

Thomas H Waters, Complainant. )  
 vs )  
 Heirs of Jesse Ray, deceased, et al )  
 Defendants. )  
 ----- )  
 In the Circuit Court of  
 Baldwin County, Alabama.  
 In Equity.

This cause coming up to be heard was submitted on the original bill and decreed ~~can~~ confesse against the defendants named in the said bill and upon due consideration the Court is of the opinion that the Complainant is entitled to relief as prayed for in his said bill of complaint. Now therefore, it is ORDERED, ADJUDGED and DECREED that the defendants, the unknown heirs of Jesse Ray, deceased, the Perdido and Junction Railroad Company, and the President of the Perdido and Junction Railroad Company, whose name is unknown, and each of them has or have no right or title or interest in or incumb~~ence~~ on the lands described in said bill or any part thereof, viz:

The Northwest quarter of the northwest quarter of section thirteen, the south one-half of the southwest quarter and the southwest quarter of the southeast quarter of section twelve, and the southeast quarter of the southeast quarter of section eleven, all in township five south range six east, Baldwin County, Alabama.

And that any claim heretofore made by the said defendants or either of them to said lands is hereby denied. That the right, title and interest of the said Thomas H Waters to said lands is good and valid in every respect as against said defendants and each of them.

It is further ordered that this decree is subject to sections 3170 and 3171 of the Code of Alabama, 1907, and that the Complainant is hereby directed to send certified copy of this decree to each of said defendants, not personal service with process, if their residences can be ascertained.

It is further ordered that the Complainant pay the costs of this suit for which let execution issued.

Done this the 14th, day of Sept Nineteen Hundred and Twenty.

John D Leigh.  
 -----  
 Judge.

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 14th, day of September, 1920, in the cause of Thomas H Waters, Complainant, - vs - Heirs of Jesse Ray, deceased et al. Defendants, as appears of record in said Court.

Witness my hand and the seal of said Court, this the 21st day of September, 1920.

*I. T. W. Richerson*  
 ----- Register.





Certified Copy of Decree

in cause of .

Thomas H Waters

vs

Heirs of Jesse Ray  
deceased et al.





Thomas H. Waters )  
Complainant )  
VS )  
Heirs of Jesse Ray, )  
deceased, et al . )  
Defendants )

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

This cause coming up to be heard was submitted on the original bill and decreed pro confesso against the defendants named in the said bill and upon due consideration the Court is of the opinion that the Complainant is entitled to relief as prayed for in his said bill of complaint. Now therefore, it is ORDERED, ADJUDGED and DECREED that the defendants, the unknown heirs of Jesse Ray, deceased, the Perdido and Junction Railroad Company, and the President of the Perdido and Junction Railroad Company, whose name is unknown, and each of them has or have no right or title or interest in or incumbrance on the lands described in said bill or any part thereof, viz:

The Northwest quarter of the northwest quarter of section thirteen, the south one-half of the southwest quarter and the southwest quarter of the southeast quarter of section twelve, and the southeast quarter of the southeast quarter of section eleven, all in township five south range six east, Baldwin County, Alabama.

And that any claim heretofore made by the said defendants or either of them to said lands is hereby denied. That the right, title and interest of the said Thomas H. Waters to said lands is good and valid in every respect as against said defendants and each of them.

It is further ordered that this decree is subject to sections 3170 and 3171 of the Code of Alabama 1907, and that the Complainant is hereby directed to send certified copy of this decree to each of said defendants, not personal service with process, if their residences can be ascertained.



It is further ordered, that the Complainant pay the costs of this suit for which let execution issued.

Done this the 14<sup>th</sup> day of Sept Nineteen  
Hundred Twenty

*John D. Leigh*

JUDGE

*Filed for  
recd. by  
the  
Clerk of  
the  
Court  
at  
New  
York  
Sept  
14  
1920*

*John D. Leigh*

*Bay Minette, Ala.,*

April 23rd, 1920

*M*

Thomas H. Waters

vs

Heirs at Law of Jesse Ray, Deceased.

CHANCERY NOTICE

# THE BALDWIN TIMES

ABNER J. SMITH, PROPR.

FINE JOB PRINTING. BEST ADVERTISING MEDIUM

PROMPT SERVICE. LOWEST PRICES.

LOCAL AND LONG DISTANCE TELEPHONE

All Bills Must Be Paid Within 30 Days

To publishing above Chancery Notice in issues of March 25th,  
April 1st, 8th and 15th, 1920:

523 words @ 4 $\frac{1}{2}$ ¢ per word..... \$23.53

BOND



Thomas H. Waters,

-Vs-

The heirs at law of Jesse Ray,  
deceased,  
the Perdido Junction Railroad  
Company, and the President of the  
Perdido and Junction Railroad Company.

