

CHANCERY EXECUTION

BILL OF COST

No. (637)

Estate of Joseph
William Frost, deceased

Vs.

Plaintiff
Defendant

		Dollars	Cents			Dollars
FEES OF REGISTER				Brought Forward		
Filing each bill and other papers	\$	2	10	For Receiving, keeping and paying out or distributing money, etc.; 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%.		2 60
Issuing each subpoena			50	Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.		
Issuing each copy thereof			40	Each notice sent by mail to creditor	15	
Entering each return thereof			15	Filing, receipting for and docketing each claim, etc.	25	
For each order of publication		1	00	For all entries on subpoena docket, etc.	50	
Issuing writ of injunction		1	50	For all entries on commission docket, etc.	50	
For each copy thereof			50	Making final record, per 100 words	15	4 00
Entering each return thereof			15	Certified copy of decree	1 00	
Issuing writ of attachment		1	00	Report of divorce to State Health Office	50	
Entering each return thereof			50	(Acts 1915)		6 60
Docketing each case		1	00	Total Fees of Register		
Entering each appearance			25	FEES OF SHERIFF		
Issuing each decree pro confesso on per. ser.		1	00	Serving and returning subpoena on deft	\$ 1 50	
Issuing each decree pro confesso on publication		1	00	Serving and returning subpoena for witness	65	
Each order appointing guardian		1	00	Levying attachment	3 00	
Any other order by Register			50	Entering and returning same	25	
Issuing commission to take testimony			50	Selling property attached		
Receiving and filing			10	Impaneling Jury	75	
Endorsing each package			10	Executing writ of possession	2 50	
Entering order submitting cause			50	Collecting execution for costs	1 50	1 50
Entering any other order of court			25	Serving and returning sci. fa., each	65	
Noting all testimony			50	Serving and returning notice	65	
Abstract of cause, etc.		1	00	Serving and returning writ of injunction	1 50	
Entering each decree			75	Serving and returning writ of exeat	1 50	
For every 100 words over 500			15	Taking and approving bonds, each	75	
Taking account, etc.		3	00	Collecting money on execution		
Taking testimony, etc.			15	Making deed	2 50	
Each report, 500 words or less		2	50	Serving and returning application, etc.	1 00	
For every 100 words over 500			15	Serving attachment, contempt of court	1 50	1 50
Amount claimed less than \$500, etc.		2	00	Total Fees of Sheriff		
Issuing each subpoena			25	RECAPITULATION		
Witness certificate, each			25	Register's Fees		6 60
Issuing execution, each			75	Sheriff's Fees		1 50
Entering each return			15	Commissioner's Fees		
Taking and approving bond, each		1	00	Solicitor's Fees		
Making copy of bill, etc.			15	Witness Fees		
Each notice not otherwise provided for			50	Guardian Ad Litem		
Each certificate or affidavit, with seal			50	Printer's Fees		3 00
Each certificate or affidavit, no seal			25	Trial Tax	3 00	3 00
Hearing and passing on application, etc.		3	00	Recording Decree in Probate Court		5 50
Each settlement with receiver, etc.		3	00	Total		16 60
Examining each voucher of receiver, etc.			10			
Examining each answer, etc.		3	00			
Recording resignation, etc.			75			
Entering each certificate to Supreme Court			50			
Taking questions and answers, etc.			25			
For all other ser. relating to such proceedings		1	00			
For services in proceeding to relieve minors, etc., same fees as in similar cases.						
Commission on sales, etc.: 1st \$100, 2 per ct.; all over \$100 and not exceeding \$1,000, 1 1-2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1-4 of 1 per ct.		2	60			
Sub Total Carried Forward						

THE STATE OF ALABAMA,
Baldwin County.

