

| | | |
|-----------------|---|--|
| Will H. Zorn |) | |
| Complainant |) | Circuit Court Baldwin County, Alabama. |
| |) | |
| vs. |) | In Equity. |
| |) | |
| Eugene Oaks and |) | |
| James S. Oaks, |) | |
| Defendants. |) | |

To the Honorable John D. Leigh, Judge of the Circuit Court of Baldwin County, Alabama.

Will H. Zorn exhibits this his Bill of Complaint against, Eugene Oaks and James S. Oaks, and humbly complaining showeth unto your Honor:

First.

That Orator is over the age of twenty-one years and resides in the City of West Plains in the State of Missouri.

That defendants Eugene Oaks and James S. Oaks are each over the age of twenty-one years and reside in the City of West Plains in the State of Missouri.

Second.

Orator shows unto your Honor that on January 28th., 1915 the defendant Eugene Oaks obtained from Orator a loan of Twelve Hundred and fifty Dollars, for which he gave to Orator his note dated January 28th. 1915 and payable one year after date with interest at eight per cent per annum from date at the Farmers Savings Bank of West Plains, Missouri; that for the purpose of securing the payment of said note, said Eugene Oaks endorsed and transferred to Orator a certain promissory note for Six Thousand Dollars made by said James S. Oaks, dated, December 21st 1914 and payable On or before five years after date, with interest at eight per cent from date at the Baldwin County Bank in Bay Minette, Alabama, said note for Six thousand Dollars is secured by a mortgage bearing even date with said note, on certain lands lying and being in Baldwin County, Alabama, and particularly described in said Mortgage. Said Mortgage is duly recorded in the Office of the Judge of Probate Baldwin County, Alabama, in Mortgage Book 13 pages 675⁶⁷⁶ and a copy of the same is hereto Attached, marked Exhibit "A" and made a part of this Bill of Complaint.

Third.

Orator further shows unto your Honor, that said note for Twelve Hundred and fifty Dollars made by said Eugene Oaks is past due and unpaid; some interest has been paid on it, and

entitled to certain other credits amounting to about \$200.00, but defendant Eugene Oaks has failed and refused to pay said note. Orator is still the holder of said note for Six Thousand Dollars made by the said James S. Oaks to said Eugene Oaks and by the said Eugene Oaks endorsed and transferred to Orator, the same being secured by the Mortgage on certain lands in Baldwin County, Alabama, and the same is past due and unpaid.

Prayer for Process.

To the end therefore that equity may be done in the premises Orator prays that the states writ of subpoena issue out of this Honorable Court directed to said Eugene Oaks and James S. Oaks, commanding them and each of them to appear and plead, answer or demur to the foregoing Bill of Complaint within the time required by law and in accordance with the practice of this Court, also that a copy of this Bill be sent to each of said defendants by registered mail, addressed to each of said defendants at West Plains, Missouri, in manner and form as required by law.

Prayer for Relief.

And then may it please your Honor to take jurisdiction of this cause and by proper orders and decrees to require the defendants to pay the amount due your Orator on said note for Six Thousand Dollars secured by the mortgage aforesaid, and in default of such payment your Honor will order a sale of the lands described in said mortgage by the Register of this Court, that the proceeds of such sale be brought into this Court, and applied to the payment of the debt due Orator, including such reasonable attorney's fee as may be found right and proper, the costs of this Court and the expenses of such sale, and the balance if any to be paid to the defendants of such of them as may be entitled to the same, and that the equity of redemption of said defendants in said lands be forever barred; and that your Honor will grant to Orator such other further and different relief as he may be entitled to and as to your Honor may seem just and equitable.

Abner J. Smith & W. L. Anderson

Solicitors for Complainant.

Foot note:

The defendants Eugene Oaks and James S. Oaks, are each required to answer the foregoing Bill of Complaint from Paragraph First to Paragraph Third, both inclusive, but not under oath, the oath of each defendant is hereby expressly waived.

Abner J. Smith & W. S. Richerson

Solicitors for Complainant.