In the Circuit Court of  
Baldwin County, Alabama.

IN EQUITY.

In this cause it being made to appear that the Register of this Court, by an affidavit of Complaint by W. C. Beebe, attorney for Complainant, that the President of the Perdido Junction Railroad Company, and the Perdido and Junction Railroad Company, a corporation, are non residents of the State of Alabama; that their Postoffice address, and place of business is unknown, and can not be ascertained upon dilligent inquiry; that the names of the heirs at law of Jesse Ray, deceased, are unknown, and can not be ascertained on dilligent inquiry; that he has made dilligent inquiry to ascertain same; that their residences, as he believes are not in the State of Alabama, and that he believes them to be over the age of Twenty-one years; and that he has made them unknown parties defendant to his Bill of Complaint in the above styled cause, because they are necessary parties, and he has been unable to ascertain their names and residences.

It appears from said Bill of Complaint that Complainant appears to own and is in possession of the following <sup>described</sup> lands, to-wit:

- The Northwest Quarter of the Northwest Quarter of Section Thirteen, the South half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section Twelve, and the Southeast Quarter of the Southeast Quarter of Section Eleven, all in Township Five South, Range Six East.

That each defendant claims or is reputed to claim some right title or interest in or incumbrance upon the said lands; that no suit is pending to test the validity of such title, claim or incumbrance



that the Complainant calls upon each defendant to set forth and specify his title, claim, interest or incumbrance upon said lands, or any part thereof, and how, and by what instrument the same is derived and created, and prays that his title to the said lands be quieted as against the defendants and each of them; that it be declared that Complainant has a good and perfect title to all of said lands as against the defendants and each of them and it be further decreed that none of the defendants have any right, title or interest in, or hold any lien or incumbrance upon the said lands.

It is, therefore, ordered that publication be made in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks, requiring the defendants, the said President of Perdido & Junction Railroad Company, the said Perdido & Junction Railroad Company, a corporation, the heirs at law of Jesse Ray, deceased to plead, answer, or demur to the Bill of Complaint in this cause by the 26th day of April, 1920, or after thirty days therefrom a decree pro confesso may be taken against them.

Done and ordered at Bay Minette, Alabama, this 24th day of March, 1920.

T. W. Cannon Registrar



TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, ALABAMA: SITTING IN EQUITY.

Comes THOMAS H. WATERS and by this, his bill of complaint presented against the heirs of Jesse Ray, deceased, and against the president of the Perdido & Junction Railroad Company, whose name is unknown, and against the Perdido & Junction Railroad Company, a corporation, shows unto your Honor:

1st. That Complainant is a resident of the State of Alabama and over the age of twenty-one years; that Jesse Ray died intestate and the names of his heirs, though diligent search and inquiry has been made, cannot be ascertained or their addresses located, other than that they are non-residents of the State of Alabama and over the age of twenty-one years; that the president of the Perdido & Junction Railroad Company is over the age of twenty-one years, a non-resident of the State of Alabama, but his name and address are unknown to Complainant, and the Perdido & Junction Railroad Company is a non-resident corporation with no place of business or representative in the State of Alabama on whom process can be served.

2nd. That Complainant is in actual peaceable possession, control and actual use of the following lands all located in Baldwin County, Alabama, that he claims to own and does own:

The Northwest Quarter of the Northwest Quarter of Section Thirteen, the South Half of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter of Section Twelve, and the Southeast Quarter of the Southeast Quarter of Section Eleven, all in Township Five South, Range Six East.

3rd. Complainant further shows that the parties above named are reputed to claim no right, title or interest in or encumbrance upon the above described lands, or some portion thereof, that there is no suit pending to enforce or attack the validity of such title, claim or encumbrance, wherefore, Complainant calls upon each of said Defendants to set forth and specify his or her title, claim or interest in said lands and show how and by what instrument the same is derived or created.



WHEREFORE, Complainant prays that your Honor take jurisdiction of the cause made by this bill and require the Defendants, the heirs of Jesse Ray, deceased, the president of the Perdido & Junction Railroad Company, and the Perdido & Junction Railroad Company, a corporation, by appropriate notice as required by law, to plead, answer or demur to this bill of complaint within the time required by law under the rules of this Honorable Court.

Complainant further prays that upon the consideration of this cause as to whether any of the Defendants above named have any right, title or interest in said lands, and, in default of such proof, your Honor will order, adjudge and decree that they nor none of them have any such right, title, interest or encumbrance to said lands, the title to said lands being established and quieted in Complainant ; and that Complainant may have such other, further or different relief as in equity may seem meet.

