDGE THEREOF.

Comes the Complainants and file this their Bill of
Complaint ~~for the enforcement of a written instrument~~ for the fore-
closure of a Mortgage on real estate and for other purposes and show
unto this court and unto your Honor, as follows:-

FIRST:

That both your Complainants and the Respondents are
over the age of 21 years; that your Complainants are bona fide res-
idents of Baldwin County, Alabama, residing at Elberta while the
Respondents are non-residents of the State of Alabama, residing at
19 Florence Street, Englewood New Jersey.

SECOND:

That the subject-matter of this cause is a real estate
Mortgage covering real property in Baldwin County, Alabama.

THIRD:

That in order to secure an indebtedness due by the
Respondents to your Complainants as evidenced by a certain promissory
note executed by the Respondents, dated Elberta, Alabama, September
17th., 1919 for \$500.00 and payable to the order of your Complainants
five years after date at the State Bank of Foley, Foley, Alabama,
the Respondents, who are husband and wife, did, on the 17th. day of
September, 1919 make, execute and deliver to your Complainants a
Mortgage covering certain lands in Baldwin County, Alabama; a copy of
said Mortgage is attached to this Bill of Complaint marked Exhibit A
and made a part hereof as though fully incorporated herein with
leave of reference thereto as often as may be necessary.

FOURTH:

That the parties to said Mortgage, being your Complainants and the said Respondents, intended that said Mortgage should and understood and agreed that it did secure said indebtedness, the same being referred to in said Mortgage, and that your Complainants, as the Mortgagees named therein, should have in, by and under said instrument full rights, power and authority to foreclose the said Mortgage and make conveyances of the real property described in and covered thereby under the powers of sale therein contained; that your Complainants and the said Respondents have so understood and believed that said Mortgage did provide all such power and authority in a manner effectual for the purposes intended until upon default in the payment of the note described in and secured thereby when your Complainants undertook to foreclose the said instrument did they learn of or discover the mistake and error therein as hereinafter set forth in the next paragraph hereof.

FIFTH:

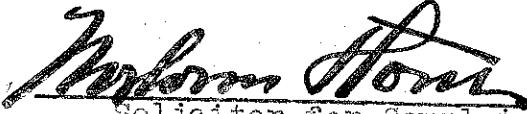
That the said Mortgage fails to embody the actual agreement made and the transaction determined upon by the parties thereto because of a mistake therein, which mistake was common to all of the parties to said instrument; that said mistake arose and now exists and said instrument fails to properly express the agreement and understanding between the parties thereto due to the mistake of the draftsman or scriviner who prepared said instrument which mistake did and does consists of a transposition of the names of your Complainants with the names of the Respondents as Mortgagors so that said instrument, in certain portions thereof, places the rights to foreclose and power of sale in the Mortgagors instead of in your Complainants, the Mortgagees, and so that with respect to other portions thereof the right to foreclose and power of sale under foreclosure are made indefinite, uncertain and ambiguous to the extent so that your Complainants believe and have been advised and informed and allege upon such information and belief that they, as the Mortgagees named therein and the owners and holders of the debt secured thereby cannot effectually foreclose said instrument and sell the property covered thereby in satisfaction of said debt as was and is

reed to be due under said Mortgage and that your Honor will further order and decree that upon the Respondents failing to so pay said amount that said Mortgage be foreclosed and the lands described in and covered thereby sold for the satisfaction of said indebtedness under such terms and conditions as to the Court appears proper; if you complainants are mistaken in the relief herein prayed for then they pray that there be granted to them such other, further and different relief to which they may be entitled in equity and good conscience and as in duty bound, your Complainants will ever pray etc..


Solicitor for Complainants

FOOT NOTE:-

The Respondents are required to answer each and every paragraph of the foregoing Bill of Complaint from "FIRST" to "SIXTH" inclusive but answer under oath is hereby expressly waived.


Solicitor for Complainants.

STATE OF ALABAMA.

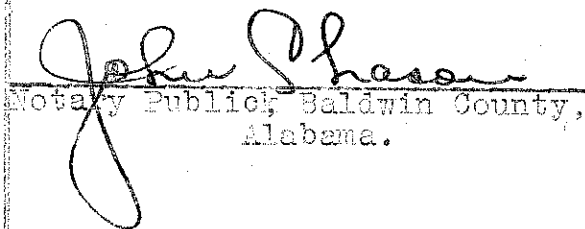
BALDWIN COUNTY.

Before me, the undersigned authority in and for said County in said State, personally appeared Norborne Stone, who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:-

That his name is Norborne Stone; that he is the Solicitor of Record for Epke Lambertus and Antke Lambertus, the Complainants in that certain cause now pending in the Circuit Court-Equity Side, State of Alabama, Baldwin County, wherein Chas. E. Heins and Marie Heins, are Defendants, and as such, is authorized to make this Affidavit; that he is informed and believes and states upon such information and belief that the said Respondents and each of them are over the age of twenty-one years and are non-residents of the State of Alabama, residing at 19 Florence St., Englewood New Jersey; that service by publication is necessary in said cause to make said Chas. E. Heins and Marie Heins parties Defendants therein.



Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed, this 16th day of March, 1929.



Notary Public, Baldwin County,
Alabama.

KNOW ALL MEN BY THESE PRESENTS, That Whereas Chas. H. Heins and wife Marie Heins indebted to Epke and Antke Lambertus in the sum of Five hundred and no/100 Dollars as evidenced by one promissory note bearing even date herewith, and payable as follows, to-wit:-
Five years after Date with Six (6) Percent Interest per Annum-

Now, in order to secure the prompt payment of said note, when due the said Chas. H. Heins & wife Marie Heins for and in consideration of the premises, and for the sum of Five Dollars to us this day in hand paid by the said Chas. H. Heins and wife Marie Heins, Epke Lambertus and wife Antke Lambertus the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell and convey unto the said Chas. H. Heins and wife Marie Heins the following described real estate, lying and being situated in Elberta, Baldwin County, State of Alabama, to-wit:-

The North half ($N\frac{1}{2}$) of the Southeast quarter ($SE\frac{1}{4}$) of the Northwest quarter ($NW\frac{1}{4}$) of the Northeast quarter ($NE\frac{1}{4}$) Section Thirty (30) Township Seven (7) South of Range Five (5) East of St Stephens Meridian; also known as Lot Three (3) in out Lot Two (2) upon the Plat of the Town of Elberta, now on file at the office of the Baldwin County Colonization Company, an Alabama Corporation, containing Five Acres.