No. 637

CIRCUIT COURT, IN EQUITY May TERM, 1941

To any Sheriff of the State of Alabama—GREETINGS:
You are hereby commanded, That of the goods and chattels, lands and tenements of Royal Frost Defendant
you cause to be made the sum of Sixteen + 60/100 (16 60) Dollars,
which Royal Frost Plaintiff
recovered of _____ on the 4th day of February 1941
by the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of _____ Dollars,
costs of suit, and have the same to render to the said _____
and make return of this Writ and the execution thereof, according to law.

Interest from _____ 194_____ to date of collection.

Witness my hand, this 2nd day of May 1941

R. S. Duch, Register.

Petition FORST, JOSEPH WILLIAM,
To Pro- DECEASED,
bate WILLESTATE OF

IN THE PROBATE COURT OF BALDWIN
COUNTY, ALABAMA.

PETITION FOR PROBATE OF WILL AND FOR GRANT OF LETTERS TESTAMENTARY.

TO THE HONORABLE THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA, AND THE HON. G.W. ROBERTSON, JUDGE THEREOF:-

Comes your Petitioner, Sarah E. Brown, and files this, her petition for the probate and record of the Last Will and Testament of Joseph William Forst, Deceased, and for grant of Letters Testamentary, and shows unto this Court and unto your Honor as follows:-

FIRST:

That your Petitioner is over the age of twenty-one years, of sound mind and a resident of Baldwin County, Alabama, residing at Bay Minette, Alabama; that Joseph William Frost, while a resident of Perdido, Baldwin County, Alabama, departed this life on to-wit, February 18th, 1937, leaving an Estate in Baldwin County, Alabama, consisting of real and personal property that said Decedent left a Last Will and Testament duly attested by John Chason and Mary F. Green, both residents of Bay Minette, Alabama; that said Last Will and Testament is herewith produced and propounded for record.

SECOND:

Petitioner further shows unto your Honor that the heirs at law and next of kin of said decedent, together with their ages, relationships and places of residence are as follows:-

Elizann Frost, widow, over twenty-one years of age, Perdido, Alabama;
Sarah E. Brown, your Petitioner, Daughter, over twenty-one years of age, Bay Minette, Alabama;
Carrie E. Havard, Daughter, over twenty-one years of age, Magazine, Alabama.

That all of the heirs at law and next of kin of said Decedent are of sound mind.

Petitioner further shows unto your Honor that in and by the terms of said Last Will and Testament that the said Sarah E. Brown was nominated and appointed as Executrix of the Estate of said Decedent, and in and by the terms of said Will she was exempt from giving bond or filing Inventory, as such.

Wherefore, your Petitioner prays that a day be set for the hearing of this cause; that all proper notices be given and upon a hearing hereof that said instrument which is herewith produced be by proper order and decree admitted to probate and record as the Last Will and Testament of said Decedent; that Letters Testamentary be issued to your Petitioner without Bond, she being exempted from giving Bond in and by the terms of said will; that such other and further orders and decrees be made and entered as are proper in the premises.

SARAH E. BROWN,
As Petitioner.

Sworn to and subscribed before me, a Notary Publicⁱⁿ and for said State and County, this 25th day of February, 1937.

(Official Seal)

John Chason, Notary Public,
Baldwin County, State of Alabama.

Filed in office of Judge of Probate Court, Baldwin Co., Ala., Mar. 2nd, 1937.

G.W. Robertson, Judge of Probate,
By J.L. Kessler, clerk.

Order on ESTATE OF JOSEPH FROST, DECEASED | In the Probate Court of
Filing | Baldwin County, Alabama,
Will. | Mar. 2nd, 1937.

In the Matter of the Probate of His Will.

