

Catlin & Catlin
Attorneys at Law.

F. D. Catlin,
F. D. Catlin, Jr.
H. W. Catlin,

Montrose, Colorado, Jan. 12, 1934.

Judge of Court of Probate,
Bay Minette, Baldwin County,
Alabama.

Dear Sir: In Re. Estate of Rosa Poser, et al., Minors.

We wrote you on Dec. 28th concerning Bond on sale of real estate in the above entitled matter as required by the Colorado Statutes and for certified copy of Letters of Guardianship to Otto Poser. We would like to get this matter fixed up so that the proceedings in Colorado can be closed on the 1st of February. If there is any further information we can give you in this matter or anything further you wish us to do in the matter please advise.

HWC/C

Yours truly,

Catlin & Catlin

Rose Poser, Elizabeth Poser, Walter Poser, | In the Probate Court
Lucile Poser, Gertrude Poser, Irmgard Poser, : of Baldwin county, Ala
Erna Poser, Anna Poser and Alfred Poser. | January 8th, 1930.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the court, that said hearing be continued to February 7th, 1930, by consent.

E. M. Humphreys

Judge of Probate Court.

Ray D. Hendrix, Clerk

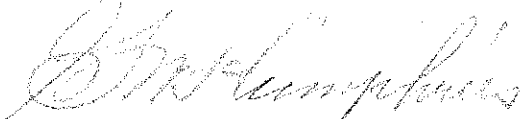
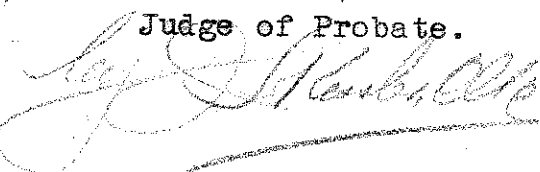
Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,
Minors.

Estate of.

In the Probate
court of Baldwin
county, Ala.
Mar 31st, 1931.

This being the day appointed by continuance for hearing the application of Erna Holman, formerly Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this Court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this day.

It is ordered by the Court that said hearing be continued to April 30th, 1931, by consent.


Judge of Probate.


Oct 2nd 1892

Ork

Notes & Experiments

128

200.00 ✓
200.00 ✓
200.00 ✓
208963 ✓

8

15/10/20

2012

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

PALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

May 20, 1929.

Hon. G. W. Humphries,
Judge of Probate,
Bay Minette, Alabama.

Dear Sir:-

RE: POSER MINORS.
Our File No. 6135.

Mr. Henry Moorer has just advised us that he will not be ready to take up this matter tomorrow morning, and he will ask you to continue same until some time next month. Assuming that you will grant the continuance, we will not be present in the morning. Please advise us as to the date for which the matter will be reset.

Thanking you in advance for the courtesy of a prompt reply, we are

Yours very truly,

PILLANS, COWLEY & GRESHAM,

Per William Cowley

THE STATE OF ALABAMA, }

Baldwin County. }

COURT OF PROBATE.

April 2nd, 1923.

191

Be It Remembered and Made Known to All Whom It May Concern:

That on the application of Otto Poser

to my said Court, I have caused these letters of guardianship to issue in favor of the said

Otto Poser

in and upon the Persons, Goods and Chattels, Rights and Credits of

Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude

Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser.

and in every case which occasion may require, the said Otto Poser

is authorized to bring suit and be sued as the

lawful Guardian to the said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile

Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and

Alfred Poser

Witness, G. L. Lambert

Judge of said Court,

this 2nd day of April

A. D., one thousand, nine hundred

and twenty-three.

G. L. Lambert

By S. H. Kester

JUDGE OF PROBATE.

clerk.

COURT OF PROBATE

Seldum County.

Estate of

Rosa Poser, Etal

A Minor.

Otto Poser

Guardianship.

Letters of Guardianship

Recorded in *Probate*
~~Guardian's~~ Record

"*l*" Page *496*

Rosa Poser, Elizabeth Poser, Walter Poser, | In the Probate Court of
Lucile Poser, Gertrude Poser, Irmyard Poser, : Baldwin county, Ala.
Erna Poser, Anna Poser and Alfred Poser. | November 8th, 1929.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the court, that said hearing be continued to December 6th, A.D., 1929, by consent.

E. M. Humphreys

Judge of Probate.

W. J. Smith

W. J. SMITH

CLERK OF PROBATE

CLERK OF PROBATE

G. L. LAMBERT, JUDGE

OFFICE OF

L. A. EASTERLY, CLERK

JUDGE OF PROBATE COURT

BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

11/8/29

Received
Probate Court
"John P. Jones"
Proctor
15

Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Immyard Poser,
Erna Poser, Anna Poser and Alfred Poser,
Minors,

Estate of

In the Probate
Court of Baldwin
county, Ala.,
May 30th 1931.

This being the day appointed by continuance for hearing the application of Erna Holman, formerly Erna Poser, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this Court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Immyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this day

It is ordered by the Court that said hearing be continued to May 27th, A.D., 1931, by consent.

Judge of Probate.

Rosa Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmyard Poser,
Erna Poser, Anna Poser and Alfred Poser,
Minors,

In the Probate
Court of Baldwin
County, Ala.,
Jan 16th, 1929.

GUARDIANSHIP OF

This being the day regularly appointed for hearing the application of Mrs Erna Holman, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors. And it appearing to the Court that this cause is not ready for hearing on this date.

It is therefore ordered by the Court that the hearing of said Petition be continued to Wednesday, February 14th, 1929, by consent.

J. M. Humphreys
Judge of Probate.
W. S. Hester, Clerk

copy

NOTICE OF HEARING OF PETITION TO
SELL ~~XXXXXXXXXX~~ REAL ESTATE.

STATE OF COLORADO,)

SS

IN THE DISTRICT COURT.

COUNTY OF OURAY)

IN THE MATTER OF THE ESTATE OF
ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRVING POSER,
ERNA POSER, ANNA POSER AND
ALFRED POSER, MINORS.

NOTICE OF HEARING OF
PETITION TO SELL REAL
ESTATE.

THE PEOPLE OF THE STATE OF COLORADO:

To Rosa Poser, Elisabeth Poser, Walter Poser, Lucile Poser,
Gertrude Poser, Irving Poser, Erna Poser, Anna Poser and Alfred
Poser, Minors, and Earle Bryant Guardian ad Litem for said Minors,
Persons in interest in said estate, GREETING:

You are hereby notified that on this 17th day of Decem-
ber A. D. 1933, Otto Poser, Guardian of said estate, presented
to and filed in this court his petition for the sale of certain
real estate belonging to said estate and situate in the Counties
of Ouray and Montrose and State of Colorado, more fully de-
scribed in said petition, reference to which is hereby made.

You are further notified to appear and answer or other-
wise plead to said Petition in writing on or before the 1st day
at 10 o'clock A. M.
of February, A. D. 1934/the day set for the hearing thereof, or
on or before the day to which such hearing may be adjourned, or

said Petition will be taken for confessed. Said hearing will be held
at the Court room of said Court in the City of Montrose, Montrose
County, Colorado.

Given under my hand and the seal of said Court at Ouray

in the County of Ouray and State of Colorado

this 17th day of December, A. D. 1933.

ANNA L. GRABOE,

Clerk of the District Court of
Ouray County, Colorado.

(SEAL)

Copy

STATE OF COLORADO,)
COUNTY OF CHRYSLER.)

SS

IN THE DISTRICT COURT.

IN THE MATTER OF THE ESTATE OF }
ROSA POSER, ELIZABETH POSER, }
WALTER POSER, LUCILE POSER, }
GERTRUDE POSER, IRMYARD POSER, }
ERNA POSER, ANNA POSER AND }
ALFRED POSER, Minors. }

PETITION FOR SALE OF
REAL ESTATE.

The petitioner, Otto Poser, Guardian of the Estate of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minors, respectfully represents:

That said petitioner was duly appointed guardian of said estate on the 2nd day of April, 1923 by the Court of Probate of Baldwin County, State of Alabama; that the value of the personal property belonging to said estate amounts to Two Thousand and No/100 Dollars (\$2000.00); that there are no debts, legacies or claims against said estate so far as known to your petitioner; and that the description of all the real estate of said estate together with the nature of the title by which the several parcels are held and the value of each parcel and all encumbrances thereon, is as follows, to-wit:

Parcel 1: NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 20 Twp 46 N. R. 8 W. N.M.P.M., together with all water, water rights, ditches and ditch rights thereto appertaining and belonging, all situate in Montrose County, Colorado; fee title in above named minors, share and share alike; No encumbrances thereon except subject to subscription for stock in the Uncompahgre Valley Water Users' Association; Value \$2000.00.

Parcel 2: NE $\frac{1}{4}$ SW $\frac{1}{4}$, and Lots 5 and 6 Sec. 21 Twp 46 N. R. 8 W. N.M.P.M., also that certain tract of land known as the Charles Doels Placer Mining claim, general Land Office No. 12430, Mineral Certificate No. 7 Ute Series, being Lot No. 4645, and embracing portions of Sections 21, 22 and 23 Twp 46 N. R. 8 W. N.M. P.M., Uncompahgre Mining District, and containing 133.16 acres more or less, for a more particular description of which reference

is hereby made to patent recorded in Book 37 page 139 Ouray County, Colorado records. Together with all water, water rights, ditches and ditch rights thereto appertaining or belonging. All situate in Ouray County, Colorado.

That said lot above described premises were deceded to and vested in said minors by virtue of decree of final settlement in the matter of the Estate of Charles F. Doels, deceased, in the County Court of Ouray County, Colorado; the title to said property in said minors being a fee simple title subject however, to a contract of purchase between said Charles F. Doels, deceased, and one J. E. Peterson of date April 18, 1920, and recorded in Book 108 page 215 Ouray County Colorado records; that the purchase price under said contract is \$16,000.00, \$5,500 of which has been paid by said J. E. Peterson.

That said property is valued at \$16,000. That there are no encumbrances on same.

That it is deemed necessary or expedient for or to the best interest of the estate or the persons in interest therein, that said parcel No. 1 should be sold for the reasons hereinafter fully and specifically set forth, to-wit:

That said minors, and your petitioner live in Alabama, and at such a great distance it is impossible to handle said property so that any income can be derived from same, and the same would deteriorate in value; that said land is subscribed for stock in The Uncompahgre Valley Water Users' Association, thus making the same liable for the government construction charge for the Gunnison Tunnel, and distributing system. That your petitioner has an offer of \$3000. for said premises, the purchaser to assume all future government construction charges, and petitioner for said minors to pay all taxes up, including the 1923 tax, and furnish abstract showing clear merchantable title in said minors; The said purchase price to be paid, \$500. down and the balance to be paid on or before 4 years with interest at 8% per annum semi-annually, and the said \$1500. balance to be secured by first mortgage on said above described premises. That by such a sale there could be an income secured for said minors until the balance

of said purchase price is paid, and when such balance is paid together with that that is paid down, after paying expense of sale, and paying up taxes, can be invested in such manner as the said Court appointing such guardian may direct; and it is necessary that the property of such minors be income bearing so that such income may be used for the education and support of said minors.

That it is deemed necessary or expedient for, or to the best interests of the estate or the persons in interest therein, that said parcel No. 2 should be sold and conveyed under said contract for the reasons hereinafter specifically set forth, to wit:

That owing to the distance said property is from the residence of said minors and your petitioner, it is impossible to properly look after said premises if taken over for said minors; that the interest on said contract has not been paid up, but that said J. H. Peterson will reduce same so that the total debt due on said premises will be \$12,000.00; That one of said minors, to wit: Alfred Posar, becomes of age this month and will want his share of the property or money equal to his share; that said J. H. Peterson will secure a loan of \$3000. on first mortgage on said premises and pay same to your petitioner for said minors and secure the balance, or \$9000. by second mortgage on said premises. The same to bear annual interest at 7% per annum due in one year; that your petitioner is of the opinion that a deed for said premises to said ^{J. H. Peterson} ~~minors~~ is to the best interest of all concerned; that such a sale and closing of said contract would enable your petitioner to secure an income from same for the education and support of said minors, as shall be directed by the Court of Probate of Baldwin County, Alabama.

That your petitioner is of the opinion that it would be to the best interest of all concerned that said parcels Numbers 1 and 2 be sold at private sale.

That there are no other persons in interest in said property or said estate except said above named minors, and petitioner as their guardian: That the address of each and all of said minors and your petitioner, is Foley, Baldwin County, Alabama.

WHEREFORE, your petitioner prays that the Court may enter an order directing him to sell at private sale the above described real estate, described as Parcels No. 1 and 2, according to law, and to make such further order herein as to the Court may seem meet.

Otto Poser
Guardian of the Estate of Rosa
Poser, Elizabeth Poser, Walter
Poser, Lucine Poser, Gertrude
Poser, Irmgard Poser, Irma Poser,
Anna Poser and Alfred Poser, Minors.

STATE OF COLORADO,)
COUNTY OF MONTGOMERY.) ss

Otto Fener, being first duly sworn, upon oath deposes and says that he is the above named Petitioner; that he has read the foregoing Petition and knows the contents thereof; and that the statements therein are true.

Otto Pöser

1950年10月1日 星期日 晴 北京 天安门广场 升旗仪式 国旗升起 国歌奏响 万众瞩目 场面壮观 历史时刻 永载史册

My commission expires June 3, 1955.

[illegible]

OFFICE OF
CARL J. SIGFRID
ATTORNEY AND COUNSELOR AT LAW
OURAY AND TELLURIDE
COLORADO

Ouray, Colorado,
July 25, 1930

Mr. G. W. Humphries,
Judge of Probate Court,
Mobile, Ala.

Dear Sir:

There is enclosed herewith original interrogatories and answers propounded to Grover C. Huffnagle in the case of Otto Poser, as Guardian of Rosa Poser, et al., together with Commission to take Deposition issued under your authority, to me as Notary Public.

Yours truly,

Letitia Gairino
Notary Public

THE STATE OF ALABAMA, Baldwin COUNTY

PROBATE COURT

No. _____ 19__

In the Matter of Petition to remove Guardian of Rosa Poser, et al, minorsTo Letitia Gianino,residing in Hayden Block, Ouray in the State of Colorado,~~or to such one or more of you as shall act herein:~~

Know ye, That we, reposing confidence in your integrity, skill and ability, have appointed you Commissioner to take the answers to the Interrogatories and Cross-Interrogatories, hereunto attached, of Grover C. Huffnagel, whose postoffice address is Ridgway, Colorado, and Caesar Berta, of Ridgway, Colorado

es
material witness / for Petitioner

in the Matter of Petition to remove Guardian of Rosa Poser, et al, minors,
Otto Poser, Guardian,

now pending in the Probate Court of said County.

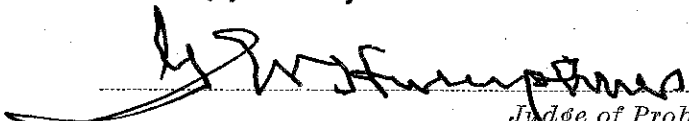
And we hereby authorize you to call and cause to come before you the said witness es at such time and place as you shall appoint, after giving _____ days' notice to _____ and their

____ or _____

____ attorney ____ and ____

deposition. s on oath take, touching their knowledge of the matter in controversy; and the

said deposition s, when so taken by you, shall be subscribed by said witness es and certified under your hands and seals, and with this Commission you shall return to me.

Witness my hand, this 24th day of May, A.D., 19 30.

Judge of Probate.

IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER, AND
ALFRED POSER, Minors.

IN THE PROBATE COURT
OF
BALDWIN COUNTY, ALABAMA.

The Deposition of Grover C. Huffnagle:

By virtue of the Commission hereto annexed, issued by the Judge of Probate of Baldwin County, Alabama, in the matter of Otto Poser as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser, and Alfred Poser, Minors, I, Letitia Gianino, the Commissioner therein named, have called and caused to come before me the said Grover C. Huffnagle, one of the witnesses named in said Commission, on the 18th day of July, A. D. 1930, at my office in HAYDEN BLOCK, Ouray, Colorado, and having first sworn the said witness to speak the truth, the whole truth, and nothing but the truth, Grover C. Huffnagle, the said witness, deposeth and saith as follows:

INTERROGATORY FIRST: WHAT IS YOUR NAME AND PRESENT ADDRESS?

ANSWER TO INTERROGATORY FIRST: GROVER C. HUFFNAGLE -
Address, RIDGWAY, COLORADO.

SECOND INTERROGATORY: Please state whether or not you knew Charles F. Doelz. State whether or not he is living or dead, if dead then what was his place of residence at the time of his death? At his death did he leave an estate in Ouray, or any other county, in Colorado?

ANSWER TO SECOND INTERROGATORY: Yes, Sir. Dead. Place of residence- Ouray County, Colorado. At time of his death he left an estate in Ouray County, Colorado.

THIRD INTERROGATORY: If you have stated that the said Charles F. Doelz is dead, then please state whether or not any administration was had of his estate in the County Court of Ouray, Colorado? Please state whether or not the said Charles F. Doelz left a last Will and Testament? If so please state whether it was probated in the County Court of Ouray County, Colo. Who was appointed executor of said will by said Court?

ANSWER TO THIRD INTERROGATORY: Yes, sir. Yes. It was. I was appointed administrator of said estate.

FOURTH INTERROGATORY: If you have stated that you were executor of said will, then please state whether or not you made a final settlement of said estate in said court, and if so, when? Attach the original Letters Testamentary issued to you, if any, or if you do not have the original then attach a copy properly marked for identification to your deposition. If you have stated that you made a final settlement of said estate, then please

state whether or not said final settlement was approved by the County Court of Ouray County, Colorado.

ANSWER TO FOURTH INTERROGATORY: I did, on the 26th day of April, 1923. Am attaching copy of Letters Testamentary. Final settlement was approved by the County Court of Ouray County, Colorado.

FIFTH INTERROGATORY: Please state whether or not you paid any money or transferred any accounts or choses in action, as Executor of said Estate to Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, if so, describe fully what funds or other property you so delivered.

ANSWER TO FIFTH INTERROGATORY: Check was given to Otto Poser in the sum of \$2089.63; also a contract on J. H. Peterson for \$10,500.00 and notes known as the Stringer notes for \$2300.00, all turned over to him as guardian.

SIXTH INTERROGATORY: Please state whether or not you have a receipt from Otto Poser for any of the funds or other property so delivered to him as Guardian? If you have the original receipt please attach it to your deposition suitably marked for identification. If you do not have the original receipt or refuse to attach it, please attach a correct copy thereof suitably marked for identification.

ANSWER TO SIXTH INTERROGATORY: Have no receipts - done under approval of Court.

SEVENTH INTERROGATORY: If you did not deliver any money or other property to the said Otto Poser, as Guardian as aforesaid, then please state whether or not you delivered any money or choses in action or other property to anyone as attorney-in-fact for the said Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, if so, to whom did you deliver said money, choses in action or other property? Did said person have a written power of attorney appointing him attorney-in-fact for Otto Poser as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser? If you have the original power of attorney in your possession please attach it to your deposition suitably marked for identification. If you do not have the original or refuse to attach it, then please attach a correct copy thereof suitably marked for identification. Please describe accurately and completely the money, choses in action or other property, if any, delivered by you to any person as attorney in fact for Otto Poser, as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser. If you know, please state by what Court the said Otto Poser claimed to have been appointed Guardian of said Minor children, viz, Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Power. If you

know, please state whether or not the said Otto Poser claimed to be acting Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser under an appointment by the Probate Court of Baldwin County, State of Alabama. Please state whether the said Otto Poser in and about all that he did in connection with said estate with respect to the said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser claimed to be acting as Guardian under and by virtue of an appointment made by the Probate Court of Baldwin County, State of Alabama.

ANSWER TO SEVENTH INTERROGATORY: Delivered money as in Interrogatory No. 5 stated. Yes, I believe he did, but am not sure. Do not know under wat court. I understood he was and believe it was under an appointment by the Probate Court of Baldwin County, State of Alabama. I imagine he was.

EIGHTH INTERROGATORY: If you have stated that Catlin & Catlin, attorneys, whose address was formerly Montrose, Colorado, were appointed by Otto Poser as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, to act as attorneys in fact to receive any money, choses in action or other property from you as executor of the estate of Charles F. Doelz, deceased; please state where the said Catlin & Catlin now are. If

you have stated that they removed from Montrose, Colorado, then please state whether any one purchased the law offices of said Catlin & Catlin, if so, why? If you have stated that Earle Bryant purchased the law offices of said Catlin & Catlin, then please state whether he is now in possession of the books of account and other records of said Messrs. Catlin & Catlin. If he has said books, then please state whether or not you at any time, and especially upon to-wit, the 11th day of April, 1929, examined the books of said Messrs. Catlin & Catlin, attorneys.

ANSWER TO EIGHTH INTERROGATORY: Catlin & Catlin are somewhere in California. Earle Bryant purchased the law offices of said Catlin & Catlin. I understand he is now in possession of the books of account and other records of said Messrs. Catlin & Catlin. I went over the books on the 11th day of April, 1929; I did not examine them very close as I could not understand them very well-- and neither could Earle Bryant understand them.

NINTH INTERROGATORY: Please state whether or not you as executor of the estate of Charles F. Doelz, deceased, delivered to the said Otto Poser, as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser any choses in action, and especially certain notes made by Harrison Stringer. Please state whether or not these notes were secured by a mortgage or other lien on any real estate, if so, please state whether or not the books of said Catlin & Catlin show that Otto Poser foreclosed said mortgage or lien at any time, especially on or about the 6th day of October, 1923?

If so, did Otto Poser as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser, and Alfred Poser take over said Harrison Stringer lands, if so, did he sell said lands as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser to any one? If you have said that he sold said lands to Caesar Berta, then please state what the consideration for said sale was. Please state whether or not the consideration for said sale was \$2,000.00?

ANSWER TO NINTH INTERROGATORY. I did. I could not say they were foreclosed but their books showed that they got some money on the Stringer notes. It was my understanding that the land was sold afterwards but whether Poser sold it I could not say; the books of Catlin & Catlin show that there was a transaction made but do not show who made the sale - whether it was Poser or someone else; I believe it was sold to Caesar Berta for around two thousand dollars (\$2000.00) but am not sure.

TENTH INTERROGATORY: State whether or not said books show that the said Caesar Berta made any payment to the said Catlin & Catlin on account of said sale? Please state whether or not said books show that the said Caesar Berta paid Catlin & Catlin \$500.00 on October 6th, 1923, to be applied upon the principal of said purchase price? Please state whether or not said books show that Caesar Berta paid to said Catlin & Catlin,

attorneys, any interest on account of said purchase price, if so, please state whether or not he paid to said Catlin & Catlin \$60.00 as interest on July 2nd, 1924, on account of said sale. Please state whether or not said books show that he paid to said Catlin & Catlin, as attorneys, the sum of \$69.66 on January 29th, 1925, under said sale. Please state whether or not said books show that the said Caesar Berta paid the balance of said purchase price to Catlin & Catlin. State whether or not said books show that the said Caesar Berta paid to the said Catlin & Catlin the sum of \$1500.00 on March 9th, 1925, being the balance of the consideration for said sale, in full.

ANSWER TO TENTH INTERROGATORY: Their books showed that he did; as I remember it they did show a \$500.00 payment on October 6th, 1923, but could not say for sure; as I remember it the books show that; I think the books did show it; Yes, I think the books did also show that.

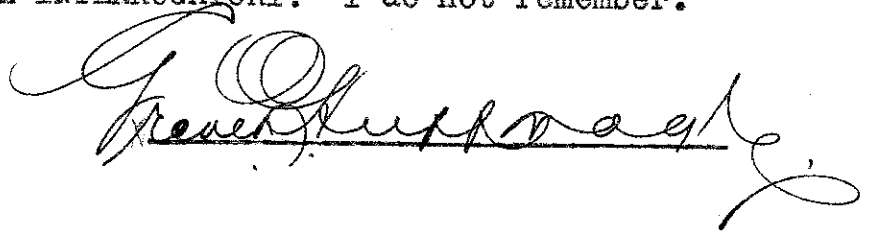
ELEVENTH INTERROGATORY: Please state whether or not the books of said Catlin & Catlin show that any of the proceeds of said sale to Caesar Berta were paid over by them to the said Otto Poser, if so, please state the dates and amounts of said payments.

ANSWER TO ELEVENTH INTERROGATORY: I do not remember.

TWELFTH INTERROGATORY: Please state whether or not the said books and records of Catlin & Catlin show the payment of any other sum or sums, or the delivery of any other property to the said Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Irmyard Poser, Erna Poser, Anne Poser, Alfred Poser and

Gertrude Poser. Describe fully the dates of payment or deliveries, and the amounts of said payments and the description of any property thus delivered to the said Otto Poser.

ANSER TO TWELFTH INTERROGATORY: I do not remember.

A handwritten signature in cursive script, appearing to read "Frederick Huppert", is written over a horizontal line. The signature is fluid and extends to the right with a large loop.

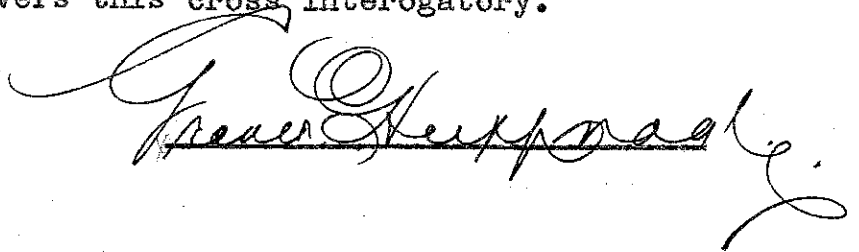
FIRST CROSS INTERROGATORY: Attach copies of all papers referred to by you in your answer to the direct interrogatories:

ANSWER TO FIRST CROSS INTERROGATORY: Am attaching copy of Letters Testamentary, marked exhibit "A", being the only paper referred to by me in the direct interrogatories.

SECOND CROSS INTERROGATORY: State in detail all assets turned over by you to Otto Poser.

ANSWER TO SECOND CROSS INTERROGATORY:

Am attaching copy of Decree of Final Settlement, marked exhibit "B" which covers this cross interrogatory.

A handwritten signature in cursive script, which appears to read "Frederick Sheppard", is written over a horizontal line.

COMMISSIONER'S CERTIFICATE

I, Letitia Gianino, commissioner under and by virtue of a commission heretofore issued out of the Probate Court of Baldwin County, Alabama, do hereby certify that under the power conferred upon me by said commission, I caused the said Grover C. Huffnagle, witness for the petitioner in said cause, who is known to me and known to me to be the identical witness named in said commission, to come before me at my office in Hayden Block, Ouray, Colorado, on the 18th day of July, 1923, at the hour of ten o'clock A. M; that said witness was by me first duly sworn before testifying; as aforesaid, and that in response to the interrogatories and cross interrogatories propounded to him, he testified thereto as hereinabove set out; that his testimony was by me reduced to writing as given by said witness, and that said witness signed his respective name thereto in my presence.

I further certify that I am not of counsel or of kin to any of the parties to this cause, and am not in anywise interested in the result thereof.

Dated this 18th day of July, A. D. 1930.

My Commission Expires November 29, 1930

Letitia Gianino
COMMISSIONER
NOTARY PUBLIC IN AND FOR
THE COUNTY OF OURAY, STATE
OF COLORADO.

ESTATE OF CHARLES F. DOELZ Deceased.

LETTERS TESTAMENTARY

STATE OF COLORADO,

In County Court, in Probate,

OURAY

County.

} ss.

MARCH

Term, A. D. 1921.

The People of the State of Colorado, to all to whom these Presents shall come—GREETING:

Know Ye, That whereas, CHARLES F. DOELZ late of the
 County of OURAY and State of Colorado, died on or about the 15th
 day of JANUARY A. D. 1921, as it is said, after having duly made and published
 his last Will and Testament, a copy whereof is hereunto annexed, leaving, at the time of his death,
 property in this State, which may be lost, destroyed or diminished in value, if speedy care be not taken of
 the same; and inasmuch as it appears that GROVER C. HUFFNAGLE

has been appointed Execut. in and by the
 last Will and Testament to execute the same:

Now, to the end that the said property may be preserved for those who shall appear to have a legal
 right or interest therein, and that the said Will may be executed according to the request of the said
 testat.or we do hereby authorize the said GROVER C. HUFFNAGLE

as such Execut.or, to collect and secure all and singular the goods and chattels, rights and credits,
 which were of the said CHARLES F. DOELZ at the time
 of his decease, in whosoever hands or possession the same may be found in this State; and well
 and truly to perform and fulfill all such duties as may be enjoined upon him by the said Will so far
 as there shall be property, and the law shall charge him; and, in general, to do and perform all other
 acts which now are or hereafter may be required of him by law.

Witness, Elza C. Mowry of theCounty Court of the said County of Ourayat his office in Ouray this 21stday of March A. D. 1921, and the

seal of said Court.

SEAL

(signed) Elza C. Mowry

JUDGE OF THE COUNTY COURT.

Exhib "B"

STATE OF COLORADO)
COUNTY OF OURAY) SS.

IN THE COUNTY COURT.
No. 697.

IN THE MATTER OF THE ESTATE OF)
CHARLES F. DOELZ, DECEASED.) DECREE OF FINAL SETTLEMENT.

---ooOoo---

Now on this day comes Grover C. Huffnagle, Executor of the Estate of Charles F. Doelz, deceased and Otto Poser, Bertha Poser, Martha Poser, Edward Poser, and Rosa Poser, Erna Poser, Anna Poser, Alfred Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser and Irmyard Poser, Minors, by Catlin & Catlin their attorneys of Record, Otto Poser appearing as the duly constituted Guardian of said Minors aforesaid by his attorneys Catlin & Catlin, Mary B. Johnson Guardian of Evelyn B. Moss, Margaret M. Moss and Marian Johnson, Minors, and said Executor presents to the Court a final report of his acts and doings as such, asks that the same be approved and that he be discharged and said estate decreed to be fully administered according to law.

And it appearing to the Court, from the records and files herein, and the Court doth find that Charles F. Doelz departed this life on or about the 15th day of January, A. D. 1921; and thereafter Grover C. Huffnagle was duly appointed Executor of said Estate.

And it further appearing to the Court and the Court doth find that a Notice to creditors to file claims against said Estate was published, in the manner and as required by law, and that all claims allowed by the Court against said Estate, and all claims presented, including the State inheritance tax of the State of Colorado, and all costs of Administration have been paid.

And the Court doth further find that more than one year has elapsed since letters were issued herein and that there has been published, in the manner and as required by law, and in

accordance with an order of this Court, a Notice that said final report would be presented for approval on Monday the 16th day of April, A. D. 1923, and that the hearing was regularly continued to this date. Proper affidavit and proof of publication of the foregoing notice now being on file in said Court.

And it appearing from said report, and the Court doth find that said Grover C. Huffnagle, Executor has received, for and on behalf of said Estate, the sum of \$19,050.13; and has expended the sum of \$5,819.29, leaving in his hands the sum of \$13,210.89 to be distributed as hereinafter provided. And that he also has in his possession Notes Numbers, 2,3,4 and 5 from Harrison Stringer and Rosa Stringer to W. B. McCrary and by him endorsed to Charles F. Doelz in the aggregate sum of \$2300.00 secured by Trust Deed on Montrose County, Colorado property. Also the Note from Isaac R. Hull, Ethie E. Hull and Tom J. Hull in the sum of \$950.00 payable to Charles F. Doelz and secured by Mortgage on Montrose County, Colorado property, Also an agreement signed by J. H. Peterson and said Charles F. Doelz for the sale to said J. H. Peterson of the following described property situate in Ouray County, Colorado, to-wit:

E $\frac{1}{2}$ SW $\frac{1}{4}$, and Lots 5 and 6, Sec. 21, Twp. 46 N. R. N.M.P.M. Also beginning at Cornder No. 1, from whence East Quarter Corner of Section 21 bears S 60° E. 2538.5 feet, Thence S. 30° West 2313 feet to Corner No. 2; Thence S. 20° 4' E. 1810 feet to Corner No. 3; thence S. 64° 40' E 1058 feet to Corner No. 4; Thence N. 22° E 2161 feet to Corner No. 5; thence N. 55° 35' W. 2747.8 feet to Place of beginning. Together with all water, water rights, ditches and ditch rights thereto appertaining or belonging.

upon which there is due and payable a balance of \$10,500. and interest, and 10,000 shares of the Capital Stock, Certificate No. 10,302, of the Baker Steam Motor Car and Manufacturing Company of no known value.

And the Court doth further find that said Grover C. Huffnagle, Executor aforesaid has faithfully administered the estate of said deceased which has come to his hands and has fully performed his duties as such and as provided by law.

That personal service of Notice of Final Settlement in this Estate has been had as shown by the returns herein on file on all persons in interest except those legatees designated in the will of said deceased as the three brothers and three sisters of said deceased living in Germany, upon whom service was made by publication of notice of final settlement as aforesaid. And it further appearing to the Court and the Court doth find that no objections are on file herein against this final settlement or no objections made at the hearing hereof.

And it further appearing to the Court that said Otto Poser is the duly appointed, qualified and acting guardian of said Minor children under order of the Court of Probate, Baldwin County, State of Alabama, and has filed consent herein, in order to make a settlement of said estate at this time to take the Peterson Contract and Stringer notes aforesaid on the basis of \$12,500. for said minors. And the said Catlin & Catlin as Attorneys for said Martha Poser having agreed in open Court to take over for said Martha Poser, to apply on her legacy, the said Hull note in the amount of \$950.00, and for and on behalf of said Otto Poser on his Legacy the said The Baker Steam Motor Car Manufacturing Company Stock and the 2 Lots of the Granite Oil and Gas Company, Witchita Co., Texas Numbers 105 and 106, Block No. 1, and the undivided 2/5 interest in Uncle Sam Mining Claims No. 1, 2, 3, and 4, Uncompahgre Mining District, Ouray County, Colorado on the basis of \$75.00 for all of same, which declarations now allow the Court to make final distribution herein.

And It is Now Ordered Adjudged and Decreed that distribution of the cash on hand and property aforesaid be made to the following named persons respectively or to their legal representatives as follows, to-wit:

First, to Otto Poser the sum of \$46.07 and that the Executor herein convey and or transfer unto him the said Otto Poser Certificate No. 10,302 of the Baker Steam Motor Car Manufacturing Company Capital Stock (10,000 shares), the Undivided $\frac{2}{5}$ interest in Uncle Sam Mining Claims No. 1, 2, 3, and 4 Undompahgre Mining District, Ouray County, Colorado and Lots Nos. 105 and 106, Block 1, Granite Oil and Gas Company, Wichita County, Texas, valued for the purpose of this settlement at \$75. and said property and money being all that said Otto Poser is entitled to under the terms of said Will as a residuary Legatee.

The Court doth also find that the Real estate willed to said Otto Poser in said will of said Deceased is now and shall be forever after his sole and absolute property freed from any claims or debts against said Estate whatsoever.

Second: To Bertha Poser the sum of \$1621.07 in full payment of both specific and residuary legacies.

Third:- To Martha Poser the sum of \$671.07 and said Executor is authorized and hereby ordered to assign to her the said Hull Note, they being in full settlement of her specific and residuary legacies

Fourth: To Edward Poser, one of the ten Children of said Otto Poser and Martha Poser, the sum of \$1621.07 in full payment of both specific and residuary legacies.

Fifth: to Otto Poser, Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minor children of said Otto Poser and Martha Poser the sum of \$2089.63 and the J. H. Peterson, -Charles F. Doelz Contract aforesaid, also the Stringer Notes aforesaid, which said contract and notes the said Executor shall assign to said minor children as a credit on their special and residuary legacies under said

will of \$12,500. said sums and assignments and conveyances aforesaid being in full payment of both the specific and residuary legacies to said minors under said will. And said Executor is hereby authorized and directed to make such conveyance or conveyances as shall be necessary to complete the execution of said Peterson Contract.

Sixth: To the three brothers and three sisters of said deceased living in Germany the sum of \$1326.42 the said sum being in full payment of both specific and residuary legacies to said brothers and sisters. Pending the final determination of the names and addresses of said brothers and sisters, said sum aforesaid to be paid into the registry of this Court for final distribution.

Seventh: To Evelyn and Margaret Moss the sum of \$1621.07 each, in full payment of their respective specific and residuary legacies under said will.

