

462

THE NEBRASKA CHILDREN'S HOME SOCIETY.

PARENTS RELINQUISHMENT PAPER. (COPY)

Omaha, Jan 30 1914.

I, Lottie E. Pierce and C. W. Pierce being solicitious that our child, Lois Pierce, born June 14, 1906 should receive the benefits and advantages of the NEBRASKA CHILDREN'S HOME SOCIETY, a corporation organized under the laws of Nebraska and said Society being willing to receive and provide for her Lois Pierce a Christian home where she she will be loved, trained and educated so as to be fitted for the requirments of life.

Now I, Lottie Pierce and C. W. Pierce the parents of the said child for and inconsideration of expenses already incurred by the said Society in the case of my said child Lois Pierce and in consideration of money to be expended for said child, and for the further consideration of a suitable place being found for her in a good family into which she may be adopted or suitably provided for, and educated We do hereby surrrender said child and the custody and the control thereof to the NEBRASKA CHILDREN'S HOME SOCIETY, and authorize said Society to take, keep and control the custody of said child and to do any and everything in reference to the control, nurture and care of said child We might or could do and promise not to interfere in the management of her in any respect whatever, and we hereby of our own free will do give her up to the said Society to be placed in a good family by legal adoption or special contract as it may deem best.

We now engage, promise and agree that we will not seek to discover the whereabouts of said child or the parties who may have her or to molest or deprive them of said child, and we will never visit or attempt to visit said child, and we do hereby relinquish all right and claim to her and her services until she shall arrive at the age of majority and we do hereby authorize said Society to procure for our said child a home by legal adoption or by special contract with such person or persons as may be chosen by said Society or its authorized agents, without further notice to us and we will rely upon said Society to dispose of her as it may judge best for the good of the

1 child, and we now surrender and give our child Lois Pierce to said  
 2 Society for the purposes herein expressed, believing it to be for the  
 3 best interests and welfare of said child. And we hereby consent to the  
 4 adoption of said child by any person or persons selected by the  
 5 Nebraska Children's Home Society, and we hereby <sup>voluntarily</sup> relinquish to the  
 6 said person or persons all the right to the custody of and power and  
 7 control over said minor child and all claims and interest in and to the  
 8 the services and wages of said minor child to said persons to the end  
 9 that said minor child shall be adopted by the party or parties named  
 10 by the said Society. And we do hereby make, constitute and appoint  
 11 the Nebraska Children's Home Society our attorney in fact for us and  
 12 in our own names, place and stead, to enter our appearance for us in  
 13 any proceeding to adopt said child; and for us and in our name to  
 14 waive the service of any and all notice or processes in all such suits  
 15 or proceedings for adoption. And in case proceedings for adoption of  
 16 our said child shall be commenced in the County Court of any County  
 17 in Nebraska or in any court of any state or territory having power or  
 18 authority to enter a decree of adoption we hereby jointly and several  
 19 ly waive the issuance and service of notice of said proceeding or  
 20 other process therein and of each and every step thereof and authorize  
 21 the Nebraska Children's Home Society or any of its officers or agents  
 22 to enter our appearances and the appearance of each of us in said pro-  
 23 ceedings and in any part thereof and to release all errors and waive  
 24 all right to appeal in our behalf and in behalf of each of us.

Witness my hand at Omaha this 30th day of January 1914.

Mrs. C. M. Ring, witness,

Lottie E. Pierce.

Carrie Stewart witness

Charles W. Pierce.

State of Nebraska

Douglas County ss. I hereby certify that this day appeared before

me the undersigned, a notary public in and for said county and state

Lottie E. And Charles W. Pierce who is to me personally known to the  
 identical person whose name is signed to the foregoing instrument as

parents of the child therein named and that they acknowledged the inst-  
 rument to be their voluntary act and deed for the uses and purposes  
 therein named.

PETITION ( Copy)

Jan 30 1914.

We Lottie E. and C. W. Pierce being solicitous that our child Lois Pierce should receive the benefits and advantages of the Nebraska Children's Home Society do hereby petition and authorize said society to take said child Louis Pierce and place her by legal adoption or special contract as they may deem best in a Christian home where she will be loved trained and educated so as to be fitted for the requirements of life.

We Lottie E. and C. W. Pierce make the following Statement: Name of child Lois Pierce Born June 14 1906 A. D. Place of Birth Lincoln, Nebr Sex female, Complexion dark color of hair and eyes brown, blue, Nationality American. Is child physically sound? Yes if not state nature of weakness---- Deformed in any way? If so, how?-- Is child mentally sound? yes Remarks--- Child's father living? Yes. If not, when and where did he die? -- What is his name? C. W. Pierce Did he desert you? No. if so, when and where How long since you heard from him? Have you received any assistance from him since he deserted you? Did you desert or leave him: No Are you divorced from him? No Did the Court give you custody of the child? Were you married at the time of the child's birth? Yes. Remarks: Father injured by fall now helpless Mother not strong.

Mrs. C. M. King Lottie E. Pierce, Mother  
Carrie Stewart Witnesses Charles W. Pierce, Father.

State of Nebraska

County of Douglas ss Lottie E. and Charles W. Pierce being first duly sworn deposes and says that they signed the above petition that they personally know the facts stated in the above answer are true.

Carrie Stewart  
Subscribed in my presence and sworn to before me this 30th day of January 1914.

SEAL Carrie Stewart, Notary Public

State of Nebraska Boyd County ss Filed in the office of the County

Judge August 1st 1914. Lucius Leslie, County Judge.

AFFIDAVIT

State of Nebraska County of Douglas. ss

E. P. Quivey deing first duly sworn, deposes and says that he is the State Superintendent of the Nebraska Children's Home Society for the State of Nebraska and in performance of his duties as such State Superintendent he has in his possession and in his control all of the papers and records relative to said society, and especially all papers and records relative to the release of the said Lois Pierce to the said Society by Lottie E. C. W. Pierce.

The affiant further states that he has examined and compared the attached papers, which purport to be a true and correct copy of the original instrument releasing the said Lois Pierce to said Society, and that the same is a true and correct copy of the original now in the possession of the affiant as said state Superintendent.

E.P. Quivey, State Superintendent.

Subscribed in my presence and sworn to before me this 30th day of July 1914.

SEAL Carrie Stewart. Notary Public.

State of Nebraska Boyd County ss Filed in the office of the County

Judge August 1st 1914. Lucius Leslie, County Judge.

CONSENT TO ADOPTION.

In the County Court in and for the County of Boyd, State Of Nebraska. In the Matter of the adoption of Lois Pierce, a minor.

Consent to Adbption.

Comes now Alfred C. Kennedy president of the Nebraska Children's Home Society of the State of Nebraska and shows th the Court that heretofore to wit on the 30th day of January 1914 Lottie E. Pierce and Charles W. Pierce who were the parents and natural guardians of Lois Pierce a minor child of the age of 8 yrs years and who then had the care, control and custody of said minor child did by a writing duly signed and acknowledged ( a copy of which writing is hereto attached) surender said child and the control and custody thereof to the

Nebraska Children's Home Society and did thereby relinquish all right and claim to said child during minority. And it is further provided that the said Society might procure for said child legal adoption by such person or persons as might be chosen by said Society or its authorized agents.