This day came Sarah E. Brown, and filed her petition, in writing and under oath, therewith producing, and filing in this Court, an instrument of writing purporting to be the last will and testament of said Joseph Frost, Deceased, and praying for such orders, decrees and proceedings, as may be proper and requisite, for the due probate and record of said will in this Court; which said instrument appears to be attested by John Chason and Mary F. Green, both residing in Bay Minette, this county, and who are alleged to have signed the same, as subscribing witnesses thereunto. And it appearing to the Court that said petitioner is a daughter of said decedent, and named in said instrument as Executrix thereof. That said decedent left surviving him Elizann Frost, his widow, residing at Perdido, Baldwin County, Alabama.; Sarah E. Brown, his daughter and petitioner, residing in Bay Minette, Alabama; and Carrie E. Havard, a daughter, residing at Magazine, Mobile County, Alabama, all over the age of 21 years and of sound mind.

It is therefore, ordered by the Court, that the 24th day of March, A.D., 1937, be set as a day for hearing testimony in proof of said instrument as such will. That said John Chason and Mary F. Green, be subpoenaed to be and appear on said Mar. 24, 1937, in and before this Court to testify and give evidence of and concerning all and any facts touching the question of the validity of said instrument as such will: That said Elizann And Carrie E. Havard be notified of this proceeding, and of the day above set for hearing the matter, by citation, to be served upon them personally at least ten days before said Mar. 24, 1937, the day set for said hearing.

G.W.ROBERTSON,
Judge of Probate.

Notice THE STATE OF ALABAMA, | PROBATE COURT.
to heirs BALDWIN COUNTY. |

To Carrie E. Havard, Magazine, Mobile County, Ala.

You will please take notice, that on the 2nd day of Mar., 1937, a certain paper in writing purporting to be the last Will and Testament of Joseph Frost was filed in my office for probate by Sarah E. Brown, and that the 24 day of Mar., 1937, was appointed a day for the hearing thereof, at which time you can appear and contest the same if you see proper.

Given under my hand this 3rd day of Mar., 1937.

G.W.Robertson,
Judge of Probate.

To Any Sheriff of the State of Alabama to Execute:

Sheriff's Received-----day of-----19-----and on 9 day of March, 1937 I
Return. served a Copy of the within notice on Carrie E. Havard. by ser-
vice on.-----

R.L.Holcombe, Sr., Sheriff,
ByW.H.Ferguson, D.S.

The State of Alabama, | Probate Court.
Baldwin County. |

To Elizann Frost, Perdido, Ala.

You will please take notice, that on the 2nd day of Mar., 1937, a certain paper in writing purporting to be the Last Will and Testament of Joseph Frost was filed in my office for Probate by Sarah E. Brown, and that the 24 day of Mar., 1937, was appointed a day for the hearing thereof, at which time you can appear and contest the same if you see proper.

Given under my hand this 3rd day of Mar., 1937.

G.W. Robertson,
Judge of Probate.

Sheriff's To Any Sheriff of the State of Alabama, to Execute:
Return.

Executed this 10th day of March, 1937, by serving a copy of the within writ on Elizann Frost.

M.H. Wilkins, Sheriff.

Notice In the Probate Court of Baldwin County, Alabama.
to cred- Estate of Joseph William Frost, Deceased.
itors.

Letters Testamentary under the Last Will and Testament of Joseph William Forst, Deceased, having been granted to the undersigned, on the 23rd day of September, A.D., 1938, by the Probate Court of Baldwin County, Alabama;

Notice is hereby given that all persons having claims against said estate will be required to present the same within the time allowed by law, or same will be barred.

Sarah E. Brown, As Executrix
of the Estate of Joseph William Frost, Deceased.

Hybart & Chason, Attorneys, for Executrix.

Grounds In Re: Petition of
of Con- Sarah E. Brown to Probate An
test. Instrument Alleged to be the
Last Will and Testament of
JOSEPH WILLIAM FROST, DE-
CEASED.

|
| In the Probate Court of
|
| Baldwin County, Alabama.
|

Now comes Carrie E. Havard, a daughter of the said Joseph William Forst, deceased, and who, if the alleged Joseph William Frost had died intestate, would have been an heir or distributee of his said estate, and contests in writing the instrument propounded for probate as the last will and testament of the said Joseph William Forst, on the following separate and several grounds:

ONE.

