

861

ELVA D. TROYER,
Complainant,
vs.
LETHEA CARROLL, et al,
Defendants.

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

This cause coming on to be heard was submitted for final decree on the pleadings, decrees pro confesso, answer of the guardian ad litem, and proof as noted by the Register and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Defendants, Leathea Carroll, Emil J. Bihler, F. C. McGill, Marion G. McGill, Ernest H. McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Marjorie Gomilion, Mrs. Joseph E. Yukers, Sallie E. McGill, Vivian A. Moreland, Robert F. McGill, Henry J. McGill, G. T. McGill, H. H. McGill, Mrs. J. A. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meribah Bryars, Marilyn Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Gordan McGill, Wilbur McGill, Marion Eugenia McGill, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, the unknown heirs of Fred Harford, the unknown heirs of John D. Ragland and the Perdido Land Company, a corporation, nor any of them, have any claim, right, title or interest in, or encumbrance upon, the following described lands, nor, any part thereof, in Baldwin County, Alabama, to-wit:

The Southwest quarter of the Northeast quarter of Section Thirty-one, Township Five South of Range Three East, containing Forty acres, more or less in Baldwin County, Alabama.

and that the title to the same is vested in the said Elva D.

Troyer as against the said Leathea Carroll, Emil J. Bihler, F. C.

McGill, Marion G. McGill, Ernest H. McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Marjorie Gomillion, Mrs. Joseph E. Yukers, Sallie E. McGill, Vivian A. Moreland, Robert F. McGill, Henry J. McGill, G. T. McGill, H. H. McGill, Mrs. J. A. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meribah Bryars, Marilyn Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Gordan McGill, Wilbur McGill, Marion Eugenia McGill, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, the unknown heirs of Fred Harford, the unknown heirs of John D. Ragland and the Perdido Land Company.

IT IS FURTHER ORDERED that the Register of this Court, within thirty days from the rendition of this decree, file a certified copy thereof in the office of the Probate Judge of Baldwin County, Alabama, for record therein, and that the cost thereof be taxed in the cost of this cause.

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

Done at Monroeville, in Monroe County, Alabama, on this the 11th day of June, 1930.

G. W. Hare
Judge of the 21st Judicial Circuit
of the State of Alabama.

RECEIPT FOR REGISTERED ARTICLE NO. 457

15 fee paid. 1 class postage paid. 12-14-1929

From J W Richardson C 89

Addressed to Mr. W. L. Wilkins, Jr.

1000 E Cervantes St (Pensacola)

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

Return receipt fee 3 Special delivery fee

Delivery restricted to addressee { in person or order Postmaster, per 2



RECEIPT FOR REGISTERED ARTICLE NO. 458

15 fee paid. 1 class postage paid. 12-14-1929

From J W Richardson C 89

Addressed to Mr. Cecil Gordon

1000 E Cervantes St (Pensacola)

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

Return receipt fee 3 Special delivery fee

Delivery restricted to addressee { in person or order Postmaster, per 2



RECEIPT FOR REGISTERED ARTICLE NO. 459

15 fee paid. 1 class postage paid. 12-14-1929

From J W Richardson C 8

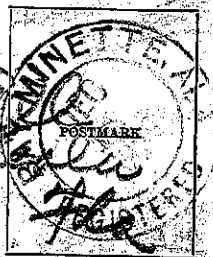
Addressed to Hubert Allen

1000 E Cervantes St (Pensacola)

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

Return receipt fee 3 Special delivery fee

Delivery restricted to addressee { in person or order Postmaster, per 2



RECEIPT FOR REGISTERED ARTICLE NO. 460

15 fee paid. 1 class postage paid. 12-14-1929

From J W Richardson C 89

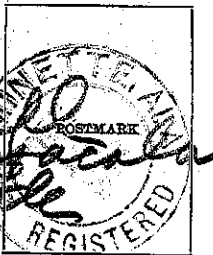
Addressed to Harry Lee

1000 E Cervantes St (Pensacola)

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

Return receipt fee 3 Special delivery fee

Delivery restricted to addressee { in person or order Postmaster, per 2



RECEIPT FOR REGISTERED ARTICLE NO. 454

15 fee paid. 1 class postage paid. 12-14-1929
 From J W Richardson City

Addressed to Felicia Carrillo
 1000 E. Cervantes St. Chicago

Accepting employee will place initials in space below, indicating restricted delivery.
 Return receipt fee 3 Special delivery fee
 Delivery restricted to addressee { in person _____
 or order _____ Postmaster, per



RECEIPT FOR REGISTERED ARTICLE NO. 455

15 fee paid. 1 class postage paid. 12-14-1929
 From Louis M. McCall
 2928 Commercial Ave. So. Chicago

Addressed to J W Richardson City

Accepting employee will place initials in space below, indicating restricted delivery.
 Return receipt fee 3 Special delivery fee
 Delivery restricted to addressee { in person _____
 or order _____ Postmaster, per



RECEIPT FOR REGISTERED ARTICLE NO. 456

15 fee paid. 1 class postage paid. 12-14-1929
 From J W Richardson City

Addressed to Miss Marian Thomas
 1000 E. Cervantes St. Chicago

Accepting employee will place initials in space below, indicating restricted delivery.
 Return receipt fee _____ Special delivery fee
 Delivery restricted to addressee { in person _____
 or order _____ Postmaster, per



BAY MINETTE, ALA.

June 12 1930

Wm L. M. Robinson

IN ACCOUNT WITH

G. W. Humphries

JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Privilege Tax

Rec. Fee

Total

To *Marion Elvin Dwyer, Gipsy & Leatha Carroll et al*
Deed
Rec. Mork from

85

*Paid 6/12/30
G. W. Humphries, Judge
by S. K. K. K. K.*

TWENTY-FIRST JUDICIAL CIRCUIT
OF ALABAMA
F. W. HARE, JUDGE
M. R. FARISH, COURT REPORTER
MONROEVILLE, ALABAMA

June 11th 1930.

Dear Mr. Richerson, Please see that the
answer of Guardian-ad-Litem
appears in the file.

Regards, Your friend,

F. W. Hare

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 453

INSURED PARCEL

No. _____

Return to T. W. Richardson

(NAME OF SENDER)

Street and Number,
or Post Office Box, Bay Minette Ala

CHICAGO,

ILLINOIS.

