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

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SUMMONS— A Copy of the Bill in this Cause can be	had on application to the Register ordent.
THE STATE OF ALABAMA	CIRCUIT COURT IN EQUITY
County of Baldwin.	No Term, 192
-American Berk & frust Company; a Go	Complaints
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American Bank & Trust Compan	J. a Corporation.
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BILL OF COMPLAINT.

American Bank & Trust Company, a Corporation, Complainent.

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D. L. Teel, as Administrator of the Estate of James M. Harrison, et als, Respondents.

In the Circuit Court for Baldwin County, Alabame, In Equity. To the Honozable Judges of the Circuit Court, in Equity:

Comes the complainant, American Bank & Trust Company, a Corporation under the laws of Alabama, with its principal place of business at Opp, Covington County, Alabama, and exhibits this its bill of Complaintas against D. L. Teel, as Administrator for the Estate of James M. Harrison, Deceased, George H. Harrison, Leonard V. Harrison, James Oscar Harrison, Willie T. Harrison, Dollie A. Teel, Beuna Harrison, and J. C. Harrison, each over the age of twenty-one years, residents of the State of Alabama, and Dennis A. Harrison, whose last known place of residence and Post Office address was, and is, Gardina, California, being a non-resident of the State of Alabama, each of whom are made respondents to this cause and bill of complaint.

1. That complainent as aforesaid is an Alabama corporation, engaged in the business of Banking, with its principal office and place of business at Opp, Covington County, State of Alabama; that the lands which is the subject matter of this suit is located in the County of Baldwin, State of Alabama; that the names and domicile of the respondente are as stated hereinabove, each respondent named, other than said D. I. Feel, being heirs or distributees of the Estate of said James M. Harrison, deceased, the said D. L. Teel, Mille A. Teel, James Oscar Harrison, Beuna Harrison, and J. C. Harrison, residing in Baldwin County, Alabama, the said George H. Herrison, Leonard V. Harrison, and Willie T. Harrison, residing in Covington County, Alabama, or Coffee County, Alabama, their Post Office address being Opp, Alabama; and the said Dennis A. Harrison, whose last known Post Office address, and place of residence, was Gardine, California; and that said James M. Harrison, at the time of his death, left no last Will and Testament, residing at the time of his death in the County of Baldwin, State of Alabema, and whose Betate is in course of Administration in the Probate Court for said County, Letters having

been duly granted and issued, by order and decree of said Probate Court, on to-wit, December 14, 1928, to the respondent, D. L. Teel, who is the husband of respondent Dollie A. Teel, and that said D. L. Teel as such personal representative of said Estate is acting in such capacity of Administrator of said Estate of said Decedent, James M. Harrison, who signed his name J. M. Harrison.

2. That prior to, and that on, to-wit, September 15, 1927, the said James M. Harrison, deceased, was justly indebted to the Complainant in the sum of to-wit, Nine Hundred (\$900.00) Dollars, or other large sum, and that on to-wit, September 15, 1927, at Opp, in Covington County, Alabama, said decedent, under the name of J. M. Harrison, executed and delivered to Complainant a Mortgage Deed, copy of which is here to attached and marked as Exhibit A, with leave of reference thereunto as often as is or may be convenient, for the purpose of securing the sum of to-wit, Five Hundred Fifty-five and 00/100 Dollars, together with all other indebtedness mentioned and/ or referred to in such Mortgage Deed, and all other amounts owing to complainant at any time prior to the maturity of the Note mentioned and referred to in said Mortgage Deed, to-wit, Exhibit A, which matured on to-wit, June 1, 1928; that all said sums totalled the sum of to-wit, Nine Hundred Dollars, besides the fees, and the legal interests to accrue, and which had accrued, upon all and singular such indebtedness; that in and by said Mortgage Deed, the lands described therein was, upon the drafting of such instrument, inadvertenly described as being in Section 7, whereas, said decedent, at that time, nor before or since that date, did not own, and was not in the possession of, lands in said Section 7, as recited in said Mortgage Deed. but did at that time, before that time, and since that time, own, and was in the possession of, and claimed, said lands in to-wit, Section 17, owning no other lands in the County of Baldwin, at the time of the execution of said Mortgage Deed other than the NE $_4^2$ of SE $_4^4$, Section 17, Tp. 5, South, Range 4, East, and which last described forty of land said decedent, at the time of the execution and delivery of said Mortgage Deed, intended to embrace and convey in and by said instrument, and that at that time said Complainant intended to accept such Mortgage Deed upon said last named forty acres of land, and none other, and that the fact that there was, and is, a material misdescription of the lands

in said Mortgage Deed, in that it describes the lands as being in Section 7, whereas, the lands is in Section 17, was not known to complainant until since the death of said decedent, since the grant of Letters of Administration upon his said Estate as aforesaid, and since the filing various and divers Claims and Accounts against such Estate by Creditirs of the Estate of said decedent; that said forty of land that decedent intended to convey, and that Complainamt intended to accept as secirity, being to-wit, said NE of SE: Section 17, Township 5, South, Range 4, East, sitauted in Baldwin County, Alabama, which said decedent purchased on to-wit, September 30, 1926, from the heirs of C. J. Hobbs, deceased, to-wit, W. J. Hobbs, Sadie Hobbs, Edith Hobbs, Della Phillipps, W. M. P. Phillipps, Maude Pate, H. B. Hobbs, Ella Mae Hobbs, Letha Camoll who signed also as Lethia Hobbs, and D. A. Carroll, who were all the heirs and distributees of said C. J. Hobbs, deceased, who, by their warranty deed, on said date, to-wit, September 30, 1926, conveyed, said lands to eaid James M. Harrison, deceaded, which instrument is of record in the Probate Office for Baldwin County, Alabama, Deed record 41NS. pages 219,220, having been filed in said Office December 2, 1926, and recorded in said record on to-wit. December 3, 1926. Compleinant farther alleges that it is informed and believes, and from such information and belief alleges, that, the NW2 of SW2. Sec. 7, Tp. 5, South, Range 4, East, Baldwin County, Alabama, at the time of the execution and delivery of the Mortgage Deed copy of which is Exhibit A, was owned by, and in the possession of, one C. A. E. Hobbs, who has no interests in the lands of like description but in Section 17. or some other person whose name is to Complainant unknown, but who has no interests in the lands of like description in Section 17, as referred to hereinabove; the said decodent, at the time of the making of said Mortgage Deed copy of which is Exhibit A, and at the time of his death, was in the possession of said lands to-wit. NE of SE. Section 17, Tp. 5, South, Ramge 4, East, in Baldwin County, Alabama, said decedent leaving no wife surviving him at the time of his death. and being a widower at the time of the execution and delivery of the Mortgage Deed to Complainant copy of which is Exhibit A, to the bill of complaint.

^{5.} Complainant further alleges that the said Mortgage indebt-

edness is past due, end unpoid, together with the legal interests thereon, and also the recording fees for recording the mortgage. and the Attornya and Solicitire fees recited and secured in and by the terms of such instrument; that Complainant in this cause end court eachs to reform said instrument, to-wit, said Mortgage Deed, as to make it speak the truth and the intention of the parties in this to-wit, by making the same in the description of the lands purporting to be conveyed and enbraced therein, read Section "17" whereas it incovertently or by mistake on the party of the sorivenor preparing the same a by mistake or instructance made the same erroneously read Section "7" and as reformed and corrected. foreclosed in this cause and court; that the indebtedness evidenced and secured in and by the terms of said instrument be by this court aggertained, and that respondents, and each of them, he given a reaconable time within which to pay off the name with the costs, interests, and Attorneys and Solicitors fees, provided for, and incurred: or, failing so to pay off and discharge each come as found and determined by the court, that said lands to-wit. NE of SEi. Section 17. Tp. 5. South, Range 4. East, in Baldwin County, Alabama, and all the right, title, claim and inherests of said J. M. Herrison, at the time of the execution and delivery of said Mortgage Deed, be sold by the Register of this court, and to the highest bidder, for cash, at the Court House in said County, after advertisement and notice as may be by the court required in the decree, and that out of the proceeds. the costs of this cause, fees of the Attorney for the Complainant, and the interester and principal of such mortgage indebtedness be paid, and if there be any surplus or residue, that the same be by the court directed to be paid over to the Administrator of the Estate of said decedent, and/or to those who from the facts may be entitled thereto: said Mortgage Deed of Complainant copy of which is Exhibit A, having been filed for record in the Probate Office for Balkwin County, Alabama, on September 25, 1927, and appearing of record in said Office in Mortgage Book No. 38, at page 475, et sep.

4. Complaiant calls upon the respondents, and each of them, to disclose, and to propound any and all claims which they have or claim, in and to the lands involved in this suit, and bill, and as

to the nature, extent, and source of such interests, and by what instrument, or under what circumstances the same was creaked.

or derived; the interests, if any, other than such as is subject to the rights and claims of Complainant, if any, being unknown to Complainant, in the premises.

Administrator of the Estate of the said James M. Harrison, Dellae A. Teel, Beuna Harrison, Geo. H. Harrison, Leonard V. Harrison, Willie T. Harrison, J. C. Harrison, James Oscar Harrison, and the said non-resident respondent, Dennis A. Harrison, of Gardina, California, parties respondents to this bill of complainant, praying summons and due process to each, under the law and rules of this court, requiring them and each of them, appear in this cause and court within the manner and time required by law, and the rules of the court, to answer the bill of complaint, or failing that decree pro confesso be garnted and entered in the cause against them respectively.

Complainant further prays that upon the final hearing that the Mortgage Deed copy of which is Exhibit A, be reformed and corrected so as to make the same cover, ambrace and convey the lands to-wit, NE of SE. Section "17", Tp. 5, South, Range 4, Rest, in Beldwin County, Alabame, and, as reformed and corrected, that the same be foreclosed in and by this court; that the mortgage indebtedness, evidenced, and referred to, and secured, in and by the Mortgage Deed, be ascertained, fixed, and stated, with the principal, legal interests, and the Attorneys fees as is provided for and secured therein; that a time be fixed within which respondents, or either of them, or any one interested, may pay off and discharge the mortgage debt, interests, interestand fees, court costs, and proper charges, or failing that the said lands in the instrument as corrected and reformed, by by the Reg. ister of this court sold, for oash, before the Court House door of Baldwin County, Alabama, to the higest bidder, after such notice as is provided for or directed to be given; that out of the proceeds, the Register, after construction of mortgage debt, interests, fees and costs and charges, and that the remainder, if any, be paid to

to the same; that Complainant he awarded also all such other, further, and/or different relief, as from the facts and in equity it may be entilted, praying for all such references to the Register as may become necessary; praying, also, for general relief; and in duty bound Complainant will ever pray, etc.

Whatel Andalusis Ala. Solicitor for Complainant:

Foot note:

Respondents, and each of them, will enswer the bill of complaint, and each of the paragraps thereof, one to four, each inclusive, but oath to such answer is hereby specifically waived.

Solicitor for Complainant.

State of Alabama. Covington County.

Before me, a Notary Public in and for said County, personally appeared A. Whaley, who is known to me, and who being by me first duly sworn, says:

That he is the Solicitor for the Complainant in the foregoing Bill of Complaint, and that the names, ages, places of residence,
and Post Office address, given and alleged in the bill, are true, to
the best of his knowledge, ifformation, and belief.

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Sworn to and subscribed before me April 104 1930.

Notary Fublic, Covington County, Alabama.

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American Bank & Trust Company, A Corporation, Complainant,

VS.

D. L. Teel, as Administrator, et als., Respondents.

In the Baldwin County Circuit Court, - In EQUITY.

Administrator to the Bill of Complaint in this cause, and is hereby submitted for decree thereon by the Court, further or other notice or order to that effect being waived, and that the Register place the bill, demurrer and this agreement before the Court and the Judge of the Court forthwith for decree thereon.

This December 19, 1931.

Solicitor for Complainant.

Devkaley

Solicitors for Respondent, D. L. Teel, as Administrator,

etc.

Filed: December 19, 1931,

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The State of Alabama, Baldwin County

Circuit Court of Baldwin County, In Equity

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

Mille Fills

American Seak & Truct Co.,

A Corporation, Complainant.

Va.

D. L. Pocl, as Administrator, ot als. Respondents.

In the Beldwin County, Alebase, Circuit Court, In Equity.

This cause having been submitted by agreement in writing on file for decree in vacation on the desurrer of the respondent, D. J. Toel, as administrator, of the estate of James M. Harrison, deceased, one of the respondents to the bill of complaint and the cause and submission and the demurrer and the bill of complaint having been considered by the court, it is the opinion and finding of the court that the bill of complaint contains equity and that the demurrer thereto being considered on this submission and the court being advised of the opinion:

The thorethe desurver to the bill of complaint by the respondent be not be never to the black be not because the beauty overfuled, and that said respondent. D. J. Feel, we administ that the from the date to asswer the bill of complaint.

