

1019

MIXON, COY,
An Intemperate Person,
ESTATE OF.
O. C. HALL, TRUSTEE.

IN THE CIRCUIT COURT-EQUITY SIDE
STATE OF ALABAMA
BALDWIN COUNTY.

REPORT OF SALE AND PETITION FOR CONFIRMATION.

Comes your Petitioner, O. C. Hall, as Trustee of the Estate of Coy Mixon, an Intemperate Person, heretofore duly appointed and qualified in this Court, and shows unto this Court and unto your Honor as follows:-

That on heretofore, to-wit, October 13th, 1931, he, as Trustee of the estate of Coy Mixon, an Intemperate Person, filed a Petition in this Court requesting permission of the Court for an order to invest money from the principal of the Estate of the ward into a home for said ward; that on October 17th, 1931, a decree of this Court was rendered authorizing your Petitioner, the said O. C. Hall, as such Trustee, to purchase for his ward, Coy Mixon, out of the principal sum of his estate, subject to the confirmation of this Court, a suitable house and lot in the Town of Bay Minette, Alabama, in keeping with the proceeds and assets of the estate of the said Coy Mixon and his station in life, and said Trustee was further ordered by the Court to report his actions in the premises and to submit along with the same a Deed from the vendor of said premises, together with an Abstract of Title and Opinion thereon for the consideration and confirmation of the Court.

Your Petitioner herewith reports that he has, pursuant to the terms of said Decree, purchased for his said ward such a home, for and at the price of Thirty-five Hundred Dollars (\$3500.00) and in support thereof submits herewith a Warranty Deed from Origin C. Hall and Orpah M. Hall, his wife, to Coy Mixon covering the following described property, viz:-

Lots Numbered Five (5) and Six (6) in Block Thirty-two (32) of the Hand Land Company's Addition to the Town of Bay Minette, as per Plat thereof recorded in Deed Book 4 N. S., pages 158 et seq;

(page two)

Abstract of Title to the above described property, compiled by Cornelia Hall, Licensed Abstractor, under date of October 22nd, 1931, and an Opinion on the title thereof rendered by R. C. Heard, Attorney at Law, under date of October 29th, 1931, together with Affidavits by W. D. Stapleton and J. H. Stacey as to the value of said property.

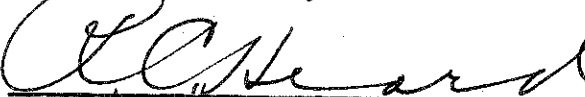
WHEREFORE, your Petitioner prays that this Court will proceed to a hearing hereon and hereof and that said sale be in all things confirmed, and that said Trustee be ordered to pay over to the vendor the purchase price of Thirty-five Hundred Dollars (\$3500.00) for said property, and to receive therefrom the Deed to said property.

That it has been necessary for your Petitioner to employ an Attorney in the premises to represent him in this proceeding and in the preparation of the necessary papers, and the rendering of an Opinion on the title to the property conveyed;

WHEREFORE, your Petitioner asks the Court to allow said Attorney a reasonable attorney's fee to be paid out of the proceeds of said estate.


As Trustee.

Sworn to and subscribed before me, a Notary Public whose seal is hereto affixed, this 16th day of December, 1931.


Notary Public, Baldwin County,
State of Alabama.

RECORDED

REPORT OF SALE AND PETITION
FOR CONFIRMATION.

MIXON, COY,
An Intemperate Person,

ESTATE OF.

O. C. HALL, Trustee.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

Filed December 16, 1931

J. W. Heard
Register

LAW OFFICES

HYBART, HEARD
& CHASON

BAY MINETTE, ALABAMA

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority in and for said State and County, personally appeared J. H. Stacey, who is known to me and who after being by me first duly and legally sworn doth depose and say under oath as follows:

That his name is J. H. Stacey; that he is over the age of twenty-one years and is a resident of Baldwin County, having been such a resident for the past 22 years; that he is a Retail Druggist, operating a Drug Store in the Town of Bay Minette, Alabama; that he is familiar with the real estate conditions prevailing both in Bay Minette and in Baldwin County, having from time to time had occasion to deal in both farm lands and improved town property; that he is intimately acquainted with real estate conditions due to his residence there and his holdings located in the city; that he knows the lines and corners of the following described property, viz:-