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

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 449

INSURED PARCEL

No. _____

Return to T. W. Richardson

(NAME OF SENDER)

Street and Number,
or Post Office Box, Bay Minette, ALA

Post Office at _____

Rev. 3-24

• 5-6116

State ALA

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 457

INSURED PARCEL

No. _____

Return to T. W. Richardson

(NAME OF SENDER)

Street and Number,
or Post Office Box, _____

Post Office at _____

Rev. 3-24

• 5-6116

State _____

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

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 456

INSURED PARCEL

No. _____

Return to T. W. Richardson

(NAME OF SENDER)

Street and Number,
or Post Office Box, _____

Post Office at _____

Rev. 3-24

• 5-6116

State _____

TURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

192

GOVERNMENT PRINTING OFFICE

4-5116

*Filed Dec 30th 1922
Mr. [unclear]
Registered*

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *12/31/22*

Form 3811

GOVERNMENT PRINTING OFFICE

4-5116

Delivered to addressee only

TURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

192

GOVERNMENT PRINTING OFFICE

4-5116

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *Jan 17/23*

Form 3811

GOVERNMENT PRINTING OFFICE

4-5116

*Jan 17/23
Delivered to addressee only*

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 12/13/192

Form 3811

GOVERNMENT PRINTING OFFICE

16-6116

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 12/13/192

Form 3811

GOVERNMENT PRINTING OFFICE

16-6116

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, Dec 16, 192

Form 3811

GOVERNMENT PRINTING OFFICE

16-6116

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, DEC 17, 192

Form 3811

GOVERNMENT PRINTING OFFICE

16-6116

Post Office Department
OFFICIAL BUSINESS

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

REGISTERED ARTICLE

No. 445

INSURED PARCEL

No. _____

Return to

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Post Office at

State

Rev. 3-24

45-6112

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS

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

REGISTERED ARTICLE

No. 444

INSURED PARCEL

No. _____

Return to

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Post Office at

State

Rev. 3-24

45-6112

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS

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

REGISTERED ARTICLE

No. 441

INSURED PARCEL

No. _____

Return to

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Post Office at

State

Rev. 3-24

45-6112

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS

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

REGISTERED ARTICLE

No. 446

INSURED PARCEL

No. _____

Return to

(NAME OF SENDER)

Street and Number,
or Post Office Box,

Post Office at

State

Rev. 3-24

45-6112

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS
REGISTERED ARTICLE
No. 447
INSURED PARCEL
No. _____
Return to J. W. Richardson
(NAME OF SENDER)
Street and Number, }
or Post Office Box, }
Post Office at BAY MINNETTE, ALA.
Rev. 3-24 65-6116 State _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
POSTMARK OF DELIVERING OFFICE
CHATELAIN
DEC 10 1929
AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS
REGISTERED ARTICLE
No. 454
INSURED PARCEL
No. _____
Return to J. W. Richardson
(NAME OF SENDER)
Street and Number, }
or Post Office Box, }
Post Office at BAY MINNETTE, ALA.
Rev. 3-24 65-6116 State _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
POSTMARK OF DELIVERING OFFICE
DEC 10 A.M. 1929
AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS
REGISTERED ARTICLE
No. 443
INSURED PARCEL
No. _____
Return to J. W. Richardson
(NAME OF SENDER)
Street and Number, }
or Post Office Box, }
Post Office at BAY MINNETTE, ALA.
Rev. 3-24 65-6116 State _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
POSTMARK OF DELIVERING OFFICE
LAUMONT
DEC 13 7:30 PM 1929
AND DATE OF DELIVERY

Post Office Department
OFFICIAL BUSINESS
REGISTERED ARTICLE
No. 442
INSURED PARCEL
No. _____
Return to J. W. Richardson
(NAME OF SENDER)
Street and Number, }
or Post Office Box, }
Post Office at BAY MINNETTE, ALA.
Rev. 3-24 65-6116 State _____

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
POSTMARK OF DELIVERING OFFICE
BAY MINNETTE
DEC 13 3:15 PM 1929
AND DATE OF DELIVERY

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 12/13, 1927.

Form 3811

GOVERNMENT PRINTING OFFICE

*Received Dec 14/27
J. M. McNamee
Agent*

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, DEC 13 1927.

Form 3811

GOVERNMENT PRINTING OFFICE

#5-6116

Thomas G. McGehee

DEC 13 1927

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 12/16, 1927.

Form 3811

GOVERNMENT PRINTING OFFICE

#5-6116

Deliver to addressee only.

*Received Dec 14/27
J. M. McNamee
Agent*

Leatha Carroll

RETURN RECEIPT.

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

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, 12/16, 1927.

Form 3811

GOVERNMENT PRINTING OFFICE

#5-6116

*Received Dec 14/27
J. M. McNamee
Agent*

Leatha Carroll

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

Comes your Complainant, Elva D. Troyer, and humbly
complaining against the Defendants hereinafter named, respectfully
represents and shows unto your Honor as follows:

FIRST:

That the Complainant is a resident of Baldwin County,
Alabama, over twenty-one years of age;

SECOND:

That the Defendants to this cause are as follows: Lethea
Carroll, Ojus, Dade County, Florida; Emil J. Bihler, 914 Wolfram
Avenue, Chicago, Illinois; F. C. McGill, Bay Harbor, Florida; Marion
G. McGill, 928 Morris Street, Cincinnati, Ohio; Ernest H. McGill,
421 Lowell Street, Pontiac, Michigan; William B. McGill, Rodeo, New
Mexico; Thomas G. McGill, 2046 Grand Avenue, Beaumont, Texas; Leila
McGill, 38 East Chase Street, Pensacola, Florida; Ethel S. McGill,
1000 East Cervantes Street, Pensacola, Florida; Marjorie Comillion,
East Pensacola Heights, Pensacola, Florida; that all of the above are
non-residents of the State of Alabama, and over twenty-one years of
age; Mrs. Joseph E. Yukers, 800 McQuillen Street, Mobile, Mobile
County, Alabama; Sallie E. McGill, 800 McQuillen Street, Mobile, Mobile
County, Alabama; Vivian A. Moreland, 807 McQuillen Street, Mobile,
Mobile County, Alabama; Robert F. McGill, 800 McQuillen Street,
Mobile, Mobile County, Alabama; Henry J. McGill, 900 Bay Avenue,
Mobile, Mobile County, Alabama; G. T. McGill, Perdido, Baldwin County,
Alabama; H. H. McGill, Perdido, Baldwin County, Alabama; Mrs. J. A.
Bryars, Perdido, Baldwin County, Alabama; Marie Bryars White, Perdido,
Baldwin County, Alabama; Celeste Bryars White, Perdido, Baldwin County,
Alabama; Hazel Bryars White, Perdido, Baldwin County, Alabama; Era V.
McKenzie, Perdido, Baldwin County, Alabama; all over twenty-one years

of age; Lucille Bryars Phillips (a married woman) eighteen years of age, Perdido, Baldwin County, Alabama; Merita Bryars, a minor fifteen years of age, and Marilyn Bryars, a minor ten years of age who live with their sister, Mrs. C. D. White at Perdido, in Baldwin County, Alabama; Harry Lee McGill, a minor twenty years of age, Hubert Allen McGill, a minor eighteen years of age, and Cecil Gordon McGill, a minor sixteen years of age, all non-residents of the State of Alabama, their residence being 1000 East Cervantes Street, Pensacola, Florida; Wilbur McGill a minor twelve years of age and Marian Eugenia McGill, a minor five years of age, and who live with their mother, Ethel S. McGill, of 1000 East Cervantes Street, Pensacola, Florida; Louis M. McGill a minor eighteen years of age and a non-resident of the State of Alabama, his address being 8928 Commercial Avenue South, Chicago, Illinois; Fred Evans, Carrie McNulty and James B. Peck, all over the age of twenty-one years and non-residents of the State of Alabama, their Post Office address being unknown; the unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland; the Perdido Land Company, a corporation, Blount Building, Pensacola, Florida.