It is the farther order of the court that a copy of this decree be familiable the Belleiters of Lecord of the parties, affected by the submission and this decree.

Some this February____ 1950.

Filed and errolled February____ 1932.

Karlater.

I hereby certify that orpies of the foregoing decree was furnished by sail to the Solleitore of Rocard, A. Shaley, Andelusia, Alabama, for complainant, and Bobse and Hall, Bay Hinatte, Alabama, for said Respondents, this Heleny 5: 1952.

Macletar.

AQu Pala

Aporiose Park & Track Co.,

A Composation, Completence.

Take

D. L. 1961, as Administrator, of els. Respondents.

This cause having been submitted by agreement in writing on file for decree is vacation on the demorrer of the respondent, 2, L. Ted., Administrator, of the setate of James M. Barrison, decembed, one of the respondents to the bill of complaint and the cause and submission and the demorrer and the bill of complaint having been considered by the court, it is the opinion and finding of the court that the bill of complaint contains equity and that the demorrer thereto being considered on this submission and the court being advised of its opinion:

ours that the Commires to the blind confident by the respondent be and to hereby prescribed, and that said respondent. A. J. Teel, so administration is because allowed thirty days from a 1s date to ensure the bill of completels.

It is the farther order of the court that e copy of this court that e copy of this decree be familiated the Salieltore of Record of the parties, affected by the substitutes and this decree.

Done this February 1922.

Fire and emplied February 1950.

I hereby certify that copies of the foregoing decree was furnished by sail to the Bulleiture of Record, A. Phaley, Andelusia, Alabama, for complainest, and Debes and Ball, Day Minerte, Alabama, for eald Respondents, this February ____, 1958.

American Bank & Trust Company, a Corporation, Complainant.

VS.

D. L. Teel, As Administrator Estate J. M. Harrision, et als, Respondents.

. In Circuit Court of Baldwin County, - In Equity.

To Hon. T. W. Richerson, as Register:

There being decree pro confesso against all respondents in the above styled cause, on file, and complainant desireing to take the depositions orally before the Register of this Court, of J. A. Whaley and hereby makes application for that purpose, praying an order to that effect.

This April 25, 1932.

Solicitor for Complainant.

Filed April 25, 1932.

The Recurrence

Register.

or**de**ŕ:

In the above cause application being made by complainant to take the oral testimony of the witnesses named in the foregoing application, on this day, and there being on file and inforce in this cause decrees pro confesso versus all respondents to the bill of complaint:

It is, therefore ordered by the Register that such application be, and is hereby granted, and that the testimony of such witnesses ba taken orally before the Register of this court at his office on this date, commission not being required for that purpose.

Done in open Court: April 25, 1932.

TW Register.

Filed: April 25, 1932.

TW Ricewoon

Regist**er.**

SUBMISSION:

TOTA :

(Section 6601, Cd. 1923)

To Hon. T. W. Richerson, Register:

The foregoing cause being at issue by decrees pro confesso against all respondents to the cause, and the testimony being taken and the cause ready for submission, the complainant does hereby request that you submit the cause, which is hereby submitted, and deliver the file. papearand proceedings in the cause to the Hon. F. M. Hare, as Judge of the Court for final decree upon pleadings, decrees pro confesso, and testimony as noted by the Registers

Filed April 25, 1932.

Register.

Solicitor for Complainant.

Organd

SERVE ON
Circuit Court of Baldwin Count In Equity
No.
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THE STATE OF ALABAMA, BALDWIN COUNTY

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	Sheriff.
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by leaving a copy of the w	rithin Summons with
Beuna Has	rison
Q Drwi	Defendant.
	Sheriff.
B y	
Dy	Deputy Sheriff.
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STATE OF ALABAMA

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Register.

I hereby confess legal service of this Summons, and waive service and copy by the Sheriff.

Signed ness orded in Record

Vol. Page Register.

Complainant's Solicitor.

Defendant's Solicitor.

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Sheriff

I hereby Deputize

to act as special deputy Sheriff to execute this Summons.

by serving a copy on

..... Sheriff, Deputy Sheriff

of County, Ala.

Defendant lives at

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Copy for Olemis A. Horr, son, Galifra

MORTGAGE

J. M. Hermia

to me, acknowledged before me

on this day,

being

foregoing

Mortgage,

in and

TO

AMERICAN BANK & TRUST C

OPP, ALABAMA

THE STATE OF ALABAMA
COVINCTON COUNTY
OFFICE OF THE JUDGE OF PROBATE
I hereby certify that the within Mortgage
was filed in this effice for record on the
day of192
ato'clockM., and duly
recorded in Book of Mortgages,
Page and examined.

Judge of Probat

American Tourt & agreement for Submission

Tiled Febr 19th 1932 Der Richman Regist

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The State of Alabama,

Circuit Court of Baldwin County, in Equity **Baldwin County** To Any Sheriff of the State of Alabama-GREETING: WE COMMAND YOU, That you summon m Beuna Harrison 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 American Bank & Trust Company, a Corporation Beuna Harrison, et al against said 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 ____ April 193.0

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

BAY MINETTE, ALA. M J.W. Richardson

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE

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494 words @ 42

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail Editor and Proprietor

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

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ication be, and is hereby made in	
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hat each of said respondents are	Vol. 7 No.
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After five days return to
. W. RICHERSON
AND CLERK OF THE CIRCUIT COURT
BALDWIN COUNTY
BAY MINETTE, ALA,
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Registered mail matter; Return receipt Requested.

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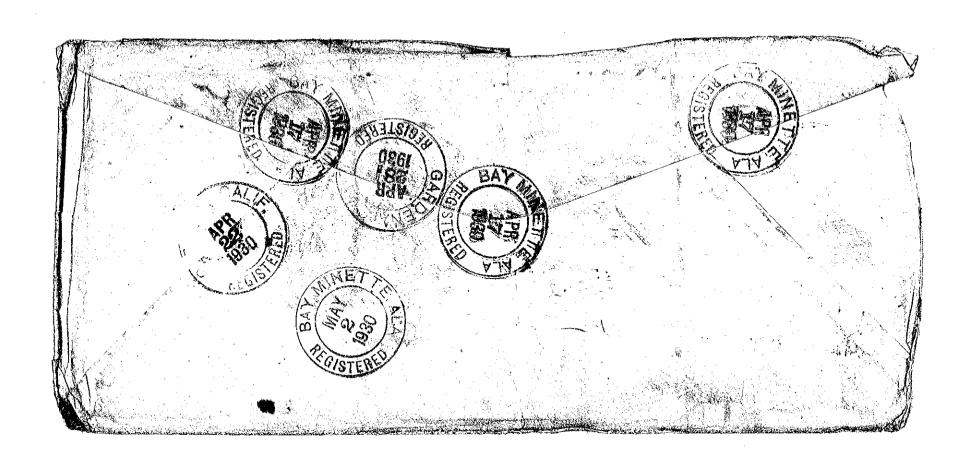
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Mr. Dennis A. Harrison, Gardina, California.

> 1777° 144





April 19, 1932.

Hoh. T. W. Richerson, Register, Baldwin Circuit Court, Bay Minette, Alabama.

My dear Mr. Richerson:

Re: American Bank & Trust Co. v. Teel, Admr et als.

I received copy of decree on demurrer about the 6th of March for which I thank you. Since that time I have not heard from any one, or which an answer was filed, so I wired you on April 11th for decree pro confesso account failure of the defendant, Teel, to answer assuming that none had been filed as no copy was sent me under the rules of Judge Hare, if filed, by the Solicitor for Teel etc.

I will be very much obliged if you will advise me if answer was filed, or if not if decree pro confesso was entered on my motion, and the status of the case.

Thanking you in advance for this courtesy, and again thanking you for past courtesies and good service as you have given, I am.

Very truly yours,

A. WHALKY.

P. S. The date of your certificate of service of the decree was Feb. 5, whereas it should be changed to show it as March where February appears.

February 20, 1952.

Mess. Sebse & Hall.

Bay Mirette, Alebana.

Gentlen en :

In Re: American Bank & Trust Co. VS:

D. L. Teel, as administrator, et ale.

I have letter from the Register that the agreement to embmit on demurrer has been filed with him, and I herewith inclose copy of draft of degree which I think appropriate on the submission which I am sending to him to go with the files to the Judge. Flease send me but of the copies of the agreement on submission and oblige, as I mailed the original and two copies to you assuming that you would return one of the copies to ma.

With best wishes to you, I am

Very truly yours. Buraly

AW.TT.

February 20, 1932.

Hon. T. W. Richerson, Register of Circuit Court, Bay Minette, Alabama.

My dear Sir:

In Re: American Bank & Trust Co. Vs:

D. L. Teel, et als.

I have your letter stating that the agreement to submit on demurrer have been filed and that the Judge will be there on the 25th, and I will be glad if you will deliver him the original bill and demurrer with the inclosed form of decree which I am incline to think will be the proper decree of the case on submission and deliver them to Judge Hare.

I thank you for your letter and trust that the matter will be handled at the call of the 25th without my having to be there.

With personal regards, I am

Very truly yours.

AW: EF.

•

A. WHALEY
Attorney and Counsellor
ANDALUSIA NATIONAL BANK BLDG.
ANDALUSIA, ALABAMA

March 3, 1932.

Hon. T. W. Richerson, Clerk Circuit Court Bay Minette, Alaba

My dear sir:

Re: American Bank & Trust Co., vs. Teel, et als, - Equity.

I overlooked sending you postage to cover letters which you have written and may write relative this litigation and copy of decree when rendered on demurrer, hence I am enclosing you.some with stamped envelopes also for that purpose. Being an old Register I know that accumulations as to postage and the like in many cases amounts to quite a bit, and besides when there is a stamped envelope at hand addressed it so much easier to send a message.

Trust that the papers were turned over to Judge Hare and that he took care of my case when he was there as to submission on demurrer, etc., and again thanking you for your uniform and material courtesies, I am,

Very truly yours,

A. WHALEY.

Enc .

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY.

american Bankt Trust co-D. L. Ieel et al-

PLAINTIFF DEFENDANT

Fees of Register		Dollars	Cts.	Brought Forward	1		8
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amining each answer, etc.	3 00	j		Register's Fees		2	7)5
cording resignation, etc.	75			Sheriff's Fees	l		2
tering each certificate to Supreme Court	50	1		Commissioner's Fees		L	
king questions and answers, etc.	25			Solicitor's Fees	į		
r all other service relating to such proceedings	1 00			Witness Fees	ļ		
rservices in proceeding to relieve minors, etc.,	* 00			Guardian Ad Litem			
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mmission on sales, etc.: 1st \$100, 2 per cent.: all over		,		Trial Tax			Q.
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over \$1,600, and not exceeding \$20,000, 1 per ct.;				Recording Decree in Probate Court	1	\cdot \vee	. 1
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Circuit Court, Bald Lounty, Ala.,
IN EQUITY.

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N. L. Zue, as adm g & Figo m. Normson,

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PLAINTIFF

DEFENDANT

			OF COST	· · · · · · · · · · · · · · · · · · ·	
Fees of Register	Dollar	Cts.	AMOUNT BROUGHT FORWARD	Å,S,	Ç
Fees of Register 2 3 sq each bill and other papers 2 5 10	2	10	For receiving, keeping and paying out or distributing		1
ag each bill and other papers	3	50	money, etc. 1st \$1,000 1 per ct.; all over \$1,000 and		
ting each Subpoena 50	2	10	not over \$5,000, 3-4 of 1 perct.; all over \$5,000 and		
	3	05	not exceeding \$10,000, 1-2 of 1 per ct.; all over \$10,-	2	5
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each Order of Publication 1 00	0	1	court, etc., 1-2 of 1 per ct. of amount received.		
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each Copy thereof 50			Filing, Receipting for and Docketing each Claim, etc. 25 For all entries on Subpoena Docket, etc	2	
ering each return thereof15	1		For all entries on Commission Docket, etc. 50	******	1.
the control of the co	1		Making Final Record, per hundred words	17	7
ing Writ of Attachment1 00	1		Gertified Copy of Decree1 00		
rring each return thereof 15	,	00	Report of Divorce to State Health Office	1	A
keting each case1 00			Total Fees of Register		
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ing each Decree Pro Confesso on personal service1 00	1.	00	FEES OF SHERIFF	Ī	-
	1 .		Serving and Returning Subpoena on Deft. \$1 50	7.	D(
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orsing each package10	1.	50	Selling Property Attached25		j
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tract of Cause, etc1 00		0	Collecting Execution for Costs 1.50	٠.	1
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Every Hundred Words Over Five Hundred 15	1		Serving and Returning Notice	1	
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h Report, Five Hundred Words or less2 50				1	1
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h notice not otherwise provided for		1 1	-	63.	
Certificate or Affidavit, no Seal		1 1	aregisted a reestiment of the second	7	5
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a Settlement with Receiver or Trustee3 00			Commissioner's Fees		
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ning each Answer on Exception			Witness Fees Guardian Ad Litem	ودر	
ording Resignation or Suggestion of Death of Trustee 75				28	. /
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ing Questions and Answers, etc			Recording Decree in Probate Court	- 300	
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Ci	ircuit Court, Baldwin County, A In Equity.
	No. 8-92

american Bank & Trust lo

J. J. Tell, as adms, estate of J. Ly. Harrison

Cost Bill

Register

Circuit Court, Baldwin County, Ala. In Equity.