TO HAVE AND TO HOLD the aforesaid premises, improvements and appurtenances unto the said heirs and assigns, forever. And we the said Epke and Antke Lambertus do hereby covenant with the said Chas. H. Heins and wife Marie Heins heirs and assigns, that we are lawfully seized in fee of the said premises; that they are free of and from all incumbrance and that we will warrant and forever defend the same against lawful claims and demands of all persons.

But this conveyance is made on the following conditions, nevertheless, that is to say: If Chas. H. Heins and wife Marie Heins shall well and truly pay, or cause to be paid, the note and interest thereon, when due, then this conveyance shall become null and void. But should they fail to pay said note or either of them, with interest thereon at its maturity, then all of said notes shall become due and payable at once, whereupon the said Chas. H. Heins and wife Marie Heins assigns, personal representatives, agents or attorneys are hereby authorized and empowered to sell the said property hereby conveyed, at auction, for cash, at public auction in the city of Bay Minette, Alabama, first having given notice thereof for four weeks by publication once a week in any newspaper then published in said city; and out of the proceeds of said sale they shall first pay all expenses incident thereto, together with a reasonable attorney's fee, then retain enough to pay said note and interest thereon; and the balance, if any pay over to Chas. H. Heins and wife Marie Heins. In the event of such sale the said Chas. H. Heins and wife Marie Heins and assigns, personal representatives, agents and attorneys, are hereby authorized and empowered to purchase the said property the same as if they were strangers to this conveyance, and the auctioneer making the sale is hereby empowered and directed to make and execute a deed to the purchaser in _____ name.

And it is also agreed that in case the mortgage herein its assigns or personal representatives, see fit to foreclose this mortgage in a court having jurisdiction thereof they will pay a reasonable attorneys fee therefor, which fee shall be and constitute a part of the debt hereby secured.

We further represent and declare the said Chas. H. Heins & wife Marie Heins that the titles to said real estate are in our own right, and that the representations herein made as to titles and incumbrances, are so made with the intent and for the purpose of obtaining this loan

We further specially waive all exemptions which we have or to which we may be entitled under the Constitution and Laws of Alabama in regard to the collection of the above debt.

IN WITNESS WHEREOF, We, the said -----, have hereunto set our hand and affixed our seal, this the 17th day of September A.D. 1919.

Witness: John Felbinger.

Chas. H. Heins (L.S.)
Marie Heins (L.S.)

THE STATE OF ALABAMA, BALDWIN COUNTY.

I, Robt. J. Mildner, a Notary Public in and for said County in said State, hereby certify that Chas. H. Heins whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of this conveyance has executed the same voluntarily on the day the same bears date.

Given under my hand, this 17 day of September A.D. 1919.

Robt. J. Mildner N. P.
My Commission expires June 2nd., 1923. SEAL

THE STATE OF ALABAMA, BALDWIN COUNTY.

I, Robt. J. Mildner do hereby certify that on the 17th. day of September, 1919, came before me the within named Marie Heins known to me to be the wife of the within named Chas. H. Heins who, being examined sepapate and apart from the husband, touching her signature to the within Mtge. acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of the husband.

In witness whereof, I have hereunto set my hand this 17th day of September A. D., 1919. SEAL

Robt. J. Mildner N. P.
My Commission expires June 2nd., 1923

On the back of this instrument appears the following indorsement:

" No

Mortgage from Chas. H. Heins and Wf to Epke & Antke Lambertus
The State of Alabama., Baldwin County.

Office of the Judge of Probate.

I hereby certify that the within Mortgage was filed in this office for record on the 26th. day of September A.D. 1919 at 02:00 Clock 22- M., and duly recorded in Book 22 Mtgs Mortgages, page 456 and examined.

Jas. M. Voltz
Judge of Probate.

By J. L. Kessler, Clerk.

Robt. J. Mildner
Elberta

Rec. 2.25 PD.
Tax 75 Pd.

9/26/19.

ANTKE LAMBERTUS and ANTKE
LAMBERTUS as Executrix of
the Estate of Epke Lambertus,
Deceased,

Complainants.

-VS-

CHAS. HEINS AND MARIE HEINS.

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY.

NO. _____

MOTION FOR ORDER OF REFERENCE.

Come your Complainants, Antke Lambertus individually, and Antke Lambertus as Executrix of the Estate of Epke Lambertus, Deceased, and move the Court to make and enter an order of Reference in this cause to ascertain and determine all amounts due under and secured by the Mortgage, the subject matter of this cause, and for grounds thereof show:-

That this is a suit for the foreclosure of a Mortgage on real estate; that the amount due and for which such Mortgage stands as security, remains to be by this court ascertained;

That a Decree Pro Confesso was rendered in this cause on June 24th., 1929, against the Respondents, who are now in default.

WHEREFORE, your Complainants move that a decree be made and entered in the cause directing that a Reference be held by and before the Register of this Court to ascertain and determine all amounts due under and secured by said Mortgage.

Dorburn Stone
Solicitor for Complainants.

*It is ordered that defendant
have 10 days notice of the
the filing of and hearing on
above motion
Walter H. Stanley of July 1929
D. W. Kinnon*

ANTKE LAMBERTUS and ANIKE
LAMBERTUS as Executrix of
the Estate of Epke Lambertus,
Deceased,

Complainants.

-vs-

CHAS. HEINS and MARIE HEINS.

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY.

NO. 803.

