

-----X  
ELSIE ASKEW,  
Complainant.

-vs-

CLEM ASKEW,  
Defendant.  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

No. 1168

TO THE HONORABLE, THE CIRCUIT COURT OF BALDWIN COUNTY-EQUITY SIDE,  
AND THE HONORABLE A. E. GAMBLE, JUDGE THEREOF, IN EQUITY SITTING:-

Your Oratrix, Elsie Askew, Files this, her original Bill of  
Complaint for divorce for voluntary desertion and abandonment a-  
gainst Clem Askew, and respectfully represents and shows unto your  
Honor as follows:-

FIRST.

That Your Oratrix and the Defendant, Clem Askew are both over  
the age of twenty-one years; are both bona fide resident of the  
State of Alabama, where they have resided for more than three years  
next immediately preceeding the filing of this bill of complaint.

SECOND.

That Your oratrix and the said Defendant, Clem Askew, were mar-  
ried about nineteen years ago. That they have lived to-gether as  
man and wife until on to-wit; the 25th day of December, 1916.

THIRD.

That on to-wit; the twenty-fifth day of December, nineteen hund-  
red and sixteen (Dec. 25th, 1916) the defendant, Clem Askew, volun-  
tarily deserted and abandoned your Oratrix without just cause or  
legal excuse; that he has never since that time returned to live  
with her as her husband, altho requested many times by your Oratrix  
to do so.

FOURTH.

That for the past two years or more the defendant has continu-  
ously refused and failed to provide for or maintain and support your  
Oratrix. That the defendant is possessed of real property situated  
in "Booker T." a town near Bay Minette, Baldwin County, Alabama, and  
also other real property situated near Bay Minette, Alabama. That  
he is a skilled laborer and earns exceedingly high wages. That his  
estate and earning capacity is such that he is amply able to support

-----X  
ELSIE ASKEW,  
Complainant.

-vs-

CLEM ASKEW,  
Defendant.  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

No. 1168

TO THE HONORABLE, THE CIRCUIT COURT OF BALDWIN COUNTY-EQUITY SIDE,  
AND THE HONORABLE A. E. GAMBLE, JUDGE THEREOF, IN EQUITY SITTING:-

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That Your oratrix and the said Defendant, Clem Askew, were mar-  
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man and wife until on to-wit; the 25th day of December, 1916.

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That on to-wit; the twenty-fifth day of December, nineteen hund-  
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with her as her husband, altho requested many times by your Oratrix  
to do so.

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That for the past two years or more the defendant has continu-  
ously refused and failed to provide for or maintain and support your  
Oratrix. That the defendant is possessed of real property situated  
in "Booker T." a town near Bay Minette, Baldwin County, Alabama, and  
also other real property situated near Bay Minette, Alabama. That  
he is a skilled laborer and earns exceedingly high wages. That his  
estate and earning capacity is such that he is amply able to support

page number two-

and maintain her in a manner suitable to her condition in life. That Your Oratrix is not now possessed of any estate except a half interest in a dwelling house in which she now lives. That altho your Oratrix was heretofore possessed <sup>of</sup> a considerable estate, she has been compelled, owing to the repeated convictions suffered by the defendant for violations of the Prohibition law, to pay out of her own estate, for the use of the defendant, all of her estate heretofore accumulated, and that she is now without proper means to maintain and support herself. That for attorneys fees alone she has paid out for the defendant, Clem Askew, over one thousand dollars. That your Oratrix is not now able to provide for attorneys fees for the bringing of this bill of divorce.

PRAYER FOR PROCESS.

THE PREMISES CONSIDERED, Oratrix prays that your Honor will cause to be issued out of this Honorable Court a subpoena requiring the said defendant, Clem Askew, to appear and plead, answer or demur, to this bill of complaint within the time required by law, under the pains and penalties of this honorable court; that your Honor will order a reference to be had before the Register in Chancery to ascertain an amount suitable as alimony pendente lite for your Oratrix such as will be suitable to her condition in life and consistent with the extent and value of the defendants estate and earning capacity; also to ascertain a suitable attorneys fee to be paid by the defendant to the attorneys of the Oratrix for the bringing of this suit and also a suitable amount for permanent alimony that is consistent with the extent and value of the estate and earning capacity of the defendant.

