

NOTICE

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

Harold W. Graham, Complainant, against the land herein described and against any unknown persons claiming any title to or interest in the same.

Notice is hereby given that Harold W. Graham did, on the 16th day of July, 1929, file a bill of complaint in the Circuit Court of Baldwin County, Alabama, In Equity, claiming to own and to be in actual, peaceable possession of that certain land in Baldwin county, Alabama, described as Lot numbered Fourteen (14) in the village of Montrose, according to plat thereof in Book E of Deeds, at page 388, of the records of said Baldwin county, Alabama.

Complainant alleges in his bill that he is in peaceable possession of said land, claiming title thereto and ownership thereof, and that no suit is pending to test the validity of his title to such land; that he claims such tract as one of the heirs-at-law of Alice M. Graham, deceased, who at her death was the legal and equitable owner of the land described, and also as the grantee in a deed of record of an undivided one-half interest in such land from the only other heir-at-law of the said decedent; that he has no knowledge of any person claiming any title or interest in said land and files this bill of complaint for the purpose of establishing of record his title to said tract and of clearing up all doubts concerning the same, and calls upon all persons Defendant, if any such there be, and each of them, to answer said bill and set forth and specify such title, interest or claim on the land, or any part thereof, and how and by what instrument, document or record the same is derived and created.

Witness my hand this 16th day of July, 1929.



~~W. H. RICHMOND~~
Register of the Circuit Court of Baldwin county,
Alabama.

EDWARD P. TOTTON,
Solicitor for Complainant,
FAIRHOPE, ALABAMA

8581 NOTE OF TESTIMONY

Harold W. Graham,

THE STATE OF ALABAMA,
BALDWIN COUNTY

vs.

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Lot No. 14 in Montrose and any such
person claiming any title to such
tract of land.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,
decree pro confesso, and affidavit of Harold W. Graham,

and in behalf of Defendant upon

D. W. Reservoir

Register.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.
No. 828 Oct 21st Term, 1929

Harold W. Graham,

Complainant.

vs. Lots No's 14 in Montrose and any such
person claiming any title to such tract of land/ Defendant.

In this cause it appears to the Register that the order of publi-
cation heretofore made in this cause, was published for four consecutive weeks, commencing on the
18th July, 1929, in the Fairhope Courier

Co,

a newspaper published in Fairhope Baldwin Alabama, that a copy of said order was posted
at the Court House door in Baldwin County, on the 25th day of

July, 1929 ~~and 22~~

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

Lots Nos. 14 in Montrose and any such person claiming any title to such
tract of land,

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

that the Bill of Complaint in this cause be, and it hereby is in all things
taken as confessed against the said Lots, No' 14 and any such person claiming
any title to such tract of land,

This 21st day of October 1929

T. M. McNamee Register.

STATE OF ALABAMA

IN CIRCUIT COURT

COUNTY OF BALDWIN

IN EQUITY

HAROLD W. GRAHAM, Complainant,

vs.

BILL OF COMPLAINT

LOT NUMBERED FOURTEEN IN MONTROSE,
BALDWIN COUNTY, ALABAMA, ACCORDING
TO PLAT OF RECORD, AND ANY UNKNOWN
PERSONS CLAIMING ANY TITLE TO OR
INTEREST IN SUCH TRACT OF LAND?
Defendants.

TO THE HONORABLE F. W. HARE, JUDGE OF SAID COURT:

The Complainant brings this bill of complaint
against the Defendants above named, any unknown persons claiming any
interest in or title^{to} the land hereinafter described and the land
itself, and respectfully shows unto this Honorable Court that he is
over the age of twenty-one years and a resident of Baldwin county,
Alabama; that since the 22nd day of November, 1920, he has been in
actual, peaceable possession of the following described tract of
land in said county and state, viz.- Lot numbered Fourteen (14) in
the village of Montrose, according to plat thereof in Book E of Deeds,
at page 388, of the records of said Baldwin county, Alabama, and that
no suit is now pending, either at law or in equity, to test the val-
idity of his title to, his interest in, or his right to possession
of such land;

That Complainant claims title to tract described under
and by virtue of his being one of the heirs-at-law of Alice M. Graham,
Deceased, to whom such land was deeded on April 17th, 1902, as appears
of record in said county, and who went into possession under such
deed and continued in open, actual and peaceable possession of said
tract from such date until the time of her death on the 22nd day of
November, 1920, and further claims title under and by virtue of a
certain warranty deed, dated June 27th, 1923, recorded September
19th, 1923, from Howard Ensign Graham, unmarried, grantor, to this
Complainant, as grantee, conveying, as one of the two children and
heirs-at-law of Alice M. Graham, his undivided one-half interest in
such land; that said Howard Ensign Graham and this Complainant were
and are the only children and only heirs at law of Alice M. Graham,
who was the legal and equitable owner of the land described.