REPORT OF REGISTER AS TO AMOUNT DUE UNDER
MORTGAGE AND AMOUNT DUE AS ATTORNEYS FEE.

TO THE HONORABLE F. W. HARE, JUDGE OF THE CIR-
CUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN
EQUITY.

Whereas, by a decree of this Court rendered on July
18th., 1929, it was ordered and decreed as followed, viz:-

This cause coming on to be heard on Motion of Complain-
ant for an Order of Reference to ascertain and determine all amounts
due under and secured by the Mortgage, the subject matter of this
cause, and it appearing to the Court that this is a proceeding to
reform and foreclose a Mortgage on realty and that the amount due
under and secured by such mortgage is yet to be ascertained; that
decree pro confesso was rendered against Respondents on service by
publication, on the 24th., day of June, 1929; that complainants
filed motion now coming on to be heard on the 8th. day of July, 1929,
that notice thereof was duly given by entry on the Order Book of
the Register, for ten days, being time fixed by the Register, such
Notices being given on the 8th. day of July, 1929; and all of the
papers in the cause being now submitted for decree and order on said
motion, and the Court being of the opinion that such motion should
be granted, it is therefore Ordered, Adjudged and Decreed that a
Reference be held by and before the Register of this Court to ascer-
tain and determine all amounts due under and secured by said

-page one-

Mortgage.

NOW THEREFORE, having held a Reference for the purposes as above set out, on the 21st. day of September, 1929, after having given 18 days Notice thereof, by posting in the Order Book of Register, I respectfully report as follows:-

That said Reference was held in my Office at 10 O'Clock, A.M. on the 21st. day of September, 1929; that due notice of the time and place of said Reference was given to all parties of Record by posting Notice thereof in the Order Book as required by law where parties are in default.

That as of September 21st., 1929 there is now due and owing under the Mortgage the sum of \$ 920.00 made up as follows:-

Principal...	\$500.00
Interest from Sept. 17th., 1919, to September 17th., 1929, at 6% from date	\$300.00
Reasonable Attorneys fee as provided in said Note and Mortgage evidencing debt secured thereby, at 15%	\$120.00
Total	<hr/> \$920.00

To which is to be added Interest on said Principal sum at the rate of 6% from the date and the costs of this cause.

Witness my hand as Register, this ~~24~~ day of September, 1929,


Register.

ANTKE LAMBERTUS and ANTKE
LAMBERTUS, as Executrix of the
Estate of Epke Lambertus, Dec'd,
Complainants,

-vs-

CHARLES HEINS and MARIE
HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

NO. _____

REPORT OF REGISTER ON SALE OF LANDS.

TO THE HONORABLE THE CIRCUIT COURT-EQUITY SIDE, BALDWIN COUNTY,
ALABAMA, AND THE HONORABLE FRANCIS W. HARE, JUDGE THEREOF, SITTING
IN EQUITY:-

WHEREAS, a Decree was rendered on the 23rd day of
May, 1931, of said Court that unless the Respondents
paid to the Complainants the amount of Five Hundred and ^{no}/₁₀₀
Dollars (\$500⁰⁰), the sum decreed to be due to the Complain-
ants from the Respondents, upon the claim in the Original Bill of
Complaint mentioned, together with interest thereon, attorneys'
fees and costs thereof, that the Register of said Court proceed
without delay to sell the lands described in the Bill of Complaint
and report his action therein to the said Court.

NOW, THEREFORE, I, T. W. Richerson, as Register of the
Circuit Court-Equity Side, do hereby certify and report that the
Respondents having wholly failed and refused to comply with the
requirements of said Decree within the time specified, I did, on
Monday, the 5th day of October, 1931, after advertising the time,
place and terms of sale, together with a description of the lands
described in the Bill of Complaint, in the Baldwin Times, a news-
paper published in Baldwin County, for thirty days, sell at pub-
lic outcry to the highest bidder for cash, in front of the Court-
house door of Baldwin County, Alabama, the following described
lands, to-wit:-

North half of the Southeast Quarter of the
Northwest Quarter of the Northeast Quarter
(N $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Thirty
(30), Township Seven (7) South of Range Five
(5) East, St. Stephens Meridian. Also known
as Lot Three (3) in Outlet Two (2) upon the
Plat of the Town of Elberta now on file in
the Office of the Baldwin County Colonization
Company, an Alabama Corporation, containing
five (5) acres.

at and for the sum of One Thousand Seven ^{and 7}/₁₀₀ Dollars, (\$1077.⁷⁰)

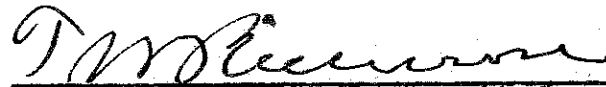
(page two)

which was the highest, best and last bid for same.

I further certify that the purchaser having complied with the terms of sale, I executed to Mrs. Antke Lambertus, the said purchaser, a Deed to said lands.

I further certify that out of the proceeds of said sale I retained the sum of Ninet, Six and 87/100 Dollars (\$96.87) as costs of suit, commission and expense of sale, and the remainder I applied to the satisfaction of the Complainants' demand.

All of which is respectfully submitted this 10th day of October, 1931.


As Register of the Circuit Court-
Equity Side, Baldwin County, Ala-
bama.

6/22/18

Notary Public
John Mitchell

Dec 28 1892
Rec 3:32 PM

By J. H. Keaster, Clerk
Judge of Probate
1892 W. Lotz

and examined
O. Stock M. and duly recorded in book 22 page 100
this office for record on the 28th day of September A.D. 1892
I hereby certify that the within mortgage was filed in
Office of the Judge of Probate
the State of Alabama, Baldwin County.
Mortgage from Mrs. H. Heine and M. to E. & W. Campbell
No

On the back of this instrument appears the following endorsement:

MA Commission expires June 28th 1893
John Mitchell M. P.

of September A. D. 1892
In witness whereof, I have hereunto set my hand this 28th day

the last of the preceding
own free will and accord, and without fear, constraint or influence on
part to the within wife, acknowledged that she signed the same of her
being examined separately and apart from the husband, concerning her sig-
nature to me to be the wife of the within named Mrs. H. Heine who
day of September 1892, came before me the within named Marie Heine
I, Notary Public, do hereby certify that on the 28th

THE STATE OF ALABAMA

I hereby certify that this mortgage was filed in this office for record on the 28th day of September, A. D. 1892 at 10 o'clock P. M. and duly recorded in book 22 page 100

Office of the Judge of Probate.