No. 892

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Cost Bill

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Register.

Moore Printing Co. Bay Minette

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THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

Legal ad on DL Teal adm Staffarmon Est. 44mms

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THE BALDWIN

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail Editor and Proprietor

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

CITATE ON AT ABABASA

Pursuant to provisions of decree	BALDWEN COVERY
rendered to wit, April 25, 1932, in	BALDWIN COUNTY.
Equity Raidwin County, Alabama,	IT NO Vant
Circuit court, in favor of the com-	being duly sworn, deposes and says that he is
plainant American Bank and Trust	
Co. vs. D. L. Teel, as Administrator	the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay
Estate of I. M. Harrison, et als., res-	The state of the s
pendents default in payment made,	Wenglin The Santa Commission of the Santa Commission o
the undersigned will, on May 27, 1933	Minette, Baldwin County, Alabama; that the notice hereto attached of
within the legal hours of sale, sell at	All
the front door of the Courthouse in	(Mitteen Break & down to
Bay Minette, Baldwin County, Ala-	
hama to the highest bidder for cash,	
the following land, situated in Bald-	
win County, Alabama, as Iollows:	
NE 1.4 of SE 1-4, of Section 17.	At a call and and
Tp. 5, South, Range 4, East, as di-	DI Jeel am. Est & din Hamson
rected by such decree and the Solici-	, and the same of
tor for said complainant.	\mathcal{C}
This April 21, 1933. T. W. RICHERSON, As Regis-	
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ter. A WHALEY, Solicitor for Complain-	
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	Was published in said Newspaper for consecutive weeks in the following issues:
Date of first publication	april 27-1933 vol. No. 13
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Date of third publication	Vol
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Date of fourth publication	1/4-1/ 0 11-1- Vol. No. 15
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Subscribed and sworn before th	as undergined this
And sworn before the	ne undersigned this day of
May	
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Caren aren	Publisher Publisher
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No.

American Bank & Trust Company; a Corporation, Complainant,

vs. In Equity.

D. L. Teel, as Administrator, et als, Respondents.

In the Circuit Court of Baldwin County, Alabama.

Now comes the complainant in this cause by its Solicitor of record and moves the court for decree pro confessom against all respondents to the bill of complaint, other than D. L. Teel, as Administrator who has appeared by demurrer, and for grounds of motion alleges that due process has been had on each of such respondents severally either by personal service and/or by publication and notice by mail, all as provided for by statute and/or the rules of the court, noting all and singular the returns and certificates and file and record in the cause.

Solicitor for Complainant.

Filed November 3, 1931.

IM Riccion, Register.

Note of Testimony:

The complainant, in the foregoing cause, in support of the motion this day filed for decree pro confesso, notes in evidence, and in support of such motion, all returns of service by the Sheriffs respectively, all certificates and notices on file, the bill and verification thereof, and affidavit of non-residence, and the other testimony taken in support of the motion, and newspapers and certificates of service by publisher and Register, and process in the cause.

All of which is hereby certified to this: November 3, 1931,

M. Register.

Filed and enrolled upon minutes of the Court: Hovember &, 1931,

Do Riccion . Register.

THE STATE OF ALABAMA	CIRCUIT COURT IN EQUITY
COUNTY OF BALDWIN.	No Term, 192
.American .Bank. & Trust .Company	· Corporation Complaints
and the second of the second o	Vs.
D. T. Marie	17.41.24.24
TO ANY SHERIFF OF THE STATE OF ALABA	The Estate of J. M. Harrison, et als, MA: Respondents.
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Debnis A. Harrison	
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to appear before the Circuit Court, in Equity at A	andalusia, Alabama, within thirty days after the ser-
vice of this Summons, and then and there demur,	plead to or answer the Bill of Complaint filed by
American Real & Manat Com	• • • • • • • • • • • • • • • • • • • •
· ·	pany, a Corporation,
•	
D, L. Teel, as Administrator	of the Estate of James M. Harrison,
et als.	
	· · · · · · · · · · · · · · · · · · ·
Herein fail not, due return make of this writ	as the law directs.
Witness my hand, this day of .	April 1930
	Invited Register.

10. 942.

American Bank & Trust Company, a Corporation, Complainant,

rg. In Doulty.

D. L. Fool, as Administrator of the Satate of J. M. Harrison, deceased, et als., hespondents.

In the Baldwin County, Alabama, Circuit Court.

This cause having been submitted for final decree upon the pleadings, decrees pro confesso, and testimony upon written request by the Rolicitor for Complainant on to-wit, April 25, 1952, and final decree rendered in the cause on such date by the court, and certain lands involved in the suit described and referred to in such decree, to-wit: NB of SM, Section 17, Tp. 5, South, Range 4. East. in Baldwin County, Alabama, correcting the description in a mortgage described in the original bill of complaint by so describing the lands therein as stated hereinabove and in such final degree: and in each final decree it being determined that there was the total sum of \$1.724.60, balance due upon such mortgage debt, and it being provided therein that respondents, or some one for them might pay off such indebtedness, with the costs of this cause, on or by July 1, 1938, with interest thereon as stated in such decree, otherwise the Register of this court proceed as in such decree to edvertise and sell such lands; that the debt and costs with interests not being paid within the time so fixed by such decree, the Register of this court having advertised and sold euch lands, on the 27th day of May, 1935, in the manner and upon substantial compliance with such final decree, as shown by his report of such sale, and that such report was filed in this cause and court on May 27, 1955, and no objections or exceptions having been filed in the cause by any of the parties to the suit, or those interested therein, and the report baving lain over for the time required by such final decree for much purpose; and the complainant having bid at such sale the sum of \$66000 Eight Hundred and 00/100 (\$800.00) Dollars, under the provisions of such final decree, and electing to not pay such sum in but filing statement to that effeat as provided for in such decree of sale; that such complainant

being the highest, best and last bidder for each lands at each cale, and the same having been then and there sold to it as such purchaser by the Register of this court, and the report of the Hogister showing the substantial performance of the sale, the decree therefor, the bid of the compleizant, and the notice and provisions for such asia, in substablial compliance with such former decree, and the report being in writing filed and now before the court, and such former decree of cale providing that all things not determined therein were retained until the coming in of the report of the Register, and it appearing from much report that the costs of the costs including such sale is the sum of \$100.61. and that the such our deducted from the bid at such sele leaving the tun of \$596.59, which operates as a credit protents upon much mortgage indebtedress liked in the former decree, and thus leaving a belance, with interest at the rate of eight per ection per somen from the date of such decrea upon the same of \$1.170.21, balance and upon such decree after deducting such bidd (less the court costs of (105.61) stated above; and such former degree and the original andmission being still before the court, end the report of sele bains now before the court for its determination, and for completing the cours upon such original entainsion: The cours finds the facts as stated and referred to above, and is of the opinion that the conplained is on this to have the report of sale confirmed, for such other relief as under the facts and pleadings it may be entitled:

It is, therefore, ordered and decreed by the court, as follows:

(a) That the report of the Register of the sale of the lands involved in the suit and described in the former decree and in this decree, be, and such report is hereby confirmed, that the said sum of \$694.29, of such bid, be, and is hereby applied to and dredited upon such former decree as to the sortgage debt assertations and fixed therein, that the court costs up to and including the sale of such lands in the sum of \$105.61, which is taxed against the complainant, and that the sum of \$1.170.51, with interest at eight per contum per annum from May 37, 1955, thereon, the complainant is estimated to as the balance due on its mortgage debt, and that complainant does recover the same from

the respondent, D. L. Tool, as Administrator of the Estate of J. M. Harrison, decreased, for which execution may issue.

- possession and assistance directed to Any Sheriff of the State of Alabama, to restore to, and deliver unto the complainant, the possession of the property described in this report, shown as sold by the Register to the complainant, and that any and all parties to the cause, respondents, and/or their agents, servents, tenants, and on-playees, be dispossessed of such lands, and that return be made to this court on Monday, the 5th day of March, 1934, as to how and when the same was executed.
- complainant a Register's Deed, conveying unto it the lands described in this decree, and the report of sale by the Register, in substantial compliance with law, and conveying all the right, title, interest, and claims of all partice respondent to this cause, shift and of the sais J. M. Berrison, deceased, as possessed by him at the time of his death, and at the time of the execution of the mortgage involved in the cuit copy of which is an exhibit to the bill of complaint.

is in light the completent be, and Is taxed with the course of the is in light attent, of confiament is in light attent, of the costs are not like as a claim with the light attent agent, that It he so filed I paid, that I he so filed I paid, I faid, I fame, 31,1934.

Miles and envolled: Jepany 31, 1934.
M. A. Stand Register.

I hereby early that the above is q Two copy of the cleane opposing, and the same appears of vecess, This Jany, 300, 93 x M. A. Stone

Pgu &

No. 942.

American Bank & Trust Company, A Corporation, Complainant.

Ve.

D. L. Teel, As Administrator, et als, Respondents.

In the Baldwin County, Alabama, Circuit Court, In Equity.
In the foregoing stated cause, affidavit is made therein,
on behalf of Complainant therein, as follows:

Before the undersigned a Notary Public in and for the County of Covingtom, State of Alabama, personally appeared A. Whaley, who being being known to me and who being by me first duly sworn, doth on oath depose and say: That affiant is the Solicitor of record for the complainant in the foregoing stated bill in equity pending in equity in the Baldwin County, Alabama, Circuit Court, styled and numbered as stated hereinbefore, and that those certain respondents to said cause and bill aforesaid, to-wit, J. C. Harrison, George Harrison, Leonard Harrison, and Dennis A Harrison (are non-residents of the state of Alabama, have resided out of the State of Alabama for more than six months since the filing of said bill of complaint, and are out of the state of Alabama and have been for to-wit, six months since the filing of said bill of complaint, that each of said respondents are over the age of twenty-one years, and that their last known places of residence and post office address, so far as complainant knows, and can ascertain from due diligence, was, and is, as follows: Dennis A. Harrison, Cardina, California, and/or Los Angeles, Californha; J. C. Harrison, Cardina, California, and/or Los Angeles, California; and George H. Harrison and Leonard Harrison, each at Quincy, Florida; the more exact or specific address of each being unknown to complainant and affiant; and that an order of publication in said cause to each of said non-resident respondents by the Register of this court is hereby requested, and that same be published and copy posted, and copy mailed to each said respondent as provided for by statute and rule 22 chancery practice, said facts stated being to the best of the knowledge, and belief, of said affiant as said Solicitor for said Complainant. Sworn to and subscribed before me. Notary Public. 1931.

MO. 942.

American Bank & Trust Company, A Corporation, Complainant,

Ve.

D. L. Poel, As Administrator, et ale, Respondents.

In the Baldwin County, Alabama, Circuit Court, In Equity.
In the foregoing stated cause, affidevit is made therein,
on behalf of Complainant therein, as follows:

Before the undersigned a Dotary Fublic in and for the County of Covington, State of Alabama, personally appeared A. Wholey, who being form to me and who being by me first duly evern, doth on with depote and may: That afficit is the Solicitor of record for the complainant in the foregoing stated bill in equity pending In equity in the Baldwin County, Alabama, Circuit Court, stylen wit numbered as stated hereinbefore, and that those certain respondents to said cause and bill aforesaid to-wit, J. C. Herriyon, Agerge Harrison, Leonard Herricon, and Dennie A Harrison, fro bon-recidents of the state of Alebama, have resided out of the state of Alabama for more than six months cince the filing of east Mil of complaint, and are out of the state of Alabama and have been for to-wit, six months since the filing of said bill of complaint, that each of said respondents are over the age of twenty-one years, and that their Last known places of residence and post office eddress, so fer as compleinant knows, and can ascertain from due diligence, was, and is, as follows: Dennis A. Harrison, Cardina, California, end/or Los Angoles, Californha: J. C. Harrison, Cardina, California, and/or Los Angeles, California; sud George H. Harrison and Leonard Harrison. out at culsoy. Florida; the more exact or specific elirops of each being unknown to complainant and afficut; and that an order of publication in said cause to each of said non-resident respondents by the Register of this court is hereby recoefted, and that same be published and copy posted, and copy mailed to each said respondent as provided for by statute and rele E2 changery praction, said facts etated being to the best of the knowledge. July 50, 1931. The Cotto Notary Public. Buhasa No. 942.