That the title to such land, as appears upon the records of the Probate Court of Baldwin county, since April 17th, 1902, has been and now is in the name of Alice M. Graham, Deceased, under whom Complainant claims as heir-at-law, and claiming under whom Howard Ensign Graham granted unto Complainant his undivided one-half interest in such tract; that, from the year 1902 to the year 1922, said land was assessed in the name of Alice M. Graham, and the taxes thereon during said period were paid by said Alice M. Graham, and that since the year 1923, until and including the year 1928, the said land has been assessed to, and taxes thereon paid by, Harold W. Graham, Complainant herein, the taxes for the present year of 1929 being not yet due at the date of the filing of this bill;


That Complainant has no knowledge of any person whomsoever, other than himself, claiming any right, title, interest or equity in or to the land described, or any part thereof, or that any person, living or dead, has ever claimed any such right, title, interest or equity, except as hereinbefore stated and set out in full in this bill of complaint; that no administration has ever been had, by the Probate Court of Baldwin county or any other like court elsewhere, upon the estate of the said Alice M. Graham, who died intestate, in Baldwin county, Alabama, on the 22nd day of November, 1920, and that no proceedings of any kind, in a court of competent jurisdiction, have been had to determine heirship or the descent of her property right and title to the land described, and Complainant is bringing this bill of complaint for the purpose of establishing his right, title, interest and equity in and to such land, to clear up all doubts concerning the same, and to quiet his title thereto upon the records of said Baldwin county, Alabama.

THE PREMISES CONSIDERED, Complainant prays that this Court will take jurisdiction of the cause made by this Bill of Complaint, and that due notice of the pendency of this suit may be published as provided by the statutes of this state, requiring all persons whomsoever or wheresoever they may be, if there be any such, who claim any title to, or interest in, the land described, to answer this bill of complaint, as required by the rules and practice of

this Court, and to set forth and specify their title, interest or claim to such land, and how and by what instrument, document or record the same is derived and created;

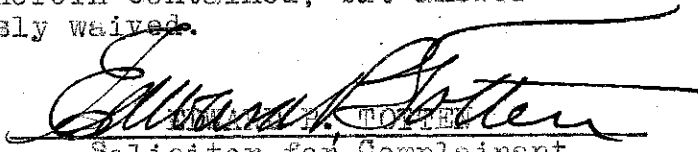
THE COMPLAINANT PRAYS that, upon the final hearing of this cause, your Honor will order adjudge and decree that the Complainant has title to said land, and that none of those who may or shall answer as Defendants have any title thereto, and further prays that the title to said land may, by decree of this Court, be settled and vested in Complainant, Harold W. Graham, and his title thereto cleared of all doubts of every kind and nature; Complainant further prays for such other, further or different relief as in equity and good conscience may be due him in the premises.

Dated July 15th, 1929.


Solicitor for Complainant
(Fairhope, Ala.)

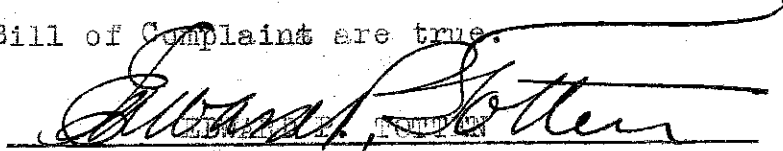
FOOTNOTE:

Any Defendants answering the foregoing bill are required to answer each of the allegations therein contained, but answer thereto under oath is hereby expressly waived.


Solicitor for Complainant

STATE OF ALABAMA)
 (ss.
COUNTY OF BALDWIN)

Before me, G. E. Perkins, a Notary Public in and for said county and state, personally appeared Edward P. Totten who, being by me duly sworn, on oath says: that he is the Solicitor for Complainant in the foregoing cause and is informed and believes, and upon such information and belief states, that the allegations of the foregoing Bill of Complaint are true.


Subscribed and sworn to before me this 15th day of July, 1929.


Notary Public, Baldwin county, Ala.

Notice

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

Harold W. Graham, Complainant,
against the land herein described and
against any unknown persons claim-
ing any title to or interest in the same.