THE STATE OF ALABAMA, BALDWIN COUNTY.

E. & W. CAMPBELL

CHAS. H. HEINE & WIFE

MORTGAGE FROM

No.

MA Commission expires June 28th 1893
John Mitchell M. P.

GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THE 28th DAY OF SEPTEMBER A. D. 1892

has executed the same voluntarily on the day the same were made
me on this day that she was informed of the contents of this conveyance
to the foregoing contents, and who is known to me, acknowledged before
in said State, hereby certify that Mrs. H. Heine whose name is signed
I, Notary Public, do hereby certify that on the 28th day of September, A. D. 1892, at 10 o'clock P. M. and duly recorded in book 22 page 100

THE STATE OF ALABAMA, BALDWIN COUNTY.

Witness: John Pettinger Marie Heine (G.S.)
Mrs. H. Heine (G.S.)

September A. D. 1892
hereunto set my hand and affixed my seal this 28th day of
IN WITNESS WHEREOF, we the said

EPKE LAMBERTUS and
ANTKE LAMBERTUS,
Complainants,

-vs-

CHAS. HEINS and
MARIE HEINS,
Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE
STATE OF ALABAMA,
BALDWIN COUNTY.

TO THE HONORABLE, THE CIRCUIT COURT-EQUITY SIDE,
STATE OF ALABAMA, BALDWIN COUNTY, AND TO THE HON. FRANCIS W.
HARE, JUDGE THEREOF.

Come Antke Lambertus, one of the Complainants in the
above styled cause and Norborne Stone, attorney for Complainants
and shows unto this Court and unto your Honor as follows:-

That Epke Lambertus, one of the Complainants in the
above styled cause died on April 15th., 1929 and that on May 31st.,
1929, Antke Lambertus was appointed Executrix of said Estate and
Letters Testamentary were issued to her by the Probate Court of
Baldwin County, Alabama.

WHEREFORE, your Complainants pray that Antke Lambertus
as the Executrix of the Estate of Epke Lambertus be made a party to
the above styled cause and that said cause be hereafter prosecuted
in the name of Antke Lambertus and Antke Lambertus as Executrix of
the Estate of Epke Lambertus.

Antke Lambertus
By Norborne Stone as her
Attorney of Record.

Norborne Stone

ANIKKE LAMBERTUS and ANIKKE
LAMBERTUS as Executrix of
the estate of Epke Lamber-
tus, Deceased,

Complainants,

-vs-

CHAS. HEINS and MARIE HEINS.

Respondents.

IN THE CIRCUIT COURT - EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY

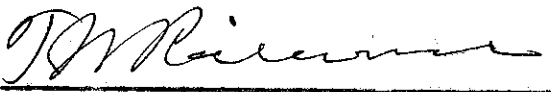
No. 803.

NOTICE OF REFERENCE.

TO: CHAS HEINS AND MARIE HEINS, RESPONDENTS:

Take notice that the undersigned T. W. Richerson as Regis-
ter of the Circuit Court-Equity Side, State of Alabama, Baldwin
County, will execute the Decree of Reference in this cause, rendered
on the 18th. day of June, 1929 by said Court, at his office in the
Court House of Baldwin County, Alabama, at Bay Minette, Alabama, on
the 21st. day of September, 1929, at 10 O'Clock, A. M., at which
time and place you will attend if you choose to do so.

Witness my hand and the seal of the Circuit Court of Bald-
win County, Alabama, hereto affixed by me, this 3d. day of September
1929.


As Register.

Seal

ANTKE LAMBERTUS AND ANTKE
LAMBERTUS as Executrix of
the Estate of Epke Lambertus,
Deceased,

Complainants,

Vs.

Chas. Heins and Marie Heins,

Respondents.

IN THE CIRCUIT COURT-EQUITY
SIDE.

STATE OF ALABAMA

BALDWIN COUNTY.

This matter coming on to be heard is submitted on the Report of the Register filed September 24th, 1921, together with the Bill of Complaint and Decree Pro Confesso against the Defendants, and the same being fully understood by the Court, it is ordered, adjudged and Decreed that the Report of the Register be and is confirmed in all things.

It is further ordered, adjudged and decreed that that certain mortgage which is the basis of this suit and which was executed by the Defendants, Chas. H. Heins and his wife, Marie Heins, on the 17th day of September, 1919, and which is recorded in Book 22 of Mortgages, page 456 in the Probate Office of Baldwin County, be reformed so as to read and appear therein that Chas. H. Heins and his wife, Marie Heins, are the Mortgagors therein and that the said Epke Lambertus and Antke Lambertus are the Mortgagees therein.

It is further ordered, adjudged and decreed that the Complainants have a decree for the amount of Nine Hundred Twenty Dollars (\$920.00) with interest from September 24, 1929, the same being ascertained by the Register against the said Defendants, being the amount due on the note and mortgage described in Complainant's Bill of Complaint in this cause filed.

It is further ordered, adjudged and decreed that unless the Defendants pay into the Registry of this Court the aforesaid amount, together with the costs of these proceedings, within thirty days from the date of the filing of this decree in the Circuit Court of Baldwin County, Alabama, that the Register will proceed to sell the property described in the mortgage, which is attached to the Bill of Complaint, after giving notice for thirty days by publication in some newspaper published in Baldwin County,

(page two)

Alabama, said sale to be at public outcry in front of the Courthouse door of said county, during the legal hours of sale and to the highest and best bidder for cash, for the purpose of satisfying the aforesaid Decree, together with the costs of this proceeding.

