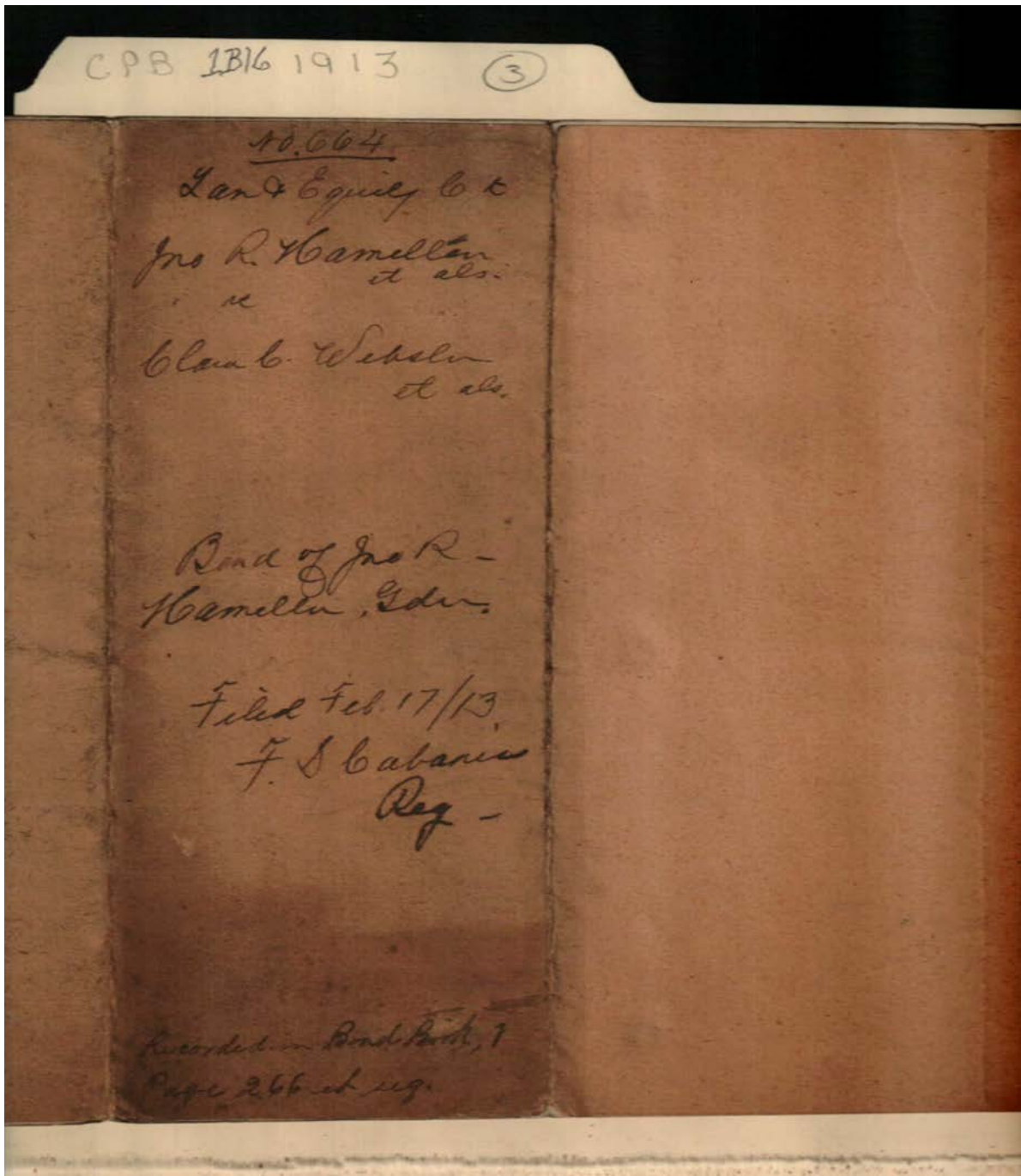


Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 16, Folder 3

Legal and court documents, 1913

Image 1 r01b16-03-000-0007 [Contents](#) [Index](#) [About](#)



Names:

Hamilton, John R.

Webster, Clara C.

Places:

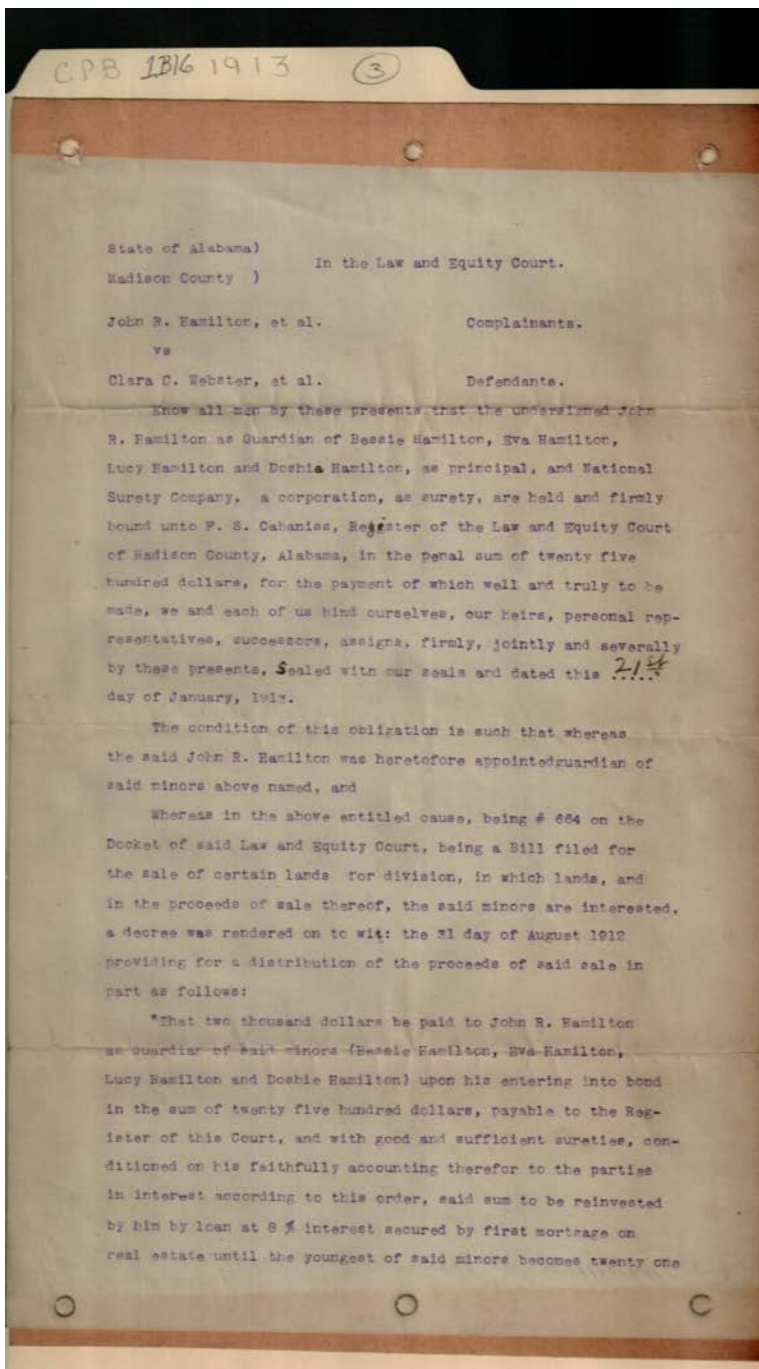
Madison Co., AL

Types:

law & equity court

Dates:

Feb 17, 1913



Names:

Hamilton, Bessie
Hamilton, Doshia

Hamilton, Eva
Hamilton, John R.

Hamilton, Lucy
National Surety Co.

Webster, Clara C.

Places:

Madison Co., AL

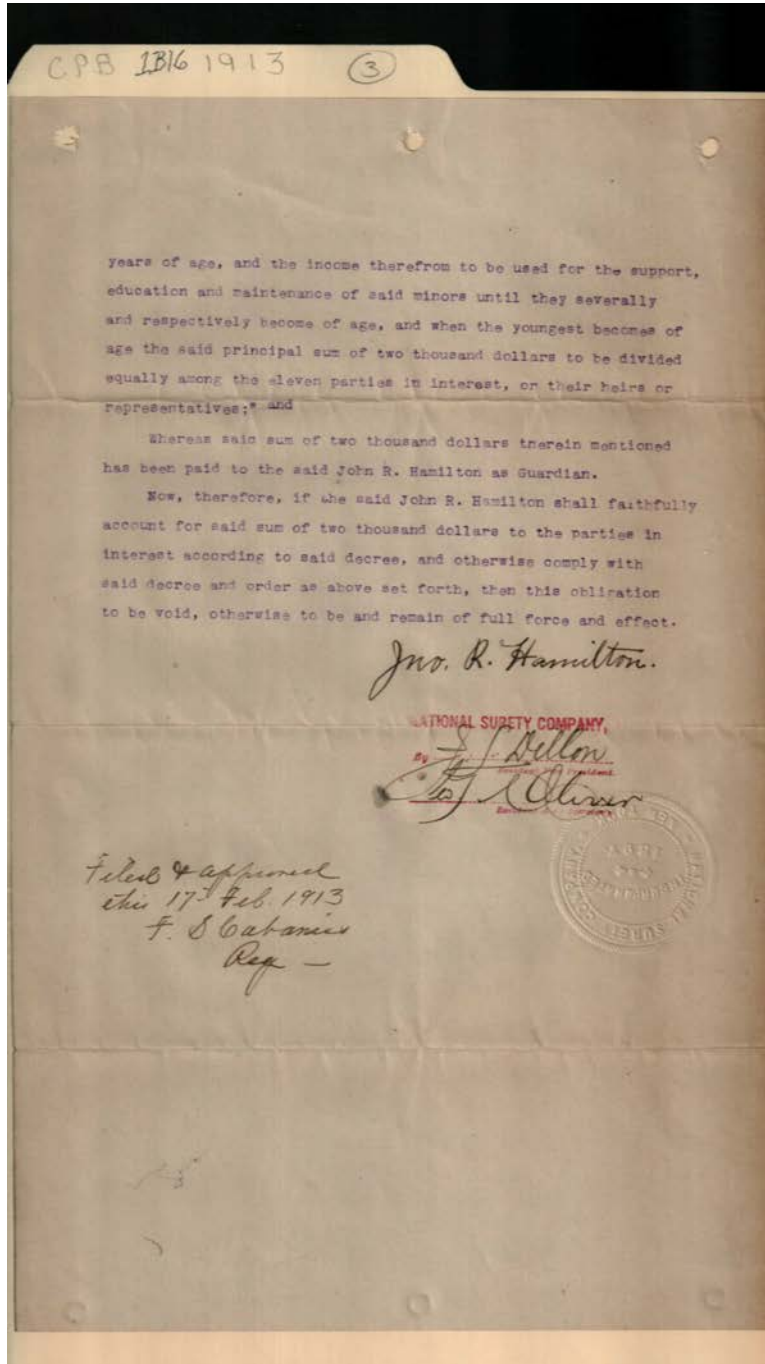
Types:

bond

law & equity court

Dates:

Feb 17, 1913



C.P.B. 1B16 1913 (3)

years of age, and the income therefrom to be used for the support, education and maintenance of said minors until they severally and respectively become of age, and when the youngest becomes of age the said principal sum of two thousand dollars to be divided equally among the eleven parties in interest, or their heirs or representatives; and

Whereas said sum of two thousand dollars therein mentioned has been paid to the said John R. Hamilton as Guardian.