Eighth: To Marian Johnson the sum of \$621.07 in full payment of her specific and residuary legacies under said Will.

Ninth: To Mrs. John Tickenr the sum of \$500.00 as by said Will provided.

Tenth: To Mrs. Henry Jutten the sum of \$621.07 in full payment of both her specific and residuary legacies under said Will.

Eleventh: To Isabel Weaver the sum of \$621.07 in full payment of both her specific and residuary legacies under said will.

Twelfth: There shall be paid into the registry of this Court, the sum of \$250.00, in trust, for the carrying out of

said estate be, and the same are hereby in all things fully ratified, confirmed and approved by the Court, and that, having made said distributions, assignment and conveyances and having filed proper receipts therefor in this Court, he be discharged and his bondsmen release from further liability in the premises.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that a reasonable fee for the services of said Catlin & Catlin, the attorneys of record for the Poser heirs, minors and otherwise, is in the sum of \$900.00 and their expenses incidental thereto, and that the same may be deducted by said attorneys from the legacies due and payable to said Poser interests.

Done in Open Court this 26th day of April, A. D. 1923.

By the Court.

Judge.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

First Interrogatory: State your name and present address. Did you know Charles F. Doelz? Is he living or dead? If he is dead then state when he died, according to your best recollection. If you have stated that the said Charles F. Doelz is dead, then please state whether there was any administration of his estate in Ouray County, Colorado, if so, who acted as administrator or executor of said estate? Please state whether or not Grover C. Huffnagel was appointed executor of said estate, and whether he acted as such executor.

Second Interrogatory: Please state whether or not you entered into a contract with any one to buy certain lands that had formerly been sold to Harrison Stringer? If you bought said lands please state from whom you bought them. Please state whether you bought any lands from Otto Poser, as Guardian? Did the said Otto Poser purport to act as guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser?

Third Interrogatory: Please state whether or not you paid to Otto Poser, as said Guardian, on account of said contract, any money? If so, when did you make said payment or payments? Please state whether or not you paid \$500.00 to said Otto Poser, as said Guardian, upon or prior to October 6th, 1923, to be credited upon the purchase price of said lands? State whether or not on July 2nd, 1924, or prior thereto, you paid the sum of \$60.00 to Otto Poser, as said Guardian, to be credited on the interest of said purchase price? Please state whether or not on January 29th, 1925, you paid to said Otto Poser, as said Guardian, the sum

of \$69.66 to be credited upon the interest due on account of said purchase price. Please state whether or not you paid to said Otto Poser, as said Guardian, on to-wit, March 9th, 1925, or prior thereto, the sum of \$1500.00 being the balance in full due on account of said purchase price. If you have made any payments to anyone else as attorney in fact for Otto Poser, as said Guardian, then please state to whom you made said payments. Describe the dates and amounts of said payments, fully, and whether they were paid on account of said purchase price, including any interest thereon.

Jesse F. Hagun

Attorney for Petitioner

Note: The witness, Caesar Berta, is a non resident of Alabama, his Post Office address is Ridgway, Colorado. Letitia Gianino, whose Post Office address is Hayden Block, Ouray, Colorado, is suggested as being a competent person to take the deposition of said witness.

Jesse F. Hagun

Attorney for Petitioner

Just in time
 just before
 celebration
 we have to go
 to the
 hospital
 and stay
 for a week

IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.

IN THE PROBATE COURT OF


BALDWIN COUNTY, ALABAMA.

CROSS INTERROGATORIES PROPOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE POSER,
GERTRUDE POSER AND IRMYARD POSER, MINORS, TO CAESAR BERTA, A WITNESS
FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: If you say that you bought lands from Otto Poser as
guardian, state the full purchase price of said lands and give a
description of the said lands.

SECOND: State how much principal and interest has been
paid on the purchase price and if any state the amount of principal
and interest remaining unpaid on the said purchase price.

THIRD: If you answer that you made payments to Otto Poser
please attach all receipts and cancelled checks pertaining to such
payments. Attach to your deposition a copy of your contract or deed
of purchase and a copy of the mortgage or other instruments, together
with copies of notes, evidencing and securing the unpaid purchase
money.


GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.


IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.

) IN THE PROBATE COURT OF
(
)
(
) BALDWIN COUNTY, ALABAMA.
(

CROSS INTERROGATORIES PROPOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POWER, WALTER POSER, LUCILE
POSER, GERTRUDE POSER AND IRMYARD POSER, MINORS, TO GROVER C. HUFNAGEL,
A WITNESS FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: Attach copies of all papers referred to by you in
your answer to the direct interrogatories.

SECOND: State in detail all assets turned over by you to
Otto Poser.


GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.

Cross

Thy

Will not appear at
Judge of Probate Court
Baltimore, Md.
May 29, 1930
J. M. Thompson
Judge of Probate Court
Baltimore, Md.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

First Interrogatory: What is your name and present address?

Third Interrogatory: If you have stated that the said Charles F. Doelz is dead, then please state whether or not any administration was had of his estate in the County Court of Ouray, Colorado? Please state whether or not the said Charles F. Doelz left a last will and testament? If so please state whether it was probated in the County Court of Ouray County, Colo. Who was appointed executor of said will by said Court?

Fifth Interrogatory: Please state whether or not you paid any money or transferred any accounts or choses in action, as Executor of said Estate to Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, if so,

describe fully what funds or other property you so delivered.

Sixth Interrogatory: Please state whether or not you have a receipt from Otto Poser for any of the funds or other property so delivered to him as Guardian? If you have the original receipt please attach it to your deposition suitably marked for identification. If you do not have the original receipt or refuse to attach it, please attach a correct copy thereof suitably marked for identification.

Seventh Interrogatory: If you did not deliver any money or other property to the said Otto Poser, as Guardian as aforesaid, then please state whether or not you delivered any money or choses in action or other property to anyone as attorney-in-fact for the said Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, if so, to whom did you deliver said money, choses in action or other property? Did said person have a written power of attorney appointing him attorney-in-fact for Otto Poser as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser? If you have the original power of attorney in your possession please attach it to your deposition suitably marked for identification. If you do not have the original or refuse to attach it, then please attach a correct copy thereof suitably marked for identification. Please describe accurately and completely the money, choses in action or other property, if any, delivered by you to any person as attorney in fact for Otto Poser, as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser. If you know, please state by what Court the said Otto Poser claimed to have been appointed Guardian of said Minor children, viz, Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser. If you know, please state whether or not the said Otto Poser claimed to be acting Guardian of said

Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser under an appointment by the Probate Court of Baldwin County, State of Alabama. Please state whether the said Otto Poser in and about all that he did in connection with said estate with respect to the said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser claimed to be acting as Guardian under and by virtue of an appointment made by the Probate Court of Baldwin County, State of Alabama.

Eighth Interrogatory: If you have stated that Catlin & Catlin, attorneys, whose address was formerly Montrose, Colorado, were appointed by Otto Poser as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, to act as attorneys in fact to receive any money, choses in action or other property from you as executor of the estate of Charles F. Doelz, deceased; please state where the said Catlin & Catlin now are. If you have stated that they removed from Montrose, Colorado, ~~and have since then removed to~~ ~~San Francisco~~ then please state whether any one purchased the law offices of said Catlin & Catlin, if so, who? If you have stated that Earle Bryant purchased the law offices of said Catlin & Catlin, then please state whether he is now in possession of the books of account and other records of said Messrs. Catlin & Catlin. If he has said books, then please state whether or not you at any time, and especially upon to-wit, the 11th day of April, 1929, examined the books of said Messrs. Catlin & Catlin, attorneys.

Ninth Interrogatory: Please state whether or not you as executor of the estate of Charles F. Doelz, deceased, delivered to the said Otto Poser, as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser any choses in action, and especially certain notes made by Harrison Stringer. Please state whether or not these notes were

secured by a mortgage or other lien on any real estate, if so, please state whether or not the books of said Catlin & Catlin show that Otto Poser foreclosed said mortgage or lien at any time, especially on or about the 6th day of October, 1923? If so, did Otto Poser as Guardian of said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, and Alfred Poser take over said Harrison Stringer lands, if so, did he sell said lands as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser to any one? If you have said that he sold said lands to Caesar Berta, then please state what the consideration for said sale was. Please state whether or not the consideration for said sale was \$2,000.00?

Tenth Interrogatory: State whether or not said said books show that the said Caesar Berta made any payment to the said Catlin & Catlin on account of said sale? Please state whether or not said books show that the said Caesar Berta paid Catlin & Catlin \$500.00 on October 6th, 1923, to be applied upon the principal of said purchase price. Please state whether or not said books show that Caesar Berta paid to said Catlin & Catlin, attorneys, any interest on account of said purchase price, if so, please state whether or not he paid to said Catlin & Catlin \$60.00 as interest on July 2nd, 1924, on account of said sale. Please state whether or not said books show that he paid to said Catlin & Catlin, as attorneys, the sum of \$69.66 on January 29th, 1925, under said sale. Please state whether or not said books show that the said Caesar Berta paid the balance of said purchase price to Catlin & Catlin. State whether or not said books show that the said Caesar Berta paid to the said Catlin & Catlin the sum of \$1500.00 on March 9th, 1925, being the balance of the consideration for said sale, in full.

Eleventh Interrogatory: Please state whether or not the books of said Catlin & Catlin show that any of the proceeds of said sale to Caesar Berta were paid over by them to the said Otto Poser, if so, please state the dates and amounts of said payments.

Twelfth Interrogatory: Please state whether or not the said books and records of Catlin & Catlin show the payment of any other sum or sums, or the delivery of any other property to the said Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Irmgard Poser, Erna Poser, Anne Poser, ~~and~~ Alfred Poser and Gertrude Poser. Describe fully the dates of payment or deliveries, and the amounts of said payments and the description of any property thus delivered to the said Otto Poser.

Jesse F. Hogan
Attorney for Petitioner

Note: The witness, Grover C. Huffnagel, is a non resident, residing in the State of Colorado, and his Post Office address is Ridgway, Colorado. Letitia Gianino, whose Post Office address is Hayden Block, Ouray, Colorado, is suggested as being a competent person to take the deposition of said witness.

Jesse F. Hogan
Attorney for Petitioner

Frederick C. ...
...
Dec. 18, 1940
...
...
...

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse F. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for Erna Holman, Petitioner; that the said witness, J. H. Peterson, is material, and that he is a non-resident, residing in the State of Colorado, and that his postoffice address is R. F. D. Montrose, Montrose County, Colorado.

James F. Hogan

TR L Lambert
Notary Public, Mobile County, Alabama.

OFFICE OF

JUDGE OF PROBATE COURT

BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

September 7th, 1929.

Copey

Messrs Gordon, Edington & Leigh,
Attorneys
Mobile, Ala.

Gentlemen:-

In the following I am trying to give you a synopsis of the Estate of Rosa Poser, et al minors, in the course of administration in this Court.

On the 2nd of April, 1923, Otto Poser, the father of Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, was appointed in this Court guardian of said minors, filing his bond as such Guardian on the same day, in the sum of \$4000.00, with the American Surety Co., of N.Y. as his sureties, and later on February 21st, 1924, filed an additional bond, with the same sureties in the sum of \$6000.00. It seems that soon after filing his additional bond, Otto Poser, left Baldwin county, Alabama, and took up residence in the State of Colorado, or perhaps went off out there to transact business in connection with the above estate. If he has ever returned to Baldwin County, we have not been informed of the fact, and it is that his whereabouts at this time is unknown.

On the 27th of January, 1927, Poser, as such Guardian, filed a petition to lease certain lands in the State of Colorado, which the petition alleged belonged to his ward's estate, for \$400.00; \$200.00 payable at time of making lease and \$200.00 payable Jan 1st, 1928. This Court granted his petition and the down payment has not been accounted for, but the payment due Jan 1st, 1928, was paid into this Court for said minors by the lessee. I presume the reason it was paid into court was because the whereabouts of the guardian was unknown to the lessee. Have since learned from Mrs. Holman, that the lease was extended for another year, - this was done without authority from this Court.

On December 18th, 1928, Mrs Erna Holman (nee Erna Poser) filed in this Court a petition for the removal of Otto Poser, as guardian of said minors, on the ground that said Guardian had failed to file in this Court an inventory of said estate, within the time required by law, and that neglect of the affairs of his ward's estate caused waste, etc. Again on July 14, 1928, Erna Poser, filed her supplemental petition, for the removal of Otto Poser, as Guardian of said minors, on practically same grounds as alleged in first petition. The Court gave notice to Otto Poser of the filing of these petitions and date set for hearing the same, by advertisement in Baldwin Times, for 3 consecutive weeks, as he could not be reached by personal service, and from that time to the pres-

OFFICE OF
JUDGE OF PROBATE COURT
BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

Mess. Gordon, Edington & Leigh,

#2

ent, this cause has been continued regularly from term to term, and will come up again for hearing October 3rd, 1929, which is within the September Term of this Court.

I presume Mrs Holman has given you practically same information of contained in the above.

Hoping that you will be assisted by the information given above, I am,

Yours very truly,

Judge of Probate Court,

By

clk.

Copy of
Letter to
Lester

No. 184 in the Matter of Est. of John P. ...
Otto ... Administrator, Executor or Guardian. Residence _____
Attorneys _____ Docket _____ Page _____ Fee Book _____ Page _____

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
	WILL—Order on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, ent'g Sheriff's Returns, 50c App'ting and Notifying Guard, ad Litem, 50c Issuing Subpoenas for Witness, 50c Affidavit of Witnesses, 25c Examining Wit. and order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per 100 words, 15c Recording Will, per 100 words, 15c Recording Testimony, per 100 words, 15c Certificate, without seal, 25c Certificate, with seal, 50c Presiding at Trial C't'd Will, per day, \$2.50 LETTERS—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Rec'ding Rel. right to Adm'ner, 100 words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Let. of Gu'd'nship, each minor, 75c Issuing, Filing and Recording same, 50c Taking, App., Filing, Rec. Adm. Bonds, \$1.50 Taking, App., Filing, Guard. Bond, \$1.00 Affidavit of Justification, 25c Granting Order of Appraisalment, 50c Issuing Order of Appraisalment, 25c Recording same, per 100 words, 15c Order Removing Executor, Adm. Guard., \$2.00 Order Appointing General Guardian, \$1.00 Issuing and Recording same, 50c Order Appointing General Administ'r., \$1.00 Issuing and Recording same, 50c Order Appointing Adm'r ad Litem, \$1.00 Issuing and Recording same, 50c HOMESTEAD—Rec. Pet'n for Com., 100 words, 15c Record, Order for App., per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Record, Order Setting Apart, 100 words, 15c INVENTORY—Order to Approve and Record, 50c Affidavit to same, 25c Recording same, per 100 words, 15c SUPPLEMENT INVENTORY—Order App., Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c APPRAISEMENT—Order Approving, Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c SUPPLEMENT APPRAISEMENT—Grant, Order, 50c Issuing Order of Appraisalment, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisalment, 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c SALE OF PERISHABLE PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c App'ting and Notifying Guard. ad Litem, 50c Recording, per 100 words, 15c SALE OF PERSONAL PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c	15 00 78 17 53		BROUGHT FORWARD, Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Approving Division and Order thereon, \$1.00 App'ting and Notifying Guard, ad Litem, 50c PARTIAL SETTLEMENT—Affidavit in Acc't, 25c Affidavit to List of Heirs, 25c Examining, Stating Acc't and Ap. Hear., \$1.00 Order to Publish Notice of Sale, 50c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and giving Receipt, 15c INSOLVENCY—Affidavit in Report, 25c Affidavit to Statements, 25c Recording Rep't and Statem't, 100 words, 15c Order Appointing Day for Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Iss'g Notice to Creditor Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c App'ting and Notifying Guard. ad Litem, 50c SALE OF REAL ESTATE—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Order App't'g Day of Hear. and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citations, Ent'g Sheriff's Return, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of Interrogatories, per 100 words, 15c App't'g Com. to Divide and Issue Writ, \$2.00 Affidavit to Report of same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Applic'n for Dower, Iss'g Writ, \$4.00 Exam'g Testim'y and Grant Ord'r to Sell, \$2.00 Recording Depositions, per 100 words, 15c Record. Relinq'm't of Dower, 100 words, 15c Recording Report, per 100 words, 15c Rec. Paym't Purchase Money, 100 words, 15c Making Order on Report of Sale of Land, 75c Hear. Ap'n to Compel Conveyance, etc., \$2.00 FINAL SETTLEMENT—Affidavit in Account, 25c Affidavit to Statement of Heirs, 25c Exam'g, Stating and Reporting Acc't, \$1.00 Order to Publish Notice of same, 50c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decree in Final Settlement, 50c SPECIAL PROCEEDINGS—Proceedings for Declara- tion of Unsound Mind and App. Guard. ad Litem, \$5.00 Recording Decree Relieving Minors, etc., \$1.00 Proceed to Perpetuate Testimony, per 100 words, 20c Other Services Relating Thereto, 75c Record. Pro'dings Bind'g Out Appren., \$1.00 Total Probate Judge's Fees,	17 25 100 720 2496

The State of Alabama, Baldwin County

PROBATE COURT, April TERM, 1901

To

Take Notice, That by an order of this Court, this day made and entered, you were appointed to act as Guardian ad litem for

minor heirs of

deceased, to represent and protect

their interests upon

the application of Emma Wilson for removal of the order as Guardian of Rosa Pover, Elizabeth Pover, Walter Pover, Julia Pover, Gertrude Pover, George Pover, Anna Pover and Alfred Pover, minors

Given under my hand, this 30th day of April, 1901

Judge of Probate.

I hereby accept the appointment of Guardian ad litem for

Rosa, Emma, Elizabeth, Gertrude, George, Walter, Anna, and Alfred Pover,

minor heirs of

deceased, to represent and protect their

interests upon the hearing of the above named proceedings and hereby deny each and every allegation contained in said proceedings and demand proof thereof.

Witness my hand, this 30 day of April, 1901

J. B. Blackburn
Guardian ad litem.

The State of Alabama, Baldwin County

PROBATE COURT, April TERM, 1931

To J. B. Blackburn, Esq.,
City

Take Notice, That by an order of this Court, this day made and entered, you were appointed to act as Guardian ad litem for

the minor heirs of Rosa Poser, deceased,
Walter Poser, her husband,

minor heirs of Rosa Poser, deceased, to represent and protect their interests upon

the application of Emma Holman
for removal of said Rosa, as Guardian of
Rosa Poser, Elizabeth Poser, Walter Poser, Julia
Poser, Gertrude Poser, George Poser, Anna
Poser, Anna Poser and Alfred Poser, minors

Given under my hand, this 30th day of April, 1931

J. B. Blackburn
Judge of Probate.

I hereby accept the appointment of Guardian ad litem for

Rosa Poser, Elizabeth
Walter Poser and Alfred Poser,

minor heirs of Rosa Poser, deceased, to represent and protect their interests upon the hearing of the above named proceedings and hereby deny each and every allegation contained in said proceedings and demand proof thereof.

Witness my hand, this 30th day of April, 1931

J. B. Blackburn
Guardian ad litem.

The State of Alabama

COUNTY

PROBATE COURT

ESTATE OF

Charles C. Brown
Deceased.

Minor

Guardian ad Litem.

Notice of Appointment and Acceptance of Guardian ad Litem

Filed this 20 day of

August, 1931, and recorded

in Book....., page..... this

day of....., 19.....

W. H. Campbell
Judge of Probate.

THE STATE OF ALABAMA, }
 Probate Court, }
 Term, 19____, 19____

To the Hon. G. L. Lambert, Judge of Probate:
 The undersigned, Otto Poser, respectfully represents unto Your Honor,

That Rosa Poser is a minor, aged four years on the 10th day of March, 19____, 19____.
 That Elizabeth Poser is a minor, aged six years on the 25th day of February, 19____, 19____.
 That Walter Poser is a minor, aged nine years on the 3rd day of January, 19____, 19____.

That Lucile Poser is a minor, aged ten years on the 19th day of August, 19____, 19____.
 That Gertrude Poser is a minor, aged thirteen years on the 21st day of January, 19____, 19____.
 That Irmgard Poser is a minor, aged fourteen years on the 19th day of September, 19____, 19____.

That Erna Poser is a minor, aged sixteen years on the 19th day of April, 19____, 19____.
 That Anna Poser is a minor, aged eighteen years on the 3rd day of December, 19____, 19____.
 That Alfred Poser is a minor, aged twenty years on the 16th day of December, 19____, 19____.

That is a minor, aged _____ years on the _____ day of _____, 19____, 19____.
 That the said minors _____ are residents of this County, and have _____ their own right, _____, which estate is estimated to be worth about _____ Dollars; that your Petitioner is father _____ of the said minors, and a resident of this State, and now prays Your Honor that he may be appointed Guardian of the persons and estate of the said minors,

upon his entering into bond in such sum as is by law required, and with security or securities to be approved by Your Honor. + Otto Poser,

THE STATE OF ALABAMA, _____ COUNTY.
 being duly sworn, deposes and says that the facts averred in the above petition are true according to the best of his knowledge, information, and belief.

Sworn to and subscribed before me, this _____ day of _____, 19____, 19____.
 Judge of Probate.

No.

THE STATE OF ALABAMA,

Madison County.

PROBATE COURT.

ESTATE OF

Loa Loer, etc
deceased,

Attorney
Guardian

Petition for Letters of Guardianship.

Filed in the office of the Judge of Probate,
prayer granted, and ordered recorded,
this *2nd* *April*, 19*23*

E. J. Stender
Judge of Probate

Recorded in ~~Court~~ *Private* Record "8"
page *2* 495-496

Judge of Probate.

Attorney.

Guardian's Post Office:

MARSHALL & BRUCE CO., NASHVILLE.

IN THE MATTER OF THE GUARDIANSHIP OF)

ROSA POSER, ELIZABETH POSER, WALTER
POSER, LUCILE POSER, GERTRUDE POSER,
IRMGARD POSER, ERNA POSER, ANNA POSER,
and ALFRED POSER.

: In the Probate Court of
: Baldwin County, Alabama,
: February 10th, 1927.

Comes Otto Poser, Guardian of Rosa Poser, Elizabeth Poser,
Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna
Poser, Anna Poser and Alfred Poser, minors, on this day and files in
Court his report, in writing and under seal of said court,
and entered on the 28th day of January A.D., 1927, and which said
Report is in words and figures as follows, to-wit:

"STATE OF ALABAMA,
COUNTY OF BALDWIN.) SS. IN THE COUNTY COURT.
IN THE MATTER OF THE ESTATE OF ROSA POSER, ELIZABETH POSER, WALTER
POSER, LUCILE POSER, GERTRUDE POSER, IRMGARD POSER, ERNA POSER, ANNA POSER
and ALFRED POSER, minors

REPORT OF LEASE OF REAL ESTATE.

The undersigned Guardian of the aforesaid estate of the said Poser
Minors would hereby report that, by virtue of the decree heretofore
entered in this court in the above entitled cause, he did, on the
fourth day of February A.D., 1927, at Ouray in Ouray County, in the
State of Colorado, lease, the real estate described in said decree;
That Ray Worley of Ouray County, Colorado, leased same for one year
at the annual rent of Four Hundred Dollars, a copy of said lease being
hereto attached and made a part hereof. And that said sum, so bid, as
aforesaid is the fair value of cash rent under present conditions for
said place, and the said Ray Worley bidder of lease for said describ-
ed real estate, the same was leased to said bidder at the sum afore-
said, and that said bidder will pay to the undersigned the sum of Two Hundred (\$200.00)
Dollars, and give chattel mortgage on crop to secure payment of bal-
ance due.

That said lease was legally made and fairly conducted; that the
sum bid was not disproportionate to the value of same; that a greater
sum than above specified cannot be obtained; that in making said
lease the undersigned has in all respects complied with the law and
orders of Court in relation thereto; that the undersigned did not di-
rectly or indirectly lease any part of the real estate so leased,
and has no interest, direct or indirect, in any such lease of said
property or any part thereof.

All of which is respectfully submitted, this Fourth day of Feb-
ruary, A.D., 1927.

Otto Poser, Guardian of the Estate
of the aforesaid Poser Minors."

Said report is accompanied with a duplicate of the said lease to
said RAY WORLEY.

And it appearing to the Court that the terms of said lease are
satisfactory, and that the order and decree have been complied with,
and that the payment of the annual rent is properly secured by chat-
tel mortgage on crop to secure payment of balance due.

It is therefore ordered, adjudged and decreed that said lease be,
and the same is hereby, confirmed.

E. M. Humphreys
Judge of Probate.

Ray J. Worley

No. 484 in the Matter of Est. of Otto Pover, et al. minor
Otto Pover Administrator, Executor or Guardian. Residence _____

Attorneys _____ Docket _____ Page _____ Fee Book _____ Page _____

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
	WILL—Order on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, ent'g Sheriff's Returns, 50c App'ting and Notifying Guard, ad Litem, 50c Issuing Subpoenas for Witness, 50c Affidavit of Witnesses, 25c Examining Wit. and order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per 100 words, 15c Recording Will, per 100 words, 15c Recording Testimony, per 100 words, 15c Certificate, without seal, 25c Certificate, with seal, 50c Presiding at Trial Civil Will, per day, \$2.50 <i>9/4/28</i> <i>See Bill</i> <i>15.00</i>			BROUGHT FORWARD, <i>17.53</i> Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Approving Division and Order thereon, \$1.00 App'ting and Notifying Guard, ad Litem, 50c PARTIAL SETTLEMENT—Affidavit in Acc't, 25c Affidavit to List of Heirs, 25c Examining, Stating Acc't and Ap. Hear., \$1.00 Order to Publish Notice of Sale, 50c App'ting and Notifying Guard, ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and giving Receipt, 15c INSOLVENCY—Affidavit in Report, 25c Affidavit to Statements, 25c Recording Rep't and Statem't, 100 words, 15c Order Appointing Day for Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Iss'g Notice to Creditor Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c App'ting and Notifying Guard, ad Litem, 50c SALE OF REAL ESTATE—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Order App't'g Day of Hear. and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citations, Ent'g Sheriff's Return, 50c App'ting and Notifying Guard, ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of Interrogatories, per 100 words, 15c App't'g Com. to Divide and Issue Writ, \$2.00 Affidavit to Report of same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Appl'n for Dower, Iss'g Writ, \$4.00 Exam'g Testin'y and Grant Ord'r to Sell, \$2.00 Recording Depositions, per 100 words, 15c Record. Relinq'm't of Dower, 100 words, 15c Recording Report, per 100 words, 15c Rec. Paym't Purchase Money, 100 words, 15c Making Order on Report of Sale of Land, 75c Hear. Ap'n to Compel Conveyance, etc., \$2.00 FINAL SETTLEMENT—Affidavit in Account, 25c Affidavit to Statement of Heirs, 25c Exam'g, Stating and Reporting Acc't, \$1.00 Order to Publish Notice of same, 50c App'ting and Notifying Guard, ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decree in Final Settlement, 50c SPECIAL PROCEEDINGS—Proceedings for Declara- tion of Unsound Mind and App. Guard. ad Litem, \$5.00 Recording Decree Relieving Minors, etc., \$1.00 Proceed to Perpetuate Testimony, per 100 words, 20c Other Services Relating Thereto, 75c Record. Pro'dings Bind'g Out Appren., \$1.00 <i>Recording order and decrees</i> <i>Baldwin Jones as per acts on file</i> <i>720</i> <i>2496</i>	
	LETTERS—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Rec'ding Rel. right to Adm'ner, 100 words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Let. of Gu'd'nship, each minor, 75c Issuing, Filing and Recording same, 50c Taking, App., Filing, Rec. Adm. Bonds, \$1.50 Taking, App., Filing, Guard. Bond, \$1.00 Affidavit of Justification, 25c Granting Order of Appraisalment, 50c Issuing Order of Appraisalment, 25c Recording same, per 100 words, 15c Order Removing Executor, Adm. Guard., \$2.00 Order Appointing General Guardian, \$1.00 Issuing and Recording same, 50c Order Appointing General Administ'r., \$1.00 Issuing and Recording same, 50c Order Appointing Adm'r ad Litem, \$1.00 Issuing and Recording same, 50c <i>7/14/28</i> <i>See Bill</i> <i>783</i> <i>7/14/28</i> <i>See Bill</i> <i>17.53</i>			HOMESTEAD—Rec. Pet'n for Com., 100 words, 15c Record, Order for App., per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Record, Order Setting Apart, 100 words, 15c INVENTORY—Order to Approve and Record, 50c Affidavit to same, 25c Recording same, per 100 words, 15c SUPPLEMENT INVENTORY—Order App., Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c APPRAISEMENT—Order Approving, Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c SUPPLEMENT APPRAISEMENT—Grant, Order, 50c Issuing Order of Appraisalment, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisalment, 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c SALE OF PERISHABLE PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c App'ting and Notifying Guard, ad Litem, 50c Recording, per 100 words, 15c SALE OF PERSONAL PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c	
	CARRIED FORWARD,			Total Probate Judge's Fees,	<i>50.71</i> <i>49.71</i>

#911665-A

THE STATE OF ALABAMA, } PROBATE COURT.

Baldwin } COUNTY.

191

Know all Men by these Presents, That we Otto Poser and the
American Surety Co.

are held and firmly bound unto G. L. Lambert
Judge of Probate of said County, and his successors in office in the penal sum of
Four Thousand and 00/100 (\$4000.00) Dollars,
for the payment of which, well and truly to be made and done, we bind ourselves,
and each of us, our and each of our heirs, executors and administrators, jointly
and severally, firmly by these presents.

Sealed with our seals and dated, this 12th day of March, 1923.

The condition of this obligation is such, That whereas,

Otto Poser

has been appointed Guardian of Rosa, Elizabeth, Walter, Lucile,

Gertrude, Irmgard, Erna, Anna and Alfred Poser

Minors.

Now therefore, if the said Otto Poser
shall well and truly perform all the duties which are or may be by law required
of him as such Guardian, then this obligation to be null and void, otherwise
to remain in full force and effect.

And we, and each of us hereby waive all rights of claim of exemption as to
personal property we or either of us have now or may hereafter have, under the Consti-
tution and Laws of Alabama, and we hereby severally certify that we have property
free from all encumbrance, to the full amount of the above bond.

Witness our hands and seals, this 12th day of March, 1923.

Countersigned by:

Otto Poser (L. S.)
AMERICAN SURETY COMPANY OF NEW YORK (L. S.)

Agents at Bay Minette, Ala. By

W. G. Deas (L. S.)
Resident Vice-President

Attest:

E. Crenshaw
Resident Assistant Secretary
(E. Crenshaw)

Taken and approved, this 2nd

April 1923
G. L. Lambert

Judge of Probate.
by J. H. K. Allen

No. _____ Page _____

The State of Alabama,

Baldwin COUNTY.

PROBATE COURT.

GUARDIANSHIP OF

Rosa, Elizabeth, Walter,
Lucile, Gertrude, Irmgard,
Erna, Anna and Alfred
Poser

Minors.

GUARDIAN'S BOND.

Filed April 9th 1923

W. H. Hancock

Judge of Probate.

W. H. Hancock

Recorded in

Probate

Record

Vol. 11th Page 496

Judge of Probate.

IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILLE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER AND
ALFRED POSER, MINORS.

)
)
) IN THE PROBATE COURT OF
)
) BALDWIN COUNTY, ALABAMA.
)

INTERROGATORIES PROPOUNDED BY ERNA HOLMAN, PETITIONER, TO SAMUEL
SAMUEL PASCO, ~~DECEASED~~

First Interrogatory: Please state your name and present address. Were you engaged in the practice of law upon to-wit, April 27th, 1923, and subsequent thereto, at Pensacola, Fla., Upon to-wit, April 27th, 1923, were you a member of the firm of Watson & Pasco who were engaged in the practice of law at Pensacola, Fla.?

Second Interrogatory: Upon to-wit, April 27th, 1923, or subsequent thereto, did you at any time represent Otto Poser either personally or as Guardian of Rosa Poser, Elizabeth Poser, Lucille Poser, Walter Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors?

Third Interrogatory: If you have stated that you did represent Otto Poser, either personally or as Guardian, please state whether or not upon to-wit, April 27th, 1923, or at any time subsequent thereto, you received a check from Messrs. Catlin & Catlin, Montrose, Colorado, for the said Otto Poser, as Guardian of said children? Did you upon to-wit, April 27th, 1923, or subsequent thereto, receive a check from Messrs. Catlin & Catlin for the sum of \$2089.63? Please state whether the said Catlin & Catlin remitted to you any money for Otto Poser as said guardian. Describe fully any checks or money that you received from Messrs. Catlin & Catlin for the said Otto Poser, as Guardian of said children.

Fourth Interrogatory: If you have stated that you received check or money from Messrs. Catlin & Catlin for the said Otto Poser, then please state upon what date you received it, the amount of said check or money that you received, and state in detail whether you delivered the same to the said Otto Poser.

Fifth Interrogatory: If you have stated that you delivered any check to Otto Poser, as Guardian, of said children, please state

the date of delivery of the respective checks, the amount thereof, and whether or not the said Otto Poser cashed the same if you have any personal knowledge thereof? If you do not have any personal knowledge, then please state whether or not said Otto Poser ever made any admissions concerning the receipt of the proceeds of said checks.

Jesse F. Hogan
Attorney for Erner Holman,
Petitioner

STATE OF ALABAMA,
MOBILE COUNTY.

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse F. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for the petitioner in said proceedings, that he desires to take the testimony of Samuel Pasco, Jr., and that his testimony will be material in said cause, that the said Samuel Pasco, Jr., is a non resident and resides at Pensacola, Fla.

Jesse F. Hogan

Subscribed and sworn to before me
on this 12th day of March, 1931.

K. C. Cuthbert
Notary Public, Mobile County, Alabama.

I hereby certify that Samuel Pasco, ~~A.~~, resides at Pensacola, Florida, and that Miss L. M. Waite who also resides at Pensacola, Fla., is a competent person to take his deposition.

Jesse F. Hogan
Attorney for Petitioner

Perhaps to be

perhaps to

James Davis

Shelby county and

small part of the

middle part of the

18th and 19th

years of the

McBee

McBee and his

for the year

Shelby county

Shelby county

1901 Shelby county

THE STATE OF ALABAMA,

Baldwin County.

Probate Court,

Term, 1927

To

H. M. Hall, Esq.

Bay Minette, Ala.

Take notice, that by an order of this Court, this day made and entered, you were appointed to act as Guardian ad litem for Rosa Porer, Elizabeth Porer, Walter Porer, Lucile Porer, Gertrude Porer, Immgard Porer, Emma Porer & Alfred Porer, minors

minor heirs of _____, deceased, to represent and protect their interests upon the application of Otto Porer, as Guardian of above named minors to lease or rent lands in Murray County, State of Colorado, for a term of one year commencing April 1st, 1927 and terminating to April 1st, 1928, to come up for hearing in Court.

Given under my hand, this 27th day of Jan, 1927

H. M. Hall, Esq.

Judge of Probate.

by _____

I hereby accept the appointment of Guardian ad litem for

Rosa Porer, Elizabeth Porer, Walter Porer, Lucile Porer, Gertrude Porer, Immgard Porer, Emma Porer & Alfred Porer, minors

minor heirs of _____, deceased, to represent and protect their interests upon the hearing of the above entitled cause

and doing all the allegations contained in said petition of Otto Porer, to lease or rent lands belonging to above minors for a term of one year from April 1st, 1927 to April 1st, 1928, and demand thereof from them.

Witness my hand, this 27 day of Jan, 1927

H. M. Hall

Guardian ad litem.

THE STATE OF ALABAMA,

County.

PROBATE COURT.

ESTATE OF

Deceased.

Minor

W. M. Moore

Guardian ad litem.

Appointment and Acceptance of Guardian ad litem.

Filed this *27th* day of

December, 19*27*

and recorded in Book

page *239*, this *—* day of

, 19*27*

Judge of Probate.

W. M. Moore

No. 484 in the Matter of Estate of Anna Berg, et al minor
Off. Power Administrator, Executor or Guardian. Residence _____

Administrator, Executor or Guardian.

Residence

Attorneys.