It is further ordered, adjudged and Decreed that the Register report his actions in the premises.

Judge.

TESTIMONY OF W. C. BEEBE IN THE MATTER OF ANTIKE LAMBERTUS, AND ANTIKE LAMBERTUS, AS EXECUTRIX OF THE ESTATE OF EPKE LAMBERTUS DECEASED, Complainants,

-vs-

CHAS. HINES AND MARIE HINES, Respondents.

W. C. Beebe, being first duly sworn doth say as follows:

My name is W. C. Beebe; I am a practicing attorney at Bay Minette, Alabama, and have been such practicing attorney for the past 14 years; that I am acquainted with reasonable fees and charges for legal services rendered in connection with Chancery and Probate matters; I am acquainted with the papers and file in this cause and I have examined same; in my opinion \$120.00 is a reasonable attorney's fee to be paid solicitors for the Complainants.

My testimony is based upon the amount of work done and the responsibility involved.

W. C. Beebe

Sworn to and subscribed before me, Register of the Circuit Court-Equity Side, State of Alabama, Baldwin County, on this the 21st day of September, 1929.

W. M. Rice
Register

ANTKE LAMBERTUS AND ANTKE
LAMBERTUS as Executrix of
the Estate of Epke Lambertus,
Deceased,

Complainants,

Vs.

Chas. Heins and Marie Heins,

Respondents.

IN THE CIRCUIT COURT-EQUITY
SIDE.

STATE OF ALABAMA

BALDWIN COUNTY.

This matter coming on to be heard is submitted on the Report of the Register filed September 24th, 1921, together with the Bill of Complaint and Decree Pro Confesso against the Defendants, and the same being fully understood by the Court, it is ordered, adjudged and Decreed that the Report of the Register be and is confirmed in all things.

It is further ordered, adjudged and decreed that that certain mortgage which is the basis of this suit and which was executed by the Defendants, Chas. H. Heins and his wife, Marie Heins, on the 17th day of September, 1919, and which is recorded in Book 22 of Mortgages, page 456 in the Probate Office of Baldwin County, be reformed so as to read and appear therein that Chas. H. Heins and his wife, Marie Heins, are the Mortgagors therein and that the said Epke Lambertus and Antke Lambertus are the Mortgagees therein.

It is further ordered, adjudged and decreed that the Complainants have a decree for the amount of Nine Hundred Twenty Dollars (\$920.00) with interest ^{on \$500.00} from September 24, 1929, the same being ascertained by the Register against the said Defendants, being the amount due on the note and mortgage described in Complainant's Bill of Complaint in this cause filed.

It is further ordered, adjudged and decreed that unless the Defendants pay into the Registry of this Court the aforesaid amount, together with the costs of these proceedings, within thirty days from the date of the filing of this decree in the Circuit Court of Baldwin County, Alabama, that the Register will proceed to sell the property described in the mortgage, which is attached to the Bill of Complaint, after giving notice for thirty days by publication in some newspaper published in Baldwin County,

(page two)

Alabama, said sale to be at public outcry in front of the Courthouse door of said county, during the legal hours of sale and to the highest and best bidder for cash, for the purpose of satisfying the aforesaid Decree, together with the costs of this proceeding.

It is further ordered, adjudged and Decreed that the Register report his actions in the premises.

This May 23rd 1931.

F. M. Hare

Judge.

TESTIMONY OF L. LINDOEFER IN THE MATTER OF ANTKE LAMBERTUS, AND
ANTKE LAMBERTUS, AS EXECUTRATRIX, AND EPKE LAMBERTUS

VERSUS

CHAS. HINES AND MARIE HINES.

My name is L. Lindoefer, I knew Antke Lambertus and Epke Lambertus, the Complainants in this cause and Chas. Hines and Marie Hines the Respondents in this cause on September 17th 1919. I know than on September 17th., 1929 Chas. Hines and Marie Hines gave a note in the sum of \$500.00, payable five years after date to the order of Epke and Antke Lambertus, with interest at six percent, per annum from the date thereof, being payable at the State Bank of Foley, Alabama; that the note was secured by a mortgage of even date, conveying the following lands in Baldwin County, Alabama, to wit:

North half of Southeast quarter of Northwest quarter of Northeast quarter of Section thirty Township seven, South of Range five East of St. Stephens Meridian. Also known as lot three in out lot two upon the Plat of the town of Elberta now on file at the office of Baldwin County Colonizing Company, an Alabama Corporation, containing five acres;

That the amount due under, and secured by this note and mortgage has not been paid in full or in part; that there is now due and owing to said Complainants in said cause the sum of \$800.00 as principal and interest; that said note also provided for a reasonable attorney's fee for collection thereof. The note you exhibit to me, which note is attached hereto as exhibit "A" is the note above referred to by me.

L. Lindoefer

Sworn to and subscribed
before me this 21st day
of September, 1929

W. R. R. R.
Register

Filed Sept 21 / 1929
T W Richmond
Clerk

m
RECORDED

ANTKE LAMBERTUS and ANTKE
LAMBERTUS as Executrix of
the Estate of Epke Lambertus,
Deceased.

Complainants.

Vs.

CHAS. HEINS and MARIE HEINS.

Respondents.

DECREE

Filed May 29th, 1931.

J. M. Peterson
Register.

BAY MINETTE, ALA.

10/1/31

M J.W. Richardson *Adm.*

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

To Note of A Lambertus vs Ches Items - runs 4 times

9/3-10-17-24.

225 words 47

10/3

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.

AFFIDAVIT 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

A Lambertus

vs

Chas & Marie Heins

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

September 3 - 1931

Vol. 42 No. 31

September 10 - 1931

Vol. 42 No. 32

September 17 - 1931

Vol. 42 No. 33

September 24 - 1931

Vol. 42 No. 34

Subscribed and sworn before the undersigned this 25 day of

October 1931

T. W. Richerson
Circuit Court

R. B. Vail

Publisher

NOTICE OF REGISTER'S SALE

In the Circuit Court-Equity Side, Baldwin County, Alabama.