American Bank & Trust Company, A Corporation, Complainant,

Te.

D. L. Toel, As Administrator, et als, Respondents.

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

In the foregoing stated cause, affidavit is made therein,
on behalf of Complainant therein, as follows:

Before the undersigned a Notery Public in and for the County of Covingtom, State of Alabama, personally appeared A. Whaley, who being being known to me and who being by me first duly sworn, doth on outh dopose and pay: That afficut is the Solicitor of record for the complainant in the foregoing stated bill in equity pending in equity in the Baldwin County. Alabama Circuit Court, styled and numbered as stated hereinbefore, and that those certain respondents to said cause and bill aforesaid. to-wit, J. C. Harrison, George Harrison, Leonard Harrison, and Dennis A Harrison, are Won-residents of the state of Alabama, have resided out of the State of Alabama for more than six months since the filing of said bill of complaint, and are out of the state of Alabama and have been for to-wit, six months since the filing of said bill of complaint, that each of said respondents are over the age of twenty-one years, and that their last known places of residence and post office address, so fer as complainant knows, and can ascertain from due diligence, was, and is, as follows: Dennie A. Harrison, Cardina, California, and/or Los Ange. les, Californas; J. C. Harrison, Cardina, California, and/or Los Angeles, California; and George H. Harrison and Leonard Harrison, each at unincy, Florida; the more exact or specific address of each being unknown to complainant and affiant; and that an order of publication in said cause to each of said non-resident respondents by the Register of this court is hereby requested, and that same be published and copy posted, and copy mailed to each said respondent as provided for by statute and rule 22 chancery practice, said facts stated being to the best of the knowledge. and belief of said affirmt as said Solicitor for said Complainant Sworn to and subscribed perors me.
July 30, 1931. //www.buttle, Notary Public. where

American Bank & Truet Company, A Corporation, Complainant,

A SE

D. L. Teel, de administrator, et als, Respondents.

In the Baldmin County, Alshams, Circuit Court, In Equity, In the foregoing stated cause, affidavit is made therein, on behalf of Complainant therein, as follows:

County of Covington, Mato of Alabana, personally appeared A.

Before the accersigned a Notery Public in and for the

Affigut as said Solicitor for said Complainant practice, said facts stated being to the best of the knowledge, said respondent as provided for by statute and rule 22 chancery that came be published and copy posted, and copy mailed to each spondents by the Register of this court is hereby requested, and of publication in said cause to each of said non-resident reeach being unknown to complainant and afflant; and that an order each at wuincy, Florida; the more exact or epecific address of Angeles, California; and Ceorge H. Harrison and Leonard Harrison, les, Californas; J. C. Harrison, Cardina, California, and/or Los Tollows: Dennie A. Harrison, Cardina, California, and/or Los Angoant knows, and can ascertain from due diligence, was, and is, as places of residence and post office address, as far as complainare over the age of twenty-one years, and that their last known filing of said bill of complaint, that sach of said respondents state of Alabama and have been for to-wit, six months since the since the filing of said bill of complaint, and are out of the have resided out of the State of Alabama for more than six months Dennis A Harrison, are Mon-residents of the state of Alabama, to-oft, J. C. Berlison, Assirg Degrison, Leonard Sarrison, and that those certain respondents is said cause and bill aforesaid, Circuit Court, Etyled off numbered as stated hereinbefore, and bill in equity pending in equity in the Beldwin County, Alabame, Solicitor of record for the chaplainant in the foregoing states duly evorn, doth on on the post and say: That affiant is the Whaley, who being being smoughtome and who being by me first

Motery Fublio.

CIRCUIT COURT IN EQUITY

American Bank & Trust Co.

M. Harrison, et als.

SUMMONS

Issued April // 1930 . ### Register.

I hereby confess legal service of this Summons, and waive service and copy by the Sheriff.

Signed

Recorded in Record

Vol. Page

Register.

A. WHALEY, Andalusia, Ala., Complainant's Solicitor.

Defendant's Solicitor.

	Defendant lives at	
•		
• • •	• • • • • • • • • • • • • • • • • • •	٠
	Received in Office	-

I hereby Deputize

to act as special deputy Sheriff to execute this Summons.

by serving a copy on

..... Deputy Sheriff

of County, Ala.

Register

26. TECORDED and Bank & Finat Co. De Teel, as admir, exalo Motion for Decree To con pleaso o mot of Testimony, Filed An 3 nd 1931, Tiller Register

ORDER OF PUBLICATION.

In re: American Bank & Trust Co., Complainant,

Cause No. 942//. vo.

D. L. Poel, as Administrator, et als, Respondents.

In this cause the complainant by its Solicitor of record having made affidavit as provided for by statute and chancery rule 22, that the respondents, George H. Harrison and Leonard Harrison, are each over the age of twenty-one years, that each of them are non-residents of the state of Alabama, that they have resided out of the state of Alabama for more than six months since the filing of this suit, and that each of them are out of the state of Alabama for six months next heretofers since the filing of said emit; and that their last known place of residence and post office address was, and is, Quincy, Florida; that the respondents Dennis A. Harrison and J. C. Harrison, are each over the age of twenty-one poers, and that each are non-residents of the state of Alabama for more than dix months since the filing of this suit; and that each have resided out of the state of Alabama for six months next heretofer and since the filing of this suit; and that their last known place of residence and post office address was, and is, terdina, Comformia, and/or Los Angeles, California; and said affidavit thing is substantial compliance with said rule and the statutes provided for in each case: In this cause the complainant by its Solicitor of record

It is, therefore, ordered by the Register of the Circuit Courfor Baldwin County, Alabama, in said cause, and as to such said respondents and each of them, that this order of publication be, and is hereby made in said cause and court, to them, and that each of said respondents, and to make answer to said bill of complaint as a cause and court, and to make answer to said bill of complaint as a cause heretofore filled, to-wit, to plead, answer, demur of therwise defend against the same, within the time herein special fied, to-wit, September 5, 1987, or failing within thirty days from each date to so defend, a decree pro confesso will be entere against them respectively, as provided for by statute and the rule of the court in each cause; and it is the further order of the Register of said court that a copy of this order be posted at the court house door for Baldwin County, a copy be published in the Cause thouse door for Baldwin County, a copy of the same be mailed to each such respondent at each said address given aforesaid, and that certificate of such compliance be filed in the cause, respectively as required by law and the rules of the court.

Done this July BD. 1981.

4 1000.

Topleen ...

Filed July SP, 1981.

Dorfleens

ORDING OF FUBLICATION.

In re: American Bank & Trust Co., Complainant,

Cause No. 942**/**p. vs.

D. L. Teel, as Administrator, et als, Respondents.

In this cause the complainant by its Solicitor of record baying made affidavit as provided for by statute and chancery rule 22, that the respondents, George E. Harrison and Leonard rule 22, that the respondents, George H. Harrison and Leonard Harrison, are each over the age of twenty-one years, that each of them are non-residents of the state of Alabama for more than six months since the filing of this suit, and that each of them are out of the state of Alabama for six months next heretofore since the filing of said suit; and that their last known place of residence and post office address was, and is, Quincy, Florida; that the respondents Dennis A. Harrison and J. C. Harrison, are each over the age of twenty-one years, and that each are non-residents of the state of Alabama, that each have resided out of the state of Alabama for more than the months since the filing of this suit, and that each have resided out of the state of Alabama for six months next here to or end since the filing of this suit; and that their last known/place of residence and post office address was, and is, Cardina, California, and/or los Angeles, California; and said affidavit being in substantial compliance with said rule and the statutes prowided for in such cases:

It is, therefore, ordered by the Register of the Circuit Cour for Baldwin County, Alabama, in said cause, and as to such said respondents and each of them, that this order of publication be, and is hereby made in said cause and court, to them, and that each of said respondents are hereby ordered and directed to appear in said cause and court, and to make answer to said bill of complain in said cause heretoire filed, to-wit, to plead, answer, demur of otherwise defend against the same, within the time herein specifical, to-wit, September 5, 1951, or failing within thirty days from said date to so defend, a decree pro confesso will be entered against them respectively, as provided for by statute and the rule of the court in said cause; and it is the further order of the Register of said court that a copy of this order be posted at the court house door for Baldwin County, a copy be published in The Alabama, for four weeks, and that a copy of the same be mailed to each such respondent at each said address given aforesaid, and that certificate of such compliance be filed in the cause, respectively as required by law and the rules of the court. respetively as required by law and the rules of the court.

Done this July 31, 1951.

Macken Rogistor.

Atty for Conflainant

A. WHALEY
Attorney and Counsellor
FIRST NATIONAL BANK BUILDING
ANDALUSIA, ALABAMA

August 17, 1931. Re: American Bank & Trust Co. vs. Teel et als.

My dear Mr. Richerson:

Please get the enclosed proofs of notice and publication fixed separately and filed in the case mentioned therein and oblige, attaching copy to the affidavit of the printer, and have bill made to Bank and send to me just as soon as it is in proof and filed so that I can have remittance made to you for same, and oblige.

Please advise me of what orders are made at this term in this case and oblige.

Thanking you for your prompt and courteous attention, I am,

Very truly yours,

2 Wholey

Enc .

Attach Exhibit, Copy of Notice here:

State of Alabama, Baldwin County.

The undersigned Editor and Publisher of The Baldwin Times, a newspaper regularly published in Bay Minette, Baldwin County, Alabama, does hereby certify that the foregoing atteched order and notice, copy of which is attached hereto and made part hereof, was regularly published in the regular issues of said paper for four regular issues, once each week for four consecutive weeks, beginning in the issue of July 30, 1931, as shown by such clipping attached from said nawspaper, in cause of American Bank & Trust Company, versus D. L. Teel as Admr., et als, pending in equaty in Circuit Court for said County; and that the publishers fees for said publication is the sum of \$

Editor and Publisher, etc.

Sworn to and subscribed before me this August 20, 1931.

Register Circuit Court.

Filed August 20, 1931,

Register.

CIRCUIT COURT, BALDWIN COUNTY, ALA., IN EQUITY. and I was vs.

adret as & m 4 arms DEFENDANT

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Circuit Court, Baldwin County, Ala. In Equity.

No....

VS.

Cost Bill

Paid______,193_

Register

Moore Ptg. Co.

A. WHALEY Attorney and Counsellor FIRST NATIONAL BANK BUILDING ANDALUSIA, ALABAMA

State of Alabama,

Circuit Court: In Equity.

Baldwin County.

In re: No. 942, American Bank & Trust Company, a Corporation, Complainant, versus D. L. Teel, as Administrator, et als. Respondents.

The undersigned, T. W. Richerson, as Register of the Circuit Court, in Equity, for Baldwin County, Alabama, does hereby certify that the foregoing notice and order of publication in the above stated cause in said court, was posted at the courthouse door of said County on, to-wit, July 30, 1931, by posting a true copy of the same at the door of said Courthouse for said County; that one copy each of said order and notice was on, to-wit, July 30, 1931, mailed by we postage prepaid properly addressed, and delivered in the Post Office at Bay Minette, Alabama, addressed separately to each of the respondents, to-wit, George Harrison and Leonard Harrison, addressed to them at Quincy, Florida; and that copies each and severally were on, to-wit, July 30, 1931, likewise mailed postage prepaid and delivered in the Post Office at Bay Minette, Alabama, to respondents J. C. Harrison and Dennis A. Harrison, at their said post office addresses respectively as stated in said order; and that each such had the return address of affiant thereon; and thatcopies of said order were respectively mailed to each said respondent in the manner and time and as directed in said order by the undersigned as the Register of said court, copy of which order as filed and as published in The Baldwin Times, a newspaper regularly published in Bay Minette, Baldwin County, Alabama, each week on Thursdays, and which order begun its publication in said newspaper in its issue of July 30, 1931, is hereto attached as Exhibit "A" and made a part of this affidavit of service with leave of reference thereto as often as is or may become necessary, in compliance with said order, the stat outes and rules of the court. etc.

Given under my hand and seal, as Register of said Court. in Equity, this August 18, 1931. Office Register.