Docket

Page

Free Book

Page

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
	<p>WILL—Order on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, ent'g Sheriff's Returns, 50c App'ting and Notifying Guard, ad Litem, 50c Issuing Subpoenas for Witness, 50c Affidavit of Witnesses, 25c Examining Wit. and order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per 100 words, 15c Recording Will, per 100 words, 15c Recording Testimony, per 100 words, 15c Certificate, without seal, 25c Certificate, with seal, 50c Presiding at Trial C't'd Will, per day, \$2.50</p> <p>LETTERS—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Rec'ding Rel. right to Adm'ner, 100 words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Let. of Gu'd'nship, each minor, 75c Issuing, Filing and Recording same, 50c Taking, App., Filing, Rec. Adm. Bonds, \$1.50 Taking, App., Filing, Guard. Bond, \$1.00 Affidavit of Justification, 25c Granting Order of Appraisement, 50c Issuing Order of Appraisement, 25c Recording same, per 100 words, 15c Order Removing Executor, Adm. Guard., \$2.00 Order Appointing General Guardian, \$1.00 Issuing and Recording same, 50c Order Appointing General Administ'r., \$1.00 Issuing and Recording same, 50c Order Appointing Adm'r ad Litem, \$1.00 Issuing and Recording same, 50c Record, Order for App., per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Record, Order Setting Apart, 100 words, 15c</p> <p>INVENTORY—Order to Approve and Record, 50c Affidavit to same, 25c Recording same, per 100 words, 15c</p> <p>SUPPLEMENT INVENTORY—Order App., Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c</p> <p>APPRAISEMENT—Order Approving, Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c</p> <p>SUPPLEMENT APPRAISEMENT—Grant. Order, 50c Issuing Order of Appraisement, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisement, 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c</p> <p>SALE OF PERISHABLE PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c App'ting and Notifying Guard. ad Litem, 50c Recording, per 100 words, 15c</p> <p>SALE OF PERSONAL PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c</p>	15.00		<p>BROUGHT FORWARD, Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Approving Division and Order thereon, \$1.00 App'ting and Notifying Guard, ad Litem, 50c</p> <p>PARTIAL SETTLEMENT—Affidavit in Acc't, 25c Affidavit to List of Heirs, 25c Examining, Stating Acc't and Ap. Hear., \$1.00 Order to Publish Notice of Sale, 50c App'ting and Notifying Guard, ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and giving Receipt, 15c</p> <p>INSOLVENCY—Affidavit in Report, 25c Affidavit to Statements, 25c Recording Rep't and Statem't, 100 words, 15c Order Appointing Day for Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Iss'g Notice to Creditor Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c App'ting and Notifying Guard. ad Litem, 50c</p> <p>SALE OF REAL ESTATE—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Order App't'g Day of Hear. and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citations, Ent'g Sheriff's Return, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of Interrogatories, per 100 words, 15c App't'g Com. to Divide and Issue Writ, \$2.00 Affidavit to Report of same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Applie'n for Dower, Iss'g Writ, \$4.00 Exam'g Testim'y and Grant Ord'r to Sell, \$2.00 Recording Depositions, per 100 words, 15c Record. Reling'm't of Dower, 100 words, 15c Recording Report, per 100 words, 15c Rec. Paym't Purchase Money, 100 words, 15c Making Order on Report of Sale of Land, 75c Hear. Ap'n to Compel Conveyance, etc., \$2.00</p> <p>FINAL SETTLEMENT—Affidavit in Account, 25c Affidavit to Statement of Heirs, 25c Exam'g, Stating and Reporting Acc't, \$1.00 Order to Publish Notice of same, 50c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decree in Final Settlement, 50c</p> <p>SPECIAL PROCEEDINGS—Proceedings for Declara- tion of Unsound Mind and App. Guard. ad Litem, \$5.00 Recording Decree Relieving Minors, etc., \$1.00 Proceed to Perpetuate Testimony, per 100 words, 20c Other Services Relating Thereto, 75c Record. Pro'dings Bind'g Out Appren., \$1.00</p>	17.50
7/14/29	Rec. Probate for Personal	70			
17/5/28	Rec. Probate for Personal	85			
		17.50			
					100
					2496
					5071
	CARRIED FORWARD,			Total Probate Judge's Fees,	

No. 2

The State of Alabama,

County.

PROBATE COURT.

IN THE MATTER OF

East Rose River, et al
Miners

PROBANT FIDELITY.

Received of

Dollars

in Payment of the above, this...

day 10 19

Judge of Probate.

MARSHALL & BRUCE CO., NASHVILLE

DATE	FEES OF SHERIFF	AMOUNT	DATE	FEES OF WITNESSES	AMOUNT
	Serving and Returning Citations, @ \$0 65 Summoning Witness, @ 65 Collecting Execution for Cost, 1 50 Serving Application to Perpetuate Testimony, 1 00 Impaneling Jury, 75 Serving Notices, @ 65 Summoning Jury Dower, per day, 5 00 Serving Writs, @ 50 Sheriff's Commission,				
	FEES OF PRINTER			I have Received the Amount Opposite my Name.	
	FEES OF GUARDIAN AD LITEM				
	FEES OF COMMISSIONERS				

STATE OF ALABAMA,
BALDWIN COUNTY.

Probate Court of said County.

In the matter of the Petition of Mrs Erna Holman for removal of Otto Poser, as guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Anna Poser and Alfred Poser, minors.

To Miss L.M.Waite, of Pensacola, Fla.

Greeting:-

Know ye, that we, in confidence of your prudence and fidelity, have appointed you, and by these presents, do give you full power and authority to examine Samuel Pasco, as a witness, in a cause or proceeding now pending in our said Court, entitled as is set forth in the caption hereof. And therefore we command you, that you do cause the said Samuel Pasco, to come before you, or either of you, and then and there examine the said Samuel Pasco on oath on Interrogatories ~~and Cross-Interrogatories~~, as a witness in the cause aforesaid. And that ~~ey~~ you, do take such examination, and cause the same to be reduced into writing, and return the same annexed to this writ, closed up under your seal, into our said Probate Court, with all convenient speed.

Witness, G.W.Humphries, Judge of our said Court, at office, this 27th day of March A.D., 1931.

G.W. Humphries
Probate Judge

IN THE PROBATE COURT OF BALDWIN COUNTY,
STATE OF ALABAMA

In the matter of the petition of
Mrs. Erna Holman for removal of
Otto Poser as Guardian of Rosa
Poser, Elizabeth Poser, Walter
Poser, Lucy Poser, Gertrude Poser,
Irmyard Poser, Anna Poser and
Alfred Poser, minors.

ANSWERS TO INTERROGATORIES

By virtue of the attached commission issued out of the above named court to me directed for the examination of the witness therein named, to-wit: Samuel Pasco, in the above named cause then and there pending in said court, I, L. M. Waite, have caused to come before me at Pensacola, Florida, on the 31st day of March, 1931, at 12:30 o'clock P.M. said witness, and the said witness, being first duly sworn according to law, deposes and testifies as follows:

To the First Interrogatory said witness answered:

My name is Samuel Pasco; my present address is No. 1008 North Reus Street, Pensacola, Florida; I was engaged in the practice of law on April 27, 1923 and have been so engaged continuously since said time. At that time my firm was Watson & Pasco, consisting of myself and W. H. Watson; since then the firm name has been changed to Watson & Pasco & Brown, Mr. C. J. Brown having become a member of the firm.

To the Second Interrogatory said witness answered:

I did represent Otto Poser of Baldwin County, Alabama, in connection with the Estate of Chas. F. Doelz, who died in Colorado; my recollection is that I represented him both individually and as guardian of his children.

To the Third Interrogatory said witness answered:

I did receive a check from Messrs. Catlin & Catlin

of Montrose, Colorado, who were associated with me in representing Mr. Poser, about the 27th of April, 1923. My records indicate that Messrs. Catlin & Catlin wrote our firm on May 2, 1923 enclosing check for \$2089.63, payable to Otto Poser as Guardian, and that on the same date, May 2, 1923, I mailed check to Otto Poser, Foley, Baldwin County, Alabama; the amount of this check was \$2089.63, and the records indicate that it was payable to Otto Poser as Guardian. When I mailed the check for \$2089.63 to Mr. Poser I enclosed a statement which I stated in my letter indicated that \$3003.64 was thereafter to be paid to Messrs. Catlin & Catlin, which I understood covered the portion that was due to the adult heirs. Subsequently, on May 10, 1923, Messrs. Catlin & Catlin mailed my firm a check for \$1940.18, which, according to my recollection, was the net proceeds of the \$3003.64. This check was delivered to Mr. Poser. Our records do not indicate that any other checks were received by us from Messrs. Catlin & Catlin except the two that I have already described, the first of which was mailed to Mr. Poser, as I stated above, and the second of which was handed to him about the 10th of May, 1923.

To the Fourth Interrogatory said witness answered:

I cannot tell the dates when I received the checks. The letter of Messrs. Catlin & Catlin enclosing the check for \$2089.63 is dated April 27, 1923, and we acknowledged receipt of it on May 2, 1923, and mailed to Mr. Otto Poser at Foley, Baldwin County, Alabama, on May 2, 1923. The correspondence shows that this check was payable to Mr. Poser as guardian. The other check was, as our correspondence indicates, delivered to him about the 10th of May; we notified him on that date that we had it at the office and asked him to call for it. This check, however, was not payable to him as Guardian, and our correspondence indicates that his wards had no interest in this check.

To the Fifth Interrogatory said witness answered:

I have already stated the date of the delivery of the checks testified about, and the amounts thereof; while naturally I have no personal recollection after such a lapse of time, I know that Mr. Poser cashed these checks, because our employment by him was subsequently terminated and his correspondence carried on directly with Messrs. Catlin & Catlin, and I am sure that if there had been any trouble about the collection of the checks he would have come to me with it, as I continued to act for him until July 9, 1923, in this matter, at which time I suggested that future correspondence between Messrs. Catlin & Catlin and Mr. Poser be carried on directly between the parties, in order to save the time lost in relaying the letters through Pensacola to Foley.

Samuel Poser

Sworn to and subscribed before
me this 30th day of March, 1931.

L. M. Fante

Commissioner

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

IN THE MATTER OF THE PETITION
OF MRS. ERNA HOLMAN FOR REMOVAL
OF OTTO POSER AS GUARDIAN.

ANSWERS TO INTERROGATORIES
PROFOUNDED TO SAMUEL PASCO,
A WITNESS FOR THE PETITIONER

Filed in: 1940-15

Samuel Pasco, 11/15/40

Ernest H. Holman

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

PALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

December 17, 1928.

Hon. G. W. Humphries,
Judge of Probate,
Bay Minette, Alabama.

Dear Judge:-

RE: POSER MINORS.
Our File No. 6135.

This morning's mail brings us from Mr. Moorer a copy of a petition which he says that he filed with you on Saturday, praying the removal of Otto Poser as guardian, and for an order requiring him to make a final settlement of his guardianship.

If the order of publication has issued, we will thank you to furnish us with a copy of same; if the order has not yet issued, kindly let us have a copy just as soon as it is issued.

Thanking you in advance for the courtesy, we are

Yours very truly,

PILLANS, COWLEY & GRESHAM,

Per 

JESSE F. HOGAN
LAW OFFICES
427-428 FIRST NATIONAL BANK BUILDING
MOBILE, ALA.

March 17, 1931.

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Ala.

Dear Judge:

In re: Otto Poser, as Guardian

I have a letter from Miss Waite, whose name I had suggested as Commissioner to take the deposition of Samuel Pasco, Jr., Pensacola, Fla., in which she advises that the "Jr." should be omitted from Samuel Pasco, as this witness has a small son, who is Samuel Pasco, Jr. Also please change the initials of Miss Waite to "L.M." and not "M. I." as I gave them to you.

Thanking you to make the corrections in accordance with this letter, and to issue the commission as soon as possible, I am,

Very truly yours,

JESSE F. HOGAN

In re: Otto Poser as Guardian of
Rosa Poser, Elizabeth Poser,
Walter Poser, Lucile Poser,
Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and
Alfred Poser, Minors.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

NOMINATION OF GUARDIAN

Lucile
We, Elizabeth Poser, ~~Lucile~~ Poser and Walter Poser, being
minors over the age of fourteen years, do hereby nominate Mrs.
Erna Holman, who is our sister, to be guardian of our estates
under the appointment of the Probate Court of Baldwin County,
Alabama.

Miss Lucile Poser

Walter Poser

Elizabeth Poser

STATE OF ALABAMA,
BALDWIN COUNTY.

I, E. Frank Sanders, a Notary Public in and
for said County in said State, hereby certify that Elizabeth Poser
and Walter Poser, whose names are signed to the foregoing in-
strument, and who are known to me, acknowledged before me on this
day that, being informed of the contents of said instrument, they
executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 25th
day of May, 1931.

E. Frank Sanders
Notary Public, Baldwin County, Alabama.

STATE OF ALABAMA,
COUNTY OF MOBILE.

I, W. B. Benichant, a Notary Public in and
for said County in said State, hereby certify that Lucile Poser,
whose name is signed to the foregoing instrument, and who is known
to me, acknowledged before me on this day that, being informed of
the contents of said instrument, she executed the same voluntarily
on the day the same bears date.

Given under my hand and official seal this 25th
day of May, 1931.

W. B. Benichant
Notary Public, Mobile County, Alabama.

Memorandum of
Crisis of the
Human mind of
Crisis of the

Text of the
Judge of the
Crisis of the
Human mind of
Crisis of the
Human mind of
Crisis of the

IN RE OTTO POSER AS GUARDIAN)	
of Rosa Poser, Elizabeth Poser,)	
Walter Poser, Lucile Poser,	)	IN THE PROBATE COURT
Gertrude Poser, Irmyard Poser,	)	OF
Erna Poser, Anna Poser and	)	BALDWIN COUNTY, ALABAMA.
Alfred Poser, Minors.)	

NOTE OF EVIDENCE IN BEHALF OF PETITIONER, WHO HAS ASKED
FOR THE REMOVAL OF SAID GUARDIAN

At the hearing of said proceeding, the Petitioner offered in her behalf, the following evidence:

- (1) Certified copy of the Will of Charles F. Doelz, and of the order admitting said Will to Probate in the County Court of Ouray County, State of Colorado, and of the decree of final settlement in the matter of the estate of Charles F. Doelz, deceased.
- (2) Certified copy of Letters Testamentary issued to Grover C. Huffnagle on the Will of Charles F. Doelz, deceased.
- (3) Certified copy of final settlement of Grover C. Huffnagle, as Executor of the estate of Charles F. Doelz, deceased.
- (4) Certified copy of Stipulation of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, in the matter of the estate of Charles F. Doelz, deceased.
- (5) Power of Attorney executed by Otto Poser, et al., appointing F. D. Catlin, F. D. Catlin, Jr., and H. W. Catlin, constituting the firm of Catlin & Catlin, as attorneys to represent them in the matter of the estate of Charles F. Doelz, deceased.
- (6) Certified copy of receipt signed by Catlin & Catlin in favor of Grover C. Huffnagle.
- (7) Certified copy of supplemental decree of final settlement dated September 30th, 1924.
- (8) Certified copy of supplemental statement dated August 10th, 1925.
- (9) Certified copy of the decree of the Probate Court of Baldwin County authorizing Otto Poser to lease the ranch or farm commonly known as the Charles F. Doelz Place, situated in Ouray County, Colorado.
- (10) Certified copy of the report of the leasing of said lands to Ray Worley by Otto Poser, as Guardian, dated the 4th day of February, 1928.
- (11) Quit claim deed executed by Grover C. Huffnagle, as Executor, in favor of Rosa Poser, et al., dated the 26th day of April, 1923.
- (12) Deposition of Grover C. Huffnagle.
- (13) Deposition of J. E. Peterson.

- (14) Deposition of Henry W. Catlin
- (15) Deposition of Samuel Pasco, Jr.,
- (16) Deposition of Raymond Whinnerah
- (17) Deposition of Ray Worley
- (18) Probate Court file

*W. H. Humphreys
Judge of Probate
Baldwin Co., Ala
by J. H. Hester, Clerk*

Wm. T. Combs
May 1890

[illegible]

STATE OF ALABAMA, |
Baldwin County. |

Probate Court of said County:

In the matter of the Petition of Mrs Erna Holman for removal of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Anna Poser and Alfred Poser, minors:

To Carroll L. Stanwood, residing at Ridgway, Colorado,

Greeting:-

Know ye, that we, in confidence of your prudence and fidelity, have appointed you, and by these presents, do give you full power and authority to examine Ray Worley, of Ridgway, Colorado, as a witness, in a cause or proceeding now pending in our said Court, entitled as is set forth in the caption hereof. And therefore we command you, that you do cause the said Ray Worley, to come before you, and then and there examine the said Ray Worley, on oath, on Interrogatories and ~~Cross-Interrogatories~~, as a witness in the cause aforesaid. And that you, do take such examination, and cause the same to be reduced into writing, and return the same annexed to this writ, closed up under your seal, into our said Probate Court, with all convenient speed.

Witness G.W.Humphries, Judge of our said Court, at office, this 27th day of March A.D., 1931.

G.W. Humphries
Probate Judge

IN RE OTTO POSER, AS GUARDIAN
of Rosa Poser, Anna Poser,
Elizabeth Poser, Walter Poser,
Lucille Poser, Gertrude Poser,
Irmyard Poser, Alfred Poser,
Minors.

)
) IN THE PROBATE COURT OF
) BALDWIN COUNTY, ALABAMA.
)

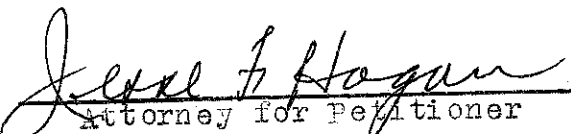
INTERROGATORIES PROPOUNDED BY ERNA HOLMAN, PETITIONER, TO
RAY WORLEY, A WITNESS FOR PETITIONER

First Interrogatory: Please state whether or not upon to-wit, January 28th, 1927, or at any time subsequent thereto, you rented from Otto Poser, as Guardian of the estates of Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Anna Poser, Irmyard Poser, and Alfred Poser, minors, that certain ranch or farm commonly known as the Charles Dolz Place, situated in Ouray County, Colorado, which said Otto Poser, as Guardian, re-possessed from J. H. Peterson, if so please state for what term said lease was made. Did not said term commence on April 21st, 1927, and expire April 1st, 1928? What was the rental for said term? Was not the rental for said term \$400.00? Please state when said rental was to be paid, and the terms of payment? Was not said rental payable \$200.00 in cash on or before April 1st, 1927, and \$200.00 on or before January 1st, 1928?

Second Interrogatory: Please state whether or not you paid said rental; to whom did you pay the same, when did you pay the same, and what was the amount of each payment?

Third Interrogatory: Please state whether or not said lease was renewed, if so for what term, and what were the terms of payment of said rental? Please state whether you paid the rental for said renewal, to whom, when, and the amount of each payment?

Fourth Interrogatory: Please state fully what amounts you have paid to said Otto Poser, Guardian for said minors, giving the amount and the date of each payment that you have made to the said Otto Poser, as Guardian.


Attorney for Petitioner

STATE OF ALABAMA,

COUNTY OF MOBILE.

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse P. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for the Petitioner in said proceeding, that he desires to take the testimony of Ray Worley, that his testimony will be material in said cause, and that the said Ray Worley is a non resident, and resides at Ridgway, Colorado.

Jesse P. Hogan

Subscribed and sworn to before me on
this 12th day of March, 1931.

K. C. Cuthbert
Notary Public, Mobile County, Alabama.

I hereby certify that Ray Worley resides at Ridgway, Colorado, and that Carroll L. Stanwood, who also resides at Ridgway, Colorado, is a competent person to take his deposition.

Jesse P. Hogan
Attorney for Petitioner

Handwritten notes on the left margin, including the word "Confidential" and other illegible scribbles.

Shanty except

Remains of the building
which was destroyed
by fire in 1870
March 1870

W. C. Beck

Filed for Record

County of ... State of ...
Witness my hand and seal
this ... day of ... 18...

Commissioner's Certificate

I, Carroll L. Stanwood, Commissioner under and by virtue of a Commission heretofore issued out of the Probate Court of Baldwin County, Alabama, do hereby certify that under the power conferred upon me by said commission, I caused the said Ray Worley, a witness for the Petitioner in said cause, who is known to me, and known to me to be the identical witness named in said commission to come before me at Ridgway, Colorado on the - 6th - day of April, 1931, at the hour of Ten o'clock A. M.; that said witness was by me first duly sworn before testifying, as aforesaid, and that in response to the interrogatories propounded to him, he testified thereto as hereinabove set out; that his testimony was by me reduced to writing as given by said witness, and that said witness signed his name thereto in my presence.

I further certify that I am not of counsel or of kin to any of the parties to this cause, and that I am not in anywise interested in the result thereof.

Dated this - 7th - day of April, 1931.

Carroll M. Stanwood

Commissioner

REPLIES OF RAY WORLEY, WITNESS FOR PETITIONER, TO INTERROGATORIES,
BEFORE CARROLL M. STANWOOD, COMMISSIONER, AT RIDGWAY, COLORADO,
APRIL 6th, 1931.

First Interrogatory:

Yes, I rented what was known as the Charley Doelz place in Ouray, County, Colorado, from Otto Poser under a lease for one year. I think the lease was to run from April 1, 1927 to April 1, 1928 although the agreement with Mr. Poser was made earlier in the year than April 1st. The rental was to be \$400., cash per year, payable one-half in advance and the balance before the end of the year. The lease was made with privilege of renewal for another year under the same terms.

Second Interrogatory:

Yes, I paid the rental for the first year in this way as nearly as I can remember. The first half, or \$200., was paid direct to Otto Poser by a check for that amount which I gave to him on February 19, 1927. The second payment of \$200., for the balance of that year's rent, I think I paid to Judge R. J. Norpel of Ouray, Judge of the Ouray County Court, but I do not know on what date that payment was made.

Third Interrogatory:

Yes, a new lease was made out early in the next year to run for one year and under the same terms and payments as in the previous year. I paid this second year's rental in two installments, but I am not positive as to whom the payments were made and I cannot give the dates of payment. My recollection is that I made the first of the \$200., payments for that year direct to Otto Poser and that the second payment was sent to the Probate Judge in Baldwin County, Alabama.

Fourth Interrogatory:

I cannot give exact amounts and dates any more accurately than stated above. I know that the first payment for the first year of \$200., was paid to Otto Poser on February 19, 1927, because I have my cancelled check showing his endorsement. This was made out and endorsed simply "Otto Poser" without reference to guardianship. As I now remember it, the first payment for the second year was also made to Otto Poser. I think he had purchased some oats from me and allowed me credit for them on this rental payment and that I paid the balance of the \$200. to him. However, I am unable to recall all the details of these payments and have been unable to locate cancelled checks that would show them, but I do know that a total of \$800. in rental for the two years was paid by me and that in all cases the payments were made on or before they were due.

I hereby certify that the answers to interrogatories as transcribed on the page hereto attached are my true and correct answers to the best of my knowledge and belief.

Given under my hand and seal at Ridgway, Colorado, this 6th day of April, A. D. 1931.

Ray Worley

SSate of Colorado)
County of Ouray }SS

Subscribed and sworn to before me this 6th day of April, A. D. 1931.

Notary Public.

Reproduction of
Prof. O. S. S. S.

John C. S. S. S.
Judge of the Court
Cincinnati, Ohio, April
11th 1901

State of Alabama,
County of Baldwin.)
Probate Court.
Deposition of Raymond Whimmerah
In the Matter of the Petition
of Mrs. Erna Holman, et al.,

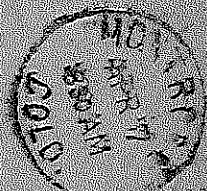
AFTER FIVE DAYS RETURN TO
UNITED STATES COMMISSIONER
P. O. BOX 35
MONTROSE, COLO.

*Filed in office of
Judge R. B. ...
Baldwin County.*

Mobile, Alabama.

Probate Judge,

Hon. G. W. Humphries,



Department of Justice
Clerk's Office United States Court
District of Colorado

~~SENECA~~ COLORADO
Montrose,

April 4th, 1931.

Hon. G. W. Humphries,
Probate Judge,
Baldwin County,
Mobile, Alabama.

Dear Judge:

Re; In the Matter of the Petition of Mrs. Erna
Holman for removal of Otto Poser, as Guardian
of Rosa Poser, Elizabeth Poser, Walter Poser,
Lucy Poser, Gertrude Poser, Irmgard Poser,
Anna Poser and Alfred Poser, minors.

Herewith I hand you commission to take deposition of
Raymond Whinnerah, Interrogatories submitted by Erna Holman,
petitioner, Deposition of Raymond Whinnerah, witness, and
Commissioner's certificate thereto attached, also statement
of costs in connection therewith.

Respectfully,

Joseph C. Atkinson

Enclosures.

Commissioner.

STATE OF ALABAMA, |
Baldwin County, |

Probate Court of said County:

In the matter of the Petition of Mrs Erna Holman for removal of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Anna Poser and Alfred Poser, minors:

To Jos. L. Atkinson, of Montrose, Colorado,

Greeting:-

Know ye, that we, in confidence of your prudence and fidelity, have appointed you, and by these presents, do give you full power and authority to examine Raymond Whinnerah, as a witness, in a cause or proceeding now pending in our said Court, entitled as is set forth in the caption hereof. And therefore we command you, that you do cause the said Raymond Whinnerah, to come before you, and then and there examine the said Raymond Whinnerah, of Montrose, Colorado, on oath, on Interrogatories and Cross-Interrogatories, as a witness in the cause aforesaid. And that you, do take such examination, and cause the same to be reduced into writing, and return the same annexed to this writ, closed up under your seal, into our said Probate Court, with all convenient speed.

Witness, G.W. Humphries, Judge of our said Court, at office, this 27th day of March A.D., 1931.

G. W. Humphries
Probate Judge

IN THE PROBATE COURT OF
BADDWIN COUNTY, ALABAMA

RAYMOND WHINNERAH

Second Interrogatory: Please state whether or not when you were agent for said Federal Land Bank of Wichita, Kansas, or of any other Federal Land Bank, ~~xxxxx~~ said Federal Land Bank loaned any money to J. H. Peterson and accepted a mortgage from the said J. H. Peterson to secure said loan on lands situated in Ouray County, Colorado, if so, did said lands formerly belong to Charles F. Doelz, who had sold the same in his lifetime to J. H. Peterson under a contract of sale? Please state whether or not said contract of sale and notes, if any, representing purchase money at the time said loan was made to J. H. Peterson were held by Otto Poser, as Guardian for certain minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser.

Fourth Interrogatory: Please state whether or not you know of any sum or sums having been paid to Otto Poser, as Guardian for said minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser.

If you do, please state the dates and the amounts of the respective payments made to the said Otto Poser, as Guardian for said minor children?

Fifth Interrogatory: Please state whether you as agent of said Federal Land Bank or of Uncompahgre Valley National Farm Loan Association have any assets to which said minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, or their guardian is entitled? If so, describe the same fully.

Jesse F. Hogan
Attorney for Petitioner

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse F. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for the petitioner in said proceeding, that he desires to take the testimony of Raymond Whinnerah, that his testimony will be material in said cause, and that the said Raymond Whinnerah is a non resident, residing at Montrose, Colorado.

Jesse F. Hogan

Subscribed and sworn to before me on
this 12th day of March, 1931.

K. C. Cuthbert
Notary Public, Mobile County, Alabama.

I hereby certify that Raymond Whinnerah resides at Montrose, Colorado, and that Jos. L. Atkinson, who also resides at Montrose, Colorado, is a competent person to take the deposition of the said witness.

Jesse F. Hogan
Attorney for Petitioner

Sept 10

Bay of Honduras

Sept 10 - 1898
Bay of Honduras
Sept 10 - 1898
Bay of Honduras

N. C. Becker

Sept 10 - 1898
Bay of Honduras
Sept 10 - 1898
Bay of Honduras

THE STATE OF ALABAMA, BALDWIN COUNTY

PROBATE COURT

No _____

Montrose, Montrose County, Colorado,

April 3rd, A. D. 1931.

In the Matter of the Petition of Mrs. Erna Holman for removal of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Anna Poser and Alfred Poser, minors.

DEPOSITION of Raymond Whinnerah, of Rural Route 2, Montrose, Montrose County, Colorado.

By virtue of the Commission hereto annexed, issued by the Judge of Probate of Baldwin County, Alabama, in the Matter of the Petition of Mrs. Erna Holman for removal of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Anna Poser and Alfred Poser, minors, the Commissioner, Joseph L. Atkinson, therein named, have called and caused to come before me the said Raymond Whinnerah the witness named in said Commission, on the 3rd day of April, A. D. 1931, at the hour of two o'clock, p. m., and having first sworn the said witness to speak the truth, the whole truth, and nothing but the truth, Raymond Whinnerah the said witness, deposeth and saith as follows:

FIRST INTERROGATORY: Please state your name and present address. Please state whether or not at any time you represented the Federal Land Bank of Wichita, Kansas, or of any other place at any time subsequent to 1923? Please state whether or not during the year 1925 you were agent for the Federal Land Bank of Wichita, Kansas, at Colona?

ANSWER TO FIRST INTERROGATORY:

Raymond Whinnerah, Rural Route 2, Montrose, Colorado. I have. I was.

SECOND INTERROGATORY: Please state whether or not when you were agent for said Federal Land Bank of Wichita, Kansas, or of any other Federal Land Bank, said Federal Land Bank loaned any

money to J. H. Peterson and accepted a mortgage from the said J. H. Peterson to secure said loan on lands situated in Ouray County, Colorado, if so, did said lands formerly belong to Charles F. Doelz, who had sold the same in his lifetime to J. H. Peterson under a contract of sale? Please state whether or not said contract of sale and notes, if any, representing purchase money at the time said loan was made to J. H. Peterson were held by Otto Poser, as Guardian for certain minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser.

ANSWER TO SECOND INTERROGATORY:

Yes. Yes. I understood that a contract was made by Charles F. Doelz, during his lifetime, to J. H. Peterson, and that the proceeds were paid to Otto Poser, as Guardian for certain minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred, ^{Poser,} after the death of Charles F. Doelz, and were paid by check from the Federal Land Bank.

THIRD INTERROGATORY: Please state whether or not out of the proceeds of said loan to J. H. Peterson you ever paid any money to Otto Poser, as Guardian for said children, if so, please state when you paid the same, and what sum you paid to the said Otto Poser as Guardian of said children.

ANSWER TO THIRD INTERROGATORY:

Yes. The loan was granted J. H. Peterson on February 17, 1925. Otto Poser as Guardian was paid \$2502.00 on March 17, 1925 by check from the Federal Land Bank of Wichita, Kansas.

FOURTH INTERROGATORY: Please state whether or not you know of any sum or sums having been paid to Otto Poser, as Guardian for said minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser.

If you do, please state the dates and the amounts of the respective payments made to the said Otto Poser, as Guardian for said minor

children?

ANSWER TO FOURTH INTERROGATORY:

There has been paid to Otto Poser as Guardian for the within named minor children about \$36.00 in dividends on \$300 ~~xxxxxx~~ worth of stock of the Federal Land Bank. The exact amount could be determined from my vouchers at my residence, 12 miles south of Montrose, Colorado.

FIFTH INTERROGATORY: Please state whether you as agent of said Federal Land Bank or of Uncompahgre Valley National Farm Loan Association have any assets to which said minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, or their guardian is entitled? If so, describe the same fully.

ANSWER TO FIFTH INTERROGATORY:

I hold the proceeds of 60 shares of stock valued at \$5.00 each, amounting to \$300.00, now invested in bonds of the Federal Land Bank. Also \$46.80 of accrued dividends, of which \$40.00 is also invested in a Federal Land Bank bond, the remaining \$6.80 is held in cash by me, as Secretary-Treasurer of the Uncompahgre Valley National Farm Loan Association.

Raymond Whinnerah

Subscribed and sworn to before me

this 3rd day of April, A. D. 1931.

Joseph E. Arkinson
Commissioner.

COMMISSIONER'S CERTIFICATE.

STATE OF COLORADO, }
COUNTY OF MONTROSE. } SS.

I, Joseph L. Atkinson, Commissioner under and by virtue of a Commission heretofore issued out of the Probate Court of Baldwin County, Alabama, do hereby certify that under the power conferred upon me by said commission, I caused the said Raymond Whinnerah, a witness for the Petitioner in said cause, who is known to me, and known to me to be the identical witness named in said commission to come before me at Room 201, County Court House Montrose, Montrose County, Colorado, on the third day of April, A. D. 1931, at the hour of two o'clock, p. m.; that said witness was by me first duly sworn before testifying, as aforesaid, and that in response to the interrogatories propounded to him, he testified thereto as hereinabove set out; that his testimony was by me reduced to writing as given by said witness, and that said witness signed his name thereto in my presence.

I further certify that I am not of counsel or of kin to any of the parties to this cause, and that I am not in anywise interested in the result thereof.

Dated this third day of April, A. D. 1931.

Joseph L. Atkinson
Commissioner.

No exhibits tendered or filed.

Costs:	
Deposition	\$4.20
Raymond Whinnerah	
Witness fee	\$2.00
Mileage 12 miles	1.80
	<u>3.80</u>
Total	\$8.00

IN THE PROBATE COURT
OF BALDWIN COUNTY, ALABAMA.

First Interrogatory: State your name and present address. Did you know Charles F. Doelz? Is he living or dead? If he is dead then state when did he die, according to your best recollection. If the said Charles F. Doelz is dead please state whether there was any administration of his estate in Ouray County, Colorado, if so who was the administrator or executor of said estate. Please state whether or not Grover C. Huffnagel was appointed executor of said estate, and whether he acted as executor.

Second Interrogatory: Please state whether or not you entered into a contract with anyone to buy the old Charles F. Doelz ranch, and where is this ranch located. Please state whether it is located about six miles north of the town of Ridgway in Ouray County, Colorado. Please state with whom, if anyone, you entered into such a contract? Did you enter into such a contract with the said Charles F. Doelz during his life-time, or with Grover C. Huffnagel, as executor, or with any other person? Please state whether or not your contract for the purchase of said ranch was delivered to Otto Poser, as Guardian for Rosa Poser, Erna Poser, Anna Poser, Alfred Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser and Irmgard Poser?

Fourth Interrogatory: Please state whether you paid to Otto Poser, as Guardian, on account of said contract any money in July, 1923, if so, please state how much money you paid in said month of July? Please state whether or not you paid the sum of \$2,000.00 on account of the principal due under said contract in July, 1923?

Fifth Interrogatory: Please state whether or not you paid to the said Otto Poser as said guardian, any interest on account of said contract in December, 1923, if so, how much did you pay as interest in said month of December? Please state whether or not you paid him the sum of \$1006.00 as interest on said contract in December, 1923?

Sixth Interrogatory: Please state whether or not you paid any money to the said Otto Poser as said guardian on account of the principal due under said contract in May, 1925, if so, how much did you so pay? Please state whether or not you did not pay \$3500.00 to the said Otto Poser as said guardian on account of the principal due under said contract in May, 1925?

Seventh Interrogatory: Please state whether or not you paid any interest to the said Otto Poser, as said guardian, in December, 1924, if so, how much money did you pay to the said Otto Poser as said guardian? State whether or not you paid the sum of \$1100.00 to Otto Poser, as said guardian, in December, 1924?

Eighth Interrogatory: Please state whether or not you paid any money to the said Otto Poser as said guardian in December, 1925, if so, how much did you so pay to him? Did you not pay the sum of \$763.00 to Otto Poser as said guardian in December, 1925?

Ninth Interrogatory: Did you pay any money to the said Otto Poser as said guardian on account of interest due under said contract in December, 1926, if so, how much did you thus pay to him? State whether or not you paid the sum of \$630.00 to the said Otto Poser, as guardian, as interest due under said contract in December, 1926?

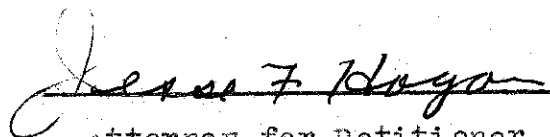
Tenth Interrogatory: Please state what was the total amount you paid to the said Otto Poser, as said guardian, on account of said contract?

Eleventh Interrogatory: If you did not pay any of the sums hereinabove referred to, to the said Otto Poser, personally, then please state whether or not you paid any of said sums to some other person as attorney for the said Otto Poser, as such guardian? If so, to whom did you pay all or any of said sums of money as attorney for the said Otto Poser, as Guardian? When and what sums

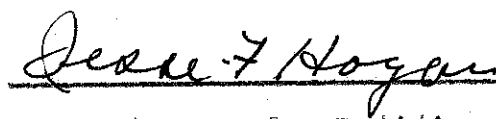
did you pay to said attorney for Otto Poser, as said Guardian? State the date and the amount of each payment and to whom said payment was made.