And whereas, said society desires that said minor child shall be adopted by Dellano C. Meek and Emma Meek of the County of Boyd aforesaid.

Therefore, this is to witness that the said Nebraska Children's Home Society does hereby voluntarily relinquish all right to the custody of and control over said child Lois Meek and all claim and interest and to the services and wages of such child to the end that such a child shall be fully adopted by the said Dellano C. Meek and Emma Meek and consent to such adoption upon the terms and conditions provided for in section nine (9) of Chapter ninety four (94) of the laws of Nebraska.

And the said Nebraska Children's Home society under the authority and power contained <sup>in</sup> aforesaid writing does hereby make a similar relinquishment for and on behalf of the said Lottie E. and Charles W. Pickett the natural guardian of said child and hereby enters its appearance in said proceedings and waives the service of all notice or process in this matter,

Nebraska Children's Home Society

Witness Carrie Stewart.

By Alfred C. Kennedy, President

E. P. Quivey.

State of Nebraska Douglas County ss. Be it remembered that on this 30th day of July 1914, Alfred C. Kennedy president of the Nebraska Children's Home Society, appeared before me, a Notary Public in and for said County and acknowledged that the foregoing consent of adoption was signed by him as president of the Nebraska Children's Home Society and that the same is the free and voluntary act of the Nebraska Children's Home Society made for the uses and purposes therein named.

Witness my hand and Notarial Seal this 30th day of July 1914.

SEAL

Carrie Stewart, Notary Public.

PETITION FOR ADOPTION.

In the County Court in and for the County of Boyd State of Nebraska.

In the Matter of the Adoption of Lois Pierce. A minor. Petition.

To the Hon, Judge of said Court:

Now come Bellano C. Meek and Emma Meek his wife and show to the court

that they desire to adopt as their child Lois Pierce a minor aged 8

years on the 14 day of June 1914 and that this application is made

under and by virtue of the provisions of an act of the legislature

of the State of Nebraska entitled " An Act to provide for the adoption

of minor children and to repeal Sections 796, 797, 798, 799, 800 and

801 of Chapter two (2) title twenty five (25) of the Code of Civil

Procedure of the State of Nebraska" and that we each severally, free-

ly and voluntarily adopt the said minor child.

Your petitioners further state that they have had the said child in

their home fourteen weeks and that they have become attached to it and

that they desire now to adopt it under the provisions of said act,

and that the relation of said child to them shall be that stated in

section nine of said act.

And they further represent to the Court that they were married on

the 30th day of October 1894 and that they are now residing at

Monowi, in the County of Boyd in the State of Nebraska that they are

possessed of personal and real property of the value of about \$8000.

and are able and willing and anxious to adopt said child under and

by virtue of the provisions of said act.

The further represent to the Court that the said child was surrend-

ered to the Nebraska Children's Home Society by Lottie E. Pierce and

Chas W. Pierce the natural guardians of said child on the 30th day of

January 1914 and your petitioners now agree and undertake to suitably

provide for said child until it arrives at the age of majority, and

to properly educate and nurture said child, and in all respects to

treat said child as they would their own son or daughter.

Wherefore, your petitioner pray that your honor will enter a decree

of adoption and will order, adjudge and decree that the said Lois Pierce

shall sustain and have bestowed upon her, Lois Pierce, equal rights,

and immunities with children which are born in lawful

all the duties of that relation, and that your said petitioners and the said minor child may have all the rights and privileges provided for in Section nine (9) of said act, and may be burdened with all the obligations that are provided for in section nine (9) of said act, and for such other relief as may seem proper.

Dellano C. Meek.

Emma Meek.

State of Nebraska Boyd County ss.

Dellano C. Meek and Emma Meek being first duly sworn say that <sup>and</sup> they are the persons who signed the above and foregoing petition and that the facts alleged in said petition are true and that the said petition expresses their desires and intention in reference to the adoption of the said minor.

Dellano C. Meek.

Emma Meek.

Subscribed in my presence and sworn to before me this 6th day of July 1914

SEAL

W.L. Hauptli, Notary Public.

State of Nebraska Boyd County ss Filed in the office of the County Judge August 1st 1914. Lucius Leslie, County Judge.

ORDER FOR HEARING AND NOTICE (Original)

The State of Nebraska County of Boyd ss

In the County Court of Boyd County, Nebraska.

In the Matter of the Adoption of Lois Pierce a minor.

On the 1st day of August A. D. 1914 the Nebraska Children's Home Society of Omaha, Nebraska a Nebraska corporation, duly transmitted to and filed in said Court its written consent to adoption: the petition for adoption of Dellano C. Meek and Emma Meek his wife these together with the written relinquishment of the parents of said minor to said corporation Society and further instruments evidencing the full and legal authority of said corporation society in consent in the premises and showing to the Court that said Dellano C. Meek and Emma Meek his wife desire and intend to adopt said minor Lois Pierce, an alleged female child <sup>fully</sup> born June 14th 1906, and absolutely, as their own child, and that said corporation Society in the manner required by

1 law and unreservedly consents thereto.

2 Wherefore, it is duly ordered: That said matter be and the same is  
3 hereby set down for hearing upon said pleadings and the evidence, at  
4 the office of the County Judge at the Court house in Butte, Boyd County  
5 Nebraska on the 24th day of August 1914 at the hour of one o'clock  
6 P. M. standard time, at which time and place all parties in interest  
7 in said matter are hereby ordered to appear and show cause, if any  
8 there be why a decree of adoption should not be made and entered in  
9 accordance with said pleadings; and that the said Dellano C. Meek and  
10 Emma Meek his wife, with said minor child be and appear personally  
11 in and before said Court.

12 Ordered further, that notice of said hearing be given by personal  
13 service of this said order on said corporation society and upon said  
14 Dellano C. Meek and Emma Meek his wife, at least 14 days prior to said  
15 date assigned for hearing.

16 In witness whereof I have hereunto set my hand and the official seal  
17 of said County Court, at Butte, said County and State this 1st day of  
18 August A. D. 1914.

19 SEAL

Lucius Leslie, County Judge.

20 SERVICE,

21 I, E. P. Quivy State Supt of the Nebraska Children's Home Society of  
22 Omaha, Nebraska, a Nebraska corporation for and on behalf of said Soc-  
23 iety do hereby accept service of the above and foregoing order for hearing  
24 and consent that same be heard on the 24th day of August 1914 at one  
25 o'clock P.M., at the place set forth in said order, Done at Omaha,  
26 Nebraska this 8 day of August A. D. 1914

28 Witnesses Minnie Gilbert. Nebraska Children's Home Society, by

29 Carrie Stewart. E. P. Quivy, State Supt.

30 We, the undersigned and adopting parents of said Lois Pierce a minor,  
31 do, and each of us, hereby voluntarily accept service of the above and  
32 foregoing order for hearing waive any and all further service in said  
matter and consent that said matter be heard on the 24th day of August  
1914 at one o'clock P. M, at the place set forth in said order. Done at



1 State of Nebraska Boyd County ss Returned and Filed in the office  
2 of the County Judge August 1st 1914.

3 Lucius Leslie, County Judge.

4 WAIVER

5 In the County Court of Boyd County, Nebraska.

6 In the Matter of the adoption of Lois Pierce, a minor.

7 Appearance of Lottie E & C. W. Pierce and Nebr Children's Home  
8 Society, Parents of said minor.

9 Now come Lottie E. and C. W. Pierce and Nebraska Children's Home  
10 Society the parents of said minor by Alfred <sup>C.</sup>Kennedy their attorney who  
11 is also a duly authorized agent of the Nebraska Children's Home Society  
12 and hereby waive the issuance and service of notice and of all process  
13 herein, and hereby enter our appearance and the appearance of each of  
14 us in said cause and in every part thereof and release all errors and  
15 waive all right to appeal from the judgment of the court herein.

