

IN THE MATTER OF THE PETITION

No. 966. of

Ruby Callaway

BALDWIN
CIRCUIT COURT, ~~MOBILE~~ COUNTY
Bay Minette,
At ~~Mobile~~ Alabama,
(In Equity)

This proceeding is submitted on the petition of

Ruby Callaway

for removal of the disabilities of non-age of EUNICE CALLOWAY

and upon the Affidavits of Wm. W. Killcrease and John McMillan
AND Jesse M. Smith,

and upon consideration the Court is satisfied that it would be to the interest of said minor to be relieved of the disabilities of non-age.

It is therefore ordered, adjudged and decreed that the petition be granted, and that Eunice

Callaway be, and hereby is, relieved of the disabilities of non-age, and is vested with the right to sue and be sued, to contract, to buy, to sell and convey real estate, and generally to do and perform all the acts which she could lawfully do if she were of the full age of twenty-one years.

It is further ordered that Eunice Callaway file a certified copy of this decree in the office of the Probate Judge of Baldwin County, and a certified copy hereof in the office of the Probate Judge of each other County in this State in which she may hereafter reside, or in which she may do any business or make any contracts.

It is further ordered that Eunice Callaway pay the costs of this proceeding, for which execution may issue.

This May 21, 1931

A. W. Hare
Judge.

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

No. _____

TO THE HONORABLE F. W. HARE, JUDGE:-

The petition of Ruby Calloway of Stockton in Baldwin

County, Alabama, respectfully shows unto your Honor.

1. Petitioner is a resident of Baldwin County, Alabama, and is the mother of Eunice Calloway. The father of said Eunice Calloway, viz: T. W. Calloway, is dead. The said Eunice Calloway is a minor

nineteen years of age and has no guardian. Petitioner and the said Eunice Calloway are now and both of them have been bona fide res-

idents of Baldwin County, Alabama for the past nineteen years con- tinuously. Petitioner is not the guardian of said Eunice Calloway. The said Eunice Calloway is of mature judgment and of sober and industrious habits. She is a young woman of superior intelli-

gence and is capable of taking care of her own business affairs. The said Eunice Calloway has an interest in personal and real

property in Baldwin County, Alabama and desires to assume personal control over her estate, which petitioner avers she is capable of doing and petitioner believes that it will be greatly to her advan-

tage to do so.

Wherefore the undersigned, Ruby Calloway as petitioner, prays your Honor to hear and determine the matter of this, her petition, and that in order to complete a consummation of the premises your Honor will decree that the disabilities of non-age of said Eunice Calloway arising from the minority and non-age of the said Eunice Calloway be removed and that the said Eunice Calloway be vested with

the right to contract, sue and be sued, to buy and sell and convey real estate and other personal property and to do and perform all things and acts which she could lawfully do on her becoming the age of twenty-one years.

Sworn to and subscribed before me this 15 day of May, 1931.
Mrs. Ruby Calloway

Notary Public, Baldwin County, Alabama.
A. J. Newberry
ATTORNEY

Ruby Calloway

IN EQUITY

You will please take notice that Ruby Calloway has filed petition in the Circuit Court of Baldwin County, Alabama, Equity side, seeking to have your disabilities of non-age removed.

Witness my hand this 15th day of May, 1931.

REGISTER.

CIRCUIT COURT, BALDWIN COUNTY,
ALABAMA, IN EQUITY, No. 946

Petition

of

Ruby, Calloway

N O T I C E

Issued May 15th, 1931.

*J. R. Williams
Register*

Received this 15th day of May 1931 and on
same date executed by returning a copy on
Emmie Calloway

M. R. Stuart, Sheriff
By R. D. McPhaul A.S.

NO. 966

Petition

of

Ruby Calloway

In this proceeding it is ordered that
proof be made by affidavit.

Dated this 16th day of May, 1931.

F. W. Hare
Judge

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA, EQUITY No. 966

Petition

of

Ruby Calloway

ORDER DIRECTING METHOD OF PROOF

DATED MAY , 1931.

Petition

No. 966 of

Ruby Calloway.

This cause coming on to be heard is submitted for
decree on the petition and affidavit as noted by the Register.

Dated this 21 day of May, 1931.

J. W. Hare
Judge

No. _____

Petition

of

Ruby Calloway

ORDER OF SUBMISSION

Handwritten signature

NOTE OF EVIDENCE.

