

*Ord. setting day
to hear Probate*

389

BALDWIN COUNTY, ALABAMA,

VS.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

E. M. HEMPSTEAD and
HEMPSTEAD OIL & STORAGE
CO., INC.

This day came BALDWIN COUNTY, ALABAMA, acting by and through J. E. Gaston, as agent and a member of the County Commission of said County, and filed its petition in this Court, alleging and Hempstead Oil & Storage Co., Inc., that E. M. Hempstead/are the owners of the following described lands:

Beginning at the Southernmost point of the triangle formed by the State Highway to Bay Minette and the two approaches thereto from the Old Spanish Trail, which Southernmost point is 422 feet South and 72 feet West of the center of Section 30, T-4-S, R-2-E; thence North-eastwardly along the West side of the East approach 96 feet more or less to the intersection of said West boundary and the South line of State Highway to Bay Minette; thence Southwestwardly 112 feet more or less along the South side of said State Highway to its intersection with the East boundary of the Westward approach to the said Highway from the Old Spanish Trail; thence Southeastwardly along the East line of said approach 80 feet more or less to the point of beginning, being Block "G" according to a revised plan of maps of Old Spanish Trail.

That the said County desires the said lands for the purpose of constructing and improving a public road in said County, and praying that it may be permitted to exercise the right of eminent domain and acquire the said property by condemnation;

IT IS HEREBY ORDERED AND DECREED that the said cause be set down for hearing on Sept 3rd, 1936, and that the said and Hempstead Oil & Storage Co., Inc., E. M. Hempstead/be given due and proper notice of the pendency of the said petition, and that the same be served within the time and in the manner required by law.

G. W. Robertson
Judge.
by J. S. Kersh, Jr.

Order no. 566, 567

May 18, 1938

Dept.

8-133

RECORDED

Received in
Contact Munk
at Page 534-35

8/13/36

Field Sept 28, 1938
B. J. J. J.

STATE OF ALABAMA
BALDWIN COUNTY.

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

We as Commissioners, D. P. Eddins, Angie Trione, W. G. Gable, appointed by the Hon. G. W. Robertson, to appraise the property of the Hempstead Oil and Storage CO., Inc. described as follows;

Beginning at the at the Southermost point of the triangel formed by the State Highway to Bay minette and the two approaches thereto from t the Old Spanish Trail, which Southernmost point is 422 feet South and 72 feet west of the center of Section 30, T-4#S, R-3-E; thence Northeastwardly along the west ~~side~~ of the East approach 96 feet more or less to the intersection of said west boundary and the south line of State Highway to Bay Minette; thence Southwestwardly 112 feet more or less along south side of said State Highway to the intersection with the East boundary of the Westward approach to the said Highway from the Old Spanish Trail; thence Southeastwardly along the East line of said approach 80 feet more or less to the point of beginning, being Block "C" according to a revised plan of maps of Old Spanish Trail;

Now we the said Commissioners, D. P. Eddins, Angie Trione, and W. G. Gable, in going over the said property we do hereby value the building on said ground at \$250.00 the land on which said building is located, would be plus the cost of said land, this we are unable to determine, on account of the deed to said property, reads One Dollar and other considerations, to determine this would cause your Commissions to make a trip to Bay Minette, to ascertain the Tax Valuation that is now assessed against said property, would be a trip of additional expece. We the said commissioners, are in favor of paying the above Oil Company the amount of money that was paid for said land that the Tax value asit is assessed with 40% added would be a fair price for same.

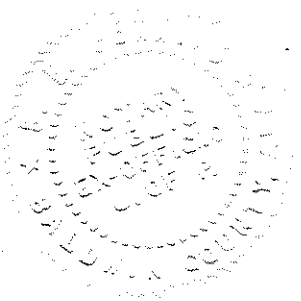
In Witness Whereof, we have hereto set our hands and seal this
29th. day of September 1936.

D. P. Eddins
A. A. Trione
W. G. Gable

~~Subscribed and sworn to before me this 29th. day~~

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

E. E. Perkins



BALDWIN COUNTY, STATE OF ALABAMA,
PETITIONER,
VS

H.M. HEMPSTEAD and HEMPSTEAD OIL
& STORAGE CO., INC.