Twelfth Interrogatory: Please state whether or not you have the original receipts for said respective payments, if you have then please attach them to your deposition. If you do not have said receipts, then please state what became of said receipts, or who has them.

Thirteenth Interrogatory: If you have the original contract for the purchase of said old Charles F. Doelz ranch, please mark it properly for identification and attach it to your deposition. If you do not have said contract then please state what was the purchase price stipulated in said contract, when said purchase price was payable and the rate of interest on the deferred payments, if any?


Attorney for Petitioner

Note: The witness, J. H. Peterson, is a non-resident, residing in the State of Colorado, and his postoffice address is R. F. D. Montrose, Montrose County, Colorado. Mr. Joseph Atkinson, United States Commissioner, whose address is Montrose, Colorado, is suggested as being a competent person to take the deposition of the said witness.


Attorney for Petitioner

We hereby accept service of the foregoing interrogatories, and waive further notice thereof.

44-20907-30

Filed in office of Judge
of Probate Court, May 9
1930, Cold Spring, Mo.
C. H. Thompson
Judge of Probate
Springfield, Mo.

THE STATE OF ALABAMA, Baldwin COUNTY

PROBATE COURT

No. _____ 19____

In the Matter of Petition to remove Guardian of Rosa Poser, et al, minors.To Mr. Joseph Atkinson, U.S. Commr., Montrose, Colorado;residing in Montrose in the State of Colorado;~~or to such one or more of you as shall act herein.~~

Know ye, That we, reposing confidence in your integrity, skill and ability, have appointed you Commissioner.... to take the answers to the Interrogatories and Cross-Interrogatories, hereunto attached, of J.H. Peterson,

material witness.... for Petitioner

in the Matter of Petition for removal of Guardian of Rosa Poser, et al,
minors

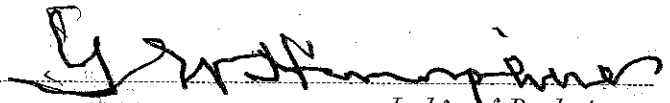
now pending in the Probate Court of said County.

And we hereby authorize you to call and cause to come before you the said witness.... at
such time and place as you shall appoint, ~~after giving~~ _____ days' notice to his

~~---of---~~~~---attorney, and---~~

deposition.... on oath take, touching his knowledge of the matter in controversy; and the
said deposition..., when so taken by you, shall be subscribed by said witness.... and certified under
your hands and seals, and with this Commission you shall return to me.

Witness my hand, this 24th day of May, A.D., 1930.


Judge of Probate.

IN RE OTTO POSER AS GUARDIAN OF
ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.


) IN THE PROBATE COURT OF
(
(
(
(BALDWIN COUNTY, ALABAMA.
(

CROSS INTERROGATORIES PROPOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE POSER,
GERTRUDE POSER AND IRMYARD POSER, MINORS, TO J. H. PETERSON, A
WITNESS FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: State the full amount of the indebtedness originally
owed by you in the transaction referred to in the interrogatories.

SECOND: Attach a copy of the mortgage, contract, notes or
other instruments evidencing and securing the said indebtedness.

THIRD: State how much is still owing under the said contract.


GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.

THE STATE OF ALABAMA, BALDWIN COUNTY

PROBATE COURT

No _____

Montrose, Montrose County, Colorado,

June 7th, A.D. 1930.

In the Matter of Petition to remove Guardian of Rosa Poser
et al., Minors

DEPOSITION OF J. H. Peterson, of Montrose, Montrose, Colorado.

By virtue of the Commission hereto annexed, issued by the Judge of Probate of Baldwin County, Alabama, in the Matter of Petition for removal of Guardian of Rosa Poser et al., minors, the Commissioner, Joseph L. Atkinson, therein named, have called and caused to come before me the said J. H. Peterson the witness named in said Commission, on the 7th day of June, A. D. 1930, at the hour of ten o'clock, a. m., and having first sworn the said witness to speak the truth, the whole truth, and nothing but the truth, J. H. Peterson the said witness, deposeth and saith as follows:

FIRST INTERROGATORY: State your name and present address. Did you know Charles F. Doelz? Is he living or dead? If he is dead then state when did he die, according to your best recollection. If the said Charles F. Doelz is dead please state whether there was any administration of his estate in Ouray County, Colorado, if so who was the administrator or executor of said estate. Please state whether or not Grover C. Huffnagel was appointed executor of said estate, and whether he acted as executor.

ANSWER TO FIRST INTERROGATORY:

J. H. Peterson, Montrose, Route 1. Yes sir. No sir, he is dead. I cannot give the exact day, but it was along about the 15th day of January, 1921, according to my best recollection. Yes sir, G. C. Huffnagle was the administrator. Yes sir, he did and he acted as such.

SECOND INTERROGATORY: Please state whether or not you entered into a contract with anyone to buy the old Charles F. Doelz ranch,

ANSWER TO SECOND CROSS INTERROGATORY:

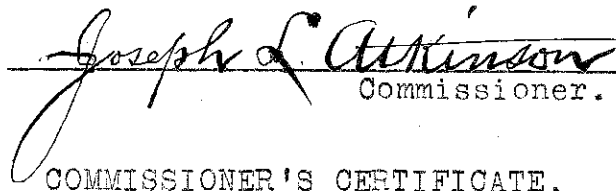
Original mortgage was signed and delivered to Mr. Poser or his attorneys, and was recorded in Ouray County, Colorado, to the best of my knowledge. And when settlement was made, and property conveyed to Mr. Poser, all the papers were returned to me. The mortgage, contract, notes and other papers evidencing and securing the indebtedness were destroyed.

THIRD CROSS INTERROGATORY: State how much is still owing under the said contract.

ANSWER TO THIRD INTERROGATORY:

I owe nothing., on the Doelz property or contract.

Subscribed and sworn to before me
this 7th day of June, A. D. 1930.


Commissioner.

COMMISSIONER'S CERTIFICATE.

STATE OF COLORADO, }
COUNTY OF MONTROSE. } SS.

I, Joseph L. Atkinson, U. S. Commissioner, under and virtue of a commission heretofore issued out of the Probate Court of Baldwin County, Alabama, do hereby certify that under the power conferred upon me by said commissioner, I caused the said J. H. Peterson, a witness for the Petitioner insaid couse, and who is known to me and known to me to be the identical witness named in said commission, to come before me at Room 201, County Court house Montrose, Montrose County, Colorado, on the 7th day of June, A. D. 1930, at the hour of ten o'clock a. m.; that said witness was by me first duly sworn before testifying, as aforesaid, and that in response to the interrogatories propounded to him, he testified thereto as

hereinabove set out; that his testimony was by me reduced to writing as given by said witness, and that said witness signed his name thereto in my presence.

I further certify that I am not of counsel or of kin to any of the parties to this cause, and that I am not in anywise interested in the result thereof.

Dated this 7th day of June A. D. 1930.

Joseph L. Atkinson
Commissioner.

No exhibits tendered or filed.

Costs taxed on deposition:	
Jurat	\$.50
Certificate	1.00
19 folios @ 20¢	3.80
Witness, J.H. Peterson fee	
per diem \$2.00)
Mileage 5 miles .75	) 2.75
Total	\$8.05

Rosa Poser, Elizabeth Poser, Walter Poser,
Lucille Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,
GUARDIANSHIP OF

! In the Probate
: Court of Baldwin
: County, Ala.,
! June 26th, 1929.

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing.

It is ordered by the court, that said hearing be continued to July 30th, 1929, by consent.

L. W. Humphreys

Judge of Probate.

By J. L. H. Coyle

RECEIVED
CLERK OF PROBATE COURT
JULY 30 1929

JUDGE OF PROBATE COURT

BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

LETTER OF TESTAMENTARY

Autism

12/20/29

Recorded in Probate Minutes at Page 131

10

THIS COURT, JUDGE OF PROBATE

DO hereby certify that the foregoing is a true and correct copy of the original as the same appears in the records of this Court.

WITNESSETH my hand and the seal of this Court at Bay Minette, Alabama, this _____ day of _____, 19____.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this _____ day of _____, 19____.

In the matter of the Guardianship of
Rosa Poser, Elizabeth Poser, Walter
Poser, Lucy Poser, Gertrude Poser,
Irmyard Poser, Erna Poser, Anna Poser and
Alfred Poser.

! : In the Probate Court
: Baldwin county, Ala.,
: July 14, 1928.
!

In the matter of the application of Mrs Erna Holman to have the
Guardian of said minors removed:

Comes Mrs Erna Holman, and files in Court the following petition
in writing, duly sworn to and praying the Court to remove Otto Pos-
er as the guardian of said Estate. Said petition is in writing and
is as follows:

"State of Alabama
Baldwin county.

To the Honorable G.W.Humphries, Judge of the Probate Court, Bald-
win county, Alabama.

Your petitioner, Mrs Erna Holman (formerly Erna Poser, being
over the age of twenty-one years and a resident of Foley, Baldwin
County, Alabama, respectfully shows unto Your Honor as follows:

First: That Otto Poser was on the 2nd day of April, 1923, appointed
guardian of the following children:

Rosa Poser, Foley, Alabama 10 years,
Elizabeth Poser, Foley, Alabama 11 years;
Walter Poser, Foley, Alabama, 14 years;
Lucy Poser, Foley, Alabama, 16 years;
Gertrude Poser, Foley, Alabama 18 years;
Irmyard Poser, Foley, Alabama 19;7ears;
Erna Poser, Foley, Alabama, 21 years;
Anna Poser, Wichita, Kansas, 23 years;
Alfred Poser, Foley, Alabama, 25 years;

your petitioner being one of the children named therein, and that
since then she has come of age and now resides at Foley, Baldwin
County, Alabama; that her father, Otto Poser, has moved from the State
of Alabama, and that his place of residence is unknown and cannot be
ascertained after reasonable diligence.

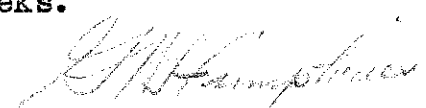
Second: That the said Otto Poser has failed to file in the time pres-
cribed an inventory of the estate of the wards;

Third: That the said Otto Poser has committed waste of the wards
property and has so neglected his affairs as guardian as to permit
the property of the wards to go to waste.

The premises considered, Your Petitioner respectfully prays that
this Court will issue all orders and subpoenas necessary in this
cause and that due and legal notice be given to the proper parties
and that upon the hearing of this cause this Court will remove said
Otto Poser as guardian of the wards named herein and will appoint a
suitable and proper person, namely, your petitiioer, Mrs Erna Holman,
as guardian of the wards named herein.

Mrs. Erna Holman."

It is therefore ordered by the Court that the 21st day of August
A.D., 1928, be named, and te the same is appointed as a day for the
hearing of said application and that notice of the same be given by
advertisement in the Baldwin Times, a newspaper published in this
County, for at least three successive weeks.


Judge of Probate.

Order Appointing day
for drawing application

Power of attorney

7/10/20

Received in Probate
Minutes of Judge
2

75
4.10
1.05
2.05
4.20

Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,

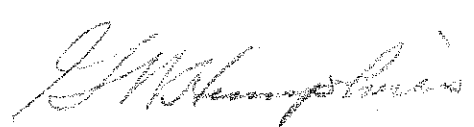
MINORS.

ESTATE OF.

In the Probate Court
Baldwin Co., Ala.
April 26th, 1930.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this date.

It is ordered by the court, that said hearing be continued to June 4th, A.D., 1930.


Judge of Probate Court.

Carroll County

4/26/30

Received and
Carroll County
333

15

~~E. A. MOORE
LICENSE INSPECTOR
BALDWIN COUNTY
BAY MINETTE, ALA.
192~~

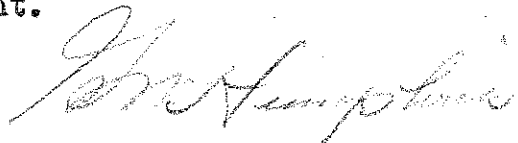
Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Armyard Poser,
Erna Poser, Anna Poser and Alfred Poser.
Minors,

in the Probate Court of
Baldwin County, Alabama.
January 8th, 1931.

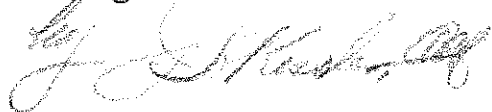
Estate of.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this Court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this day.

It is ordered by the Court, that said hearing be continued to February 11th, A.D., 1931, by consent.



Judge of Probate Court.



In the matter of the Guardianship
of Rosa Poser, Elizabeth Poser,

Walter Poser, Lucile Poser, Gertrude

Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred

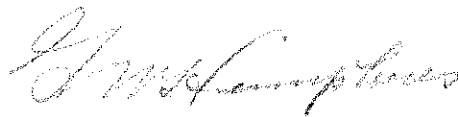
Poser, Minors.

Probate
Court of
Baldwin
County, Ala.
May 27, ~~1918~~
1931

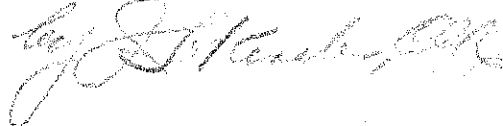
In the matter of the application to remove Otto Poser, as Guardian of the estate of said minors:

This being the day appointed by continuance for Otto Poser, as the guardian of said minors to file his accounts and vouchers for a final settlement of his said ~~admin~~ guardianship; and it appearing to the court that this cause is not ready for hearing on this date, and that it is necessary that a continuance be entered.

It is therefore ordered by the Court that this cause be and it is continued to June 8th, 1931.



Judge of Probate Court.



Continued

3/27/21

Recorded in
Probate Court
at Page 507

Handwritten

1/8/31

Recorded in
Booklet
of George H. C.

STATE OF ALABAMA
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon R. H. GRIFFIN to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction within sixty days after the service of the summons, and there to answer, plead or demur without oath to a Bill of Complaint, lately exhibited by BEATRICE GRIFFIN against the said R. H. Griffin, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent 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, R. S. DUCK, Register of said Circuit Court, this
_____ day of August, 1943.

Register.

BEATRICE GRIFFIN
COMPLAINANT

VS

R. H. GRIFFIN
RESPONDENT

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

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

Now comes your Complainant, Beatrice Griffin and humbly complaining against the Respondent, R. H. Griffin, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both over twenty-one years of age, and residents of Baldwin County, Alabama;

2.

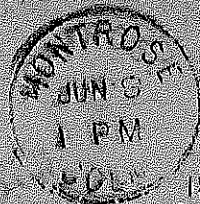
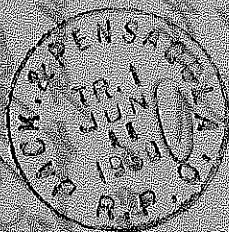
That they were married at Bay Minette, in Baldwin County, Alabama, on November 19th, 1936, and lived together as husband and wife until in May, 1938;

3.

That in May, 1938, the Respondent voluntarily abandoned the bed and board of the Complainant, and has remained away voluntarily and continuously since that time; that during said time the Respondent has not contributed anything toward Complainant's maintenance and support.

AFTER FIVE DAYS RETURN TO
UNITED STATES COMMISSIONER
O. BOX 55 MONTROSE, COLO.

Prosser et al., Minors.
DEPOSITION OF J. E. PETERSON
Witness
Sent by mail June 7th, 1938.
Sent by Joseph L. Atkinson,
Commissioner, June 7th, 1938.



Hon. G. W. Humphries,

Judge of Probate

Baldwin County,

Mobile, Alabama

MISSENT

Rose Poser, Elizabeth Poser, Walter Poser,	:	
Lucile Poser, Gertrude Poser, Armyard Poser,	:	in the Probate Court
Erna Poser, Anna Poser and Alfred Poser,	:	of Baldwin County,
	:	Alabama,
minors.	:	November 28th, 1930.
	:	
Estate of	:	

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December A.D., 1928, for the removal of Otto Poser, as the guardian in this Court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this date.

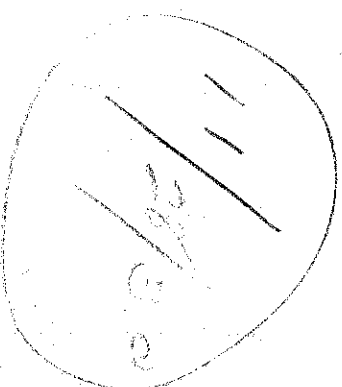
It is ordered by the court, that said hearing be continued to January 8th, A.D., 1930, by consent.

[Handwritten signature]

Judge of Probate Court.

[Handwritten signature]

Chilodactylus



Received from
Charles H. Brown
at Long 432

Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,
MINORS.

ESTATES OF.

In the Probate
court, Baldwin Co.,
Ala.
June 4th, 1930.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minor, and said petitioner not being ready for the hearing on this date.

It is ordered by the court, that said hearing be continued to July 9th, 1930.

Judge of Probate Court.

E. A. MOORE
LICENSE INSPECTOR
BALDWIN COUNTY

BAY MINETTE, ALA.,

192

Continued

10/4/30

*Wm. J. Moore
Bay Minette
10/4/30*

15

Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser.
Minors.

In the Probate
Court of Baldwin
County, Ala.,
February 11th, 1931.

Estate of.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this Court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this day.

It is ordered by the Court, that said hearing be continued to March 31st, 1931, by consent.

J. M. Humphries
Judge of Probate Court.

W. S. Hearn

Continued

Received from
George Munk
for George 457

2/11/31

IN THE MATTER OF THE GUARDIANSHIP OF)

ROSA POSER, ELIZABETH POSER, Walter
POSER, LUCILE POSER, GERTRUDE POSER,
IRMGARD POSER, ERNA POSER, ANNA POSER,
and ALFRED POSER.)

In the Probate Court of
Baldwin County, Alabama,
January 28th, 1927.

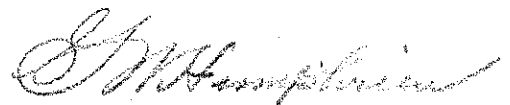
Comes Otto Poser, as Guardian of the Estate of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, on this day, this being the day set for hearing of the application of Otto Poser, as Guardian aforesaid to lease or rent certain lands of said minors described as follows;

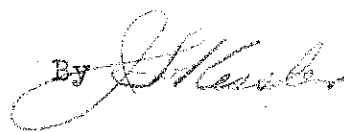
That certain ranch or farm commonly known as the Chas. Doelz place, situated in Ouray County, State of Colorado, which the said Guardian was forced to take back from J. H. Peterson, who defaulted in payments of second mortgage, for the sum of \$400.00, payable \$200.00 in cash, on or before April 1st, 1927 and \$200.00, on or before January 1st, 1928; said lease to commence on April 1st, 1927 and expire April 1st, 1928.

Comes also, H. M. Hall, Esq., guardian ad litem, heretofore appointed by the Court, to represent and protect the interests of said minors in this proceeding, and files in Court his answer to said application, in writing, denying that it will be to the best interests of said wards that said lands be rented or leased, for the period of one year, to-wit, from April 1st, 1927 to April 1st, 1928.

And it appearing to the satisfaction of the Court, from evidence adduced, that it will be to the best interests of said wards that said lands be rented or leased for the period of one year, from April 1st, 1927 to April 1st, 1928.

It is therefore ordered, adjudged and decreed that said application be, and the same is hereby, granted; that said Otto Poser, as Guardian aforesaid, be, and he is hereby, authorized and empowered to lease said lands above described privately, payable \$200.00 in cash on signing lease and \$200.00 payable on or before January 1st, 1928; and it is further ordered that he further report his action in the premises, under oath, accompanied with a duplicate of the lease, to this Court within thirty days from the date of this decree.


Judge of Probate,
Baldwin County, Ala.

By  clerk.

Under authority
Guaranteed to Read
Lands of

1/28/27

Received
Product Number
as Page 409

JUDGE'S CHAMBERS
County Court, Ouray County
R. J. NORPEL, JUDGE
OURAY, COLORADO

Feb. 4, 1927.

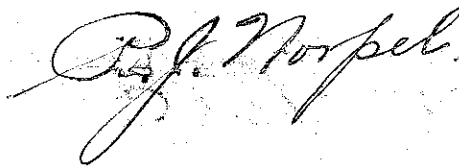
E. W. Humphries, Esquire,
Judge of Probate Court of Baldwin County,
Bay Minette, Alabama,
Dear Judge;

In re Poser Minors.

I hand you herewith report of lease of the Dolz Place to
Ray Worley by Mr. Poser, guardian; attached to said report is
a copy of the lease. Also inclosed herewith is \$14.15 as
per your fee bill.

Thank you very much for all the courtesies you have
shown in the matter, I am

Very respectfully yours,



R
J
N
:
T
S

Incl. 3

Rosa Poser, Elizabeth Poser, Walter Poser,)
 Lucile Poser, Gertrude Poser, IRmyard Poser, : In the Probate Court
 Erna Poser, Anna Poser and Alfred Poser. : of Baldwin County,
 MINORS, : Alabama,
 GUARDIANSHIP OF.) December 15, 1928.

In the matter of the application of Mrs Erna Holman to have Otto Poser, Guardian of said minors removed:

Comes Mrs Erna Holman and files in Court the following petition in her own behalf and as the next friend of Rosa Poser, Elizabeth Poser and Walter Poser, minors, as follows:

State of Alabama, Baldwin County.

To the Honorable G.W. Humphries, Judge of the Probate Court, Baldwin County, Alabama:

Your petitioner, Mrs, Erna Holman, who files this petition in her own behalf and as the next friend of Rosa Poser, Elizabeth Poser and Walter Poser, your petitioner being twenty one years of age and a resident of Foley, Alabama, most respectfully shows unto Your Honor as follows:

First: That on the 2nd day of April, 1923, Otto Poser was appointed guardian of your petition/and the following persons, who were minors at such time, to-wit: Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, IRmyard Poser, Erna Poser (petitioner) Anna Poser, and Alfred Poser, all of whom were residents of Foley, Alabama, at the time of the appointment of said guardianship and all of whom are now residents of Foley, Alabama, with the exception of Anna Poser who resides at Wichita, Kansas, and since the appointment of said guardianship, the said Alfred Poser, Anna Poser and your petitioner, have reached the age of twenty one years and are at this time over twenty one years of age.

Second: That the said Otto Poser has failed to file in the time time as prescribed by law, an inventory as guardian of the estate of said wards hereinabove named and that the said Otto Poser has moved from the State of Alabama, and that his place of residence is unknown to your petitioner and that she has made diligent effort to ascertain such residence but has been unable to do so and that your petitioner further represents that the said Otto Poser has committed waste of the wards property and has so neglected the affairs of the above named minors as to permit the property of the said minors to go to waste.

Third: That the said Otto Poser as said guardian has made no partial settlement or final settlement as guardian as aforesaid.

Fourth: Your petitioner further alleges that it will be to the interest of the heirs of the said Otto Poser that he be removed as their guardian and that he be required to make a final settlement of the affairs of said heirs.

The premises considered, Your petitioner respectfully prays that Your Honor will set a day for the hearing of this petition and that the said Otto Poser be given notice of the hearing of said petition and the place that the same will be heard, by publication for three successive weeks in a newspaper published in Baldwin County, Alabama, at which time your Honor will proceed to hear and determine this said petition and remove the said Otto Poser as guardian and that your Honor will make and enter an order and decree ordering the said Otto Poser to make a final settlement of his affairs as said guardian and that Your Honor will issue all orders and subpoenas necessary in this cause and that due and legal notice be given to the proper parties of the hearing of this court, and that upon the removal of said Otto Poser as said guardian that a suitable and proper person be named as guardian of the heirs of the said Otto Poser as may at this time be minors.

Mrs Erna Holman."

It is therefore ordered by the Court, that the 16th day of January, A.D., 1929, be named, and the same is hereby appointed a day for hearing the said application; and it is further ordered that notice of the filing of said application and of the time set for hearing the same be given to Otto Poser, and to all other ~~person or~~ persons concerned by publication for three successive weeks in the

Baldwin Times, a newspaper published in Baldwin County, Alabama.

L. W. Humphries
Judge of Probate.

*Order of Probate
for the purpose of
the estate of*

12/10/28

THE STATE OF ALABAMA,)
BALDWIN COUNTY,)

COURT OF PROBATE.

IN THE MATTER OF THE ESTATE OF
ROSA POSER, ELIZABETH POSER, WALTER POSER,
LUCILLE POSER, GERTRUDE POSER, IRMGARD POSER,
ERNA POSER, ANNA POSER, and ALFRED POSER,
MINORS,)

O R D E R .

This matter comes on to be heard upon the petition of Otto Poser, Guardian to lease that certain ranch or farm commonly known as the Chas. Doelz place, situate in Ouray County, Colorado, which the guardian was forced to take back from one J.H. Peterson who defaulted in his payments of second mortgage, for the sum of \$400.00 payable \$200. in cash on or before April 1, 1927 and \$200.00 on or before Jan. 1, 1928, said lease to commence on April 1, 1927 and expire at noon on April 1, 1928, with privilege of renewal for one year, together with other usual covenants generally contained in leases of this kind;

And the Court having examined the petition, and now being advised Doth Find that the said lease is fair and is to the best interests of said estate, and the Court doth hereby approve of same; and the said Guardian, Otto Poseer, is hereby empowered, authorized and directed to make and enter into said lease with the party who offered to lease it from him at the terms above stated.

Done in open Court this _____ day of _____ A.D. 1927

BY THE COURT:

JUDGE.

BOARD OF TRUSTEES

REV. R. R. (BOB) JONES, Pres.
Montgomery, Ala.
R. L. McKENZIE, Secretary
Panama City, Fla.
J. M. SAPP, Vice-President
Panama City, Fla.
M. F. BOONE, Treasurer
Panama City, Fla.
HON. BIBB GRAVES
Gov. of Ala., Montgomery, Ala.
HON. S. H. BLAN
State Auditor, Montgomery, Ala.

THE BOB JONES COLLEGE
ACADEMY AND THEOLOGICAL
SEMINARY

Interdenominational, Co-educational, Orthodox, Christian

COLLEGE POST OFFICE:

COLLEGE POINT, FLA.

February 21, 1931

BOARD OF TRUSTEES

HON. WM. D. UPSHAW
Atlanta, Ga.
MRS. R. R. (BOB) JONES
Montgomery, Ala.
MRS. JENNIE BRANDENBERG
Pittsburg, Pa., Lynn Haven, Fla.
MRS. W. L. DUMAS
Talladega, Ala.
RAYMOND T. CRANE
New York City, N. Y.

Mr. G.W. Humphries,
Judge of Probate,
Bay Minette, Ala.

Dear Sir:

Many people believe that we are on the verge of a great spiritual awakening throughout the United States. Some who are familiar with the conditions throughout the country believe that the only solution for our problems is a revival of the old time religion. We do not believe that we can solve our problems by legislation, though that may be important, or by reformation, though that, too, may be important.

So convinced am I that we need an old time revival that I have decided to sponsor a state-wide campaign in Alabama. As you know, Alabama is my state, and there are thousands of church members in the state who were converted under my ministry. A majority of the ministers of the state are my personal friends.


The campaign we have in mind is unique. Beginning next January we are going to set up in every county seat in the state a revival, to run for a month. Wherever the court house is adequate we prefer to use the court house, and we would like to have the backing of the county officials, regardless of their creed or church affiliations. We would like to have the probate judge of each county head up the support of the county officials. We will secure the cooperation of a sufficient number of ministers to make the campaign a success. I will, personally, secure from my wide acquaintance evangelists and pastors to lead each county revival. There will be no financial obligation on the community whatsoever. All we will expect will be the use of the court house or some other auditorium if the court house isn't adequate, and at the close of the campaign an envelope offering will be taken for the pastor or evangelist who leads the service. I am in position to secure the cooperation of the outstanding ministers and evangelists of this Nation. We are selecting the month of January because in Alabama the churches usually do not plan anything definite for that month, and we want to work with the churches. I recognize the fact that January ordinarily is not the best month for this kind of work, but there are certain advantages in beginning the year with this work.

2,

Will you give us your individual cooperation and assist us in lining up the county officials and in securing the auditorium? If you will give us this cooperation I will send somebody into the county later who will meet with the ministers and work out details. Remember that in putting on this drive we are doing something that has never been done in the history of this Nation. We will make history for Alabama. I will only secure ministers who are qualified and who have standing. I will appreciate a prompt reply to this letter.

Thanking you in advance for the cooperation which I believe you will give us in this matter, I am, with best wishes,

Sincerely yours,



BJ:MP

P. S. In addition to the above plan, we will arrange to put on for the month of January a daily revival hour over every broadcasting station in the state.

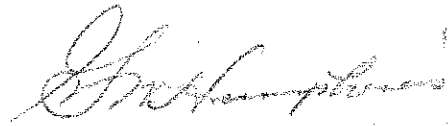
Rose Poser, Elisabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Armyard Poser,
Erna Poser, Anna Poser and Alfred Poser,

MINORS
ESTATE OF.

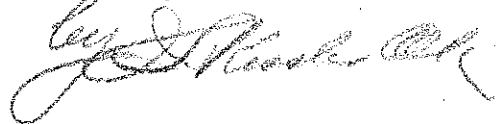
! In the Probate Court,
! Baldwin Co., Ala.
! July 9th, 1930.
!
!

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this court of Rose Poser, Elisabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this date.

It is ordered by the Court, that said hearing be continued to September 4th, 1930.



Judge of Probate Court.



E. A. MOORE
LICENSE INSPECTOR
BALDWIN COUNTY

BAY MINETTE, ALA.,

192

7/9/30

Received

Bay Minette

8 of 10

15

ROBT. E. GORDON
DAVID H. EDINGTON
NORVELLE R. LEIGH, JR.
SANTOS S. RUBIRA, JR.

GORDON, EDINGTON & LEIGH
ATTORNEYS AT LAW
407-411 MEAHER BUILDING
MOBILE, ALABAMA

September 6, 1929.

Judge G. W. Humphries,
Bay Minette, Alabama.

Dear Judge:

Mrs. Holman of Foley was in to see us yesterday touching the guardianship now pending in your court wherein Mr. Poser was such guardian. It seems that Mr. Poser has left this jurisdiction, that he had a bond as such guardian, and that a petition has been filed for an accounting.

Will you be so kind as to advise the exact status of this matter, so that we will know what will be the next step to be taken and what advice to give Mrs. Holman.

Thanking you for your courtesy in this matter, we remain,

Very truly yours,

GORDON, EDINGTON & LEIGH,

BY: *R.E. Gordon*

*Answered
9/7/29*
REG:UT

JESSE F. HOGAN
LAW OFFICES
427-428 First National Bank Building
MOBILE, ALA.

April 28, 1951.

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Ala.

Dear Sir:

In re: Otto Poser, as Guardian

I have received a copy of the deposition of Mr. H. W. Catlin. I have notified Pillans, Cowley & Gresham, Esqs., that this deposition has come. I am anxious to have Mrs. Holman present at the hearing. I have written to her to let me know whether she can be in Court on Thursday. If she can come on that date I shall be glad to try the case on Thursday. If she cannot come then perhaps a later time may be set agreeable to the court.

very truly yours,

Jesse F. Hogan

After 5 days, return to
THE FEDERAL LAND BANK,
P. O. Box 1078
WICHITA, KANSAS



FEDERAL LAND BANK
WICHITA, KANSAS

MILAS LASATER, PRESIDENT
JOHN FIELDS, VICE PRESIDENT
W.E. FISHER, SECRETARY
A.N. ROCHESTER, TREASURER

OLIVER M. LEE, DIRECTOR
A.L. STOCKWELL, DIRECTOR
P.O. WELLS, DIRECTOR
C.A. RYKER, REGISTRAR



THE FEDERAL LAND BANK

OF WICHITA
CAPITAL FIVE MILLION DOLLARS

DISTRICT NO. 9
KANSAS OKLAHOMA
COLORADO NEW MEXICO

WICHITA, KANSAS

March 14, 1929

Mr. G. W. Humphries,
Judge of the Probate Court,
Baldwin County,
Bay Minette, Alabama.

Loan #30801-309-C
Otto Poser, Guardian

Dear Sir:

On February 26 we wrote to you in regard to the case for removal of Otto Poser as guardian.

It was our understanding that the case was to come up again on February 14. Will you kindly advise us if the case was brought up at that time and if so how it was settled.

Our reason for wanting this information is because we hold a loan on 132 acres of land in Colorado on which Mr. Poser as guardian was paying the installments. The loan is badly delinquent and we are anxious to find out as soon as this matter is straightened out so we can collect the amount due on our loan.

We will appreciate any information you can give us at this time. We are enclosing herewith a self-addressed, stamped envelope for your reply.

Yours very truly,

Treasurer.

MJD:VB

MILAS LASATER, PRESIDENT
JOHN FIELDS, VICE PRESIDENT
W.E. FISHER, SECRETARY
A.N. ROCHESTER, TREASURER



OLIVER M. LEE, DIRECTOR
A.L. STOCKWELL, DIRECTOR
P.O. WELLS, DIRECTOR
C.A. RYKER, REGISTRAR

THE FEDERAL LAND BANK

OF WICHITA
CAPITAL FIVE MILLION DOLLARS

DISTRICT NO. 9
KANSAS OKLAHOMA
COLORADO NEW MEXICO

WICHITA, KANSAS

Jan. 4, 1929.

Mr. G. W. Humphries,
Judge of Probate Court,
Baldwin County, Alabama,
Bay Minette, Alabama.

In Re: Loan #30801-309-C.

Dear Sir:

Otto Poser, Guardian.

We thank you for the information contained in your letter of December 26 in which you advised petition for the removal of Otto Poser as Guardian will be heard on January 16, 1929, and that without a doubt he will be removed at the hearing.

We shall appreciate very much your advising us after the hearing has been held the name and address of the new Guardian appointed.

We desire to know just as soon as possible whether we may expect the delinquencies on this loan to be paid. If no arrangements can be made for them to be paid within a reasonable length of time the matter must be presented to the Executive Committee for advice as to what further action should be taken.

We are enclosing a self addressed stamped envelope for your convenience in furnishing the additional information requested.

Yours very truly,

LBH:IMH

Treasurer.

MILAS LASATER, PRESIDENT
JOHN FIELDS, VICE PRESIDENT
W.E. FISHER, SECRETARY
A.N. ROCHESTER, TREASURER



OLIVER M. LEE, DIRECTOR
A.L. STOCKWELL, DIRECTOR
P.O. WELLS, DIRECTOR
C.A. RYKER, REGISTRAR

THE FEDERAL LAND BANK

OF WICHITA
CAPITAL FIVE MILLION DOLLARS

DISTRICT NO. 9
KANSAS OKLAHOMA
COLORADO NEW MEXICO

WICHITA, KANSAS

Dec. 26, 1928.

Probate Judge,
Baldwin County, Alabama,
Bay Minette, Alabama.

In Re: Loan #30801-309-C.
Otto Poser, Guardian.

Dear Sir:

We understand there is now pending in your court an action to remove as Guardian one Otto Poser who disappeared some time ago and has not been located.

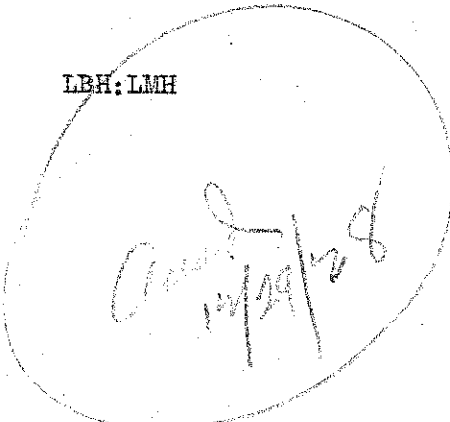
Will you please advise if our information is correct, and if so, the present status of the matter? We are especially interested to know about when a new Guardian will be appointed as a loan made to Otto Poser on some land in Colorado is now delinquent two semi-annual amortization instalments and the 1927 taxes, also an insurance premium. The loan has been in default since February 17, 1928 and we are sure you appreciate our position.

We shall thank you very much for a prompt reply in the enclosed self addressed stamped envelope.

Yours very truly,


Treasurer.