PRAYER FOR RELIEF.

THAT UPON THE TAKING OF THE REFERENCE, that Your Honor will render, adjudge and decree a sufficient amount and grant the same unto Oratrix as alimony pendente lite also a sufficient amount as a reasonable attorneys fee.

THAT UPON THE FINAL HEARING OF THIS CAUSE, that your Honor will render, adjudge and decree that the bonds of matrimony heretofore existing between your Oratrix, Elsie Askew and the defendant, Clem Ask-

page three-

ew, are forever dissolved and that the Oratrix, Elsie Askew, may again contract the marriage relation; also, that your Honor will render, adjudge and decree, a sufficient amount, suitable to her condition in life and consistent with the extent and value of the estate and earning capacity, to be paid to the Oratrix by the defendant, Clem Askew, as permanent alimony, And as in duty bound, she will ever pray, etc., etc.,

Stam + Stone  
Solicitors for Oratrix.

FOOT NOTE:-

The defendant, Clem Askew, is required to answer each and every paragraph of the foregoing bill of complaint from "FIRST" to "FOURTH" both inclusive, but not under oath, answer under oath being hereby expressly waived.

Stam + Stone  
Solicitors for Complainant.

ns.

-----X  
ELSIE ASKEW, )  
Complainant. )  
-vs- )  
CLEM ASKEW, )  
Defendant. ))  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

Testimony of witnesses for the complainant in the above cause at the reference held by the Register on September 5th, 1919, at his office in Bay Minette, Alabama, in pursuance of decree of court rendered on the 23rd day of July, 1919.

The testimony was given orally and taken down by me as follows; ABNER J. SMITH, being duly sworn, testified as follows:-

My name is Abner J. Smith. I am a resident of Baldwin County, Alabama, residing at Bay Minette. I am a practicing attorney and a member of the Board of Equalization of this county. I know both Elsei Askew and Clem Askew. I am well acquainted with the condition in life of these parties and with the estate of Clem Askew but do not know anything relative to his earning capacity. Clem Askew is possessed of real and personal property of the value of between \$1,200.00 and \$1,500.00 This testimony is based on my knowledge gained by me as a member of the Board of Equalization. Clem Askew is a healthy and able bodied man. I do not know what he is earning now for I do not know where he is or works.

A fee of one hundred dollars (\$100.00) would be a suitable attorneys fee for the prosecution of this suit for the complainant.

Abner J. Smith

ELSIE ASKEW, the complainant, being duly sworn, testified as follows:- I am the complainant in this case. Clem Askew owns about \$1,500.00 worth of property. I own about \$300.00 worth of property. I furnished at least one half of the money that Clem bought his property with. Clem Askew is an able bodied man and makes a good living. I do not know what kind of work he is doing just now.

At present I am running a little eating house in the negro quarters.

page two-

the house that I am running my restaurant in belongs to Clem Askew for the deed was made to him. I furnished half of the money to buy this house with but he took the deed in his name. By running this restaurant I am just making a living for myself. Clem Askew does not send me a bit of money nor has he given me any money for support in nearly three years. For the past two years I have kept up all of the teaxes on Clem Askew's property for him.

I am a woman of 34 years. I do not get a rent from the property that own nor any income of any kind from them.

If I owned the house that I am running the little eating house in I could make about \$25.00 a month out of it. It takes about \$40. a month to support me.

*Witness*  
*Mattace*

*Daniel Thomas*

*her*  
*Elsie Askew*

*mark*

The solicitor for the complainant then introduced deedsto certain rpoerty to Clem Askew which are hereto attached and marked "Exhibit "A" and "Exhibit "B".