16 Lottie E. and C. W. Pierce

17 SEAL

and Nebraska Children's Home Society,

18 By Alfred C. Kennedy, Their attorney.

19 State of Nebraska Boyd County ss Filed in the office of the County  
20 Judge August 1st 1914. Lucius Leslie, County Judge.

21 DECREE OF ADOPTION .

22 The State of Nebraska

23 County of Boyd ss In the County Court, Boyd County, Nebraska.

24 In the Matter of the adoption of Lois Pierce, a minor.

25 Now at this time, August 24th, 1914 at one o'clock P. M., this  
26 matter was duly called for hearing and it satisfactorily appearing to  
27 the Court that due service of the order for hearing herein has been  
28 had upon all parties in interest in this matter, in the manner and for  
29 the period of time required by law and the order of this Court, said  
30 order and due evidence of such service being duly on file and of re-  
31 cord in this said Court and case. And now come into Court Dellano C.  
32 Meek and Emma Meek and they now having the said Lois Pierce a minor

1 personally present in and before this Court:

2 Whereupon and without objection whatsoever this matter came on to be  
3 heard upon the duly witnessed and verified consent to adoption of the  
4 Nebraska Children's Home Society of Omaha Nebraska, a corporation,  
5 the duly verified petition for adoption of said Dellano C. Meek and  
6 Emma Meek and the evidence; and there is further on file and of record  
7 herein a duly attested copy of the petition and relinquishment of Char  
8 les W. Pierce ( whose name also appears in portions of the record of  
9 this case as C. W. Pierce and as Chas. W. Pierce) and Lottie E. Pierce  
10 husband and wife and parents of said minor, to said corporation society  
11 And now after Having duly examined said consent to and petition for  
12 adoption together with all other instruments on file and of record  
13 herein; and, after having heard the evidence adduced in this matter  
14 and maturely considered the same, and, being duly advised in the pre-  
15 mises, it satisfactorily appears to the Court and the Court duly finds  
16 That the said Lois Pierce is the female child of Charles W. Pierce  
17 and Lottie E. Pierce husband and wife and parents of said minor; that  
18 said minor was born at Lincoln, Nebraska on the 14th day of June 1906  
19 and was on January 30th, 1914 surrendered and relinquished by her said  
20 parents, they having the full, lawful and exclusive authority so to do  
21 to the Nebraska Children's Home Society of Omaha, Nebraska by relin-  
22 quishment in writing, duly witnessed and verified as required by law  
23 and that said parents therein, amongst other things, fully and absol-  
24 utely relinquish and surrender to said corporation society all of  
25 their right to the care and custody of and power and control over Lois  
26 Pierce, their said female minor child, and to her services and wages,  
27 and do therein unreservedly consent to and give and grant to said  
28 corporation society the unreserved legal right and authority to con-  
29 tract for and consent to the absolute adoption of their said minor  
30 female child.

31 The Court further finds that the said Nebraska Children's Home Society  
32 of Omaha, Nebraska is a Nebraska corporation organized under and agree-

1 able to the laws of the State of Nebraska and as such has full and  
2 lawful custody of and the full, lawful and exclusive right and auth-  
3 ority to consent, and in the manner required by law has voluntarily  
4 consented to this adoption and has regularly relinquished, without  
5 reservation whatsoever all of its right to the care and custody of and  
6 power and control over Lois Pierce minor female child aforesaid, and  
7 to her services and wages, to the end that said female child be adopted  
8 by and become fully and absolutely the adopted child of the said Del-  
9 lano C. Meek and Emma Meek:

10 The Court further finds that the said Dellano C, Meek and Emma  
11 Meek are husband and wife and the adopting parents herein; that they  
12 are legal residents of Boyd County, Nebraska and are now living to-  
13 gether as husband and wife at Monowi, in said county and state: That  
14 they desire and intend by this proceeding to adopt said minor female  
15 child, fully and absolutely, as their own, and that it is for the  
16 best interests of said child that she be so adopted by them and that  
17 they are proper and suitable persons to adopt her: And that said a-  
18 dopting parents desire and request that said minor female child's  
19 name be adjudged and declared, henceforth to be Lois Amelia Meek and  
20 that said desire and request should be granted.

21 IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED by the  
22 Court, that all right to the custody of and power and control over  
23 Lois Pierce, female minor child aforesaid, of and by the said Nebr-  
24 aska Children's Home Society of Omaha, Nebraska, a corporation, and  
25 of and by any and all further or other persons or parties whomsoever  
26 claiming adversely to this decree, shall and do cease and determine  
27 on, from and after the date of this decree and that said female minor  
28 child be, and she is hereby made, constituted and declared the adopt-  
29 ed child of the said Dellano C. Meek and Emma Meek his wife; that she  
30 shall be subject to the exclusive care, custody and control of said  
31 adopting parents, that she shall possess all of the rights, privil-  
32 eges, and immunities of children born to them, or to either of them

1 in lawful wedlock, and that her name , henceforth, shall be Lois  
2 Amelia Meek.

3 In testimony whereof. I have hereunto set my official signature  
4 and affixed the official seal of said County Court at Butte, Boyd  
5 County, Nebraska this 24th day of August A. D. 1914.

6 SEAL

Lucius Leslie, County Judge.

7 State of Nebraska, Boyd County ss Filed in the office of the County  
8 Judge August 24th 1914.

9 Lucius Leslie, County Judge.

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I, Robert Ford, County Judge, in and for Boyd County, Nebraska, do hereby certify that I am by Law the Custodian of the records, books, documents and papers of, or appertaining to the County Judge's Court of said County, and that the foregoing are true and correct copies of the originals of papers appertaining to said Court, and on file and of record in the office of said Court, to-wit:

~~Parent's Relinquishment Paper.~~

~~Petition.~~

~~Affidavit.~~

~~Consent to Adoption.~~

~~Petition for Adoption.~~

~~Order For Hearing and Notice.~~

~~Service~~

~~Waiver.~~

~~Decree of Adoption.~~

~~I further Certify that said Appointment and letters of~~

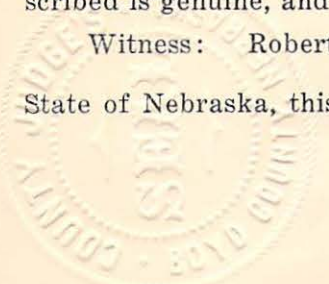
~~are xxxxxxxxxxxx in full force and effect.~~

I further certify that the County Judge's Court is a Court of Record and Probate Court in and for said County and State, that I am the sole presiding Judge thereof and custodian of the records of said Court, that the Seal hereunto affixed is the official Seal of said Court; that the signature hereunto subscribed is genuine, and that this attestation is in due form, and by the proper officer.

Witness: Robert Ford, County Judge, and the seal of the County Judge's Court of Boyd County, State of Nebraska, this the 16th day of July A. D. 1924.