In the Probate Court of
Baldwin County, Alabama,
October 22nd, 1936.

Comes H.M. Hempstead and Hempstead Oil & Storage Co., Inc., and files in Court their written notice of appeal from the Order of condemnation made by this Court in the matter of the right-of-way for a public road of certain land described therein located in Baldwin County, Alabama, and demand that a trial by jury be had to determine the amount of damages that will be sustained by the said appellants, by reason of said order of condemnation.

It is ordered by the Court that said notice of appeal be filed and the trial shall be de novo; and it is further ordered that a copy of said notice of appeal be served on said appellants, as required by law.


Judge of Probate.

Outgoing Card
arr. Following
M. De. Appeal

Due
8-137

RECORDED

2nd Sept 25 1937
R. De. A.
Sent

12/12/37

Recorded in
Probate Index
by J. J. J. J.
12/12/37

In the

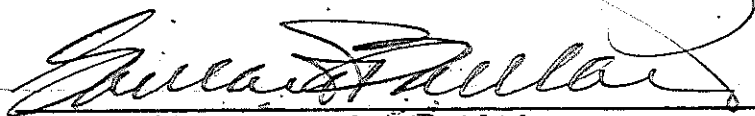
PROBATE COURT OF BALDWIN COUNTY, ALABAMA.

Come H. M. HEMPSTEAD and HEMPSTEAD OIL & STORAGE COMPANY, INC., a corporation, through their undersigned attorneys, and for answer to the application filed by Baldwin County of the State of Alabama, says:

1. That the property described in the petition seeking to condemn certain property described therein for a right-of-way for a public road, as a part of the road from the Cochrane Bridge-head to Point Clear, is not needed for public use;

2. That a complete and adequate right-of-way already exists as a part of the road from the Cochrane Bridge-head to Point Clear, and that the acquisition of the property herein described is in no wise needed for public use, and Baldwin County is without authority to condemn the said property for the uses specified in said application.

3. Petitioners further set forth that should this Honorable Court find that the property described in the application of Baldwin County be needed for public use, that Commissioners be appointed for the purpose of determining the value of the property set forth in the aforesaid application.


Attorneys for Petitioners.

Correct to Confirmation

Back

100

100

June 21, 1937
 R. R. R. R.
 R. R. R. R.

Teil in 2 Bde.
 2 Bde.
 2 Bde.
 2 Bde.

1930
Mr. J. B. Smith
New York City
N.Y.

In the

PROBATE COURT OF BALDWIN COUNTY, ALABAMA.

Come H. M. HEMPSTEAD and HEMPSTEAD

OIL & STORAGE COMPANY, INC., a corporation,
and give written notice of their appeal from
the order of condemnation made in the matter
of a right-of-way for a public road of the
following described property in Baldwin County,
Alabama, to-wit:

Beginning at the southernmost point
of the triangle formed by the State Highway to
Bay Minette and the two approaches thereto from
the Old Spanish Trail, which southernmost point
is 422 feet South and 72 feet West of the center
of Section 30, T-4-S, R-2-E; thence Northeast-
wardly along the West side of the East approach
96 feet more or less to the intersection of said
West boundary and the South line of State Highway
to Bay Minette; thence Southwestwardly 112 feet
more or less along the South side of said State
Highway to its intersection with the East boundary
of the Westward approach to the said Highway from
the Old Spanish Trail; thence Southeastwardly
along the East line of said approach 80 feet more
or less to the point of beginning, being Block "C"
according to a revised plan of maps of Old Spanish
Trail;

and demand that a jury trial be had to determine
the amount of damages sustained by these appellants
by reason of said order of condemnation.


Attorneys for H. M. Hempstead and
Hempstead Oil & Storage Company, Inc.

Original

Notice of Appeal

8-138

June 22 1937

Reuben
Sen.

S. W. C. Becker, Attorney

for Board of Education

City of Chicago

Copy of this notice to

be filed with the

City of Chicago

W. C. Becker

Attorney General
Ill.

LAW OFFICES OF
GAILLARD & GAILLARD
1101-6 MERCHANTS NATIONAL BANK BUILDING
MOBILE, ALABAMA

S. PALMER GAILLARD
S. PALMER GAILLARD, JR.
WALTER F. GAILLARD

September 3, 1936

Hon. G. W. Robertson,
Probate Judge, Baldwin County,
Bay Minette, Alabama.