The Solicitor for the complainant then introduced two deeds to Elsie Askew which are hereto attached and marked "Exhibit "C" and "Exhibit "D".

TESTIMONY OF HOWELL HALL, a witness for complainant.

I am the Tax Assessor for Baldwin County, Alabama. I know both Clem Askew and Elsie Askew. Clem Askew is worth approximately from \$1,200.00 to \$1500.00. This is based upon his assessments as made in my office.

I believe that the property of Elsie Askew is not worth more than \$300.00

Howell Hall

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 Clem Askew,

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

Elsie Askew,

against said Clem Askew,

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 10th day of April

1919.

*T. W. Richerson*

Register.

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



2nd Original  
②

Serve on.....

CIRCUIT COURT OF BALDWIN COUNTY,  
IN EQUITY.

No.....

SUMMONS.

*Elsie Askew*

vs.

*Clem Askew*

*Stone & Stone*

Solicitor for Complainant.

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

THE STATE OF ALABAMA,  
BALDWIN COUNTY.

Received in office this *10*

day of *April* 191*9*

*W B Richerson*  
Sheriff.

Executed this *11th* day of

*April* 191*9*

by leaving a copy of the within Summons with

*Clem Askew*  
Defendant

*W B Richerson*  
Sheriff

By *J H Hayles*  
Deputy Sheriff.

**RECORDED**

-----X  
ELSIE ASKEW, )  
Complainant. )  
-vs- )  
CLEM ASKEW, )  
Defendant. )  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, Norborne Stone, a Notary Public, in and for said county and state, personally appeared Elsie Askew, who is known to me and who, after being by me first duly sworn, deposes and syays under oath;

My name is Elsie Askew, and I am the complainant in a certain cause now pending in the Circuit Court of Baldwin County, Alabama, Equity Side, wherein Clem Askew is the Defendant.

Clem Askew is not now in the military or naval service of the United State of America.

*her*  
Elsie Askew  
*mark*

Sworn to and subscribed before me this the 12th day of May, 1919.

Norborne Stone  
Notary Public-Baldwin County-Ala.

Asken case

2 1/2

*[Faint, illegible handwriting]*

*[Faint, illegible handwriting]*

Filed 5/12/1919  
D W Richardson  
Register

*[Faint, illegible text]*

THE STATE OF ALABAMA,

Baldwin

County.

No. -168- CIRCUIT COURT IN EQUITY.

Elsie Askew

Complainant

vs.

Clem Askew

Defendant

Motion is hereby made for a Decree Pro Confesso against

Clem Askew

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..... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 12th day of May 1919.

Stone & Stone

Solicitor.

3

3

No. -168- Page.....

THE STATE OF ALABAMA,

Baldwin County,

CIRCUIT COURT, IN EQUITY.

Elsie  
Clem-Askew

vs.

Clem Askew

MOTION FOR DECREE  
PRO CONFESSO ON  
PERSONAL SERVICE.

Filed May 12th, 1919 19.....

*W. Richardson*  
Register.

Recorded in..... Record

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

**RECORDED**

Register.

*Elsie Askeu*

vs.  
*Clem Askeu*

THE STATE OF ALABAMA,  
*Baldwin* COUNTY.

CIRCUIT COURT OF  
*Baldwin* COUNTY,

IN EQUITY.

In this cause it being made to appear to the Court that a Summons was served upon the Defendant.....

*Clem Askeu*

by the Sheriff of *Baldwin* County, on the *—11—* day of

*April* 19 *9*, requiring *him* to appear and plead, answer or demur to the

Bill of Complaint in his cause within thirty days from the service of said Summons, and the said Defendant.....

having failed to plead, answer or demur to the said Bill to the date hereof. It is now, therefore, on motion of

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 *Clem Askeu*

Defendant.—aforesaid.

This *—12—* day of *May* 19 *9*

*T. W. Richardson*  
Register Judge of the Circuit Court of *Baldwin* County.