*Reekley, Frager & Beck*  
Solicitors for Complainant.

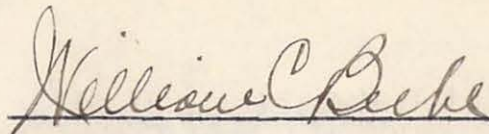
Defendants are required to answer each paragraph of the foregoing bill, but oath to same is hereby waived.

*Reekley, Frager & Beck*  
Solicitors for Complainant.



STATE OF ALABAMA,  
COUNTY OF BALDWIN.

Before me, a Notary Public in and for said State and County, personally appeared this day WILLIAM C. BEEBE, who, being sworn, says that he is of counsel for the Complainant in the foregoing bill; that he has made diligent search and inquiry to locate the Defendants therein named, and has caused such inquiry to be made by others as to the names and addresses of the heirs of Jesse Ray, deceased; that he has made careful inquiry of the proper officials in the States of Alabama and Florida as to the incorporation and operation of the Perdido & Junction Railroad Company and its officials, and as a result of such inquiry made by himself and others at his request says that he is unable to secure the names and addresses of the heirs of the late Jesse Ray, or any information as to their whereabouts other than that they are over the age of twenty-one years and non-residents of the State of Alabama; that he is unable to ascertain the name of the president of the Perdido & Junction Railroad Company, or the location and address of said company, or of any official, employee or representative thereof, or that any such exist in the State of Alabama; wherefore he states on such information and belief that all of the heirs of Jesse Ray, deceased, and the president of the said Perdido & Junction Railroad Company are non-residents of the State of Alabama, and over the age of twenty-one years, and that said Railroad Company is a foreign corporation having no one in the State of Alabama on whom service of process may be had.

  
\_\_\_\_\_

Subscribed and sworn to before me,  
on this the 9 day of March, 1920.

Notary Public, Baldwin County, Ala.



Chancery Notice.

Thomas H. Waters, vs. The Heirs at law of Jesse Ray, deceased, the Perdido Junction Railroad Company, and the President of the Perdido and Junction Railroad Co. In the Circuit Court of Baldwin County, Alabama. In Equity.

ALL COUNTY ADVERTISING

CIRCULATION GUARANTEED TO BE THE LARGEST IN BALDWIN COUNTY

# THE BALDWIN TIMES

ABNER J. SMITH, PROPRIETOR

TO THE INTEREST OF BALDWIN COUNTY AND HER PEOPLE

SUBSCRIPTION: \$1.00 PER YEAR IN ADVANCE

ADVERTISING RATES ON APPLICATION

TELEPHONE No. 7, LOCAL AND LONG DISTANCE

BAY MINETTE, ALA.,

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

ABNER J. SMITH, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Chancery Notice.

Thomas H. Waters, vs. The Heirs at law of Jesse Ray, deceased, the Perdido Junction Railroad Company, and the President of the Perdido and Junction Railroad Co. In the Circuit Court of Baldwin County, Alabama. In Equity.

Was published in said Newspaper for 4 consecutive weeks  
issues:

Publication	March 25th, 1920	Vol. 31	No. 6
'	April 1st, 1920	Vol. 31	No. 7
'	April 8th, 1920	Vol. 31	No. 8
'	April 15th, 1920	Vol. 31	No. 9

rn to before the undersigned

of April 1920.

in  
ent Court.

*Abner J. Smith*

Publisher.

In this cause it being made to appear that the Register of this Court, by an affidavit of Complaint by W. C. Beebe, attorney for Complainant, that the President of the Perdido Junction Railroad Company, and the Perdido and Junction Railroad Company, a corporation, are non residents of the State of Alabama; that their postoffice address, and place of business is unknown, and can not be ascertained upon diligent inquiry; that the names of the heirs at law of Jesse Ray, deceased, are unknown, and can not be ascertained on diligent inquiry; that he has made diligent inquiry to ascertain same; that their residences, as he believes are not in the State of Alabama, and that he believes them to be over the age of twenty-one years; and that he has made the unknown parties defendant to his Bill of Complaint in the above styled cause, because they are necessary parties, and he has been unable to ascertain their names and residences.

It appears from said Bill of Complaint that Complainant appears to own and is in possession of the following described lands, to-wit:

The northwest quarter of the northwest quarter of section thirteen, the south half of the southwest quarter and the southwest quarter of the southeast quarter of section twelve, and the southeast quarter of the southeast quarter of section eleven, all in township five south, range six east.