LBH:LMH



JUDGE'S CHAMBERS
County Court, Ouray County
R. J. NORPEL, JUDGE
OURAY, COLORADO

Jan. 20, 1927

THE HONORABLE
JUDGE OF THE PROBATE COURT,
BALDWIN COUNTY, ALABAMA.

DEAR JUDGE:

Inclosed herewith is the petition of Otto Poser, Guardian, to lease to a responsible party here in Ouray County, that certain ranch held by the estate under second mortgage from J.H. Peterson and under which said Peterson defaulted.

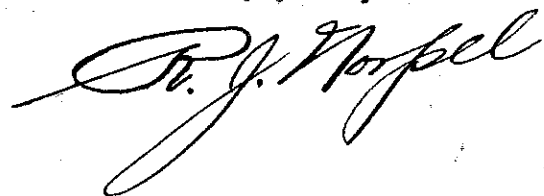
It seems that the farmers around here have been pretty hard hit and that land value and the leasing value thereof has dropped considerably. Peterson could not make ends meet, so he turned the mortgage back, after paying on the place since about 1920, and Peterson is rated as a competent and hard-working farmer.

The cash rent of \$400. seems to me, at this time, to be the best price Poser can obtain. It was offered to him by Ray Worley, a cattleman of Ouray County.

This land is a losing proposition at this time, and hence one can only do the best and try to survive.

I have prepared order for you to sign, and if found correct, you will please certify the carbon copy inclosed and return to me with bill for fees in the matter. I am

Very respectfully yours,



Jesse F. Hogan
Attorney and Counselor at Law
MAIN ANTWERP BUILDING
Mobile, Ala.

May 12, 1930

Hon. G. W. Humphries,
Judge of the Probate Court,
Bay Minette, Alabama.

Dear Sir:

I am enclosing herewith interrogatories addressed to Grover C. Huffnagel and Caesar Berta, witnesses for Mrs. Erna Holman. I presume these interrogatories should lie ten days before the commission is issued. I have suggested Miss Letitia Gianino, whose address is Hayden Block, Ridgway, Colorado, as a competent person to act as Commissioner to take the depositions of the witnesses. Please mark these interrogatories filed, and forward them with the commission after the expiration of ten days.

I am also enclosing affidavits as to these witnesses being material, and that they are non residents.

Very truly yours,

Jesse F. Hogan

Jesse F. Hogan
Attorney and Counselor at Law
~~ATTORNEY AT LAW~~
Mobile, Ala.

June 12, 1930

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Alabama.

Dear Sir:

I am advised by Mr. Joseph L. Atkinson, to whom a commission was issued to take the deposition of J. H. Peterson in a proceeding to remove Otto Poser, as Guardian, has forwarded this deposition to you.

When you have received this deposition will you not please publish the same and send it to me. The commissioner did not send me a copy of the deposition and I would like to read the testimony of this witness,

It will probably take from thirty to sixty days longer for me to complete the taking of my testimony in this case. I have ordered certain documentary evidence from the County Judge of Ouray County, Colorado. I have not yet received these copies; when I shall receive them it will probably be necessary for me to take the deposition of additional witnesses.

Please continue the hearing until I have had time to get in this testimony.

very truly yours,

Jesse F. Hogan

JESSE F. HOGAN
LAW OFFICES
427-428 First National Bank Building
MOBILE, ALA.

June 8, 1931.

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Alabama.

Dear Sir:

In re: Poser matter

I am enclosing herewith the nomination, by the Poser minors, of Mrs. Erna Holman, as their guardian, which I overlooked handing you to-day. I shall be glad to have you appoint Mrs. Holman as Guardian of the minors.

Very truly yours,

JESSE F. HOGAN,

767

JESSE F. HOGAN
LAW OFFICES
427-428 First National Bank Building
MOBILE, ALA.

June 15, 1931.

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Alabama.

Dear Judge Humphries:

In re: Poser Minors

I have been devoting a good deal of study to the Poser case recently. It has occurred to me that the decree stating an account against Poser should be expressly in favor of all of the minors whom he represented, and that the court should state the share of each minor in the estate.

In a proposed decree it is recited that notice was given "by publication for three successive weeks in the Baldwin Times, a newspaper regularly published in Baldwin County, Alabama". Might it not be well to recite the dates upon which this notice was published?.

Very truly yours,

Jesse F. Hogan

Copy to

Pillans, Cowley & Gresham, Esqs.

H. PILLANS, COUNSEL.

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

PALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

June 13, 1931

Hon. G.W.Humphries,
Judge of Probate,
Bay Minette, Alabama

Dear Sir:

POSER MINORS

We have carbon of Mr. Hogan's letter to you
of the 12th instant.

We protest against the recital in the proposed
decree in respect to the attorneys for the surety being pres-
ent in court. It is true that the recital does not state in
terms that the surety appeared, but we are equally clear from
the terminology of the decree the impression is given that the
surety did appear. If, as is admittedly true, the surety did
not appear; and if, as is also true, we were mere onlookers,
there is no more reason for the final decree reciting this

H. PILLANS, COUNSEL

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

PALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

June 11, 1931.

Hon. G. W. Humphries,
Judge of Probate,
Bay Minette, Alabama.

Dear Sir:-

ATTENTION MR. KESSLER.

IN RE: POSER MINORS.

We have just received carbon copy of proposed decree in the above entitled matter. Our Mr. Gresham is out of the city and will probably not be back until Saturday, and until then we prefer not to express our thoughts as to the correctness of the decree. However, we draw to your attention that on line 6 in paragraph 2 you recite that we, as attorneys for the surety on the bond of the guardian, were present in court. You will recall that we were there merely as observers and did not appear as attorneys for a party to the proceeding, and it is our belief that the clause beginning "and attorneys" and ending "being present in court" should be stricken from the decree.

We trust that you will find it convenient to hold this matter open until you hear further from us.

Yours very truly,

CC: Mr. Hogan.

PILLANS, COWLEY & GRESHAM,

WC:T

Per *William Cowley*

JESSE F. HOGAN
LAW OFFICES
427-428 First National Bank Building
MOBILE, ALA.

June 12, 1931.

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Alabama.

Dear Judge:

In re: Poser Minors

I have received a copy of letter of Pillans, Cowley & Gresham, Esqs., of June 10th in regard to the proposed decree in the Poser matter. While the proposed decree recites that the attorneys for the surety were present in court, it does not recite that they appeared for any parties; it merely recites a fact, the correctness of which was admitted. Consequently, I do not see that there should be any objection to this recital. The facts so recited are known to the court and it is proper that they should be embodied in the decree.

Very truly yours,

Jesse F. Hogan

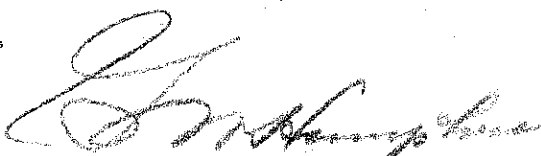

CC: to
Pillans, Cowley & Gresham, Esqs.

Rose Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Armyard Poser,
Erna Poser, Anna Poser and Alfred Poser,
minors,
Estate of

in the Probate Court
Baldwin county, Ala.
Oct 10th, 1930.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this court of Rose Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this date.

It is ordered by the court, that said hearing be continued to November 28th, 1930, by consent.


Judge of Probate Court.


Quittance

10/10/00

Recorded in
Postal Minutes
at Page 405

rose roser, Elizabeth roser, Walter roser, ! in the Probate Court
Lucile roser, Gertrude roser, Armyard roser, ! of Baldwin county, Ala
Erna roser, Anna roser and Alfred roser. ! Mar 26th, 1930.
MINORS. !

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna roser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto roser as the guardian in this court of rose roser, Elizabeth roser, Walter roser, Lucy roser, Gertrude roser, Armyard roser, Erna roser, Anna roser, and Alfred roser, minors, and said petitioner not being ready for the hearing on this date.

It is ordered by the court, that said hearing be continued to April 26th, A.D., 1930.

Edw. H. Humphreys

Judge of Probate Court.

Ray J. Ketchum

Continuance

3/26/30

Recorded in
Private Minutes of
at Page 260

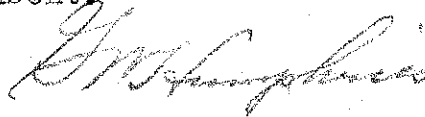
Rosa Poser, Elizabeth Poser, Walter Poser,
Lucille Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,

GUARDIANSHIP OF.

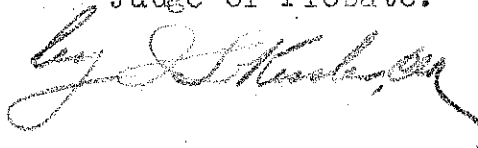
| In the Probate Court
| Baldwin county, Ala.
| August 28th, 1929.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the Court, that said hearing be continued to October 3rd, A.D., 1929, by consent.



Judge of Probate.



Continued

8/28/29

Records in Private
Minutes of Page
160

15

The State of Alabama }
 Baldwin County }

PROBATE COURT.

Know all Men by these Presents, That we Otto Poser, as principal, and
 American Surety Company of New York, as surety,

of the County and State aforesaid, are held and firmly bound unto G. L. Lambert
 Judge of the Court of Probate for said County, and his successors in office, in the penal sum of
Six Thousand (\$6000.00) Dollars,

for which payment, well and truly to be made and done, we bind ourselves, our heirs, executors and admin-
 istrators, jointly and severally, firmly by these presents. And we waive in favor of this bond all right to
 claim any exemption of personal property allowed by the laws of the State of Alabama.

Sealed with our seals, and dated this 28th day of January, 1924

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That whereas the above bound

Otto Poser

has

been appointed Guardian of the Estate of the following minor: deceased
Rosa Poser, Elizabeth, Walker, Alfred, Lucille, Anna, Gertrude, Erna & Irmyard Poser

Now, if the said

Otto Poser

shall well and truly perform all the duties which are or may be by law required of him as such

Guardian
Administra

then the above obligation to be void; otherwise to remain in full force.

Otto Francis Poser (L. S.)

AMERICAN SURETY COMPANY OF NEW YORK

(L. S.)

By

W. G. Leas
 Resident Vice-President (W. G. Leas)

Countersigned by:

Henry D. Moore
 Attorneys at Bay Minette, Ala.

Attest:

E. Crenshaw
 Resident Assistant Secretary (E. Crenshaw)

(L. S.)

Taken, approved and ordered to be recorded, this 21st day of Feb 1924

G. L. Lambert

Judge of Probate.

by J. H. Hester

No.

The State of Alabama

Baldwin

County

PROBATE COURT

ESTATE OF

Poser Minors

Deceased.

~~Guardian~~
Administrator's Bond

Administra and others

to

Judge Probate Court.

Filed in the office of the Judge of Probate

Court of said County, the 21st day

of July A.D. 1912

and recorded in Administrator's Record

Page 358

W. J. Lamb

Judge of Probate.

W. J. Lamb

The State of Alabama,

Baldwin

County.

PROBATE COURT,

Aug

TERM, 1928

To

W C Beebe

Take notice, that by an order of this Court, this day made and entered, you were appointed to act as Guardian ad litem for

Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Lemmyard Poser, minors

minor heirs of ~~deceased~~, deceased, to represent and protect their interests upon

the petition of Mrs. Emma Nehman, formerly Emma Poser, for removal of Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Lemmyard Poser, Emma Poser, Anna Poser and Alfred Poser, said petition to be heard

Given under my hand, this

4

day of

Sept 28

, 1928

Judge of Probate.

I hereby accept the appointment of Guardian ad litem for

Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, and Lemmyard Poser, minors

minor heirs of ~~deceased~~, deceased, to represent and protect their interests upon the hearing of the above named proceedings and hereby deny each and every allegation contained in said proceedings and demand proof thereof.

Witness my hand, this

4

day of

Sept 28

, 1928

Guardian ad litem.

The State of Alabama,

Baldwin COUNTY.

PROBATE COURT

ESTATE OF

Anna P. P. P. P.

Deceased.

M. C. Beebe
Gunderson

Guardian ad Litem.

Appointment and Acceptance of
Guardian ad Litem.

Filed this _____ day

of _____, 19____, and
recorded in Book _____, page 75

this _____ day of _____, 19____

Judge of Probate.

41898 MASS. SERVICE CO., NASHVILLE

The State of Alabama

PROBATE COURT.

Bedford County

April 2nd

1923

In the Matter of the Estate of Rosa Posen, et al - Minor.

And now, on this day comes Otto Posen
 and presents to the Court his petition in writing, under oath, praying that Letters of Guardianship
 on the person and estate of

Rosa Posena minor 4 years of age,Elizabeth Posena minor 6 years of age,Walter Posena minor 9 years of age,Joseph Posena minor 10 years of age,Julie Posena minor 13 years of age,Anna Posena minor 16 years of age,Leopold Posena minor 14 years of age,Emma PosenConny Posena minor 14 years of age,issued to the said Otto Posen, which petition is examined by theCourt and ordered to be filed and recorded. ~~And also comes~~

~~minor as aforesaid, over the age of fourteen years, and present to the Court nomination of~~
~~the said~~ ~~for~~ Guardian. And it ap-

pearing to the Court from the allegations of the said petition and from other good and sufficient evidence
 that said petitioner is the the father of said minors, who is a resident of this
 County and whose is dead; that said minors have an estate in their

own right amounting to about Two Thousand Dollars,

and situated in of Colorado that said petitioner is over the age of twenty-one years, an inhabitant of this
 State, and a fit person under the law and in the estimation of the Court to serve as such Guardian of said
 minors, and no person having appeared to oppose the granting of Letters of Guardianship to said peti-

tioner or to show cause why the prayer of petitioner should not be granted: It is ordered, adjudged, and
 decreed by the Court that the same be granted; provided that the said Otto Posen

first file in this Court his bond in the penal sum of Four Thousand Dollars,

conditioned and payable according to law and the statutes in such cases made and provided, with such
 sureties as may be approved by the Court.

And now again comes the said Otto Posen

and presents to the Court for approval his bond in due form as by this Court heretofore required,

with American Surety Company of New York
~~and~~ as his sureties thereon;

and the Court being now sufficiently advised concerning said bond and said security, it is ordered,
 adjudged and decreed by the Court that said bond be taken, approved and recorded.

It is further ordered, adjudged and decreed by the Court that Letters of Guardianship on the per-
 son and estate of the said minors be granted and issued to the said Otto Posen

and that all the proceedings in this case be recorded.

Judge of Probate.

No. _____ Page _____

The State of Alabama

County _____

PROBATE COURT.

ESTATE OF

Baker

Minor.....

**ORDER GRANTING LETTERS OF
GUARDIANSHIP.**

Made April 2nd 1923

J. L. L.

Judge of Probate.

W. D. L.

Recorded in _____ Record _____

Vol. _____ Page 23

Judge of Probate.

*Recorded in Probate
Minutes "Q" at page 19.*

14.12
STATE OF ~~ALABAMA~~ ~~COLORADO~~,
County of BALDWIN } SS. IN THE COUNTY COURT.

IN THE MATTER OF THE ESTATE OF
ROSA POSER, ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER, IRMGARD POSER,
ERNA POSER, ANNA POSER, and ALFRED POSER,
MINORS,

LEASE
Report of ~~SALE~~ of Real Estate.

The undersigned, Guardian ~~of~~ of the aforesaid estate of
the said Poser Minors
would hereby report that, by virtue of the decree heretofore entered in this Court in the above entitled
cause, he did, on the fourth day of February, A. D. 1927,
~~at Ouray in Ouray County, in the State of Colorado,~~
~~lease~~ the real estate described in said decree,
That ~~Ray Worley of Ouray County, Colorado, leased same for one year~~
~~at the annual rent of FOUR HUNDRED~~ DOLLARS,
~~a copy of said lease being hereto~~
~~attached and made a part hereof~~

And that said sum, so bid, as aforesaid, is fair the ~~value of~~ value of ~~the~~
cash rent under present conditions for said place ~~and the said~~ Ray Worley
of lease ~~leased~~ being the highest and best
bidder for said described real estate, the same was ~~to said bidder~~ at the sum aforesaid;
and that said bidder ~~will~~ pay to the undersigned on the day of said ~~approval by this~~
Honorable Court, the sum of Two hundred (\$200.) DOLLARS.
~~and give chattel mortgage on crop to secure payment of balance due~~

LEASE
That said ~~sale~~ was legally made and fairly conducted; that the sum bid was not disproportionate
to the value of ~~same~~; that a greater sum than above specified cannot be obtained; that in
making said ~~sale~~, the undersigned has in all respects complied with the law and orders of Court in relation
thereto; that the undersigned did not directly or indirectly ~~purchase~~ any part of the real estate so ~~leased~~,
and has no interest, direct or indirect, in any such ~~purchase~~ of said property or any part thereof.

All of which is respectfully submitted, this Fourth day of
February, A. D. 1927.

Otto Poser

Guardian

of the estate of the aforesaid Poser Minors

STATE OF COLORADO,
County of Ouray } SS. Otto Poser, Guardian, being
first duly sworn, upon oath doth depose and say that the foregoing report and the statements
therein contained are true.

Otto Poser
Guardian.

Subscribed and sworn to before me, this Fourth day of February, A. D. 1927.

My Commission Expires May 26, 1928

Notary Public.



No. _____
IN THE COUNTY COURT
County. _____

IN THE MATTER OF THE ESTATE OF

Report of Sale of Real Estate.

Filed this _____ day of _____
A. D. 19_____,
and Recorded in Book _____ Page _____
_____ of Probate Records.

CLERK.
By _____
DEPUTY.

COPY.

This Article of Agreement, Made and entered into by and between **OTTO POSER, GUARDIAN,** party of the first part, Lessor, and **RAY WORLEY** party of the second part, Lessee, witnesseth, that the said party of the first part has this day leased unto said party of the second part the following described premises, situated in the County of **OURAY** and State of **COLORADO** to-wit: **That certain ranch or farm commonly known as the Chas. Doels place, for a more perfect description of which reference is hereby made to Record Book 121, Page 82 of the official records in the office of the Clerk and Recorder of Ouray County, Colorado,**

together with all buildings and improvements on the same (except as hereinafter mentioned) for the term of year commencing on the **First** day of **April** 19 **28**, at the annual rent of **Four Hundred Dollars (\$400.00)** with one year renewal privilege /said (subject to conditions in Fourteenth lease hereof). The said renewal privilege must be exercised by second part on or before **January 1, 1928**. The said rent to be paid or delivered, as the case may be, as follows: **Two hundred (\$200.) Dollars when approved by the Probate Court of Baldwin County, Alabama, and Two Hundred (\$200.) on or before Jan. 1, 1928, evidenced by promissory note, secured by chattel mortgage on crops to be grown on said ranch.**

And the said party of the first part makes the following reservation, to-wit: **That second party shall not have privilege to renew lease if said ranch is sold during this term of lease.**

The said party of the second part, Lessee, agrees as follows:

- 1st. To thoroughly plow, cultivate and farm in farm-like manner all lands upon said premises not in tame or wild grass, or in timber.
- 2d. That **he** will use said premises as a **ranch or farm** and for no other purpose whatsoever, that especially will not let said premises or permit the same to be used for any unlawful business or purpose whatsoever.
- 3d. That **he** will not sell, assign, underlet or relinquish said premises without the written consent of the said party of the first part (Lessor), under the penalty of a forfeiture of all **his** rights under or by virtue of this Lease, at the election of said party of the first part.
- 4th. That **he** will guard said property, buildings, gates, fences, vines, shrubbery and orchard from all damages, that **he** will keep the buildings, glass, gates and fences in as good repair as the same now are, or may be at any time placed in by the said party of the first part (Lessor); that **he** will do no act whereby an insurance on buildings may be invalidated; that **he** will not remove, nor allow any other person to remove, from said premises any of the fences, buildings, trees, shrubbery or any of the improvements of any kind.
- 5th. That **he** will haul out all manure on said premises, in the summer and fall, and place it where the party of the first part desires. No furrows to be run so as to cause ditches to wash said premises, unless first having written consent of said party of the first part. That he will clean out and maintain in good repair, during the operation of this Lease, all ditches belonging or appertaining to the above described land.
- 6th. That **he** will well and seasonably put in and tend said crops; that **he** will have all small grain threshed by **Dec. 1, 1927** and corn husked and shelled by **Dec. 1, 1927**; and if not threshed or husked as stated, first party may proceed to do so after ten (10) days' notice to second party; and take enough of second party's grain to pay expense of such gathering or harvesting or threshing; that the tame or wild grass is to be well harvested and taken care of; that no young or growing timber is to be cut or used which is now growing on said premises; that no rails, boards or posts be used or appropriated as fuel or other purposes.
- 7th. That **he** accepts the fences upon said leased premises as they now are
- 8th. That at the expiration of this lease, or upon a breach by the said party of the second part of any of the covenants herein contained **he** will, without further notice of any kind, quit and surrender the possession and occupancy of said premises in as good condition as careful use and natural wear and decay thereof will permit.
- 9th. That all goods and chattels, or any other property used or kept on said premises, shall be held for the rent or damages under this Lease, whether exempt from execution or not, meaning or intending hereby to give the party of the first part a valid and first lien upon any and all goods and chattels, crops and other property belonging to said party of the second part.
- 10th. It is further agreed that second party is to work out the road tax for 19 **28** and send receipt for same to first party.
- 11th. It is further agreed

12th. That all payments from party of the second part shall become due and payable upon his forfeiture of said Lease, or his abandoning said premises, and if it becomes necessary for the first party to bring action at law to recover possession, damage or rent, party of the second part agrees to pay a reasonable attorney's fee therefor, and all costs attending the same.

13th. It is further agreed that in case the land described herein is sold or rented to another tenant for **128-29**, said tenant or buyer shall have the right to go on said land, make repairs, fall plow or sow wheat in the fall of 19 **28**.

14th. It is further understood and agreed that in case first party sells the property described herein before the **First** day of **January** 19 **28**, it or its assigns may declare this Lease void and of no effect, by giving second party notice of said sale before the **First** day of **January** 19 **28**, and paying second party **\$3.00** per acre for land plowed in the Fall of 1927 **174.11 per acre 184.11 per acre**

In Witness Whereof, The said parties have hereunto subscribed their names, and signed a duplicate, this **Fourth** day of **February** 19 **27**.

IN PRESENCE OF

R. J. Norpel

Ray Worley

Otto Poser, Guardian.

Seal

Seal

Seal

PERMISSION TO SUBLET

the Lessor named in the foregoing Lease, herewith authorize and permit the Lessee named in said Lease to sublet of the premises therein leased as follows:

the said Lessee being still holden responsible for the faithful performance and fulfillment of all the covenants and agreements in said Lease made by

DATED

19

STATE OF

County, ss.

A. D. 19

appeared

(Acknowledged)

Be It Remembered, That on the day of , before the undersigned, a Notary Public in and for said County, personally to me personally known to be the identical person whose name and acknowledged the instrument to be voluntary act and deed. Witness my hand and Notarial Seal the day and year last above written. My commission as Notary Public expires 19

NOTARY PUBLIC.

LEASE.

FROM

TO

NAME OF PLACE
STATE
COUNTY

Address
Commences 19
Expires 19

STATE OF
ss.
COUNTY

Filed for record 19

at o'clock M., in Book

Page of records.

RECORDED.

By DEPUTY.

WHEN RECORDED RETURN TO

Out West Printing and Stationery Co., Colorado Springs, Colo.

Filed in office of Judge
Rudolph E. Evans
on July 9th, 1927
W. M. Thompson
J. J. Roberts
J. J. H. H. H.

Report of Lessee

STATE OF COLORADO,
County of Ouray

} ss.
IN THE ~~COUNTY~~ District COURT.

IN THE MATTER OF THE ESTATE OF
Rosa Poser, Elizabeth Poser, Walter
Poser, Lucile Poser, Gertrude
Poser, Irmyard Poser, Erna Poser,
Anna Poser and Alfred Poser,
Minors

Affidavit for Service by Publication of
Notice of Hearing of Petition to
Sell Real Estate.

Otto Poser, being first
duly sworn upon oath, deposes and says that he is the Petitioner herein;
that the names and post office addresss of the person s who have not been or cannot be served
within the State of Colorado with Notice of Hearing of Petition to sell
Real Property or who have not accepted, waived or acknowledged service or appeared herein, are as
follows, to-wit:

NAME	POSTOFFICE ADDRESS. (If not known, write Unknown.)	REASON WHY NOT PERSONALLY SERVED.
Rosa Poser	Foley, Alabama	not in Colorado
Elizabeth Poser	Foley, Alabama	" " "
Walter Poser	Foley, Alabama	" " "
Lucile, also known as Lucine Poser	Foley, Alabama	" " "
Gertrude Poser	Foley, Alabama	" " "
Irmyard Poser	Foley, Alabama	" " "
Erna Poser	Foley, Alabama	" " "
Anna Poser	Wichita, Kansas	" " "
Alfred Poser	Foley, Alabama	" " "
Otto Poser, Guardian	All of said persons being minors, Foley, Alabama	not in Colorado,

That this Affidavit is made for the purpose of obtaining service by publication.

X

Subscribed and sworn to before me this _____ day of _____, A. D. 1928
My commission expires _____

NOTARY PUBLIC.

Estate of Charles F. Doelz Deceased.

LETTERS TESTAMENTARY.

STATE OF COLORADO, }
Ouray County. } ss.

In County Court, in Probate, March Term, A. D. 1921.

The People of the State of Colorado to all to whom these Presents shall come—GREETING:

KNOW YE, That whereas, Charles F. Doelz late of the
County of Ouray and State of Colorado, died on or about the 15th
day of January A. D. 1921, as it is said, after having duly made and published
his last will and testament, a copy whereof is hereunto annexed, leaving, at the time of his death,
property in this State, which may be lost, destroyed or diminished in value, if speedy care be not taken of
the same; and inasmuch as it appears that Grover C. Huffnagle

has been appointed Executor in and by the
last Will and Testament to execute the same:

Now, to the end that the said property may be preserved for those who shall appear to have a legal
right or interest therein, and that the said Will may be executed according to the request of the said
testator we do hereby authorize the said Grover C. Huffnagle

as such Executor, to collect and secure all and singular the goods and chattels, rights and credits,
which were of the said Charles F. Doelz at the time
of his decease, in whosoever hands or possession the same may be found in this State; and well
and truly to perform and fulfill all such duties as may be enjoined upon him by the said Will so far
as there shall be property, and the law shall charge him; and, in general, to do and perform all other
acts which now are or hereafter may be required of him by law.

WITNESS, Elza C. Mowry Judge of the
County Court of the said County of Ouray
at his office in Ouray this 21st
day of March A. D. 1921, and the seal of
said Court.

Elza C. Mowry
Judge of the County Court.

County Court.

ESTATE OF

Decased.

LETTERS TESTAMENTARY TO

Record....., Page.....

Order No.

Filed this 21st..... day of

March 1921. 189., and

Recorded in Book I Page 7

ELZA C. MOWRY

STATE OF COLORADO, } To the Judge of the County Court of Ouray
 County of Ouray } ss. County, March Term, A. D. 19 23

The undersigned, Grover C. Huffnagle, Executor
 of The Estate of Charles F. Doelz Deceased, would respectfully
 submit to the Court the following report of his acts and doings as such Executor
 from 19, to April 26th A. D. 19 23
He charge s himself with the following, to-wit:

DATE			ITEMS OF RECEIPTS	AMOUNT	TOTAL AMOUNT	
					Dollars	Cts.
Jan	5	1921	Cash on hand in Bank of Ridgway.	2078.60		
Feb	17	1921	Interest on Smith loan.	130.00		
Mch	8	1921	Cash on possession of deceased at death	44.94		
Mch	12	1921	Stringer interest.	87.52		
Mch	18	1921	Interest on Hull Bros mortgage.	66.50		
Mch	19	1921	Interest on Liberty Bonds.	42.50		
Apr	18	1921	Range sold to Joseph Smith	10.00		
Apr	18	1921	Seed, etc, sold to Otto Poser.	138.18		
Apr	18	1921	Interest on Liberty Bonds.	10.62		
Jun	30	1921	Interest on Liberty bonds.	71.25		
Sep	17	1921	Stringer note and interest.	287.52		
Sep	17	1921	Interest on Liberty bonds.	42.50		
Dec	2	01921	Interest on Liberty bonds.	81.88		
Dec	20	1921	Liberty bonds sold to Bank of Ridgway.	5414.10		
Jan	5	1922	Hull Bros Interest.	60.50		
Jan	6	1922	Mangelson note.	1000.00		
Jan	6	1922	Mangelson interest.	105.00		
Feb	7	1922	Hull Bros interest (balance).	6.00		
Feb	9	1922	Interest on McKean mortgage.	210.00		
Mch	3	1922	Interest on Beebe mortgage.	210.00		
Feb	24	1922	Interest on J. Smith mortgage.	130.00		
Mch	30	1922	Automobile sold to Daniel Quayle	200.00		
Apr	20	1922	Interest on Stringer mortgage.	80.50		
Jul	27	1922	J. H. Peterson on account interest.	113.52		
Dec	20	1922	Interest on McKean mortgage.	210.00		
Jan	1	1923	Mangelson note and interest.	534.00		
Jan	16	1923	Balance interest on McKean mortgage.	17.50		
Jan	25	1923	McKean note in full.	3000.00		
Feb	17	1923	Interest on Smith mortgage.	130.00		
Feb	24	1923	Drill sold to Frank Bapp.	10.00		
Feb	24	1923	Sale of end gate seeder.	2.00		
Mch	9	1923	Joseph Smith note in full.	2000.00		
Mch	21	1923	J. L. Beebe on account note.	500.00		
Mch	21	1923	Emma Quayle account sale of binder.	25.00		
Mch	21	1923	J. L. Beebe account note in full.	2000.00		
TOTAL AMOUNT OF MONEY RECEIVED OR COLLECTED,						

CONTRA.

He ask to be credited with the following sums paid out, as per receipts exhibited:

DATE			ITEMS PAID OUT	AMOUNT	TOTAL AMOUNT Dollars Cts.	
Feb	25	1921	Jas. H. Doran, undertaker.	351.50		
Feb	25	1921	Claim of M. J. Canavan & Son.	26.95		
Feb	25	1921	Ridgway Sun, Funeral & Probate Will notices.	25.19		
Feb	25	1921	Miscellaneous funeral expenses.	23.50		
Mar	5	1921	J. P. Carney, account taxes 1920.	72.46		
Mar	5	1921	Ouray County Court, account costs.	50.00		
Mar	5	1921	Sheriff's fees.	26.90		
Mar	7	1921	Eugene Bice, attesting Will	4.15		
Mar	14	1921	Income Tax	669.01		
Mar	19	1921	Premium on Surety Bond	160.00		
May	2	1921	Adjustment Day Notice (Ridgway Sun).	2.28		
May	6	1921	Catlin & Blake, claim.	55.70		
May	6	1921	Fields Bros Hdw Co, Claim.	100.00		
May	6	1921	J. H. Peterson, claim	113.52		
May	6	1921	R. Ochs, account assessment Mining Claims	67.37		
May	6	1921	Richard Whinnerah, claim.	13.00		
May	6	1921	Dr. C. V. Bates, claim	320.23		
May	6	1921	C. M. Stanwood, claim.	609.00		
May	6	1921	Ridgway Garage, claim.	15.00		
Aug	18	1921	Account 1921 Mining Claims assessment.	160.00		
Nov	5	1921	Otte-Peser-lean,-----	750.00		
Dec	19	1921	Ouray County Court, Order sell Liberty bonds.	6.60		
Jan	10	1922	State of Colorado, Inheritance Tax.	936.83		
Feb	6	1922	Recording Inheritance Tax Report	1.25		
Mar	24	1922	Premium on Surety Bond four months	35.56		
May	4	1922	County Court to apply on costs.	10.00		
May	4	1922	Executor account collections made.	148.52		
Jul	25	1922	Premium on Surety Bond.	71.11		
Sep	6	1922	Advancement to heir Isabel Weaver,-----	300.00		
Dec	7	1922	Ridgway Garage, trip to ranch.	2.50		
Dec	14	1922	Otte-Peser-taxes-fer-1921,-----	205.64		
Dec	20	1922	Ridgway Garage trip to Montrose.	16.50		
Feb	6	1923	Executor account collections made.	193.75		
Mar	20	1923	Ouray County Court, Costs.	25.00		
Apr	6	1923	Premium on Surety Bond to May 1st, 1923.	13.15		

Apr	9	1923	Advancement to heir Isabel Weaver.	200.00
Apr	9	1923	Ridgway Sun, Notice Final Settlement.	3.45
Apr	23	1923	Carroll M. Stanwood, 2 days appraising.	6.00
Apr	23	1923	F. B. Hockley, 2 days appraising.	6.00
Apr	23	1923	R. E. Israel, 2 days appraising & car hire.	14.00
"	26	1923	Ouray County Court Balance Costs & Recording Decree	7.72
"	26	1923	Grover C. Huffnagle. Executor Fees	2055.75

TOTAL AMOUNT PAID OUT,

RECAPITULATION

		Dollars	Cts.
Total Amount Received,	19050.13		
Total Amount Paid Out,	5819.45		
Balance Due,	13230.68		

... further reports that the debts and claims against said Estate have all been paid, leaving the above balance to be distributed between the heirs lawfully entitled thereto, as follows:

- To ----- widow of ----- Deceased. \$ -----

- To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

To ----- \$ -----

----- now moves the Court that he may be allowed to make distribution as above set forth, and having made and taken receipts therefor, and presented to this Court, asks to be discharged. All of which is respectfully submitted.

Grover C. Huffnagle, Executor
OF THE Estate of Charles F. Doelz DECEASED.

STATE OF COLORADO,
County of Ouray } ss.
of The Estate of Charles F. Doelz

Grover C. Huffnagle, Executor
Deceased, being duly sworn, says that the foregoing is a full and correct account of all his dealings and transactions, and of all moneys and effects received and paid out by him on account of the said Executor from to the 26th day of April A. D. 1923.

Grover C. Huffnagle, Executor
Subscribed and sworn to before me this 26th day of April A. D. 1923
Elza C. Mowry
Judge.

FINAL REPORT

OF THE ACCOUNT OF

of the

of DECEASED.

Filed the 26 day of

April A. D. 1923, and

Recorded in

of Reports, 11, Page 352

Elza C. Mowry

Clerk

Approved by me, this 26 day

of April A. D. 1923

Elza C. Mowry

Judge.

STATE OF COLORADO,)
 SS IN THE COUNTY COURT.
COUNTY OF OURAY.)

IN THE MATTER OF THE)
ESTATE OF CHARLES F.) STIPULATION
DOELZ, DECEASED.)

It is hereby stipulated and agreed by and between Isabel Weaver, Mrs. John Tickner, Marian Johnson, Bertha Poser, Martha Poser, Otto Poser, Edward Poser and Otto Poser, as Guardian of the nine children of said Otto Poser and Martha Poser, named as follows, towit: Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minors; Evelyn Moss, Margaret Moss and Mrs. Henry Jutten; all legatees under the will of Charles F. Doelz, deceased; That the executor of said estate, G. C. Huffnagle, be and he hereby is, authorized and directed to make settlement and payment of the specific legacies as provided by the Will of said Charles F. Doelz, deceased, as follows, towit:

One. That there be paid by said executor to the Judge of said County Court \$600. cash to be held by said Court for the use of the three brothers and three sisters of said Charles F. Doelz, deceased, residing in Germany, according to the terms and provisions of said will.

Two. That the said Executor pay to the said Court \$250. to be held by said Court and to be spent on the Cemetary lot of said Charles F. Doelz, deceased, as directed by said Will.

Three. That there be paid by said Executor to said Isabel Weaver, the sum of \$200. cash, being the balance due on her \$500. legacy.

Fourth: That there be paid to said Mrs. John Tickner the sum of \$500. cash, being the amount of her legacy.

Five. That there be paid by said executor to said Marian Johnson \$500. cash in payment of her legacy.

Six: That there be paid to Catlin & Catlin, attorneys at Law of Montrose, Colorado, the attorneys for said Bertha Poser, Otto Poser, Edward Poser, Martha Poser and Otto Poser as guardian of said minor children of said Otto Poser and Bertha Poser, for their use the sum of \$1800. cash; That the Peterson contract belonging to said estate be delivered to said Catlin & Catlin for the use of said Posers, valued for the purpose of settlement at \$10,500.; That there also be delivered to said Catlin & Catlin for the use of said Posers, the Smith note belonging to said estate, valued at \$2000; The Harrison Stringer note valued for the purpose of distribution at \$2000., and the Hull note valued at \$950. And that the said executor be credited on said legacies the sum of \$750. cash heretofore advanced to Otto Poser by said executor. The above cash and securities totaling \$18,000. the amount of the specific legacies to said Posers.