*Robert Ford*

County Judge



FRANK BATES, as Guardian of  
THEODORE MEEK and LOIS MEEK,  
Minors,

VS.

THEODORE MEEK and LOIS MEEK  
Minors.

W. L. HAUPTLI, Witness for  
Complainant.

Return in 5 days to

**The First National Bank**

Wellington, Colo.

P. O. Box 218

No. ~~462~~  
462

~~Filed Oct 23rd/925~~  
T. W. Keelmon  
Register

Received Due 29/925 -  
by Cashier Court  
T. W. Keelmon  
Register

REGISTER, CIRCUIT COURT,  
BALDWIN COUNTY,  
BAYMINETTE, ALABAMA.



Frank L. Bates, as Guardian of

Theodore Meek and Lois Meek,

Minors, Complainant.

vs.

Theodore Meek and Lois

Meek, Minors, Respondents.

No. 462.

In the Circuit Court of Baldwin County, Ala.

In Equity.

Comes the respondents, Theodore Meek and Lois Meek, minors by W. H. Hawkins, their Guardian Ad Litem, heretofore appointed, ~~files the~~ propounds the following cross-interrogatories to W. L. Hauptli of Wellington, Colorado.

First Cross interrogatory.

If you say that you were a Notary Public in Boyd County, Nebraska, please state when your commission expired, and from what period to what period did your commission extend?

Second Cross-interrogatory.

If you say that you knew Emma Meek, please state how long you had known her, and whether you knew her or her identity was merely <sup>made</sup> known to you? Please state fully all the circumstances surrounding this acknowledgment, and whether or not the power of attorney was read over to said Emma Meek, and whether or not she signed and acknowledged same before you and in your presence, and whether said execution of said power of attorney was voluntary? Please state fully.

State who brought to you to be acknowledged the power of attorney? Was it Emma Meek or M. T. Post? Please state what was said by Emma Meek about the execution of said power of attorney to M. T. Post?

W. H. Hawkins

Guardian-ad Litem for Theodore Meek and  
Lois Meek, Minor respondents.

The State of Alabama, }  
Baldwin County

CIRCUIT COURT.

To Hon. Glenn A. Etter, Wellington Colorado,

KNOW YE, That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine W.L. Hauptli, Wellington Colorado,

as witnesses in behalf of Complainant, in a cause pending in our Circuit

Court of Baldwin County, of said State, wherein

Frank L. Bates, as Guardian of Theodore Meek and Lois Meek, Minors,

Complainant

and Theodore Meek and Lois Meek, Minors,

Defendant,

on oath to be by you administered, upon interrogatories and cross interrogatories, to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 29th day of August, 1925.

T.W. Pickens  
Register.

Commissioners Fee \$ 5.00

Witness Fee's \$ 2.00





No. 452

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT.

Frank L. Bates, as Guardian, of  
Theodore Meek and Lois Meek,  
Minors,

Complainant.....

vs.

Theodore Meek and Lois Meek Minors,

Defendant.'s.

COMMISSION TO TAKE DEPOSITION  
ON INTERROGATORIES.

COMMISSIONER:

Hon. Glenn A. Etter, Wellington  
Colorado.

WITNESSES:

W.L. Haptlu.

Wellington, Colorado,.....



FRANK L. BATES, as Guardian of  
THEODORE MEEK and LOIS MEEK,  
Minors,

VS.

THEODORE MEEK and LOIS MEEK,  
Minors.

No. 462,

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

Comes the Complainant in said cause and propounds the following interrogatories to W. L. Hauptli, a material witness for Complainant, who resides at Wellington, Colorado.

FIRST INTERROGATORY:

State your name, age, occupation and residence.

SECOND INTERROGATORY:

State where you resided, and what was your occupation, on the 15th day of December, 1915. If you say that you then resided in Boyd County, Nebraska, state whether or not you were then a Notary Public of said County.

THIRD INTERROGATORY:

State whether or not on the 15th day of December, 1915, you knew one Emma Meek. If you say that you did, state where she then resided. State whether or not you recall or remember the said Emma Meek signing and acknowledging before you a certain power of attorney, a purported certified copy of which is hereto attached, marked Exhibit "A", and made a part of this interrogatory. If you can not definitely identify the paper as one signed and acknowledged before you by Emma Meek, then state whether or not at or about the time the said paper purports to have been acknowledged before you, the said Emma Meek executed and acknowledged before you any document of any kind. If there was such an execution, state who was present at the time. You will observe that from the aforesaid certified copy it appears that the execution of the same was witnessed by A. D. Tupell and James Deacon. State whether or not you knew these parties, or either of them, and whether or not they were present at the time that the said instrument was acknowledged, and also if you recall whether or not they signed the same as witnesses, in your presence. Also state, if you can, whether or not M. T. Post, an

attorney at law of Monowi, Nebraska, was then present and saw the instrument signed by Emma Meek, and also saw the witnessing and acknowledging of the same. State to whom you delivered the said instrument, after you had completed the certificate of acknowledgment. If you answer that you delivered the same to the said M. T. Post in the presence of Emma Meek, please state whether or not you delivered any other document to the said Post in the presence of Emma Meek on or about the aforesaid 15th day of December, 1915.

FOURTH INTERROGATORY:

Give as full a statement as you can of all of the facts attending the acknowledgment of any document before you by Emma Meek on or about December 15th, 1915, and of your certification thereof, including all facts tending to show that Exhibit "A" hereto is a copy of the said original document.

Charles Hall  
Solicitors for Complainant.

TO THE RESPONDENTS IN THE ABOVE STATED CAUSE:

You will please take notice of the filing of the foregoing interrogatories to the witness whose name and residence is there given, and also that the party to be appointed as Commissioner to take the deposition of the said witness is Glenn A. Etter, who resides at Wellington, Colorado.

Charles Hall  
Solicitors for Complainant.

KNOW ALL MEN BY THESE PRESENTS, That Emma Meek, Administratrix of the Estate of Dellano C Meek, Deceased, of Boyd County, State of Nebraska, have made, constituted and appointed, and by these presents do, make, constitute and appoint M T Post my true and lawful attorney for me, and in my name, place and stead to sell and convey by warranty deed, such real estate as belong to the estate of Dellano C Meek, deceased, situate in Baldwin County, State of Alabama, more particularly described as follows:

The East half of the Southeast quarter of the southwest quarter Section One (1) Township Five South, Range Three (3) East, St. Stephens Meridian. and provided further that in case no sale of said property can be made within one year then in that event to lease rent or otherwise manage and supervise the care and management of said property, giving and granting unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said Attorney or his substitute shall lawfully do or cause to be done by virtue thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 15th day of December, one thousand nine hundred and fifteen.

Sealed and delivered in the presence of  
A D Tupell  
James Deacon.

EMMA MEEK,  
( U S I R Stamp 50 cts.)  
(Can by B 1/11/16-----)

United States of America,  
State of Nebraska,  
County of Boyd.

: SS.  
:

BE IT KNOWN, That on the 15th day of December, one thousand nine hundred and fifteen, before me personally appeared Emma Meek, Administratrix of the Estate of Dellano C Meek, Deceased, above named who is to me known to be the person described in and who executed the above Letters of Attorney, and acknowledged the same to her free act and deed.