Notice is hereby given that Harold
W. Graham did, on the 16th day of
July, 1929, file a bill of complaint in
the Circuit Court of Baldwin County,
Alabama, In Equity, claiming to own
and to be in actual, peaceable posses-
sion of that certain land in Baldwin
county, Alabama, described as Lot
number Fourteen (14) in the village
of Montrose, according to plat thereof
in Book E. of Deeds, at page 388, of
the records of said Baldwin county,
Alabama.

Complainant alleges in his bill that
he is in peaceable possession of said
land, claiming title thereto and owner-
ship thereof, and that no suit is pend-
ing to test the validity of his title to
such land; that he claims such tract
as one of the heirs-at-law of Alice M.
Graham, deceased, who at her death
was the legal and equitable owner of
the land described, and also as the
grantee in a deed of record of an un-
divided one-half interest in such land
from the only other heir-at-law of the
said decedent; that he has no knowl-
edge of any person claiming any title
or interest in said land and files this
bill of complaint for the purpose of es-
tablishing of record his title to said
tract and of clearing up all doubts
concerning the same, and calls upon
all persons Defendant, if any such
there be, and each of them, to answer
said bill and set forth and specify such
title, interest or claim on the land,
or any part thereof, and how and by
what instrument, document or record
the same is derived and created.

Witness my hand this 16th day of
July, 1929.

T. W. RICHESON,
Register of the Circuit Court of Bald-
win county, Alabama.
EDWARD P. TOTTEN,
Solicitor for Complainant,
Fairhope, Alabama.

50-4t

AFFIDAVIT OF PUBLICATION OF NOTICE.

State of Alabama }
County of Baldwin } ss.

E. B. Gaston, being by me first duly
sworn, on oath says: that he is the publisher
of "THE FAIRHOPE COURIER", a newspaper publish-
ed weekly at the town of Fairhope, Alabama, and
having a general circulation in the county of
Baldwin; that the attached NOTICE was published
in four consecutive issues of said newspaper, in
the regular edition thereof, viz.- in the issues
of July 18th, July 25th, August 1st, and August
8th, 1929.

E. B. Gaston
Publisher

Subscribed and sworn to before me this 13th day
of August, 1929, at Fairhope, Baldwin county, Ala.

A. L. Well
Notary Public, Baldwin County, Alabama.

NOTICE

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

Harold W. Graham, Complainant, against the land herein described and against any unknown persons claiming any title to or interest in the same.

Notice is hereby given that Harold W. Graham did, on the 16th day of July, 1929, file a bill of complaint in the Circuit Court of Baldwin County, Alabama, In Equity, claiming to own and to be in actual, peaceable possession of that certain land in Baldwin county, Alabama, described as Lot numbered Fourteen (14) in the village of Montrose, according to plat thereof in Book E of Deeds, at page 368, of the records of said Baldwin county, Alabama.

Complainant alleges in his bill that he is in peaceable possession of said land, claiming title thereto and ownership thereof, and that no suit is pending to test the validity of his title to such land; that he claims such tract as one of the heirs-at-law of Alice M. Graham, deceased, who at her death was the legal and equitable owner of the land described, and also as the grantee in a deed of record of an undivided one-half interest in such land from the only other heir-at-law of the said decedent; that he has no knowledge of any person claiming any title or interest in said land and files this bill of complaint for the purpose of establishing of record his title to said tract and of clearing up all doubts concerning the same, and calls upon all persons Defendant, if any such there be, and each of them, to answer said bill and set forth and specify such title, interest or claim on the land, or any part thereof, and how and by what instrument, document or record the same is derived and created.

Witness my hand this 16th day of July, 1929.

H. W. Richardson

H. W. RICHARDSON

Register of the Circuit Court of Baldwin county,
Alabama.

EDWARD P. TOTTER,
Solicitor for Complainant,
FAIRHOPE, ALABAMA

The State of Alabama, }
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. _____ Term, 192

Harold W. Graham Complainants

vs.

Carlin Lander Defendants

Motion is hereby made for a Decree Pro Confesso against *All persons*

Claiming Title to Said Land 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 *15th* day of *October* 192*9*

746 Code.

Edward Totten
Solicitor.

STATE OF ALABAMA
COUNTY OF BALDWIN

IN CIRCUIT COURT
IN EQUITY

HAROLD W. GRAHAM, Complainant,

vs.

DECREE

LOT NUMBERED FOURTEEN IN MONTROSE,
BALDWIN COUNTY, ALABAMA, ACCORDING
TO PLAT OF RECORD AND ANY UNKNOWN
PERSONS CLAIMING ANY TITLE TO OR
INTEREST IN SUCH TRACT OF LAND,
Defendants.