That each defendant claims or is reputed to claim some right title or interest in or incumbrance upon the said lands; that no suit is pending to test the validity of such title, claim or incumbrance that the Complainant calls upon each defendant to set forth and specify his title, claim, interest or incumbrance upon said lands, or any part thereof, and how, and by what instrument the same is derived and created, and prays that his title to the said lands be quieted as against the defendants and each of them; that it be declared that Complainant has a good and perfect title to all of said lands as against the defendants and each of them and it be further decreed that none of the defendants have any right, title, or interest in, or hold any lien or incumbrance upon the said lands.

It is, therefore, ordered that publication be made in The Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks, requiring the defendants, the said President of Perdido and Junction Railroad Company, the said Perdido and Junction Railroad Company, a corporation, the heirs at law of Jesse Ray, deceased to plead, answer, or demur to the Bill of Complaint in this cause by the 26th day of April, 1918, or after thirty days herefrom a decree pro confesso may be taken against them.

Done and ordered at Bay Minette Alabama, this 24th day of March, 1920.

T.W. Richerson,  
Register.



Thos H Waters,

deceased,  
vs.  
Heirs of Jasse/Ray, et al


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, and

~~Decree proconfesso,~~

and in behalf of Defendant upon



Register



6 R  
No. 220

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THE STATE OF ALABAMA,  
BALDWIN COUNTY

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IN EQUITY,  
CIRCUIT COURT OF BALDWIN COUNTY.

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Thos H Waters,

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vs. Heirs of  
Jesse Ray deceased et al

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NOTE OF TESTIMONY.

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Filed in Open Court this 23rd,  
day of June, 1920 191

*J. W. Williams*  
Register

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Thomas H. Waters )  
Complainant, )

VS )

IN THE CIRCUIT COURT OF

Heirs of Jesse Ray, )  
deceased, et al, )  
Defendants. )

BALDWIN COUNTY, ALABAMA.

Comes the Complainant in the above style cause  
and moves the Court that said cause be submitted for  
final hearing on the 24 day of June 1920.

*Rickard & Co.*  
Rickard & Co.

Solicitors.



Thomas H. Waters  
Complainant

vs.

Heirs of Jesse Ray, et al defendants

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

In this cause it appearing to the Court, by certificate of the Clerk, that the Order of Publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 25th day of March 19 20, in the Baldwin Times a newspaper published in Baldwin County, Alabama; that a copy of said order was posted at the Court House door in said County, on the 25th day of March 19 20.

~~and that a copy of said order was posted at the Court House door in said County, on the 25th day of March 19 20.~~  
~~at the door of said Court House.~~

~~at the door of said Court House,~~ and it now further appearing to the Court that the said Heirs of Jesse Ray, deceased, the President of the Perdido & Junction Railroad Company, and the Perdido & Junction Railroad Company, a corporation have to the date hereof, failed to plead, answer or demur to the Bill of Complaint in this cause. It is, therefore, on motion of Complainant, ordered and decreed by the Court, that the said Bill of Complaint be, and it hereby is, in all things, taken as confessed against the said Heirs of Jesse Ray, the President of the Perdido & Junction Railroad Company, and the Perdido & Junction Railroad Company, a corporation,

This 2nd day of June 1920

John D. Leigh  
Judge of the Circuit Court of  
Baldwin County.



No. <sup>4</sup> ~~4~~ R

THE STATE OF ALABAMA,

County.

CIRCUIT COURT OF

COUNTY.

Mrs H. J. [unclear]

vs.

Wife of [unclear]  
Ray et al.

DECREE PRO CONFESSO AGAINST  
NON-RESIDENT DEFENDANT.

Filed this 2nd day of  
June 1920  
J. P. [unclear]  
Register.

Recorded on  
minute Page 80 1/2



STATE OF ALABAMA, )  
BALDWIN COUNTY. )

IN THE CIRCUIT COURT,  
BALDWIN COUNTY, ALA.

TO THE HONORABLE, JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT,  
BALDWIN COUNTY, ALABAMA,--In Equity.

Your Oratrix, Mary Harrison, respectfully represents and shows unto Your Honor as follows:

1st. That she is a bona fide resident citizen of the County of Baldwin and State of Alabama, and have resided in said County and State for a period of more than the last three succeeding years next before the filing of this bill of complaint, and that she is over twenty-one years of age.

That Henry Harrison is her husband and is over twenty-one years of age, and reside at or near Bay Minette, Baldwin County, Alabama.