THIRD:

Complainant alleges that she is in the quiet and peaceable possession of the following described lands in Baldwin County, Alabama, ever claiming to own the same, to-wit:

The Southwest quarter of the Northeast quarter of Section thirty-one, Township five South, Range three East, containing forty acres, more or less, in Baldwin County, Alabama.

FOURTH:

Complainant alleges that the Defendants hereinabove named claim, or are reputed to claim some right, title or interest in, or incumbrance upon the said lands hereinabove described.

FIFTH:

The Complainant further alleges that no suit is pending to

enforce or test the validity of such claim, right, title or incumbrance the Defendants or any of them may have to said land.

Complainant therefore calls upon the Defendants and each of them separately and severally to set forth and specify his or her claim, right, title or interest in, or incumbrance upon said lands hereinabove described or any part thereof, and to show how and by what instrument or instruments the same is derived or created.

PRAYER FOR PROCESS.

Wherefore the premises considered, Complainant prays that your Honor will take jurisdiction of the cause made by this bill of complaint and by proper process make the said Lethea Carroll, Emil J. Bihler, F. C. McGill, Marion G. McGill, Ernest H. McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Marjorie Gomillion, Mrs. Joseph E. Yukers, Sallie E. McGill, Vivian A. Moreland, Robert F. McGill, Henry J. McGill, G. T. McGill, H. H. McGill, Mrs. J. A. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meriah Bryars, Marilyn Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Gordan McGill, Wilbur McGill, Marian Eugenia McGill, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, the unknown heirs of Fred Harford, the unknown heirs of John D. Ragland, and the Perdido Land Company, Defendants to this bill of complaint and require each of them to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

PRAYER.

Complainant further prays that upon the hearing of this cause this Honorable Court establish the title of Complainant in and to the lands hereinabove described, and further find and decree that each and all of the Defendants herein named, have no claim, right,

title or interest in, or incumbrance upon the lands hereinabove described, or any part thereof, and grant unto your Complainant such other, further or different relief as she may be in equity and good conscience entitled to receive and as in duty bound your complainant will ever pray, etc.

Beale & Stace
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Defendants are required to answer each and every paragraph of the foregoing bill of complaint, numbered first to fifth, both inclusive, but not under oath. Oath being hereby expressly waived.

Beale & Stace
SOLICITORS FOR COMPLAINANT.

2

little or interest in, or incumbrance upon the lands hereinabove described, or any part thereof, and grant unto your Complainant such other, further or different relief as she may be in equity and good conscience entitled to receive and as in duty bound your complainant will ever pray, etc.

Deputy

FOOT NOTE:

The Defendants are required to answer each and every paragraph of the foregoing bill of complaint, numbered first to fifth, both inclusive, but not under oath, oath being hereby expressly waived.

*Special Dec 24/29
J. M. McNamee
Deputy*

Beale & Co
SOLICITORS FOR COMPLAINANT.

Beale & Co
SOLICITORS FOR COMPLAINANT.

Mrs Joseph E. Huxford	800 M ^c Quillen St			
Sallie E. McGee		✓	—	✓
Vivian A. Moreland	807		✓	✓
Robert F. McGee	800		✓	✓
Henry J. McGee	900		Bay	ave

Summerville.
 Grand Mar 13/30
 Given for Hunt Hall

8581 NOTE OF TESTIMONY

Elva D. Troyer

vs.

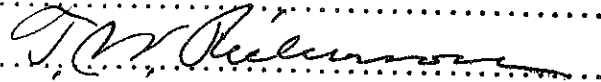
Letha Carroll et al

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,
decree pro confesso and testimony of H.H. Parker and
A.M. Troyer,

and in behalf of Defendant upon


Register.

No. _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

Eleva D. Taylor

VS

Letitia Carroll

d-al

NOTE OF TESTIMONY

Filed in Open Court this

10th

day of

June

192*3*

T. M. McNamee

Register

Notice to Non Resident.

Elva D. Troyer, Plaintiff.
vs.
Letha Carroll, Emil J. Bihler,
F.C. Mc Gill, Mary ~~Mc Gill~~,
Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Gill, Leila
Mc Gill, Ethel S. Mc Gill,
Margery Comillon, Harry Lee Mc Gill
a minor, Hubert Allen Mc Gill a minor,
Cecil Gordon Mc Gill a minor,
Wilbur Mc Gill a minor, Marion Eugene
Mc Gill a minor, ~~Ethel S. Mc Gill and~~
Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty,
James B. Peck, The unknown heirs of Fred
Harford, and the unknown heirs of John D.
Ragland, *Perdido Land Co, a Corporation*

State of Alabama,
Baldwin County.
Circuit Court In Equity
This the 11th day of Dec 1929.

In this cause it being made ~~known~~ to appear to the
Register of this Court by the affidavit of Harry H. Parker,

that the defendants, Letha Carroll, Emil J. Bihler, F.C. Mc Gill, Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Gill, Leila Mc Gill, Ethel S. Mc Gill, Margery Comillon, Harry Lee Mc Gill, a minor, Hubert Allen Mc Gill a minor, Cecil Gordon Mc Gill a minor, Wilbur Mc Gill a minor, Marion Eugene Mc Gill a minor, Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty, James B. Peck, The unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland, *Marion Eugene Mc Gill* are non residents of the State of Alabama, and further in the belief of said affiant the defendants except minors whose names and ages are above mentioned 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 the said Letha Carroll, Emil J. Bihler, F.C. Mc Gill, Mary ~~Mc Gill~~, Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Gill, Leila Mc Gill, Ethel S. Mc Gill, Margery Comillon, Harry Lee Mc Gill a minor, Marion Eugene Mc Gill a minor, Hubert Allen Mc Gill, a minor, Cecil Gordon Mc Gill, a minor, Wilbur Mc Gill a minor, Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty, James B. Peck, The unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland, to answer or demur to the Bill of Complaint in this cause by the 12th day of January 1930, or after 30 days therefrom a decree pro Confesso may be taken against the said defendants

Beebe & Hall,
Attorneys for Plaintiff.

T. McMillan
-----Register.

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

Comes your Complainant, Elva D. Troyer, and humbly complaining
against the Defendants hereinafter named, respectfully represents and
shows unto your Honor as follows:

FIRST:

That the Complainant is a resident of Baldwin County, Alabama,
over twenty-one years of age;

SECOND:

That the Defendants to this cause are as follows: Letha
Carroll, Ojus, Dade County, Florida; Emil J. Bihler, 914 Wolfgram
Avenue, Chicago, Illinois; F. C. McGill, Bay Harbor, Florida; Marion
C. McGill, 923 Morris Street, Cincinnati, Ohio; Ernest H. McGill,
421 Lowell Street, Pontiac, Michigan; William B. McGill, Rodeo, New
Mexico; Thomas C. McGill, 2046 Grand Avenue, Beaumont, Texas; Leila
McGill, 33 East Chase Street, Pensacola, Florida; Ethel S. McGill,
1000 East Cervantes Street, Pensacola, Florida; Marjorie Comillion,
East Pensacola Heights, Pensacola, Florida; that all of the above are
non-residents of the State of Alabama, and over twenty one years of
age; Mrs. Joseph E. Yukers, 800 Mcquillen Street, Mobile, Mobile
County, Alabama; Sallie E. McGill, 800 Mcquillen Street, Mobile, Mobile
County, Alabama; Vivian A. Moreland, 807 Mcquillen Street, Mobile,
Mobile County, Alabama; Robert F. McGill, 800 Mcquillen Street,
Mobile, Mobile County, Alabama; Henry J. McGill, 900 Bay Avenue,
Mobile, Mobile County, Alabama; C. T. McGill, Perdido, Baldwin County,
Alabama; H. H. McGill, Perdido, Baldwin County, Alabama; Mrs. J. A.
Bryars, Perdido, Baldwin County, Alabama, Marie Bryars White, Perdido,
Baldwin County, Alabama; Celeste Bryars White, Perdido, Baldwin County,
Alabama; Hazel Bryars White, Perdido, Baldwin County, Alabama; Era V.