Seven: That said executor deliver to said Evelyn and Margaret Moss the McKean note of said estate, valued at \$3000. in full settlement of the legacies to said Evelyn and Margaret Moss.

Eight: That the said executor deliver to said Mrs. Henry Jutten, the Mangelson note belonging to said estate, valued at \$500. in settlement of her legacy.

It is Hereby Further Stipulated and Agreed, that the above settlement is only of the specific legacies of said estate, and does not cover the residuary legacies.

And it is Hereby Further Agreed that said executor shall at once dispose of all of the remaining property of said estate, and shall, as soon as same has been done, report same to Court and ask for distribution of same, according to said Will, and for final settlement of said estate.

It is Hereby Further Stipulated and Agreed, that at the time of the settlement of said Specific legacies under this stipulation, that the Court may authorize said executor to be paid his fees and commissions for services as such executor as authorized and provided by the statutes of the State of Colorado,

and that the same may be paid said executor in cash.

It is hereby further stipulated and agreed, that in case any of said above named notes and securities have been sold or paid to said executor, that the party or parties who were to receive same shall receive the equivalent of same to the amount of their specific legacy.

It is hereby Further Stipulated and Agreed, that in case it is determined that the \$205.64 taxes paid by said executor on the estate land should be chargeable to the Poser interests that said \$205.64 shall be deducted from said \$1800. cash to be paid to said Catlin and Catlin for said Posers.

It is hereby further Stipulated and agreed, that the above provided for settlement be made at once, and the Court is hereby requested to forthwith order said Executor to make settlement as above provided.

Bertha Poser.

Martha Poser.

Otto Poser
As Guardian

Otto Poser

Edwin F. Poser

STATE OF COLORADO,
County of Ouray.

KNOW ALL MEN BY THESE PRESENTS: That Otto Poser, Bertha Poser, Martha Poser, Edward Poser and Otto Poser, as Guardian of the nine children of said Otto Poser and Martha Poser, named as follows, to-wit: Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minors, do hereby make, nominate, and appoint F. D. Catlin, F. D. Catlin Jr. and H. W. Catlin, constituting the firm of Catlin & Catlin, Attorneys at Law of Montrose, Colorado, or any one of said members of said firm, their attorneys, with full power and authority to represent them in the matter of the estate of Charles F. Doelz, deceased, and do hereby authorize and empower said attorneys or any of them, to execute the receipts, acquitances, and other papers necessary for the settlement and winding up of said estate as fully and effectually as they, the parties above named, could do in their own proper person if present.

IN WITNESS WHEREOF, they have hereunto set their hands this 7th day of April, A. D. 1923.

Bertha Poser

Martha Poser

Edward F. Poser

Otto Poser

As Guardian for the above named
minors.

Otto Poser

IN THE COUNTY COURT.

RECEIPT.

— — — — —

Also check payable to Catlin & Catlin for \$3003.64 and due bills against the Poser interest in said Estate in the amount of \$955.64. (\$750.00 Note of Otto Poser, and Ouray County Treasurer receipt for \$205.64 for payment of taxes on Otto Poser Log Hill Mesa Property.)

Dated at Ouray, Colorado, this 26th day of April, 1923.

Catlin & Catlin
Attorneys for Poser Interests.

COUNTY COURT
OURAY COUNTY

Filed 4/6/ 1923

Elza C. Mowry.
Ex-Officio Clerk

STATE OF COLORADO.)

SS.

IN THE COUNTY COURT, IN PROBATE.

IN THE MATTER OF THE ESTATE OF
CHARLES F. DOELZ, Deceased.

SUPPLEMENTAL DECREE OF FINAL
SETTLEMENT.

This matter coming on further to be heard by the Court relative to an interpretation of the distribution under the fifth and residuary clauses of the will herein, present Catlin & Catlin representing the Poser interests, J.P. Carney as Guardian Ad Litem of the Moss and Johnson interests and L. J. Stark, Esq., appearing by brief and on behalf of one Hulda Stein, the only surviving sister mentioned in said fifth paragraph of the will. And the Court having examined the documents, record and files herein and having considered the evidence and law produced doth find: That testator in his said fifth paragraph of the will intended to and did bequeathed to his said sisters and brothers individually and not as a class; that the three brothers and two of the sisters set forth in said fifth paragraph predeceased testator and were dead at the time of the making of the will and that Hulda Stein, is the only survivor of said relations mentioned in said fifth paragraph; that it was the intention of said testator to provide for all of the living survivors of himself, share and share alike, in the residuary clause of his will; that there were him surviving, and in being at the time of the making of his will, nineteen legatee and/or devisees under the will and that there are nineteen portions to be provided for by the residuary clause; that there is to be distributed under the residuary clause of the will the sum of \$3405.68, which sum included the sum of \$500 that lapsed under the fifth clause of the will; that it appears from the evidence of the scrivener who drew the will and the evidence of the witnesses thereto that testator only intended to provide for those legatees and/or devisees who were in being at the time of his death and that he had not for years heard from his relatives in Germany and due to war conditions was unable to obtain any trace of them but, laboring under the impression that he had to provide for every heir-at-law or the will would be void, so provided.

WHEREFORE IT IS ORDERED, ADJUDGED AND DECREED, that there be paid to said Hulda Stein the sum of \$100 under said will provided and set forth in the fifth paragraph of the will; that the remainder set aside under said paragraph be and the same is considered as a part of the residuary of the estate and as such to be divided; that there are nineteen entitled to share in the residuary estate and there being the sum of \$3405.68 to be divided under this part of the estate, or the sum of \$179.24, that each beneficiary be forthwith paid the sum of \$179.24; that the fifth paragraph of the will is a gift individually and not a gift as a class and that the three brothers and two sisters therein provided for having been dead long before the making of the will their interests lapsed;

Further ordered that upon the filing of proper receipts for the said payments aforesaid that said estate be finally closed.

Done in open Court this 30th day of September, A. D. 1924.

Elza C. Mowry
Judge.

STATE OF COLORADO, }

County of Ouray } ss.

I, Eula Norpel

Clerk of the County Court, in and for said County, in the State aforesaid, do hereby certify the foregoing to be a true, perfect and complete copy of—

1. Letters Testamentary.

4. Power of Attorney to Catlin

2. Final Report

for Poser Interests.

5. Two supplemental Decrees

3. Stipulation

6. Catlins Receipt to Executor

In the Matter of the Estate of Charles F. Doelz, Deceased. Case No. 697.
IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed

the seal of said Court, at my office in Ouray, Colorado

this 2nd day of March A. D. 1931

Eula Norpel
Clerk.

STATE OF COLORADO, }

County of Ouray } ss.

I, R. J. Norpel

Judge of the County Court of Ouray County, of the State of Colorado, do hereby certify that Eula Norpel whose name is subscribed to the foregoing Certificate of Attestation, now is, and was, at the time of signing and sealing the same, Clerk of the County Court of Ouray County aforesaid, and keeper of the Records and Seal thereof, duly appointed and qualified to office; that full faith and credit are and of right ought to be given to all of his official acts as such, in all Courts of Record and elsewhere; and that his said attestation is in due form of law, and by the proper officer.

Given under my hand and seal this 2nd day of March

A. D. 1931.

R. J. Norpel



STATE OF COLORADO, }

County of Ouray } ss.

I, Eula Norpel

Clerk of the County Court, in and for said County in the State aforesaid, do hereby certify that R. J. Norpel whose genuine signature is appended to the foregoing certificate, was, at the time of signing the same, Judge of the County Court of Ouray County, of the State of Colorado, duly commissioned and qualified; that full faith and credit are and of right ought to be given to all his official acts as such, in all Courts of Record and elsewhere.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed

the seal of said Court, at my office in Ouray, Colorado

this 2nd day of March A. D. 1931.

Eula Norpel
Clerk.

State of Colorado,)
County of Ouray,) ss. IN THE COUNTY COURT IN PROBATE.

IN THE MATTER OF THE ESTATE OF)
CHARLES F. DOELZ, deceased.) : SUPPLEMENTAL DECREE OF FINAL SETTLEMENT.

Now on this tenth day of August, A.D. 1925 this matter comes on for hearing upon the petition of Elza C. Mowry, Trustee of the Trust funds set aside under the fifth paragraph of the will aforesaid, for final distribution and his discharge of duty.

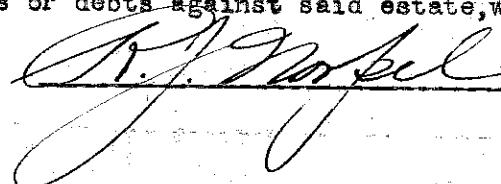
Also now comes Otto Poser, devisee under the first clause of the Will of said deceased, and shows the Court that the previous Judge of this Honorable Court failed to decree to said Otto Poser all of the adjudicated water, water rights, ditch, flumes and ditch rights which by implication should pass to him under the said clause of the will, and prays that the Court adjudge him the owner of said water, etc., by its decree.

And it appearing to the Court that but one of the deceased's "brothers and sisters living in Germany" is entitled to inherit under said fifth paragraph of the will and that the said decree heretofore made declaring the other portions set aside under said provision have lapsed into the residuary of said estate, and said finding has been accepted as final by the German Consul of San Francisco, the duly qualified agent of said foreign heirs, and that the order of the court aforesaid is not to be appealed from; that there is left in said trustee's hands, for distribution among the eighteen heirs provided for in said residuary clause the sum of \$1047.18.

Wherefore, IT IS ORDERED, ADJUDGED AND DECREED THAT SAID TRUSTEE pay forthwith to the following named heirs, lawfully entitled to share under the residuary clause of the deceased's will, the sum of \$58.17 each, to wit: Otto Poser, Bertha Poser, Martha Poser, Edward Poser, Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, Alfred Poser, Evelyn Moss, Margaret Moss, Marian Johnson, Isabel Weaver and Mrs. Henry Jutten; and upon his filing of receipts for same that said trusteeship be dissolved, and the estate closed as to the Trusteeship. That the sum of twelve cents be allowed said Trustee for mailing of said funds aforesaid and in order that equal distributions be made.

IT IS FURTHER FOUND, ORDERED, ADJUDGED AND DECREED That Otto Poser be, and he is hereby given all of the water, water rights, ditches, ditch-rights, flumes, and flume-rights, heretofore adjudicated and now ^{adjudicated and} belonging to the said real estate willed to said Otto Poser by the first clause of the Will of said deceased; To have and to hold said adjudicated water and water rights ditch and ditch-rights, flume and flume-rights as his sole and absolute property in fee and forever, free from any claims or debts against said estate, whatsoever.

Done in open Court.

 Judge.

State of Colorado,)
County of Ouray,) ss.

I, R.J. Norpel, Judge and Ex-officio Clerk of the County Court within and for the County and State aforesaid, do hereby certify the above and foregoing to be a true, perfect and complete copy of said Supplemental Decree of Final Settlement duly made and entered in said estate, as appears from the records and files in this Court remaining.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Court at my office in the Court house in Ouray in said County and State this twelfth day of September, A.D. 1925.


Judge and Ex-officio Clerk of the County Court.

73427

Curry County Court

Charles F. Hasty - et

STATE OF COLORADO,
County of Curry.

Filed for record at 10:25 o'clock

AM. Sept 14 1925

and duly recorded in Book 114

Page 549-550

Recorded

By Deputy

15694

COMPARED

Handwritten

RETURN RECEIPT

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

Shelton Henderson

(Signature of Recipient)

Ch. Reed

(Signature of Postmaster)

Date of delivery *11*

Form 3514

U. S. GOVERNMENT PRINTING OFFICE: 1922

17-3113

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 783

INSURED PARCEL

No. _____

PERMIT FOR PRIVATE USE TO WHICH NO POSTAGE IS DUE



Return to GP Humphreys

NAME OF SENDER

Street and Number
or Post Office Box _____

Post Office at _____

RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the material
whereof of which appears in the list of Post Office

.....
(Signature of owner of article)

.....
(Signature of Postmaster)

Office of Postmaster

Post Office

Postmaster General

Post Office

THE UNITED STATES OF AMERICA
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
No. 12
PRIVATE LANDS

1937 1000
COWLEY, MONTANA
COUNTY OF DEER
STATE OF MONTANA

Revised
Survey of Lands

Rose Poser, Elizabeth Poser, walter Poser,	!	
Lucille Poser, Gertrude Poser, Armyard Poser,	:	In the Probate Court
Erna Poser, Anna Poser and Alfred Poser,	:	of Baldwin County, Ala.
GUARDIANSHIP OF.	!	July 30th, 1929.

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this Court on the 15th day of December, A.D., 1929, for the removal of Otto Poser as the guardian in this Court of Rosa Poser, Elizabeth Poser, walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing.

It is ordered by the Court, that said hearing be continued to August 28th, A.D., 1929, by consent.

J. W. Humphreys
 Judge of Probate.
by J. S. K... ..

BY SAID JUDGE OF PROBATE
 JUDGE OF BALDWIN COUNTY

G. L. LAMBERT, JUDGE

OFFICE OF

L. A. EASTERLY, CLERK

JUDGE OF PROBATE COURT

BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

Carlineville

7/29/99

Recorded in
Probate Minutes
at Ocho 146

15-

Rosa Poser, Elizabeth Poser, walter Poser,
Lucile Poser, Gertrude Poser, Irmyard Poser,
Erna Poser, Anna Poser and Aftred Poser.

GUARDIANSHIP OF

In the Probate Court
of Baldwin county, Ala.
May 21st, AD., 1929

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing.

It is ordered by the Court, that said hearing be continued to June 26th, A.D., 1929, by consent.

W. H. Humphreys
Judge of Probate Court.

Ray H. Hester, Clerk

Continued

5/21/24

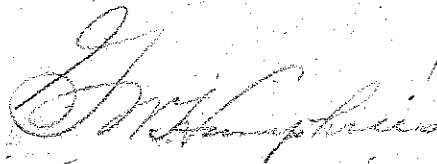
Recorded in
Probate Court
Page 113

Rosa Poser, et als, minors, |
Guardianship of. |

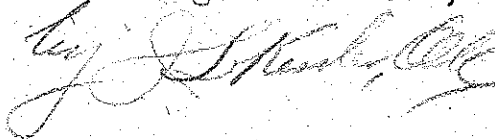
In the Probate Court of Baldwin
County, Alabama,
November 12th, 1928.

This being the day appointed by continuance for Otto Poser, as
the Guardian in this Court of the above named minor, to file, his
accounts and vouchers for a final settlement of his guardianship.
And it appearing to the court that it will ^{be} to the interest of the
Estate of said minors, that a continuance of this cause be granted.

It is therefore ordered by the Court, that this settlement be
continued to December 12th, 1928.



Judge of Probate,



Calvin

11/1/28

Handwritten
C. 11/1/28 - 11/1/28

Handwritten
C. 11/1/28 - 11/1/28

Rosa Poser, et als, minors, | In the Probate Court of Baldwin
 | county, Alabama,
Estate of | December 11th, 1928.

In the matter of the guardianship of said minors:

Comes Erna Holman, formerly Erna Poser and files in Court
the following motion, ~~viz~~:

"Probate Court, Baldwin County, Alabama.

In the matter of the Estate of Rosa Poser, a minor, etal.

Comes Mrs Erna Holman and moves the Court to dismiss her
petition to remove Otto Poser as guardian of the said minors with-
out prejudice.

Henry D Moore, Atty for
Erna Holman, etal."

And after due consideration of said motion, by the Court,
and being of the opinion that said motion will be well taken and
that said motion should be granted:

It is therefore ordered and adjudged by the Court, that
said motion be and the same hereby is granted, and the said pe-
tition of said Erna Holman, formerly Erna Poser to remove Otto
Poser as the guardian of said minors, filed in this Court July
14th, 1928, ~~and~~ and the same is hereby dismissed.

Judge of Probate.

Under Granting
Mileage to New York

Patience & Henry

Summers

(17/11/28)

Received from
Patience & Henry
of Rogers Co

Rosa Poser, et al, minors.

vs.

Otto Poser.

in the Probate Court of Baldwin
county, Ala.,
June 13th, 1930.

Testimony of J.H.Peterson in the matter of the removal of
Guardian of Rosa Poser, et al, minors, received and filed this
13th day of June, A.D., 1930.

It is ordered by the Court that said deposition be filed
and the same is hereby ordered published this 13th day of June,
A.D., 1930.

Judge of Probate Court,

By

clk.

Letter on
Publishing Stationery

6/13/30

Received in
Public's Office
of the State of
Illinois

13

Rosa Poser, Elizabeth Poser, Walter Poser, |
Lucile Poser, Gertrude Poser, Irmyard Poser, : In the Probate Court
Erna Poser, Anna Poser and Alfred Poser, : of Baldwin County, Ala.
 GUARDIANSHIP OF. | February 14th, 1929

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing

It is ordered by the Court that said hearing be continued to Tuesday, March 19th, A.D., 1929.

Judge of Probate.

Continued

03/14/09

Recorded in
Product Memo
Page 85

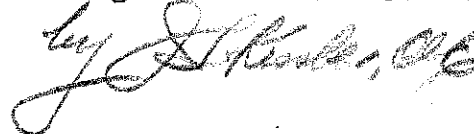
Rose Poser, Elisabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Armyard Poser,
Erna Poser, Anna Poser and Alfred Poser,
Minors,
Estate of.

! :
: in the Probate Court
: Baldwin county, Ala.,
: September 4th, 1930.
!

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this Court on the 15th day of December, A.D., 1928, for the removal of Otto Poser, as the guardian in this court of Rose Poser, Elisabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petitioner not being ready for the hearing on this date.

It is ordered by the court, that said hearing be continued to October 10th, 1930.


Judge of Probate Court.



Continued

9/4/30

Received in Ontario
Minted K & P
386

IN THE PROBATE COURT OF BALDWIN COUNTY,
ALABAMA.

IN RE OTTO POSER AS GUARDIAN
of Rosa Poser, Elizabeth Poser,
Walter Poser, Lucille Poser,
Gertrude Poser, Irmyard Poser,
Erna Poser, Anna Poser, Alfred
Poser, Minors.

DEPOSITION OF HENRY W. CATLIN

*Filed in office of George
H. Probst, Clerk of Probate Court
at New Orleans, La.
April 29, 1931
By George H. Probst, Clerk
of Probate Court*

Mon. G. W. Humphries,
Judge of the Probate Court,
Bay Minette, Alabama.

LOS ANGELES, CALIF.
APR 25
3 30 PM
ARCADE



Myrtle M. Reeder

Myrtle M. Reeder

Myrtle M. Reeder

Myrtle M. Reeder

In the matter of the Guardianship
of Rosa Poser, Elizabeth Poser,
Walter Poser, Lucile Poser, Ger-
trude Poser, Irmgard Poser, Erna
Poser, Anna Poser and Alfred Poser,

Minors.

In the Probate Court of
Baldwin County, Alabama,
June 8th, 1931.

In the matter of the application for removal of Otto Poser as
Guardian of the Estate of said minors and final settlement of his
guardianship administration:-

The 27th day of May, A.D., 1931, having been regularly ap-
pointed by a former order of the Court, made and entered in the
premises on the 30th day of April, A.D., 1931, and for good cause
shown continued from May 27th, 1931, to this day, June 8th, 1931; and
now on this day the petitioner in this cause appearing in person and
by attorney, and attorneys for the sureties on bonds of guardian
being present in Court, and also comes J.B. Blackburn, Esq., General
Guardian ad litem for Baldwin County, Alabama, heretofore duly ap-
pointed by an order of the Court under authority given by an Act
of the Legislature of Alabama of 1931, who now consents in writing
to act as such guardian ad litem for Rosa Poser, Elizabeth Poser,
Lucy Poser and Walter Poser, the only minors concerned in this pro-
ceeding and settlement, and files in Court his consent to act as
such guardian ad litem; the said Blackburn being an attorney-at-law
practicing in this Court not related by blood or marriage to the
fourth degree to the petitioner in this cause, or to her attorney;
to the defendant or to the attorneys for defendant's surety, or to
the Judge or Clerk of this Court, or to anyone concerned in this
proceeding and settlement; the said Otto Poser, former guardian of
said minors, removed as such guardian by an order of this Court made
and entered in the premises, April 30th, 1931, not appearing in
person or by attorney, the Court proceeds to the hearing of said
cause and the matter of settlement of his administration of said
estate. And it appearing to the Court, that notice of this proceed-
ing and of the date set for filing his accounts and vouchers for
making a final settlement of his guardianship administration, was
given to the defendant, Otto Poser, who it is determined is a non-
resident of Baldwin County, Alabama, and his whereabouts is unknown,
and to all other persons concerned in this settlement, by publica-
tion for three successive weeks in the Baldwin Times, a newspaper
regularly published in Baldwin county, Alabama. And it further ap-
pearing to the Court that said Otto Poser, or anyone representing
him in this cause, having failed to file his accounts and vouchers
for a final settlement of his guardianship administration of said
minors, the Court now proceeds to hear evidence submitted by peti-
tioner, and from other evidence adduced in open Court and from mater-
ials on file and of record in this cause, has stated the accounts of
said guardian, and the sureties on his official bond, as such guar-
dian, which account is as follows:

Receipts:

May, 1923---Cash (check) received by Messrs Catlin & Catlin
attorneys, from Grover C. Huffnagle, as
Executor of Est. of Chas. F. Doelz, Decd., and
paid to Otto Poser, as Guardian of said minors---\$ 2089.63

April 26, 1923--Contract and notes of H.J. Peterson, turned
over to Otto Poser, as guardian of said minors
by Catlin & Catlin, Attorneys-----\$10500.00

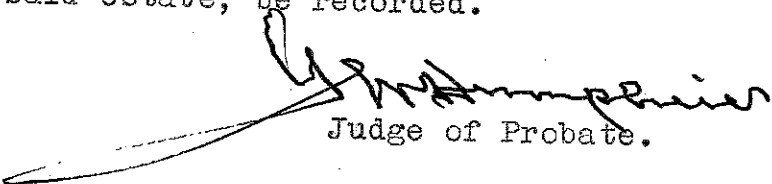
Oct. 6, 1923--Amount paid to Messrs Catlin & Catline and
paid over to Otto Poser, Guardian to apply on
purchase price of ranch belonging to said
Poser minors-----\$ 500.00

July, 1924--Amount paid in cash by Caesar Berta to Messrs Catlin & Catlin, as interest on note for sale of land sold belonging to Estate of said minors and paid over to Otto Poser, as Guardian for said minors-----	\$ 1500.00
July 2, 1924--Amount paid in cash by Caesar Berta to Messrs Catlin & Catlin on note given for purchase of land sold belonging to Estate of said minors and paid over to Otto Poser, as Guardian for said minors-----	\$ 60.00
Jan, 1925--Amount paid in cash by Caesar Berta to Messrs Catlin & Catlin as interest on his note for the purchase of land belonging to Estate of said minors, and paid over to Otto Poser, as Guardian for said minors-----	\$ 69.66
Feb, 1927-- Cash paid to Otto Poser, as guardian of Poser minors by Ray Worley, for $\frac{1}{2}$ years rent of ranch in Colorado, belonging to Estate of Poser minors-----	\$ 200.00
--Cash paid to Otto Poser, as guardian of Poser minors by Ray Worley, for last $\frac{1}{2}$ of 1st years rent of ranch in Colorado, belonging to estate of Poser minors-----	\$ 200.00
--Cash paid to Otto Poser, as Guardian of Poser minors by Roy Worley, for $\frac{1}{2}$ of 2nd years rent of ranch in Colorado, belonging to Estate of Poser minors-----	\$ 200.00
<hr/>	
Total receipts-----	\$ 15319.29

Disbursements:
None.

It is ordered, adjudged and decreed by the Court that the 7th day of July, A.D., 1931, be and it is appointed a day for passing and allowing said account, and that notice of the date set for the further consideration and passing of said account, as stated above, against said Otto Poser, as Guardian of said minors, be given by advertisement for three successive weeks in the Baldwin Times, a newspaper regularly published in this County.

It is further ordered that all accounts, vouchers, evidences and statements on file relating to this settlement and all other papers on file respecting said estate, be recorded.


Judge of Probate.

H. PILLANS, COUNSEL

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

FALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

January 15, 1929.

Hon. G. W. Humphries,
Judge of Probate,
Bay Minette, Alabama.

Dear Sir:-

RE: POSER MINORS.
Our File No. 6135.

Mr. Henry D. Moorer has telephoned us that he will have this case, which is set before you for tomorrow morning, continued for thirty days, and that it will, therefore, not be necessary for us to be present. Just as soon as a day is named for the hearing, will you kindly so inform us?

Thanking you in advance for the courtesy, we are

Very truly yours,

PILLANS, COWLEY & GRESHAM,

Per *William Cowley*

The above named case has been continued

WC:T

Catlin & Catlin
Attorneys at Law.

F. D. Catlin
F. D. Catlin, Jr.
H. W. Catlin,

Montrose, Colorado, Dec. 28, 1923.

Judge of Court of Probate,
Bay Minette, Baldwin County,
Alabama.

Dear Sir:- In Re - Estate Rosa Poser, et al. Minors.

As you have probably been informed Mr. Otto Poser Guardian of his nine minor children appointed in your Court has started proceedings in Colorado to dispose of the real property in Colorado awarded to them by the Ouray County Court in the matter of the Estate of Charles F. Doelz, deceased. We have a special statute in our state for such proceedings, which reads as follows, to-wit:

5328. NON - RESIDENT GUARDIAN MAY PETITION DISTRICT OR COUNTY COURT TO SELL -- LETTERS AND BOND FILED. Sec. 178. When any person residing in any other state or territory of the United States, shall have been, or may hereafter be, appointed guardian in the state or territory in which such person resides, of any infant or other person owning real estate within this state, not having a guardian in this state, it shall be lawful for every such guardian to file his petition in the county or district court of the county in which such real property, or the major part thereof, may lie, for sale of said real property, for the purpose of investing the proceeds in such manner as the court appointing such guardian may direct, or for the purpose of educating and supporting such infant, or other person, under guardianship; and the said county or district court is hereby authorized and empowered to order a sale of such real property, conformable to the prayer of such petition; Provided, that every such guardian applying for such sale, shall file with his petition an authenticated copy of his letters of guardianship; and no order for a sale shall be made under said petition until said guardian shall have executed a bond, in accordance with the laws of the state where he is appointed, to be approved by the proper court having probate jurisdiction in such state, for the due and faithful application of the proceeds of such sale. An authenticated copy of such bond and the approval thereof, shall be deemed and taken by the

Catlin & Catlin
Attorneys at Law.

F. D. Catlin,
F. D. Catlin, Jr.
H. W. Catlin,

Montrose, Colorado,

county or district court as sufficient evidence of the execution and approval of the same. (L.'03, p. 515, Sec. 118; R. S. '08, Sec. 7194.)

Sec. 5328 1921 Compiled Laws Colorado.

Mr. Poser had a copy of his letters of Guardianship from your Court and the District Court here accepted same, but it is deemed best inasmuch as this involves title to real property that we file a certified copy of his letters of Guardianship and we will therefore ask that you prepare and send us such certified copy. If you so wish you may send us your bill for such copy and copy of bond required by above quoted statute and we will remit or you may see Mr. Poser and have him pay you.

Now as to the bond on sale of real estate. For a Resident guardian in this state a special bond on sale of real estate is required, however, this may not be the case in your State and the original bond or additional or amended bond may be required. So that you may know what you will require under your laws we are enclosing a copy of the petition to sell real estate in our District Court together with copy of notice of such sale set for Feb. 1, 1924.

If the bond Mr. Poser has already filed is sufficient under your statutes we will ask that you make us a certified copy of same together with the approval thereof and attach a further certificate that same meets the requirements of your State on sale of real estate of Minors Estates. If a further bond is required we will ask that you kindly get in touch with Mr. Poser and have such further bond executed and a certified copy sent us at your very earliest convenience so that we may have it here in plenty of time for the hearing.

If any further information is desired please advise.

HWC.C

Yours truly,

Catlin + Catlin

After 5 days, return to
BANK OF RIDGWAY,
RIDGWAY, Ouray Co., COLO.



Hon. G. W. Humphries
Judge of Probate Court of Baldwin
County
Bay Minette
Alabama

BAY MINETTE, ALA.

M G. W. Humphries - Judge Probate.

THE BALDWIN TIMES

NOTICE TO NON-RESIDENT

Notice is hereby given to Otto Poser whose postoffice address is unknown, and to all others concerned in the following proceedings in the Probate Court of Baldwin County, Alabama: State of Alabama, Baldwin County, Probate Court.

In the matter of the guardianship estate of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors:

Notice is hereby given that upon the failure of Otto Poser, as the Guardian of estate of above named minors to file his accounts and vouchers for a final settlement of his said administration, the Court on the 8th day of June, A. D., 1931, after hearing evidence, and from materials on file and of record in this Court, stated the account against said Guardian, charging such guardian wherewith he is by law chargeable, and crediting him wherewith by law he should be credited, and that the Court has appointed the 7th day of July, A.D., 1931, a day for further consideration and for allowance and

D IN THE LAND OF THE GOLDEN SATSUMA

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

vs Est. of Otto Poser.

June 11, 1931.

212 words @ $3\frac{1}{2}$

742

BAY MINETTE, ALA.

1/2/29

M Estate of Posner

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

To Attached Notice Run 12/20-27-1/3 - 160 words 3 1/2

560

Received in
Office 1/2/29

Recd 1/2/28

BAY MINETTE, ALA.

10/1/28

M Estate of Posner

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

To Attached Notice Run 9/13-20-27 - 189 words 3 1/2

662 L

5-20-64

M. J. H. M.

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

Handwritten: *Frank Norton*

Run 2000

✓

Published Every Thursday

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail
Editor and Proprietor

NOTICE TO NON-RESIDENT

Notice is hereby given to Otto Poser whose postoffice address is unknown, and to all others concerned in the following proceedings in the Probate Court of Baldwin County, Alabama: State of Alabama, Baldwin County, Probate Court.

In the matter of the guardianship estate of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, and Alfred Poser, minors:

Notice is hereby given that upon the failure of Otto Poser, as the Guardian of estate of above named minors to file his accounts and vouchers for a final settlement of his said administration, the Court on the 8th day of June, A. D. 1931 after hearing evidence, and from materials on file and of record in this Court, stated the account against said Guardian, charging such guardian wherewith he is by law chargeable and crediting him wherewith by law he should be credited, and that the Court has appointed the 7th day of July, A. D. 1931, a day for further consideration and for allowance and passing of same, at which time all persons interested may appear at my office in Bay Minette, Alabama, and contest the same, should they think proper to do so.

G. W. HUMPHRIES, Judge
of Probate Court, 1931.

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Mr. R. B. Vail, being duly sworn, deposes and says that he is
asst. the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of

Otto Poser.

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

Date of first publication	<i>June 11 - 1931</i>	Vol. <i>42</i>	No. <i>19</i>
Date of second publication	<i>June 18 - 1931</i>	Vol.	No. <i>20</i>
Date of third publication	<i>June 25 - 1931</i>	Vol.	No. <i>21</i>
Date of fourth publication	.....	Vol.	No.

Subscribed and sworn before the undersigned this *7th* day of

July 1931

G. W. Humphries
Clerk Circuit Court

Mr. R. B. Vail
asst. Publisher

STATE OF COLORADO,)
COUNTY OF OURAY.)

SS.

IN THE COUNTY COURT, IN PROBATE.
No. 697.

IN THE MATTER OF THE ESTATE OF)

CHARLES F. DOELZ, DECEASED.)

ORDER ADMITTING WILL TO PROBATE.

Now on this day come Grover C. Huffnagle, Roy Laird, J. P. Carney, Otto Poser, Mrs. J. L. Beebe, Mr. J. L. Beebe, Mrs. John Tickner and Mrs. Henry Jutten; and thereupon, the petition as prescribed by law coming on to be heard for the probate of the instrument of writing heretofiled in this Court, purporting to be the Last Will and Testament of the said deceased; and it appearing to the Court that on or about the 15th day of January, A. D. 1921 Charles F. Doelz, late of Ridgway, Ouray County, Colorado, departed this life, leaving a writing purporting to be his Last Will and Testament, and having at the time of his decease real or personal property in the County of Ouray; and it appearing to the Court that heretofore, on to-wit: the 26th day of January, A. D. 1921, the said instrument of writing, together with a petition for the probate and record thereof, were filed in this Court, and that citation duly issued to the heirs at law, legatees and devisees and guardian ad litem appointed by the Court for the minors herein, and that citations were duly served, as evidenced by the returns thereon and by the affidavit of the publisher of the The Ridgway Sun as provided by law; and it further appearing that the said writing purporting to be a will, bears date the 15th day of December, A. D. 1920, and is signed by Eugene Bice and Carroll M. Stanwood, as subscribing witnesses thereto; and it appearing from the testimony of the said aforesaid attesting witnesses, introduced in open Court that they and each of them subscribed their names to the said instrument as attesting witnesses thereof at the request of the said Charles F. Doelz, the said testator, and in his presence and in the presence of each other, and that the said testator then and there subscribed his name to the said instrument in their presence and declared or acknowledged the same to be his Last Will and Testament; and that the said testator at the time of the execution as aforesaid, was of full age, of sound mind and memory and under no constraint.

NOW, THEREFORE, No one objecting to the validity or legality of the said instrument, and the Court being sufficiently advised in the premises, do find that the said will now in evidence before this Court was duly executed and attested as required by law, and that Charles F. Doelz, the said testator, at the time of executing the same, was of full age, of sound mind and memory, and under no constraint, and that deceased was, at the time of death a resident of, and had real or personal property in the County of Ouray and State of Colorado, wherefore, it is

ORDERED, that the said instrument of writing be and hereby is admitted, received and deemed as and for the true Last Will and Testament of the said Charles F. Doelz, deceased; and it further appearing to the Court that the said testator named Grover C. Huffnagle of Ridgway, Colorado as executor thereof and no one objecting thereto, and the Court being sufficiently advised in the premises, it is

ORDERED that Grover C. Huffnagle of Ridgway, Colorado be and he hereby is appointed executor of the last will and testament of the said Charles F. Doelz, deceased, upon filing his bond in the penal sum and amount of Fifty Thousand and no/100 Dollars and taking the oath as prescribed by Statute;



IN OPEN COURT this 5th day of March, A. D. 1921.

Eugene C. Mowry Judge.

I, Karl Franz (or Charles F) Doelz, (being one and the same) of the Town of Ridgway, County of Ouray, State of Colorado, being in good health of body, and of sound and disposing mind and memory, and being desirous of settling my worldly affairs while I have strength and capacity so to do, do make, publish, and declare this my last Will and Testament, that is to say:

FIRST. I FIVE and bequeath to my nephew, Otto Poser (who now lives at Foley, Baldwin County, Alabama) all of my Log Hill Land, together with machinery and lumber belonging to same.

SECOND: To my sister, Bertha Poser, I give and bequeath the sum of Fifteen Hundred Dollars.

THIRD: To my niece, Martha Poser, (wife of Otto Poser) I give and bequeath the sum of Fifteen hundred dollars.

FOURTH: To each of the ten children of Otto and Martha Poser, I give and bequeath the sum of Fifteen hundred dollars each.

FIFTH: To each of my three brothers and three sisters living in Germany, I give and bequeath the sum of One hundred dollars each.

SIXTH: To Evelyn and Margaret Moss, I give and bequeath the sum of Fifteen hundred dollars each.

SEVENTH: To Marian Johnson, I give and bequeath the sum of Five hundred dollars.

EIGHTH: To Mrs. John Tickner, I give and bequeath the sum of Five hundred dollars.

NINTH. To Mrs. Henry Jutten, I give and bequeath the sum of Five hundred dollars.

TENTH: To Isabel Weaver, (daughter of Frank Weaver) I give and bequeath the sum of Five hundred dollars.

ELEVENTH: To J. L. Beebe and wife, I give and bequeath the sum of Five hundred dollars, providing, they complete paying for the farm which I sold them just north of the Town of Ouray, Colorado.