Exhibit "A"

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and af-  
fixed my official seal, the day and year last above written.

(seal)

W L Hauptli, Notary Public.

Filed for record Feb 16th, 1916,

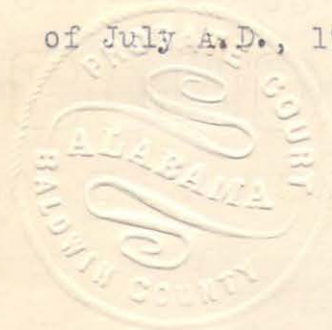
Recorded Feb 17th, 1916.

J H H Smith, Judge of Probate (L)

The State of Alabama,  
Baldwin County.

I, W D Stapleton, Judge of Probate in and for said State and  
county, hereby certify that the above and foregoing is a true, cor-  
rect and complete copy of an instrument of writing as the same ap-  
pears of record in Miscellaneous Record No. 2, at page 222, now on  
file in the office of Judge of Probate of Baldwin County, Alabama,

Witness my hand and the seal of the Probate Court, this 17th day  
of July A.D., 1925.



*W D Stapleton*  
Judge of Probate.

*Exhibit "A"*

# CERTIFICATE

I, Glenn A. Etter, one of the commissioners named in  
the foregoing commission which issued out of the Honorable the Circuit Court of  
Baldwin County, Alabama

do hereby certify that in a certain cause pending in said court, wherein Frank L. Bates, as  
Guardian of Theodore Meek and Lois Meek, Minors Complainant

and Theodore Meek & Lois Meek, Minors  
Defendant under and by virtue of the power conferred upon me by said commission, I caused the said  
W. L. Hauptli

who is known to me and who is known to me to be the  
identical witness named in the action  
to come before me at the times and places hereinafter named, that is to say I caused the said  
W. L. Hauptli to come

before me at my office at Wellington, Colorado, ~~at Mobile, Alabama~~ on the  
19th day of October A. D. 1925; and the said

XXXXXXXX at XXXXXXXXXXXX  
on the            day of            A. D. 192      ; and the said

XXXXXXXXXX at XXXXXXXXXXXX  
on the            day of            A. D. 192      ; that said

witness was first duly sworn by me as stated; that he was then  
examined on the interrogatories annexed to commission.

and testified in response thereto as it is herein above written; that his testi-  
mony was by me reduced to writing as given by him and as near as might be in  
the identical language of the said witness and that after his testimony had been  
so reduced to writing, it was by me read over to the said witness two witnesses. who assented to and  
signed the same in my presence, and in the presence of the Solicitors of the parties.

I further certify that I am not of Counsel or of kin to any of the parties to the cause and am not in  
anywise interested in the result thereof.

WITNESS my hand this the 19th day of  
October A. D. 1925  
Glenn A. Etter Commissioner.

The State of ~~Alabama~~ ~~Mobile~~ County

FRANK L. BATES, as GUARDIAN of  
THEODORE MEEK and LOIS MEEK,  
MINORS.

VS.

THEODORE MEEK and LOIS MEEK,  
MINORS.

No. 462

IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA

IN EQUITY.

The deposition of W. L. Hauptli

witness examined on behalf of the Complainant

in the above entitled cause which is pending in the Honorable the

The said witness appeared before me at the time and place hereinafter named, and after having been first duly sworn by me to speak the truth, the whole truth, and nothing but the truth, did testify and say as follows. That is to say W. L. Hauptli

being duly sworn testified as follows:

Question: State your name, age, occupation and residence.

Answer: William L. Hauptli, age 38, a banker at Wellington, Colorado.

Answer to second interrogatory:

"At Monowi, Boyd County, Nebraska; occupation, banker, on the 15th. day of December, 1915. I was at that time a Notary Public in and for said Boyd County, Nebraska."

Answer to third interrogatory:

"On December 15, 1915 I knew one Emma Meek who, at that time, resided at Monowi, Nebraska. And I remember that the said Emma Meek signed a certain power of Attorney which is marked Exhibit "A" and made a part of this interrogatory; and that said instrument was acknowledged by me as a Notary Public; that the said instrument was signed in the presence of one M. T. Post and two other witnesses who represented themselves to be A. D. Tupell and James Deacon, the two last mentioned parties signing the said instrument as witnesses to the signature of the said Emma Meek. After the instrument was completed I handed same to one M. T. Post, but do not remember of handing the said M. T. Post any other documents."

Answer to fourth interrogatory:

"On. December 15th, 1915, Emma Meek, M. T. Post and two witnesses who represented themselves to be A. D. Tupell and James Deacon came into my office at Monowi, Nebraska. M. T. Post stated to me that Emma Meek wished to sign a certain instrument of writing. Mr. Post then presented the said instrument, which was a power of attorney, a copy of which is marked "Exhibit A" and made a part of this interrogatory. This instrument was then handed to Emma Meek, who signed the same in the presence of the witnesses stated in this answer. After the said Emma Meek had signed the instrument, I propounded to her the following question: "Is this your voluntary act and deed, Mrs. Meek?" In answer to this question Emma Meek replied "Yes". I then signed the acknowledgement and handed the instrument to M. T. Post."

Answer to first cross interrogatory:

"My Notary Commission in and for Boyd County, Nebraska expired December 20th, 1916, said commission being for a period of six years from December 20th, 1910, which commission was issued by Ashton C. Shallenberger, Governor of Nebraska."

Answer to second cross interrogatory:

"I became acquainted with the said Emma Meek in the fall of 1910. The acquaintance was of a personal nature for the reason that I roomed at the home of the said Emma Meek for a period of about one year prior to 1915."

"The acknowledgement of the instrument in question, being a power of attorney, Emma Meek to M. T. Post, was made in my office at Monowi, Nebraska, on December 15, 1915. The instrument was presented to me by M. T. Post in the presence of Emma Meek and two other witnessess who represented themselves to be A. D. Tupell and James Deacon. I handed the instrument to Emma Meek, who signed the same. A. D. Tupell and James Deacon then signed the instrument as witnesses to the signature of Emma Meek. I then asked Emma Meek if this was her voluntary act and deed, and she replied that it was. Thereupon I signed the acknowledgement and affixed my Notary Seal, and handed the instrument to M. T. Post. I do not remember whether or not the instrument was read to Emma Meek in my presence, nor do I remember whether anything relative to the execution of the said Power of Attorney was said at that time, other than the statement of M. T. Post to the effect that Mrs. Meek wished to sign a certain instrument of writing, and the acknowledgement of Emma Meek that her signing of the said instrument was her voluntary act and Deed."

"And I do solemnly swear that the above answers are the Truth, the whole truth and nothing but the truth, to the best of my knowledge and belief, SO HELP ME GOD".

Signed in the presence of:

*M. T. Post* ..... }  
*E. J. Raymond* ..... }

*W. H. Haupt* .....



Assessment Book No. 2 Page 72

No. 4026 Beat 172nd 1924

Received of Samuel D. Wicketts

the sum of three 73 Dollars, in full amount of Taxes due the State of Alabama and County of Baldwin, 1924. 100

Total Value of Real Estate, \$ 890 Total Value of Personal Property, \$ 240  
Tax Due October 1, 1924 Tax Rate, \$1.80 per \$100 Valuation Delinquent Jan. 1, 1925

Deportments Eschebir 9  
11/3/25  
ORIGINAL  
Casper T. Leonard  
Casper T. Leonard

Total State and County Tax	<u>20</u>	<u>34</u>
Special District School Tax		
District No. <u>73</u>	<u>3</u>	<u>39</u>
Fees		
<b>Total State and County Tax</b>	<u>23</u>	<u>73</u>
Interest		
Printer		
Judge		
Notice		
Aggregate Amount		

Wm. L. ...  
Tax Collector, Baldwin County, Ala.