(SEAL)

Filed August 18, 1931,

Dangister.
Register.

ORDER OF PUBLICATION

in re: AMERICAN BANK & TRUST ≪CO., Complainant, Cause No. 942. vs. D. L. TEEL, as Administrator, et als Respondents.

In this cause the complainant by its solicitor of record having made saffidavit as provided for by statute and chancery rule 22, that the respondents, George H. Harrison and Leonard Harrison, are each over the age of twenty-one years, that each of them are non-residents of the state of Alaboma, that they have resided out of the state of Alabama for more than six months since the filing of this suit, and that each of them are out of the state of Alabama for six months. M next heretofore since the kiling of ast said suit, and that their last known the Diace of residence and post office ad and dress was and is Quincy Florida, ried that the respondents Dennis A. Harrison and J. C. Harrison, are each over the age of twenty-one years, and that each are non-residents of the state of Alabama, that each have resided out of the state of Alabama for more than six months since the filing of this suit, and that each have resided out of the state of Alabama for six months next heretofore and since the Tiling of this suit; and that their last known place of residence and post office address was, and is, Cardina, California, and or Los Angeles, Cali Mine Fornia; and said affidavit being in to M substantial compliance with said rule and the statutes provided for in such cases:

It is, therefore, ordered by the Register of the Circuit Court for Baldwin County, Alabama, in said cause, and as to such said respondents and reach of them, that this order of pub-Tication be, and is hereby made in said cause and court, to them, and that each of said respondents Siereby ordered and directed to appear in said cause and court, and to make answer to said bill of complaint in said cause heretofore filed, to-wit, to plead answer demur or otherwise defend against the same, within the time herein specified, to wit September 5, 1931, or failing within thirty days from said date to so defend, a elecree pro confesso will be entered against them respectively, as provided. for by statute and the rule of the scourt in said cause; and it is the Turther order of the Register of said court that a copy of this order be posted at the court house door for Baldwin County, a copy be published in the Baldwin Times, a newspaper published in Bay Minette, Alabama for four weeks, and that a copy of the same be mailed to each such re-spondent at each said address given saforesaid and that certificate of such compliance be filed in the cause, resspectively as required by law and the ruler of the court

iDone this July 30, 1931: T. W. RICHERSON, Register. Filed July 30, 1931, T. W. Richerson

Register. for Complain-Atty. A. WHALEY. 26-4t. ant.

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Baldv	e of Alabama Circuit Court of Baldwin County, Alabama vin County (In Equity)
	American B nk and Trust Company a corporation,
	vs. D.L. Teal as Administrator of the estate of James M. Harrison, deceased, et al, RESPONDENT
	T.W.Richersonm,
	Commissioner
have called and o	aused to come before me J.A.Whaley
witnessname	d in the requirement for Oral Examination, on the25thay ofApril
	ffice of Register,
in Bay Mine	tte, Alabama, and having first sworn said witness to speak the
truth, the whole	truth, and nothing but the truth, the said <u>Witness</u> ,

I know the complainant in a business way; and knew J. M. Harrison, deceased, in his life time. I knew the matter of the execution of the notes and mortgagse involved by J. M. Harrison, to the American cank & Trust Company; the forty mentioned in the mortgage was inadvertently made to read as being in section 7, whereas it was in section 17; the y made to read as being in section 7, whereas it was in section 17; the gescriptin in the mortgage should have read NEI of SEI Section 17, Fp. 5, Range 4, east as described in the deed from Hobs et als to J. M. Harrison, for the forty of land involved, which deed was there at the time the mortgage was made out, but the draftsman who prepared the mortgage inadvertently made it read as being in section 7, whereas it was in, and should have read, section "17". This mistake was not discovered until later, and there has not been any contention by any of the partiesto the suit that the mistake was as alleged nor as to the indebtedness. I have had several talks with the defensant administrator relative the matters, and he admits the mistake, that Harrison owned no other lands in Baldwin County, Alabama, than the forty in question, and that the indebtedness, with the interests are long past due, unpaid, and states that he has no defense to this suit. The total debt, interests and charges as claimed totals the sum of \$1.724.60, to this date, after all credits, payments, and credits are deducted.

J. A. Whaley, of Opp, Alabama, being duly sworn, says:

doth depose and say as follows:

Harrison was in the possession of the lands in section 17, at the time the mortgage was made, and that is the lands which he was to give the Bank the mortgage on, and the lands which the Bank lents its money on, and the mortgage wopy of which is exhibit A to the bill is attached, and secures the amounts involved, and all the amounts which Harrison owed with interest and proper charges totals the sum stated above.

The administrator has never paid any thing to the Bank or to any one for it on the mortgage debts.

The lands involved was in the possession of the Administrator until recently, and I find today that Will Harrison, one of the respondents is now living on the lands cultivating the same tho I know of no agreement or arrangements for such.

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8581 NOTE OF TESTIMONY	
American Bank and Trust Company,	THE STATE OF ALABAMA, BALDWIN COUNTY
vs. D.L. Teal as Administrator of the	IN EQUITY,
Estate of James M.Harrisob, decea	
Bell of Conflux V	ant upon the original Bill of Complaint, + the following
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and in behalf of Defendant upon	of Lestinay
request to sub-	if by conflut on file
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No.892	
THE STATE OF ALABAMA BALDWIN COUNTY	
IN EQUITY, SIRCUIT COURT OF BALDWIN COUNT	Y.
American Bank and Trust C	Lompany,
a corporation,	
vs D.L.Teal as Administrator	of the
Estate of James M.Harriso	on, deceased et al,
NOTE OF TESTIMONY	nasans
Filed in Open Court this25th	
lay of April 1925	3
Register	
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The State of Alabama, Baldwin County

Circuit Court of Baldwin County, In Equity

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

The State of Alabama,

Circuit Court of Baldwin County, In Equity

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

AMERICAN BANK AND TRUST COMPANY, a corporation, Complainant,

VS

D. L. TEEL, ADMINISTRATOR OF THE ESTATE OF JAMES M. HARRISON, DECEASED, ET AL, Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

Comes the Defendant, D. L. Teel, as Administrator of the Estate of James M. Harrison, deceased, and demurs to Complainants bill of complaint and as grounds of demurrer says:

There is no equity in the bill.

ATTORNEYS FOR DEFENDANT.

arguel

SERVE ON	THE STATE OF ALABAMA,
Circuit Court of Baldwin County	BALDWIN COUNTY
In Equity	
	Received in office this
No.	day of 19
SUMMONS	
Bunkanieskantak	Sheriff.
American Bank & Trust Co.,	Executed thisd2day o
a Corporation,	april 1931
	by leaving a copy of the within Summons with
	Dd. Leel Apleaceure
	Theren of Jos H. Harren
vs. ArekikenyRanky&yTyustyVompal	Defendant.
D. L. Teel, et al	Sheriff.
Dream Loter	B y
	Deputy Sheriff.
A. Whaley	
Solicitor for Complainant	
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SERVE ON	THE STATE OF ALABAMA,
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Solicitor for Complainar Recorded in Vol Page	

WRIT OF POSSESSION

STATE OF ALABAMA,
BAIDWIN COUNTY

IN THE CIRCUIT COURT

IN EQUITY.

TO ANY SHERIFF OF THE STATE OF ALABAMA......GREETING:

YOU ARE HEREBY COMMANDED to restore to and deliver unto the company, The American Benk and Trust Company, a Corporation, possession of the property and tenements described in this writ, and that any and all parties to the cause, respondents, and/or their agents, servants, tenants, and employees, be dispossessed of such lands, which the said American Bank and Trust Company, a Corporation, recovered of D. L. Teel, as Administrator of the Estate of J.M. Harrison, deceased, et als., by the judgment of our Circuit court in Equity, held for the County of Baldwin on the 31st day of January, 1934, viz:

Northeast Quarter of Southeast Quarter, Section Seventeen, Township 5, South, Range Four, East, in Baldwin County, Alabama.

and that return be made to this court on Monday, the 5th day of March, 1934, as to how and when the same was executed.

WITNESS my hand this 3rd day of February, 1934.

Register in Chancery,

Circuit Court of Baldwin County,

Alabama:

Executed February 7th 1934 by Rewing Copy of within

EQUITY NO. 892

IN THE CIRCUIT COURT OF BALDWIN COUNTY, AIABAMA.

AMERICAN BANK & TRUST COMPANY, a CORPORATION

D. L. TEEL. As Administrator of the Estate of James M. Harrison, Deceased, et als.

POSSESSION

Filed on this the 5h day of February, 1934.

A. WHALEY, Andalusia Solicitor for Complainant, American Bank & Trust Company, a Corporation,

vs.

D. L. Teel, as Administrator Estate of J. M. Harrison, et als. Respondents.

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

This cause being submitted for final decree upon pleadings, decree pro confesso respectively against all parties respondent, and the testimony as noted by the Register for hearing at this time, and it appearing to the court and the Judge of the court, that, the complainant is entitled to the relief prayed, both as to correction of the misdescription of the lands involved as alleged and prayed, and for the foreclosure of the mortgage as corrected and reformed, it is the opinion, finding, and the judgment and decree of this court, as follows:

- prayed, on the facts as alleged and referred to in the bill, that the mortgage involved is corrected and reformed in that the same where it appears therein that the lands involved are in section seven (7), is made to read and so treated, to read and describe and convey the following lands: "NE1 of SE1, Section 17, Tp. 5, South, Range 4, Mast, in Baldwin County, Alabama, thus so correcting said mortgage involved in that respect, and that the Register of this Court make and enter upon mortgage record No. 38, at page 473-474, on the margin of the record of the mortgage involved in said record in the Probate office of Baldwin County, Alabama, the following memoranda: "By order and decree of the Circuit Court, in Equity, for Baldwin County, Alabama, made heretofore in case American Bank & Trust Company, Complainant, versus D. L. Teel, as Administrator of Estate of J. M. Harrison, Deceased, et als, the description of the lands involved in the mortgage shown at this page was corrected to as to make the land therein described read asNE1 of SE1 Section 17, Tp/5, South, Range 4, East, in Baldwin County, Alabama, and that such notation be dated by the Register as the date when made, and that he sign his name thereto as such Register.
- 2. That the mortgage involved in this cause shown by Exhibit to the bill and pleadings in the cause, as corrected and reformed as prayed and mentioned in this decree, be fored osed, failure to pay the same after its due date being made; that the principal, interests and the recording fees, and the resaonable and secured Attorneys fees provided for in the mortgages and notes involved and noted, totals the sum of \$172460 to this date, and that complainant have and recover such sum upon its said mortgage indebtedness involved and/or secured in the suit, and that said mortgage is a charge and lien on the real estate involved in said mortgage as corrected and reformed, to-wit, NE4 of SE4 Section 17, Tp. 5 South, Range 4 East, in Baldwin County, Alabama; that either party to this suit may, on or before July 1, 1932, next, pay off said indebtedness fixed and stated above, with interest at eight per cent per annum from this decree to date of payment, with all the court costs of this cause, in which event said funds being paid to the Register of this court, of the selicitor of record for complainant, the Register upon evidence of such fact will note the same on the margin of said record of mortgages mentioned in the first paragrpah of this decree, and upon the recerds of this court.
- 3. That in the event said indebtedness, with interests, costs, and all fees of the court and Register and the solicitor for complainant be not paid within the time fixed in the second paragrphs of this decree, the Register of this court shall, at the request of the complainant or its assigns, proceed to advertise the lands involved for four weeks in some newspaper then published in May Minette, Alabama, and sell said lands at public auction, to the highest bidder, for cash, within the lagd hours of sale before the Courthouse door in Bay Minette, Alabama, and the proceeds he will retain until the further order of the court, reporting such sale forthwith to the court, any party involved or affected being entilled to object to the sale and report within five days next after the filing of such report; provided, that if the complainant bids and the lands are sold to it, it may by written statement filed in the cause not be required to pay the money into the court, if the bid is not in excess of the debt and costs of the cause involved.

- 4. That if the bid of the complainant for the lands as made, if so bid and made, by complainant at any sale, the bid upon the confirmation of the report of sale, shall ipso facto discharge so much of the debt, interest, costs and fees, as the same covers, the costs of the suit first to be deducted, and the complainant being in such event subject to the further orders and decree of the court as to any costs involved, it to make provisions for the payment of the court costs to the officials of the court in such event of its successful bid for the property.
- 5. It is further ordered by the court that all matters not decided in this decree, and all future matters, also the question of writ if possession and/or assistance to the purchaser of the lands, are retained until the coming in of the report of sale and until the further orders and decree of the court on this submission.

This April 25, 1932.