Now, therefore, if the said John R. Hamilton shall faithfully account for said sum of two thousand dollars to the parties in interest according to said decree, and otherwise comply with said decree and order as above set forth, then this obligation to be void, otherwise to be and remain of full force and effect.

John R. Hamilton.

NATIONAL SURETY COMPANY

By *J. L. Bellon*
John Oliver

*Filed & approved
this 17th Feb. 1913
F. S. Cabaniss
Rep -*



Names:

Hamilton, John R.

Places:

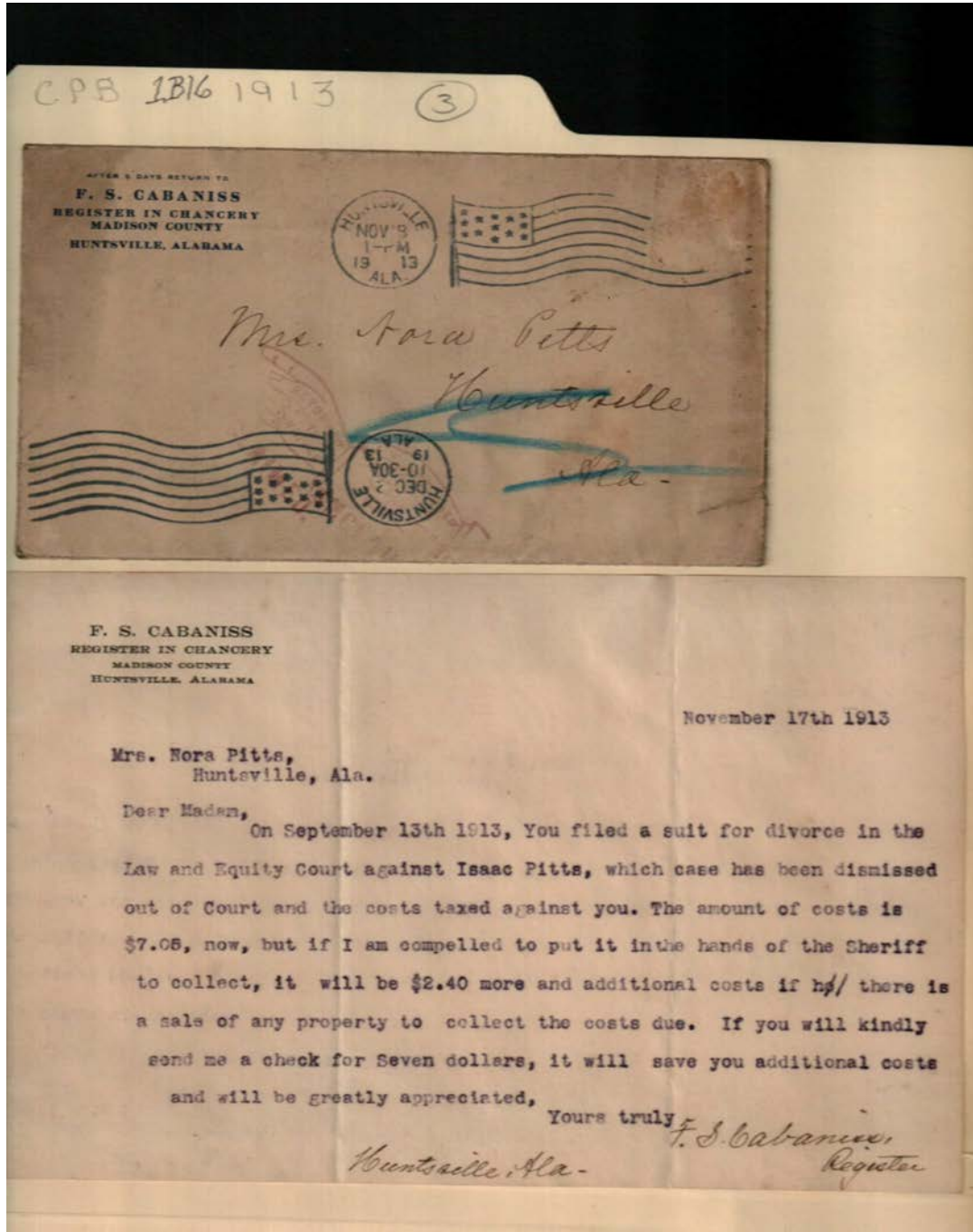
Madison Co., AL

Types:

bond

Dates:

Feb 17, 1913



Names:

Cabaniss, F. S.
(Register)

Pitts, Nora
Potts, Isaac

Places:

Huntsville, AL

Types:

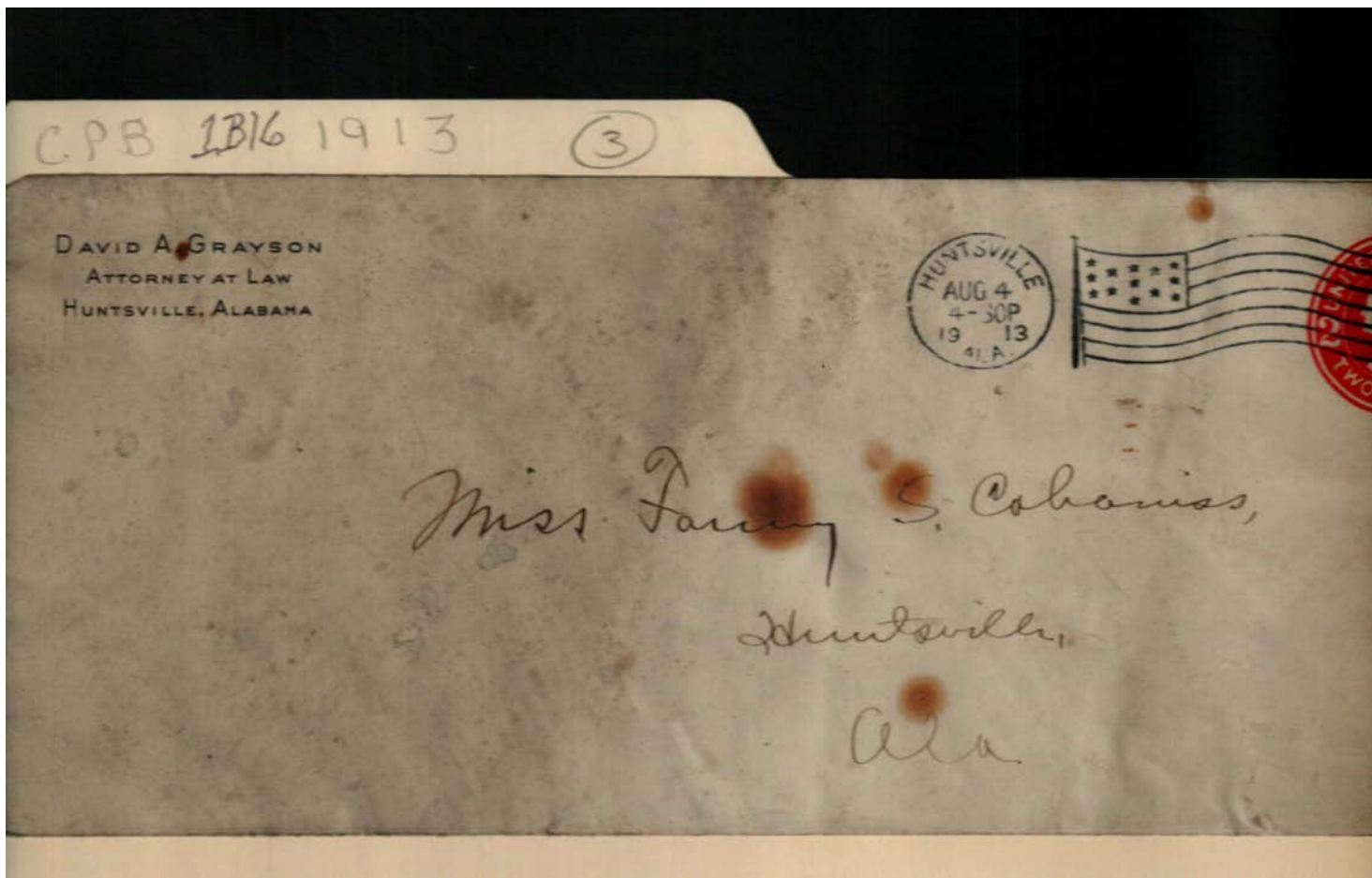
envelope

legal correspondence

Dates:

Nov 17, 1913

Nov 18, 1913



Names:

Cabaniss, Fanny S.

Grayson, David A.