Assessment Book No. 2 Page 78

No. 1939 Beat 9 10726 1923

Received of Henry O. Minter

the sum of 71 Dollars, <sup>100</sup>  
in full amount of Taxes due the State of Alabama and County of Baldwin, 1923.

Total Value of Real Estate, \$ 890 Total Value of Personal Property, \$ 305  
Tax Due October 1, 1923 Tax Rate, \$1.80 per \$100 Valuation Delinquent Jan. 1, 1924

Total State and County Tax 19 71

Special District School Tax

District No.

Fees

Total State and County Tax 19 71

Interest

Printer Judge Notice

Aggregate Amount

Henry O. Minter  
Tax Collector, Baldwin County, Ala.

11/3/25  
ORIGINAL  
Luby of K. George  
Dummers record

Assessment Book No. 2 Page 97

No. 3965 Beat 13/26 1922

Received of Wm. C. Carter

the sum of 1849 Dollars,  
in full amount of Taxes due the State of Alabama and County of Baldwin, 1922.

Total Value of Real Estate, \$ 800 Total Value of Personal Property, \$ 137

Tax Due October 1, 1922 Tax Rate, \$1.80 per \$100 Valuation Delinquent Jan. 1, 1923

State Tax 1849

County Tax

Special District School Tax 33 308

District No.

Fees 25

**Total State and County Tax** 3183

Interest

Printer Judge Notice

Aggregate Amount

*Wm. C. Carter*

Repayment to Cashier 11/2/25  
L. C. Baker  
ORIGINAL  
Commissioner

Assessment Book No. 3 Page 79

No. 4346 Beat 1729 1921

Received of Mr. Emma Mack 30

the sum of 300 Dollars,  
in full amount of Taxes due the State of Alabama and County of Baldwin, 1921.

Total Value of Real Estate, \$ 300 Total Value of Personal Property, \$ \_\_\_\_\_  
Tax Due October 1, 1921 Tax Rate, \$1.80 per \$100 Valuation Delinquent Jan. 1, 1922

State Tax 1.85

County Tax 3.45

Special District School Tax 22 90

District No. \_\_\_\_\_

Fees \_\_\_\_\_

**Total State and County Tax** 6.30

Interest \_\_\_\_\_

Printer \_\_\_\_\_ Judge \_\_\_\_\_ Notice \_\_\_\_\_

Aggregate Amount \_\_\_\_\_

ORIGINAL  
Deborah L. Edwards  
11/27/55 Edgley L. George  
Commissioner

[Signature]  
Tax Collector, Baldwin County, Ala.

No. 4  
Due June 1, 1923

\$170.00

Bay Minette, Ala.,

December

28<sup>th</sup>

1920

June 1st, 1923

after date without grace we promise to pay to the order of

Emma Meek - - - - -

One Hundred and seventy and no/100 - - - - -

Dollars

for value received, in gold coin of the United States of the present standard weight and fineness with interest from date at 6% until paid

Payable to Monowi State Bank, Monowi, Nebraska.

The parties to this instrument, whether maker, endorser, surety or guarantor, each for himself, hereby severally waive as to this debt, or any renewal thereof, all right to exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting, or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor, of this note severally waives demand, presentment, protest, notice of protest suit and all other requirements necessary to hold them, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them.

Witness

*W P Hall*

*Harry C. Walters*

Witness

*Mr John E. Price*

*Ross B. Walters*

Due June 1, 1932

No. 3

Int. \$15.20

\$ 170.00

Bay Minette, Ala.,

December

28<sup>th</sup>

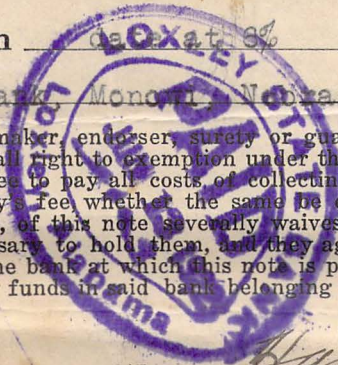
1920

June 1, 1932 - - - after date without grace we promise to pay to the order of  
Emma Meek - - - - -

One Hundred and seventy and no/100 - - - - - Dollars

for value received, in gold coin of the United States of the present standard weight  
and fineness with interest from date at 6% until paid

Payable to at Monowi State Bank, Monowi, Nebraska



The parties to this instrument, whether maker, endorser, surety or guarantor, each for himself, hereby severally waive as to this debt, or any renewal thereof, all right to exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting, or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor, of this note severally waives demand, presentment, protest, notice of protest suit and all other requirements necessary to hold them, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them.

Witness W P Hall

Harry C. Walters

Witness Mrs John P. Price

Rose B. Walters

Due Jan 1, 1933

No. 3

\$ 170.00

Bay Minette, Ala.,

December 28<sup>th</sup> 1920

On January 1st, 1922 after date without grace we promise to pay to the order of Emma Meek -

One Hundred and seventy and no/100 - - - - - Dollars

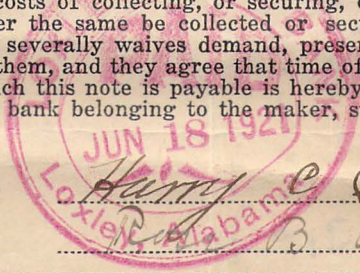
for value received, in gold coin of the United States of the present standard weight and fineness with interest from date at 6% until paid

Payable to at Monowi State Bank, Monowi, Nebraska.

The parties to this instrument, whether maker, endorser, surety or guarantor, each for himself, hereby severally waive as to this debt, or any renewal thereof, all right to exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting, or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor, of this note severally waives demand, presentment, protest, notice of protest suit and all other requirements necessary to hold them, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them.

Witness W P Hall

Witness Mrs John E Price



Harry Stalters  
B. Walters

Due June 1, 1921

No. 1

\$ 170.00

Bay Minette, Ala.,

December 28<sup>th</sup>

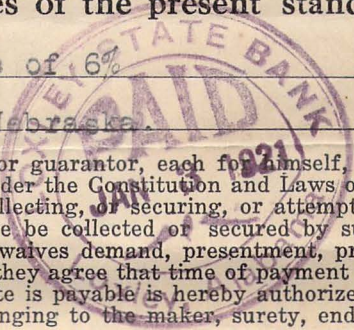
1920

On June 1st, 1921 after date without grace we promise to pay to the order of Emma Meek - - - - -

One Hundred and Seventy and no/100 - - - - - Dollars

for value received, in gold coin of the United States of the present standard weight and fineness with interest from date at rate of 6% until paid

Payable to ~~next~~ Monowi State Bank, Monowi, Nebraska.



