

B.L.Gaddis, et al.

vs

Hampton D Ewing and

Hampton D Ewing as Trustee.

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In the Circuit Court of Baldwin

County, Alabama, in Equity.

This cause coming on to be heard is submitted for final decree by complainants on the original bill of complaint, service on the respondent and decree proconfesso as noted by the Register.

And it appearing to the Court that the original bill in this cause was filed in Court on the 5th, day of December, 1919, that service upon the respondents, Hampton D Ewing, and Hampton D Ewing as Trustee, was perfected in the manner required by law on the 15 day of December 1919, and the respondent failing to plead, answer or demur to the bill of complaint within the time required by law, on motion of complainants a decree proconfesso was issued on the 16th day of February 1920, and laid over one day. The same being considered by the Court, it is of the opinion that the complainants are entitled to the relief prayed for.

THEREFORE, it is Ordered, Adjudged and Decreed that the respondents, Hampton D Ewing and Hampton D Ewing as Trustee, has no right, title or interest in or to the lands described in said bill of complaint, viz: The Northeast quarter (N.E. 1/4) of the Southeast quarter (S.E. 1/4) of Section 23, Township 4 South, Range 3 East, containing forty (40) acres, more or less, and lying and being situated in Baldwin County, Alabama; and that any claim heretofore made by the said Hampton D Ewing and Hampton D Ewing as Trustee to said lands is hereby denied; that the right, title and interest of Complainants, the said B.L.Gaddis and Charles H Allen, to said lands are good and valid in every respect as against the said Hampton D Ewing and Hampton D Ewing as Trustee; and the right, title and interest in said lands are hereby vested in the said B.L.Gaddis and Charles H Allen as against the said Hampton D Ewing and Hampton D Ewing as Trustee.

Done this 29th, day of March, 1920.

John D Leigh, Judge.

The State of Alabama,
Baldwin County.

Circuit Court in Equity.

I.T.W.Richerson, Register of said Circuit Court of said County, Alabama, do hereby certify that the above is a full, true and correct copy of the decree rendered by said Court on the 29th, day of March, 1920, in the cause of B.L.Gaddis et al, Complainant vs Hampton D Ewing and Hampton D Ewing as Trustee, as appears of record in said Court.

Witness my hand and the seal of said Court, this the 31st, day of March, 1920.

-----Register.

B. L. GADDIS et al.

VS.

HAMPTON D. EWING
and
HAMPTON D. EWING as Trustee.)

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

This cause coming on to be heard is submitted for final decree by complainants on the original bill of complaint, service on the respondents and decree pro confesso as noted by the Register. And it appearing to the Court that the original bill in this cause was filed in Court on the 5TH day of December, 1919, that service upon the respondents, Hampton D. Ewing, and Hampton D. Ewing as Trustee, was perfected in the manner required by law on the 15 day of December 1919, and the respondent failing to plead, answer or demur to the bill of complaint within the time required by law, on motion of complainants a decree pro confesso was issued on the 16TH day of February, 1920 and laid over one day. The same being considered by the Court, it is of the opinion that the complainants are entitled to the relief prayed for.

THEREFORE, it is Ordered, Adjudged and Decreed that the respondent, Hampton D. Ewing and Hampton D. Ewing as Trustee, has no right, title or interest in or to the lands described in said bill of complaint, viz: The Northeast quarter (N. E. $\frac{1}{4}$) of the South ~~West~~ quarter (S. ~~W.~~ $\frac{1}{4}$) of Section 23, Township 4 South, Range 3 East, containing forty (40) acres, more or less, and lying and being situated in Baldwin County, Alabama; and that any claim heretofore made by the said Hampton D. Ewing and Hampton D. Ewing as Trustee to said lands is hereby denied; that the right, title and interest of complainants, the said B. L. Gaddis and Charles H. Allen, to said lands are good and valid in every respect as against the said Hampton D. Ewing and Hampton D. Ewing as Trustee; and the right, title and interest in said lands are hereby vested in the said B. L. Gaddis and Charles H. Allen as against the said Hampton D. Ewing and Hampton D. Ewing as

Trustee.

Done this the 29th day of March ~~February~~ A. D. 1920.

John D. Leigh
Judge.

[Faint handwritten notes and signatures, including names like "John D. Leigh" and "Judge" repeated in various orientations.]

Trustee.

Done this 1st day of March 1920.

Final Decree

Filed March 30th/1920

O. W. McCune
Register

Decree recorded on Minutes
Page 77

Trustee.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No. Term, 191.....

B. L. Gaddis and C. H. Allen Complainant. *5*

vs.

Hampton D. Ewing and Hampton D. Ewing, as Trustee Defendant. *5*

To *Richardson* Register:

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and ^{*decre pro confesso*} ~~evidence~~ having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the Complainant, by *Haccaway Hill* Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

Haccaway Hill
Solicitor for Complainant.

