

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

Your Petitioner, ~~EDITH BERGA~~, a resident of the County of Baldwin, respectfully shows;

FIRST: That Petitioner is nineteen years of age, a native of, and resides in, Baldwin County;

SECOND: That the mother of Petitioner died at Daphne, Alabama, on the thirtieth day of July, 1921, and Petitioner's father, a native of Italy, in the year 1922, together with two of his children, Petitioner's younger sister, left Baldwin County and has returned to Italy with the intention of residing there permanently, thus abandoning his legal residence in the State of Alabama and being beyond the jurisdiction of this Honorable Court.

THIRD: That Petitioner resides at Daphne with her three brothers and is no longer dependent upon or looking to her said father for support.

FOURTH: That Petitioner's mother, during the late war, purchased Italian Government bonds to the extent of approximately seven thousand dollars and though said mother has been dead for more than eighteen months no administration has been taken out upon her estate; that said bonds have now matured and the proceeds of same are held by the Italian Government awaiting proper legal proof to be made of the authority of the heirs of said Marie Berga, Petitioner's mother, to receive same.

FIFTH: That Petitioner's share of said bonds, the only property of her late mother, will amount to about five hundred dollars, that same can be readily invested; that Petitioner has arrived at the age where she can look after her own business affairs and that it will be to her interest to be enabled to legally contract, particularly with a view to facilitating collection of said bonds from the Royal Italian Government.

SIXTH: Petitioner attaches hereto the sworn statements of her older brother, Daniel D. Berga and of J. R. Hammet, the President

of the ~~State~~ State Bank as to her capacity and ability to manage her own affairs and prays that same ~~be~~ considered as a part of this petition.

THE PREMISES CONSIDERED Petitioner prays that a decree be rendered removing from Petitioner the disabilities of non-age, and granting her such other, further or different relief as to your Honor may seem meet in the premises.

Elena Braga

SUBSCRIBED AND SWORN TO before me this the twenty-fifth day of June, 1923.

B. L. Randall

Notary Public, Baldwin County, Alabama.



STATE OF ALABAMA

BALDWIN COUNTY

Before me the undersigned Notary personally appeared Daniel D. Berga who is known to me and who being sworn says that he is a resident of Daphne, Alabama, twenty-eight years of age, married and the head of a family, that he is the older brother of Elena Berga, a minor, nineteen years of age who also lives in Daphne, that the said sister is a girl of judgment, and discretion, capable of managing her own affairs and that he believes that it will be to the best interest of said minor to have her disabilities of non-age removed.

Daniel D. Berga

SUBSCRIBED AND SWORN TO before me this the twenty-fifth day of June, 1923.

B. L. Raudall

Notary Public, Baldwin County, Alabama.



STATE OF ALABAMA

BALDWIN COUNTY

Before me the undersigned Notary personally appeared J. R. Hammet, who being sworn says that he is a resident of Daphne, Alabama, and president of the Daphne State Bank, that he is personally acquainted with Miss Elena Berga, and knows her to be a young woman of intelligence and in his opinion fully capable of looking after her own financial affairs to advantage.

J. R. Hammet

SUBSCRIBED AND SWORN to before me this the day of June, 1923.

B. L. Raudall

Notary Public, Baldwin County, Alabama.



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

COME CHRISTIAN V. T. JENSEN, CAROLINE AMALIE MARIE RASMUS-
SEN, EMMA PETERSEN, ANTHON JENSEN, ANNA ELINE HANSINE NEILSEN, THORA
ELIMINE KRISTINE PEDERSEN and ELNA JENSINE LOUISE PEDERSEN, and by
this their bill of complaint against E. A. RUGE, respectfully show:

(1) That complainants are over the age of twenty-one years,
and reside in the Kingdom of Denmark. That defendant is over the
age of twenty-one years and resides at Fairhope, in Baldwin County,
Alabama.

(2) That complainants are in peaceful and actual possession
and claim to own and do own in their own right the following des-
cribed land near the village of Montrose in Baldwin County, Alabama:

Commencing at the intersection of the West
line of Main Street, with the North line of Gabel
Street, running thence Northwardly along Main Street,
commonly called the County Road, 21 chains to the
South line of the property of the Montrose Hotel
Company; thence West or nearly so along the line of
the Montrose Hotel property to the high water mark
along the shore of Mobile Bay; thence southwardly
and southeastwardly along the shore of Mobile Bay
to the North line of Gabel street; thence eastwardly
along Gabel Street 18.10 chains more or less to the
point of beginning and containing 50 acres, more or
less.

