

403

# CHANCERY EXECUTION

## BILL OF COSTS

274

No. 574

*Rich Jones*

VS.

*Paul Meyer*

PLAINTIFF

DEFENDANT

FEES OF REGISTER		Dollars	Cents		
Filing each bill and other papers	\$ 10		20	Brought Forward	\$ 3 00
Issuing each subpoena	50		50	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	
Issuing each copy thereof	40		40	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Entering each return thereof	15		15	Each notice sent by mail to creditor	15
For each order of publication	1 00			Filing receipting for and docketing each claim, etc.	25
Issuing Writ of injunction	1 50			For all entries on subpoena docket, etc.	50
For each copy thereof	50			For all entries on commission docket, etc.	50
Entering each return thereof	15			Making final record. per 100 words	15
Docketing each case	1 00	1 00		Certified copy of decree	1 00
Entering each appearance	25		25	Report of divorce to State Health Office (Acts 1915)	50
Issuing each decree pro confesso on per ser.	1 00			<b>TOTAL FEES OF REGISTER</b>	
Issuing each decree pro confesso on publica	1 00			<b>FEES OF SHERIFF</b>	
Each order appointing guardian	1 00			Serving and returning subpoena on deft.	\$ 1 50
Any other order by Register	50		50	Serving and returning subpoena for witness	65
Issuing Commission to take testimony	50			Levying attachment	3 00
Receiving and filing	10			Entering and returning same	25
Endorsing each package	10			Selling property attached	75
Entering order submitting cause	50	3 00		Impaneling Jury	75
Entering any other order of court	25			Executing Writ of possession	2 50
Noting all testimony	50			Collecting execution for costs	1 50
Abstract of cause, etc.	1 00			Serving and returning sci. fa., each	65
Entering each decree	75			Serving and returning notice	65
For every 100 words over 500	15			Serving and returning writ of injunction	1 50
Taking account, etc.	3 00			Serving and returning writ of exeat	1 50
Taking testimony, etc.	15			Taking and approving bonds, each	75
Each report, 500 words or less	2 50			Collecting money on execution	
For every 100 words over 500	15			Making Deed	2 50
Amount claimed less than \$500, etc	2 00			Serving and returning application, etc.	1 00
Issuing each subpoena	25			Serving attachment, contempt of court	1 50
Witness certificate, each	25			<b>TOTAL FEES OF SHERIFF</b>	
Issuing execution, each	75			<b>RECAPITULATION</b>	
Entering each return	15			Register's Fees	5 00
Taking and approving bond, each	1 00			Sheriff's Fees	1 50
Making copy of bill, etc	15			Commissioner's Fees	
Each notice not otherwise provided for	50			Solicitor's Fees	
Each certificate or affidavit, with seal	50			Witness Fees	
Each certificate or affidavit, no seal	25			Guardian Ad Litem	
Hearing and passing on application, etc.	3 00			Printer's Fees	
Each settlement with Receiver, etc.	3 00			Trial Tax	3 00
Examining each voucher of Receiver, etc	10			Recording Decree in Probate Court	
Examining each answer, etc.	3 00			<b>TOTAL</b>	<b>9 50</b>
Recording resignation, etc.	75				
Entering each certificate to Supreme Court	50				
Taking questions and answers, etc	25				
For all other ser relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc: 1st \$100, 2 per cent: all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent					
Sub Total Carried Forward					

The State of Alabama, Baldwin County

No. 574 Circuit Court, In Equity Term, 193

To any Sheriff of the State of Alabama—GREETING:  
 You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_ Defendant \_\_\_\_\_  
 you cause to be made the sum of \_\_\_\_\_ Dollars,  
 which \_\_\_\_\_ Plaintiff \_\_\_\_\_  
 recovered of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 193  
 by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of \_\_\_\_\_ Dollars,  
 costs of suit, and have the same to render to the said \_\_\_\_\_  
 and make return of this Writ and the execution thereof, according to law.  
 Interest from \_\_\_\_\_ 193 \_\_\_\_\_ to date of collection.  
 Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_ 193 \_\_\_\_\_  
 Register

The State of Alabama,  
Baldwin County

Circuit Court of Baldwin County, In Equity

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon Paul Wayne Porter.

of Baldwin. County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

Ruth Francis Porter.

against said Paul Wayne Porter.

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, Robert S. Duck, Register of said Circuit Court, this 15th day of November. 1936

R. S. Duck Register

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

# CHANCERY EXECUTION

## BILL OF COSTS

No. 274

Ruth Francis

VS.

