

SOPHIA MACH,  
Plaintiff,  
vs.  
EDWARD P. TOTTEN,  
Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
AT LAW. NO. 9585.

INTERROGATORIES PROPOUNDED TO EDWARD P. TOTTEN,  
DEFENDANT IN THE ABOVE STYLED CAUSE, ANSWERS TO WHICH WILL BE  
MATERIAL ON BEHALF OF THE PLAINTIFF.

1. Please state your name and place of residence.  
2. Please state whether or not you had in your possession on January 28, 1932, certificate for ten shares of capital stock of the Orange Beach Land Company of Robertsdale, Alabama, being the certificate left with you by R. C. Keeney of Fairhope, Alabama.

3. Please state whether or not on December 11, 1931, you had in your possession a certain certificate numbered 16 for ten shares of capital stock of the Orange Beach Land Company of Robertsdale, Alabama, which certificate was for ten shares of \$100.00 each of the capital stock of said company which was incorporated under the laws of Alabama.

4. Please state whether or not on December 11, 1931, you had in your possession, either as agent or attorney or otherwise, a certain certificate numbered 16 for ten shares of capital stock of the Orange Beach Land Company of Robertsdale, Alabama, which certificate was for ten shares of \$100.00 each of the capital stock of said company, which was incorporated under the laws of Alabama.

5. Please state whether or not you have since December 11, 1931, surrendered the possession of said certificate numbered 16 for ten shares of capital stock of Orange Beach Land Company

of Robertsdale to another. If you state that you have surrendered the possession of said certificate of stock to another, then please state to whom you delivered the said certificate.

6. Please state, if you know, who now has possession of the said certificate numbered 16 for ten shares of the capital stock of the Orange Beach Land Company of Robertsdale, Alabama.

7. If your answer to Interrogatory 6 is in the affirmative, then please state who has possession of said certificate at this time.

8. Please state whether or not Mr. R. C. Keeney sometime during the month of February, 1931, left with you at your office a certain certificate numbered 16 for ten shares of \$100.00 each of the capital stock of the Orange Beach Land Company of Robertsdale, Alabama.

9. Please state whether or not it is a fact that you received sometime during the month of February, 1931, the said certificate and held it in your possession until December 11, 1931.

10. Please state if it isn't a fact that you testified on December 11, 1931, before Hon. T. W. Richerson, Register, in the case of S. L. Gordon vs. R. C. Keeney and Bessie M. Keeney, that sometime during the month of February, 1931, R. C. Keeney brought to your office and left with you a certain certificate numbered 16 for ten shares of \$100.00 each of the capital stock of the Orange Beach Land Company of Robertsdale, Alabama, and that you received and accepted the said stock certificate and held the same and still had it in possession on the 11th day of December, 1931.

*J. H. S. Lee*

Attorney of record for Plaintiff.

STATE OF ALABAMA.

BALDWIN COUNTY.

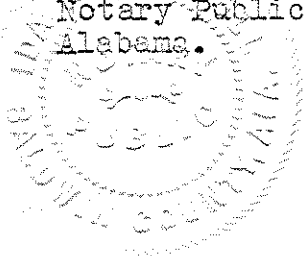
Before me, Ida M. Turnbull, a Notary Public in and for

said County, in said State, personally appeared H. M. HALL, who is known to me and who, having been by me first duly sworn, deposes and says that he is one of the attorneys of record in the case of Sophia Mach, plaintiff, vs. Edward P. Totten, defendant, in the Circuit Court of Baldwin County, Alabama, Law Side; that the answers to the foregoing interrogatories propounded to the defendant will be material on behalf of the plaintiff in said cause.

H. M. Hall

Sworn to and subscribed before  
me, this the 8th day of  
February, 1932.

Ida M. Turnbull  
Notary Public, Baldwin County,  
Alabama.



STATE OF ALABAMA.

BALDWIN COUNTY.

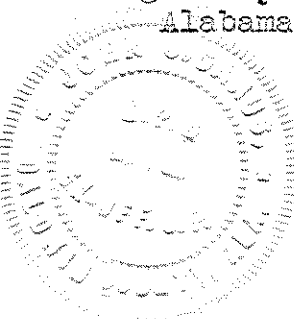
Before me, the undersigned authority in and for said State and County, personally appeared SOPHIA MACH, who, being duly sworn, deposes and says that the property sued for in the complaint of Sophia Mach vs. Edward P. Totten, to-wit: Certificate Number 16 for ten (10) shares of capital stock of the Orange Beach Land Company of Robertsdale, Alabama, belongs to Sophia Mach, the said plaintiff.

Sophia Mach

Sworn to and subscribed before me, on this the 25<sup>th</sup> day of January, 1932.

John J. Ganner  
Notary Public, Baldwin County,  
Alabama.

MY TERM EXPIRES 1935



STATE OF ALABAMA.

BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS, that we, SOPHIA MACH, as Principal, and the undersigned as Sureties, are held and firmly bound unto EDWARD P. TOTTEN, his heirs, executors and administrators, in the sum of FIFTY DOLLARS (\$50.00), for the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators, firmly by these presents.

Sealed with our seals and dated this the 25<sup>th</sup> day of January, 1932.

The condition of the above obligation is such that, WHEREAS, the above bound Sophia Mach has on the \_\_\_\_\_ day of January, 1932, sued out from the office of the Clerk of the Circuit Court of Baldwin County, Alabama, a writ of detinue returnable to the Circuit Court, against the said Edward P. Totten, for the recovery of the following described property, to-wit: Certificate Number 16 for ten (10) shares of capital stock of the Orange Beach Land Company of Robertsdale, Alabama;

NOW, if the said Sophia Mach shall fail in said suit and shall pay to the said Edward P. Totten, the defendant in said writ, all such costs and damages as he may sustain by the wrongful suing out thereof, then this obligation to be void, otherwise to remain in full force and effect.