Because said instrument purporting to be the last will and testament of Joseph William Frost, deceased, was not duly executed.

TWO

Because the said Joseph William Forst was not of sound mind at the time of the purported execution of the alleged last will and testament.

THREE

Because when the said Joseph William Frost signed the instrument which is now offered for probate, and which is alleged to be his last will and testament, he was mentally incapable of making a last will and testament, he then being of unsound mind.

FOUR

Because the said Joseph William Forst did not execute the instrument purporting to be his last will and testament of his

own free will and accord, but signed same under duress.

FIVE

Because the instrument which is offered for probate, and which petitioner alleges to be the last will and testament of Joseph William Forst, deceased, is not the last will and testament of the said Joseph William Frost, deceased, for it was not his voluntary act, but was executed under the duress of one Sarah E. Brown, the petitioner in this cause.

SIX

Because the instrument propounded for probate and alleged to be the last will and testament of Joseph William Frost, deceased, was executed by the said Joseph William Frost at the a time when he did not know the contents thereof and at a time when he was incapable of understanding the contents thereof, and at a time when his mind was so impaired that he was incapable of executing a valid last will and testament.

SEVEN

Because the instrument propounded for probate and alleged to be the last will and testament of Joseph William Frost, deceased, was not executed by the said Joseph William Frost as his voluntary act, but it was executed under the influence of Sarah E. Brown, who at the time of the execution of such instrument had over powered the will of the said decedent and substituted her will instead of that of said decedent, thus destroying the free agency of the said Joseph William Frost in the execution of said instrument, and the execution of the said instrument was the result of the undue influence of the said Sarah E. Brown.

EIGHT

Because the instrument propounded for probate and alleged to be the last will and testament of Joseph William Frost was not the last will and testament of the said Joseph William Frost, deceased.

And the said Carrie E. Havard, who is a daughter of the said deceased, and who would be an heir or distributee in decedent's estate if he died intestate, demands that this contest be transferred to the Circuit Court of Baldwin County, Alabama, which is the County in which the contest is made, and that all papers and documents pertaining to the said contest be certified by the Judge of Probate to the Clerk of the Circuit Court of Baldwin County, Alabama, all as more fully provided by Section 10636 of the Alabama Code of 1923, and demands that the said cause be tried by a jury in the said Circuit Court of Baldwin County, Alabama.

Carrie E. Havard,
Contestant.

Gordon, Edington & Leigh,
J.B. Blackburn,
Attorneys for Contestant.

Contestant demands a trial by jury of the foregoing contest.

Gordon, Edington & Leigh,
J.B. Blackburn,
Attorneys for Contestant.

Filed in office of Judge of Probate Court of Baldwin County,
Alabama, April 12th, 1937.

G.W. Robertson,
Judge of Probate,
By J.L. Kessler, Clerk.

5
Certificate of Transfer

THE STATE OF ALABAMA,)
COUNTY OF BALDWIN.) PROBATE COURT.

IN THE MATTER OF AN INSTRUMENT OF WRITING PURPORTING TO BE THE LAST WILL AND TESTAMENT OF JOSEPH WILLIAM FORST, DECEASED, AND THE CONTEST THEREOF:

Upon the demand of Carrie E. Havard, a daughter of the said deceased, and who would be an heir or distributee of said decedent's estate, if he died intestate, contestee in certain proceedings filed in the Probate Court of Baldwin County, Alabama on the 12th day of April, A.D., 1937, wherein Sarah E. Brown is Plaintiff and Carrie E. Havard is defendant: It is ordered by the Court, that this cause be and it is hereby transferred to the Circuit Court of Baldwin County, Alabama, Baldwin County, being the county in which the contest is made, and I as such Judge of Probate of said County, hereby certify all papers and documents pertaining to the said proceedings to Hon. R.S. Duck, Clerk of the Circuit Court of Baldwin County, Alabama.