Lots Numbered Five (5) and Six (6) in Block Thirty-two (32) of the Hand Land Company's Addition to the Town of Bay Minette, as per Plat thereof recorded in Deed Book 4 N. S., pages 158 et seq., of the records of Baldwin County, Alabama;

That he is acquainted with the prices prevailing in the locality where these lots are situated, both from a general and a personal knowledge, and based upon such knowledge believes that these lots, together with the improvements thereon, are worth \$3500.00; that these lots could not be purchased and a house erected thereon at this particular time for less than the above stated amount; that he considers this property well located, accessible to both schools

(page two)

and churches, in a desirable neighborhood and in a good state of repair, and feels that at the figure above stated it would be a good investment to purchase this property for anyone desiring a home in the corporate limits of the Town of Bay Minette.

J. H. H. H.

Sworn to and subscribed before
me, a Notary Public whose seal
is hereto affixed, this 28th
day of October, 1931.

R. H. H. H.

Notary Public, Baldwin County,
State of Alabama.

RECORDED

Filed Oct 28, 1931

For Reimbursement
Request

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority, personally appeared W. H. Hawkins, who is known to me and who after being by me first duly and legally sworn doth depose and say under oath as follows:-

That his name is W. H. Hawkins; that he is a practicing attorney at the Bar of Baldwin County, Alabama, having practiced law for more than 25 years, and is thoroughly familiar and conversant with the fees charged by the Baldwin County Bar; that he has examined all the papers in the file relating to the Petition of O. C. Hall, as Trustee, to purchase for Coy Mixon a home out of the principal of the estate of said ward, and that based upon his experience as heretofore set out, he believes that a reasonable attorney's fee for representing the Trustee in such proceedings should be One Hundred Twenty-five Dollars (\$125.00).

W. H. Hawkins

Sworn to and subscribed before me, a Notary Public whose seal is hereto affixed, this 16th day of December, 1931.

Mary J. Green
Notary Public, Baldwin County,
State of Alabama.

(affix seal)

C O P Y.

MIXON, COY, An Intemperate Person, ESTATE OF. O. C. HALL, Trustee.	}	IN THE CIRCUIT COURT-EQUITY SIDE STATE OF ALABAMA BALDWIN COUNTY. NO. _____.
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This matter coming on for a hearing on sworn petition of Trustee as noted by the Register, petitioning as said Ward, Coy Mixon, has no home of his own, but is making his home with his mother some ten miles from Bay Minette, Alabama, and that it is necessary for him to make daily trips to and from his home to Bay Minette in pursuance of his business and that he desires to purchase a home in the Town of Bay Minette, Alabama, in order that he may save these trips to and from his present home to Bay Minette, and that he may have his mother with him there, and the same being understood by the Court,

It is therefore ordered, adjudged and decreed that said Trustee, O. C. Hall, is authorized and directed to purchase for his ward, Coy Mixon, out of the principal sum of his estate, subject to the confirmation of this Court, a suitable house and lot in the Town of Bay Minette, Alabama, in keeping with the proceeds and assets of the estate of the said Coy Mixon and his station in life.

It is further ordered, adjudged and decreed that the said O. C. Hall, as Trustee, shall report to this Court his contract in the premises and submit along with the same a deed from the vendor of said premises, together with an abstract of title and opinion thereon, for the consideration and confirmation of this Court.

Dated this 17th day of October, 1931.

F. W. HARE
Judge.

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority in and for said State and County, personally appeared W. D. Stapleton, who is known to me and who after being by me first duly and legally sworn doth depose and say under oath as follows:

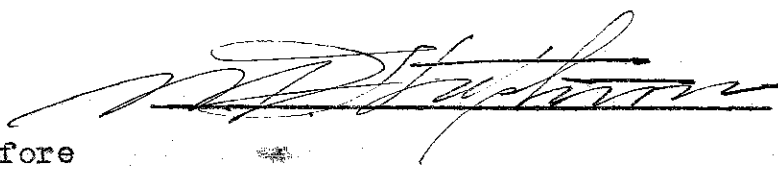
That his name is W. D. Stapleton; that he is over the age of twenty-one years and is a resident of Baldwin County, having been such a resident all his life; that he is the President of the Baldwin County Bank, a Bank located in Bay Minette, Alabama; that he is familiar with the real estate conditions prevailing both in Bay Minette and in Baldwin County, having from time to time had occasion to deal in both farm lands and improved town property; that he is intimately acquainted with real estate conditions due to his residence there and his holdings located in the city; that he knows the lines and corners of the following described property, viz:-