Places:

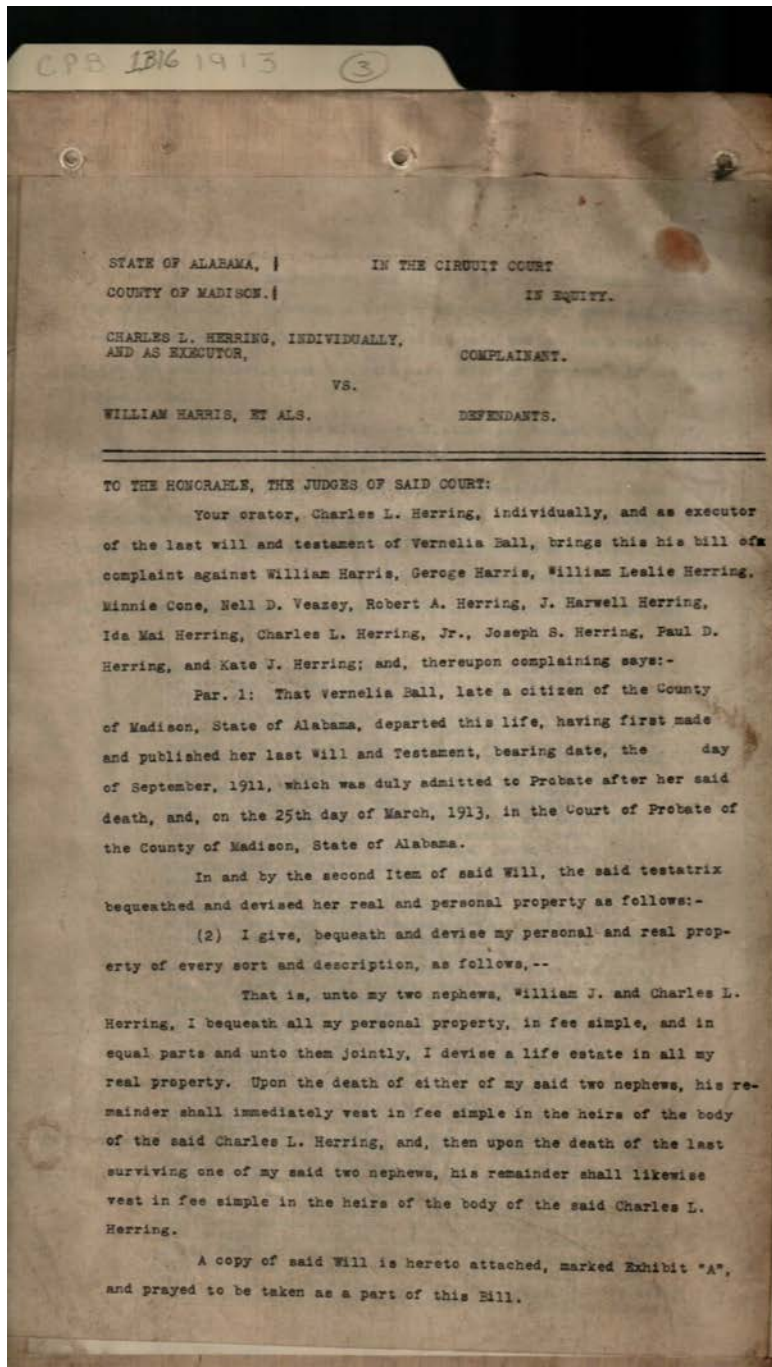
Huntsville, AL

Types:

envelope

Dates:

Aug 4, 1913



Names:

Ball, Vernelia
Cone, Minnie
Harris, George
Harris, William
Herring, Charles L.

Herring, Charles L.,
Jr.
Herring, Ida Mai
Herring, J. Harwell
Herring, Joseph S.

Herring, Kate J.
Herring, Paul D.
Herring, Robert A.
Herring, William J.

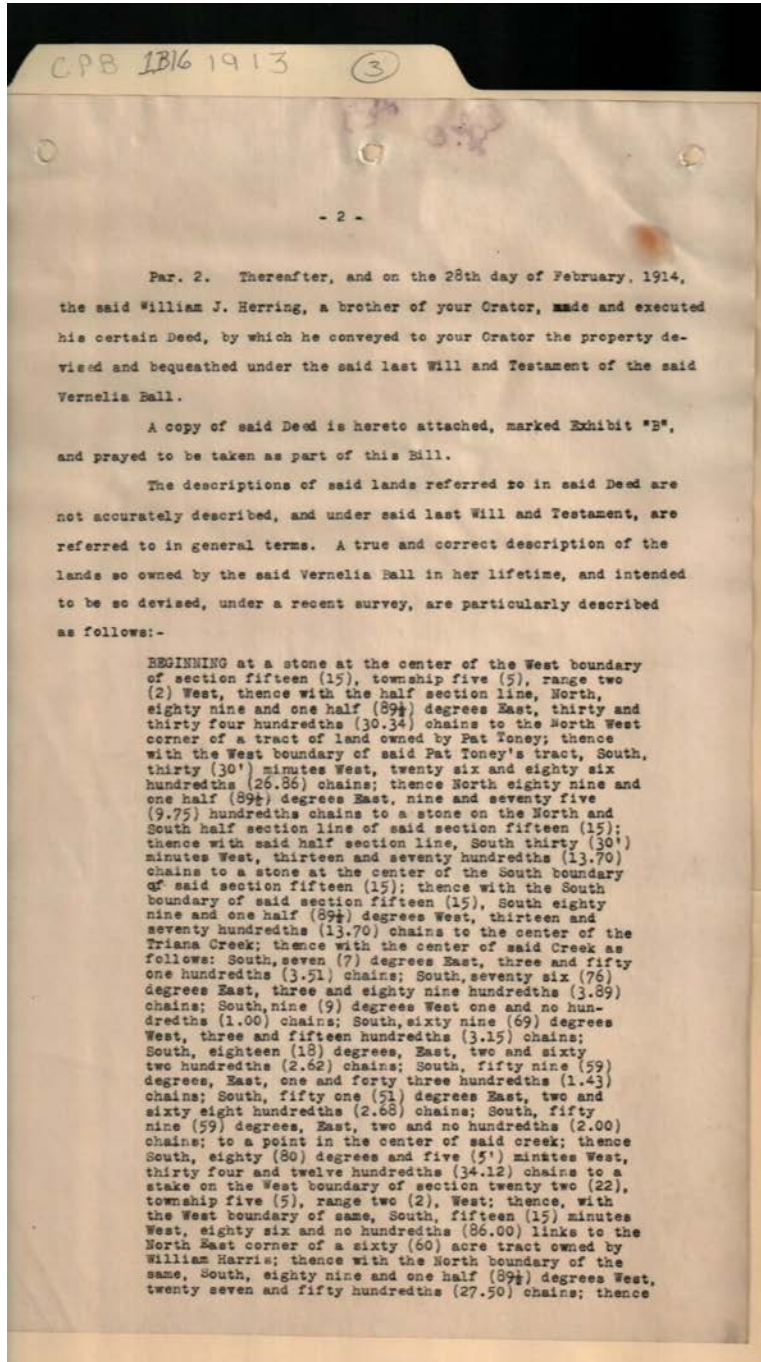
Herring, William
Leslie
Veazey, Nell D.

Places:

Madison Co., AL

Types:

circuit court in equity



Names:

Ball, Vernelia

Herring, William J.

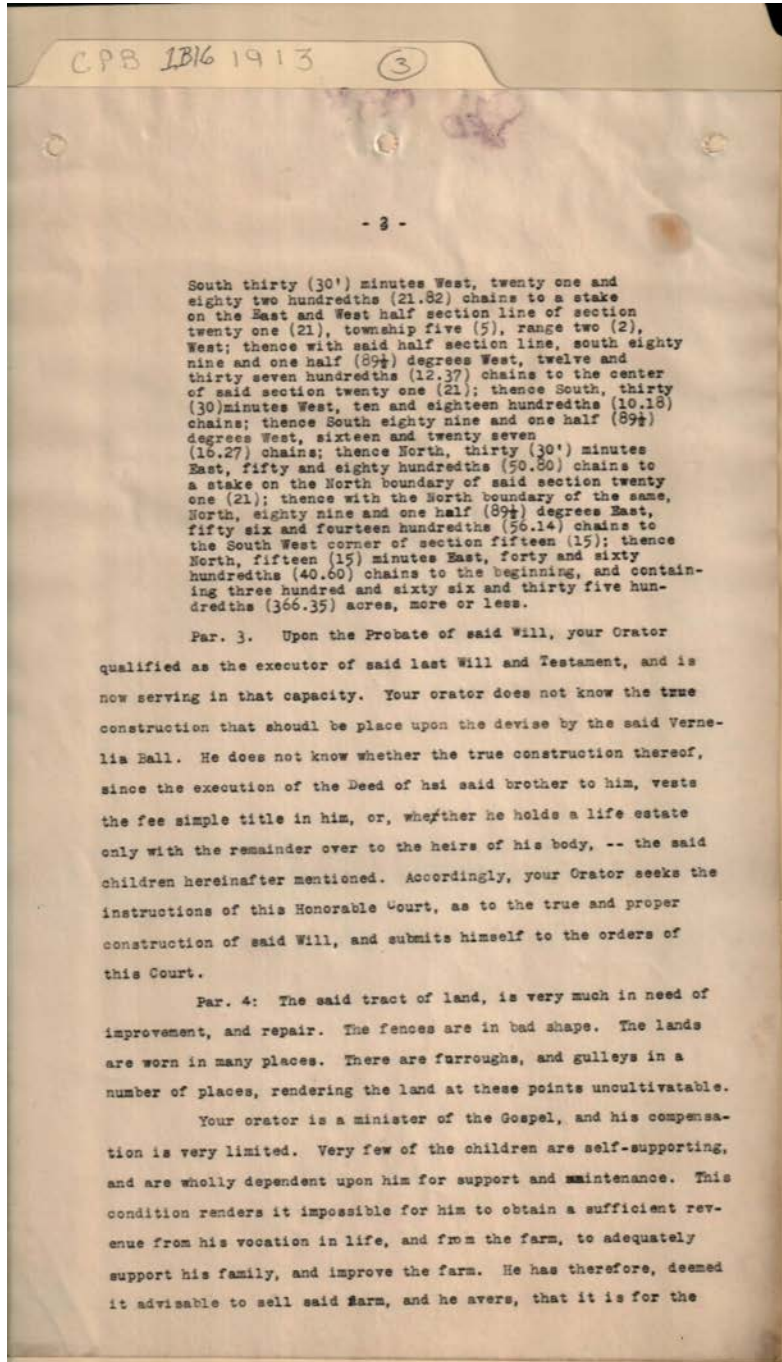
Toney, Pat

Places:

Madison Co., AL

Types:

circuit court in equity



Names:

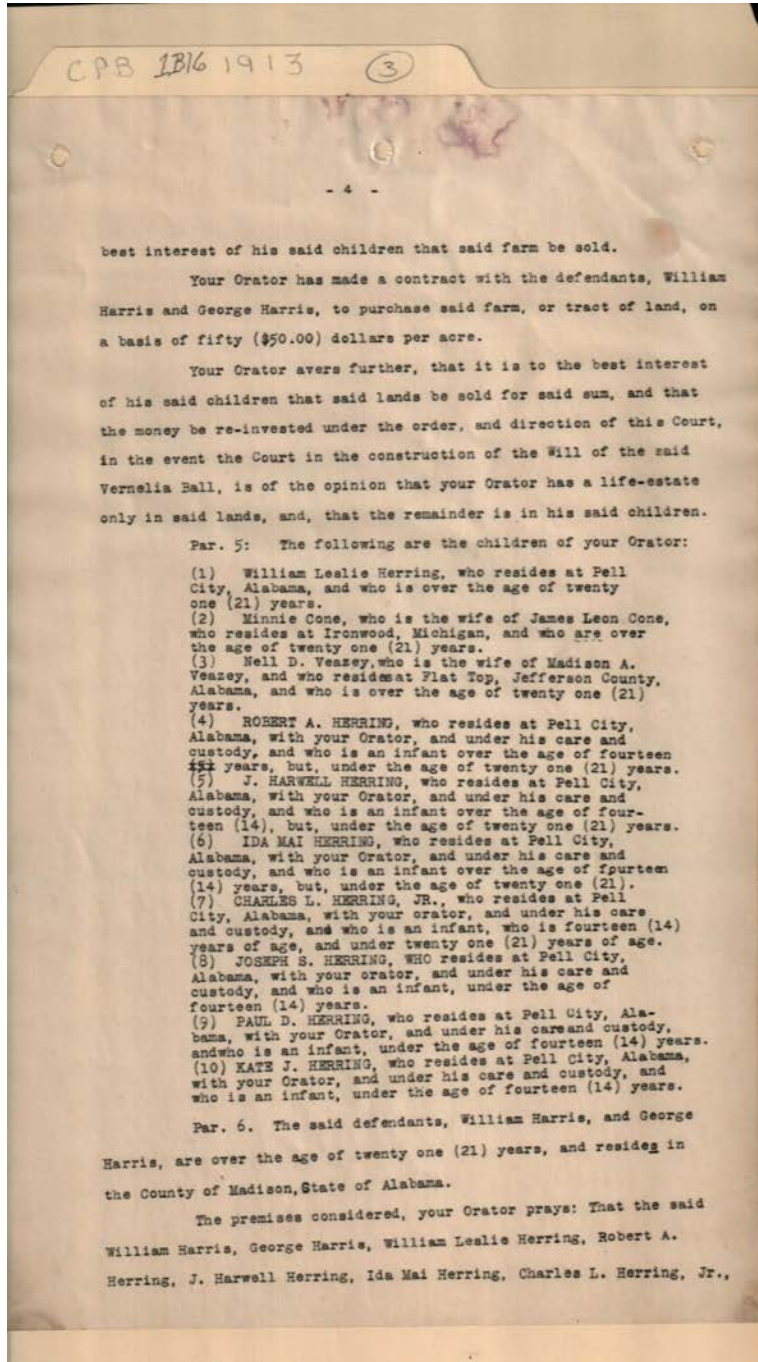
Ball, Vernelia

Places:

Madison Co., AL

Types:

circuit court in equity



Names:

Ball, Vernelia
Cone, James Leon
Cone, Minnie
Harris, George
Harris, William

Herring, Charles L.,
Jr.
Herring, Ida Mai
Herring, J. Harwell
Herring, Joseph S.

Herring, Kate J.
Herring, Paul D.
Herring, Robert A.
Herring, William
Leslie

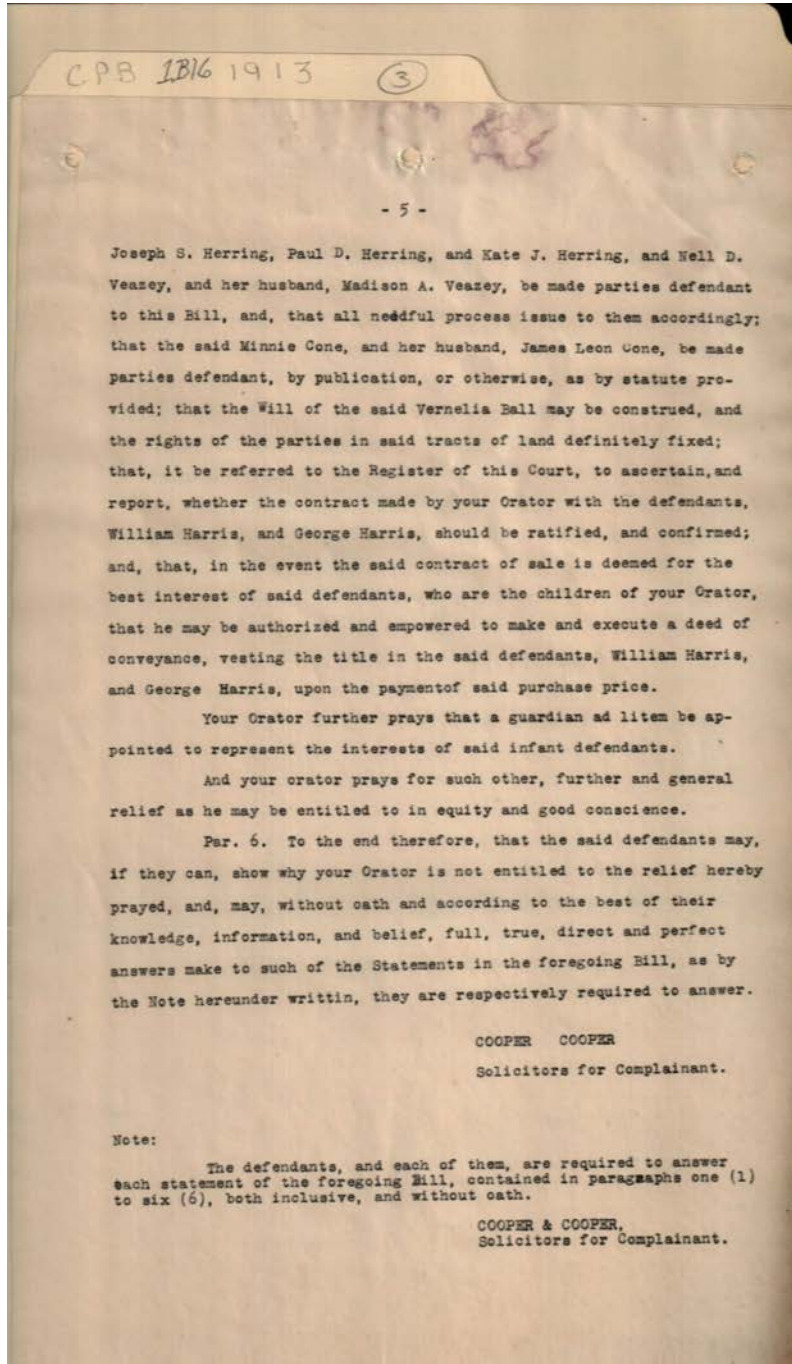
Veasey, Madison A.
Veasey, Nell D.

Places:

Madison Co., AL

Types:

circuit court in equity



Names:

Ball, Vernelia
Cone, James Leon
Cone, Minnie

Cooper & Cooper
Harris, George
Harris, William

Herring, Joseph S.
Herring, Kate J.
Herring, Paul D.

Veasey, Madison A.
Veasey, Nell D.

Places:

Madison Co., AL

Types:

circuit court in equity

C.P.B. 1B16 1913 (3)

SHARKEY COURT SELECTION
The State of Alabama, Law and Equity Court of Madison County, In Equity.
MADISON COUNTY. No. 1088 Term, 19

To my Sheriff of the State of Alabama:
You are hereby commanded, That of the Goods and Chattels, Lands and Tenements of
you situate to be made the sum of _____ Dollars,
which sum was decreed against _____
in favor of _____
for use of officers of Court as cost of suit, at the _____ Term, 19____ of the
Law and Equity Court of Madison County, In Equity, in a cause lately pending in said Court,
wherein _____ Complainant
and _____ Defendant
and said money, with this writ having your proper endorsement thereon, you will take at the office
of the Register of said Court, at Huntsville, Alabama,
on the _____ Monday in _____ 19____
Witness my hand, this _____ day of _____ 19____

Register.