*4/16/19*

(4)

No. -168-

IN EQUITY.

CIRCUIT COURT OF

*Baldwin* COUNTY,

*Elsie Asbew*

vs.

*Clara Asbew*

DECREE OF PRO CONFESSO.

Filed in office this *12* day of

*May* 19*19*

*J. H. Richardson*

Register.

E. O. M.

RECORDED

Motion for reference.

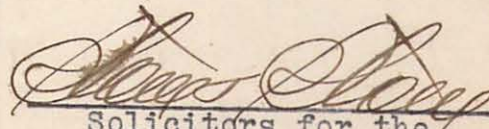
-----X  
ELSIE ASKEW, )  
Complainant. )  
-vs- )  
CLEM ASKEW, )  
Defendant. )  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

Comes the Complainant in the above styled cause and shows unto Your Honor and unto this Honorable Court that on the 10th day of <sup>July</sup> April, 1919 the original Bill was filed in the above cause; that said bill contained a statement of faculties of the defendant and a prayer on the part of the complainant that a reference be held to determine alimony pendente lite, attorneys fees and alimony permanent; that personal service of said bill was had upon the defendant on the 11th. day of April, 1919; he having failed to answer a decree pro confesso was regularly taken on the 12th day of May, 1919;

WHEREFORE, your Complainant prays that Your Honor will order a reference to the Register in Chancery to ascertain and enquire into the faculties of the defendant, Clem Askew and to ascertain an amount as alimony pendente lite, attorneys fees and alimony permanent, consistent with the estate and earning capacity of the defendant; and to report the findings of said reference to this honorable court.

July 14th, 1919.

  
Solicitors for the  
Complainant.



No 168 (3)

Elsie Askew  
Complainant

vs

Clara Askew  
Defendant

---

Orphans Court - Equity  
State of Alabama  
Baldwin Co

---

Motion for Reference

---

Filed July 15<sup>22</sup> 1919

T. W. Nicolson

---

Register

Decree of reference.

-----X  
ELSIE ASKEW,  
Complainant. )  
-vs- )  
CLEM ASKEW,  
Defendant. )  
-----X

IN THE CIRCUIT COURT-EQUITY SIDE  
STATE OF ALABAMA  
BALDWIN COUNTY

This cause coming on to be heard upon original bill of complaint, service thereof on defendant and decree pro confesso, and motion of the complainant for a reference to the Register to ascertain alimony pendente lite, attorneys fees and alimony permanent, it is therefore ORDERED, ADJUDGED AND DECREED;

That a reference be held by the Register of this court in the above style cause to ascertain the estate and earning capacity of the defendant, Clem Askew, and to ascertain an amount as alimony pendente lite, attorneys fees and permanent alimony, consistent with the estate and earning capacity of the defendant, on a day to be fixed by the Register, not more than thirty days hence, and to make report of his findings to this court.

Dated this <sup>23<sup>rd</sup></sup> ~~15th~~ day of July, 1919.

A. E. Ramsey  
JUDGE.

(6)

Filed 7/25/1919  
T. W. Richardson  
Register

Records  
90 minutes

Complaint

IN THE DISTRICT COURT OF THE STATE OF MINNESOTA

Records of reference

REPORT OF REGISTER ON REFERENCE.

ELSIE ASKEW, )  
Complainant. )  
-vs- ) IN THE CIRCUIT COURT-EQUITY SIDE.  
CLEM ASKEW, ) STATE OF ALABAMA.  
Defendant. ) BALDWIN COUNTY

TO THE HONORABLE A. E. GAMBLE, JUDGE OF THE SECOND JUDICIAL CIRCUIT,  
IN EQUITY SITTING:-

WHEREAS, by decree of this court, filed and enrolled, in the above  
entitled cause on the 25th day of July, 1919, it was ordered and decreed,  
among other things, as follows:-