Dear Judge Robertson:

As an order was entered today holding that the Hempstead property was needed for public use and Commissioners were to be appointed to fix the value, will you please request them to have no hearing in the matter until after the 16th day of September? I am having to leave in the next couple of days for Washington.

Yours very truly,

A handwritten signature in cursive script that reads "S. P. Gaillard, Jr." with the initials "S.P." written below the signature.

S. P. GAILLARD, JR

Gjr/cc

BALDWIN COUNTY, ALABAMA
versus
H. M. HEMPSTEAD and
HEMPSTEAD OIL & STORAGE
COMPANY, INC.

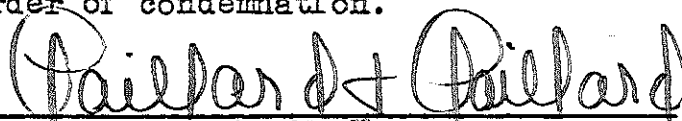
IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE G. W. ROBERTSON, JUDGE OF SAID COURT:

Come H. M. HEMPSTEAD and HEMPSTEAD OIL &
STORAGE COMPANY, INC., a corporation, and give written
notice of their appeal from the order of condemnation
made in the matter of a right-of-way for a public road
of the following described property in Baldwin County,
Alabama, to-wit:

Beginning at the southernmost point of the
triangle formed by the State Highway to Bay Minette
and the two approaches thereto from the Old Spanish
Trail, which southernmost point is 422 feet South and
72 feet West of the center of Section 30, T-4-S, R-2-E;
thence Northeastwardly along the West side of the East
approach 96 feet more or less to the intersection of
said West boundary and the South line of State Highway
to Bay Minette; thence Southwestwardly 112 feet more
or less along the South side of said State Highway to
its intersection with the East boundary of the Westward
approach to the said Highway from the Old Spanish Trail;
thence Southeastwardly along the East line of said
approach 80 feet more or less to the point of beginning,
being Block "C" according to a revised plan of maps of
Old Spanish Trail;

and demand that a jury trial be had to determine the
amount of damages sustained by these appellants by
reason of said order of condemnation.


Attorneys for H. M. Hempstead and
Hempstead Oil & Storage Company, Inc.

NOTICE OF APPEAL

1937

NOTICE OF APPEAL

NOTICE OF APPEAL

NOTICE OF APPEAL

NOTICE OF APPEAL

Original
Notice of Appeal
from the
Report

4-13-37

RECEIVED

APR 22 1937
R. H. L. L.

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

LAW OFFICES OF
GAILLARD & GAILLARD
1101-6 MERCHANTS NATIONAL BANK BUILDING
MOBILE, ALABAMA

S. PALMER GAILLARD
S. PALMER GAILLARD, JR.
WALTER F. GAILLARD

October 16, 1936.

Honorable G. W. Robertson,
Probate Judge of Baldwin County,
Bay Minette, Alabama.

Dear Judge Robertson:

Will you please forward to me a copy
of the report of the Commissioners and a copy of
the Order. We enclose herewith notice of an appeal.
The trial on this appeal will be limited to the amount
of damages.

Yours very truly,


S. P. GAILLARD, JR.

Gjr:fkj

Enclosure.

Probate filing Report

BALDWIN COUNTY, ALABAMA,

VS.

H. M. HEMPSTEAD and
HEMPSTEAD OIL & STORAGE
CO., INC.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

October, 21st 1936.