The parties to this instrument, whether maker, endorser, surety or guarantor, each for himself, hereby severally waive as to this debt, or any renewal thereof, all right to exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting, or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor, of this note severally waives demand, presentment, protest, notice of protest suit and all other requirements necessary to hold them, and they agree that time of payment may be extended without notice to them of such extension. The bank at which this note is payable is hereby authorized to apply on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor, or any one of them.

Witness *W.P. Hall*

*Harry C. Walters*

Witness *Mrs John B. Price*

*Russ B. Walters*



No. 462

Frank L. Bates as Guardian of Theodore  
Meek and Lois Meek, Minors,  
Vs  
Theodore Meek and Lois Meek, Minors  
Depositions made by Frank L. Bates and  
M. T. Post, for Complainant.

*Frank L. Bates  
Theodore Meek  
Lois Meek  
M. T. Post*

*Frank L. Bates  
Theodore Meek  
Lois Meek  
M. T. Post*

REGISTER CIRCUIT COURT, BALDWIN COUNTY,  
BAY NINETTE, ALABAMA.



FRANK L. BATES, as Guardian of  
THEODORE MEEK and LOIS MEEK,  
Minors,

VS.

THEODORE MEEK and LOIS MEEK,  
Minors.

NO. 462.

IN THE CIRCUIT COURT OF BALDWIN COUNTY,

ALABAMA,

IN EQUITY.

Interrogatories propounded by the Complainant to M. T. Post, and to Frank L. Bates, material witnesses for Complainant, both of whom reside at Monowi, Nebraska.

Interrogatories to the said M. T. Post, alone:

FIRST INTERROGATORY:

State your name, age, residence and occupation, and also state your residence and occupation on the 15th day of December, 1915.

SECOND INTERROGATORY:

State whether or not you knew Emma Meek, and where she resided. State whether she is now living or dead. State whether or not the said Emma Meek executed to you, on or about the 15th day of December, 1915, a power of attorney conferring upon you certain powers with respect to the East half of the Southeast quarter of the Southwest quarter of Section 1, Township 5 South, Range 3 East, St. Stephens Meridian, in Baldwin County, Alabama. If you say that she did, then please state, if you know, where the said power of attorney now is. If you say that it has been destroyed, state fully how and when. If you say that it has been lost, then state whether or not you have made a thorough and complete search therefor in all places where such documents usually or customarily are kept by you, describing the searches made with as much detail as is possible. Please examine Exhibit "A" hereto attached and made a part hereof, which purports to be a certified copy of such power of attorney, and state whether or not the same is a true copy of such power of attorney. If it is not a true copy thereof, then embrace in your answers a true copy of said document, as nearly as you can, either by reciting the same at length, or by setting forth any changes which should be made in Exhibit "A" hereto in order to make it a true copy.

THIRD INTERROGATORY:

State whether or not you were present at the time that said

ma Meek signed and delivered the said original document. If you say that you were, then state when and where such signing and delivery took place, and who was present. State whether or not the said Emma Meek in fact signed the said document with her own hand, in your presence. State whether or not you then knew A. B. Tupell and James Deacon, whose names purport to have been signed as witnesses to the said document, and also state whether or not they were present at the time, and signed the said documents as witnesses at the request, and in the presence of the said Emma Meek. State whether or not you know where the said A. B. Tupell and James Deacon, or either of them now are, and also state what effort, if any, known to you has been made to locate or find the said parties, or either of them, and the result of such effort.

FOURTH INTERROGATORY:

State if you then know W. L. Hauptli, who appears from said certified copy to have taken and certified the acknowledgment of the said Emma Meek. State, if you know, whether or not he then was a Notary Public of Boyd County, Nebraska, and also state whether or not you were present when he took and certified the acknowledgment of the said Emma Meek to said instrument. Also, state whether or not you saw the said W. L. Hauptli sign his certificate of acknowledgment. State whether or not immediately after the said original power of attorney had been signed by the said Emma Meek and attested by said two witnesses, and the acknowledgment taken and certified by the said W. L. Hauptli, the said power of attorney was delivered to you, and if you say that it was so delivered, then state by whom. If you say that it was handed to you by either the said Emma Meek or the said W. L. Hauptli at the instance of the said Emma Meek, then state whether or not there was ever any other document of any kind so delivered to you, by the said Emma Meek, through or in the presence of the said W. L. Hauptli, on or about the 15th day of December, 1915.

FIFTH INTERROGATORY:

State whether or not the said Emma Meek ever revoked the aforesaid power of attorney. State whether or not, on or about the 28th day of December, 1920, you, acting for the said Emma Meek, under said power of attorney, executed to and with Harry C. Walters and Rose B. Walters, a certain contract, a certified copy of the record of which is hereto attached, marked Exhibit "B", and made a part of this interrog-

atory. State what moneys you have collected pursuant to the terms of said contract, and state what was done with the same. State whether or not you paid all of said money so collected by you to Frank L. Bates as Guardian of the said minors, and if you know, also state whether or not the said Guardian still holds the said money. If you say that you paid the proceeds of said sale collected by you to the Guardian of said minors, then state why you didn't pay the same to the said Emma Meek. If you say that it was because she had died before you had an opportunity to pay the same over, then state, as nearly as you can, the date of her death.

SIXTH INTERROGATORY:

State, if you know, the ages of the said Theodore Meek and Lois Meek, respectively, and also state whether or not you know them well and are familiar with their conditions and surroundings. If you say that you are, then state whether or not, in your opinion and judgment it is to the interest of the said minors that the aforesaid transaction be ratified and completed, and the proceeds of the sale so made by you as attorney in fact be devoted to said minors, including the collection of the unpaid portion of the purchase price and the use thereof for the said minors, along with the portion of the purchase price already collected. Give the reasons for your conclusion, if it be your conclusion, that it is to the interest of the said minors that the said entire transaction be ratified and confirmed by this Court, a deed ordered made, and the remainder of the purchase price collected, and the entire proceeds of the sale devoted to the use and benefit of the said minors.

SEVENTH INTERROGATORY:

If it so happened that the said Emma Meek died near December 28th, 1920, the date of the aforesaid contract executed by you as her attorney in fact, please state whether or not the execution of said contract by you was in truth and in fact prior to the time of her death, if necessary giving the hour of her death, and the hour of the execution of the contract.

EIGHTH INTERROGATORY:

State whether or not, at the time of the execution of the aforesaid contract of December 28th, 1920, by you, as attorney in fact for Emma Meek, you collected from Harry C. Walters and Rose B. Walters the

sum of \$500.00 on account of the purchase price of the property there described, and at the same time put them in possession of the property, and whether or not they did, in truth and in fact, then and there take actual possession of the property.

Interrogatories to the said Frank L. Bates, alone:

FIRST INTERROGATORY:

State your name, age and residence, and also state whether or not you are the Guardian of the minor respondents in the above stated cause, and whether or not you, as such Guardian, are the complainant in said cause.

SECOND INTERROGATORY:

State whether or not you knew Emma Meek in her life-time, whether she is now living or dead, and if dead the exact date of her death. Give the age of each of the minor respondents in this cause. State where they reside, in whose custody they are, and in a general way what means they have for their support and maintenance.