"it is therefore, ORDERED, ADJUDGED AND DECREED:-

That a reference be held by the Register of this court  
in the above styled cause to ascertain the estate and earning  
capacity of the defendant, Clem Askew, and to ascertain an a-  
mount as alimony pendente lite, attorneys fees and permanent  
alimony, consistent with the estate and earning capacity of the  
defendant, etc.,"

NOW THEREFORE, Having held a reference in accordance with said de-  
cree to ascertain the matter called for in said decree, I report as fol-  
lows:-

FIRST:-I report that the reference hearing was had in my office in  
the Court House at Bay Minette, Baldwin County, Alabama on the 15th day  
of August, 1919, and was continued from day to day until the 5th day of  
September, 1919; that due notice of the time and place of said reference  
was given to the defendant by an entry on the order book, said defendant  
and had no attorney of record.  
being in default, that due notice of the time and place was given to the  
complainant and her solicitors, as provided for in the Code of Alabama;  
that at said hearing there was present, Elsie Askew, the complainant,  
Norborne Stone, Solicitor for Complainant; Abner J. Smith and Howell Hall,  
witnesses for the complainant.

SECOND:- I report that I have examined into the estate and earning  
capacity of the defendant Clem Askew; also, examined and ascertained what  
would be a suitable amount as alimony pendente lite, attorneys fees and  
permanent alimony to be paid by the defendant to the complainant. That  
the witnesses, Elsie Askew, Abner J. Smith and Howell Hall testified as  
to the estate and earning capacity of the defendant; that Abner J. Smith  
testified as to what would be a reasonable attorneys fee to be paid to the  
Solicitors for the complainant by the defendant for the prosecution of

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

Elsie Askew

Complainant.....

vs.

Clem Askew

Defendant.....

No.....

Now comes the Complainant by Stone & Stone

Solicitor of Record, and makes application to the Register of said Court to issue a Commission to take the testimony in said cause, or oral examination, of the following named witness<sup>es</sup>, who reside within the State of Alabama:

NAME OF WITNESS.

RESIDENCE OF WITNESS.

Elsie Askew

Bay Minette, Ala.

Ed James

"

And they suggests the name of T. W. Richerson

who resides at Bay Minette, Ala. as a suitable person to be appointed Commissioner to take the testimony of said witness<sup>es</sup>

This 9th day of August 19 19

Stone & Stone

Solicitor for Complainant

The Applicant for said Oral Examination is hereby required to give in writing ten days notice thereof, before the examination is taken, to the adverse party, or to his Solicitor of Record, if either reside in this District, but if neither reside therein, the notice may be given by entry on the Order Book of the Clerk.

Register.

7  
No. 68

THE STATE OF ALABAMA,  
*Baldwin* County.

CIRCUIT COURT, IN EQUITY.

APPLICATION FOR ORAL  
EXAMINATION.

*Elsie Asbew*

vs.

*Chen Asbew*

Filed in office this *9*  
day of *August* 19*17*  
*D. R. Richardson*  
Register.

of this cause by her.

THIRD:- I find and report that the sum of \$15.00 per month is a reasonable amount as alimony pendente lite to be paid to the complainant by the defendant during the pendency of this cause since the 10th day of April, 1919. That such amount is consistent with the estate and earning capacity of the defendant and suitable to the condition in life of the complainant.

FOURTH:-I find and report that one hundred dollars (\$100.00) is a reasonable amount to be paid to the solicitors for the complainant as attorneys fees for the prosecution of this cause for the complainant.