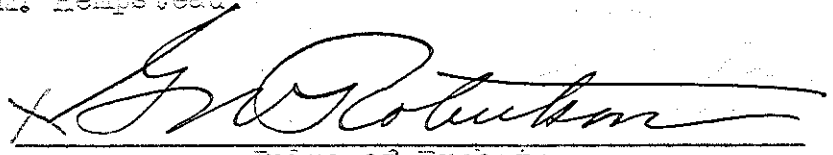
~~This cause coming on to be heard, and it appearing to the~~
court that the Commissioners heretofore appointed on the 16 day
of Sept., 1936, to assess the damages and compensation which
H. M. Hempstead and Hempstead Oil & Storage Co., Inc., should re-
ceive for the condemnation of the lands described in said petition
as belonging to them or in which they had an interest, and the Com-
missioners having reported to this court their assessment of the com-
pensation and damages which the said H. M. Hempstead and Hempstead
Oil & Storage Co., Inc., should receive for the condemnation of
their lands, and it appearing to the court that petitioner, Baldwin
County, Alabama, has paid to this court the sum of Seven Hundred Fifty
Dollars as damages and compensation ascertained and assessed by the
said Commissioners for the condemnation of the lands of said H. M.
Hempstead and Hempstead Oil & Storage Co., Inc., namely, those lands
described as follows:

Beginning at the Southernmost point of the triangle
formed by the State Highway to Bay Minette and the
two approaches thereto from the Old Spanish Trail,
which Southernmost point is 422 feet South and 72 feet
West of the center of Section 30, T-4-S, R-2-E; thence
Northeastwardly along the West side of the East approach
96 feet more or less to the intersection of said West
boundary and the South line of State Highway to Bay
Minette; thence Southwestwardly 112 feet more or less
along the South side of said State Highway to its inter-
section with the East boundary of the Westward approach
~~to the said highway from the Old Spanish Trail; thence~~
Southeastwardly along the East line of said approach
80 feet more or less to the point of beginning, being
Block "C" according to a revised plan of maps of Old
Spanish Trail.

The said lands having been condemned by the said county under the
provisions of the laws of the State of Alabama for the use in
Baldwin County, Alabama, as a roadway.

It is therefore ~~ORDERED~~ and ~~DECLARED~~ by the court that the
report of said Commissioners be recorded and that the said lands
wherein described are hereby condemned for the use of Baldwin County,

Alabama, for a public roadway, as prayed for in petition filed by Baldwin County, Alabama, in this court on the 13 day of August, 1936, by virtue of which said County of Baldwin and its successors may construct and perpetually build and maintain a public roadway over said tract of land as hereinabove described, without further liability to the said E. M. Hempstead.


Judge of Probate.

Good Day

RECORDED
8-139
Duch

See Sept 22 1937
D. M. Wat. ent.

10/21/36

Received
Bobbie Hunter
\$10.00
10/21/36

BALDWIN COUNTY, ALABAMA,

VS.

H. M. HEMPSTEAD and
HEMPSTEAD OIL & STORAGE
CO., INC.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded to notify D. P. Eddins,

Angie Trione

and

WILLAR GABEL

that, by an order of the Probate Court of Baldwin County, Alabama, made and entered on the 16 day of Sept, 1936, they were appointed commissioners to ascertain and report to this court, in writing, within twenty days from this date the amount of damages and compensation which H. M. Hempstead/are entitled to on the application of Baldwin County, Alabama, for an order of condemnation of the following described land situated in Baldwin County, Alabama, to-wit:

Beginning at the Southernmost point of the triangle formed by the State Highway to Bay Minette and the two approaches thereto from the Old Spanish Trail, which Southernmost point is 422 feet South and 72 feet West of the center of Section 30, T-4-S, R-2-E; thence Northeastwardly along the West side of the East approach 96 feet more or less to the intersection of said West boundary and the South line of State Highway to Bay Minette; thence Southwestwardly 112 feet more or less along the South side of said State Highway to its intersection with the East boundary of the Westward approach to the said Highway from the Old Spanish Trail; thence Southeastwardly along the East line of said approach 80 feet more or less to the point of beginning, being Block "C" according to a revised plan of maps of Old Spanish Trail;

Now these are therefore the Commissioners, the said

D. P. Eddins, Angie Trione
and WILLAR GABEL so that they may enter upon the discharge of their duties as such commissioners as soon as they shall be directed as prescribed by the statute in such cases made and provided.

You will execute this notice within five days from the date hereof and make due return of the action thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said court on this the 16 day of Sept, 1936.

[Signature]
Probate Judge of Baldwin County, Alabama.

Referred

Executed this Sept.
26th 1936. By
Notifying D. J. Evans
Angry Brown and
William Webb to
act as Commissioners
in the within proceedings.

W. J. Evans
Sheriff

RECORDED

5-137

Recd

Filed Sept 25, 1937
D. J. Evans
Clerk

County of Baldwin
vs.