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No. Page

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

B L Gaddis and
C H Allen

vs.

Hampton D Ewing
and Hampton D Ewing as
Trustee

REQUEST FOR DECREE IN
VACATION.

Filed 2 / 28 19120

D W Rice
Register

Recorded in Record

Vol. Page

Register

B. L. GADDIS et al.)
VS.)
HAMPTON D. EWING, and)
HAMPTON D. EWING, as)
TRUSTEE.)

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

Come the Complainants in the above stated cause and represent unto the Court that notice and service have been perfected on the respondent in the manner and within the time required by law, requiring the respondent to plead, answer or demur to the Bill of Complaint in this cause within thirty days after said notice and service had been perfected and which the said respondent has to this date failed to do, and thirty days has elapsed since said notice and service have been perfected on respondent, wherefor the complainants move the Court to grant a Decree pro confesso against the respondent.

Done this the 16th day of February 1920.

Halloway Hill
Sols. for Complainants.

B.L. Gaddis and C.H. Allen

vs.

Hampton D. Ewing and Hampton D. Ewing
as 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 Bill of Complaint,

decree proconfesso

and in behalf of Defendant upon

D. M. Peterson
Register

No.....

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

B.L.Gaddis and C.H.Allen

vs.

Hampton D Ewing and Hampton
D Ewing as Trustee.

NOTE OF TESTIMONY.

Filed in Open Court this ~~February~~ 28th

day of February, 1920, 191.....

D. W. Reardon

Register

B L Gaddis et-al

vs.

Hampton D Ewing and
Hampton D Ewing as Trustee

CIRCUIT COURT OF

Baldwin COUNTY.

IN EQUITY.

In this cause it being made to appear to the Register that on the 8th day of

Dec

1919,

a copy of the Bill of Complaint filed in this cause was sent to

Hampton D Ewing and Hampton D Ewing
as Trustee

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed,"

and return receipt demanded addressed to the Register of this Court; and that on the 15th day of

Dec

1919, such receipt was duly received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer or demur to

the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered, adjudged and decreed by

the Register that the said Bill of Complaint be, and it hereby is in all things taken as confessed against the said

Hampton D Ewing and Hampton D Ewing
as Trustee Defendant

This the 16th day of

February 1920

J. M. Williamson

Register.

5 R

No. 209.

CIRCUIT COURT OF
Baldwin COUNTY,
IN EQUITY.

B. L. Gaudin

Hampton D. Ewing
vs.

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL.

Filed in office this 16th day of
Feb 1920

M. P. Peterson
Register.

Entered in O. B. Page

B. L. Gaddis et al

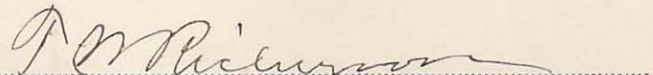
vs.

Hampton D. Ewing, and Hamton D. Ewing as
Trustee.

CIRCUIT COURT OF

Circuit COUNTY,
IN EQUITY.I, T. W. Richerson, Register of said Court, do hereby certify that I
did, on the 8th, day of December 19 19, send toHampton D. Ewing Defendant
whose address was 160 Broadway Newyork N.Y.by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the
Bill of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court;
and that such receipt was duly received and filed by me in this cause, on the 15th day of
Dec 15th, 19 19.

Witness my hand, this 1st day of January 1920. 19


 Register.

No. 209.

CIRCUIT COURT OF

Baldwin COUNTY,
IN EQUITY.

B.L.Gaddis et al

vs.

Hampton D. Ewing and Hampton
D. Ewing as Trustee.

CERTIFICATE OF REGISTER AS TO
NOTICE BY REGISTERED MAIL.

Filed in office on this 1st
day of January 1920.

J. W. McCremon
Register.

RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Hampton D. Curry Trustee

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *Dec. 13th*, 1919.

*4 Dec 15 1919
W. D. Curry
Register*

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 875

INSURED PARCEL

No. _____

Return to

G. W. Richardson

(NAME OF SENDER)

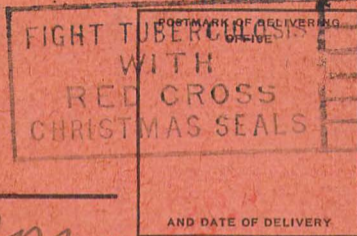
Street and Number, }
or Post Office Box, }

Post Office at

Bay Street

State _____

PENALTY FOR PRIVATE USE
TO AVOID PAYMENT OF
POSTAGE, \$300.



RETURN RECEIPT.

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Hugh H. Stearns

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, *Dec. 13th*, 1919

Form 3811

05-6113

*Grand Dec 15 1919
Postmaster
Clerk*

Post Office Department

OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 874

INSURED PARCEL

No. _____

Return to

J. W. Richerson

(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

Post Office at

Boy Muelde
Acq

State _____



PENALTY FOR PRIVATE USE
TO AVOID PAYMENT OF
POSTAGE, \$300.

