

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Nonu 226

Fall

Term, 1936

Benard P. Evans. Complainant

vs.

Alice M. Milligan, et.al. Defendant

To Robert S. Duck. Register :

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

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

Elliot G. Rickarby.

.....
Solicitor for Complainant.

Florence Calkins Morris
Richard Calkins

Diamond

SECOND: That Complainant is now and has been for more than ten years past the owner of and in quiet and peaceable possession of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter of the Southeast Quarter of Section 29, Township 6 South of Range 2 East in Baldwin County, Alabama.

THIRD: That the Defendants above named are reputed to claim some right, title, interest in or encumbrance on the lands last above described, and no suit is pending to enforce or test the validity of said title, claim or encumbrance.

THE PREMISES CONSIDERED, Complainant prays that Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Daugherty, Nina Hubbard, Leona Zottman, Norman Calkins, Florence Calkins Morris, and Richard Calkins be made parties Defendant hereto and notice given them by publication and be required to answer this bill, set forth and specify their title, claim, interest or encumbrance and how and by what instrument the same is derived and created, and abide by such orders

and decrees as may be made in the premises.

Complainant further prays that upon the hearing of this cause a decree be rendered adjudging the title to the lands above described to be vested in Complainant and forever decreeing that each and all of the Defendants above named have no right, title, interest or claim therein or encumbrance thereon, and forever quieting title as against said Defendants, and, that Complainant may have such other, further or different relief as may be proper in the premises.

Elliott G. Rickarby
Solicitor for Complainant.

The Defendants are required to answer each paragraph of the foregoing bill but not under oath.

Elliott G. Rickarby
Solicitor for Complainant.

STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned notary personally appeared this day Elliott G. Rickarby who being sworn says that he is the solicitor for Complainant, that he is informed that the Defendants above named are all over the age of twenty-one years and non-residents of the State of Alabama so that an order of publication is necessary to give proper notice to them of the filing of this cause; that the residences and last known addresses of said Defendants are as follows:

- | | |
|-------------------------|-----------------------------------|
| Alice M. Milligan | Diamond, Ohio |
| Ella L. Laidley | East Cleveland |
| Bertha F. Gilbert | 1236 Virginia Ave., Lakewood |
| Frank B. Krause | 13817 Fernwood Ave., E. Cleveland |
| Iva B. Daugherty | North Olmsted, Ohio |
| Nina Hubbard | 1236 Virginia Ave., E. Cleveland |
| Leona Zottman | Cleveland, Ohio |
| Norman Calkins | 1422 West 84th St., Cleveland |
| Florence Calkins Morris | Painesville, Ohio |
| Richard Calkins | Diamond, Ohio |

Elliott G. Rickarby

Subscribed and sworn to before me this the 27 day of May, 1936.

Notary Public, Baldwin County, Alabama
Pauline J. Fell

BERNARD P. EVANS,
Complainant

vs

ALICE M. MILLIGAN, et al,
Defendants.

NO. 226

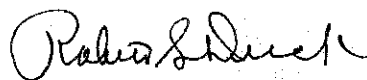
EQUITY

CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

This cause coming on to be heard in vacation and it being shown to the Register that notice of the filing of the bill of complaint in this cause was given to the Defendants by publication in the "Fairhope Courier" for four successive weeks prior to the 27th day of June, 1936 and that more than thirty days have elapsed since said 27th day of June and it further appearing that none of the Defendants named in the bill have appeared to plead, answer or demur to the bill of complaint in this cause:

It is hereby ORDERED, ADJUDGED and DECREED that the allegation of the bill of complaint be, and they are hereby, taken and held as confessed against all the said Defendants.

Done at Bay Minette, Alabama this the 30th day of July,
1936.



Register.

NOTICE TO NON-RESIDENT.

Moore Ptg. Co—Bay Minette.

BENARD P EVANS.

No.

The State of Alabama,

BALDWIN. County.

vs.

ALICE M MILLIGAN ELIA L LAIDLEY

Circuit Court, in Equity.

BERTHA F GILBERT. FRANK B KRUSE.

This the 28th day of

IVA B DAUGHERTY NINA HUBBARD. LEONA ZOTTMAN.

May. 192³⁶

NORMAN CALKINS. FLORENCE CALKINS MORRIS AND RICHARD CALKINS.