Paul Wayne

Parter

PLAINTIFF

DEFENDANT

FEES OF REGISTER		Dollars	Cents	Brought Forward	\$
Filing each bill and other papers	\$ 10		20		3 00
Issuing each subpoena	50		50	For Receiving, keeping and paying out or distributing money, etc.: 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.	
Issuing each copy thereof	40		40	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Entering each return thereof	15		15	Each notice sent by mail to creditor	15
For each order of publication	1 00			Filing receipting for and docketing each claim, etc.	25
Issuing Writ of injunction	1 50			For all entries on subpoena docket, etc.	50
For each copy thereof	50			For all entries on commission docket, etc.	50
Entering each return thereof	15			Making final record, per 100 words	15
Issuing Writ of Attachment	1 00			Certified copy of decree	1 00
Entering each return thereof	15			Report of divorce to State Health Office (Acts 1915)	50
Docketing each case	1 00	100			500
Entering each appearance	25		25		
Issuing each decree pro confesso on per ser.	1 00			TOTAL FEES OF REGISTER	
Issuing each decree pro confesso on publica	1 00			FEES OF SHERIFF	
Each order appointing guardian	1 00			Serving and returning subpoena on deft.	\$ 1 50
Any other order by Register	50			Serving and returning subpoena for witness	65
Issuing Commission to take testimony	50			Levying attachment	3 00
Receiving and tiling	10	300		Entering and returning same	25
Endorsing each package	10			Selling property attached	75
Entering order submitting cause	50			Impaneling Jury	2 50
Entering any other order of court	25			Executing Writ of possession	1 50
Noting all testimony	50			Collecting execution for costs	65
Abstract of cause, etc.	1 00			Serving and returning sci. fa., each	65
Entering each decree	75			Serving and returning notice	65
For every 100 words over 500	15			Serving and returning writ of injunction	1 50
Taking account, etc.	3 00			Serving and returning writ of exeat	1 50
Taking testimony, etc.	15			Taking and approving bonds, each	75
Each report, 500 words or less	2 50			Collecting money on execution	2 50
For every 100 words over 500	15			Making Deed	1 00
Amount claimed less than \$500, etc	2 00			Serving and returning application, etc.	1 50
Issuing each subpoena	25			Serving attachment, contempt of court	1 50
Witness certificate, each	25				
Issuing execution, each	75			TOTAL FEES OF SHERIFF	
Entering each return	15			RECAPITULATION	
Taking and approving bond, each	1 00			Register's Fees	5 00
Making copy of bill, etc	15			Sheriff's Fees	1 50
Each notice not otherwise provided for	50			Commissioner's Fees	
Each certificate or affidavit, with seal	50			Solicitor's Fees	
Each certificate or affidavit, no seal	25			Witness Fees	
Hearing and passing on application, etc.	3 00			Guardian Ad Litem	
Each settlement with Receiver, etc.	3 00			Printer's Fees	
Examining each voucher of Receiver, etc	10			Trial Tax	3 00
Examining each answer, etc.	3 00			Recording Decree in Probate Court	
Recording resignation, etc.	75				
Entering each certificate to Supreme Court	50			TOTAL	9 50
Taking questions and answers, etc	25				
For all other ser relating to such proceedings	1 00				
For services in proceeding to relieve minors, etc., same fee as in similar cases.					
Commission on sales, etc: 1st \$100, 2 per cent; all over \$100 and not exceeding \$1,000, 1 1-2 per cent; all over \$1,000, and not exceeding \$20,000, 1 per ct; all over 20,000, 1-4 of 1 per cent					
Sub Total Carried Forward					

**The State of Alabama,** }  
**Baldwin County** }

No. 274

Circuit Court, In Equity

Term, 193

To any Sheriff of the State of Alabama—GREETING:

You are hereby commanded, That of the goods and chattels, lands and tenements of

Defendant

you cause to be made the sum of

Dollars,

which

Plaintiff

recovered of

on the \_\_\_\_\_ day of \_\_\_\_\_

193

by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of

Dollars,

costs of suit, and have the same to render to the said \_\_\_\_\_ and make return of this Writ and the execution thereof, according to law.

Interest from \_\_\_\_\_ 193 \_\_\_\_\_ to date of collection.

Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_ 193 \_\_\_\_\_

Register

RUTH FRANCIS PORTER,  
Complainant,  
Vs.  
PAUL WAYNE PORTER,  
Respondent.