ANKE LAMBERTUS, and ANKE LAMBERTUS, As Executrix of the Estate of Epke Lambertus, Deceased, Complainants, VS, CHARLES HEINS AND MARIE HEINS, Respondents.

Under and by virtue of a decree rendered at the Spring Term, 1931, of the Chancery Court of Baldwin County, Alabama, in said cause in favor of said Complainant and against said Respondent, I, T. W. Richerson, as Register of said Court, shall proceed to sell to the highest and best bidder for cash, at public outcry in front of the Courthouse door at Bay Minette, in Baldwin County, Alabama, within the legal hours of sale, on Monday the 5th day of October, 1931, the following described real estate in Baldwin County, Alabama, viz:-

The North half of the Southeast Quarter of the Northwest Quarter of the Northeast Quarter Section Thirty Township Seven South Range Five East of St Stephens Meridian; Also known as lot three in out lot two upon the Plat of the Town of Elberta now on file at the Office of the Baldwin County Colonization Company, an Alabama Corporation, containing five acres, as the property of said Respondent, to satisfy said decree.

Witness my hand this 2nd day of September, 1931.

T. W. RICHERSON, As Register.
31-4t.

Date of second publication

Date of third publication

Date of fourth publication

A Lambert
v. 5
Kearns

Filed Oct 3rd 1853
W. M. McCune
Register

EPKE LAMBERTUS and
ANTKE LAMBERTUS,

Complainants,

-VS-

CHAS. HEINS and
MARIE HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY.

TO THE HONORABLE, THE CIRCUIT COURT-EQUITY SIDE,
STATE OF ALABAMA, BALDWIN COUNTY, AND TO THE HON. FRANCIS W.
HARE, JUDGE THEREOF.

Come Antke Lambertus, one of the Complainants in the
above styled cause and Norborne Stone, attorney for Complainants
and shows unto this Court and unto your Honor as follows:-

That Epke Lambertus, one of the Complainants in the
above styled cause died on April 15th., 1929 and that on May 31st.,
1929, Antke Lambertus was appointed Executrix of said Estate and
Letters Testamentary were issued to her by the Probate Court of
Baldwin County, Alabama.

WHEREFORE, your Complainants pray that Antke Lambertus
as the Executrix of the Estate of Epke Lambertus be made a party to
the above styled cause and that said cause be hereafter prosecuted
in the name of Antke Lambertus and Antke Lambertus as Executrix of
the Estate of Epke Lambertus.

Antke Lambertus
By Norborne Stone as her
Attorney of Record.

Norborne Stone

Arthur Sauspeter and Arthur Sauspeter
As Executors of the Sauspeter, Deceased

vs.

Chas. Heins and
Marie Heins

CIRCUIT COURT OF

Baldwin COUNTY.
IN EQUITY.

I, *L. W. Richardson*, Register of said Court, do hereby certify that I

did, on the *19th* day of *March*, 192*9*, send to *Chas.*

Heins and Marie Heins Defendant *s*

whose address was *19 Florence St, Englewood, N. J.*

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill

of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the *24* day of *March*, 192*9*.

Witness my hand, this *24* day of *June*, 192*9*.

L. W. Richardson
Register.

The State of Alabama, } Circuit Court of Baldwin County, In Equity.
Baldwin County.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Chas. H. Heins
19 Florence St, Englewood, New Jersey,
Marie Heins, 19 Florence St Englewood, New Jersey,

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

against said Chas Heins,

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

WITNESS, T. W. Richerson, Register of said Circuit Court, this 18th day of
March 1929

T. W. Richerson Register

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

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. 803 Term, 1929

Authr Sampson & Authr Sampson & Presnt of Ethel Sampson, Mrs. O.
Complainant
vs. *Chas. Heins & Marie Heins* Defendant

In this cause it appears to the Register *J. W. Peterson* that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the *21st* day of *March*, 1929, in the *Baldwin Times*, a newspaper published in *Baldwin* Alabama, that a copy of said order was posted at the Court House door in *Baldwin* County, on the *19th* day of *March* 1929, — *copy of notice mailed to Defendants at address*

And it now further appearing to the Register *J. W. Peterson*, that the said *Chas. Heins and Marie Heins*

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 *S.*, ordered and decreed by the Register *J. W. Peterson* that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said *Chas. Heins & Marie Heins*

This *21st* day of *June* 1929
J. W. Peterson Register.

~~Arthur Sampson and Arthur
Sampson as Executors of the Estate of Deceased~~
vs.
Thas. Denis and
Marie Denis

CIRCUIT COURT OF
Baldwin COUNTY.
IN EQUITY.

I, Geo. Pickens

Register of said Court, do hereby certify that I

did, on the 19 day of March 1929, send to Thas.

Denis and Marie Denis Defendant S

whose address was 19 Florence St, Englewood N. Y.

by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the Bill of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court; and that such

receipt was duly received and filed by me in this cause, on the 24th day of March 1929

Witness my hand, this 24 day of June 1929

J. P. McInerney
Register.

No. 809

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

*Arthur Sauerbrey and Arthur
Sauerbrey as Executors of
Arthur Sauerbrey, deceased*

vs.

*Thos. Heins and
Marie Heins,*

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this

24

day of

June 1929

J. M. Mierman

Register.

No. 803

Page

**The State of Alabama,
Baldwin County.**

CIRCUIT COURT, IN EQUITY.

*Arthur Sampson and Arthur
Sampson as Executors
of the Estate of
J. R. Sampson, Deceased.*
vs.
*Phas. Heins &
Marie Heins.*

**DECREE PRO CONFESSO
OF PUBLICATION**

Issued June 24th 1927
J. W. McIlwain
Register.

Recorded in Record

Vol. Page

Register.

ORIGINAL.