FIFTH:-I find and report that the defendant is possessed of a dwelling house, along with his other property, in which the complainant now lives in "Booker T". That as permanent alimony from the defendant to the complainant, such as would be suitable to his estate and earning capacity and suitable to the condition in life of the complainant, an absolute deed to the complainant to the property on which said dwelling house is situated is proper and should be made by the defendant. Said property being described as follows, viz:-

A lot of land in the southwest quarter of the southwest quarter of section sixteen in township two south of range three east, beginning at the northeast corner of a lot of land sold by William Dow to Viney Ophelia Bibb, on February 19th, 1906, and running thence west along the north line of said lot sixty feet to a post, thence <sup>NORTH</sup> south forty feet to a post, thence running east to the east line of the lot of William Dow to a post, thence running south forty feet along the east line of William Dows Lot to the place of beginning, being the same property sold by George W. Graves to Joseph Carroll and Willard Carroll by deed dated May 28th, 1907, and recorded in Deed Book 11 N. S. page 659. And being the same property sold by Joseph Carroll and Willard Carroll on the 30th day of March, 1914 to Clem Askew as is shown by deed recorded in Deed Book 21 N. S. page 458.

All of which is respectfully submitted this 5th day of September, 1919.

*J. W. Robinson*

Register.

No 168 (8)

Report of Register  
and Reference

Elie Askeu  
Complainant

vs

Clara Askeu  
Def.

Circuit Court - Equity  
State of Alaska  
Baldwin County

Filed Sept 5, 1919

D. W. Dickerson  
Register



-----X  
 )  
 ELSIE ASKEW,  
 Complainant. )  
 )  
 -vs- )  
 )  
 CLEM ASKEW,  
 Defendant. )  
 -----X

IN THE CIRCUIT COURT-EQUITY SIDE  
 STATE OF ALABAMA  
 BALDWIN COUNTY

Comes the Complainant, Elsie Askew, in the above styled cause, by her Solicitors of Record, Stone, and Stone, and moves the Court to affirm and confirm in all things the Report of the Register on Reference held on the 5th day of September, 1919, in pursuance of decree of Reference, rendered on the 23rd day of July, 1919, to ascertain alimony pendente lite, attorneys fees and permanent alimony.

*Stone & Stone*  
 Solicitors for Complainant

BOND  
 BOND

No. 168/

9

EBSIE ASKEW,  
Complainant.

-vs-

CLEM ASKEW,  
Defendant.

-----  
Motion for confirmation of  
report of register in ref-  
erence held Sept, 5th, 1919.  
-----

-----  
CIRCUIT COURT-IN EQUITY  
STATE OF ALABAMA.  
BALDWIN COUNTY.  
-----

Filed in this office this the  
6th day of September, 1919.

*D. W. Williams* REGISTER.

BOND  
JAMES H. HARRIS  
JANUARY 1919

THIS COURT-IN EQUITY  
STATE OF ALABAMA  
BALDWIN COUNTY

Complaint of Ebsie Askew in the above titled cause  
is hereby returned to the Court for its consideration  
and the Court is hereby directed to cause the same to be  
filed in the office of the Register in Baldwin County  
Alabama and to cause the same to be recorded in the  
office of the Register in Baldwin County Alabama.

CLERK OF THE COURT  
D. W. WILLIAMS

-----X  
 ELSIE ASKEW, )  
           Complainant. )  
                           )  
       -vs-                  )  
                           )  
 CLEM ASKEW, )  
           Defendant. )  
 -----X

IN THE CIRCUIT COURT-EQUITY SIDE  
 STATE OF ALABAMA  
 BALDWIN COUNTY

This cause coming on to be heard upon Report of Register on reference and motion of the Solicitors for Complainant that the report be confirmed, and upon consideration of the same the court is of the opinion that the same should be in all things confirmed, it is therefore, ORDERED, ADJUDGED AND DECREED;

That the Report of the Register on Reference, held on the 5th day of September, 1919, in pursuance of decree of reference Rendered on the 23rd day of July, 1919, to ascertain an amount suitable for alimony pendente lite, attorneys fees and permanent alimony to be paid to the complainant be, and the same is hereby confirmed in all things.

Dated this \_\_\_\_\_ day of September, 1919.

\_\_\_\_\_ JUDGE.

