

354

# THE FAIRHOPE COURIER

E. B. GASTON, EDITOR AND PUBLISHER

A PROGRESSIVE PAPER FOR PROGRESSIVE PEOPLE

ESTABLISHED 1894

FAIRHOPE, ALABAMA

Sept. 3rd., 1937

This is to certify that the following attached legal notice appeared in the following issues of the Fairhope Courier: July 29, August 5, 13, and 19

A. F. Gaston  
A. F. Gaston, Business Mngr.

Subscribed and sworn to before me this 10th. day of September 1937.

E. E. Peckham  
Notary Public

## Legal Notice

EDNA MESIAVECH, Complainant, vs. JOHN J. MESIAVECH respondent.

In the Circuit Court of Baldwin County, Alabama, In Equity. Dated this the 22 day of July 1937.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Orvie M. Brown, attorney for Complainant, that the Respondent, John J. Meslavech, is a non-resident of the State of Alabama that service of summons cannot be had in the State of Alabama; and further, that in the belief of said affiant the Respondent is over the age of twenty-one years, it is therefore ordered that publication in Baldwin County, Alabama, be made in the "Fairhope Courier," a newspaper published in said county for four consecutive weeks, requiring John J. Meslavech, the said respondent to answer or to demur to the bill of complaint in this cause by the 30th day of August 1937, or thirty days therefrom a decree pro-confesso may be taken against the said John J. Meslavech.

R. S. DUCK, Register  
ORVIE M. BROWN, Attorney 52-46

FAIRHOPE, ALA., Sept. 1st 1937

M Robt. L. Duck.

IN ACCOUNT WITH

# THE FAIRHOPE COURIER

E. B. GASTON, Editor and Publisher

*Advertising - Commercial Printing*

## RATES ON APPLICATION

July	Legal notice of 174 words Re. Edna Meseavech vs John Meseavech in issues of July 29 August 5, 13, and 20	\$ 7 .83
------	---	----------

FAIRHOPE, ALA.,

July 31 1937

M

Robt. S. Gunk

IN ACCOUNT WITH

# THE FAIRHOPE COURIER

E. B. GASTON, Editor and Publisher

Advertising

-

Commercial Printing

RATES ON APPLICATION

July 29 Legal notice of  
 174 words Re -  
 Edna Messersmith vs  
 John "  
 vs issue of July 29.  
 Aug 5 - 13 - 20

7.80

Will mail affidavit  
 on last publication

FAIRHOPE, ALA.,

*July 31 1937*

M

*Robt. S. Gunk*

IN ACCOUNT WITH

# THE FAIRHOPE COURIER

E. B. GASTON, Editor and Publisher

Advertising

-

Commercial Printing

RATES ON APPLICATION

<i>July 29</i>	<p>Legal notice of 174 Woods Rd. Edna Messersmith vs John " " as issue of July 29. Aug 5 - 13 - 20</p>		
----------------	--	--	--

*7.85*

*Will mail affidavit  
on last publication*

STATE OF ALABAMA

COUNTY OF BALDWIN

Before me personally appeared Orvis M. Brown, attorney, who being duly sworn says that he is the solicitor for the complainant in the case of Edna Meslavech against John J. Meslavech; that the Respondent, John J. Meslavech's residence as last known was Newark, N.J; that in October 1935 the said John J. Meslavech deserted your Complainant, and she has not since seen nor heard from him; that Complainant, Edna Meslavech and Respondent, John J. Meslavech, are both over the age of twenty one years and that they were married at Birmingham, Alabama in 1935; that Edna Meslavech and John J. Meslavech were residents of Birmingham, Alabama when Respondent, John J. Meslavech, deserted your Complainant.

*Orvis M. Brown*  
Affiant.  
*Edna Meslavech*

Sworn to and signed in my presence this 22<sup>nd</sup>.  
day of July, 1937.

*R. S. Duch*  
Register Circuit Court.

EDNA MESIAVECH,

Complainant

VS

JOHN J. MESIAVECH,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY

No. 354

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, EDNA MESIAVECH, exhibits this her bill of complaint against JOHN J. MESIAVECH and respectfully shows unto your Honor as follows:

FIRST: That Complainant has been a bona fide resident of the State of Alabama, Baldwin County for more than three years next, immediately preceding the filing of this bill of complaint; that both the Respondent and the Complainant are over the age of twenty one years; that the Complainant married the Respondent on or about October 5th, 1935 in the City of Birmingham, Alabama, and further shows unto your Honor that there are no fruits of the said marriage.