SERVE ON

Circuit Court of Baldwin County
In Equity.

No.

SUMMONS

Epke Lambertus, and Antke

Lambertus,

Chas. H. Heins, and Marie Heins,
vs.

Norborne Stone.

Sollicitor for Complainant

Recorded in Vol

Page

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this

day of 192

Sheriff.

Executed this

day of 192

by leaving a copy of the within Summons with

Defendant,

Sheriff.

By

Deputy Sheriff.

Copy of Rice's Summons
and copy of my return
registered here
Deputy Sheriff
at 19 filer's office
Burgess and Neff
at 19/227
G. H. Williams
from 19/227
Register

notice

No. 803

CIRCUIT COURT OF
BALDWIN COUNTY.
IN EQUITY.

*Anthe Laurentus and
Anthe Laurentus as Executors
of Epha Laurentus, deceased*

vs.

Chas. Heins

and Marie Heins

CERTIFICATE OF REGISTER AS TO NOTICE
BY REGISTERED MAIL.

Filed in office on this 24th

day of June

1929

J. W. Nicholson

Register.

PETITION TO REVIVE SUIT.

EPKE LAMBERTUS and ANIKE
LAMBERTUS

-vs-

CHAS. & MARIE HEINS

IN THE CIRCUIT COURT-EQUITY
SIDE, STATE OF ALABAMA,
BALDWIN COUNTY.

Filed June 11th., 1929.

T. W. Wheeler
Register

Granted June 11th., 1929

T. W. Wheeler
Register

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.

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 _____

Epke Lambertus (and Anthe L.)
vs

Ch Heins (and Marie H.)

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

issues:

Date of first publication	<i>March 21 - 1929</i>	Vol. <i>40</i>	No. <i>7</i>
Date of second publication	<i>March 28 - 1929</i>	Vol. <i>40</i>	No. <i>8</i>
Date of third publication	<i>April 4 - 1929</i>	Vol. <i>40</i>	No. <i>9</i>
Date of fourth publication	<i>April 11 - 1929</i>	Vol. <i>40</i>	No. <i>10</i>

Subscribed and sworn to before the undersigned this 3 day of

may 1929
W. Williams
Clerk Circuit Court

R. B. Vail
Publisher.

Count... \$61... N. M. One-fourteenth...
Epke Lambertus, No. 803 vs. Chas. H. Heins and Marie Heins.
In this cause it being made to appear to the Clerk of this Court by the affidavit of Norborne Stone, Atty. for Complainant, that the Defendants Chas. H. Heins and Marie Heins, are non-residents of the State of Alabama residing at 19 Florence St., Englewood, New Jersey, and further, that in the belief of said Affiant the Defendants are 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 Taxes \$1.58, fees and costs to be added. N. M. One-fourteenth... Taxes \$6.93, fees and costs to be added.

BAY MINETTE, ALA.

5/1/29

M. T. W. Richardson @ck

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

W.C. Stone Atty

To Running Notice of Lambertus vs Heins
Run 2/21-78 4/4-11 - 182 wdo @ 4 1/2

819

NO. 1
The
BALDWIN
TIMES

This 22 day of June

M. T. W. Richardson

746 Code.

Solicitor.

Gutke Landparties & Gutke
Landparties as Executors of Ethel Landparties
 vs.
Shas. Heins and
Marie Heins

CIRCUIT COURT OF
 Baldwin County.
 IN EQUITY.

In this cause it being made to appear to the Register that on the 19th
 day of March 1929, a copy of the Bill of Complaint filed in this cause was
 sent to Shas. Heins 19 Florence Street Englewood, N.J.
Marie Heins " " " " " "

Defendants by registered mail, postage prepaid, marked "For delivery only to the person to whom
 addressed," and return receipt demanded addressed to the Register of this Court; and that on the
24 day of March 1929, such receipt was duly
 received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
 or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
 adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all
 things taken as confessed against the said Shas. Heins and
Marie Heins Defendants

This the 24th day of June 1929
J. W. Reservoir Register.

EPKE LAMBERTUS and
ANTKE LAMBERTUS,
Complainants,

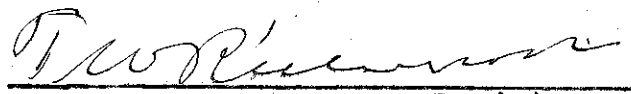
-VS-

CHAS. HEINS and
MARIE HEINS,
Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE
STATE OF ALABAMA,
BALDWIN COUNTY

MOTION HAVING BEEN MADE by Antke Lambertus, one of the Complainants in the above styled cause, and by Norborne Stone, the Attorney of Record for the Complainants in said cause, to Revive said cause in the name of Antke Lambertus and Antke Lambertus as the Executrix of Epke Lambertus, Deceased, and due proof having been made;

NOTICE IS HEREBY GIVEN that said cause is revived in the name of Antke Lambertus and Antke Lambertus as the Executrix of Epke Lambertus, Deceased and said suit will hence forth be prosecuted in said style.


Register

*Alas Rule 101. Page 734
Coal. 4923*

EPKE LAMBERTUS and
ANTKE LAMBERTUS,

Complainants,

-VS-

CHAS. HEINS and
MARIE HEINS,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA,

BALDWIN COUNTY

MOTION HAVING BEEN MADE by Antke Lambertus, one of the Complainants in the above styled cause, and by Norborne Stone, the Attorney of Record for the Complainants in said cause, to Revive said cause in the name of Antke Lambertus and Antke Lambertus as the Executrix of Epke Lambertus, Deceased, and due proof having been made;

NOTICE IS HEREBY GIVEN that said cause is revived in the name of Antke Lambertus and Antke Lambertus as the Executrix of Epke Lambertus, Deceased and said suit will hence forth be prosecuted in said style.