It appearing to the satisfaction of the Court and to
the Honorable F. W. Hare, Judge thereof, upon a consideration
of the records and files in this cause and of the testimony
submitted by Complainant in support of the allegation of the
Bill, that the Complainant, Harold W. Graham, is entitled to a
Decree herein,

NOW THEREFORE, upon the Motion of Edward P. Totten,
Solicitor for Complainant, it is hereby ordered, adjudged and
decreed that the Complainant have the relief prayed in his said
Bill of Complaint and that ~~the~~ title to Lot Numbered Fourteen,
in the Village of Montrose, Baldwin County, Alabama, according
to the Plat of Record in the office of the Judge of Probate of
said County, be settled and vested in the said Harold W. Graham
and his title thereto cleared of all doubts and quieted in him
in fee simple absolute.

Dated this 26th day of October, 1929.

BY THE COURT

J. W. Hare
Judge.

ATTEST: T. W. Rice
Register.

STATE OF ALABAMA
COUNTY OF BALDWIN

IN CIRCUIT COURT
IN EQUITY

HAROLD W. GRAHAM, Complainant,

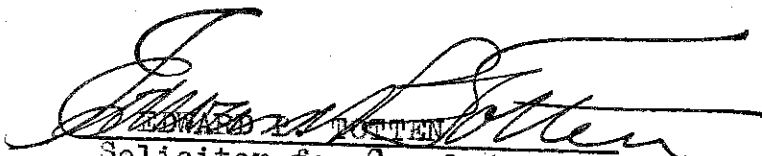
vs.

M O T I O N

LOT NUMBERED FOURTEEN IN MONTROSE,
BALDWIN COUNTY, ALABAMA, ACCORDING
TO PLAT OF RECORD AND ANY UNKNOWN
PERSONS CLAIMING ANY TITLE TO OR
INTEREST IN SUCH TRACT OF LAND,
Defendants.

Comes now the Complainant, Harold W. Graham, by his attorney, Edward P. Totten, and moves the Court for a Decree in the cause above entitled, upon the records and files in the said cause, showing to the Court that a verified Bill of Complaint was filed herein on the 16th day of July, 1929, and that notice as required by Statute was given by due and legal publication as more fully appears in the Affidavit of the publisher of the Fairhope Courier filed herein; that no demur, plea, or answer has been made by any party defendant to the said complaint and that no appearance has been made herein; that in the said cause on Motion of attorney for complainant, the Register of this Court did on the 21st day of October, 1929, enter herein a Decree pro confesso; that in support of the allegations of the Bill, there is herewith submitted the sworn statement of the Complainant as to his equity and title to the land in question; in consideration of which record Complainant moves for final Decree herein settling and vesting in Complainant, Harold W. Graham, full and complete title to the land in question.

Dates this 22nd day of October, 1929.


Solicitor for Complainant.
(Fairhope, Alabama.)

Ex Parte
Roy McMillan -

CIRCUIT COURT -
BALDWIN COUNTY,
ALABAMA -

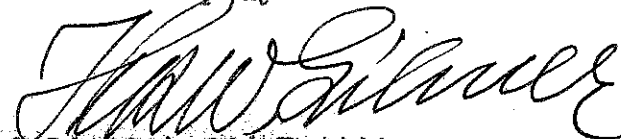
In Equity -

To the Hon. F. W. Hare,
Judge of 21st Judicial Circuit.

Your petitioner, Roy McMillan, respectfully shows unto your Honor that he is respondent in the suit in equity for divorce from the bonds of matrimony of Ruby Mae McMillan versus Roy McMillan in the Circuit Court for Baldwin County, Alabama, and that on the 30th day of June, 1928, a decree was entered in said cause, certified copy of which is hereto annexed, granting a divorce from the bonds of matrimony theretofore existing between complainant and respondent, by which decree leave was granted complainant to remarry but was not granted to the respondent, your petitioner.

Your petitioner respectfully shows unto your Honor by the affidavits hereto annexed that he is a reputable citizen of good standing among the citizens of the community in which he lived for many years and ^{avens} that for him to be debarred from the right to marry again would be to deprive him of the companionship, home life and fatherhood of children which can come only with the married state and would condemn him to a life-long punishment of celibacy incommensurate with the purport of the decree entered in the said cause.

Your petitioner respectfully prays your Honor to grant him a decree granting him permission to again contract marriage. And your petitioner will ever pray.


Solicitor for Petitioner.

State of Alabama,
Baldwin County.