SECOND: Complainant alleges and avers that the Respondent lived with her as husband and wife from October 5th, 1935 to on or about October 15th, 1935 at which time the Respondent voluntarily left your Complainant without any cause or fault on her part and has never returned to your Complainant, nor co-habited with her as husband and wife from the 15th day of October, 1935 to the date of the filing of this bill. Said abandonment by the Respondent continuing for more than two years, next, preceding the filing of this bill.

#### PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Complainant prays that the said John J. Mesiavech be made a party to this bill of complaint, that he be brought into court by personal service or any method approved and adopted by this Honorable Court directing him to plead, answer

EDNA MESIAVOCH,

Complainant,

VS

JOHN J. MESIAVOCH,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Dated this the        day of July, 1937.

In this cause it being made to appear to the Clerk of this Court by the affidavit of Orris M. Brown, attorney for Complainant, that the Respondent, John J. Mesiavoch, is a non-resident of the State of Alabama, that service of summons cannot be had in the State of Alabama, and further, that, in the belief of said affiant the Respondent is over the age of twenty one years; it is therefore, ordered that publication in Baldwin County, Alabama, be made in the "Fairhope Courier", a newspaper published in said county, for four consecutive weeks, requiring John J. Mesiavoch, the said respondent, to answer or to demur to the bill of complaint in this cause by the        day of August, 1937, or thirty days therefrom a decree pro confesso may be taken against the said John J. Mesiavoch.

\_\_\_\_\_  
Registry

Orris M. Brown.  
Attorney for Complainant.

MOLICE NO MONSIEUR

NO. 324

REC'D

EDNA MESIAVECH,

Complainant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

VS

IN EQUITY

JOHN J. MESIAVECH,

No. 354

Respondent.

TO THE HONORABLE JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA, IN EQUITY:

Your Complainant, EDNA MESIAVECH, exhibits this her bill of complaint against JOHN J. MESIAVECH and respectfully shows unto your Honor as follows:

FIRST: That Complainant has been a bona fide resident of the State of Alabama, Baldwin County for more than three years next, immediately proceeding the filing of this bill of complaint; that both the Respondent and the Complainant are over the age of twenty one years; that the Complainant married the Respondent on or about October 5th, 1935 in the City of Birmingham, Alabama, and further shows unto your Honor that there are no fruits of the said marriage.

SECOND: Complainant alleges and avers that the Respondent lived with her as husband and wife from October 5th, 1935 to on or about October 15th, 1935 at which time the Respondent voluntarily left your Complainant without any cause or fault on her part and has never returned to your Complainant, nor co-habited with her as husband and wife from the 15th day of October, 1935 to the date of the filing of this bill. Said abandonment by the Respondent continuing for more than two years, next, preceeding the filing of this bill.

PRAYER FOR PROCESS

THE PREMISES CONSIDERED, Complainant prays that the said John J. Meslavech be made a party to this bill of complaint, that he be brought into Court by personal service or any method approved and adopted by this Honorable Court directing him to plead, answer




-Page Two-

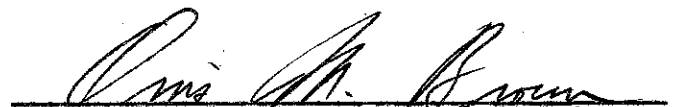
or demur the allegations as set out against him in said bill of complaint as filed in this cause in all respects as required by law and under the rules of this Honorable Court.

PRAYER FOR RELIEF:

And Your Complainant prays that upon the final hearing of this cause that this Honorable Court will grant to her an absolute divorce dissolving entirely the bonds of matrimony now existing between her and John J. Mesiavech and granting her the right to marry again and granting her the right to use her maiden name of Edna Given and your Complainant prays for such other and further relief as in equity and good conscience she may be entitled to in the premises for which she will ever pray.

  
Solicitor for Complainant.

FOOTNOTE: The Respondent is required to answer, but not under oath, the same being expressly waived, as to each and every paragraph of the foregoing bill of complaint numbering from one to two both inclusive.

  
Solicitor for Complainant.