In witness of all which, I have hereunto set my hand and the seal of the Probate Court of Baldwin County, Alabama, this 13th day of April, A.D., 1937.

(Probate Court Seal)

G.W. ROBERTSON,
Judge of Probate.

LAST WILL AND TESTAMENT OF JOSEPH WILLIAM FROST.

Last Will and Testament.
STATE OF ALABAMA,
BALDWIN COUNTY.

IN THE NAME OF GOD, AMEN:- I, Joseph William Frost, a resident of Perdido Station, in Baldwin County, State of Alabama, being over the age of twenty-one years and of sound mind and disposing memory, realizing the uncertainty of life and the certainty of death, do hereby make, publish and declare this my Last Will and Testament in manner and form following:-

FIRST:

I hereby revoke any and all Wills and Codicils thereto heretofore made by me.

SECOND:

I direct that as soon after my death as can conveniently be done that all my just debts and funeral expenses be paid.

THIRD:

I give, devise and bequeath unto my beloved wife, Elizann Frost, to be paid by my Executrix in monthly installments, the sum of Twelve Dollars (\$12.00) per month, the first payment to be made on the first day of the next month following my death, and a payment of Twelve Dollars (\$12.00) per month to be given her on the first day of each succeeding month thereafter until her death. In addition thereto my wife during her lifetime shall have the right to the complete use and occupation of our home at Perdido Station, Alabama, with all fixtures included, free and clear of all rents, taxes or other charges, my Executrix being hereby directed to keep and maintain said home in good order and repair, and to pay all taxes and other charges against the same, said payments to be made out of my Estate.

FOURTH:

Upon the death of my said wife, Elizann Forst, all of her funeral expenses and doctor bills shall be paid out of my estate.

John Chason,

JOSEPH WILLIAM FROST.

Mary F. Green

(Page One)

and my said executrix is hereby directed to pay said bills.

FIFTH:

Upon the death of my wife, Elizann Frost, I hereby direct that my daughter, Carrie E. Havard, wife of Byron Havard, be paid out of my Estate the sum of Five Hundred Dollars (\$500.00), which amount I give, devise and bequeath unto her and direct that my Executrix pay as soon as can conveniently be done after the death of my said wife.

SIXTH:

Upon the death of my said wife, I give, devise and bequeath unto my daughter, Sarah E. Brown, the wife of Clark Brown, all the rest and residue of my estate, whether real, personal or mixed, of every kind, nature and description, and wherever located, including my home place.

SEVENTH:

Should my said wife, Elizann Frost, not survive me, then the bequest above set out to my daughter, Carrie E. Havard, and the bequest to my daughter, Sarah E. Brown, shall take effect immediately upon my death, and in that event the said sum of Five Hundred Dollars (\$500.00) shall be paid over to the said Carrie E. Havard as soon after my death as can conveniently be done, and the rest and residue of my estate shall be turned over to my daughter, Sarah E. Brown, as soon as can conveniently be done.

EIGHTH:

Should my daughter, Carrie E. Havard, not survive me, then I hereby direct and bequeath that her children be paid the sum of Two Hundred Fifty Dollars (\$250.00), share and share alike, out of my Estate, instead of the Five Hundred Dollars (\$500.00) which I have bequeathed unto the said Carrie E. Havard. Should my daughter, Sarah E. Brown, fail to survive me, then all property hereby bequeathed to her shall go to her children, share and share alike.

John Chason
Mary F. Green

JOSEPH WILLIAM FROST

(Page two)

NINTH:

I hereby nominate, constitute and appoint my daughter, Sarah E. Brown, as Executrix of this, my Last Will and Testament, hereby charging her with full and complete management of my said Estate. I hereby direct that my said Executrix not be required to give bond, nor shall she be required to file an Inventory.