This day before me, Henry D. Moore
a notary public in and for said County in said State, personally
appeared Ed. J. Green who being by me duly sworn
deposes and says as follows :-

That he has known Roy McMillan for many years
and knows him to be a young man of good repute in this the
community in which he lived, of normal habits, of friendly
disposition, peaceable, industrious, well behaved, with a customa-
rily high regard for the obligations of life as ordinarily
assumed and construed among good people and that he is a
law abiding and worthy citizen.

Ed. J. Green

Sworn to and subscribed

before me this 9th day of July 1929.

Henry D. Moore
Notary Public for Baldwin County,
Alabama.

RECORDED

State of Alabama,
Baldwin County.

This day before me, Henry D Moore
a notary public in and for said County in said State, personally
appeared J B Wilson who being by me duly sworn
deposes and says as follows :-

That he has known Roy McMillan for many years
and knows him to be a young man of good repute in this the
community in which he lived, of normal habits, of friendly
disposition, peaceable, industrious, well behaved, with a customa-
rily high regard for the obligations of life as ordinarily
assumed and construed among good people and that he is a
law abiding and worthy citizen.

J B Wilson

Sworn to and subscribed

before me this 9th day of July 1929.

Henry D Moore
Notary Public for Baldwin County,
Alabama.

GRANTING PERMISSION TO RE-MARRY ON PETITION.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Ex Parte

Ray McMillan

No. 828.

THIS CAUSE coming on to be heard at this Term was submitted upon the Petition filed by said

Ray McMillan

and the affidavits filed therewith; and, upon consideration thereof, the Court is of the opinion that

the Petitioner is entitled to the relief prayed for in *his* said Petition;

IT IS, THEREFORE, Ordered, adjudged and decreed by the Court, that the said

Ray McMillan

be and he is hereby granted permission to again contract marriage.

It is further ordered, that the said petitioner

pay the costs herein taxed, for which execution may issue.

This the 11th day of July 1929

(Signed)

Ray McMillan

S. W. Hare
Judge of the 21st Judicial Circuit of Alabama.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

I, T. W. RICHESON, Register of the Circuit Court, in and for said State and County, do hereby certify that the above is a true and correct copy of the Decree allowing the within named

Petitioner to again contract marriage, rendered on the 11th day of July 1929

in the cause; all of which appears of record in this Court.

Witness my hand and seal of office, this the 11th day of July 1929

Register of the Circuit Court in Equity for Baldwin County, Ala.

W

No. *828*

COPY.

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

EX PARTE

DECREE.

Filed in office this the *12th*

day of *July*, 192*9*

T. M. McIlwain
Register.

MPTG BAY MINETTE

Filed 4/10/29
T. W. Kimm
Clerk

RECEIVED
APR 10 1929
U. S. DEPT. OF JUSTICE

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RECORDED

Filed 7/10/29
T. W. Riemann
Clerk

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1st
Petition

1st
Petition

RECORDED

Filed 7/10/29
T. W. Kierman
Clerk

No. _____

Page _____

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Harold W. Graham

Complainants.

Vs.

Curtis Land

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed *Sept 15 - 1929*

J. W. Williams
Register.

Recorded in _____ Record,

Vol. _____ Page _____

Register.

Baldwin Times Print, Bay Minette.

Alice M. Graham, Heirs at law of,

Circuit Court Decree.

Dated: July 16, 1929

THE STATE OF ALABAMA
BALDWIN COUNTY PROBATE COURT

Filed in office this 16 day of July 1929

and duly recorded in Book No. 4775

Page 221; and it being that

the Legislature approved September 14, 1928, and

the Legislature approved August

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Final Act/15/94
J. M. M. M.
Regist.

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Harold W. Graham,

Lot No. 14 in Montrose and any such

person claiming any title to such tract

of land.

DECREE PRO CONFESSO
OF PUBLICATION

Issued October 21st

1929

Register.

Recorded in

Vol. Page

Register.

Meore Printing Company, Bay Minette, Ala.

No. 828

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Harold W. Graham

VS

Lots No. 14 in Montrose
and any such person claiming any
title to such tract of land.

NOTE OF TESTIMONY

Filed in Open Court this 25th

day of Oct 1929

T. M. Richardson

Register

AFTER FIVE DAYS RETURN TO

T. W. RICHERRSON

DEPUTY CLERK OF THE CIRCUIT COURT
BALDWIN COUNTY

BAY MINETTE, ALA.



T.W.Richerson
Bay Minette Alabama.

Harold W. Richerson