# CHANCERY EXECUTION

## BILL OF COSTS

No. 354 Edna Misraich

Vs.

John J. Misraich  
Plaintiff

Defendant

	Dollars	Cents		
<b>FEES OF REGISTER</b>			Brought Forward.....	340
Filing each bill and other papers.....	\$	10	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 subpoena.....		50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof.....		40	Each notice sent by mail to creditor....	15
Entering each return thereof.....		15	Filing, receipting for and docketing each claim, etc.....	25
For each order of publication.....	1	00	For all entries on subpoena docket, etc. ....	50
Issuing writ of injunction.....	1	50	For all entries on commission docket, etc. ....	50
For each copy thereof.....		50	Making final record, per 100 words	15
Entering each return thereof.....		15	Certified copy of decree.....	1 00
Issuing Writ of Attachment.....	1	00	Report of divorce to State Health Office .....	50
Entering each return thereof.....		15	(Acts 1915)	
Docketing each case.....	1	00	Total Fees of Register.....	640
Entering each appearance.....		25	<b>FEES OF SHERIFF</b>	
Issuing each decree pro confesso on per. ser. ....	1	00	Serving and returning subpoena on deft. ....	\$1 50
Issuing each decree pro confesso on publication.....	1	00	Serving and returning subpoena for witness .....	65
Each order appointing guardian.....	1	00	Levying attachment.....	3 00
Any other order by Register.....		50	Entering and returning same.....	25
Issuing commission to take testimony....		50	Selling property attached.....	75
Receiving and filing.....		10	Impanelling Jury.....	2 50
Endorsing each package.....		10	Executing writ of possession.....	1 50
Entering order submitting cause.....		50	Collecting execution for costs.....	65
Entering any other order of court.....		25	Serving and returning sci. fa., each	65
Noting all testimony.....		50	Serving and returning notice.....	65
Abstract of cause, etc.....	1	00	Serving and returning writ of injunction	1 50
Entering each decree.....		75	Serving and returning writ of exeat.	1 50
For every 100 words over 500.....		15	Taking and approving bonds, each....	75
Taking account, etc.....	3	00	Collecting money on execution.....	2 50
Taking testimony, etc.....		15	Making deed .....	2 50
Each report, 500 words or less.....		2 50	Serving and returning application, etc. ....	1 00
For every 100 words over 500.....		15	Serving attachment, contempt of court .....	1 50
Amount claimed less than \$500, etc.....	2	00	Total Fees of Sheriff.....	200
Issuing each subpoena.....		25	<b>RECAPITULATION</b>	
Witness certificate, each.....		25	Register's Fees .....	640
Issuing execution, each .....		75	Sheriff's Fees .....	300
Entering each return .....		15	Commissioner's Fees .....	
Taking and approving bond, each .....	1	00	Solicitor's Fees .....	
Making copy of bill, etc.....		15	Witness Fees .....	
Each notice not otherwise provided for		50	Guardian Ad Litem.....	
Each certificate or affidavit, with seal....		50	Printer's Fees .....	3 00
Each certificate or affidavit, no seal.....		25	Trial Tax .....	
Hearing and passing on application, etc.	3	00	Recording Decree in Probate Court....	
Each settlement with receiver, etc.....	3	00	Total.....	1240
Exam'ing each voucher of Receiver, etc.		10		
Examining each answer, etc.....	3	00		
Recording resignation, etc.....		75		
Entering each cert. 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 ct.; all over \$100 and not exceeding \$1,000, 1½ per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct.				
Sub Total Carried Forward.....				

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

No. \_\_\_\_\_  
**Circuit Court, In Equity** Sept Term, 1944

To Any Sheriff of the State of Alabama—GREETINGS:  
You are hereby commanded, That of the goods and chattels, lands and tenements of \_\_\_\_\_  
Edna Misraich Defendant.....  
you cause to be made the sum of \_\_\_\_\_ Dollars,  
which \_\_\_\_\_ Plaintiff.....  
recovered of Edna Misraich on the 29 day of Sept 1944  
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 \_\_\_\_\_ 1944 to date of collection.  
Witness my hand, this 28 day of Sept 1944,  
Edna Misraich, Register.

# CHANCERY EXECUTION

## BILL OF COSTS

No. 354 Edna Misaurach Vs.