IN WITNESS WHEREOF, I do hereunto set my hand and affix my seal, and make, publish and declare this as and for my Last Will and Testament, on this, the 7th day of December, in the year of our Lord Nineteen Hundred and Thirty-five, in the presence of two witnesses. This Will consists of three pages, each page being identified by my signature and the signature of the two subscribing witnesses.

JOSEPH WILLIAM FROST (SEAL)

The foregoing instrument was subscribed, signed, sealed, published and declared by the said Joseph William Forst, as and for his Last Will and Testament in our presence, and in the presence of each of us, and we, at the same time, did at his request and in his presence, and in the presence of each other, hereunto subscribe our names and residences as attesting witnesses on this the 7th day of December, 1935.

JOHN CHASON,
Address: Bay Minette, Ala.
MARY F. GREEN,
Address: Bay Minette, Alabama.

Filed in office of Judge of Probate Court, Baldwin County, Ala.,
Mar 2nd, 1937.

G.W. Robertson,
Judge of Probate,
By J.L. Kessler, Clerk.

1
Order of JOSEPH FIRST, DECEASED.
Continu-
ance

In the Probate Court of Baldwin
County, Alabama.
Mar. 24, 1937.

This being the day appointed by the Court for hearing the petition of Sarah E. Brown, to probate an instrument of writing purporting to be the last will and testament of said deceased. And it appearing to the Court that a continuance of this hearing is desired, and that this cause is not ready for hearing on this day.

It is therefore ordered by the Court that this hearing be and it is continued to April 13, 1937, by consent.

G.W.ROBERTSON,
Judge of Probate Court,
By J.L.Kessler, clk.

Order of ESTATE OF JOSEPH WILLIAM FORST, DECEASED.
Probate Court on
Return
of Will. ment.

In the Probate Court of
Baldwin County, Alabama,
September 22nd, 1938.

In the matter of the Probate of his Last Will and Testa-

This cause coming up again to be heard on the filing in this Court of a transcript of the proceedings in the Circuit Court of Baldwin County, Alabama, showing all judgments of the Circuit Court in this proceeding, and the final determination of the contest proceedings in this case. Said cause having been tried before a jury in the Circuit Court at a Special Session thereof, held on the 13 and 14 days of September, A.D., 1938. After due consideration the verdict of the jury was: "WE, the Jury find the issue in favor of the proponent.--Herman O. Krueger, Foreman." and thereupon the Hon. F.W.Hare, Judge of the said Court, entered the following order: "Jury and Verdict for Proponent, and Will ordered probated."

It is therefore, ordered, adjudged and decreed by the Court, that, on the verdict of the jury and order of the Judge of the said Circuit Court, the said instrument of writing, dated, December 7th, 1935, bearing the signature of Joseph William Frost and witnessed by John Chason and Mary F. Green, be, and is admitted to probate and record in this Court, as the Last Will and Testament of Joseph William Frost.

It is further ordered, that Letters Testamentary issue to Sarah E. Brown, to execute the will of said deceased, without bond, as provided by the terms of said will.

G.W.Robertson,
Judge of Probate.

Letters Testa-
mentary.

THE STATE OF ALABAMA, | PROBATE COURT.
BALDWIN COUNTY. | LETTERS TESTAMENTARY.

The Will of Joseph William Frost having been duly admitted to record in said county, letters testamentary are hereby granted to Sarah E. Brown, the executrix named in said will, who has complied with the requisitions of the law, and is authorized to take upon herself the execution of such will.

Witness my hand, and dated this 23rd day of September, A.D., 1938.

G.W.ROBERTSON,
Judge of Probate.

Order of THE ESTATE OF JOSEPH
Circuit WILLIAM FORST, DECEASED.
Court for
Trans-
cript.

ORDER.