No. 966

Petition

of

Ruby Calloway

At the hearing of this cause the following note of evidence was taken, to-wit:

FOR COMPLAINANT

Sworn petition

Affidavits of Wm. W. Killcrease and

John McMillan *and*

J. W. Smith

FOR RESPONDENT

Attest:

T. W. Pierson
REGISTER

STATE OF ALABAMA, |
COUNTY OF MOBILE.. |

Before me, Ruth Macdonald, a Notary Public in and for
said State and County, ~~XXXXXX~~, personally appeared Wm. W.

Killcrease who, upon oath deposes and says:

Affiant is not of counsel nor of kin to Ruby Calloway,
the petitioner or to Eunice Calloway, the minor and has no interest
in the outcome of this proceeding, whereby it is sought to remove
the disabilities of non-age of said minor. Affiant knows the
minor, Eunice Calloway and has known her for 19 years. She
is un-married and is a young woman of good sense, over eighteen
years of age and is intelligent. Affiant believes that she is
fully competent to attend to her own business affairs and that
it will be to the interest of the said Eunice Calloway that this
court decree that her disabilities of non-age be removed.

Wm. W. Killcrease

Subscribed and sworn to before
me this 15th day of May, 1931.

Ruth Macdonald
Notary Public, Mobile County, Alabama.

STATE OF ALABAMA,
COUNTY OF MOBILE.

Before me, Ruth Macdonald, a Notary Public, in and for
said State and County, ~~XXXXXX~~, personally appeared John
McMillan ----- who, upon oath deposes and says:

Affiant is not of counsel nor of kin to Ruby Calloway,
the petitioner or to Eunice Calloway, the minor and has no interest
in the outcome of this proceeding, whereby it is sought to remove
the disabilities of non-age of said minor. Affiant knows the
minor, Eunice Calloway and has known her for 18 years. She
is un-married and is a young woman of good sense, over eighteen
years of age and is intelligent. Affiant believes that she is
fully competent to attend to her own business affairs and that
it will be to the interest of the said Eunice Calloway that this
court decree that her disabilities of non-age be removed.

John McMillan

Subscribed and sworn to before
me this 15th day of May, 1931.

Ruth Macdonald
Notary Public, Mobile County, Alabama.

STATE OF ALABAMA, i

COUNTY OF BALDWIN. i

Before me, Thomas W. Richerson, Clerk of the Circuit Court of Baldwin County, Alabama, personally appeared *Jessie*
ue. Scrish who, upon oath deposes and says:

Affiant is not of counsel nor of kin to Ruby Calloway, the petitioner or to Eunice Calloway, the minor and has no interest in the outcome of this proceeding, whereby it is sought to remove the disabilities of non-age of said minor. Affiant knows the minor, Eunice Calloway and has known her for *19* years. She is un-married and is a young woman of good sense, over eighteen years of age and is intelligent. Affiant believes that she is fully competent to attend to her own business affairs and that it will be to the interest of the said Eunice Calloway that this court decree that her disabilities of non-age be removed.

Jessie M. Scrish

Subscribed and sworn to before
me this *13* day of May, 1931.

T. W. Richerson
Clerk, Circuit Court, Baldwin County, Alabama.

B. F. McMILLAN, JR.
ATTORNEY AT LAW
803-806 VAN ANTWERP BLDG.
MOBILE, ALABAMA

May 22nd, 1931.

Mr. T. W. Richerson, Clerk,
Circuit Court,
Bay Minette, Alabama.

Dear Tom:-

I am herewith sending you the following papers, viz:

Petition for removing disabilities of non-age of
Eunice Calloway, a minor.

Notice to the minor with Sheriff's return of service.

Order that proof be made by affidavit.

Order of submission.

Note of evidence.

Affidavits of Wm. W. Killcrease, John McMillan and
Jesse M. Smith.

Final decree removing disabilities of non-age.

When I was in your office last I left with you a copy of this decree which will have to be certified and filed in the Probate Court under Section 8286 of the Code. I wish you would certify the copy I left with you and file with the Probate Judge immediately, notifying me when you have done so because I want to close the estate of T. W. Calloway at the very earliest possible moment and I can't do this until the decree is certified and filed so that the minor can acknowledge receipt of all funds coming to her.

Advise me in the enclosed, stamped envelope as soon as you file the certified copy in the Probate Court.

Yours very truly,

Mc/M
Encls.

B. F. McMillan

*Certified Copy filed in Probate
Court May 23/1931*

*T. W. Richerson
Register*