In this cause it being made to appear to the Clerk of this Court by the affidavit of ELLIOT G RICKARBY.

that the Defendant s ALICE M MILLIGAN ELIA L LAIDLEY BERTHA F GILBERT FRANK B KRUSE IVA B DAUGHERTY NINA HUBBARD. LEONA ZOTTMAN.

NORMAN CALKINS FLORENCE CALKINS MORRIS AND RICHARD CALKINS.

all non-resident of the State of Alabama

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

to answer or demur to the Bill of Complaint in this cause by the 27th day of June 192³⁶, or after thirty days therefrom a decree Pro Confesso may be taken against Them.

Robert Duck Register.

Elliot G Rickarby For Complainant.

THE FAIRHOPE COURIER

ERNEST B. GASTON, EDITOR AND PUBLISHER

A PROGRESSIVE PAPER FOR PROGRESSIVE PEOPLE

ESTABLISHED 1894

FAIRHOPE, ALABAMA

This is to certify that the attached
legal notice appeared in the follow-
ing issue of the Fairhope Courier.

June 4, 11, 18 and 25.

E. B. Gaston

Ed. and Pub. Fairhope Courier,

Subscribed and sworn to before me this 29th.
day of July 1936.

E. E. Perkins

Notice to Non-Residents

The State of Alabama, Baldwin County, Circuit Court, in Equity, No. 226. This the 28th day of May, 1936.

Bernard P. Evans vs. Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Zottman, Norman Calkins, Florence Calkins, Morris and Richard Calkins.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Elliott G. Rickarby, solicitor for complainant that the Defendants, Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Daugherty, Nina Hubbard, Leona Zottman, Norman Calkins, Florence Calkins, Morris and Richard Calkins are non-residents of the State of Alabama and further, that, in the belief of said Affiant, the Defendants are over the age of 21 years; it is, therefore, ordered that publication be made in the Fairhope Courier, a newspaper published in Fairhope, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Defendants to answer or demur to the Bill of complaint in this cause by the 27th day of June, 1936, or after thirty days therefrom a decree Pro Confesso may be taken against them.

Roberts S. Duck, Register
ELLIOTT G. RICKARBY,
Solicitor for Complainant. 44?

THE FAIRHOPE COURIER

ERNEST B. GASTON, EDITOR AND PUBLISHER

A PROGRESSIVE PAPER FOR PROGRESSIVE PEOPLE

ESTABLISHED 1894

FAIRHOPE, ALABAMA

July 10, 1936.

This is to certify that the
attached legal notice was
printed in the following issues
of the Fairhope Courier:
June, 11, 18 and 25.

E B Gaston

Ed. and Pub.

Subscribed and sworn to before me this 11th.
day of July 1936.

H. E. Perkins

Notice to Non-Residents

The State of Alabama, Baldwin County Circuit Court, in Equity No. 226. This the 28th day of May, 1936.

Bernard P. Evans vs. Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Zottman, Norman Calkins, Florence Calkins, Morris and Richard Calkins.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Elliott G. Rickarby, solicitor for complainant that the Defendants, Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Daugherty, Nina Hubbard, Leona Zottman, Norman Calkins, Florence Calkins, Morris and Richard Calkins are non-residents of the State of Alabama and further, that, in the belief of said Affiant, the Defendants are over the age of 21 years; it is, therefore, ordered that publication be made in the Fairhope Courier, a newspaper published in Fairhope, Baldwin County, Alabama, once a week for four consecutive weeks, requiring the said Defendants to answer or demur to the Bill of complaint in this cause by the 27th day of June, 1936, or after thirty days therefrom a decree Pro Confesso may be taken against them.

Roberts S. Duck, Register

ELLIOTT G. RICKARBY,

Solicitor for Complainant.

44 ?

FAIRHOPE, ALABAMA

M *Robt S. Davis July 10*

1936

IN ACCOUNT WITH

THE FAIRHOPE COURIER

E. B. GASTON, Editor and Publisher

Advertising

Commercial Printing

RATES ON APPLICATION

*Legal notice of
208 words at
Birmingham
in issue of June 4 -
11-18 + 25*

9.36

BERNARD P. EVANS,

No. 226

Complainant.

EQUITY

vs

CIRCUIT COURT OF

ALICE M. MILLIGAN, et al,

BALDWIN COUNTY, ALABAMA

Defendants.

This cause coming on to be heard was submitted for decree on the pleadings and decree pro confesso as noted and upon consideration thereof the Court is of the opinion that the Complainant, Bernard P. Evans, is entitled to relief.