REGISTER'S FEES	No	AMOUNT	REGISTER'S FEES-Continued.	No	AMOUNT
1 Filing Bill, 10	1	1.00	44 Hearing and Passing Copy Application for Appointment of Sheriff at Term, 10	1	2.00
2 Issuing Subpoena on Original Bill, 10	1	1.00	45 Making Settlement with Receiver or Trustee, 10	1	1.00
3 Issuing Copy of Return, 10	1	.50	46 Examining Testimony on said Settlement, 10	1	1.00
4 Issuing Notice of Hearing, 10	1	.50	47 Examining Answer on Remission, 10	1	1.00
5 Order of Publication, 10	1	1.00	48 Recording Application, Report or Suggestion of Sheriff at Term, 10	1	1.00
6 Issuing Copy of Return on Copy, 10	1	.50	49 Making Report of Sale, 10	1	1.00
7 Issuing Copy of Return on Copy of Return, 10	1	.50	50 Other Continuing Report of Sale, 10	1	1.00
8 Issuing Copy of Return on Copy of Return, 10	1	.50	51 Making Order to Property Sold, 10	1	1.00
9 Issuing Copy of Return on Copy of Return, 10	1	.50	52 Making Report of Sale, 10	1	1.00
10 Issuing Copy of Return on Copy of Return, 10	1	.50	53 Making Order to Property Sold, 10	1	1.00
11 Issuing Copy of Return on Copy of Return, 10	1	.50	54 Filing, Recording, Docketing Creditors Claims, 10	1	1.00
12 Issuing Copy of Return on Copy of Return, 10	1	.50	55 Taking Oath, etc., to Perpetrate Testimony, 10	1	1.00
13 Issuing Copy of Return on Copy of Return, 10	1	.50	56 Other Service Relating to said Proceeding, 10	1	1.00
14 Issuing Copy of Return on Copy of Return, 10	1	.50	57 Service to Release History of Transcripts of Non-App. 10	1	1.00
15 Issuing Copy of Return on Copy of Return, 10	1	.50	58 Commencement of Sale, 10	1	1.00
16 Issuing Copy of Return on Copy of Return, 10	1	.50	59 Recording, Keeping, Filing out, 10	1	1.00
17 Issuing Copy of Return on Copy of Return, 10	1	.50	60 Taking and Approving Receiver's Bond, 10	1	1.00
18 Issuing Copy of Return on Copy of Return, 10	1	.50	61 Filing Application for Appeal to Supreme Court, 10	1	1.00
19 Issuing Copy of Return on Copy of Return, 10	1	.50	62 Taking and Approving Appeal Bond, 10	1	1.00
20 Issuing Copy of Return on Copy of Return, 10	1	.50	63 Transcript to Supreme Court, 10	1	1.00
21 Issuing Copy of Return on Copy of Return, 10	1	.50	64 Issuing Certificate of Appeal to Supreme Court, 10	1	1.00
22 Issuing Copy of Return on Copy of Return, 10	1	.50	65		
23 Issuing Copy of Return on Copy of Return, 10	1	.50	66		
24 Issuing Copy of Return on Copy of Return, 10	1	.50	67		
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26 Issuing Copy of Return on Copy of Return, 10	1	.50	69		
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28 Issuing Copy of Return on Copy of Return, 10	1	.50	71		
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95 Issuing Copy of Return on Copy of Return, 10	1	.50			
96 Issuing Copy of Return on Copy of Return, 10	1	.50			
97 Issuing Copy of Return on Copy of Return, 10	1	.50			
98 Issuing Copy of Return on Copy of Return, 10	1	.50			
99 Issuing Copy of Return on Copy of Return, 10	1	.50			
100 Issuing Copy of Return on Copy of Return, 10	1	.50			

REGULATION

1 Register's Fee _____

2 Sheriff's Fee _____

3 Marshal's Fee _____

4 Constable's Fee _____

5 Prisoner's Fee _____

6 Witness Fee _____

7 101.75

Names:

Bowers, Lizzie V.

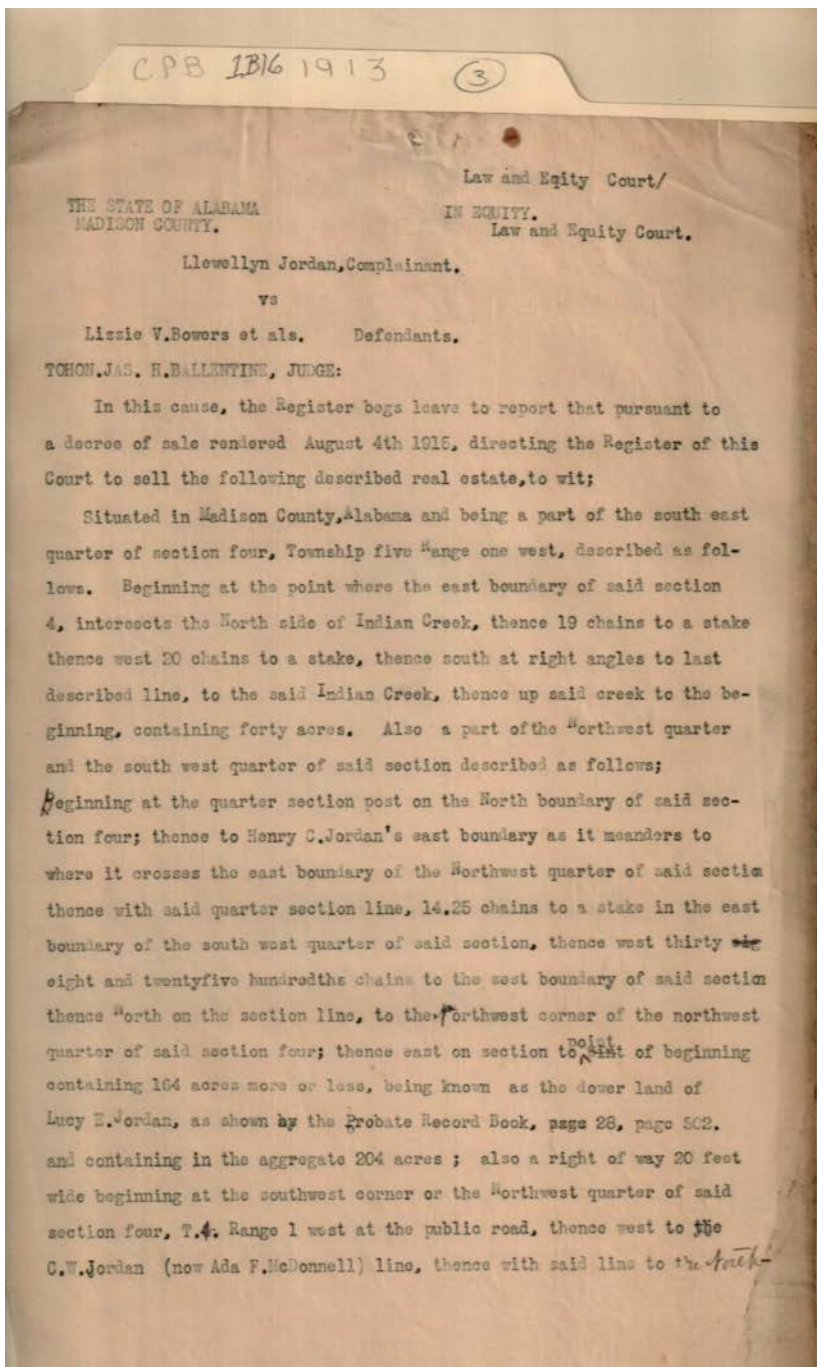
Jordan, Llewellyn

Places:

Madison Co., AL

Types:

court costs



Names:

Bowers, Lizzie V.
Jordan, C. W.

Jordan, Henry C.
Jordan, Llewellyn

McDonnell, Ada F.

Places:

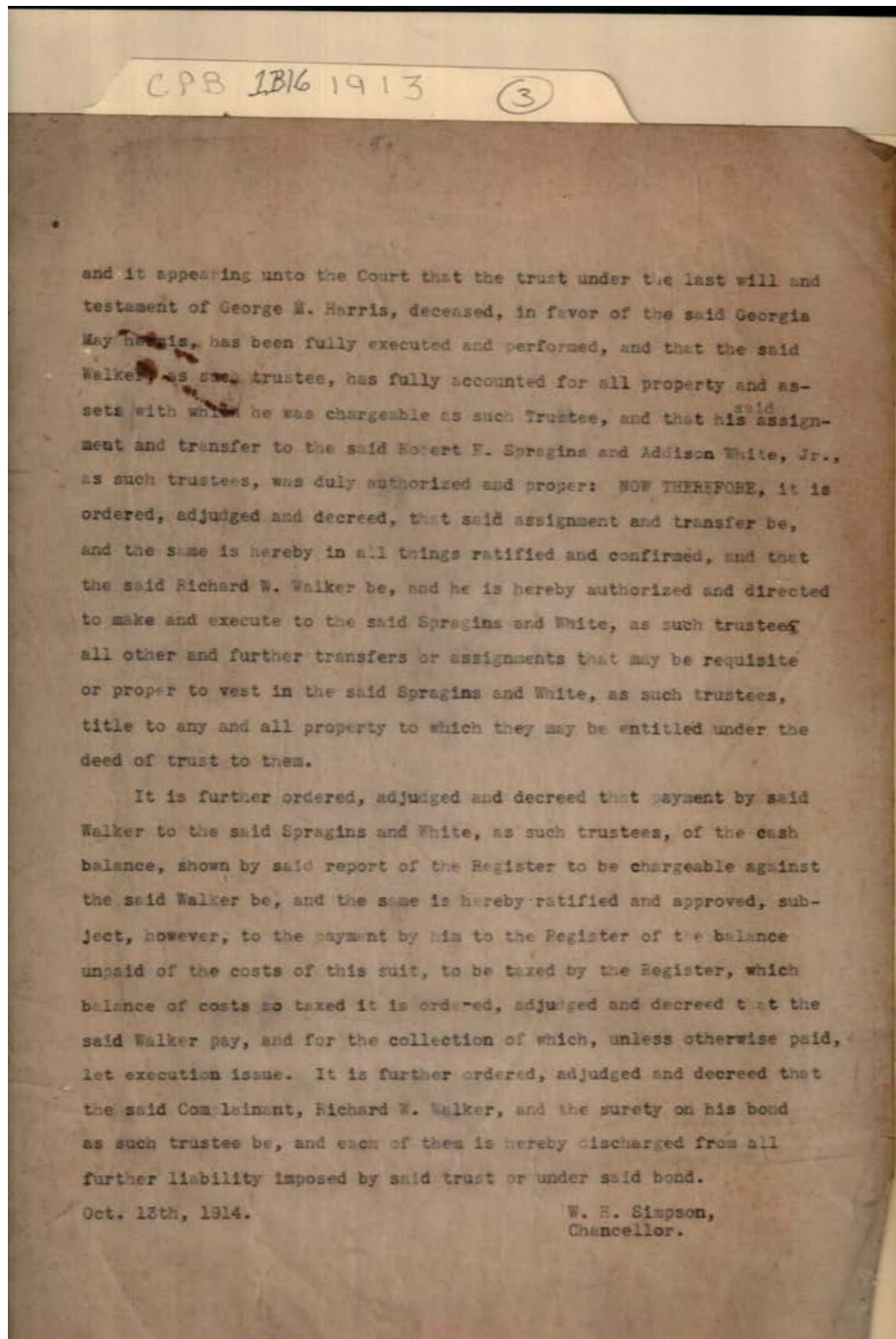
Madison Co., AL

Types:

law & equity court

Dates:

1915



Names:

Harris, George M.
Harris, Georgia May

Spragins, Robert F.
Walker, Richard W.

White, Addison, Jr.

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Oct 13, 1914

CPB 1B16 1913 (3)

NO. 890 Page

The State of Alabama,
Madison County.

Law and Equity Court of Madison County. In Equity

Nora Pitts

I. R. Pitts

SUMMONS, ORIGINAL.

Issued Dec 2 1913
F. Cabaniss Register

I hereby confess legal service of this
Summons, and waive service and copy by
the Sheriff.