McKenzie, Perdido, Baldwin County, Alabama; all over twenty-one years of age; Lucille Bryars Phillips (a married woman) eighteen years of age, Perdido, Baldwin County, Alabama; Meribah Bryars, a minor fifteen years of age, and Marilyn Bryars, a minor ten years of age who live with their sister, Mrs. C. D. White at Perdido, in Baldwin County, Alabama; Harry Lee McGill, a minor twenty years of age, Hubert Allen McGill, a minor eighteen years of age, and Cecil Gordon McGill, a minor sixteen years of age, all non-residents of the State of Alabama, their residence being 1000 East Cervantes Street, Pensacola, Florida; Wilbur McGill a minor twelve years of age and Marian Eugenia McGill, a minor five years of age, and who live with their mother, Ethel S. McGill, of 1000 East Cervantes Street, Pensacola, Florida; Louis M. McGill a minor eighteen years of age and a non-resident of the State of Alabama, his address being 8928 Commercial Avenue South, Chicago, Illinois; Fred Evans, Carrie McNulty and James B. Peck, all over the age of twenty one years and non-residents of the State of Alabama, their Post Office address being unknown; the unknown heirs of Fred Harford, and the unknown heirs of John B. Bagland; the Perdido Land Company, a corporation, Blount Building, Pensacola, Florida.

THIRD:

Complainant alleges that she is in the quiet and peaceable possession of the following described lands in Baldwin County, Alabama, ever claiming to own the same, to-wit:

The Southwest quarter of the Northeast quarter of Section thirty-one, Township five South, Range three East, containing forty acres, more or less, in Baldwin County, Alabama.

FOURTH:

Complainant alleges that the Defendants hereinabove named claim, or are reputed to claim some right, title or interest in, or incumbrance upon the said lands hereinabove described.

FIFTH:

The Complainant further alleges that no suit is pending to enforce or test the validity of such claim, right, title or incumbrance the Defendants or any of them may have to said land.

Complainant therefore calls upon the Defendants and each of them separately and severally to set forth and specify his or her claim, right, title or interest in, or incumbrance upon said lands hereinabove described or any part thereof, and to show how and by what instrument or instruments the same is derived or created.

PRAYER FOR PROCESS.

Wherefore the premises considered, Complainant prays that your Honor will take jurisdiction of the cause made by this bill of complaint and by proper process make the said Lethea Carrol, Emil J. Bihler, F. C. McGill, Marion C. McGill, Ernest H. McGill, William B. McGill, Thomas C. McGill, Leila McGill, Ethel S. McGill, Marjorie Comillion, Mrs. Joseph E. Yukers, Sallie E. McGill, Vivian A. Moreland, Robert F. McGill, Henry J. McGill, C. T. McGill, H. H. McGill, Mrs. J. A. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meribek Bryars, Marilyn Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Cordan McGill, Wilbur McGill, Marian Eugenia McGill, Louis M. McGill, Fred Evans, Carrie McKulty, James B. Peck, the unknown heirs of Fred Harford, the unknown heirs of John D. Bagland, and the Perdido Land Company, Defendants to this bill of complaint and require each of them to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

PRAYER.

Complainant further prays that upon the hearing of this cause this Honorable Court establish the title of complainant in and to the lands hereinabove described, and further find and decree that each and all of the Defendants herein named, have no claim, right,

title or interest in, or incumbrance upon the lands hereinabove described, or any part thereof, and grant unto your Complainant such other, further or different relief as she may be in equity and good conscience entitled to receive and as in duty bound your Complainant will ever pray, etc.

Beebe + Stace
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Defendants are required to answer each and every paragraph of the foregoing bill of complaint, numbered first to fifth, both inclusive, but not under oath. Oath being hereby expressly waived.

Beebe + Stace
SOLICITORS FOR COMPLAINANT.

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, In Equity.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

Emil J. Bihler

914 Wolf Green

Ave Chicago, Ill.

of *Chicago* ~~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 Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Elsie D. Proyer

against said

Emil J. Bihler

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 *11th* day of

Dec 192*7*

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.

{ No. 861. CIRCUIT COURT IN EQUITY.

Elva D. Troyer

Complainant

vs.

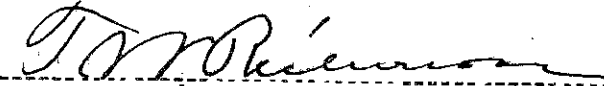
Letha Carroll, et al,

Defendant

Motion is hereby made for a Decree Pro Confesso against G.T. Mc Gill, H. D. Mc Gill,
Mrs. J.A. Bryars, Marie Bryars White, Celeste Bryars White,
Hazel Bryars White, Era V. Mc Kenzie, Lucille Bryars Phillips,
Meribah Bryars, Marilyn Bryars, Defendant S

in the above stated cause, on the ground that more than thirty days have elapsed since service of
summons upon said Defendant S; and that said summons was duly served according to law, and
that said Defendant S ha ve failed to demur, plead to or answer the Bill of Complaint in this cause
to this date.

This 15th day of February 19 30.


Solicitor,

The State of Alabama,
Baldwin County.

No. 861.

CIRCUIT COURT, IN EQUITY

Elva D. Troyer,

Complainant.....

vs.

Letha Carroll et al.

Defendant.....

In this cause it appears to the Register,

that a Summons requiring the Defendant S. G. T. Mc Gill, H. H. Mc Gill, Mrs. J. A. Bryars,
Marie Bryars White, Celeste Bryars White, Hazel Bryars White,
Era V. Mc Kenzie, Lucille Bryars Phillips, Meribah Bryars,
Marilyn Bryars,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the
 service of said Summons upon the above named defendants

was served upon them by the Sheriff of Baldwin County, Alabama, on the
13th day of December 19 30

summons was served on G. T. Mc Gill, H. H. Mc Gill, Mrs. J. A. Bryars,
Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V.
Mc Kenzie, Lucille Bryars Phillips, Meribah Bryars, Marilyn Bryars,

And the said Defendant ... having failed to demur, plead to or answer the said Bill of Complaint
 to this date, it is now, therefore, on motion of Beebe & Hall,

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as
 confessed against the said G. T. Mc Hill, H. H. Mc Gill, Mrs. J. A. Bryars,

Marie Bryars White, Celeste Bryars White, Hazel Bryars White,
Era V. Mc Kenzie, Lucille Bryars Phillips, Meribah Bryars,
Marilyn Bryars,

Defendant..... aforesaid.