J. W. McIlwain

Register

The State of Alabama, Baldwin County

CIRCUIT COURT, IN EQUITY

No. 803

Antke Lambertus and Antke Lambertus as Executrix of the estate of Epke Lambertus, Deceased. vs. Complainant

Chas. Heins and Marie Heins Respondent

In this cause comes the Complainants by their Solicitor and submits the same for final decree upon the Original Bill and exhibits thereto Decree Pro Confesso and Report of the Register Filed September 24, 1929 and upon the following testimony, to wit:

[Large area of horizontal dashed lines for testimony]

I hereby certify that the above note of testimony is correct.

This 23rd day of May, 1931

[Signature] Register.

The State of Alabama

Baldwin County.

**CIRCUIT COURT
IN EQUITY**

Antke Lambertus and Antke
Lambertus as Executrix of the
Estate of Epke Lambertus,
Deceased. vs. Complainant.

Chas Heins and Marie Heins.

Respondent.

Note of Testimony

Filed May 23rd, 19 31

D. McIlwain, Register.

Recorded in

Record

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

Register.

FILED

No. 803

CIRCUIT COURT OF BALDWIN
COUNTY, ALA.

In Equity.

Outbe Landertus & Althe
Landertus as Executors
of the Estate of
J. A. Landertus, deceased

vs.

Thas. Heins

Marie Heins

Decree Pro Confesso After
Notice By Registered Mail.

Filed in office this 24 day of

June 1927
J. W. Heins
Register

Entered in O. B. Page

No. 803

Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

*Arthur Lampert and Arthur
Lampert as Executors of the Estate of Arthur Lampert*
Complainants. *Revised*

Vs.

*Chas. Heins and
Marie Heins*

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed June 24 1929

D. J. Williams

Register.

Recorded in Record,

Vol. Page.....

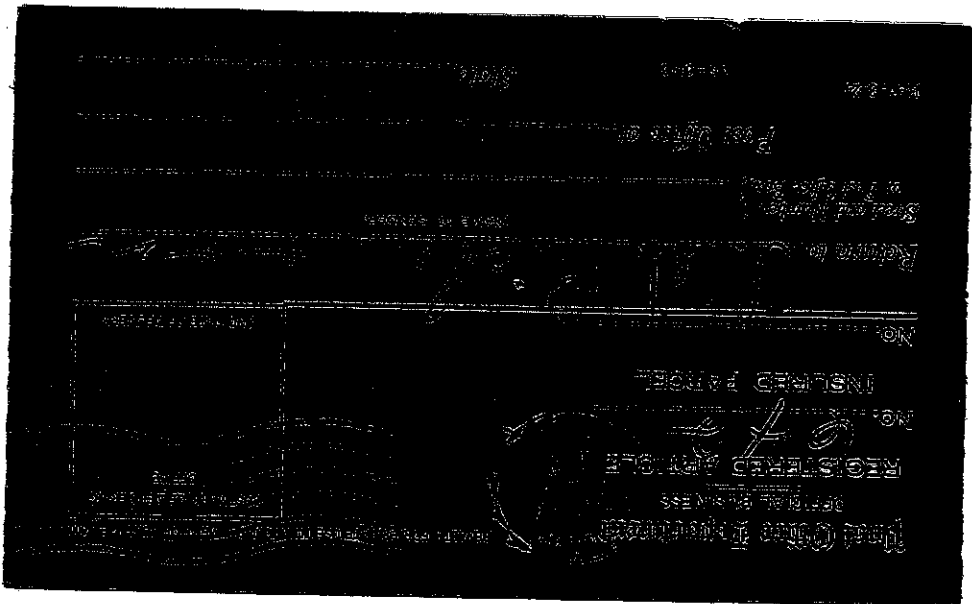
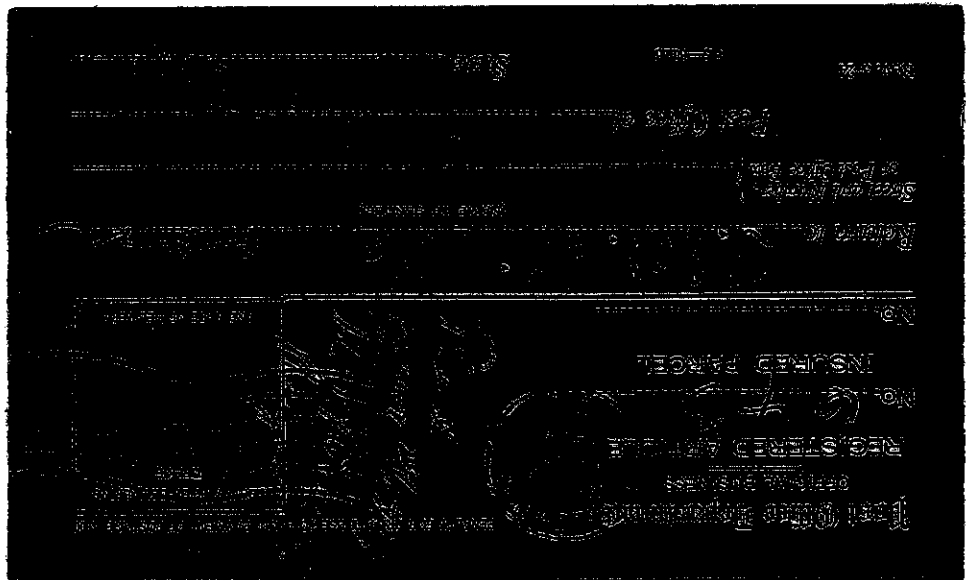
Register.

Epke Lambertus
OS et al

Chas H Heins

Filed May 3/1929

T. K. Milner
Register



RETURN RECEIPT

Amount for the balance of the account and other amounts
paid by the account holder.

PAID TO ORDER OF

FOR DEPOSIT ONLY

John J. [unclear]
First National Bank

RETURN RECEIPT

Amount for the balance of the account and other amounts
paid by the account holder.

PAID TO ORDER OF

FOR DEPOSIT ONLY

John J. [unclear]
First National Bank

Handwritten notes and signatures on the second receipt, including a large signature and some illegible text.