THIRD INTERROGATORY:

State how long you have been the guardian of said minor respondents, and whether or not you, as such Guardian, have collected from anyone any of the purchase price agreed to be paid by Harry C. Walters and Rose B. Walters for the purchase of the East half of the Southeast quarter of the Southwest quarter of Section One, in Township Five South, Range Three East, in Baldwin County, Alabama, under a contract entered into by them with Emma Meek, acting through her attorney in fact, M. T. Post, under date of December 28th, 1920. If you say that you made any such collections, then give the dates and amounts thereof, as near as you can, explaining how, by whom and through what process the money was paid to you, and where the said money now is, if you still have it, and if it has been expended, then for what purpose it was used. State, if you know, how much is still owing under said contract by the said Harry C. Walters and Rose B. Walters on account of the purchase of said property. State whether or not it is a fact that the said Harry C. Walters and Rose B. Walters have offered, and state that they are ready and willing to pay the said balance in exchange for a valid deed to the property, and that the making of such a deed has been postponed because

you are advised that the same can be made only under a proper decree of the Court of Equity.

FOURTH INTERROGATORY:

State whether or not, in your opinion and judgment it would be to the interest of the said minor defendants for the said contract of purchase to be carried out according to its terms, and if you say that it is, then state the reasons for your conclusion. State, in detail, all facts known to you tending to show that it is best for the said minors to have the said transaction concluded under a proper decree of the Court and to have all of the purchase money resulting therefrom released to and for their use and benefit.

Charles Hall

Solicitor for Complainant.

TO THE RESPONDENTS IN THE ABOVE STATED CAUSE:

You will please take notice of the filing of the foregoing interrogatories to the witnesses whose names and residences are there given, and also that the party to be appointed as Commissioner to take the depositions of the said witnesses is R. A. Studly, who resides at Monowi, Nebraska.

Charles Hall

Solicitor for Complainant.

Exhibit 'A'

KNOW ALL MEN BY THESE PRESENTS, That Emma Meek Administratrix of the Estate of Dellano C Meek, Deceased, of Boyd County, State of Nebraska, have made, constituted and appointed, and by these presents do Make, Constitute and Appoint M T Post my true and lawful attorney for me, and in my name, place and stead to sell and convey by Warranty Deed, such real estate as belong to the estate of Dellano C Meek, deceased, situate in Baldwin County, State of Alabama, more particularly described as follows;

The East half of the Southeast quarter of the Southwest quarter Section One (1), Township Five South, Range Three (3) East, St Stephens Meridian.

and provided further that in case no sale of said property can be made within one year then in that event to lease rent or otherwise manage and supervise the care and management of said property, giving and granting unto my said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as I might or could do if personally present, with full power of substitution and revocation, hereby ratifying and confirming all that my said Attorney or his substitute shall lawfully do or cause to be done by virtue thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 15th day of December one thousand nine hundred and fifteen.

Sealed and delivered in the presence of  
A D Tupell  
James Deacon

Emma Meek

( U S I R Stamp 50 cts, )  
( Can by B 1-11-16. \_ \_ )

United States of America, )  
State of Nebraska, (ss  
County of Boyd. )

BE IT KNOWN, That on the 15th day of December, one thousand nine hundred and fifteen, before me personally appeared Emma Meek, Administratrix of the Estate of Dellano C Meek, deceased, above named who is to me known to be the person described in and who executed the above Letter of Attorney, and acknowledged the same to be her free act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal, the day and year last above written.

W L Hauptli,  
Notary Public.

(Seal)  
Filed for record Feb 16th 1916.  
Recorded Feb 17th 1916.

J H H Smith, Judge of Probate. (L)

STATE OF ALABAMA, :  
:  
BALDWIN COUNTY. :

I, W. D. Stapleton, Judge of Probate, for  
said county in said state, hereby certify that the above and fore-  
going is a true, correct and complete copy of an instrument of  
writing as the same appears of record in Office of Judge of Probate  
in Record Book # 2 Miscellaneous at Page 222 now on file in office  
of Judge of Probate of Baldwin County, Alabama.

Witness my hand and official seal this 28th. day of  
August, 1925.

*W. D. Stapleton*  
\_\_\_\_\_  
Judge of Probate, Baldwin County,  
Alabama.

*by J. L. Kuster Clerk*

*Exhibit "A"*





Exhibit "B"

State of Alabama )  
Baldwin County. )

This contract or agreement made and entered into this 28th day of December, 1920 by and between Emma Meek, a widow by M. T. Post, her attorney-in fact, parties of the first part and Harry C. Walters and Rosa B. Walters, husband and wife jointly as parties of the second part, witnesseth:

That the parties of the first part have this day bargained and sold unto the parties of the second part, the following described piece or parcel of land located in Baldwin County, State of Alabama, to-wit:

The East half ( $E\frac{1}{2}$ ) of the southeast quarter ( $SE\frac{1}{4}$ ) of the southwest quarter ( $SW\frac{1}{4}$ ) of Section one (1) in township five (5) South or range three (3) East, containing twenty (20) acres, more or less, together with the improvements thereon;

Upon the following terms and conditions which are hereby made a part of this contract and binding upon both parties hereto.

The consideration at which the said parcel of land is sold is \$1350.00 of which amount \$500.00 has this day been paid by the parties of the second part to the parties of the first part, who hereby acknowledged receipt of said amount; the balance of the consideration, amounting to \$850.00 is to be paid to the said first party in equal installments of \$170.00 each which are evidenced by the promissory notes as follows: Note no 1 for \$170.00 due and payable June 1st, 1921; Note No 2 for \$170.00 due and payable January 1st, 1922, Note no 3 for \$170.00 due and payable June 1, 1922; Note No. 4 for \$170.00 due and payable June 1, 1923 and Note No 5, for \$170.00 due and payable June 1st, 1924. It is understood that each of the above mentioned notes shall draw interest from date at the rate of 6% per annum which said interest shall be paid at the same time the note is paid. It is further agreed that the second party shall have the right to pay any number of notes he may desire at any anniversary date of this agreement and the payment so made shall terminate the interest on any such amounts.

It is agreed by the parties hereto that should the

second party fail to make any of the deferred payments as they shall fall due, then the said <sup>first</sup> parties shall give notice, by registered mail, of such delinquency to said second party and shall the delinquency continue for a period of six months after said notice then the first party hereto may at her option declare this contract cancelled and shall retain such payments as may have been made by the second party as liquidated damages. The said <sup>second</sup> party agrees to vacate the property promptly upon notice of such cancellation of this contract by the first party and the title thereto shall be reinvested in said first party the same as if this instrument had not been executed.

It is a stipulation of this contract or agreement that the second party hereto shall not assign this contract or any part thereof to any person, except upon the written consent of the party of the first part.

It is agreed that the second party shall have the possession of the property from date of execution of this writing and shall continue in possession of the same until this writing is declared broken.

The party of the second party agree to pay any and all taxes or assessments of any nature whatsoever which shall become due or which may be charged against the property described in this writing, at any time after the date of this instrument, including the taxes which shall fall due in the name of Emma Meek on October 1st, 1921.

The party of the first part hereby agrees that upon the receipt of all of the unpaid money as set out in this writing, the party of the second part shall be provided with a good and sufficient warranty deed in regular Alabama form, conveying to them the title to the said property, together with an abstract of title which shall show a good and merchantable title in said first parties.

Witness our hands in duplicate, this 28th day of December, 1920.

Witness W. P. Hall  
Mrs. John E. Price.

Emma Meek, By M.T. Post Attorney in-  
fact.  
Harry C. Walters  
Rose B. Walters