H.M. Hempstead
+ Hempstead Oil
+ Storage Company

In the Circuit
Court of Baldwin
County Ala
appeal from
Probate Court
Ad quod damnum

Now comes H.M. Hempstead
and Hempstead Oil & Storage Co
defendants and appellants
and do hereby dismiss the
appeal hereto be made in
this cause and do also
dismiss this cause now pending
in the Circuit Court -

Sullivan & Sullivan
attorneys for defendants
and appellants -

LAW OFFICES OF
GAILLARD & GAILLARD
1101-6 MERCHANTS NATIONAL BANK BUILDING
MOBILE, ALABAMA

S. PALMER GAILLARD
S. PALMER GAILLARD, JR.
WALTER F. GAILLARD

October 22, 1936.

Mr. W. C. Beebe,
Bay Minette, Alabama.

Dear Billy:

I have yours of the 21st., and though I am still sick at home, I wish to advise that we do waive the deposit of the amount of damages assessed by the appraisers and waive the County giving bond.

Yours very truly,

S. P. Gaillard
S. P. GAILLARD, JR.

Gjr:fkj

Dictated over 'phone.

Final Order
Appointing Comm.

BALDWIN COUNTY, ALABAMA,

VS.

H. M. HEMPSTEAD, and
HEMPSTEAD OIL & STORAGE
CO., INC.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

Sept 16, 1936

This cause coming on to be heard, on this day came the parties by their attorneys, and issues being joined, and the Court having heard the evidence, is of the opinion that the petition to condemn the lands described in the petition for a right-of-way for a public road should be granted and allowed;

IT IS THEREFORE ORDERED AND DECREED by the Court that the petition of Baldwin County, Alabama, to condemn the lands of H. M. and Hempstead Oil & Storage Co., Inc. Hempstead described in the petition for a right of way for a public road be and the same is hereby granted and allowed.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that

D. P. Eddins *Angie Trione* and *R. E. Stapleton*

be and they are hereby appointed as Commissioners to assess the damages and compensation which the said H. M. Hempstead will sustain and be entitled to on account of such condemnation, the said named Commissioners being qualified under the laws of the State of Alabama to serve as such Commissioners to assess said damages and compensation, and this Court does direct that notice of the said appointment issue to them as required by law, and directs that in assessing said damages and compensation they hear all legal evidence which either parties desire to offer before them touching the amount of damages and compensation, and that they do proceed in all respects as required by the statute in such cases made and provided, and this Court further directs the said Commissioners to make their report in writing as required by the statute.

J. M. Robertson
Judge of Probate.

~~Charles H. Henshaw~~

~~Charles Henshaw~~
Charles Henshaw
Protector & Appraiser
Lawson

Duck

PROBATION
8-137

Transcript 32,437

Produce

9/16/35

Received

Produce

Kellogg 547

OATH OF COMMISSIONERS.

THE STATE OF ALABAMA, :
 :
COUNTY OF BALDWIN. :

We, and each of us, do solemnly swear that we will well and truly try the case now pending, and submitted to our decision, between Baldwin County, Alabama, complainant, vs H.M.Hempstead and Hempstead Oil & Storage Co., Inc., defendants, and that we are not directly nor indirectly interested in the issue to be tried, and that we are not biased nor prejudiced against either of said parties, and that we will render such compensation to the defendants as to us shall seem just and proper in the premises. So help us God.

D. P. Edger

A. A. Trione

W. L. L. Gabel

Capt. G. H. ...

Duch

8-135

RECORDED

Dec 22 1937
Produced
Cair-

27 Jan 1938
L. H. ...
J. H. ...
J. H. ...

Report

BALDWIN COUNTY, ALABAMA,

VS.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

H. M. HEMPSTEAD and
HEMPSTEAD OIL & STORAGE
CO., INC.

TO THE HONORABLE G. W. ROBERTSON, JUDGE OF PROBATE OF
BALDWIN COUNTY, ALABAMA:

The undersigned, D.P.Eddins, A.A.Trione

and Willard Gabel, who were heretofore
appointed by said court as commissioners to assess the damages and
compensation to which H. M. Hempstead and Hempstead Oil & Storage
Co., Inc., are entitled as the owners of the following described
tract or parcel of land, to-wit:

Beginning at the Southernmost point of the triangle
formed by the State Highway to Bay Minette and the
~~two approaches thereto from the Old Spanish Trail,~~
which Southernmost point is 422 feet South and 72 feet
West of the center of Section 30, T-4-S, R-2-E; thence
Northeastwardly along the West side of the East approach
96 feet more or less to the intersection of said West
boundary and the South line of State Highway to Bay
Minette; thence Southwestwardly 112 feet more or less
along the South side of said State Highway to its inter-
section with the East boundary of the Westward approach
to the said Highway from the Old Spanish Trail; thence
Southeastwardly along the East line of said approach
80 feet more or less to the point of beginning, being
Block "C" according to a revised plan of maps of Old
Spanish Trail;

respectfully report that pursuant to said commission we viewed said
parcel of land after having been duly sworn as jurors are sworn,

and thereafter we proceeded to assess the damages and compensation

to which the said H. M. Hempstead and Hempstead Oil & Storage Co.,

Inc., are entitled by reason of taking of the lands above described

as belonging to them and we assessed the damages and compensation

which the said H. M. Hempstead and Hempstead Oil & Storage Co., Inc.,

will sustain and be entitled to on account of the condemnation for

the said lands to be the sum of 750⁰⁰ Dollars,

and we do here assess the damages and compensation at that amount.

We further certify that neither of us have been consulted,

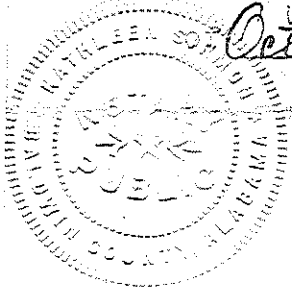
advised with or approached by any person in reference to the sale of the land or the proceedings to condemn the same, prior to the assessment of damages, and that we knew nothing of the same prior to our appointment.

IN WITNESS WHEREOF, we have hereunto set our hands this the 13th day of October, 1936.

*Commissioners
please sign here*

x D. P. Eddins
x A. A. Trione
Willard Gabel

Sworn to and subscribed before me on this the 13th day of October, 1936.



Nathaniel Harmon
Notary Public

Page 16 of 20

7-135
Duct

7-135
Duct

7-135
Duct

BALDWIN COUNTY, STATE OF ALABAMA,

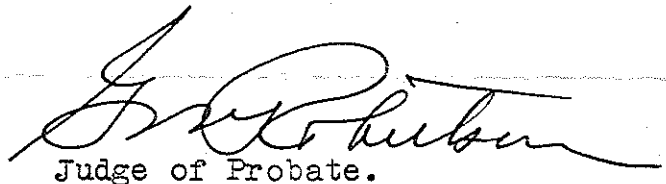
VS.

H.M. HEMPSTEAD AND HEMPSTEAD OIL & STORAGE
COMPANY, INC.

In the Probate
Court of Baldwin
County, Alabama,
Sept. 22nd, 1936.

And now, on this the 22nd day of October, A.D., 1936, comes Baldwin County, State of Alabama, by J.E. Gaston, its agent, as a Member of the County Commission, the Petitioner in the above stated cause, and pays into Court, to the Judge of this Court, for the defendants, the said H.M. Hempstead and Hempstead Oil & Storage Co., Inc., the sum of Seven Hundred Fifty and no/100 dollars (\$750.00) the amount assessed by the commissioners as damages and compensation the said defendants are entitled to have for the appropriation of the right-of-way and easement and privileges prayed for in said petition by said Petitioner.

And now, on this day, G.W. Robertson, Probate Judge of said Baldwin County, Alabama, pays to said H.M. Hempstead and Hempstead Oil & Storage Company, Inc., defendants in the above stated cause, the sum of \$750.00.


Judge of Probate.

Check of Cash
on Payment of
Account

Due
8-140

221437
Cash
Bury

10/2/20

Received from
Portland Trust
Co. 10/2/20

NOTICE.