2nd. That your Oratrix and the said Henry Harrison were married more than five years ago and lived together until, to-wit: March 21st, 1920, at which time the said Henry Harrison whipped and beat your Oratrix endangering the health and life of your Oratrix, and that from said acts of violence your Oratrix has reasonable apprehension of such danger.

3rd. That your Oratrix is informed and beleived an on such information and beleif alleges and states the truth to be that the said Henry Harrison is an able bodied man, thrifty and earns a great deal of money at his labors. That your Oratrix is the owner of no property at all and<sup>has</sup>/no means of support; that after doing the house work she hasn't enough time to earn her living and support her nine year old daughter; that it is necessary and the laws requires the said child to attend school and that in doing this your Oratrix is compelled to incur expense which she cannot pay.

PRAYER FOR PROCESS.

The premises considered, your Oratrix respectfully prays that the said Henry Harrison, defendant, be made party respondent to this bill of complaint by the usual process of



this Honorable Court, and that he be required to demur, plead to or answer the same within the time and under the penalties as provided by law, or that the same be forever confessed.

PRAYER FOR RELIEF.

That upon the final hearing of this cause your Honor will grant unto your Oratrix an absolute divorce from the said Henry Harrison.

That Your Honor will make and enter a decree, allowing this Complainant alimony pendente lite, reasonable attorneys' fees pendente lite, permanent attorneys fees and permanent alimony out of the estate of the said Henry Harrison.

That, if your Oratrix is mistaken in the relief above prayed for your Honor will grant unto her such other, further, different and general relief as she in justice and equity may be entitled to receive, under the allegations and proof, she will ver pray, etc.

P A G E & M O O R E R ,

Solicitors for Complainant.

FOOT NOTE:

The Defendant, Henry Harrison, is required to answer each and every allegation of the foregoing bill of complaint from 1st to 3rd, both inclusive, but not under oath, answer under oath being hereby expressly waived.

P A G E & M O O R E R ,

Solicitors for Complainant,



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.....Henry Harrison.....

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.....

Mary Harrison

against said .....

Henry Harrison

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, T. W. Richerson, Register of said Circuit Court, this.....22nd.....day of March.....

1910.....

*T. W. Richerson*

Register.

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



Original

Serve on.....

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

No.....

SUMMONS.

Mary Harrison

vs.

Henry Harrison

Page and Moorer.

Solicitor for Complainant.

Recorded in Vol..... Page.....

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this 22nd

day of March 1900 191

Sheriff.

Executed this 22nd day of

March 1900 191

by leaving a copy of the within Summons with

Henry Harrison

Defendant

W.R. Stuart

Sheriff

By

*R.H. Pipkin*

Deputy Sheriff.



THE STATE OF ALABAMA,

No. 221.

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Mary Harrison,

Complainant

vs.

Henry Harrison,

Defendant

In this cause it appears to the Register,

that a Summons requiring the Defendant Henry Harrison

to appear and demur, plead to or answer the Bill of Complaint in this cause within thirty days after the service of said Summons upon Henry Harrison

was served upon him by the Sheriff of Baldwin County, Alabama, on the

22nd, day of March, 1920, and the said Defendant having

failed to demur, plead to or answer the said Bill of Complaint to this date, it is now, therefore, on motion of

Page and Moorer, Solicitors for Complainant

ordered and decreed that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Henry Harrison,

the Defendant aforesaid.

This 27th day of September, 1920.

*D. W. Pickens*

Register.



THE STATE OF ALABAMA,

*Barlow* County.

CIRCUIT COURT, IN EQUITY.

*Mary Harrison*

*Henry Harrison*<sup>US</sup>

DECREE PRO CONFESSO ON  
PERSONAL SERVICE.

Issued *Sept 27th* 19 *20*

*J. H. Harrison*  
Register.

Recorded in.....Record,

Vol.....Page.....

Register.



The State of Alabama, }  
BALDWIN COUNTY.

No. 221. CIRCUIT COURT IN EQUITY.

Mary Harrison Complainant

vs.

Henry Harrison, Defendant

Motion is hereby made for a Decree Pro Confesso against

Henry Harrison, Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant.....; and that said summons was duly served according to law, and that said Defendant.....ha...S.. failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 25th day of Sept., 1920.

Page and Moorer,

Solicitor.



STATE OF ALABAMA,  
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Mary Harrison

Vs.

Henry Harrison,

MOTION FOR DECREE PRO  
CONFESSO ON PERSONAL SERVICE

Filed Sept 25th, 1920

*J. W. Riccison*  
Register.

Recorded in ..... Record,

Vol. .... Page .....

Register.

JAN 25 1921