Signed _____

Witness _____

Recorded in _____ Record

Vol. _____ Page _____ Register

R. E. Smith
Complainant's Solicitor

Defendant lives at
on White King Road

Received in office

19 _____

Sheriff

I have executed this Summons
this Dec 18 1913

by Serving a copy on
I. R. Pitts

J. G. Sheppard Sheriff
Deputy Sheriff
of Madison County, Ala

Names:

Pitts, I. R.

Pitts, Nora

Places:

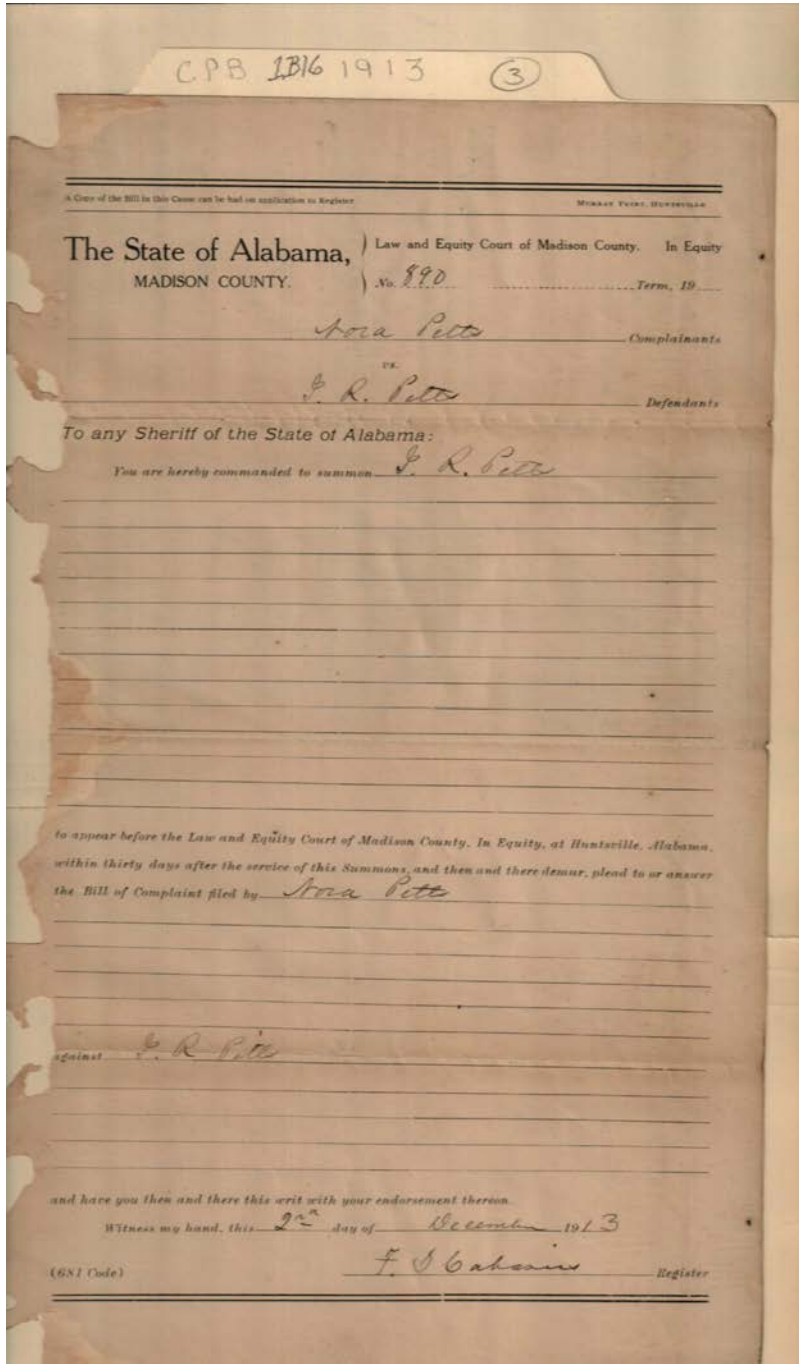
Madison Co., AL

Types:

law & equity court

Dates:

Dec 2, 1913



Names:

Pitts, I. R.

Pitts, Nora

Places:

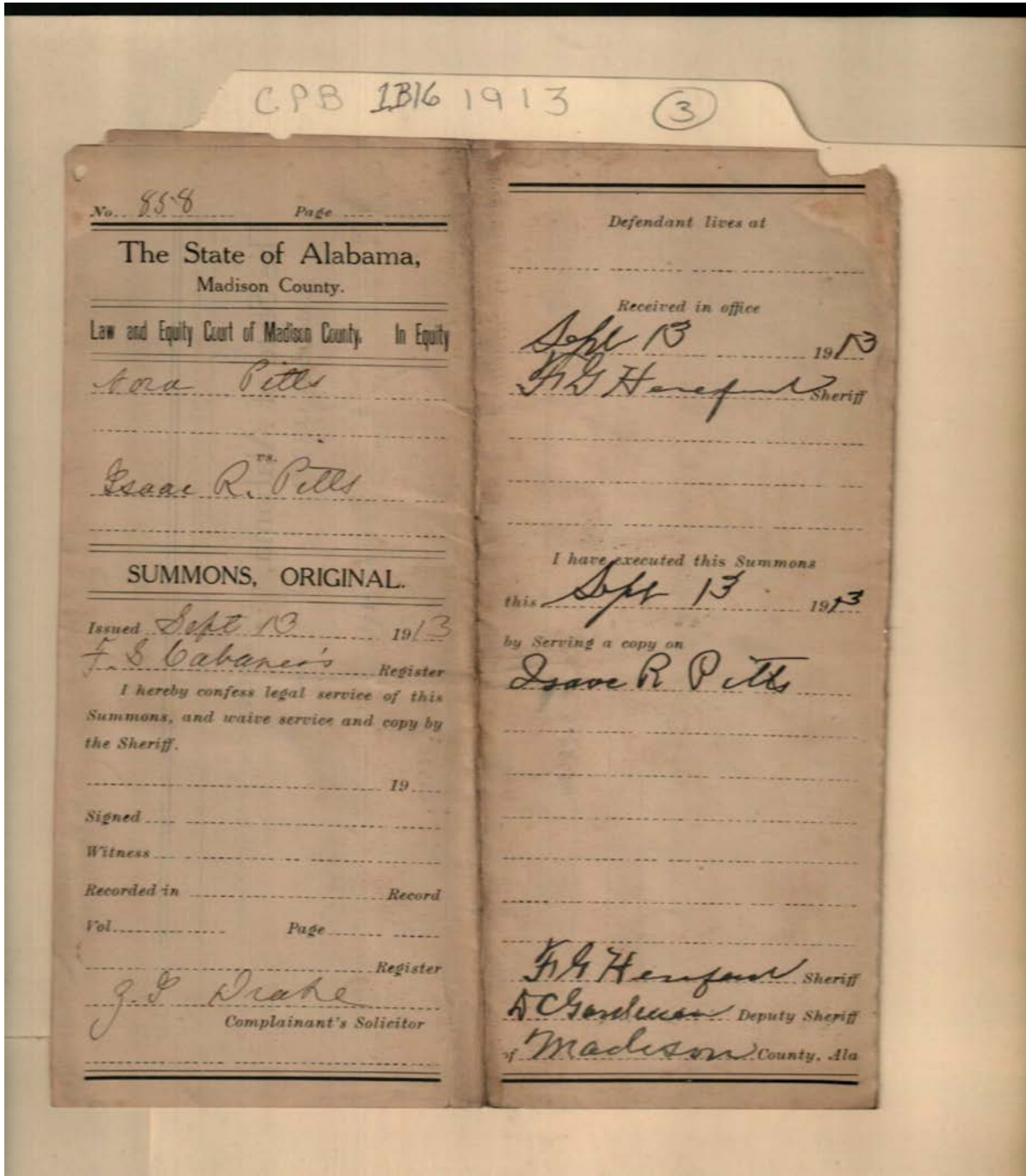
Madison Co., AL

Types:

law & equity court

Dates:

Dec 2, 1913



Names:

Pitts, Isaac R.

Pitts, Nora

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Sept 13, 1913

CPB 1B16 1913 (3)

A Copy of the Bill in this Case can be had on application to Register. MURRAY POINT, HUNTSVILLE

The State of Alabama, Law and Equity Court of Madison County. In Equity
MADISON COUNTY.) No. 858 Term, 19

Nora Pitts Complainants
vs.
Isaac R. Pitts, Defendants

To any Sheriff of the State of Alabama:

You are hereby commanded to summon
Isaac R. Pitts

to appear before the Law and Equity Court of Madison County, In Equity, at Huntsville, Alabama,
within thirty days after the service of this Summons, and then and there demur, plead to or answer
the Bill of Complaint filed by Nora Pitts

against Isaac R. Pitts

and have you then and there this writ with your endorsement thereon.

Witness my hand, this 13th day of September 1913

(RSI Code) P.S. Cabaniss Register

Names:

Pitts, Isaac R.