It is therefore ORDERED and DECREED that the Defendants, Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Daugherty, Nina Hubbard, Leona Zottman, Norman Calkins, Florence Calkins Morris, and Richard Calkins, have no estate or interest in or encumbrance on the following described lands or any part thereof:

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION TWENTY-NINE, TOWNSHIP SIX SOUTH OF RANGE TWO EAST, containing eighty acres more or less.

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

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

Done at Monroeville, Alabama this the *first* day of August, 1936.

J. W. Hare

Judge Circuit Court.

8550 REQUEST FOR DECREE IN VACATION.

MOORE PTG CO.

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Non-226

Fall

Term, 1936

Benard P. Evans.

, Complainant.

vs.

Alice M. Milligan, et.al.

, Defendant.

To Robert S. Duck.

, Register:

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

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

Elliot G. Rickarby.

Solicitor for Complainant.

Benard P Evans.

VS.

Alice M Milligan. et.al.

THE STATE OF ALABAMA
 Baldwin County

IN EQUITY

Circuit Court of Baldwin County

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, _____
and Decree. Pro Confesso.

and in behalf of Defendant upon _____

Robert L. Duce

Register.

TO THE HONORABLE FRANCIS W. HARE,
JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA;
SITTING IN EQUITY:

Comes BERNARD P. EVANS, and by this his bill of Complaint presented against ALICE M. MILLIGAN, ELLA L. LAIDLEY, BERTHA F. GILBERT, FRANK B. KRAUSE, IVA B. DAUGHERTY, NINA HUBBARD, LEONA ZOTTMAN, NORMAN CALKINS, FLORENCE CALKINS MORRIS, and RICHARD CALKINS, respectfully shows:

FIRST: That Complainant is over the age of twenty-one years and a resident of the State of Alabama but at present domiciled at Miama, Florida; That the Defendants above named are all over the age of twenty-one years and their respective residences are:

- | | | |
|-------------------------|----------|-----------------------------------|
| Alice M. Milligan | Daughter | Diamond, Ohio |
| Ella L. Laidley | " | East Cleveland |
| Bertha F. Gilbert | | 1236 Virginia Ave., Lakewood |
| Frank B. Krause | | 13817 Fernwood Ave., E. Cleveland |
| Iva B. Daugherty | | North Olmsted, Ohio |
| Nina Hubbard | | 1236 Virginia Ave., Lakewood |
| Leona Zottman | | Cleveland, Ohio |
| Norman Calkins | | 1422 West 84th St., Cleveland |
| Florence Calkins Morris | | Painesville, Ohio |
| Richard Calkins | | Diamond, Ohio |

SECOND: That Complainant is now and has been for more than ten years past the owner of and in quiet and peaceable possession of the Southeast Quarter of the Northeast Quarter of the Southwest Quarter of the Southeast Quarter of Section 29, Township 6 South of Range 2 East in Baldwin County, Alabama.

THIRD: That the Defendants above named are reputed to claim some right, title, interest in or encumbrance on the lands last above described, and no suit is pending to enforce or test the validity of such title, claim or encumbrance.

THE PREMISES CONSIDERED, Complainant prays that Alice M. Milligan, Ella L. Laidley, Bertha F. Gilbert, Frank B. Krause, Iva B. Daugherty, Nina Hubbard, Leona Zottman, Norman Calkins, Florence Calkins Morris, and Richard Calkins be made parties Defendant hereto and notice given them by publication and be required to answer this bill, set forth and specify their title, claim, interest or encumbrance and how and by what instrument the same is derived and created, and abide by such orders

RECORDED

Such

6-449

No. 226

The State of Alabama
BALDWIN COUNTY

IN EQUITY
Circuit Court of Baldwin County

Benard P Evans.

VS.

Alice M Milligan, et.al.

NOTE OF TESTIMONY

Filed in Open Court this 30th

day of July. 193 6

Robert St. Jeor

REGISTER

RECORDED

Sub
Page *6-449*

No. 226

THE STATE OF ALABAMA
BALDWIN COUNTY
CIRCUIT COURT, IN EQUITY

Benard P Evans.

vs.

Alice M Milligan. et.al.

REQUEST FOR DECREE IN
VACATION

FILED July 30th 1926

Robert J. [Signature]
Register

RECORDED IN _____ RECORD

VOL. _____ PAGE _____

Register