TWELFTH: Two hundred and fifty dollars is to be used for buying a lot and improving same in the Cedar Hill Cemetery where my remains shall be buried.

And lastly, after deducting all funeral and other expenses, the rest, residue, and remainder of my personal estate is to be equally divided between the above heirs and beneficiaries, SAVE AND EXCEPT Mrs. John Tickner, and J. L. Beebe and wife.

I hereby appoint Grover C. Huffnagle the sole executor of this, my last Will and Testament. I hereby revoke all former wills by me made.

IN WITNESS WHEREOF, I hereunto set my hand and seal at Ridgway, aforesaid, this fifteenth day of December, nineteen hundred and twenty.

Signed: Karl Franz (or Charles F.) Doelz (Seal)

SIGNED AND SEALED by Karl Franz (or Charles F.) Doelz, (who being one and the same) who, at the same time published and declared the same as and for his last Will and Testament, in the presence of us, who in his presence, and in the presence of each other, and at his request, have hereunto subscribed our names as witnesses.

Eugene Bice
Carroll M. Stanwood

Address.
Address

Ridgway, Colo.
Ridgway, Colo.

STATE OF COLORADO,)

COUNTY OF OURAY.) SS

IN THE COUNTY COURT.
No. 697.

In The Matter of the Estate of)

DECREE OF FINAL SETTLEMENT.

CHARLES F. DOELZ, Deceased.)

Now on this day comes Grover C. Huffnagle, Executor of the Estate of Charles F. Doelz, deceased, in person, and Bess Poser, Erna Poser, Anna Poser, Alfred Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser and Irmgard Poser, minors, and Otto Poser, Bertha Poser, Martha Poser, Edward Poser, and Otto Poser as the duly constituted Guardian of said minors aforesaid, by Catlin & Catlin their attorneys of record; and Mary B. Johnson Guardian of Evelyn B. Moss, Margaret M. Moss and Marian Johnson, Minors, and said Executor presents to the Court a final report of his acts and doings as such, asks that the same be approved and that he be discharged and said estate decreed to be fully administered according to law.

And it appearing to the Court, from the records and files herein, and the Court doth find, that Charles F. Doelz departed this life on or about the 15th day of January, A. D. 1921; and thereafter Grover C. Huffnagle was duly appointed Executor of said Estate.

And it further appearing to the Court and the Court doth find, that a Notice to creditors to file claims against said estate was published, in the manner and as required by law, and that all claims allowed by the Court against said Estate, and all claims presented, including the State inheritance tax of the State of Colorado, and all costs of Administration have been paid.

And the Court doth further find that more than one year has elapsed since letters were issued herein and that there has been published, in the manner and as required by law, and in accordance with an order of this Court, a Notice that said final report would be presented for approval on Monday the 16th day of April, A. D. 1923, and that the hearing was regularly continued to this date, Proper affidavit and proof of publication of the foregoing notice now being on file in said Court.

And it appearing from said report, and the Court doth find that said Grover C. Huffnagle, Executor has received, for and on behalf of said Estate, the sum of \$19,050.13; and has expended the sum of \$5,819.45, leaving in his hands the sum of \$13,230.68 to be distributed as hereinafter provided. And that he also has in his possession Notes Numbers 2, 3, 4 and 5 from Harrison Stringer and Rosa Stringer to W. B. McGraw and by him endorsed to Charles F. Doels in the aggregate sum of \$2300.00 secured by Trust Deed on Montrose County, Colorado property, also the Note from Isaac R. Hull, Ethel E. Hull and Tom J. Hull in the sum of \$950.00 payable to Charles F. Doels and secured by Mortgage on Montrose County, Colorado property; also an agreement signed by J. H. Peterson and said Charles F. Doels for the sale to said J. H. Peterson of the following described property situate in Ouray County, Colorado, to-wit:

E½ SW¼, and Lots 5 and 6 Sec. 21, Twp 46 N. R. 8 W. N.M.P.M. Also that certain tract of land known as The Charles Doels Placer Mining Claim, General Land Office No. 18430, Mineral Certificate No. 7 Ute Series, being Lot No. 4645, and embracing portions of Sections 21, 22 and 23 Twp 46 N. R. 8 W. N.M.P.M. Uncompagre Mining District, and containing 132.18 acres more or less, for a more particular description of which reference is hereby made to patent recorded in Book 37 page 139 Ouray County, Colorado records. Together with all water, water rights ditches and ditch rights thereto appertaining or belonging.

contract
upon which there is due and payable a balance of \$10,500. and interest, the title to said real estate now standing in the name of said deceased; and 10,000 shares of the Capital Stock, Certificate No. 10,305, of The Baker Steam Motor Car and Manufacturing Company of no known value.

And the Court doth further find that said Grover C. Huffnagle Executor aforesaid has faithfully administered the estate of said deceased which has come to his hands and has fully performed his duties as such and as provided by law.

That personal service of Notice of Final Settlement in this Estate has been had as shown by the returns herein on file on all persons in interest except those legatees designated in the will of said deceased as the three brothers and three sisters of said deceased living in Germany, upon whom service was made by publication of notice of final settlement as aforesaid. And it further appearing to the Court and the Court doth find that no objections

are on file herein against this final settlement or no objections made at the hearing hereof.

And it further appearing to the Court that said Otto Poser is the duly appointed, qualified and acting guardian of said Minor children under order of the Court of Probate, Baldwin County, State of Alabama, and has filed consent herein, in order to make final settlement of said estate at this time to take the Peterson Contract and Stringer notes aforesaid on the basis of \$13,500. for said minors. And the said Catlin & Catlin as attorneys for said Martha Poser having agreed in open Court to take over for said Martha Poser, to apply on her legacy, the said Hull note in the amount of \$950.00, and for and on behalf of said Otto Poser on his Legacy the said The Baker Steam Motor Car Manufacturing Company Stock and the 3 Lots of the Granite Oil and Gas Company Wichita County, Texas, Numbers 105 and 106, Block No. 1, and the Undivided 2/5 interest in Uncle Sam Mining Claims No. 1, 2, 3 and 4, Uncompahgre Mining District, Ouray County, Colorado on the basis of \$75.00 for all of of same, which declarations now allow the Court to make final distribution herein.

And It is Now Ordered, Adjudged and Decreed that distribution of the cash on hand as aforesaid be made to the following named persons respectively or to their legal representatives as follows, to-wit:

First: To Otto Poser the sum of \$46.07.

Second: To Bertha Poser the sum of \$1631.07.

Third: To Martha Poser the sum of \$671.07

Fourth: To Edward Poser, one of the ten Children of said Otto Poser and Martha Poser, the sum of \$1631.07.

Fifth: To Otto Poser, Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minor children of said Otto and Martha Poser, the sum of \$3089.63.

Sixth: To the three brothers and three sisters of said deceased living in Germany the sum of \$1336.42, the said sum being in full payment of both specific and residuary legacies to said brothers and sisters. Pending the final determination

of the names and addresses of said brothers and sisters. Said sum aforesaid to be paid into the registry of this Court for final distribution.

Seventh: To Evelyn and Margaret Moss the sum of \$1621.07 each.

Eighth: To Marian Johnson the sum of \$621.07.

Ninth: To Mrs. John Tickner the sum of \$500.00.

Tenth: To Mrs. Henry Jutten the sum of \$321.07.

Eleventh: To Isabel Weaver the sum of \$321.07.

Twelfth: There shall be paid into the registry of this Court the sum of \$250.00 in trust, for the carrying out of provision "Twelfth" of said will.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, that distribution of said property other than cash be and the same is hereby made as follows:

First: To said Otto Poser there is hereby assigned and transferred 10,000 shares of the Capital Stock of The Baker Steam Motor Car Manufacturing Company, represented by certificate No. 10,303 issued by said company to C. F. Doels, also the undivided 2/5 interest in the Uncle Sam Mining Claims Nos 1, 2, 3 and 4 Uncompahgre Mining District, Ouray County, Colorado; also Lots Numbers 105 and 106 Block 1 in South quarter Section No. 24 of Fischers Sub-division of the H. & G. N. R. R. Survey in Wichita County, Texas, as per plat in Deed Records said County in Book 1, page 35, with all rights given said deceased by deed recorded in Book 99 page 99 said records; all of said property valued for purpose of this settlement at \$75.00, and said Executor is hereby directed to convey said mining claims and Wichita County, Texas Lots to said Otto Poser by quit claim deed, and duly assign said capital stock to said Otto Poser to carry out the provisions of this decree.

The Court doth further find, Order, Adjudge and Decree, that the real estate willed to said Otto Poser by the first clause of the Will of said deceased is described as follows, to-wit:

W¹/₂ NE¹/₄, NW¹/₄ NE¹/₄, SE¹/₄ SW¹/₄, SE¹/₄ SW¹/₄, S¹/₂ SE¹/₄, NE¹/₄ SW¹/₄, W¹/₂ SE¹/₄,
E¹/₂ NW¹/₄, SW¹/₄ NW¹/₄, NW¹/₄ SW¹/₄ Sec. 20; NW¹/₄ SW¹/₄ Sec. 21 and N¹/₂ NE¹/₄, NE¹/₄ NW¹/₄,
SW¹/₄ NE¹/₄, NW¹/₄ SE¹/₄ Sec. 29 all in Twp 46 N. R. 8 W. N.M.P.M.,
situate in Ouray County, Colorado.

And that the same is now and shall be forever after his sole and absolute property freed from any claims or debts against said

estate whatsoever.

Second: To said Martha Poser, the said above described Hull note and mortgage, and said executor is hereby authorized and directed to assign to her, Martha Poser, the said Hull note and mortgage.

Third: To said Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minor children of said Otto Poser and Martha Poser, the said J. H. Peterson-Charles F. Doels contract and land first above described, and said Stringer Notes, which said contract and notes are valued for the purpose of this settlement at \$12,500.00.

To carry out the above the said Executor is hereby authorized and directed to assign said Stringer notes and Deed of Trust securing same to said minors. And the said Executor is hereby ordered and directed to assign to said minors all the right, title and interest that said Charles F. Doels had in and to said contract at the time of his decease.

The Court doth further find that the said contract is of date April 19, 1920, and in same the said Charles F. Doels agreed to sell to said J. H. Peterson the first hereinabove described Ouray County, Colorado real property for the consideration of \$16,000.00; That there has been paid on said contract \$5,500.00, leaving a balance of \$10,500.00 due on same with interest as provided by said contract; that said land was never deeded by said deceased, and in order that said contract may be carried out and that this settlement may be consummated

It is Hereby Ordered, Adjudged and Decreed that said Executor be and he is hereby authorized and directed to execute and deliver to said minors a quit claim deed for said property conveying same to them.

The Court Doth Hereby Further Find and Decree, that the above and foregoing distribution of Cash and other property is just and equitable and in accordance with the provisions of the last Will and Testament of said deceased, and is in full settlement of all specific and residuary devises, bequests, gifts and

legacies in said Will contained.

AND IT IS FURTHER ORDERED, ADJUDGED AND DECREED, That the said final report and all acts and doings of the said Grover C. Huffnagle, Executor, in and about the administration of the said estate be, and the same are hereby in all things fully ratified, confirmed and approved by the Court, and that, having made said distributions, assignments and conveyances, and having filed proper receipts therefor in this Court, he be discharged and his bondsmen released from further liability in the premises.

IT IS FURTHER FOUND AND DECREED, that a reasonable fee for the services of said Catlin & Catlin, the attorneys of record for the Poser heirs, minors and otherwise, is in the sum of \$900.00 and their expenses incidental thereto, and that the same may be deducted by said attorneys from the legacies due and payable to said Poser interests.



Done in Open Court this 28th day of April, A. D. 1923.

By the Court.

Elza C. Mowry
Judge.

STATE OF COLORADO,)
 : SS.
COUNTY OF OURAY.)

I, Elza C. Mowry, ex-officio clerk of the County Court, do hereby certify the above and foregoing to be a true, perfect and complete copy of LAST WILL AND TESTAMENT, ORDER ADMITTING WILL TO PROBATE AND DECREE OF FINAL SETTLEMENT, in the Estate of CHARLES F. DOELZ, DECEASED, as the same appears on file and of record in my office remaining.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 15th day of May, A. D. 1923.

Elza C. Mowry
Ex-Officio Clerk.

This Deed, Made this 26th day of April in the year of our Lord one thousand nine hundred and twenty three between Grover C. Huffnagle, Executor of the Estate of Charles F. Doelz, deceased

of the County of Ouray and State of Colorado, of the first part, and Rosa Poser, Erna Poser, Anna Poser, Alfred Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, and Irmgard Poser

of the County of Baldwin and State of Alabama of the second part,

WITNESSETH, That the said part Y of the first part, for and in consideration of the sum of One Dollar, and for the purpose of clearing title ~~to the said part Y~~ of the first part in hand paid by the said parties of the second part, the receipt whereof is hereby confessed and acknowledged, ha^s remised, released, sold, conveyed and QUIT-CLAIMED, and by these presents do^{es} remise, release, sell, convey and QUIT-CLAIM unto the said parties of the second part their heirs and assigns, forever, all the right, title, interest, claim and demand which the said ~~parties~~ Charles F. Doelz had at the time of his decease in and to the following described real property situate, lying and being in the County of Ouray and State of Colorado, to-wit: E¹ SW¹ and Lots 5 and 6 Sec. 21, Twp 46 N. R. 8 W. N.M.P.M. Also that certain tract of land known as The Charles Doelz Placer Mining Claim, General Land Office No. 16430, Mineral Certificate No. 7 Ute Series, being Lot No. 4645, and embracing portions of Sections 21, 22 and 28 Twp 46 N. R. 8 W. N.M.P.M. Uncompahgre Mining District, and containing 132.16 acres more or less, for a more particular description of which reference is hereby made to patent recorded in Book 37 page 139 Ouray County, Colorado records. Together with all water, water rights, ditches and ditch rights thereto appertaining or belonging.

Also all right, title and interest said Charles F. Doelz had at the time of his decease in and to that certain agreement of date April 19, 1920 between Charles F. Doelz, party of the first part, and J. H. Peterson, party of the second part, same being of record in book 103 page 215 of the records in the office of the County Clerk and Recorder of Ouray County, Colorado. The balance due on said contract being \$10,500. with interest. This deed and assignment of said contract made under and by virtue of final decree in the Estate of Charles F. Doelz, deceased, said decree entered April 26, 1923 in the County Court of Ouray County, Colorado.

TO HAVE AND TO HOLD THE SAME, Together with all and singular the appurtenances and privileges thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatsoever of the said ~~parties~~ Charles F. Doelz at the time of his decease either in law or equity, to the only proper use, benefit and behoof of the said parties of the second part their heirs and assigns, forever.

IN WITNESS WHEREOF, The said part Y of the first part ha^s hereunto set his hand and seal the day and year first above written.

Signed, sealed and delivered in presence of

Grover C. Huffnagle (Seal.)
As Executor of the Estate of Charles F. Doelz, Deceased. (Seal.)

(Seal.)
(Seal.)

STATE OF COLORADO,

County of Ouray

ss.

I, Chas. E. Maury County Judge in and for said
County, in the State aforesaid, do hereby certify that Grover C. Huffnagle, as Executor of the Estate of
Charles F. Doelz, deceased
personally known to me to be the person whose name is subscribed to the foregoing Deed, appeared before me
this day in person, and acknowledged that he signed, sealed and delivered the said instrument of writing as his free and
voluntary act, for the uses and purposes therein set forth.

(Given under my hand and official seal, this 26th day
of April A. D. 1923

My commission expires 19

Chas. E. Maury
Ouray County Judge

No. 71298

Quit-Claim Deed

Grover C. Huffnagle, Executor
of the Estate of Charles F.
Doelz, deceased,

TO

Rosa Poser, Erna Poser, Ama
Poser, Alfred Poser, Elizabeth
Poser, Walter Poser, Lucile
Poser, Gertrude Poser and
Irmyard Poser.

State of Colorado,

County of Ouray

ss.

I hereby certify that this Deed was filed for
Record on the 10th day of
May A. D. 1923, at
9 o'clock A. M., in my office,
and duly recorded in Book 86

Page No. 566

Harold T. Kiesel
Recorder.

By Roxie T. Kiesel
Deputy.

Fees, \$ 2.50 pd.

Press Prompt Printery.

COMPARED
INDEXED

C + C. Montrose, Cal.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO THE HONORABLE G. W. HUMPHRIES, JUDGE OF THE
PROBATE COURT, BALDWIN COUNTY, ALABAMA.

Your petitioner, Mrs. Erna Holman (formerly Erna Poser),
being over the age of twenty one years and a resident of Foley, Baldwin
County, Alabama, respectfully shows unto Your Honor as follows:-

FIRST:

That Otto Poser was on the 2nd., day of April, 1923,
appointed guardian of the following children:-

Rosa Poser	Foley, Alabama,	<u>10</u>	years,
Elizabeth Poser	Foley, Alabama,	<u>11</u>	"
Walter Poser	Foley, Alabama,	<u>14</u>	"
Erna Poser	Foley, Alabama,	16	"
Lucy Poser	Foley, Alabama,	<u>16</u>	"
Gertrude Poser	Foley, Alabama,	<u>18</u>	"
Immyard Poser	Foley, Alabama,	<u>19</u>	"
Erna Poser	Foley, Alabama,	<u>21</u>	"
Anna Poser	Wichita, Kansas	<u>23</u>	"
Alfred Poser	Foley, Alabama,	<u>25</u>	"

your petitioner being one of the children named therein, and that since then she
has come of age and now resides at Foley, Baldwin County, Alabama; that her
father, Otto Poser, has moved from the State of Alabama, and that his place of
residence is unknown and cannot be ascertained after reasonable diligence.

SECOND:

That the said Otto Poser has failed to file in the time
prescribed an inventory of the estate of the wards.

THIRD:

That the said Otto Poser has committed waste of the wards
property and has so neglected his affairs as guardian as to permit the property
of the wards to go to waste.

THE PREMISES CONSIDERED, Your petitioner respectfully prays
that this court will issue all orders and subpoenas necessary in this cause and that
due and legal notice be given to the proper parties and that upon the hearing of

this cause this court will remove said Otto Poser as guardian of the wards named herein and will appoint a suitable and proper person, namely, your petitioner, Mrs. Erna Holman, as guardian of the wards named herein.

Mrs. Erna Holman

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, Paul J. Steek, a Notary Public in and for said County in said State, personally appeared Mrs. Erna Holman, who being by me first duly and legally sworn doth depose and say:-

That the statements contained in the above petition are true and correct.

Mrs. Erna Holman

Subscribed and sworn to before me
this 9th day of July, 1928.

Paul J. Steek
Notary Public, Baldwin County, Alabama/

~~My Commission Expires~~

~~November 12th, 1927~~

~~Oct. 24. 1931.~~

STATE OF ALABAMA,

BALDWIN COUNTY.

I
:
I

Probate Court of said County.

In the matter of the Petition of Mrs Erna Holman for removal of Otto Poser, as guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Anna Poser and Alfred Poser, minors.

To Miss Myrtle M. Reed, Title Insurance Bldg, 433 S. Spring St.,
Los Angeles, Calif, c/o Beckslar, Smith, Parker & Catlin,

Greeting:-

Know ye, that we, in confidence of your prudence and fidelity, have appointed you, and by these presents, do give you full power and authority to examine Henry W. Catlin

as a witness, in a cause or proceeding now pending in our said Court, entitled as is set forth in the caption hereof. And therefore we command you, that you do cause the said Henry W. Catlin, to come before you, or either of you, and then and there examine Henry W. Catlin.

on oath on Interrogatories and ~~Cross-Interrogatories~~, as a witness in the cause aforesaid. And that ~~ey~~ you, do take such examination, and cause the same to be reduced into writing, and return the same annexed to this writ, closed up under your seal, into our said Probate Court, with all convenient speed.

Witness, G.W.Humphries, Judge of our said Court, at office,
this 27th day of March A.D., 1931.

G.W. Humphries
Probate Judge

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

First Interrogatory: Please state your name and present address.

Second Interrogatory: Please state whether or not you were formerly engaged in the practice of law at Montrose, Colorado? If so please state whether or not you were a member of the partnership of Catlin & Catlin? Please state when you were so engaged in the practice of law at Montrose, Colorado. Please state whether or not you represented Otto Poser, as Guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, and Alfred Poser, minors, in the administration of the estate of Charles F. Boelz, deceased, in the County Court of Ouray County, Colorado. Did the said Otto Poser, as Guardian, appoint the firm of Catlin & Catlin or any member of said firm as their attorneys with full power and authority to represent them in the settlement of said estate? Have you the original writing, if not, please state whether or not you filed the original writing in the County Court of Ouray County, Colorado. If so, then please state whether or not the attached writing marked Exhibit "A" is a true and correct copy of said appointment.

Third Interrogatory: Please state whether or not the said Otto Poser, as guardian for said children, entered into a written stipulation for the settlement of said estate. Please state whether or not you have the original stipulation signed by the said Otto Poser, as guardian? If you have not then please state whether or not the same was filed in the County Court of Ouray County, Colorado. Please examine the attached Exhibit "B" and state whether or not the same is a true and correct copy of the original stipulation.

Fourth Interrogatory: Please state whether or not the firm of Catlin & Catlin received from Grover C. Huffnagle, as Executor of the Estate of Charles F. Doelz, deceased, the sum of \$2089.63 on account of specific and residuary legacies to said minor children, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser, and Alfred Poser, under the will of Charles F. Doelz, deceased. did the firm of Catlin & Catlin pay over ~~xxxxxxxxxxxx~~ said sum of \$2089.63 to Otto Poser? If you have stated that you gave him a check for said sum then please state whether or not said check was paid. Please state whether or not said firm of Catlin & Catlin executed a receipt to Grover C. Huffnagle for the monies and other property received by them for Otto Poser, as guardian of said minors. Please examine the attached writing which is marked exhibit "C" and state whether or not it is a true and correct copy of the original receipt.

Fifth Interrogatory: Please state fully what sums of money, choses in action or other property you delivered to the said Otto Poser as guardian of said minors, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, giving the dates of payments or delivery of said money, choses in action or other property to the said Otto Poser, as guardian of said minors.

Sixth Interrogatory: Please state fully what sums of money, or what choses in action or other personal property the said Otto Poser received as guardian of said minors, of which you have personal knowledge.

Seventh Interrogatory: Please state whether or not you held the J. H. Peterson notes for Otto Poser, ^{said} as guardian. Please state whether or not you received any money from said J. H. Peterson on account of said notes, if so, please state the date of each payment and the amount thereof. Did you not receive from J. H. Peterson the sum of \$2,000.00 in the year 1922 on account of the principal of said notes? If so, did you pay said sum to Otto Poser? Please state whether or not said J. H. Peterson did not pay the sum of \$1006.00 on account of said notes in the year 1923, if so, please state whether or not you paid the same to the said Otto Poser. Please state whether or not in the year 1924 the said J. H. Peterson paid anything to you

on account of said notes. Did he not pay the sum of \$1100.00 in the year 1924? If you received any money from J. H. Peterson on account of said notes in 1924, please state when, and how much you received, and whether or not you paid the same to Otto Poser, as Guardian. Please state whether or not in the year 1925 there was paid to the said Otto Poser by the Federal Land Bank or its agent the sum of \$3500.00 to be applied on said J. H. Peterson's note. Please state whether or not the said J. H. Peterson paid any other sums to you or to the said Otto Poser in the year 1925 on account of said Peterson note. Did he not pay the sum of \$763.00 in the year of 1925 on account of said notes? Please state what sum or sums, if any, you paid to the said Otto Poser in the year 1925 on account of the said J. H. Peterson notes. Please state whether or not in the year 1926 you received any sum or sums from the said J. H. Peterson on account of said notes. Please state whether or not you did not receive the sum of \$630.00 during the year 1926 from J. H. Peterson on account of said notes. Please state what sum or sums, if any, giving the dates and amounts you paid to Otto Poser, as Guardian, during the year 1926 on account of said J. H. Peterson notes.

Eighth Interrogatory: Please state whether or not you received any payments on account of the Harrison and Rosa Stringer notes numbers 2,3,4,5? If so, what was the amounts and dates of the respective payments thereon. If you received any such payments, then please state whether or not you paid the same to Otto Poser, as Guardian? If you did, then state the date and the amount of each payment.

Ninth Interrogatory: State whether or not Harrison Stringer and Rosa Stringer defaulted in the payment of their notes to W. B. McCreary, and by the latter endorsed to Charles E. Doelz, aggregating \$2300.00. State also whether or not said notes were secured by a trust deed on property situated in Montrose County, Colorado? State also whether or not upon the default in the payment of said notes the said trust deed was foreclosed and the Harrison Stringer lands taken over by Otto Poser, as Guardian. Please state whether or not the said Otto Poser, as Guardian, sold said lands to Caesar Berta, if so, what was the consideration for said sale? Was not the

consideration for said sale \$2,000.00? Please state whether or not the said Caesar Berta paid said consideration to Otto Poser, as Guardian. If so, state the date and the amount of each payment made by him. Please state whether said payments were made to the firm of Catlin & Catlin, as the attorneys for Otto Poser, as Guardian. If so, please state whether or not said firm paid said money over to Otto Poser, as Guardian. Did not Caesar Berta make payments on account of the consideration for said sale, as follows, viz: \$500.00 on account of principal paid upon to-wit, October 16th, 1923; \$60.00 paid July 2nd, 1924, on account of interest, \$69.66 paid January 29th, 1925, on account of interest, and \$1500.00 paid March 9th, being the balance of the principal, in full? Did you pay all of said sums to Otto Poser as Guardian?

Tenth Interrogatory: Please state fully what other payments, if any, you may have made to the said Otto Poser, as Guardian of said minors, viz: Rosa Poser, Elizabeth Poser, Walter Poser, Lucille Poser, Gertrude Poser, Immyard Poser, Erna Poser, Anna Poser and Alfred Poser. Describe the amount and the date of each payment, fully. Please state what other property you delivered to the said Otto Poser, as Guardian for said minor children? Please state, if you know of your own personal knowledge, what other monies or property the said Otto Poser received as Guardian of said minor children?

Jesse F. Hogan
Attorney for Petitioner

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse F. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for the petitioner in said proceeding, that he desires to take the testimony of Henry W. Catlin, that his testimony will be material in said cause, and that the said Henry W. Catlin is a non-resident, residing in Los Angeles, California.

Jesse F. Hogan

subscribed and sworn to before me
on this 12th day of March, 1931.

K. C. Cuthbert
Notary Public, Mobile County, Alabama.

I hereby certify that Henry W. Catlin resides at Los Angeles, California, and that Miss Myrtle E. Reed, whose address is Title Insurance Building, 433 South Spring Street, Los Angeles, California, ^{1/2 Buckler, Smith, Parker, Catlin, Esqs.,} is a competent person to take the deposition of said witness.

Jesse F. Hogan
Attorney for Petitioner

Exhibit "A"

STATE OF COLORADO)
) SS IN THE COUNTY COURT.
COUNTY OF OURAY.)

IN THE MATTER OF THE)
ESTATE OF CHARLES F.)
DOELS, DECEASED.) STIPULATION

It is hereby stipulated and agreed by and between Isabel Weaver, Mrs. John Tickner, Marian Johnson, Bertha Poser, Martha Poser, Otto Poser, Edward Poser and Otto Poser, as Guardian of the nine children of said Otto Poser and Martha Poser, named as follows, to-wit: Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minors; Evelyn Moss, Margaret Moss and Mrs. Henry Jutten; all legatees under the will of Charles F. Doelz, deceased; That the Executor of said estate, G. C. Huffnagle, be and he hereby is, authorized and directed to make settlement and payment of the specific legacies as provided by the Will of said Charles F. Doelz, deceased, as follows, to-wit:

One. That there be paid by said executor to the Judge of said County Court \$600.00 cash to be held by said court for the use of the three brothers and three sisters of said Charles F. Doelz, deceased, residing in Germany, according to the terms and provisions of said Will.

Two. That the said Executor pay to the said court \$250. to be held by said court and to be spent on the cemetery lot of said Charles F. Doelz, deceased, as directed by said Will.

Three. That there be paid by said Executor to said Isabel Weaver the sum of \$200. cash, being the balance due on her \$500. legacy.

Fourth. That there be paid to said Mrs. John Tickner the sum of \$500. cash, being the amount of her legacy.

Five. That there be paid by said Executor to said Marian Johnson \$500.00 cash in payment of her legacy.

Six: That there be paid to Catlin & Catlin, attorneys at Law of Montrose, Colorado, the attorneys for said Bertha Poser, Otto Poser, Edward Poser, Martha Poser and Otto Poser as guardian of said Minor children of said Otto Poser and Bertha Poser, for their use the sum of \$1800. cash; That the Peterson contract belonging to said estate be delivered to said Catlin & Catlin for the use of said Posers, valued for the purpose of settlement at \$10,500.; That there also be delivered to said Catlin & Catlin for the use of said Posers, the Smith note belonging to said estate, valued at \$2,000.; The Harrison Stringer note valued for the purpose of distribution at \$2000., and the Hull note valued at \$950. And that the said Executor be credited on said legacies the sum of \$750. cash heretofore advanced to Otto Poser by said executor. The above cash and securities totaling \$18,000. The amount of the specified legacies to said Posers.

Seven. That said executor deliver to said Evelyn and Margaret Moss the McKean note of said estate, valued at \$3000. in full settlement of the legacies to said Evelyn and Margaret Moss.

Eight: That the said Executor deliver to said Mrs. Henry Jutten, the Mangelson note belonging to said estate, valued at \$500. in settlement of her legacy.

It is hereby further stipulated and Agreed, that the above settlement is only of the specific legacies of said estate, and does not cover the residuary legacies.

And It is Hereby Further Agreed that said executor shall at once dispose of all of the remaining property of said estate, and shall, as soon as same has been done, report same to Court and ask for distribution of same, according to said Will, and for final settlement of said estate.

It is Hereby Further Stipulated and Agreed, that at the time of the settlement of said specific legacies under this stipulation, that the Court may authorize said executor to be paid his fees and commissions for services as such executor as authorized and provided by the statutes of the State of Colorado

and that the same may be paid said executor in cash.

It is hereby further stipulated and agreed, that in case any of said above named notes and securities have been sold or paid to said executor, that the party or parties who were to receive same shall receive the equivalent of same to the amount of their specific legacy.

It is hereby Further Stipulated and Agreed, that in case it is determined that the \$205.64 taxes paid by said executor on the estate land should be chargeable to the Poser interests that said \$205.64 shall be deducted from said \$1800. cash to be paid to said Catlin & Catlin for said Posers.

It is hereby further Stipulated and agreed, that the above provided for settlement be made at once, and the court is hereby requested to forthwith order said executor to make settlement as above provided.

Bertha Poser.

Martha Poser.

Otto Poser

Otto Poser AS Guardian

Edwin F. Poser

Exhibit "B"

STATE OF COLORADO,
COUNTY OF OURAY.

KNOW ALL MEN BY THESE PRESENTS; That Otto Poser, Bertha Poser, Martha Poser, Edward Poser and Otto Poser, as Guardian of the nine children of said Otto Poser and Martha Poser, named as follows, to-wit: Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and Alfred Poser, Minors, do hereby make, nominate, and appoint F. D. Catlin, F. D. Catlin, Jr., and H. W. Catlin, constituting the firm of Catlin & Catlin, Attorneys at Law of Montrose, Colorado, or any one of said members of said firm, their attorneys, with full power and authority to represent them in the matter of the estate of Charles F. Doelz, deceased, and do hereby authorize and empower said attorneys or any of them, to execute the receipts, acquitances, and other papers necessary for the settlement and winding up of said estate as fully and effectually as they, the parties above named, could do in their own proper person if present.

IN WITNESS WHEREOF, they have hereunto set their hands this 7th day of April, A. D. 1923.

Bertha Poser

Martha Poser

Edward F. Poser

Otto Poser

As Guardian for the above named minors.

Otto Poser

Exhibit "C"

STATE OF COLORADO)
COUNTY OF MONTROSE) SS IN THE COUNTY COURT
IN THE MATTER OF THE ESTATE OF) RECEIPT
CHARLES F. DOELZ, DECEASED.)

-----ooOoo-----

received of Grover C. Huffnagle, Executor of the Estate of Charles F. Doelz, deceased the sum of \$2089.63 in full payment of cash due on specific and residuary legacies to minor children of Otto Poser and deed to 2/5 interest in Uncle Sam Mining Claims, 2 Granite Oil and Gas Co. Lots Wichita County, Texas, assignment of the Harrison and Rosa Stringer notes, Assignment of the J. H. Peterson Contract, and deed to land covered by H. E. Peterson Contract. Also the Hull Note and Certificate No. 10,302 for 10,000 shares of stock in the Baker Steam Motor Car and Manufacturing Company.

Also check payable to Catlin & Catlin for \$3003.64 and due bills against the Poser interest in said estate in the amount of \$955.64. (\$750.00 Note of Otto Poser, and Ouray County Treasurer receipt for \$205.64 for payment of taxes on Otto Poser Log Hill Mesa Property.)

This is a receipt in full of all payments due and payable the Poser interests, Minor and Adult, against the estate of Charles F. Doelz, deceased.

Dated at Ouray, Colorado, this 26th day of April, 1923.

Catlin & Catlin
Attorneys for Poser Interests.

1 IN RE OTTO POSER AS GUARDIAN
2 of Rosa Poser, Elizabeth Poser,
3 Walter Poser, Lucille Poser,
4 Gertrude Poser, Irmgard Poser,
5 Erna Poser, Anna Poser,
6 Alfred Poser, Minors.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
ANSWERS TO INTERROGATORIES PROPOUNDED TO HENRY W. CATLIN, A WITNESS
FOR PETITIONER.

Answer to First Interrogatory: Henry W. Catlin. Present
address is 1683 LaFayette Road, Los Angeles, California.

Answer to Second Interrogatory: I was formerly engaged in
the practice of law at Montrose, Colorado and was a member of the
partnership of Catlin and Catlin. I practiced law at Montrose,
Colorado, from 1911 until April 1928 and was a member of the firm
of Catlin and Catlin during its entire existence, this particular
firm coming into existence about the year 1921. The said firm
represented Otto Poser as guardian of Rosa Poser, Elizabeth Poser,
Walter Poser, Lucille Poser, Gertrude Poser, Irmgard Poser, Erna
Poser, Anna Poser and Alfred Poser, minors, in the administration of
the estate of Charles F. Doelz, deceased, in the County Court of
Ouray County, Colorado. The said Otto Poser, as guardian employ-
ing and appointing the said firm as attorneys to represent him as
such guardian in the settling of said estate. I do not have the
original writing, as I recall same was filed in the County Court of
Ouray County, Colorado. The attached writing marked "Exhibit A" is
not a copy of said appointment, but is a stipulation. The attached
writing marked "Exhibit B" appears to be a copy of said appointment
but I could not definitely identify same, reference would have to be
had to the court files in said estate.

Answer to Third Interrogatory: As I remember, said Otto Poser
as guardian for said children entered into a written stipulation for
the settlement of said estate. I do not have the original stipulation
signed by the said Otto Poser as guardian. As I remember same was

1 filed in the County Court of Ouray County, Colorado. The attached
2 "Exhibit B" is not a copy of said stipulation, it being a Power of
3 Attorney, but "Exhibit A" appears to be a copy of same. However,
4 I cannot absolutely identify same. A comparison with the stipu-
5 lation as filed in said court would be necessary to do this. When
6 I came from Colorado to California I did not bring all of the letters
7 or copies of all the letters and papers I had written when in Colo-
8 rado and, therefore, I am not able to exactly identify papers that
9 were drawn up or signed by me so many years ago.

10 Answer to Fourth Interrogatory: As I recall, the firm of
11 Catlin and Catlin did receive from Grover C. Huffnagle, as executor
12 of the estate of Charles F. Doelz, deceased, the sum of \$2089.63.
13 on account of specific and residuary legacies to said minor children
14 in the form of a check made payable to said Otto Poser, as guardian
15 and as I recall, said check was forwarded to said Otto Poser as
16 guardian and cashed by him. A receipt was executed by said Catlin
17 and Catlin to Grover C. Huffnagle for the moneys and properties re-
18 ceived by them for Otto Poser as Guardian of said minors. The attach-
19 ed "Exhibit C" is a copy of said receipt.