(3) That the defendant, E.A. Ruge claims or is reputed to claim
some right, title or interest in, or encumbrance on said land and no
suit is pending to enforce or test the validity of such claim, title
or encumbrance.

(4) Wherefore complainants pray that by appropriate process of
subpoena the said E. A. Ruge be made a party defendant of this bill
and as such be required to specify and set forth his title, claim or
interest in or encumbrance upon said land or any part thereof, and how
and by what instrument or instruments the same is derived and created,
and to abide by such orders and decrees as may be made in the premises.

(5) Complainants further pray that upon consideration of the pre-
mises this Honorable Court decree that the said E. A. Ruge has no right

title, interest or claim in or encumbrance upon said lands or any part thereof, that the title to same be forever quieted as to said Ruge and that complainants have such other, further, or different relief as may be proper in the premises.

Rickaby & Buel
Solicitors for Complainants.

Note: The respondent is required to answer each paragraph of the foregoing bill but not under oath.

Rickaby & Buel
Solicitors for Complainants.

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 E. A. Ruge,

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 V. T. Jensen, Caroline Amalie Marie Ramussen, Emma Petersen, Anthon Jensen, Anna Eline Hansine Neilsen, Thora Elimine Kristine Pedersen, and Elma Jemsine Louise Pedersen,

against said E. A. Ruge,

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 13th day of July,

1923.

T. W. Richerson
Register.

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

Original

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Serve on _____

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

Christian V. T. Jensen, et al. Executed this 19th day of

July 1923

by leaving a copy of the within summons with

E. A. Ruge

Defendant

H. R. Stuart

Sheriff

vs.

E. A. Ruge

Gainhope, Ala

By B. S. Higgins
Deputy Sheriff

Rickarby and Beebe

Solicitor for Complainant

RECORDED

Recorded in Vol. _____ Page _____

CHRISTIAN V. T. JENSEN ET EL
Complainants,

VS

E. A. RUGE
Respondent.

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

Messrs. Stone & Stone, Solicitors for Respondent.

Please take notice that at the expiration of ten days from receipt of this by you, this cause will be submitted to the Honorable John D. Leigh for decree upon demurrer filed by you to the Bill of Complaint.

Rivalry Bebe.
Solicitors for Complainants.

We acknowledge receipt of the copy of the foregoing notice this the Twenty-eighth day of August, 1923, and consent that said cause may be submitted ~~at once~~ upon demurrer to the bill as above

Stone & Stone
Solicitors for Respondent.

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CHRISTIAN V. T. JENSEN ET AL
Complainants,

VS

E. A. RUGE
Respondent.

AGREEMENT TO SUBMIT ON
DEMURRER TO BILL.

*Filed Aug 30th 1923.
T. W. Richardson
Register*

RECORDED

CHRISTIAN V. T. JENSEN ET AL
Complainants,

VS

E. A. RUGE
Respondent.

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IN EQUITY
IN THE CIRCUIT COURT OF
BALDWIN COUNTY.

This cause coming on to be heard upon demurrer to the bill or complaint as filed and it appearing that ten days notice had been given Respondent of the proposed submission and said demurrer having been carefully considered and the Court being of the opinion that there is equity in the bill:

IT IS HEREBY ORDERED AND ADJUDGED that the Respondent's demurrer to the said bill be and the same is hereby overruled.

IT IS FURTHER ORDERED that the Respondent be allowed ~~ten~~ ^{fifteen} days in which to file answer.

Done at Brewton, Alabama, this the 20th day of September, 1923.

John D. Leigh
Judge.

CHRISTIAN V. T. JENSEN ET AL
Complainants,

VS

E. A. RUGE

Respondent.

DECREE OVERRULING
DEMURRER TO BILL.

*Filed ~~Aug 20th~~ ^{Sept 21st}
1923.*

*T. W. McIlwain
Register*

RECORDED

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James H. [unclear]