State of Alabama)
Baldwin County.) Before me T. W. Richerson, Clerk of the Circuit Court of Baldwin County, Alabama, personally appeared, Abner J. Smith, one of the Solicitors for the Complainant in the foregoing Bill of Complaint, who after being by me first duly sworn deposes and says that the Complainant, Will H. Zorn is over the age of Twenty-one years and resides at West Plains in the State of Missouri; that the defendants are over the age of twenty-one years and are also non-residents of the State of Alabama, that the place of residence of Eugene Oaks is West Plains, Missouri, and his Post office address is West Plains, Missouri, that the residence and Post office address of James S. Oaks is ^{Cedar Edge, Colorado,} ~~unknown to affiant, but he believes it to be West Plains, Missouri.~~

Subscribed and sworn to before me)
this 17 day of May 1920.)

T. W. Richerson)

Clerk Circuit Court, Baldwin)
County, Alabama.)

Abner J. Smith

Handwritten notes in left margin:
Oaks
Richerson
Smith
Zorn

RETURN RECEIPT.

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

Cargem. Crafts

(Signature or name of addressee.)

W

(Signature of addressee's agent.)

Date of delivery, *6.1.* -----, *1920*

Post Office Department
OFFICIAL BUSINESS

REGISTERED ARTICLE

No. 1744

INSURED PARCEL

No. _____

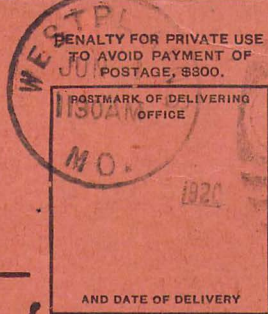
Return to

T. M. Pickersen
(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

Post Office at

Byramide
State Cal.



RETURN RECEIPT.

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

James I. Oake

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, _____, 1920

6/4

Form 3811

Filed
June 9th 1920
W. H. ...
Registered

65-6116

Post Office Department
OFFICIAL BUSINESS

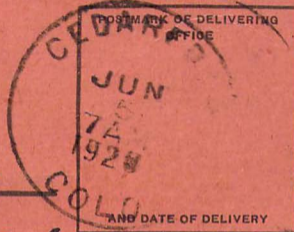
PENALTY FOR PRIVATE USE
TO AVOID PAYMENT OF
POSTAGE, \$300.

REGISTERED ARTICLE

No. 1745

INSURED PARCEL

No. _____



Return to T. M. Richerson
(NAME OF SENDER)

Street and Number, }
or Post Office Box, }

Post Office at Bayminette Ala.

State _____

Will H Zorn

vs.

Eugene Oakes and Jas S Oakes

CIRCUIT COURT OF

Baldwin COUNTY,
IN EQUITY.

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

did, on the 28 day of May 19 20. send to

Jas Oakes Defendant

whose address was Cedar Edge Coloradon

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 9th day of

June, 1920. 19

Witness my hand, this 10 day of June 19 20

T.W. Richerson
Register.

No. 233

CIRCUIT COURT OF

Boonville COUNTY,
IN EQUITY.

Paul H. Green

vs.

Eugene J. Gass
Plaintiff

CERTIFICATE OF REGISTER AS TO
NOTICE BY REGISTERED MAIL.

Filed in office on this 10
day of June 19 20

J. W. [Signature]
Register.

Wiel H Zorn

vs.

Eugen Coker and
James H Coker

CIRCUIT COURT OF
Baedwin COUNTY,
IN EQUITY.

I, T. W. Beeman

Register of said Court. do hereby certify that I

did, on the 28 day of May 1920, send to

Eugen Coker

Defendant.

whose address was West Plains Mo

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 3rd day of

June 1920

Witness my hand, this 3rd day of June 1920

T. W. Beeman

Register.

No. 224

CIRCUIT COURT OF

Baldwin COUNTY,
IN EQUITY.

Will H. Gorn

vs.

Bugan Oak
and James H. Oak

CERTIFICATE OF REGISTER AS TO
NOTICE BY REGISTERED MAIL.

Filed in office on this

3rd

day of

June 19 20

D. J. McKeen

Register.