20 Answer to Fifth Interrogatory: All money and other property
21 that we received from the said Grover C. Huffnagle, executor, was
22 paid over, delivered to and accounted for to said Otto Poser, as
23 guardian by said Catlin and Catlin. Just exactly what amounts or
24 what notes or other properties, I cannot at this late date describe
25 but I do know that all we receipted for or received in any other
26 way were properly accounted for to said Otto Poser as guardian.

27 Answer to Sixth Interrogatory: As I recall it, said Otto
28 Poser as guardian received from Caesar Berta as first payment on
29 the Stringer land \$500.00 and later \$1500.00 as final payment, plus
30 some interest and rent from said land, and in April 1924, borrowed
31
32

1 some \$3000.00 on the Peterson ranch, and later took same up by a
2 larger loan, as I recall \$3500.00, from the Government and that he
3 received in December, 1923 on rent on the Peterson land \$633.49 and
4 in February, 1924, \$250.00 on said rent, and \$60.00 in July, 1924,
5 and \$69.66 in January, 1925, being interest on balance of Berta
6 purchase price.

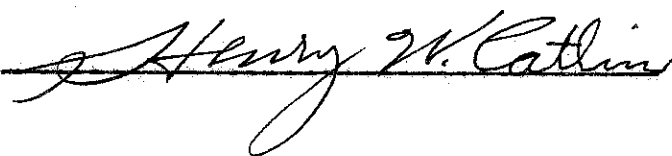
7 Answer to Seventh Interrogatory: For awhile the firm of
8 Catlin and Catlin held the J. H. Peterson notes for Otto Poser as
9 guardian but, as I remember, Mr. Poser took all of his personal
10 papers and all of his papers as such guardian to Ouray, Colorado,
11 several years before I left Colorado, it being my understanding
12 that he employed an attorney at Ouray, where he was located, being
13 engaged in some mining operation. As I recall, and checking what
14 records I am able to obtain from Colorado, no other money was paid
15 through Catlin and Catlin to Mr. Poser as guardian other than as
16 just previously stated. However, I do know I attempted to collect
17 further money from Mr. Peterson on said notes just before Mr. Poser
18 transferred his papers and business to Ouray and what was collected
19 after that, I do not know. I do not know of any payment by J. H.
20 Peterson in the sum of \$2000.00 in the year 1922, for, as I recall,
21 we were not employed by Mr. Poser until the late fall of 1922 and the
22 settlement of the Doelz estate was not made until 1923. I do not
23 know of any \$1,006.00 paid by Peterson to Otto Poser or to us for
24 Otto Poser during the year 1923. The only payments I know of are the
25 ones referred to of \$633.49 in December, 1923 and \$250.00 in February
26 1924. All moneys received during the years 1923 and 1924 or during
27 any other time that we were employed as attorneys for said guardian
28 after deducting fees and expenses were paid over and accounted for
29 to said guardian. As to the loan from the Federal Land Bank, as
30 I recall, there was a loan of \$3500.00 made but I do not recall the
31 full details of the deal, as I remember, Mr. Poser handled this
32 principally by himself. As I recall, during the year 1925 we did

1 not represent Mr. Poser as an individual or as a guardian and know
2 of no payments made on the Peterson notes during that year nor during
3 either of those years, except up to about the 1st of April, 1925,
4 during which part of said year the balance on the Caesar Berta
5 purchase price was paid.

6 Answer to Eighth Interrogatory: As to the Harrison and Rosa
7 Stringer notes numbers 2, 3, 4 and 5, as I remember, they could not
8 meet their payments and the land was taken over and rent of \$170.27
9 received in November, 1923 and property then sold to Caesar Berta
10 as heretofore stated by me. All of the said rent money and purchase
11 money, after deducting fees and expenses, was paid to and accounted
12 for to said Otto Poser as guardian by said Catlin and Catlin.

13 Answer to Ninth Interrogatory: Harrison Stringer and Rosa
14 Stringer did default in the payment of their notes to W. B. McCreary
15 and by the latter indorsed to Charles F. Doelz aggregating to the
16 best of my recollection \$2300.00, said notes were secured by Deed of
17 Trust or mortgage, I do not know which, on property situate in Mont-
18 rose County, Colorado. As I now recall it, there was no foreclosure
19 on the said Stringer land, they being unable to make payments offer-
20 ed a Deed for the premises and same was accepted by Otto Poser as
21 guardian and the land returned and sold as heretofore stated. Caesar
22 Berta paid to Catlin and Catlin for Otto Poser as guardian \$200.00
23 on October 6, 1923 and \$300.00 on October 27, 1923 and the balance
24 as my records show, of \$1500.00 was paid March 9, 1925, all of
25 which money, after deducting fees and expenses, was paid over to
26 and accounted for to said Otto Poser as guardian by said Catlin
27 and Catlin. As I recall, no interest was paid by said Caesar Berta
28 in October 1923, but \$60.00 was paid in July, 1924 and \$69.66 in
29 January, 1925.
30
31
32

1
2 Answer to Tenth Interrogatory: I do not recall any other pay-
3 ments that were made to said Otto Poser as such guardian, other than
4 as heretofore stated. I do not recall what property was delivered
5 to said Otto Poser as guardian for said minor children by said
6 Catlin and Catlin, except I do know that all property that was
7 delivered to us by the executor of the Charles F. Doelz estate for
8 said Otto Poser as guardian was in turn by us delivered to said
9 Otto Poser as such guardian. I do not know what moneys or property
10 Otto Poser received as such guardian, other than as heretofore
11 stated.
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32

Henry W. Catlin

1
2 COMMISSIONER'S CERTIFICATE
3
4

5 I, Myrtle M. Reeder, Commissioner under and by virtue
6 of a Commission heretofore issued out of the Probate Court of Bald-
7 win County, Alabama, do hereby certify that under the power conferred
8 upon me by said commission, I caused the said Henry W. Catlin, a
9 witness for the Petitioner in said cause, who is known to me and
10 known to be the identical witness named in said commission, to
11 come before me at 433 South Spring Street, Los Angeles, California,
12 on the 24th day of April, 1931, at the hour of 10 o'clock A. M;
13 that said witness was by me first duly sworn before testifying,
14 as aforesaid, and that in response to the interrogatories propound-
15 ed to him he testified thereto as hereinabove set out; that his testi-
16 mony was by me reduced to writing as given by said witness, and that
17 said witness signed his name thereto in my presence.

18 I further certify that I am not of counsel or of kin
19 to any of the parties to this cause, and that I am not in anywise
20 interested in the result thereof.

21 Dated this 24th day of April, 1931.
22

23 Myrtle M. Reeder
24 Commissioner.
25
26
27
28
29
30
31
32

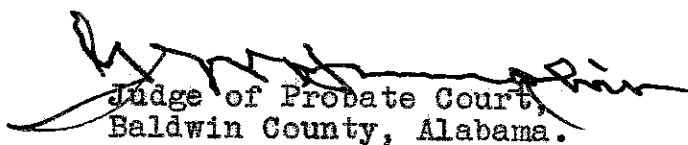
In the matter of the Guardianship of
Rosa Poser, Elizabeth Poser, Walter
Poser, Lucile Poser, Gertrude Poser,
Irmyard Poser, Erna Poser, Anna Poser
and Alfred Poser, Minors.

In the Probate Court
of Baldwin County, Ala-
bama, April 30th, 1931.

In the matter of the application to remove Otto Poser, as
Guardian of the estate of said minors.

This being the day appointed by the Court and regularly con-
tinued from term to term, for hearing the petition heretofore fil-
ed in this Court praying the removal of Otto Poser, Guardian in
this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile
Poser, Gertrude Poser, Irmyard Poser, Erna Poser, Anna Poser and
Alfred Poser, minors; and it appearing to the Court that notice
of the filing of said petition and of the day appointed for the
hearing of same was given said Guardian, as required by law, and
the order of Court heretofore made in this proceeding, by adver-
tisement for three successive weeks in the Baldwin Times, a news-
paper regularly published in this County, in its issues of July
26, 1928, August 2nd, 1928 and August 9th, 1928. Now comes J.B.
Blackburn, Esq., General Guardian ad litem of Baldwin County, ap-
pointed by the Judge of this Court, authorized by Act of the
Legislature of Alabama of 1931; the said Blackburn being an at-
torney-at-law, practicing in this Court not related by blood or
marriage to the fourth degree to the Petitioner, or to her at-
torney; to the defendant or to the Judge or Clerk of this Court,
or to any one concerned in this proceeding, to represent said and
protect the interests of Rosa Poser, Elizabeth Poser, Lucy Poser
and Walter Poser, the only minors concerned in this proceeding,
and files in Court his consent to act as such Guardian ad litem,
and comes also the said Erna Holman, formerly Erna Poser, the pe-
titioner, by her attorney, the said Guardian, Otto Poser, not ap-
pearing in Court. And it appearing to the Court, from statements
contained in petition filed in this cause, July 14, 1928 and amend-
ed petition, filed December 15, 1928, that said Otto Poser, as
such Guardian, has failed to file in this Court, in the time pre-
scribed by law, an inventory of the estate of his said wards, and
that the said Otto Poser has moved from the State of Alabama, and
his place of residence is unknown, and after diligent efforts by
petitioner his whereabouts cannot be ascertained, and that the
said Otto Poser, as such Guardian has permitted the property of
said minors to go to waste. And it further appearing that said
Guardian has not demanded a jury to try the issues of this case.

It is therefore ordered, adjudged and decreed by the Court,
that the said Otto Poser, Guardian as aforesaid of said minors,
be and he is hereby removed, and that the 27th day of May, A.D.,
1931, be and it is appointed a day for said Guardian to file his
accounts and vouchers for a final settlement of his said guar-
dianship, and that notice of this proceeding and the date set for
making said settlement, be given to said Otto Poser, who it is
determined, by evidence taken in open Court is a non-resident of
the State of Alabama, and his whereabouts is unknown, by publi-
cation for three successive weeks in the Baldwin Times, a news-
paper published in this County.


Judge of Probate Court,
Baldwin County, Alabama.

Received of
Gordon & S. L. Loring
May 1st 1891

4/30/91

Rosa Poser, et als, minors, :
Estate of :

In the Probate Court, Baldwin County
Alabama, Sept 4th, 1928.

This being the day appointed by continuance for hearing the petition of Erna Holman, formerly Erna Poser, for the removal of Otto Poser, guardian in this Court of Rosa Poser, et als, minors the grounds set forth in said petition. And it appearing to the Court that this cause is not ready for hearing.

It is therefore ordered by the court that this cause be continued to October 10th, 1928, by consent.

Judge of Probate.

Rosa Poser, Elizabeth Poser, Walter Poser, ! in the Probate Court
Lucile Poser, Gertrude Poser, Irmgard Poser, : of Baldwin county, Ala.
Erna Poser, Anna Poser and Alfred Poser, : April 19th, 1929.
 GUARDIANSHIP OF. !

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing.

It is ordered by the court, that said hearing be continued to May 21st A.D., 1929, by consent.

E. M. Humphreys

Judge of Probate.

W. L. H. H. H. H.

Quilman

4/19/29

Received in
Probate Matter of
X Corp 104

Published Every Thursday

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail
Editor and Proprietor

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

R. B. Vail, being duly sworn, deposes and says that *she* is
Asst. the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of

Notice to Non Residents
Otto Poser - estate.

Was published in said Newspaper for *3* consecutive weeks in the following issues:

Date of first publication	<i>Dec 20-1928</i>	Vol. <i>39</i>	No. <i>47</i>
Date of second publication	<i>27-1928</i>	Vol.	No. <i>48</i>
Date of third publication	<i>Jan 3-1929</i>	Vol.	No. <i>49</i>
Date of fourth publication	.....	Vol.	No.

Subscribed and sworn before the undersigned this *7th* day of

July 1931
J. W. Rice
Circuit Court

R. B. Vail
Asst. Publisher

Published Every Thursday

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail
Editor and Proprietor

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Mr. R. B. Vail

Asst. being duly sworn, deposes and says that *he* is
the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of

Notice to Non-Residents
Otto Poser - est.

NOTICE TO NON-RESIDENTS

Notice is hereby given to Otto Poser, and to any other person or persons concerned in the following proceedings in the Probate Court of Baldwin County, Alabama.

State of Alabama, Baldwin County Probate Court.

In the matter of the state of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors:

Notice is hereby given, that Mrs. Erna Holman, (formerly Erna Poser) has filed in this Court her petition asking for the removal of Otto Poser as the guardian, in this Court, of above named minors, on grounds recited in said petition, and that the Court has appointed the 21st day of August, 1928, as a day for the hearing of said application, at which time all parties interested may appear and contest said petition should they think proper to do so.

G. W. HUMPHRIES,
Judge of Probate

28-31.

Was published in said Newspaper for *3* consecutive weeks in the following issues:

Date of first publication	<i>July 26 - 1928</i>	Vol. <i>39</i>	No. <i>26</i>
Date of second publication	<i>Aug 2 - 1928</i>	Vol.	No. <i>27</i>
Date of third publication	<i>9 - 1928</i>	Vol.	No. <i>28</i>
Date of fourth publication	.....	Vol.	No.

Subscribed and sworn before the undersigned this *7th* day of

July 1931
W. H. ...
Circuit Court.

Mr. R. B. Vail
Asst. Publisher

Published Every Thursday

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

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

R. B. Vail
Editor and Proprietor

NON-RESIDENCE NOTICE

To Otto Poser, whose address is unknown, and to the American Surety Company, of New York, sureties on the official bond of said Otto Poser, as Guardian in this Court of the persons, goods, and chattels, right and credits of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, and Alfred Poser, minors, and to all others concerned in the following proceedings in the Probate Court of Baldwin County, Alabama:

Notice is hereby given, that at a Probate Court held on the 4th day of September, A. D., 1928 on the petition of Mrs. Erna Holman, formerly Erna Poser, Otto Poser, as the Guardian in this Court of the above named minors, was removed and his letters of guardianship heretofore granted to him, upon the person and estate of said minors, was annulled and revoked, and he is hereby required to appear in and before this Court on or before the 10th day of October, A. D., 1928, and file his accounts and vouchers for a final settlement of his administration.

G. W. HUMPHRIES,
33-34. Judge of Probate.

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Mr. R. B. Vail....., being duly sworn, deposes and says that he is

Asst. the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay

Minette, Baldwin County, Alabama; that the notice hereto attached of

*Notice to Non-Resident -
Otto Poser. est.*

Was published in said Newspaper for 3 consecutive weeks in the following issues:

Date of first publication	<u>Sept. 13. 1928</u>	Vol. <u>29</u>	No. <u>33</u>
Date of second publication	<u>20. 1928</u>	Vol.	No. <u>34</u>
Date of third publication	<u>27. 1928</u>	Vol.	No. <u>35</u>
Date of fourth publication	.....	Vol.	No.

Subscribed and sworn before the undersigned this 7th day of

July 1931
J. M. Richardson
Clerk Circuit Court.

Mr. R. B. Vail
Asst. Publisher

Jesse F. Hogan
Attorney and Counselor at Law
VAN ANTWERP BUILDING --
Mobile, Ala.

828

13
12

35
2/0

May 8, 1930

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Ala.

Dear Judge:

in re Mrs. Erna Holman vs. Otto Poser, as Guardian for Rosa Poser, et al.

Please advise me if this proceeding is to state an account against Otto Poser, as well as to remove him.

Please send me the original petition and supplemental petition, so that I may have copies made. If you do not care to do that, if it is convenient, please send me copies.

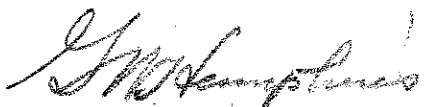
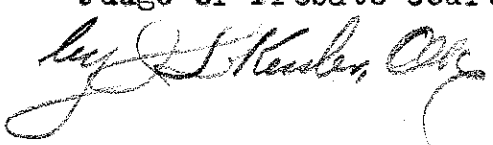
Very truly yours,
JESSE F. HOGAN

JFH

Rosa Poser, Elizabeth Poser, Walter Poser, | In the Probate Court
Lucile Poser, Gertrude Poser, Irmgard Poser, : of Baldwin county, Ala.
Erna Poser, Anna Poser and Alfred Poser. | December 6th, 1929.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1929, for the removal of Otto Poser as the guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the court, that said hearing be continued to January 8th, 1930, by consent.


Judge of Probate Court.


Rosa Poser, et als, minors,) In the Probate Court of Baldwin
: County, Alabama,
Guardianship of.) October 10th, 1928.

This being the day appointed for Otto Poser, as the Guardian in this Court of the above named minors, to file in this Court, his accounts and vouchers for a final settlement of his guardianship. And it appearing to the Court that it will be advantageous to give more time for the filing of accounts and vouchers for this settlement.

It is therefore ordered by the Court, that this settlement be continued to November 12, 1928.

Judge of Probate.

Probate Court

Soldier's Court

Mo

In the matter of the estate of
Rose Poon, a minor, et al

Clerks Mrs. Emma Holman and
Moses. The Court to determine her
petition to remove the power
of guardianship of the said minor
without prejudice.

Henry D. Brown

Atty for Emma Holman et al.

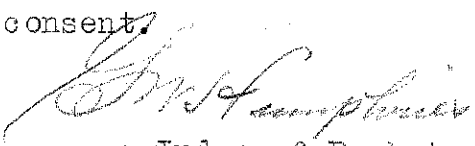
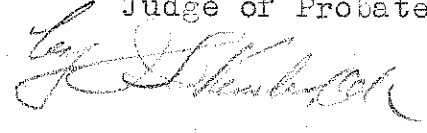
Rosa Poser, Elizabeth Poser, Walter Poser,
Lucile Poser, Gertrude Poser, Irmgard Poser,
Erna Poser, Anna Poser and Alfred Poser,

¶ In the Probate Court
: of Baldwin county, Ala
: March 19th, 1929.
¶

GUARDIANSHIP OF

This being the day appointed by continuance for hearing the application of Erna Holman, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the guardian in this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and the same not being ready for hearing.

It is ordered by the court that said hearing be continued to April 19th, A.D., 1929, by consent.


Judge of Probate.


Chickadee

3/9/29

15-

THE STATE OF ALABAMA, }
BALDWIN COUNTY, }

COURT OF PROBATE.

IN THE MATTER OF THE ESTATE OF
ROSA POSER, ELIZABETH POSER, WALTER POSER,
LUCILLE POSER, GERTRUDE POSER, IRMGARD POSER,
ERNA POSER, ANNA POSER, and ALFRED POSER,
MINORS, }

O R D E R .

This matter comes on to be heard upon the petition of Otto Poser, Guardian to lease that certain ranch or farm commonly known as the Chas. Doelz place, situate in Ouray County, Colorado, which the guardian was forced to take back from one J.H. Peterson who defaulted in his payments of second mortgage, for the sum of \$400.00 payable \$200. in cash on or before April 1, 1927 and \$200.00 on or before Jan. 1, 1928, said lease to commence on April 1, 1927 and expire at noon on April 1, 1928, with privilege of renewal for one year, together with other usual covenants generally contained in leases of this kind;

And the Court having examined the petition, and now being advised Doth Find that the said lease is fair and is to the best interests of said estate, and the Court doth hereby approve of same; and the said Guardian, Otto Poser, is hereby empowered, authorized and directed to make and enter into said lease with the party who offered to lease it from him at the terms above stated.

Done in open Court this _____ day of _____ A.D. 1927

BY THE COURT:

JUDGE.

Not to be heard

Wm. H. H. H.

ROBT. E. GORDON
DAVID H. EDINGTON
NORVELLE R. LEIGH, JR.

GORDON, EDINGTON & LEIGH
ATTORNEYS AT LAW
1011-15 MERCHANTS NATIONAL BANK BUILDING
MOBILE, ALABAMA

January 6, 1930

Judge G. W. Humphries,
Judge of Probate Court,
Bay Minette, Alabama.

Dear Judge:-

In re; case of Otto Poser, and which is growing more like Banquo's ghost, we are compelled to ask that you grant us another indulgence in this matter.

We have conferred with the representatives of the Bonding Company and it is perfectly agreeable with them. We are having a great deal of trouble in getting together any concrete facts upon which we can file deposition and take the testimony of the witnesses, and for this reason, it is necessary to ask that you will pass it until your next term.

Thanking you for your courtesy in this matter and hoping for you and your force a very happy and prosperous year, and asking that you advise us your pleasure in the matter, we remain,

Very respectfully yours,

GORDON, EDINGTON & LEIGH

By



REG/L

PILLANS, COWLEY & GRESHAM
LAWYERS AND PROCTORS
VAN ANTWERP BUILDING
MOBILE, ALA.

PALMER PILLANS
WILLIAM COWLEY
ALEXIS T. GRESHAM
ROBERT T. ERVIN, JR.

CABLE ADDRESS: PTAH

December 10, 1928.

Hon. G. W. Humphries,
Judge of Probate,
Bay Minette, Alabama.

Dear Judge:-

RE: . POSER MINORS.
Our File No. 6135.

The writer has just talked over the telephone with Mr. Henry Moorner, attorney for the petitioner. He has confirmed your statement that this matter is set for hearing for Wednesday, December 12th, at ten o'clock, instead of Tuesday, December 11th, as we thought. Mr. Moorner stated that he is preparing a new petition which he proposes to file with you, either on Wednesday morning or prior thereto, and that he intends to dismiss the present proceedings Wednesday morning at ten o'clock.

It was agreed between Mr. Moorner and the writer that we would not go to Bay Minette on Wednesday morning, as there would be no orders or decrees asked of the Court by him, other than dismissal of the old petition and filing of the new petition, and, acting on this understanding, we do not plan to go to Bay Minette Wednesday morning to attend court, unless notified by you that there will be matters coming up on Wednesday morning in which we are interested.

If, therefore, you think that for any reason we should be present Wednesday morning at ten o'clock, kindly call us over long distance telephone or wire us to that effect. If you use long distance, have the charges reversed; if you use the telegraph, send message collect.

Mr. Moorer has promised to mail us a copy of the pleadings which he will file.

With kindest regards, we are

Very truly yours,

PILLANS, COWLEY & GRESHAM,

Per William Cowley

CC:
Henry D. Moorer, Esq.

WC:T

Lilla Penton

Power House

Feb 19/28

Rosa Poser, Elizabeth Poser, Walter Poser,	!	In the Probate Court of
Emile Poser, Gertrude Poser, Armyard Poser,	:	Baldwin County, Ala.,
Erna Poser, Anna Poser and Alfred Poser,	:	October 3rd, A.D., 1929.
GUARDIANSHIP OF.	!	

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the Guardian in this Court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the Court, that said hearing be continued to November 8th, A.D., 1929, by consent.

Wm. H. Thompson

Judge of Probate Court.

Wm. H. Thompson

RECEIVED
 NOV 10 1929
 CLERK OF PROBATE COURT

G. L. LAMBERT, JUDGE

OFFICE OF

L. A. EASTERLY, CLERK

JUDGE OF PROBATE COURT

BALDWIN COUNTY, ALABAMA

BAY MINETTE, ALA.

Antinances

10/3/21

Recorded in "D"
Probate minutes
of Page 181

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

Before me, K. C. Cuthbert, a Notary Public in and for said County in said State, personally appeared Jesse F. Hogan, who is known to me, who being by me first duly sworn deposes and says that he is the attorney of record for Erna Holman, Petitioner; that the said witness, Grover C. Huffnagel, is material, and that he is a non resident, residing in the State of Colorado, and that his Post Office address is Ridgway, Colorado.

Subscribed and sworn to before me
on this 9th day of May, 1930.

Th. C. Leach
Notary Public, Mobile County, Alabama.

11
Copy

IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.

) IN THE PROBATE COURT OF
(
)
(
) BALDWIN COUNTY, ALABAMA.
(

CROSS INTERROGATORIES PROFOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE
POSER, GERTRUDE POSER AND IRMYARD POSER, MINORS, TO GROVER C. HUFNAGEL,
A WITNESS FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: Attach copies of all papers referred to by you in
your answer to the direct interrogatories.

SECOND: State in detail all assets turned over by you to
Otto Poser.

W C Beebe
GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.

1

Copy

IN RE OTTO POSER AS GUARDIAN OF
ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.

IN THE PROBATE COURT OF


BALDWIN COUNTY, ALABAMA.

CROSS INTERROGATORIES PROPOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE POSER,
GERTRUDE POSER AND IRMYARD POSER, MINORS, TO J. H. PETERSON, A
WITNESS FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: State the full amount of the indebtedness originally
owed by you in the transaction referred to in the interrogatories.

SECOND: Attach a copy of the mortgage, contract, notes or
other instruments evidencing and securing the said indebtedness.

THIRD: State how much is still owing under the said contract.


GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.

Copy

IN RE OTTO POSER AS GUARDIAN
OF ROSA POSER, ELIZABETH POSER,
WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMYARD POSER,
ERNA POSER, ANNA POSER and
ALFRED POSER, Minors.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

CROSS INTERROGATORIES PROPOUNDED BY W. C. BEEBE, GUARDIAN
AD LITEM FOR ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE POSER,
GERTRUDE POSER AND IRMYARD POSER, MINORS, TO CAESAR BERTA, A WITNESS
FOR PETITIONER IN THE ABOVE STYLED CAUSE.

FIRST: If you say that you bought lands from Otto Poser as
guardian, state the full purchase price of said lands and give a
description of the said lands.

SECOND: State how much principal and interest has been
paid on the purchase price and if any state the amount of principal
and interest remaining unpaid on the said purchase price.

THIRD: If you answer that you made payments to Otto Poser
please attach all receipts and cancelled checks pertaining to such
payments. Attach to your deposition a copy of your contract or deed
of purchase and a copy of the mortgage or other instruments, together
with copies of notes, evidencing and securing the unpaid purchase
money.

W C Beebe
GUARDIAN AD LITEM FOR ROSA POSER,
ELIZABETH POSER, WALTER POSER,
LUCILE POSER, GERTRUDE POSER and
IRMYARD POSER, Minors.

STATE OF ALABAMA,
BALDWIN COUNTY.

TO THE HONORABLE G. W. HUMPHRIES, JUDGE OF THE PROBATE COURT,
BALDWIN COUNTY, ALABAMA.

Your petitioner, Mrs. Erna Holman, who files this petition in her own behalf and as the next friend of Rosa Poser, Elizabeth Poser, and Walter Poser, your petitioner being twenty one years of age and a resident of Foley, Alabama, most respectfully shows unto Your Honor as follows:-

FIRST: That on the 2nd., day of April, 1923, Otto Poser was appointed guardian of your petitioner and the following persons, who were minors at such time, to-wit:- Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Immyard Poser, Ernoa Poser (petitioner) Anna Poser, and Alfred Poser, all of whom were residents of Foley, Alabama, at the time of the appointment of said guardianship and all of whom are now residents of Foley, Alabama, with the exception of Anna Poser who resides at Withita, Kansas, and since the appointment of said guardianship, the said Alfred Poser, Anna Poser and your petitioner, have reached the age of twenty one years and are at this time over twenty one years of age.

SECOND: That the said Otto Poser has failed to file in the time as prescribed by law, an inventory as guardian of the estate of said wards hereinabove named and that the said Otto Poser has moved from the state of Alabama, and that his place of residence is unknown to your petitioner and that she has made diligent effort to ascertain such residence but has been unable to do so and that your petitioner further represents that the said Otto Poser has committed waste of the wards property and has so neglected the affairs of the above named minors as to permit the property of the said minors to go to waste.

THIRD: That the said Otto Poser as said guardian has made no partial settlement or final settlement as guardian as aforesaid.

Jesse F. Hogan
Attorney and Counselor at Law
-- VAN ANDERWEGE BUILDING --
Mobile, Ala.

May 8, 1930

Hon. G. W. Humphries,
Judge Probate Court,
Bay Minette, Ala.

Dear Sir:

I am enclosing herewith interrogatories addressed to J. H. Peterson, a witness for Mrs. Erna Holman. I presume these interrogatories should lie ten days before the commission is issued. I have suggested Mr. Joseph Atkinson, Montrose, Colorado, as a competent person to act as commissioner to take the deposition of the witness. Please mark this interrogatory filed, and forward it with the commission after the expiration of ten days. If you like, you may send it to me, and I will send it to the commissioner.

I am also enclosing an affidavit as to this witness being material, and that he is a non resident.

Very truly yours,

Jesse F. Hogan

167897

FARMERS & MERCHANTS BANK

DIRECTORS;

H. S. DENNISTON
H. C. DREIS
V. F. GAAR
D. Z. GROVE
GEORGE HOLK
H. L. MCCAIN
MRS. W. A. STODDARD

CAPITAL \$40,000.00

FOLEY, ALABAMA

June 6th. 1931

*Let it be understood that this is a copy of the original
this 8th day of June AD 1931
and filed June 8th 1931*
Mrs. Etna Holman,
Foley, Ala.

E. F. Sanders, Assistant Cashier
by J. L. Hark, Clerk

Dear Mrs. Holman:

With further reference to the check payable to the Otto Poser Heirs which was handled by the South Baldwin State Bank under date of May 5th. 1923 amounting to \$ 2089.63 we beg to state that there is no record of this check being returned unpaid or is there any record of this item being entered for collection and deposited at a later date and we are of the opinion that the bank paid out the cash on the check at the time they received it. We cannot find and record of him having paid any note with the proceeds of this item.

Yours very truly,

E. F. Sanders
Asst. Cashier.

THE [illegible] [illegible]

LETTER [illegible]

Letter [illegible]

in [illegible]

of [illegible]

[illegible signature]

[illegible text]

[illegible text]

[illegible text]

[illegible text]

ROSA POSER, et als, minors,

ESTATE OF

In the Probate Court, Baldwin county
Alabama, August 21st, 1928.

This being the day regularly appointed by the Court for hearing the petition of Erna Holman, formerly Erna Poser, for the removal of Otto Poser, guardian in this Court of Rosa Poser, et als, minors, on the grounds set forth in said petition. And it appearing to the court, that this cause is not ready for hearing.

It is therefore ordered by the court that this cause be continued to September 4th, 1928, by consent.

J. W. Humphreys

Judge of Probate.

W. S. Kershaw

Cumulative

8/21/28

Revised - 1928
Page 14

In the matter of the Guardianship
Walter Poser, Lucile Poser, Ger-
trude Poser, Irmyard Poser, Erna
Poser, Anna Poser and Alfred Poser.

To the Probate Court of
Baldwin County, Alabama,
July 7th, 1931.

This being the day regularly appointed by the Court for allow-
ing and passing the account heretofore stated by the Court, against
the guardian of said minors. And it appearing to the Court that
this cause is not ready for hearing on this day, and that a con-
tinuance of said hearing has been requested.

It is therefore ordered by the Court that this cause be con-
tinued to come up for hearing again on July 14th, 1931, by consent.

E. P. Humphreys
Judge of Probate Court.

J. L. Tucker, Clerk

In the matter of the guardianship of

ROSA POSER, ELIZABETH POSER, WALTER POSER, LUCILE POSER,
GERTRUDE POSER, IRMGARD POSER, ERNA POSER, ANNA POSER &
ALFRED POSER, MINORS.

Came Otto Poser, guardian of Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser, and Alfred Poser, minors, duly appointed by this Court, and filed in this Court on this day an instrument in writing praying an order of the Court, authorizing him the said Otto Poser, as such guardian, to lease or rent the lands of said minors for the term of one year; which said instrument is in words as follows, to-wit:

The State of Alabama, Baldwin county--Court of Probate.

In the matter of the Estate of
Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, minors
Now on this day comes Otto Poser and reports and gives the Court to understand:

That he, as guardian of the estate of the aforesaid minors, was obliged to take back the land held under second mortgage of one J. H. Peterson situate in Ouray County, Colorado, which said mortgage was, by stipulation filed on or before March 17, 1923, in the county court, Ouray county, Colorado, valued at \$10,500.00, in settling the estate of said Peterson, deceased.

That The Federal Land Bank of Wichita Kansas, holds a first mortgage on said Peterson land in Ouray County, and there is no sums of money available to pay the interest on said loan, or taxes on said property and other necessary expenses for this year, said total expenses amounting to about \$800.00.

That the value of land in Ouray County has decreased, and that the said Otto Poser, Guardian is not in a position to farm said Peterson land, in order to derive an income wherewith to meet said expenses or any part thereof.

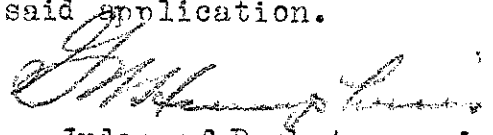
That he has been offered the sum of \$400.00 in cash, payable as follows: \$200.00, at the making of lease and \$200 payable Jan 1, 1928, for the leasing of said Peterson land, commonly known as the Chas. Doelz place; Provided that permission to renew lease for another year be likewise given.

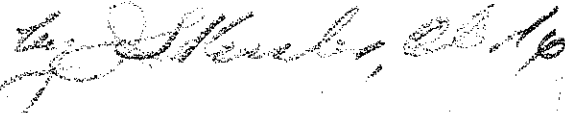
That the said \$400 appears to him to be the best price obtainable as rent for said place per annum, and he respectfully requests the Court to give him permission to lease said land on the terms aforesaid, from April 1, 1927 to April 1, 1928.

Otto Poser, Guardian.

And it appearing to the Court that Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser are minors, and that H. M. Hall, Esq., is a suitable and proper person to represent their interests in this proceeding,

It is therefore ordered that he be, and he is hereby, appointed by the Court guardian ad litem to represent the interests of said minors Rosa Poser, Elizabeth Poser, Walter Poser, Lucile Poser, Gertrude Poser, Irmgard Poser, Erna Poser, Anna Poser and Alfred Poser, upon the hearing of this application; and it is further ordered that the 28th day of January, A.D., 1927, be set for the hearing of said application.


Judge of Probate.



Receipts

1923			
May	Cash - Collected by Com.	2087.63	✓
Apr 26	Outman - 744 - 10.00	10.00	✓
Oct 6	Revenue - 10.00	200.00	✓
Oct 27	"	300.00	✓
Nov 9	"	1500.00	✓
Nov 14	"	60.00	
Nov 15	"	69.66	
Nov 15	"	200.00	
1927	Ray - 10.00	200.00	
July 19	Antonio F. Reuf	200.00	
Oct 1	"	200.00	
		15319.74	

Mr. L. Humphries
Bay Minette Ala.

Wiley Ala.
May 12, 1930.

Dear Sir: -

I have here a letter
stating that Mr. Otto Poser Esq.
holds a receipt for stock in the
Uncomphague Valley N. Y. L. R.
it is numbered 380 Dated 26th of
Jan 1927 for 60 shares. If you
have it on record or have any papers
there showing who is the rightful
owner of that stock I wish you would
let me know.

Please look it up as soon
as possible as they are anxious
to know who is the rightful
owner of that stock; Mrs. Poser or
the heirs of the estate.

Thanking you for your
immediate attention and reply.

Very truly yours,

Mrs. Anna Holman

98
49

150

Rose Poser, Elizabeth Poser, Walter Poser, : in the Probate Court
Lucile Poser, Gertrude Poser, Armyard Poser, : Baldwin County, Ala.
Erna Poser, Anna Poser and Alfred Poser. : February 7th, 1930.

This being the day appointed by continuance for hearing the application of Erna Holman, nee Erna Poser, filed in this court on the 15th day of December, A.D., 1928, for the removal of Otto Poser as the guardian in this court of Rosa Poser, Elizabeth Poser, Walter Poser, Lucy Poser, Gertrude Poser, Armyard Poser, Erna Poser, Anna Poser and Alfred Poser, minors, and said petition not being ready for hearing.

It is ordered by the court, that said hearing be continued to March 26th, A.D., 1930, by consent.

J. W. Humphreys
Judge of Probate.

E. A. MOORE
LICENSE INSPECTOR
BALDWIN COUNTY

BAY MINETTE, ALA., _____ 192 _____

2/2/20

Recorded -
Baldwin County
240

15-

Bay Minette, Ala.

Feb 25

1924

Otto Poser, Guardian

of Poser Minors

In Account With

G. L. Lambert

JUDGE OF PROBATE, BALDWIN COUNTY

Please Return this Bill With Remittance.

Mortgage Tax Recording Fee Total

Deed
Recording Mortgage from

to

To Preparing copies of bonds and Letters
of Guardianship Otto Poser, Guardian
of Poser minors
To 3 certified Exemplified Copies

130

150

280