FIG. IT TUBERCULOSIS
WITH
RED CROSS
CHRISTMAS SEALS

POSTMARK OF DELIVERING
OFFICE

AND DATE OF DELIVERY

RECEIVED AND REGISTERED

Article No. 274 12-8- 1919
----- class postage paid.

From T. M. Richerson

Addressed to Laurel D. Ewing

Return receipt desired -----

Delivery restricted { To addressee in person -----
To addressee or order ----- Postmaster, per NRB

POSTMARK

RECEIPT FOR REGISTERED ARTICLE NO. 815 12-8, 1911

From T. N. Richerson 1 class postage paid.

Addressed to Sam Hampton J. Canning
160 Broadway New York

Return receipt desired

Delivery restricted { To addressee in person
To addressee or order Postmaster, per



B.L. Gaddis et al

vs.

Hampton D Ewing and Hampton D Ewing as
Trustee.

CIRCUIT COURT OF

Baldwin COUNTY,
IN EQUITY.

I, T. W. Richerson, Register of said Court. do hereby certify that I

did, on the 8th day of December 19 19., send to

Hampton D Ewing as Trustee, Defendant

whose address was 160 Broadway New York, N.Y.

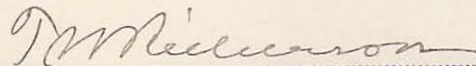
by registered mail, postage prepaid, marked "For delivery only to the person to whom addressed," a copy of the

Bill of Complaint filed in this cause; that I demanded a return receipt addressed to the Register of this Court;

and that such receipt was duly received and filed by me in this cause, on the 15th day of

December 19 19.

Witness my hand, this 1st day of January, 1920, 19



Register.

3
No. 209.

CIRCUIT COURT OF

Baldwin COUNTY,
IN EQUITY.

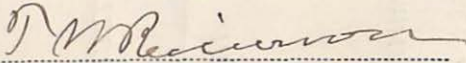
B.L.Gaddis et al.

vs.

~~Hampton D. Ewing and Hampton~~
D Ewing as Trustee.

CERTIFICATE OF REGISTER AS TO
NOTICE BY REGISTERED MAIL.

Filed in office on this 1st
day of January 19 20.


Register.

B. L. GADDIS et al
vs.
HAMPTON D. EWING.

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

TO the HONORABLE JUDGES of said COURT:

YOUR ORATORS, B. L. Gaddis and C. H. Allen would respectfully show unto your Honor that they are each over twenty-one years of age and reside in the city and county of Montgomery, State of Alabama, that Hampton D. Ewing, and Hampton D. Ewing as Trustee, whom your Orators seek to make a party respondent to this cause is over twenty one yearls old and resides at number 160 Broadway, New York, in the State of New York.

2. That your Orators are the owners of and are now in the peaceable possession of the following described real estate lying and being situated in Baldwin County, Alabama, towit: the North East Quarter (N. E. $\frac{1}{4}$) of the South West Quarter (S. W. $\frac{1}{4}$) section 23, Township 4 South, Range 3 East, containing forty acres, more or less.

3. That there is no suit pending in any Court having jurisdiction of the parties and the subject matter to determine the title or possession of the said property, or in any manner pertaining to or effecting said property.

4. That the said Hampton D. Ewing, and Hampton D. Ewing as Trustee, is reputed to claim some right, title or interest in and to the aforesaid lands, or encumbrance thereon, and your Orators call upon the said Hampton D. Ewing ^{and Hampton D. Ewing as Trustee,} to set forth and specify all his right, title, interest, or claim in or to said lands and how derived and created.

Wherefore the premises considered. Orators pray that the said Hampton D. Ewing, and Hampton D. Ewing as Trustee, who resides at No. 160 Broadway, New York, N. Y. be made a party respondent to this bill of complaint that the States writ of Subpoena be issued, or a copy of this bill of Complaint be sent by registered mail, or other process be served upon ^{and Hampton D. Ewing as Trustee} the said Hampton D. Ewing / in the manner provided by law and the rules of this Honorable Court, requiring the said respondent to answer, plead or demur to this bill of Complaint within the time required by law, or the same

shall be taken as confessed.

That upon a final hearing of this cause may your Honor adjudge and decree that the respondent has no right, title or interest in or to the aforesaid lands or any part thereof, and that the right and title of your Orators to said lands are good and valid as against said respondent. Orators pray for such other, further and general relief to which your Honor may deem mete, just and right. And in duty bound will ever pray, etc.

Waccoway Hill

Sols. for Complainants.

Foot Note:

The said Hampton D. Ewing, and Hampton D. Ewing as Trustee, is required to answer each paragraph of the foregoing bill of Complaint but not under oath, answer under oath being expressly waived.

Waccoway Hill

Sols. for Complainants.