Equity No. \_\_\_\_\_  
IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA, IN EQUITY

Bill for Divorce

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

Your Oratrix, Ruth Francis Porter, respectfully shows unto  
your Honor that she is a resident of the Town of Fairhope,  
Baldwin County, Alabama, and is over the age of twenty-one  
years; that the Respondent, Paul Wayne Porter, is a resident of  
the Town of Fairhope, Baldwin County, Alabama, and is over the  
age of twenty-one years; and humbly complaining, your Oratrix  
shows unto your Honor the following facts as a basis for the  
relief hereinafter prayed:

1. That on, to-wit: the 22 day of April, 1925, your Oratrix  
and the Respondent inter-married in Mobile, Mobile County,  
Alabama, and ever since have been and now are, husband and wife;

2. That since the time of their marriage they have resided,  
and are now residing, in the Town of Fairhope, Baldwin County,  
Alabama;

3. That the said Respondent is employed as a clerk in the  
post office at Fairhope, Alabama, and that he earns a salary of  
approximately one hundred and seventy five dollars (\$175.00) per  
month;

4. That your Oratrix and the said Respondent own a home in  
Fairhope, Baldwin County, Alabama, of the value of, to-wit:  
thirty five hundred dollars (\$3,500.00); and that they own  
furniture and fixtures in the said home of the value of, to-wit:  
two thousand dollars (\$2,000.00);

5. That on or about, to-wit: the thirty-first day of October, 1936, and at various and sundry times prior to that date, the said Respondent committed actual violence on the person of your Oratrix, attended with danger to her life or health, in the following manner, viz: by striking her with his fists in the face and about the body, and by threatening to kill her, attended with danger to her life or health;

6. That your Oratrix owns no separate estate and has no means of earning a livelihood;

7. That your Oratrix and the Respondent have two minor children, to-wit: Paul Wayne Porter, age ten years, and Anita Jeanne Porter, age one year; that your Oratrix is the fit and proper person to have the care, custody and control of the said minor children and that the Respondent is not a fit and proper person for the same.

THE PREMISES CONSIDERED, your Oratrix prays that your Honor will, upon a hearing or submission of this cause, render a Decree in her favor forever divorcing her from the said Paul Wayne Porter, granting her the right to re-marry should she so desire; that the custody of the aforesaid minor children be awarded to your Oratrix; that a portion of the Respondent's property be allowed and set apart to the Oratrix as shall be equitable and just, and that the said Respondent be enjoined and restrained from disposing of or in any manner incumbering the property herein described.

Your Oratrix further prays that the Respondent may be required to pay a reasonable sum in the Court to defray the expenses of this action and for counsel fees, and that he be required to pay to the Oratrix such further sum for alimony as to this Court may seem just for her support and that of the children, during the pendency of this action; and that the said Respondent be required to pay a reasonable sum for the support

of your Oratrix and said minor children in the form of permanent alimony, and if Oratrix has mistaken the relief to which she is entitled, then your Oratrix prays that she may have such other, further and proper relief in the premises to which she has shown herself entitled, and which may seem meet and proper to your Honor.

Your Oratrix also prays your Honor to grant to her all appropriate and legal process and that the same be directed to the said Paul Wayne Porter, commanding him to personally appear before the Honorable Court within the time required by law, and to then and there answer fully and completely the several paragraphs of this bill of complaint, and that he be required to abide and obey all orders and decrees of this Court, which to your Honor may seem meet and proper; and your Oratrix shall ever pray, etc.

J. J. Mashburn, Jr.  
Solicitor for Complainant.

Foot-Note: The Respondent, Paul Wayne Porter, is hereby required to answer each and all of the paragraphs of this bill of Complaint, from 1 to 7, inclusive, but not under oath, oath to answer being expressly waived.

*Book*  
RECORDED  
6-5-38

Serve on \_\_\_\_\_

**Circuit Court of Baldwin County  
IN EQUITY**

No. 274

**SUMMONS**

Ruth Francis Porter.

VS.

Paul Wayne Porter.

**THE STATE OF ALABAMA,  
BALDWIN COUNTY**

Received in office this 13

day of Nov., 1938

*M. H. Wilkins*

SHERIFF

Executed this 11-18 day of

1938

by leaving a copy of the within Summons with

*Paul Wayne Porter*

Defendant

*M. H. Wilkins*

Sheriff

By *E. W. Anderson*

Deputy Sheriff

**T J Mashburn Jr.**

Solicitor for Complainant

Recorded in Vol. \_\_\_\_\_ Page \_\_\_\_\_