> Sophia Mach (SEAL)

George Mach (SEAL)

Jos. Melcher (SEAL)

Taken and approved this  
the 25<sup>th</sup> day of January,  
1932.

Tom Riccione  
Clerk of the Circuit Court  
of Baldwin County, Alabama.

SOPHIA MACH, Complainant,           )         IN THE CIRCUIT COURT OF  
vs.                                      )         BALDWIN COUNTY, ALABAMA,  
EDWARD P. TOTTEN, Defendant        )         AT LAW                 No. 9585

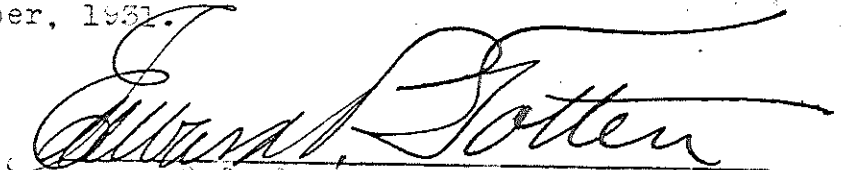
ANSWERS TO INTERROGATORIES PROPOUNDED TO EDWARD P.  
TOTTEN, DEFENDANT IN ABOVE ENTITLED CASE.

- 1- Edward P. Totten, Fairhope, Alabama.
- 2- On January 28th, 1932, a certificate for ten shares of capital stock of the Orange Beach Land Company, of Robertsdale, Alabama, being certificate left with me by R. C. Keeney, of Fairhope, was in possession of Mrs. Esther L. Gordon, of New York City, N. Y.
- 3- On December 11, 1931, I had in my care a certain certificate, numbered 16, for ten shares of capital stock of the Orange Beach Land Company, of Robertsdale, Alabama, which was in the possession of Mrs. Esther L. Gordon, of New York City, N. Y.
- 4- On December 11, 1931, I had in my custody, as attorney for Mrs. Esther L. Gordon, of New York City, N. Y., a certain certificate, numbered 16, for ten shares of capital stock of the Orange Beach Land Company, of Robertsdale, Alabama, but the possession of the said certificate was with my client, Mrs. Gordon.
- 5- The possession of the certificate, numbered 16, for ten shares of capital stock of the Orange Beach Land Company has been continuously, since December 11, 1931, and for a considerable period prior thereto, in Mrs. Esther L. Gordon, of New York City, N. Y. but it was not surrendered to her since December 11, 1931, as it has been in her since some time in February, 1931, when it was left with me, as her attorney, by R. C. Keeney, as a pledge on indebtedness due from him to Mrs. Gordon.
- 6 --7- Mrs. Esther L. Gordon, of New York City, N. Y., now has possession of the said certificate, numbered 16, for ten shares of capital stock of the Orange Beach Land Company and it is in my custody, as her attorney.

8- Yes; sometime during February 1931, Mr. R. C. Keeney left with me, as attorney for Mrs. Esther L. Gordon, at my office, a certain certificate, numbered 16, for ten shares of capital stock of the Orange Beach Land Company, as a pledge of security for the payment of an indebtedness due, and to become due, from said R. C. Keeney to said Esther L. Gordon.

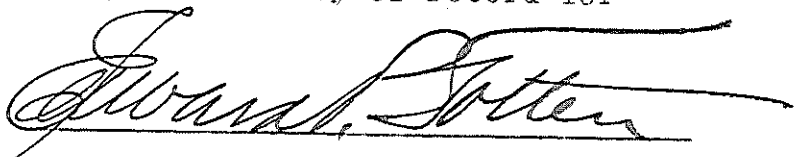
9- I received the said certificate some time during the month of February, 1931, from R. C. Keeney and held it in my custody for the possession of Mrs. Esther L. Gordon, as her attorney, until December 11, 1931.

10- On December 11, 1931, before Hon. T. W. Richerson, Register, in the case of Esther L. Gordon vs. R. C. Keeney and Bessie M. Keeney, I testified that some time during the month of February, 1931, R. C. Keeney brought to my office and left with me, as attorney for Mrs. Esther L. Gordon, as a pledge to secure the payment of a certain indebtedness due, and to become due, from R. C. Keeney to Esther L. Gordon, a certain certificate numbered 16, for ten shares of capital stock of the Orange Beach Land Company, of Robertsdale, Alabama, and that I received and accepted said stock as such pledge and held the same and still had it in my care for Mrs. Esther L. Gordon's possession on the 11th day of December, 1931.

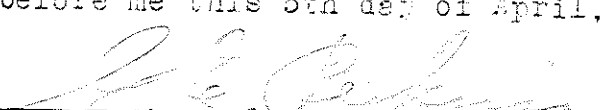
  
Defendant, in propria persona.

STATE OF ALABAMA )  
( ss.  
COUNTY OF BALDWIN)

Before me, G. E. Perkins, a Notary Public in and for said County and State, personally appeared Edward P. Totten, who is known to me and who having been by me first duly sworn, deposes and says, that he is the Defendant named in the above entitled action and that all of the foregoing answers, numbered from one to ten, to the interrogatories propounded by Hon. H. M. Hall, as attorney of record for Plaintiff, are true.



Subscribed and sworn to before me this 5th day of April, 1932.

  
Notary Public, Baldwin County, Alabama.

Answer of  
Interrogatories

Filed Apr 13<sup>th</sup> / 93  
D. McKinnon  
J. J. Cress

*[Signature]*

*[Signature]*