Pitts, Nora

Places:

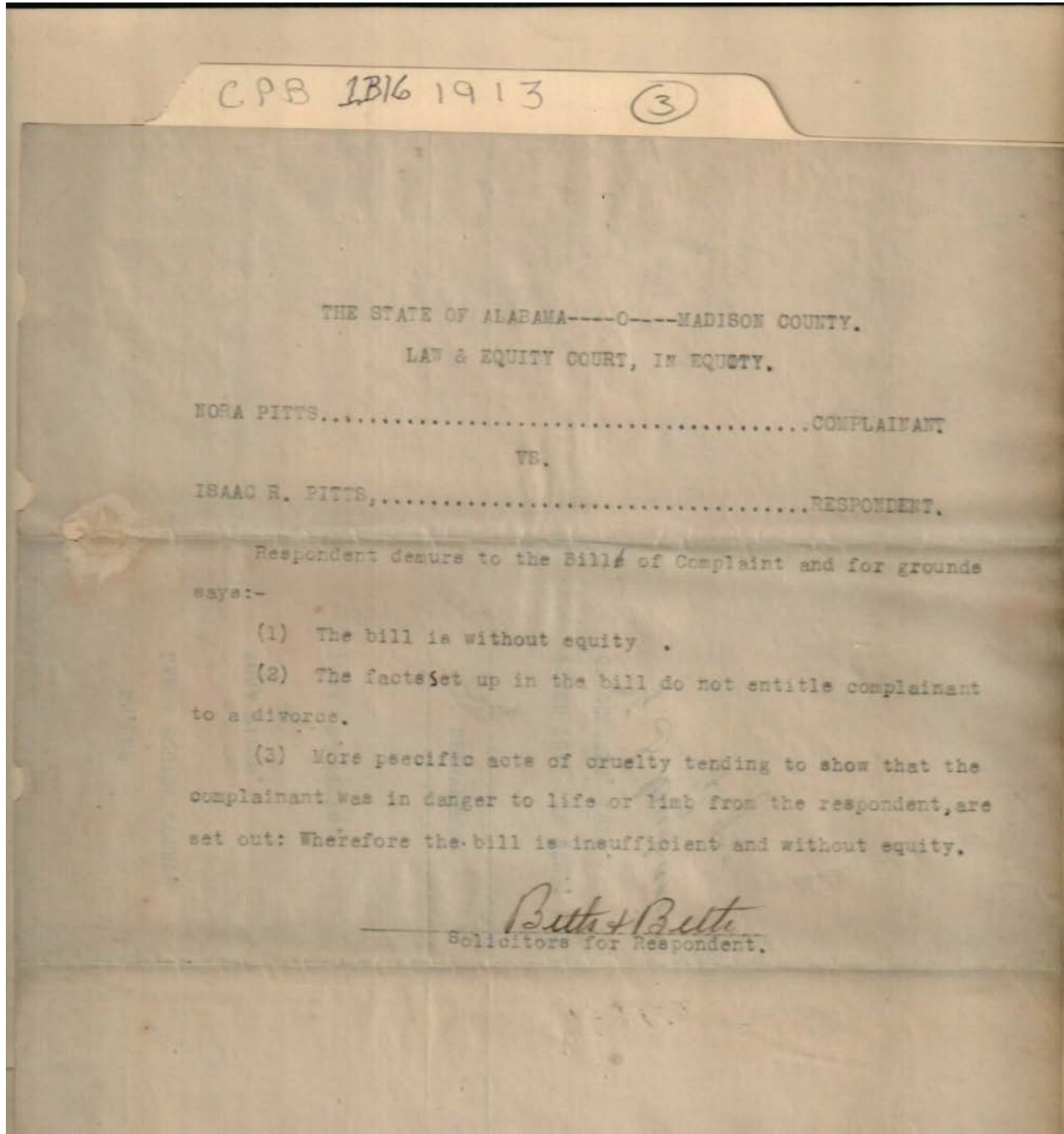
Madison Co., AL

Types:

law & equity court

Dates:

Sept 13, 1913



Names:

Betts & Betts

Pitts, Isaac R.

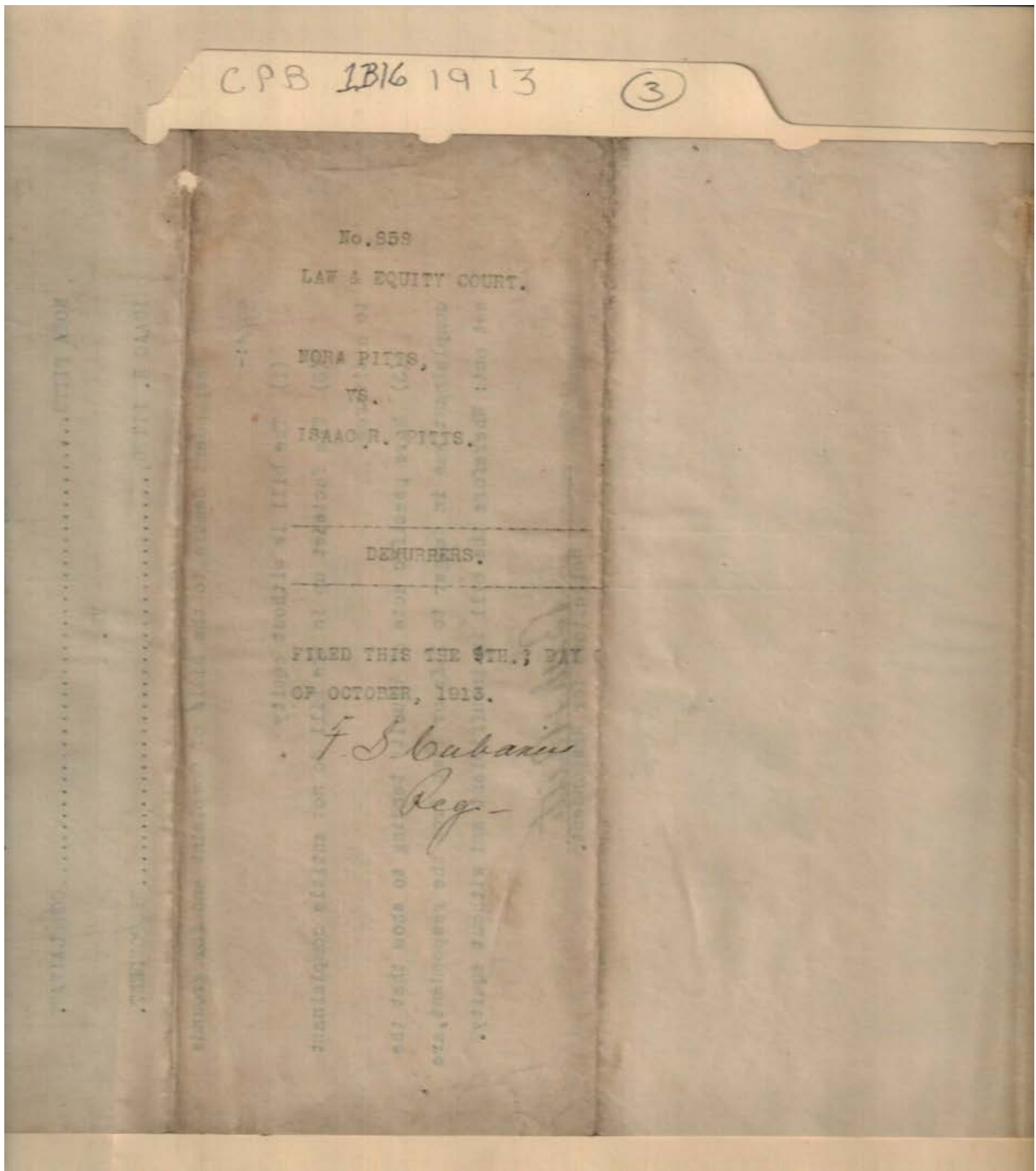
Pitts, Nora

Places:

Madison Co., AL

Types:

law & equity court



case 859

Names:

Pitts, Isaac R.

Pitts, Nora

Places:

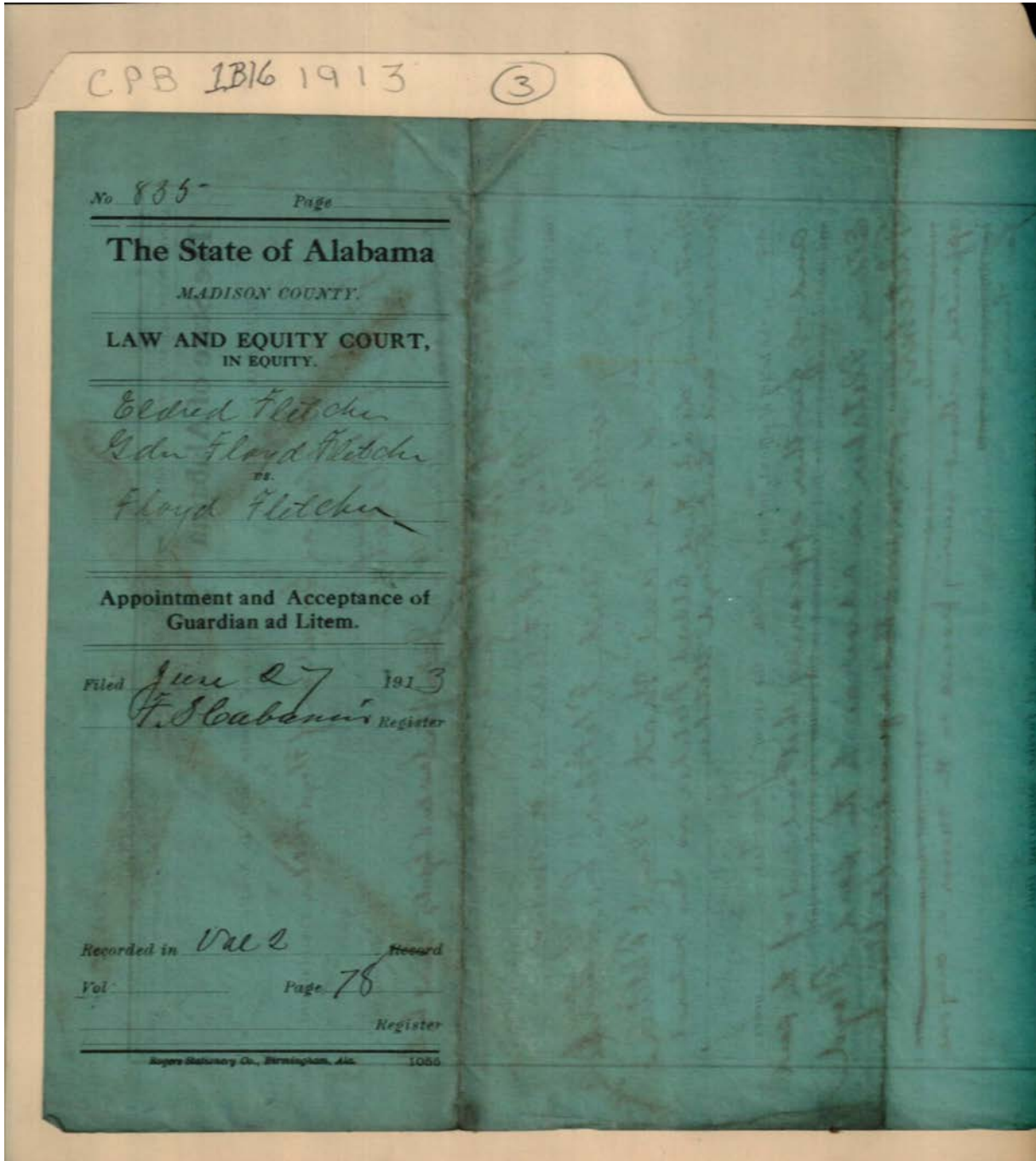
Madison Co., AL

Types:

law & equity court

Dates:

Oct 9, 1913



Names:

Fletcher, Eldred

Fletcher, Floyd

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Jun 27, 1913

CPB 1B16 1913 (3)

APPOINTMENT AND ACCEPTANCE OF GUARDIAN AD LITEM. REVISION OF FORM No. 1055

The State of Alabama)
MADISON COUNTY. Law and Equity Court, In Equity.