*[Faint, mirrored text from the reverse side of the page, including words like 'REGISTER', 'COURT', and 'ALABAMA', is visible through the paper.]*

(10)

ELSIE ASKEW,  
Complainant.

-vs-

CLEM ASKEW,  
Defendant.

ORDER CONFIRMING REPORT OF  
REGISTER ON REFERENCE.

Circuit Court-Equity Side.  
State of Alabama.  
Baldwin County.

Filed in this office this  
September, 1919.

REGISTER.

THIS CASE COMING ON TO BE HEARD UPON REPORT OF REGISTER.

NOTE

The above mentioned case was referred to the Register by the Court and he has reported thereon as follows: The complainant is Elsie Askew, and the defendant is Clem Askew. The complainant claims that the defendant has wrongfully taken possession of certain property belonging to her. The defendant denies this and claims that the property is his. The Register has examined the evidence and has reported in favor of the complainant. It is the opinion of the Register that the complainant is entitled to possession of the property. The Court is hereby confirmed in its order confirming the report of the Register.

CLERK'S OFFICE  
STATE OF ALABAMA  
BALDWIN COUNTY

REGISTER

SEP 22 1919

I, T. W. Richerson, as Register in Chancery, hereby certify that the foregoing depositions on oral examinations were taken down by me in writing in the words of the witnesses and read over to them and they signed the same in the presence of Norborne Stone. Solicitor for the Complainant, at the time and place herein mentioned; that I have personal knowledge of the personal identity of the witnesses, or had proof made before me of the identity of said witnesses; that I am not of counsel or kin to any of the parties to said cause; or in manner interested in the results thereof.

Given under my hand and seal this the 5th day of September, 1919.

T. W. Richerson Seal

Register.

128  
Testimony of  
Reference in  
Case of Askew  
v Askew.

Register

128

Filed Sept 5, 1919

T. M. Wickman  
Register

... the witness to said case; or in answer to  
... I that witness; that I am not of  
... of the witness, or had brook  
... that I have been on  
... Solicitor for the  
... that was kept to then and that  
... that was taken down by me in  
... the foregoing deposition were taken down by me in  
... T. M. Wickman, as Register in Charge; hereby certify that

FRANK S. STONE

NORBORNE C. STONE

**STONE & STONE**  
ATTORNEYS AT LAW  
BAY MINETTE, ALA.

April 21st., 1920.

Mr. Richerson,

Please let Elsie Askew, the complainant in the case of Askew -vs- Askew, have the deeds in the file in this case. She will use them temporarily in having her lands surveyed for assessment. You make keep this letter as a receipt for the same.

Yours truly,

STONE & STONE, ATTYS.,

By 

NCS/ad.

Elsie Askew, )  
                  )     In the Circuit Court of Baldwin County, Alabama,  
          vs.         )  
                  )                             In Equity.  
Clem Askew.     )

This cause is submitted for decree on the motion of Complainant to confirm the Report of the Register filed on the 15th day of Sept. 1919.

I am unable after an examination of the Report and the evidence taken before the Register, to determine whether this report should or should not be confirmed. The evidence discloses the fact that Respondent is the owner of certain real-estate of the value of about \$1500.00. There is no evidence as to the income from said property or as to the respondent's income from other sources. For these reasons I think this report should be set aside and another reference held by the Register.

It is therefore ordered, adjudged and decreed that said report of the Register be and the same is hereby set aside and annulled.

It is further ordered, adjudged and decreed that the Register proceed forthwith to hold a Reference and ascertain and report to this Court:

1st. The net income of Respondent from all property both real and personal together with a list of said property.

2nd. The net income of Respondent from all other sources including his work and labor.

3rd what will be a suitable amount per month to be paid by Respondent to Complainant as Alimony pendente lite, and also a reasonable amount to be paid to her Solicitors of record for the prosecution of this suit.

All other matters are expressly reserved.

This Oct. 4th 1919.

*A. E. Gamble*  
Judge.



Filed October 4th 1911  
T W Richmond  
Register