Jane J. Misaurach  
Plaintiff

Defendant

FEES OF REGISTER	Dollars	Cents	Brought Forward		
Filing each bill and other papers.....	\$	10			
Issuing each subpoena.....		50			
Issuing each copy thereof.....		40			
Entering each return thereof.....		15			
For each order of publication.....	1	00			
Issuing writ of injunction.....	1	50			
For each copy thereof.....		50			
Entering each return thereof.....		15			
Issuing Writ of Attachment.....	1	00			
Entering each return thereof.....		15			
Docketing each case.....	1	00			
Entering each appearance.....		25			
Issuing each decree pro confesso on per. ser. ....	1	00			
Issuing each decree pro confesso on publication.....	1	00			
Each order appointing guardian.....	1	00			
Any other order by Register.....		50			
Issuing commission to take testimony.....		50			
Receiving and filing.....		10			
Endorsing each package.....		10			
Entering order submitting cause.....		50			
Entering any other order of court.....		25			
Noting all testimony.....		50			
Abstract of cause, etc.....	1	00			
Entering each decree.....		75			
For every 100 words over 500.....		15			
Taking account, etc.....	3	00			
Taking testimony, etc.....		15			
Each report, 500 words or less.....	2	50			
For every 100 words over 500.....		15			
Amount claimed less than \$500, etc.....	2	00			
Issuing each subpoena.....		25			
Witness certificate, each.....		25			
Issuing execution, each.....		75			
Entering each return.....		15			
Taking and approving bond, each.....	1	00			
Making copy of bill, etc.....		15			
Each notice not otherwise provided for.....		50			
Each certificate or affidavit, with seal.....		50			
Each certificate or affidavit, no seal.....		25			
Hearing and passing on application, etc.....	3	00			
Each settlement with receiver, etc.....	3	00			
Exam'ing each voucher of Receiver, etc.....		10			
Examining each answer, etc.....	3	00			
Recording resignation, etc.....		75			
Entering each cert. 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 ct.; all over \$100 and not exceeding \$1,000, 1½ per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct.					
Sub Total Carried Forward.....					
			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%. Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received. Each notice sent by mail to creditor.... Filing, receipting for and docketing each claim, etc..... For all entries on subpoena docket, etc..... For all entries on commission docket, etc..... Making final record, per 100 words Certified copy of decree..... Report of divorce to State Health Office..... (Acts 1915) Total Fees of Register.....	15 25 50 50 15 1 00 50	3 40 400
			FEES OF SHERIFF		
			Serving and returning subpoena on deft.....	\$1 50	
			Serving and returning subpoena for witness.....	65	
			Levying attachment.....	3 00	
			Entering and returning same.....	25	
			Selling property attached.....		
			Impaneling Jury.....	75	
			Executing writ of possession.....	2 50	
			Collecting execution for costs.....	1 50	
			Serving and returning sci. fa., each.....	65	
			Serving and returning notice.....	65	
			Serving and returning writ of injunction.....	1 50	
			Serving and returning writ of exeat.....	1 50	
			Taking and approving bonds, each.....	75	
			Collecting money on execution.....		
			Making deed.....	2 50	
			Serving and returning application, etc.....	1 00	
			Serving attachment, contempt of court.....	1 50	
			Total Fees of Sheriff.....	5 20	
			RECAPITULATION		
			Register's Fees.....	6 40	
			Sheriff's Fees.....	3 00	
			Commissioner's Fees.....		
			Solicitor's Fees.....		
			Witness Fees.....		
			Guardian Ad Litem.....		
			Printer's Fees.....		
			Trial Tax.....	3 00	
			Recording Decree in Probate Court.....		
			Total.....	15 40	

The State of Alabama, } No. Sept  
Baldwin County. } Circuit Court, In Equity Term, 1944

To Any Sheriff of the State of Alabama—GREETINGS:  
You are hereby commanded, That of the goods and chattels, lands and tenements of Edna Misaurach Defendant.....  
you cause to be made the sum of \_\_\_\_\_ Dollars,  
which \_\_\_\_\_ Plaintiff.....  
recovered of Edna Misaurach on the 29 day of Sept 1944  
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 Edna Misaurach  
and make return of this Writ and the execution thereof, according to law.  
Interest from \_\_\_\_\_ 1944 to date of collection.  
Witness my hand, this 28 day of Sept 1944  
Edna Misaurach, Register.