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

To H. M. Hempstead and Hempstead Oil & Storage Co., Inc.,
Mobile, Alabama:

You will take notice that on the _____ day of _____,
1936, petition was filed in this court by BALDWIN COUNTY, ALABAMA,
by J. E. Gaston, its agent and as a member of the County Commission
of Baldwin County, Alabama, setting forth that it desires to have
condemned for a right-of-way for a public road, as a part of road
from the Bridge Head to Point Clear, which the State of Alabama,
through and by its Highway Department, is constructing from the
Bridge Head to Point Clear, certain lands which are specifically
set forth and described in said petition as follows, to-wit:

Beginning at the Southernmost point of the triangle
formed by the State Highway to Bay Minette and the
two approaches thereto from the Old Spanish Trail,
which Southernmost point is 422 feet South and 72 feet
West of the center of Section 30, T-4-S, R-2-E; thence
Northeastwardly along the West side of the East approach
96 feet more or less to the intersection of said West
boundary and the south line of State Highway to Bay
Minette; thence Southwestwardly 112 feet more or less
along the South side of said State Highway to its inter-
section with the East boundary of the Westward approach
to the said Highway from the Old Spanish Trail; thence
Southeastwardly along the East line of said approach
60 feet more or less to the point of beginning, being
Block "C" according to a revised plan of maps of Old
Spanish Trail.

And the said petitioner prays this court to appoint a day
for the hearing of said petition and for such orders and decrees as
may be necessary and proper for the acquiement by the said petition-
er of the property herein described for the purposes herein stated.

You will please take notice that the court has appointed
the 3rd day of Sept, 1936, ^{or previous day} as a suitable day upon which to
hear said petition, at which time you may appear and contest the
same if you choose to do so.

Done at my office this the 14 day of Aug, 1936.

G. W. Robertson
Judge of Probate, Baldwin County, Ala.

By J. E. Gaston, Clerk

Original
8-136

17
Aug 1936

I served a Copy of the within Notice
on
1936

by service of
Att. Stewart - One

FILED
F. L. HOLCOMBE, Sr., Sheriff
Aug 27 1936

Notice to
Hampstead
Spring Hill
and
Hampstead and
Hampstead Co.
801 Hampstead
Mobile, Ala.
Filed Sept 22 1937
J. V. M.

STATE OF ALABAMA.

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS, that we, BALDWIN COUNTY, ALABAMA, as Principal, and G. H. Burns and L. D. Owen, as Sureties, are held and firmly bound unto H. M. HEMPSTEAD and HEMPSTEAD OIL & STORAGE COMPANY, INC., in the penal sum of FIFTEEN HUNDRED DOLLARS (\$1500.00), for the payment of which, well and truly to be made, we bind ourselves, our successors, heirs and executors, firmly by these presents.

Sealed with our seals and dated this the 21 day of October, 1936.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that Baldwin County, Alabama, has instituted proceedings in eminent domain against the said H. M. Hempstead and Hempstead Oil & Storage Company, Inc., a corporation, in the Probate Court of Baldwin County, Alabama, for the condemnation of certain property described in its petition filed in said Court, and damages were assessed for the taking of said property in the said proceedings in the sum of Seven Hundred Fifty Dollars (\$750.00), and the said Baldwin County, Alabama, has paid the said sum of money into the said Probate Court, and the said H. M. Hempstead and Hempstead Oil & Storage Company, Inc., have prayed for and obtained an appeal in the said cause from the Probate Court to the Circuit Court of Baldwin County, Alabama;

NOW, if the said Baldwin County, Alabama, shall well and truly pay to the said H. M. Hempstead and Hempstead Oil & Storage Company, Inc., such damages as they may sustain by virtue of the institution of the said proceedings in eminent domain, and of the taking of said property, then these presents shall cease, determine and be void, otherwise to remain in full force and effect.

IN WITNESS WHEREOF, the said BALDWIN COUNTY, ALABAMA, has caused these presents to be executed by G. H. Burns, Chairman of the County Commission, the governing body of the County, and

the seal of the said governing body to be hereto affixed, and the
said L. J. Owen and J. C. Burns
have hereunto set their hands and seals, this the 27 day of
October, 1936.

BALDWIN COUNTY, ALABAMA,

By H. H. Burns
Chairman of County Commission.