Lots Numbered Five (5) and Six (6) in Block Thirty-two (32) of the Hand Land Company's Addition to the Town of Bay Minette, as per Plat thereof recorded in Deed Book 4 N. S., pages 158 et seq. of the records of Baldwin County, Alabama;

that he is acquainted with the prices prevailing in the locality where these lots are situated, both from a general and a personal knowledge, and based upon such knowledge believes that these lots, together with the improvements erected thereon, are worth from \$3500.00 to \$4000.00; that these lots could not be purchased and a house erected thereon at this particular time for less than the above stated amounts; that he considers this property well located,

(page two)

accessible to both schools and churches, in a desirable neighborhood and in a good state of repair, and feels that at the figure above stated it would be a good investment to purchase this property for anyone desiring a home in the corporate limits of the Town of Bay Minette.


Sworn to and subscribed before
me, a Notary Public whose seal
is hereto affixed, this 28th
day of October, 1931.

Winnie G. Scarborough
Notary Public, Baldwin County,
State of Alabama.

MIXON, COY,
An Intemperate Person,
ESTATE OF.
O. C. HALL, Trustee.

}
} IN THE CIRCUIT COURT-EQUITY SIDE
}
} STATE OF ALABAMA
}
} BALDWIN COUNTY.

ORDER CONFIRMING SALE.

This matter coming on to be heard on the Report of O. C. Hall, as Trustee for Coy Mixon, an Intemperate Person, on sworn Petition reporting purchase of a home for the said ward as heretofore ordered by the Court on the 17th day of October, 1931, and reporting that he has purchased from O. C. Hall and Orpah M. Hall, his wife, the following described property in the Town of Bay Minette, Alabama, viz:-

Lots Numbered Five (5) and Six (6) in Block Thirty-two (32) of the Hand Land Company's Addition to the Town of Bay Minette, as per Plat thereof recorded in Deed Book 4 N. S., pages 158 et seq;

at the sum of Thirty-five Hundred Dollars (\$3500.00) cash, and submitting along with said Report, Deed from O. C. Hall and Orpah M. Hall, his wife, to the said Coy Mixon; Abstract of Title to said lots prepared by Cornelia Hall, Licensed Abstractor, under date of October 22nd, 1931; Opinion on Title to said lots by R. C. Heard, Attorney at Law, together with sworn Affidavits of J. H. Stacey and W. D. Stapleton testifying that the said price of Thirty-five Hundred Dollars (\$3500.00) for said lots is a fair and reasonable price for same and is based upon the present market value, and the same being approved by the Court;

It is therefore ordered, adjudged and decreed that the said Trustee, O. C. Hall, is authorized and directed to pay over the purchase money for said home for his said ward, Coy Mixon, out of the principal sum of said estate, and that this Report be, and hereby is, in all things confirmed.

And it further appearing to the Court that it has been necessary for the Petitioner to employ the services of an Attorney in this cause, and that the sum of One Hundred and 00/100 Dollars is a reasonable Attorney's fee to be paid said Attorney for services rendered in this matter;

It is therefore ordered, adjudged and decreed that said
(page one)

(page two)

Attorney be allowed the sum of One Hundred and no Dollars as an attorney's fee in this matter, and that the Trustee is authorized and directed to pay the same out of the principal of said estate to said Attorney.

Done this 16th day of December, 1931.

J. W. Hare
Judge of the Twenty-first Judicial
Circuit.

ORDER CONFIRMING SALE.

MIXON, COY,
An Intemperate Person,
ESTATE OF.

O. C. HALL, Trustee.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

Issued _____ day of December,
1931.

Judge.

Filed Dec 16th 1932
J. W. Richardson
Register

LAW OFFICES

HYBART, HEARD
& CHASON

BAY MINETTE, ALABAMA

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me, the undersigned authority, personally appeared H. E. Smith, who is known to me and who after being by me first duly and legally sworn doth depose and say under oath as follows:-

That his name is H. E. Smith; that he is a practicing attorney at the Bar of Baldwin County, Alabama, having practiced law for more than 10 years, and is thoroughly familiar and conversant with the fees charged by the Baldwin County Bar; that he has examined all the papers in the file relating to the Petition of O. C. Hall, as Trustee, to purchase for Coy Mixon a home out of the principal of the estate of said ward, and that based upon his experience as heretofore set out, he believes that a reasonable attorney's fee for representing the Trustee in such proceedings should be One Hundred Twenty-five Dollars (\$125.00).