It is ordered by the Court, and by me, as Judge of the Circuit Court, that the petition in this cause be, and the same is hereby granted and that the Probate Court of Baldwin County, Alabama, transmit to the Circuit Court of Baldwin County, Alabama, a certified transcript of all proceedings had in said Court and all papers and documents filed in said Court relating to the administration of said estate of Joseph William Frost, Deceased, and that said Circuit Court take jurisdiction of said estate.

Done in vacation this the 25th day of May, 1940.

F.W.HARE,
Judge of the Circuit Court of
Baldwin County, Alabama.

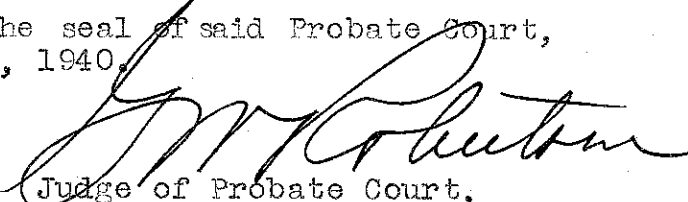
Filed in Probate Court, Baldwin Co., Ala., May 27, 1940

G.W.ROBERTSON,
Judge of Probate,
By J.L.Kessler, clerk.

Cer- STATE OF ALABAMA,
tificate BALDWIN COUNTY. PROBATE COURT.

I, G.W.Robertson, Judge of the Probate Court in and for said State and County, hereby certify that the within and foregoing pages numbered from One to Eight, inclusive, contain a full, true and complete transcript of the proceedings had in the Probate Court of Baldwin County, Alabama, in the matter of the Estate of JOSEPH WILLIAM FROST, DECEASED, as appears from the records and files of said Court.

Given under my hand and the seal of said Probate Court,
this the 4th day of June, A.D., 1940.


Judge of Probate Court,
Baldwin County, Alabama.

JOSEPH WILLIAM FROST,
Deceased.

ESTATE OF.

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

IN EQUITY.

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY, AND THE HONORABLE F. W. HARE, JUDGE THEREOF:

Comes your Petitioner, Sarah Brown, and shows unto this Honorable Court as follows:-

FIRST:

That your Petitioner is an heir at law and devisee of Joseph William Frost, Deceased, and is Executrix of said Estate, having been appointed by the Probate Court of Baldwin County, Alabama; that said Estate is still pending in the Probate Court of Baldwin County, Alabama, and no final settlement has been had.

SECOND:

That in the opinion of your Petitioner the Estate of the above named Decedent can be better administered in the Circuit Court of said County, rather than in said Probate Court.

WHEREFORE, your Petitioner prays that this Court will take jurisdiction of the same and will order that the administration of said Estate be removed from the Probate Court of Baldwin County Alabama to this Honorable Court.

Sarah Brown.
As Petitioner.

STATE OF ALABAMA,
Escambia COUNTY.

Before me, W.E.Coker, a Notary Public in and for said County in said State, personally appeared Sarah Brown, who is known to me and who after being by me first duly and legally sworn, doth depose and says under oath as follows:-

That her name is Sarah Brown; that she is an heir of Joseph William Frost, Deceased, and is Executrix of the Estate of above named Decedent; that she signed the foregoing petition and that all the matters and facts stated therein are true.

Sarah Brown.

Sworn to and subscribed before me, a Notary Public, whose seal is hereto affixed this 9th day of April, 1940.

W E Coker
Notary Public, Escambia County,
State of Alabama

RECORDED

Petition for
Removal to Circuit Court

Filed April 15, 1940
R.S. Dreck, Register

Bay Minette, Ala. June 4 1940

Estate of Joseph William Frost,

IN ACCOUNT WITH

G. W. ROBERTSON

Judge of Probate, Baldwin County

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
To	Preparing Transcript of proceedings in Estate of Joseph W. Frost Deceased for equity Court. _____				\$ 500
To	Certificate of Sale _____				50
					<u>\$ 550</u>
<p>Paid</p> <p>8/14/41</p> <p>G. W. Robertson Judge</p> <p>By <u>Kearl</u></p>					