This 17th day of February 19 30



Register.

The State of Alabama,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 861 Vacation Term, 19230

Elva D. Troyer,

Complainants

vs.

Letha Carroll, et al.

Defendants

Motion is hereby made for a Decree Pro Confesso against Letha Carroll, Emil J. F. C. Mc Gill, Marion G. Mc Gill, Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Hill, Leila Mc Gill, Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty, Defendant James B. Peck, The unknown heirs of John D. Ragland and Perdido Land Co. 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 February 19230

746 Code.

Beebe & Hall,

Solicitor.

The State of Alabama, {
Baldwin County.

No. 861

CIRCUIT COURT, IN EQUITY

Elva D. Troyer,

Complainant

vs.

Letha Carroll,

Defendant

In this cause it appears to the Register,

that a Summons requiring the Defendant Mrs. Joseph E. Yukers, Sallie E. Mc Gill,

Vivian A. Moreland, Henry J. Mc Gill,

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon the above named defendants,

was served upon Defts by the Sheriff of Baldwin Mobile County, Alabama, on the 26th day of March 1930

except on all above named defendants, and on March 27th copy served on Henry J. Mc Gill,

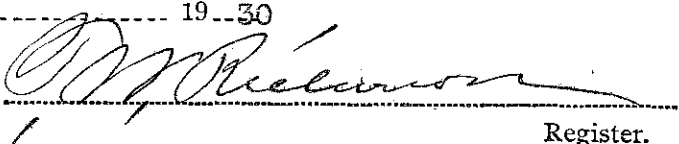
And the said Defendant having failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of Beebe & Hall, Attys for Complainant,

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Mrs. Joseph E. Yukers, Sallie E. Mc Gill,

Vivian A. Moreland, Henry J. Mc Gill,

Defendant aforesaid.

This 26th day of May 1930


Register.

No. Page

The State of Alabama,
Baldwin County

Circuit Court In Equity

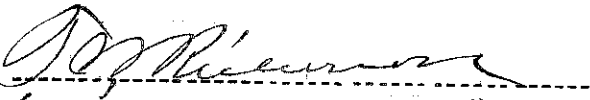
Elva D. Troyer

vs.

Letha Carroll,

Decree Pro Confesso On
Personal Service.

Issued May 26th 1930


Register.

No. _____ Page _____

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Elva D. Troyer

Complainants.

Vs.

Letha Carroll, et al,

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed February 15th 1923 30

J. W. Riccione
Register.

Recorded in _____ Record,

Vol. _____ Page _____

Register.

Baldwin Times Print, Bay Minette.

3 RECORDED

No. 861

Page

The State of Alabama,
Baldwin County

Circuit Court In Equity

Elva D Proyer.

vs.

Leticia Carroll

Decree Pro Confesso On
Personal Service.

Issued

February 17 1930.

J. W. Peterson

Register.

2
861
RECORDED

No. _____

Page _____

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY

Elna D. Dwyer

vs.

Littia Carroll et al

MOTION FOR DECREE PRO
CONFESSO ON PERSONAL SERVICE

Filed

Dec 15th 1930

D. M. McMillan

Register.

Recorded in _____ Record,

Vol. _____ Page _____

Register.

SERVE ON _____

No. _____

SUMMONS

vs.

Solicitor 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 to

Emil J. Bihler
914 Wolf Green
Ave Chicago, Ill.

Filed Dec 6/29/29
J. W. Williamson
Register

Wm. J. Bihler

Wm. J. Bihler

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No. _____ Vacatio n _____ Term, 192³⁰

..... Elva D. Troyer, Complainant

vs.

..... Letha Carroll et al, 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 Beebe & Hall,

..... 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.

..... Beebe & Hall,
Solicitor for Complainant.

The State of Alabama,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

No 861. Vacation Term, 1930.

Elva D. Troyer,

Complainant.

vs.

Letha Carroll et al,

Defendant.

In this cause it appears to the Register that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 12th day of December, 1930, in the Baldwin Times,

a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 12th day of December, 1930.

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

Letha Carroll, Emil J. Bihler, F. C. Mc Gill, Marion G. Mc Gill,

Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Gill,

Leila Mc Gill, Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty,

James B. Peck, The unknown heirs of John D. Ragland and Perdido

Land Company, a corporation, *the unknown heirs Fred Sanford*

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 Letha Carroll, Emil J. Bihler, F. C. Mc Gill,

Marion G. Mc Gill, Ernest H. Mc Gill, William B. Mc Gill, Thomas G. Mc Gill,

Leila Mc Gill, Louis M. Mc Gill, Fred Evans, Carrie Mc Nulty, James B.

Peck, The unknown heirs of John D. Ragland, and Perdido Land Co a corporation

the unknown heirs Fred Sanford
This 17th day of February, 1930.

J. M. McCremon Register.

3-
RECORDED

No.

Page

The State of Alabama,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Edward D. Meyer

Lillian vs. *Carroll*

DECREE PRO CONFESSO
OF PUBLICATION

Issued *Feb 17* 192*3*

D. M. Richardson
Register.

Recorded in Record

Vol. Page

Register.

Moore Printing Company, Bay Minette, Ala.

No. 861

Page

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Elva D. Trover

vs.

Letha Carroll et al.

REQUEST FOR DECREE IN
VACATION

FILED June 10th, 1930 192

T. M. Reiman
Register

RECORDED IN RECORD

VOL. PAGE

Register

ORAL EXAMINATION

I, T. W. Richerson, as Register and Commissioner hereby certify that the foregoing deposition S on Oral Examination was taken down in writing by me in the words of the witnesses and read over to them and they signed the same in the presence of myself and Hon. H. W. Hall, attorney for Complainant, and R. C. Heard, Guardian Ad Litem at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof made before me of the identity of said witnesses; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 9th day of June, 1930.

T. W. Richerson (L. S.)

No. _____ Page _____

The State of Alabama BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

E. va D. Troyer

COMPLAINANT

VS.

Letha Carroll, et al.

RESPONDENT

ORAL DEPOSITION

Filed June 9, 1930, x19x

T. W. Richerson, Register

RECORDED IN

Record

Vol. _____ Page _____

Register

The State of Alabama }
Baldwin County

Circuit Court of Baldwin County, Alabama,
(In Equity)

Elva D. Troyer

COMPLAINANT

VS.