H. E. Smith

Sworn to and subscribed before me, a Notary Public whose seal is hereto affixed, this _____ day of December, 1931.

Notary Public, Baldwin County,
State of Alabama.

(affix seal)

MIXON, COY, An Intemperate
Person,

ESTATE OF.

O. C. HALL, Trustee.

IN THE CIRCUIT COURT-EQUITY SIDE

STATE OF ALABAMA

BALDWIN COUNTY.

NO. _____.

PETITION BY TRUSTEE FOR ORDER TO INVEST MONEY FROM THE PRINCIPAL
OF THE ESTATE OF THE WARD.

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

Comes your Petitioner, O. C. Hall, as Trustee of the Es-
tate of Coy Mixon, an Intemperate Person, heretofore duly appoint-
ed by and qualified in this Court and files this, his Petition
for an order to expend money from the principal of the estate of
said ward for the purpose of buying said ward a home, and shows:-

That the principal of said ward's estate consists of
moneys received from the United States Government through its
Veterans' Bureau for back payments upon a War Risk Insurance Po-
licy held by the ward, such payments being for his total and per-
manent physical disability; that in addition to said principal the
said ward receives from the Government the sum of Eighty-six Dol-
lars (\$86.00) as compensation and the sum of Fifty-seven & 50/
100 Dollars (\$57.50) as monthly installments under said insurance
policy; that the needs of said ward, consistent with his station
in life, are such that it is necessary to expend each month the
proceeds of said monthly installment, so that there is no income
which is not now being consumed;

That said ward has no home of his own, but makes his
home with his mother some ten miles from Bay Minette; that it is
necessary for him to make daily trips to and from his home to
Bay Minette in pursuance of his business; that he is the only
male member of his family; that during the time he is away from
home his mother is left alone; that he desires to purchase a home
in the Town of Bay Minette in order that he may be saved these
trips to and from his present home to Bay Minette, and that he
may have his mother with him here; that he desires to purchase,
or build and construct, a residence that will be suitable to
his rank and station in life, and that the income of the estate
is insufficient to provide for same; that there is a real ne-

(page two)

cessity for the purchase of a home for said ward, but on account of the income of said estate being insufficient to acquire same Petitioner files this Petition for leave of the Court to expend such moneys out of the principal of the estate as may be necessary therefor.

WHEREFORE, your Petitioner prays that this Court proceed to a hearing hereon and hereof and after the giving of all necessary notices and the making and entering of all proper orders and decrees that your Petitioner be authorized to expend the necessary moneys to purchase such home and to provide for the operation and upkeep thereof.

W. C. Hall
Trustee

Sworn to and subscribed before
me, a Notary Public whose seal
is hereto affixed, on this 13th
day of October, 1931.

Mary J. Green
Notary Public, Baldwin County,
State of Alabama.

RECORDED

PETITION BY TRUSTEE FOR ORDER TO
INVEST MONEY FROM THE PRINCIPAL OF
THE ESTATE OF THE WARD.

MIXON, COY, An Intemperate
Person,

ESTATE OF.

O. C. HALL, Trustee.

IN THE CIRCUIT COURT-EQUITY SIDE
STATE OF ALABAMA
BALDWIN COUNTY
No. _____.

Filed October 13th, 1931

W. M. McMillan
Register.

LAW OFFICES
HYBART, HEARD
& CHASON
BAY MINETTE, ALABAMA

Mixon, Coy, an Intestate
 Person.
 Estate of
 O. S. Hall, Trustee

THE STATE OF ALABAMA,
 BALDWIN COUNTY

IN EQUITY,
 CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original ~~Brief of Complainant~~,
 Petition, Decree of Judge Hare of date Oct., 17th., 1931, Affidavits
 of W. D. Stapleton and J. H. Stacey, Warranty Deed from O. C.
 Hall and wife to Coy Mixon, Abstract of Title certified to by
 Cornelia Hall under date of Oct., 22nd., 1931 and Opinion on title
 by Hybart, Heard and Chason of date October 29th., 1931.

and in behalf of Defendant upon

D. W. Rice

Register.

RECORDED

No. _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

VS

NOTE OF TESTIMONY

Filed in Open Court this 30
day of Oct 1931

Tommy

Register