F. W. Hare

Filed and enrolled: April $\frac{25}{}$, 1932.

J. M. Phelemon

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No. 942.

American Bank & Trust Co.. A Corporation, Complainant.

Vs.

D. L. Teel, as Administrator, et als, Respondents.

In the Baldwin County, Alabama, Circuit Court, In Equity. This cause having been submitted by agreement in writing on file for decree in vacation on the demurrer of the respondent, D. L. Teel, as administrator, of the estate of James M. Harrison, deceased, one of the respondents to the bill of complaint and the cause and submission and the demurrer and the bill of complaint having been considered by the court, it is the opinion and finding of the court that the bill of complaint contains equity and that the demurrer thereto being condidered on this submission and the court being advised of its opinion:

It is, therefore, ordered and decreed by the court that the demurrer to the bill of complaint by the respondent be and is hereby overruled, and that said respondent, D. L. Teel, as administrator, is hereby allowed thirty days from this date to answer the bill of complaint.

It is the further order of the court that a copy of this decree be furnished the Solicitors of Record of the parties, affected by the submission and this decree.

Done this Pebruary Ja, 1932.

Filed and enrolled Mark 1932.

I hereby certify that copies of the foregoing decree was furnished by mail to the Solicitors of Record, A. Whaley, Andalusia, Alabama, for complainant, and Bebee and Hall, Bay Minette, Alabama, for said Respondents, this Mesucky 3', 1932.

TorRece Register.

Equity 892 Armeon Bank No. 942.

American Bank & Trust Company, a Corporation, Complainant.

vs. In Equity.

D. L. Teel, as Administrator of the Estate of J. M. Harrison, deceased, et als., Respondents.

In the Baldwin County, Alabama, Circuit Court.

This cause having been submitted for final decree upon the pleadings, decrees pro confesso, and testimony upon written request by the Solicitor for Complainant on to-wit, April 25, 1932, and final decree rendered in the cause on such date by the court. and certain lands involved in the suit described and referred to in such decree, to-wit: NE2 of SE1, Section 17, Tp. 5, South, Range 4, East, in Baldwin County, Alabama, correcting the description in a mortgage described in the original bill of complaint by so describing the lands therein as stated hereinabove and in such final decree; and in such final decree it being determined that there was the total sum of \$1.724.60, balance due upon such mortgage debt, and it being provided therein that respondents, or some one for them might pay off such indebtedness, with the costs of this cause, on or by July 1, 1932, with interest thereon as stated in such decree, otherwise the Register of this court proceed as in such decree to advertise and sell such lands; that the debt and costs with interests not being paid within the time so fixed by such decree, the Register of this court having advertised and sold such lands, on the 27th day of May, 1933, in the manner and upon substantial compliance with such final decree, as shown by his report of such sale, and that such report was filed in this cause and court on May 27, 1933, and no objections or execptions having been filed in the cause by any of the parties to the suit, or those interested therein, and the report having lain over for the time required by such final decree for such purpose; and the complainant having bid at such sale the sum of ####### Eight Hundred and 00/100 (\$800.00) Dollars, under the provisions of such final decree, and electing to not pay such sum in but filing statement to that ef-

feet as provided for in such decree of sale; that such complainant

being the highest, best and last bidder for such lands at such sale, and the same having been then and there sold to it as such purchaser by the Register of this court, and the report of the Register showing the substantial performance of the sale, the decree therefor, the bid of the complainant, and the notice and provisions for such sale, in substantial compliance with such former decree, and the report being in writing filed and now before the court, and such former decree of sale providing that all things not determined therein were retained until the coming in of the report of the Register, and it appearing from such report that the costs of the costs including such sale is the sum of \$105.61, and that the such sum deducted from the bid at such sale leaving the sum of \$694.39, which operates as a credit protanto upon such mortgage indebtedness fixed in the former decree, and thus leaving a balance, with interest at the rate of eight per centum per annum from the date of such decree upon the same of \$1.170.21, balance due upon such decree after deducting such bidd (less the court costs of \$105.61) stated above; and such former decree and the original submission being still before the court, and the report of sale being now before the court for its determination, and for completing the cause upon such original submission: The court finds the facts as stated and referred to above, and is of the opinion that the complainant is entitled to hace the report of sale confirmed, for such other relief as under the facts and pleadings it may be entitled:

It is, therefore, ordered and decreed by the court, as follows:

(a) That the report of the Register of the sale of the lands involved in the suit and described in the former decree and in this decree, be, and such report is hereby confirmed, that the said sum of \$694.39, of such bid, be, and is hereby applied to and credited upon such former decree as to the mortgage debt ascertained and fixed therein, that the court costs up to and including the sale of such lands is the sum of \$105.61, which is taxed against the complainant, and that the sum of \$1.170.21, with interest at eight per centum per annum from May 27, 1933, thereon, the complainant is entitled to as the balance due on its mortgage debt, and that complainant does recover the same from

the respondent, D. L. Teel, as Administrator of the Estate of J. M. Harrison, decrased, for which execution may issue.

- (b) That the Register of this court issue instanter a writ of possession and assistance directed to Any Sheriff of the State of Alabama, to restore to, and deliver unto the complainant, the possession of the property described in this report, shown as sold by the Register to the complainant, and that any and all parties to the cause, respondents, and/or their agents, servants, tenants, and employees, be dispossessed of such lands, and that return be made to this court on Momday, the 5th day of March, 1934, as to how and when the same was executed.
- (c) That the Register of this court execute and deliver to the complainant a Register's Deed, conveying unto it the lands described in this decree, and the report of sale by the Register, in substantial compliance with law, and conveying all the right, title, interest, and claims of all parties respondent to this cause, **** and of the sais J. M. Harrison, deceased, as possessed by him at the time of his death, and at the time of the execution of the mortgage involved in the suit copy of which is an exhibit to the bill of complaint.
- (d) That the complainant be, and is taxed with the costs of the cause, for which execution may issue: Nove Deal, that if complains and is in liquidation, the costs are not hill as a Claim with the Liquidation agent, and I he so brief your family. 31,1934,

 Judge.

Filed and enrolled: January 31, 1934.

American Bank & Trust Company, a Corporation, Complainant.

VS.

D. L. Teel, as Administrator, et als, Respondents.

In the Circuit Court for Baldwin County, Alabama, - In Equity. To Hon. F. W. Hare, as Judge of said Court:

The undersigned as Register of said court respectfully reports to your Honor in said cause, the following:

That on to-wit, April 20, 1932, a decree was rendered which among other things directed the Register to advertise and sell to the highest bidder before the Courthouse door in Baldwin County, Alabama, the fellowing lands, situated in said County, to-wit:

Northeast Quarter of Southeast Quarter (NET of SET) Section Seventeen (17) Township Five (5) South, Range Four (4) East, containing forty acres, more or less, in Baldwin County, Alabama; providing that a certain sum of money was not paid within a stipulated time fixed by the court in such decree; that said monies were not paid within the manner and time fixed by the court in such decree, and that said complainant directed the sale of said lands under such decree heretofore, which sale was advertised for May 27, 1933, before the Courthouse door for Baldwin County, Alabama, for a period of more than thirty days next before said date by posting notice thereof at the Courthouse door for said County, with the style of the cause, the description of the lands, the reference to the cause, and that such notice was also published for four consecutive weeks in a newspaper regularly published in Bay Minette, Baldwin County, Alabama, subsequent to April 21, 1933, and May 27, 1933; that on to-wit, May 27, 1933, during the legal hours of sale, the undersigned as Register of said court did, at public outcry, before the Courthouse door in Bay Minette, Baldwin County, Alabama, under and pursuant to the decree in said cause, expose said lands aforesaid to public judicial sale, under the terms and provisions of such decree, and that at such sale said complainant, American Bank & Trust Company, became and was the highest, best and last bidder for said bands at such sale, it then and there bidding therefor under the provisions of such decree the sum of to-wit,

Right Hundred (\$800.00) Dollars, being the treat, higher and best and last bidder therefor, and at and for which bid said lands were then and there knecked off and sold to said complainant at and for such bid; that to this date there is accrued in said cause including the advertisements in the cause and of the sale the sum of one Hundred Five and 61/100 (\$105.61) Dollars, as per bill of costs hereto attached and made a part of this report; that said bid of complainant for said lands, as and when confimmed by the court, becomes and is a credit upon the decree and indebtedness fixed and stated therein pro tento, such bid being made under the provisions of such decree in that aspect and as therein provided.

Wherefore, the fore foing is hereby reported to the court, for its judgment of affirmation or rejection under the rules of the court and as provided for by law in such cases, and provisions as to costs and deed by the Register and writ of assistance, execution, and/or other appropriate decree, orders, and process in the premises, and writ of possession for the property involved to the purchaheer, as and when sale is confirmed, etc.

Respectfully submitted:

As Register Circuit Court in Equity.

Filed May $\angle 7$, 1933,

Register.

Circuit Court, Baldwin County, Ala., IN EQUITY. American Bank & Drust Co, a corp N. L. Del, as adm of Est of m. Narrison, BILL OF COST

#892

PLAINTIFF

DEFENDANT

		BILL	OF COST	· · · ·		
Fees of Register	Dollars	•	AMOUNT BROUGHT FORWARD	s		its.
Filing each bill and other papers 23 \$ 10	2	30	For receiving, keeping and paying out or distributing	=-	17	
Issuing each Subpoens	-3.	50	money, etc. 1st \$1,000 1 per ct.; all over \$1.000 and	1	.	
Issuing each copy thereof	2	80	not over \$5,000, 3-4 of 1 perct.; all over \$5,000 and not exceeding \$10,000, 1-2 of 1 perct.; all over \$10,-		.	
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For each Order of Publication 2 1 00	7]	court, etc., 1-2 of 1 per ct. of amount received. Each Notice Sent by Mail to Creditors			1
Issuing Writ of Injunction 1 50			Filing, Receipting for and Docketing each Claim, etc. 25			_
For each Copy thereof			For all entries on Subpoena Docket, etc. 50	4 -	ک {	70
Entering each return thereof 15			For all entries on Commission Docket, etc	10	7 4	0
Issuing Writ of Attachment1 00			Certified Copy of Decree 1 00	1.	· •	
Entering each return thereof 15		اما	Report of Divorce to State Health Office		1/.	. n
Docketing each case1 00	1	00	Recording Acts 1915 hobate office		_ 4	
Entering each Appearance 25		25		1	,4	·U
·	1	00	FEES OF SHERIFF			_
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Issuing each Decree Pro Confesso on publication1 00		1 . 1	Serving and Returning Subpoena for Witness	1 4		
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Any other order by Register 50						Į
Issuing Commission to Take Testimony			Entering and Returing same 25			į
Receiving and Filing			Entering and Returning Execution 25	1	٠ إ	ł
Endorsing each package10	1	50	Selling Property Attached		1	ı
Entering Order Submitting Cause	ĺ.		Impaneling Jury 75			1
Entering any other Order of Court 25 Noting all Testimony 50	ļ. <u>.</u>	50	Executing Writ of Possession	1		
Abstract of Cause, etc1 00			Collecting Execution for Costs 1.50	- 1		1
Entering each Decree	2	12	Serving and Returning Sci. Fa., each65		1	
For Every Hundred Words Over Five Hundred 15	Ì		Serving and Returning Notice 65		1	1
Taking Account on Reference3 00			Serving and Returning Writ of Injunction 1.50		1	. 1
Taking Testimony, etc 15	J 5	00				1
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For every Hundred Words Over Five Hundred 15	1		Taking and Approving Bonds, each 1.00	1.	1	1
Amount Claimed. Less than Five Hundred Dollars, etc2 00			Collecting Money on Execution			1
Issuing each Subpoena			Making Deed 2.50	- [1
Witness Gertificate, each			Serving and Returning Application 1.00			_]
Issuing Execution, each			Serving Attachment, Contempt of Court 1.50	-	15	
Entering each Return			TOTAL FEES OF SHERIFF		, 	-
Making Copy of Bill, etc	4	25			ļ	
Each notice not otherwise provided for 50	7		Recapitulation		f //	
Fach Certificate or Affidavit, with Seal 50		1. }	Register's Fees	6	04	-14
Each Certificate or Affidavit, no Seal 25			Sheriff's Fees	Ta	i S	0
Hearing and passing on application for Receiver or Trustee 3 00			Commissioner's Fees			
Each Settlement with Receiver or Trustee			Solicitor's Fees			
Examining each Voucher of Receiver or Trustee 10	1		Witness Fees		j	_
Examing each Answer on Exception]		Guardian Ad Litem	2.5	17	1/
Recording Resignation or Suggestion of Death of Trustee 75			Printer's Fees	-	À	ام
Entering each Certificate to Supreme Court	1		Trial Tax 3 00	-) 0	~
Taking Questions and Answers, etc 25 For all other service relating to such proceedings 1 00			Recording Decree in Probate Court	1		
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For service in proceeding to relieve minors, etc. same fee as in similar cases.			Total		_!_	<u>-</u>
Commission on sales, etc.: 1st \$100, 2 percent; all over \$100, and not exceeding \$1000, 1 1 2 per cent; all over \$1.000 and not exceeding \$20,000, 1 per cent; all over \$20,000, 1-4 of 1 per cent.	12	50		10.	54	1
Sub Total Carried Forward	41	40				

Received payment this _____ day of ____

NOTE: Unless the above costs in this cause are paid within ten days of the present date, execution will be issued and placed in the hands of Sheriff for collection, creating more costs.

anerican Bank O. R. Teel, as Udniv et alos Filed May 27,1923 Ta Riceum Regislet.