J. D. [unclear] (SEAL)
L. J. Owen (SEAL)

Taken and approved Oct 22 - 1936
J. R. Robertson
Probate Judge

Boul

Deck
F-139
RECORDED

Fein Sept 22 1938
R. S. Sweet.
C. W.

Back in office
of J. W. Sweet
at 1000 10th St
St. Louis, Mo
J. W. Sweet
1000 10th St
St. Louis, Mo

Bay Minette, Ala.

193

Baldwin County, Alabama

H. M. Hampstead vs. Hampstead Oil Co.

IN ACCOUNT WITH

G. W. ROBERTSON

Please Return Bill With Remittance

Judge of Probate, Baldwin County

Eminent Domain

Recording	from	to	Privilege Tax	Rec. Fee	Total
To	Fee of Commr	D. P. Eddins Per Diem	3 ⁰⁰		360
"	"	H. A. Trione	60		360
"	"	Willard Gabel	60		660
Total					\$10.80

*Paid 7/7/38
G. W. Robertson
by [Signature]*

389

Bay Minette, Ala. Feb 9 1938

Baldwin County, Alabama

VS H. M. Hempstead & Hempstead Oil & Storage Co

IN ACCOUNT WITH

G. W. ROBERTSON

Judge of Probate, Baldwin County

Please Return Bill With Remittance

Exhibit Domain

Recording from to Privilege Tax Rec. Fee Total

To Recording Petition to Condemn.	1.25		
" " Bond of Baldwin County	1.00		
" " Order Setting day to hear Petition	.60		
" 1cc Notice to H. M. Hempstead & Hempstead Oil Co.	.50		
" Fee Shff. Milkins Serving above notice	1.50		
" Rec Continuance - 7/3/36 - - - - -	10		
" Leaving Commission to Commrs	.50		
" Fee of Shff. Serving Commrs (@ 50¢ each)	1.50		
" Order Granting Petition & App Commrs	.50		
" Rec. Report of Commrs	.85		
" Rec. Oath of Commrs	.15		
" Order of Court on Payment of Award	.15		
" Final Order of Condemnation - - - - -	.85		

Patrol

9 45

Bay Minette, Ala.

193

Continued

IN ACCOUNT WITH

G. W. ROBERTSON

Judge of Probate, Baldwin County

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
To	Rec Notice of Appeal			25	745
"	Protest filed by H. M. Hempstead et al			35	
"	Order of Court on Notice of Appeal			25	
"	Rec Dismissal by Appellants			15	110
Total				105	

Paid
at 7/30
G. W. Robertson
by [Signature]

Baldwin County, Alabama,

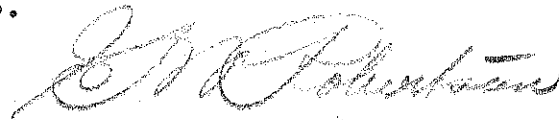
vs.

H.M.Hempstead and Hempstead
Oil & Storage Co.

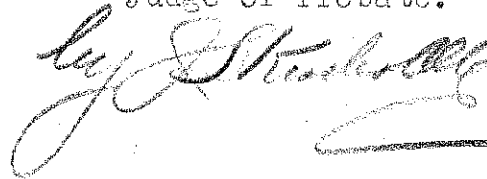
In the Probate Court of
Baldwin county, Alabama,
September 3, 1936.

This being the day regularly appointed by the Court for hearing the application of Baldwin County to condemn certain lands belonging to H.M.Hempstead and Hempstead Oil & Storage Co. for public road purposes. And it appearing to the court that this cause is not ready for hearing on this date, and that a continuance is desired.

It is therefore ordered by the court that this cause be, and it is continued to September 16, 1936.



Judge of Probate.



Continued

RECORDED

Out
8-137

June 25 1939
Prison, etc.

9/3/36

Continued
to 6/1/1939
of 1/1/39
542

Bay Minette, Ala.

193

Baldwin Co., Alabama

VS H. M. Hampstead, et al

IN ACCOUNT WITH

G. W. ROBERTSON

Judge of Probate, Baldwin County

Please Return Bill With Remittance

Eminent Domain

Recording

from

to

Privilege Tax

Rec. Fee

Total

To Amount of Award by Commr's

~~75~~ 75.00

Paid into
Court

Copy of
C. C. C. C.

17/10/96