Letha Carroll, et al

RESPONDENT

I, T. W. Richerson

as Register and Commissioner

have called and caused to come before me A. M. Troyer and H. E. Parker

witnesses named in the Requirement for Oral Examination, on the 9th day of June
1930, at the office of T. W. Richerson, Clerk Circuit Court
in Bay Minette, Alabama, and having first sworn said witness to speak the
truth, the whole truth, and nothing but the truth, the said witnesses

doth depose and say as follows:

Mr. A. M. Troyer, witness for the Complainant, who being duly sworn,
testifies as follows:

My name is A. M. Troyer. I am a resident of Fairhope, Baldwin County, Alabama, and am the husband of Elva D. Troyer, the Complainant in this cause. I, at the request of my wife, made and caused to be made such an inquiry to ascertain and determine the ages and addresses of the Respondents in this cause, and they were found to be as set out in the Original Bill. I also made and caused to be made a search and inquiry to find out the present address of Fred Evans, Carrie McNulty, and James B. Peck, but was unable to find out the same; but from such information obtainable, I am satisfied that they are non-residents of the State of Alabama, and are over twenty-one years of age. I also made and had made search and inquiry as to the heirs of Fred Harford and John W. Magland, but was unable to find them out, but from such information obtainable, I am satisfied that they are non-residents of the State of Alabama, and are over twenty-one years of age. On February 3rd, 1925, Mrs. Elva D. Troyer, my wife, purchased the land described in this cause, that is, the Southwest quarter of the Northeast quarter of Section 31, Township

5 South, Range 3 East, which deed is recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 42 N. S., page 80. That immediately after said land was acquired by my wife, I as her agent, went into possession thereof, and as such agent have been in the quiet and peaceable possession thereof since that date; that none of the Respondents, since I, as the agent of Mrs. Troyer, went into the possession of said land, have exercised any claim or right, nor have made any title or interest in or encumbrance upon said land. The taxes have been regularly assessed and paid by Mrs. Troyer since she acquired this land. There is no suit pending to enforce or test the validity of any claim, right, title, or encumbrance any of the defendants may have in said lands.

Cross-examination by R. C. Heard, Guardian ad Litem:

Mrs. Troyer's title was acquired through a deed from the State Auditor of the State of Alabama, dated February 3, 1925. ~~This is the only title that Mrs. Troyer has to said land.~~ She has been in possession of these lands, openly, notorious, and continuously, since February 3, 1925, each year assessing and paying the taxes thereon. Mrs. Troyer also holds under a quit-claim deed from Cornelia D. Slosson, dated July 31, 1929. I, as the agent of Mrs. Troyer have inquiries to determine whether or not any of the Defendants were making any claim to said land, or claiming any encumbrance to said land.

A. M. Troyer

H. E. Parker, a witness for the Complainant, being duly sworn, testified as follows:

My name is H. E. Parker. I am a resident of Fairhope, Baldwin County, Alabama. I am personally acquainted with Mrs. Elva D. Troyer, the Complainant in this cause, A. M. Troyer, her husband, and also the land described in the Bill, that is, the Southwest quarter of the Northeast Quarter of Section 31, Township 5, Range 3 East. I remember the time when Mrs. Troyer bought this land from the State Auditor of the State of Alabama, in February, 1925, and know that Mr. Troyer, as the agent of his wife, immediately after she acquired the same, went into the possession thereof, and has remained in the quiet and peaceable possession thereof from

times since 1925, and know that no person, other than Mrs. Troyer, is making any open claim to said lands. I also, at the request of Mrs. Troyer, made a thorough investigation and examination, leading to persons that probably had some claim or right to said land, but have found none who were at this time exercising any right or ownership or possession thereof. Mrs. Troyer holds the deed from the State Auditor of the State of Alabama, and also a deed from Mrs. Cornelia D. Slosson, who, according to records, holds some title to said lands. I am a civil engineer and abstractor of titles. Mrs. Troyer has been in the open, visible, notorious, continuous, and adverse possession of said land since February 3, 1925, ever claiming to own the same, and has been in the quiet and peaceable possession of the same during said time.

Cross-Examination by R. C. Heard, Guardian ad Litem:

I, as an abstractor, made an examination of the records of Baldwin County, Alabama, with reference to the land described in the Bill of Complaint, and found that the parties named as defendants had some shadow of claim to said land. However, they have not, to my ^{own} knowledge, for the past eight years, been on or near or exercised any control of said land. I, at the request of Mrs. Troyer, made an examination as to the ages and residences of the Defendants, and they are, according to the information obtained, as shown in the Bill of Complaint.

H H Parker.

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

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 _____

Elva D. Gray

Letha Carroll & J. B. B. et al

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

December 12 1929	Vol. 40	No. 45
December 19 1929	Vol. 40	No. 46
December 26 1929	Vol. 40	No. 47
January 2 1930	Vol. 40	No. 48

before the undersigned this 7th day of

January 1930
R. B. Vail
Publisher

Current Court

Thomas G. McGill, Leila McGill, Ethel S. McGill, Margery Gomillon, Harry Lee McGill a minor, Hubert Allen McGill a minor, Cecil Gordon McGill a minor, Wilbur McGill a minor, Marion Eugene McGill a minor, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, The unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland, and Perdido Land Co., a Corporation.

In this cause it being made to appear to the Register of this Court by the affidavit of Harry H. Parker, that the defendants, Letha Carroll, Emil J. Bihler, F. C. McGill, Marion G. McGill, Ernest H. McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Margery Gomillon, Harry Lee McGill, a minor, Hubert Allen McGill, a minor, Cecil Gordon McGill, a minor, Wilbur McGill, a minor, Marion Eugene McGill, a minor, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, The unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland, and Perdido Land Co., a Corporation, are non-residents of the State of Alabama, and further in the belief of said affiant the defendants except minors whose names and ages of above mentioned 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 the said Letha Carroll, Emil J. Bihler, F. C. McGill, Marion G. McGill, Ernest McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Margery Gomillon, Harry Lee McGill, a minor, Marion Eugene McGill, a minor, Hubert Allen McGill, a minor, Cecil Gordon McGill, a minor, Wilbur McGill, a minor, Louis M. McGill, Fred Evans, Carrie McNulty, James B. Peck, The unknown heirs of Fred Harford, and the unknown heirs of John D. Ragland, and Perdido Land Co., a corporation, to answer or demur to the Bill of Complaint in this cause by the 12th day of January, 1930, or after thirty days therefrom a decree Pro Confesso may be taken against the said defendants.

T. W. RICHESON,
Register.

BEEBE & HALL,
Attorneys for Plaintiff.

Elva D Tangel

25

Lithuan Carol

Filed Jan 8/930

J. V. Williams

Regist

BAY MINETTE, ALA.

12/31/29

M. J. W. Richardson Clerk

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

Frederick Hall
Attys

To Notice of Elva D. Troyer vs Letha Carroll et al

Run 12/12-19-26 1/2 - 310 4 1/2

13.95

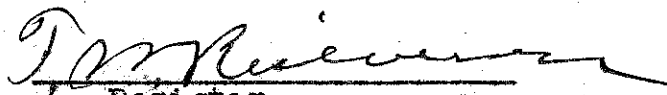
ELVA D. TROYER,
Complainant,

-vs-

LETHA CARROLL, ET AL,
Defendants.

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

In this cause, it appearing to the Register from the Bill of Complaint that the Defendants, Lucile Bryars Phillips, Meribah Bryars, Harry Lee ^{III}McGill, Hubert Allen McGill, Cecil Gordan McGill, and Louis M. McGill, all over fourteen years of age, and Defendants, Marylin Bryars, Wilbur McGill, Marian Eugenia McGill, all under fourteen years of age, and it further appearing that no person has been appointed to act as guardian ad Litem of said infant defendants, and R. C. Heard, Esq., is hereby appointed to act as such Guardian ad Litem in this cause, he being a fit and suitable person to represent the interests of the said infants in this cause.


Register

I hereby accept the
appointment of Guardian
ad Litem in the above
stated cause.



Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

Come Lucile Bryars Phillips, Mary Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Gordon McGill and Louis M. McGill, all over fourteen years of age, and Marilyn Bryars, Wilbur McGill, Marion Eugenia McGill, all under fourteen years of age, Respondents in the above named cause, by their duly appointed Guardian Ad Litem, and for answer to the original Bill of Complaint in the above styled cause, jointly and severally, deny all of the allegations contained in said bill and demand strict proof thereof.

Guardian Ad Litem.

The State of Alabama,
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama--GREETING:

WE COMMAND YOU, That you summon Mrs. Joseph E. Yukers, 800 McQuillen
St. Mobile, Ala., Sallie E. McGill, 800 McQuillen St., Vivian A. Moreland
807 McQuillen St., Robert F. McGill, 800 McQuillen St., Henry J. McGill,
900 Bay Ave., Mobile, Alabama.

of Mobile 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
Elva D. Troyer

against said Mrs. Joseph E. Yukers, Sallie E. McGill, Vivian A. Moreland,
Robert F. McGill, Henry J. McGill.

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 13th day of

March 1930

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 of Baldwin County, In Equity.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

~~Mrs. Joseph E. Galloway, Lillie E. Galloway, Virginia Galloway, Robert Galloway, Henry J. McGill, G. D. McGill, H. H. McGill, Mrs. J. J. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meribah Bryars, Marilyn Bryars,~~

of Baldwin 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 Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Olva D. Troyer

against said

~~Mrs. Joseph E. Galloway, Lillie E. Galloway, Virginia Galloway, Robert Galloway, Henry J. McGill, G. D. McGill, H. H. McGill, J. J. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era V. McKenzie, Lucille Bryars Phillips, Meribah Bryars, & Marilyn Bryars~~

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 10th day of

December 192

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 of Baldwin County, In Equity.

To any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon *Harry Lee McGill,*
Hubert Allen McGill, Cecil Gordon McGill,
Wilbur McGill, Marian Eugenia
McGill, Louis M. McGill

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

Edward Troyer

against said *Harry Lee McGill, Hubert Allen*
McGill, Cecil Gordon McGill,
Wilbur McGill, Marian Eugenia
McGill, & Louis M. McGill.

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 _____ day of

Dec 192 *7*

T. W. Richerson
Register

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

Copies 13 made 19 June 1913
Original
Harry Lee McCreel et al
13 13 1913

SERVE ON _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Elva D. Proyer

vs.

Joseph E. Vickers et al

Beebe Hall

Solicitor 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.

Dec. 14, 1929
Copy of summons
and copy of Bill
of complaint sent
to Registered mail
to Within named
Defendants.

Original
RECORDED

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this 13
day of December 1929

Sheriff.

Executed this 13th day of
December 1929

by leaving a copy of the within Summons with
there within named
defendants

Defendant.

C. Irwin

Sheriff.

By _____
Deputy Sheriff.

SERVE ON _____

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Elva D. Troyer

01-10 alitt 10

vs.

By me, Beebe & Wall

Beebe & Wall

Solicitor for Complainant

Recorded in Vol. _____ Page _____

6 Copies
4/4/16
922
ORIGINAL

SERVE ON _____
Circuit Court of Baldwin County
In Equity

No. 861

SUMMONS

Elva D. Troyer

VS.

X Mrs. Joseph E. Yukers.

X Sallie E. McGill. Vivian A.

Re Moreland Robert F. McGill,

27 Henry J. McGill. ET AL

Arter 4/1

Beebe & Hall.

Solicitor for Complainant

Recorded in Vol _____ Page _____

Robert F. McGill
Sallie E. McGill
Vivian A. McGill
Moreland Robert F. McGill
Henry J. McGill
ET AL
Arter 4/1

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____
day of _____ 19____

Sheriff.

Executed this _____ day of _____ 19____

by leaving a copy of the within Summons with

Defendant.

Sheriff.

Deputy Sheriff.

Received 26 Day of Mar 19 30
and on 26 Day of Mar 19 30
I served a Copy of the within
on Mrs. Joseph E. Yukers
Sallie E. McGill and
Vivian A. McGill
left copy with Robert F. McGill
Moreland Robert F. McGill
Henry J. McGill
ET AL
Arter 4/1
PAT. F. Arter Sheriff

ELVA D. TROYER

-VS-

LETHA CARROLL, ET AL

APPOINTMENT OF GUARDIAN

AD LITEM

Filed May 24/1930

T. M. [illegible]

[illegible signature]

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

Comes your Complainant, Elva D. Troyer, and humbly
complaining against the Defendants hereinafter named, respectfully
represents and shows unto your Honor as follows:

FIRST:

That the Complainant is a resident of Baldwin County,
Alabama, over twenty-one years of age;

SECOND:

That the Defendants to this cause are as follows: Lethea
Carroll, Ojus, Bade County, Florida; Emil J. Bihler, 914 Wolfigram
Avenue, Chicago, Illinois; F. C. McGill, Bay Harbor, Florida; Marion
G. McGill, 928 Morris Street, Cincinnati, Ohio; Ernest H. McGill,
421 Lowell Street, Pontiac, Michigan; William B. McGill, Rodeo, New
Mexico; Thomas G. McGill, 2046 Grand Avenue, Beaumont, Texas; Leila
McGill, 58 East Chaso Street, Pensacola, Florida; Ethel S. McGill,
1000 East Cervantes Street, Pensacola, Florida; Marjorie Comillion,
East Pensacola Heights, Pensacola, Florida; that all of the above are
non-residents of the State of Alabama, and over twenty-one years of
age; Mrs. Joseph E. Yukers, 800 Mcquillen Street, Mobile, Mobile
County, Alabama; Sallie B. McGill, 800 Mcquillen Street, Mobile, Mobile
County, Alabama; Vivian A. Moreland, 807 Mcquillen Street, Mobile,
Mobile County, Alabama; Robert T. McGill, 800 Mcquillen Street,
Mobile, Mobile County, Alabama; Henry J. McGill, 900 Bay Avenue,
Mobile, Mobile County, Alabama; G. T. McGill, Perdido, Baldwin County,
Alabama; E. H. McGill, Perdido, Baldwin County, Alabama; Mrs. J. A.
Bryars, Perdido, Baldwin County, Alabama; Marie Bryars White, Perdido,
Baldwin County, Alabama; Celeste Bryars White, Perdido, Baldwin County,
Alabama; Hazel Bryars White, Perdido, Baldwin County, Alabama; Era V.
McKenzie, Perdido, Baldwin County, Alabama; all over twenty-one years

of age; Lucille Bryars Phillips (a married woman) eighteen years of age, Perdido, Baldwin County, Alabama; Meribah Bryars, a minor fifteen years of age, and Marilyn Bryars, a minor ten years of age who live with their sister, Mrs. C. D. White at Perdido, in Baldwin County, Alabama; Harry Lee McGill, a minor twenty years of age, Hubert Allen McGill, a minor eighteen years of age, and Cecil Gordon McGill, a minor sixteen years of age, all non-residents of the State of Alabama, their residence being 1000 East Cervantes Street, Pensacola, Florida; Wilbur McGill a minor twelve years of age and Marian Eugenia McGill, a minor five years of age, and who live with their mother, Ethel B. McGill, of 1000 East Cervantes Street, Pensacola, Florida; Louis M. McGill a minor eighteen years of age and a non-resident of the State of Alabama, his address being 8928 Commercial Avenue South, Chicago, Illinois; Fred Evans, Carrie McMulty and James B. Peck, all over the age of twenty-one years and non-residents of the State of Alabama, their Post Office address being unknown; the unknown heirs of Fred Hartford, and the unknown heirs of John D. Ragland; the Perdido Land Company, a corporation, Blount Building, Pensacola, Florida.