BAY MINETTE, ALA., 1/2 / 1932

Coffee and

IN ACCOUNT WITH

G. W. HUMPHRIES

JUDGE OF PROBATE, BALDWIN COUNTY

Please Return	n Bill With Remittance	Privilege Tax	Rec. Fee	Total
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	10/16/ J. M. C.			
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NOTICE OF PENDING SUIT.

To whom it may concern:

American Bank & Trust Company, a Corporation, has filed its bill of complaint in the Circuit Court, in Equity, for Baldwin County, State of Alabama, against D. L. Teel, as Administrator of the Estate of James M. Harrison, deceased, Dollie A. Teel, George M. Harrison, Leonard V. Harrison, James Oscar Harrison, Willie T. Harrison, Beuna Harrison, J. C. Harrison, and Dennis A. Harrison, for the purpose of correcting and reforming a Mortgage Deed made by said James M. Harrison, deceased, to said complainant on to-wit, September 15, 1927, recorded in Mortgage Record 38, pages 473,474, in the Probate Office for Baldwin County, Alabama, and for the foreclosure in said cause and court, of said mortgage as corrected and reformed, by the correcing of the description of the lands embraced in said instrument to-wit, NE4 of SE4, Section 17, Township 5, South, Range 4, East, containing forty acres, more or less, the said instrument reciting that said lands is in Section 7, whereas, it should read Section 17, and as thus corrected, the same is soguht to be foreclosed for the sums mentioned and/or referred to in said bill of complaint, and as secured in and by the terms of said mortbage aforesaid, praying also for general relief, and such other and/or different relief as in equity and under the facts it may be entitled.

> AMERICAN BANK & TRUST COMPANY, By A. WHALEY? As Its Solicitor.

TITE SANDENS

BILL OF COMPLAINT.

American Bank & Trust Company, a Corporation. Complainant.

VS.

D. L. Teel, as Administrator of the Estate of James M. Harrison, et als. Respondents.

In the Circuit Court for Baldwin County, Alabama, - In Equity. To the Honomable Judges of the Circuit Court, in Equity:

Comes the complainant, American Bank & Trust Company, a Corporation under the laws of Alabama, with its principal place of business at Opp, Covington County, Alabama, and exhibits this its bill of Complaintas against (D. L. Teel, as Administrator for the Estate of James M. Harrison, Deceased, George H. Harrison, Leonard V. Harrison, James Oscar Harrison, Willie T. Harrison, Dollie A. Teel, Beuns Harrison, and J. C. Harrison, each over the age of twenty-one years, residents of the State of Alabama, and Dennis A. Harrison, whose last known place of residence and Post Office address was, and is, Gardina, California, being a non-resident of the State of Alabama, each of whom are made respondents to this cause and bill of complaint.

1. That complainant as aforesaid is an Alabama corporation. engaged in the business of Banking, with its principal office and place of business at Opp, Covington County, State of Alabama; that the lands which is the subject matter of this suit is located in the County of Baldwin. State of Alabama; that the names and domicile of the respondents are as stated hereinabove, each respondent named. other than said D. L. Teel, being heirs or distributees of the Estate of said James M. Harrison, deceased, the said D. L. Teel. Dilie A. Teel. James Oscar Harrison, Beuna Harrison, and J. C. Harrison, residing in Baldwin County, Alabama, the said George H. Harrison. Leonard V. Harrison, and Willie T. Harrison, residing in Covington County, Alabama, or Coffee County, Alabama, their Post Office address being Opp, Alabama; and the said Dennis A. Harrison, whose last known Post Office address, and place of residence, was Gardina, California; and that said James M. Harrison, at the time of his death, left no last Will and Testament, residing at the time of his death in the County of Baldwin, State of Alabama, and whose Estate is in course of Administration in the Probate Court for said County, Letters having

been duly granted and issued, by order and decree of said Probate Court, on to-wit, December 14, 1928, to the respondent, D. L. Teel, who is the husband of respondent Dollie A. Teel, and that said D. L. Teel as such personal representative of said Estate is acting in such capacity of Administrator of said Estate of said Decedent, James M. Harrison, who signed his name J. M. Harrison.

2. That prior to, and that on, to-wit, September 15, 1927, the said James M. Harrison, deceased, was justly indebted to the Complainant in the sum of to-wit, Nine Hundred (\$900.00) Dollars, or other large sum, and that on to-wit, September 15, 1927, at Opp, in Covington County, Alabama, said decedent, under the name of J. M. Harrison, executed and delivered to Complainant a Mortgage Deed, copy of which is here to attached and marked as Exhibit A. with leave of reference thereunto as often as is or may be convenient, for the purpose of securing the sum of to-wit, Five Hundred Fifty-five and 00/100 Dollars, together with all other indebtedness mentioned and/ or referred to in such Mortgage Deed, and all other amounts owing to complainant at any time prior to the maturity of the Note mentioned and referred to in said Mortgage Deed, to-wit, Exhibit A, which matured on to-wit. June 1, 1928; that all said sums totalled the sum of to-wit, Nine Hundred Dollars, besides the fees, and the legal interests to accrue, and which had accrued, upon all and singular such indebtedness; that in and by said Mortgage Deed, the lands described therein was, upon the drafting of such instrument, inadvertenly described as being in Section 7. whereas, said decedent. at that time, nor before or since that date, did not own, and was not in the possession of, lands in said Section 7, as recited in said Mortgage Deed. but did at that time, before that time, and since that time, own, and was in the possession of, and claimed, said lands in to-wit. Section 17, owning no other lands in the County of Baldwin, at the time of the execution of said Mortgage Deed other than the NE4 of SE4, Section 17, Tp. 5, South, Range 4, East, and which last described forty of land said decedent, at the time of the execution and delivery of said Mortgage Deed, intended to embrace and convey in and by said instrument, and that at that time said Complainant intended to accept such Mortgage Deed upon said last named forty acres of land, and none other, and that the fact that there was, and is, a material misdescription of the lands

in said Mortgage Deed, in that it describes the lands as being in Section 7, whereas, the lands is in Section 17, was not known to complainant until since the death of said decedent, since the grant of Letters of Administration upon his said Estate as aforesaid, and since the filing various and divers Claims and Accounts against such Estate by Creditirs of the Estate of said decedent; that said forty of land that decedent intended to convey, and that Complainamt intended to accept as secirity, being to-wit, said NE2 of SE2, Section 17. Township 5, South, Range 4, East, sitauted in Baldwin County, Alabama, which said decedent purchased on to-wit, September 30, 1926, from the heirs of C. J. Hobbs, deceased, to-wit, W. J. Hobbs, Sadie Hobbs, Edith Hobbs, Della Phillipps, W. M. P. Phillipps, Maude Pate, H. B. Hobbs, Ella Mae Hobbs, Letha Carroll who signed also as Lethia Hobbs, and D. A. Carroll, who were all the heirs and distributees of said C. J. Hobbs, deceased, who, by their warranty deed, on said date, to-wit, September 30, 1926, conveyed, said lands to said James M. Harrison, deceade , which instrument is of record in the Probate Office for Baldwin County, Alabama, Deed record 41NS, pages 219,220, having been filed in said Office December 2, 1926, and recorded in said record on to-wit, December 3, 1926. Complainant further alleges that it is informed and believes, and from such information and belief alleges, that, the NE4 of SE4, Sec. 7, Tp. 5, South, Range 4, East, Baldwin County, Alabama, at the time of the execution and delivery of the Mortgage Deed copy of which is Exhibit A, was owned by, and in the possession of, one C. A. E. Hobbs, who has no interests in the lands of like description but in Section 17, or some other person whose name is to Complainant unknown, but who has no interests in the lands of like description in Section 17, as referred to hereinabove; the said decedent, at the time of the making of said Mortgage Deed copy of which is Exhibit A, and at the time of his death, was in the possession of said lands to-wit, NET of SET, Section 17, Tp. 5, South, Range 4, East, in Baldwin County, Alabama, said decedent leaving no wife surviving him at the time of his death, and being a midower at the time of the execution and delivery of the Mortgage Deed to Complainant copy of which is Exhibit A, to the bill of complaint.

3. Complainant further alleges that the said Mortgage indebt-

edness is past due, and unpaid, together with the legal interests thereon, and also the recording fees for recording the Mortgage, and the Attornts and Solicitirs fees recited and secured in and by the terms of such instrument; that Complainant in this cause and court seeks to reform said instrument, to-wit, said Mortgage Deed, as to make it speak the truth and the intention of the parties in this to-wit, by making the same in the description of the lands purporting to be conveyed and embraced therein, read Section *17" whereas it inadvertently or by mistake on the party of the scrivenor preparing the same or by mistake or inadvertence made the same erroneously read Section "7" and as reformed and corrected, foreclosed in this cause and court; that the indebtedness evidenced and secured in and by the terms of said instrument be by this court ascertained, and that respondents, and each of them, be given a reasonable time within which to pay off the same with the costs, interests, and Attorneys and Solicitors fees, provided for, and incurred; or, failing so to pay off and discharge such sums as found and determined by the court, that said lands to-wit, NET of SET, Section 17, Tp. 5, South, Range 4, East, in Baldwin County, Alabama, and all the right, title, claim and inherests of said J. M. Harrison, at the time of the execution and delivery of said Mortgage Deed, be sold by the Register of this court, and to the highest bidder, for cash, at the Court House in said County, after advertisement and notice as may be by the court required in the decree, and that out of the proceeds, the costs of this cause, fees of the Attorney for the Complainant, and the interest and principal of such mortgage indebtedness be paid, and if there be any surplus or residue, that the same be by the court directed to be paid over to the Administrator of the Estate of said decedent, and/or to those who from the facts may be entitled thereto; said Mortgage Deed of Complainant copy of which is Exhibit A, having been filed for record in the Probate Office for Baldwin County, Alabama, on September 23, 1927, and appearing of record in said Office in Mortgage Book No. 38, at page 473, et sep.

4. Complaiant calls upon the respondents, and each of them, to disclose, and to propound any and all claims which they have o or claim, in and to the lands involved in this suit, and bill, and as

to the nature, extent, and source of such interests, and by what instrument, or under what circumstances the same was created, or derived; the interests, if any, other than such as is subject to the rights and claims of Complainant, if any, being unknown to Complainant, in the premises.

Wherefore, Complainant makes the said D. L. Teel as the Administrator of the Estate of the said James M. Harrison, Dellike A. Teel, Benna Harrison, Geo. H. Harrison, Leonard V. Harrison, Willie T. Harrison, J. C. Harrison, James Oscar Harrison, and the said non-resident respondent, Dennis A. Harrison, of Gardina, California, parties respondents to this bill of complainant, praying summons and due process to each, under the law and rules of this court, requiring them and each of them appear in this cause and court within the manner and time required by law, and the rules of the court, to answer the bill of complaint, or failing that decree pro confesso be gammted and entered in the cause against them respectively.

Somplainant further prays that upon the final hearing that the Mortgage Deed copy of which is Exhibit A, be refroned and corrected so as to make the same cover, ambrace and convey the lands to-wit, NE of SE . Section "17", Tp. 5, South, Range 4, East, in Baldwin County, Alabama, and, as reformed and corrected, that the same be foreclosed in and by this court; that the mortgage indebtedness, evidenced, and referred to, and secured, in and by the Mortgage Deed, be ascertained, fixed, and stated, with the principal, legal interests, and the Attorneys fees as is provided for and secured therein; that a time be fixed within which respondents, or either of them, or any one interested, may pay off and discharge the mortgage debt, interests, interestand fees, court costs, and proper charges, or failing that the said lands in the instrument as corrected and reformed, by by the Register of this court sold, for cash, before the Court House door of Baldwin County, Alabama, to the higest bidder, after such notice as is provided for or directed to be given; that out of the proceeds, the Register, after first paying the mortgage debt, interests, fees and costs and charges, and that the remainder, if any, be paid to

to the same; that Complainant he awarded also all such other, further, and/or different relief, as from the facts and in equity it may be entilted, praying for all such references to the Register as may become necessary; praying, also, for general relief; and in duty bound Complainant will ever pray, etc.

A. WHALEY, Andalusia, Ala., Solicitor for Complainant.

Foot note:

Respondents, and each of them, will answer the bill of complaint, and each of the paragraps thereof, one to four, each inclusive, but oath to such answer is hereby specifically waived.

Solicitor for Complainant.

State of Alabama, Covington County.

Before me, a Notary Public in and for said County, personally appeared A. Whaley, who is known to me, and who being by me first duly sworn, says:

That he is the Solicitor for the Complainant in the foregoing Bill of Complaint, and that the names, ages, places of residence,
and Post Office address, given and alleged in the bill, are true; to
the best of his knowledge, ifformation, and belief.

Sworn to and subscribed before me Apvil \sqrt{D} 1930.

Notary Public, Covington County, Alabama.

THE STATE OF ALABAMA	
Covington County	
KNOW ALL MEN BY THESE PRESENTS: that wh	ereas
J. M. Harrison is justly indebted to AMERICAN BANK AND TRUST COMPANY, hereinafter called Bank, in the sum of	
Five Hundred Fifty Five ###	DOLLARS
as is evidenced by Qne promisory note, bearing even date herewith, and payable to the order of follows, to wit:	
For \$555.00 due June 1. 1928;	
rer messen are rese.	
	H
Now, therefore, in order to secure the payment of said indebtedness, and all other indebtedness, here	in mentioned
or owing by me or us to said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the maturity of said Bank, its successors or assigns, at any time prior to the said Bank, its successors or assigns, at any time prior to the said Bank, its successors or assigns, at a said Bank, its successors or assigns, at a said Bank,	aid note last
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vated, in <u>Baldwin</u> County, or elsewhere in the State of Alabama, during the pre- each succeeding year until all the indebtedness secured hereby is paid in full, and all rents belonging or	accruing to me 🐉
or us during said years, and also the following described real and personal property, situated in	
The NE_4^1 of the SE_4^2 , of Sec. 7, T. P. 5, South, Range 4, Eas	it.
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And I or we do covenant with said Bank, its successors and assigns, that I am or we are lawful fee-simple of the real property herein conveyed, and that all said personal property is my or our own, is no lien or incumbrance on said crops, real or personal property, and that I or we will warrant an fend the same to said Bank, its successors and assigns, against the lawful claims of all persons. And I or we covenant and agree, with said Bank, its successors and assigns, that I or we will pay the bating and recording this Mortgage and all taxes, assessments and penalties which may be levied or as the property herein conveyed, and keep all buildings on said real property insured in an Insurance Companies, to be approved by said Bank, its successors or assigns, in a sum or sums not less than their value, loss, if any, payable to said Bank, its successors or assigns, as its or their interest may appear, a fail so to do, said Bank, its successors or assigns, may pay said costs, taxes, assessments and penaltic sure said buildings as aforesaid and pay the premiums therefor and all such payments shall be in cured by this mortgage and subject to its terms and conditions. But this Mortgage is made upon the following conditions: If said J. M. Harrison	and that there d forever de- e cost of pro- sessed against ompany, or full insurable and if I or we and may in-
shall well and	
notes, according to their tenor and effect when due, and all said other indebtedness as the same become accrued interest, and if I or we shall well and truly perform each and every covenant and agreement in contained, then this Mortgage shall be void; but if said notes, or other indebtedness, or interest, portion of either, shall not be paid, when due, or if I or we shall fail to perform any of my or our agreements herein contained, then all of said notes and other indebtedness shall at once become due an said Bank, its successors or assigns, may sell said crops, and personal property, at public auction, to the I	this Mortgage or any one or covenants or payable and highest bidder,
for cash, in front of the Court House door of BaldwinCounty, after five days written sale posted at the front door, or in the lobby of said Court House, or at private sale without notice an real property herein conveyed, at public auction to the highest bidder for cash, at or near the front door House, after having given notice of such sale by publication, once a week for three successive weeks, in	d may sell the of said Court anv newspaper
published in said <u>Baldwin</u> County, and out of the proceeds of such sale or sales expenses incident to obtaining posession of and caring for said property, and sale, including an attorned less than ten per cent. of all said indebtedness unpaid, and apply the balance to the payment of said no indebtedness, and interest thereon, and if any balance still remains, pay the same to said	tee and other B
In the event of such sale, or sales, said Bank, its successors or assigns, may purchase said crops, real property, or any portion thereof, as though strangers to this Mortgage. The auctioneer, or person making the sale, or sales, or said Bank, its successors or assigns are hereby to execute and deliver all deeds and other assurances necessary to convey title to any and all of said the purchaser or purchasers, the auctioneer as my or our attorney, in fact, and said Bank, its successors a its or their own proper name.	y empowered
Witness my hand and seal this 15 day of Sept.	7.
witness: J. M. Harrison	(L. S.)
F. R. Jackson.	(L. S.)
(EXHIBIT A. TO BILL)	(L. S.)

American Bank & Trust Company, a Corporation,

THE

D. L. Teel, as Administrator Estate of J. M. Harrison, et als, Respondents.

In the Beldwin County, Alebena, Circuit Court, - In Equity.

This cause being submitted for final decree upon pleadings, decree pro confesso respectively against all parties respondent, and the testimony as noted by the Register for hearing at this time, and it appearing to the court and the Judge of the court, that, the complainant is entilled to the relief prayed, both as to correction of the misdescription of the lands involved as alleged and prayed, and for the foreclosure of the mortgage as corrected and reformed, it is the opinion, finding, and the judgment and decree of this court, as follows:

- prayed, on the facts as alleged and referred to in the bill, that the mortgage involved is corrected and referred in that the same where it appears therein that the lands involved are in section seven (?), is made to read and so treated, to read and describe and convey the following lands: "NE1 of SE1, Section 17, Tp. 5, South, Range 4, East, in Baldwin County, Alabama," thus so correcting said mortgage involved in that respect, and that the Register of this Court make and enter upon mortgage record No. 38, at page 475-474, on the margin of the record of the mortgage involved in said record in the Probate office of Baldwin County, Alabama, the following memoranda: "By order and decree of the Circuit Court, in Equity, for Baldwin County, Alabama, made heretofore in case American Bank & Trust Company, Complainant, versus D. L. Teel, as Administrator of Estate of J. M. Harrison, Deceased, et als, the description of the lands involved in the mortgage shown at this page was corrected to as to make the land therein described read asNE1 of SE1. Section 17, Tp/5, South, Range 4, East, in Baldwin County, Alabama, and that such notation be dated by the Register as the date when made, and that he sign his name thereto as such Register.
 - 2. That the mortgage involved in this cause shown by Exhibit to the bill and pleadings in the cause, as corrected and reformed as prayed and mentioned in this decree, be foredeced, failure to pay the same after its due date being made; that the principal, interests and the recording fees, and the rescondule and secured Attorneys fees provided for in the mortgages and notes involved and noted, totals the sum of \$/72.60 to this date, and that complainant have and recover such sum upon its said mortgage indebtedness involved and/or secured in the suit, and that said mortgage is a charge and lien on the real estate involved in said mortgage as corrected and reformed, to-wit, NE1 of SE1 Section 17, Tp. 5 South, Range 4 East, in Baldwin County, Alabama; that either party to this suit may, on or before July 1, 1932, next, pay off said indebtedness fixed and stated above, with interest at eight per cent per annum from this decree to date of payment, with all the court costs of this cause, in which event said funds being paid to the Register of this court, of such fact will note the same on the margin of said record of mortgages mentioned in the first paragraph of this decree, and upon the records of this court.
- 3. That in the event said indebtedness, with interests, costs, and all fees of the court and Register and the solicitor for complainant be not paid within the time fixed in the second paragraphs of this decree, the Register of this court shall, at the request of the complainant or its assigns, proceed to advertise the lands involved for four weeks in some newspaper then published in May Minette, Alabama, and sell said lands at public auction, to the highest bidder, for each, within the lagl hours of sale before the Courthouse door in Bay Minette, Alabama, and the proceeds he will retain until the further order of the court, reporting such sale forthwith to the court, any party involved or affected being entilted to object to the sale and report within five days next after the filing of such report; provided, that if the complainant bids and the lands are sold to it, it may by written statement filed in the cause not be required to pay the money into the court, if the bid is not in excess of the debt and costs of the cause involved.

4. That if the bid of the complainent for the lands as made, if so bid and made, by complainent at any sale, the bid upon the confirmation of the report of sale, shall ipso facto discharge so much of the debt, interest, costs and fees, as the same covers, the costs of the suit first to be deducted, and the complainant being in such event subject to the further orders and decree of the court as to any costs involved, it to make provisions for the payment of the court costs to the officials of the court in such event of its successful bid for the property.

5. It is further ordered by the court that all matters not decided in this decree, and all future matters, also the question of writ if possession and/or assistance to the purchaser of the lands, are retained until the coming in of the report of sale and until the further orders and decree of the court on this submission.

This April 25th 1932.

Two Have

State of Alabama. Baldwin County.

Circuit Court in Equity.

T.T.W.Richerson, Register of said Circuit Court of said County, Alabama, do hereby certify that the foregoing is a full true and correct copy of the decree rendered by said Court on the 25th day of April 1932, in the cause of American Bank and Trust Company, a corporation, templainant, vs. D.L. Teal, as Administrator Estate of J.M. Harrison, et als Respondents, as appears of record in said Court, Witness my hand and the seal of said Court this April 25,1932.

Filed and enrolled: April 23, 1982.

In Richmoin

Mr. Richard Register

Register.

Ho.

American Bank & Trust Company, A Corporation, Complainant,

vs. In Equity.

D. I. Teel, as Administrator, bt als, Respondents.

In Circuit Court, Baldwin County, Alabama.

In this cause complainant files its motion for decree pro confesso against all respondents to the original bill as named and referred to therein other than D. I. Teel, as Administrator, and notes its testimony in support of such motion, and it appearing to the Register that all respondents to the original bill of complaint other than D. I. Teel, as Administrator, have been duly served by due process of law, either by the personal service by the Sheriff as shown by the record and return and/or by publication and mail as provided for statute and/or the rules of the court, and having failed for more than thirty days next after such service to appear and plead, answer, or demur to the sill of complaint, or otherwise defend the cause, it is, therefore, the finding, judgment and decree of the court and of the Register of the court, that, such respondents, and each of them, to the original bill of complaint other than said Administrator, are in default, and that the original bill of complaint as to each such respondent, shown by the pleadings, bill, and process and notices other than such Administrator, is hereby taken against them severally as confessed, as provide $oldsymbol{g}$ for by law and the rules of the court.

Done this November 3, 1931,

Dor Recurrence,

Filed and enrolled on the November 3, 1931,

DMRiemion.

Register.

	AMERICAN	BANK & TRUS	F COMPANY,	Complainant.
		vs.		\$
	D.L.TEEL	FT AL		Dofordant
In this c	cause it appears to th	eREGISTER		Delendant.
hat a Summon	s requiring the Defer	ndant D. I., Teel	as administrat	on of the sales
.ofJames	H.Harrison.	et als.		ar or rife eafa e
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appear and de	emur, plead to or ans			in thirty days after t
	Summons upon			er
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And the sa	nd Defendant ha	iving failed to demu	er, plead to or answer the	said Bill of Complain
his date, it is	now, therefore, on m	notion ofA.Wha	aley, attorney f	or complainant
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ered and decre	eed that the said Bill	of Complaint in this	s cause be and it hereby	is in all things taken a
ered and decre	eed that the said Bill the said D.L.	of Complaint in thi	dministrator	
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ered and decre	eed that the said Bill the said. D.I.	of Complaint in thi	dministrator	

MORTGAGE

FROM

'n

VERICAN BANK & TRUST C

THE STATE OF ALABAMA COVINGTON COUNTY
OFFICE OF THE JUDGE OF PROBATE
I hereby certify that the within Mortgag
as filed in this office for record on the
day of192
tM., and du
ecorded in Book of Mortgage
age and examined.
Judge of Probate

1 Duck 6 440

The State				•
Circuit (Court	In E	Equity	
American F	Bank	and	Thust	
		- "		

D.L.Teel, ET AL.,

Decree Pro Confesso On Personal Service.

Issued April 48,00 19.32

Jonuary Register.

no, Recorded RECORDED

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4-25-32. Deenee

MATE OF ALABAMA

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