THIRD:

Complainant alleges that she is in the quiet and peaceable possession of the following described lands in Baldwin County, Alabama, ever claiming to own the same, to-wit:

The Southwest quarter of the Northeast quarter of Section thirty-one, Township Five South, Range three East, containing forty acres, more or less, in Baldwin County, Alabama.

FOURTH:

Complainant alleges that the Defendants hereinabove named claim, or are reputed to claim some right, title or interest in, or incumbrance upon the said lands hereinabove described.

FIFTH:

The Complainant further alleges that no suit is pending to

enforce or test the validity of such claim, right, title or incumbrance the Defendants or any of them may have to said land.

Complainant therefore calls upon the Defendants and each of them separately and severally to set forth and specify his or her claim, right, title or interest in, or incumbrance upon said lands hereinabove described or any part thereof, and to show how and by what instrument or instruments the same is derived or created.

PRAYER FOR PROCESS.

Wherefore the premises considered, Complainant prays that your Honor will take jurisdiction of the cause made by this bill of complaint and by proper process make the said Lethea Carroll, Emil J. Bihler, E. C. McGill, Marion G. McGill, Ernest H. McGill, William B. McGill, Thomas G. McGill, Leila McGill, Ethel S. McGill, Marjorie Comillion, Mrs. Joseph E. Wickers, Sallie E. McGill, Vivian A. Moreland, Robert F. McGill, Henry J. McGill, G. A. McGill, E. H. McGill, Mrs. J. A. Bryars, Marie Bryars White, Celeste Bryars White, Hazel Bryars White, Era W. McKenzie, Lucille Bryars Phillips, Meribah Bryers, Marilyn Bryars, Harry Lee McGill, Hubert Allen McGill, Cecil Gordon McGill, Wilbur McGill, Marian Eugenia McGill, Louis M. McGill, Fred Evans, Carrie McMulty, James B. Peck, the unknown heirs of Fred Harford, the unknown heirs of John D. Ragland, and the Perdido Land Company, Defendants to this bill of complaint and require each of them to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

PRAYER.

Complainant further prays that upon the hearing of this cause this Honorable Court establish the title of Complainant in and to the lands hereinabove described, and further find and decree that each and all of the Defendants herein named, have no claim, right,

title or interest in, or incumbrance upon the lands hereinabove described, or any part thereof, and grant unto your Complainant such other, further or different relief as she may be in equity and good conscience entitled to receive and as in duty bound your complainant will ever pray, etc.

Beebe + Hall
SOLICITORS FOR COMPLAINANT.

FOOT NOTE:

The Defendants are required to answer each and every paragraph of the foregoing bill of complaint, numbered first to fifth, both inclusive, but not under oath, Oath being hereby expressly waived.

Beebe + Hall
SOLICITORS FOR COMPLAINANT.

STATE OF ALABAMA)
BALDWIN COUNTY)

Before me, the undersigned authority in and for said State and County, personally appeared Harry H. Parker who is known to me and who having been by me first duly sworn deposes and says, that he, at the request of Elva D. Troyer, complainant in the cause of Elva D. Troyer vs Lethea Carroll, et al, now pending in the Circuit Court of Baldwin County, Alabama, Equity Side, and as her agent, made and caused to be made a diligent search and inquiry to ascertain and determine the names, ages and addresses of the following named persons who are named as Defendants in said cause, and that from such search and inquiry he has been able to get the following information and from such information he believes as follows:

That Lethea Carroll is over the age of twenty-one years and a non-resident of the State of Alabama, her present address being Ojus, Dade County, Florida; that James B. Peck is a non-resident of the State of Alabama, over the age of twenty-one years and his present address is unknown; that Fred Evans is a non-resident of the State of Alabama, over the age of twenty-one years and his address is unknown; that Carrie McNulty is a non-resident of the State of Alabama, over the age of twenty-one years and her present address is unknown; that Emil J. Bihler is a non-resident of the State of Alabama, over twenty-one years of age, and his address is 914 Wolfram Avenue, Chicago, Illinois; that the Perdido Land Company is a corporation and that its last known address was the Blount Building, Pensacola, Florida; that F. C. McGill is a non-resident of the State of Alabama, over twenty-one years of age, his address being Bay Harbor, Florida; that Marion G. McGill is a non-resident of the State of Alabama, over twenty-one years of age, his address being 928 Morris Street, Cincinnati, Ohio; that Ernest H.

McGill is a non-resident of the State of Alabama, over twenty-one years of age, his present address being 421 Lowell Street, Pontiac, Michigan; that William B. McGill is a non-resident of the State of Alabama, over twenty-one years of age, his address being Rodeo, New Mexico; that Louis M. McGill is a non resident of the State of Alabama, a minor eighteen years of age, his address being 8928 Commercial Avenue South, Chicago, Illinois; that Thomas G. McGill is a non-resident of the State of Alabama, over twenty-one years of age, his address being 2046 Grand Avenue, Beaumont, Texas; that Lelia McGill is a non-resident of the State of Alabama, over twenty-one years of age, her address being 385 Chase Street, Pensacola, Florida; that Mrs. Ethel S. McGill is a non-resident of the State of Alabama, over twenty-one years of age, her address being 1000 East Cervantes Street, Pensacola, Florida; that Majorie Gomillion is a non-resident of the State of Alabama, over twenty-one years of age and a resident of East Pensacola Heights, Pensacola, Florida; that Harry Lee McGill is a minor twenty years of age, Hubert Allen McGill is a minor eighteen years of age, Cecil Gordon McGill is a minor sixteen years of age, are non-residents of the State of Alabama, their present address being 1000 East Cervantes Street, Pensacola, Florida; that Wilbur McGill, age twelve, and Marian Eugenia McGill, a minor five years of age, are non-residents of the State of Alabama, and live with their mother, Ethel S. McGill whose address is 1000 East Cervantes Street, Pensacola, Florida; that he has made and caused to be made a diligent search and inquiry to learn the names, ages and addresses of the heirs of Fred Harford and the heirs of John D. Ragland but has been unable to do so, but from such information obtainable he is satisfied and believes that they are non-residents of the State of Alabama and over twenty-one years of age.

Harry A. Parker

Sworn to and subscribed before me on this the 3rd., day of
December, 1929.

Wm. S. Free
Notary Public, Baldwin County,
Alabama.

AFTER FIVE DAYS RETURN TO
T. W. RICHESON
SISTER AND CLERK OF THE CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALA.



RETURN TO WRITER.

(Return receipt requested) *Emil J. Bihler*
(Deliver to addressee only) 914 Wolf Gram Ave
Chicago Ill.

Return Receipt Requested
Fee Paid.



Return
Dec 16/1930
not Dec 16
W. Bihler
Chicago