Eldred Fletcher, as Guardian of Floyd Fletcher Complainant
 vs.
Floyd Fletcher Defendant.

In this cause it is made to appear to the ~~Justice of the Peace~~ Law and Equity Court by the
 Affidavit of *M. H. Lanier*
 that the Defendant *Floyd Fletcher* is a minor
 residing with *Eldred Fletcher* his father ~~and~~ ^{guardian} and that *Floyd Fletcher's*
 mother is dead, that *Eldred Fletcher* is his natural
 guardian and that *Floyd Fletcher*

^{is} In the belief of affiant, infant under the age of *fourteen* years.
 And it further appearing that interest of the said
~~and that a summons on the Bill of Complaint in this cause was served upon the~~
Eldred Fletcher is adverse to the said *Floyd*
Fletcher, it is ordered that a guardian ad litem be
 appointed without serving process on the minor or anyone
 named by the said
 for him,
 to act as Guardian ad litem for said infant, and it further appearing that
S. S. Pleasants is in all respects a suitable
 person to act as Guardian ad litem for said infant, and having filed his consent in writing to
 act as such, it is now therefore ordered by the Court that he is hereby appointed Guardian ad
 litem in this cause for the said infant, Defendant.

~~Witness my hand and seal~~ this *25* day of *June* 191*3*

J. H. Ballentine
 The Law and Equity Court

ACCEPRANCE
 I, *S. S. Pleasants* hereby accept the above appointment
 as Guardian ad litem, and consent to act as such in the above cause.

Witness my hand, this *27* day of *June* 191*3*
S. S. Pleasants Guardian ad litem.

Names:

Fletcher, Eldred

Fletcher, Floyd

Lanier, M. H.

Pleasants, S. S.

Places:

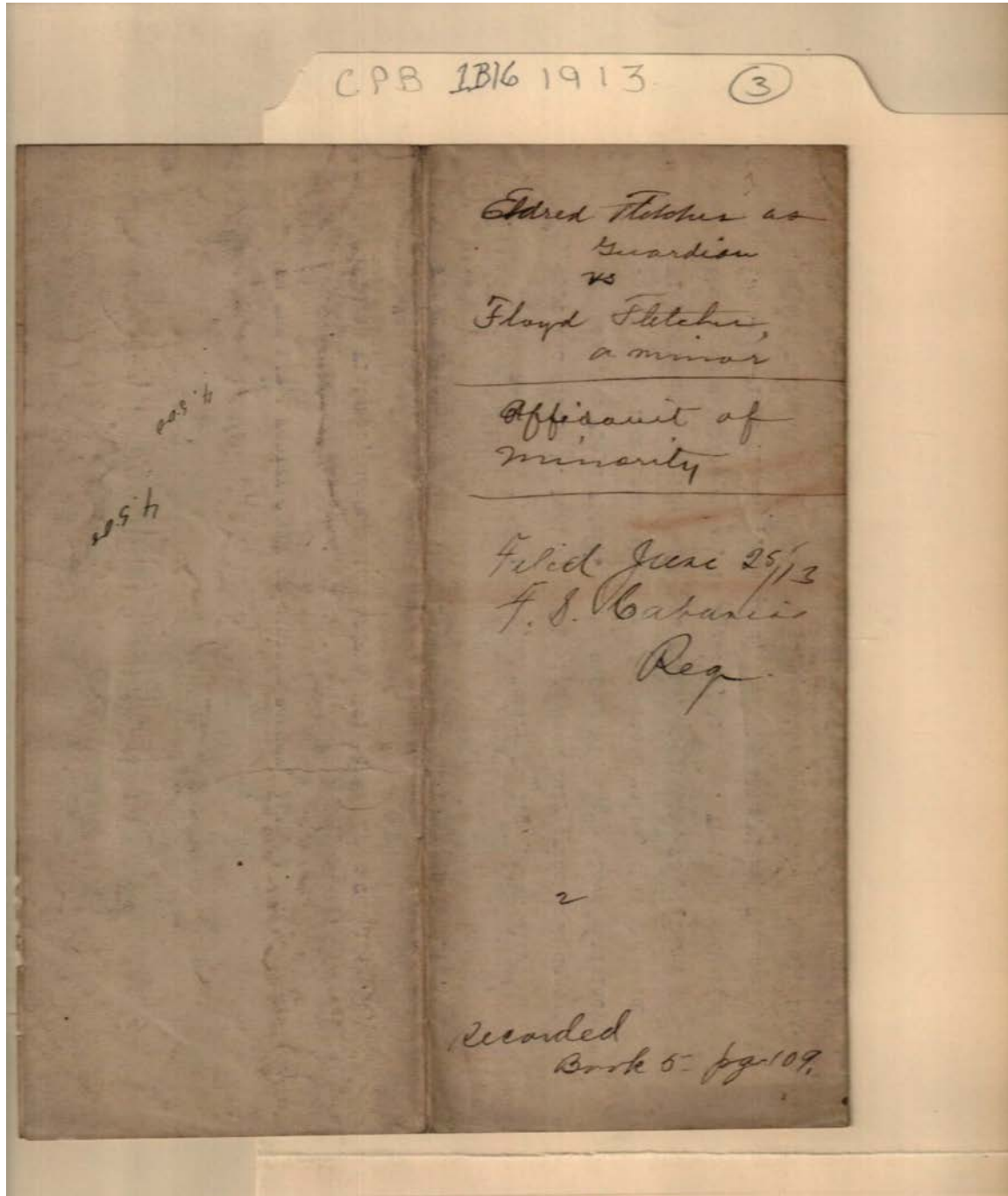
Madison Co., AL

Types:

law & equity court

Dates:

Jun 27, 1913



Names:

Fletcher, Eldred

Fletcher, Floyd

Places:

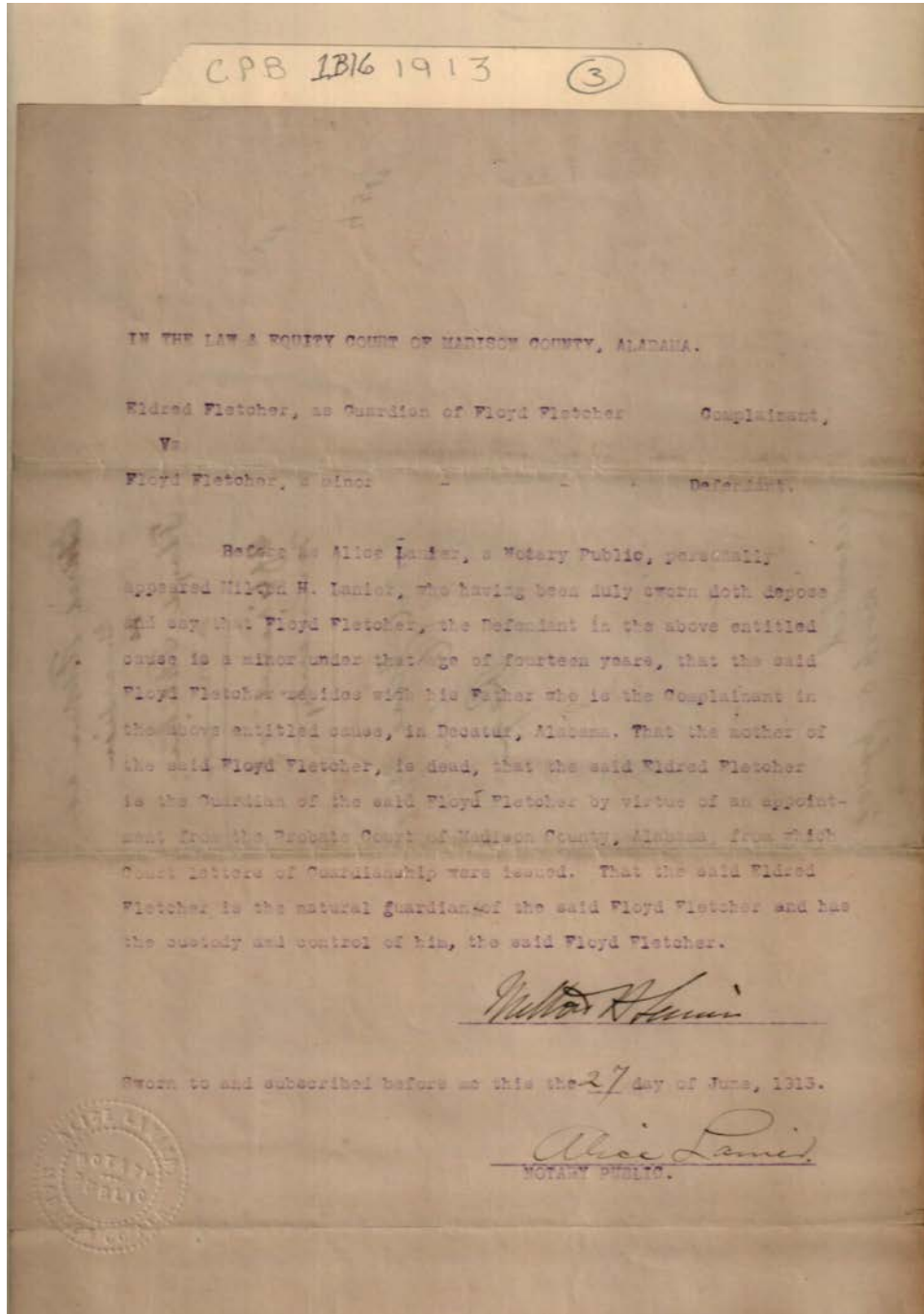
Madison Co., AL

Types:

law & equity court

Dates:

Jun 25, 1913



Names:

Fletcher, Eldred

Fletcher, Floyd

Lanier, Milton H.

Places:

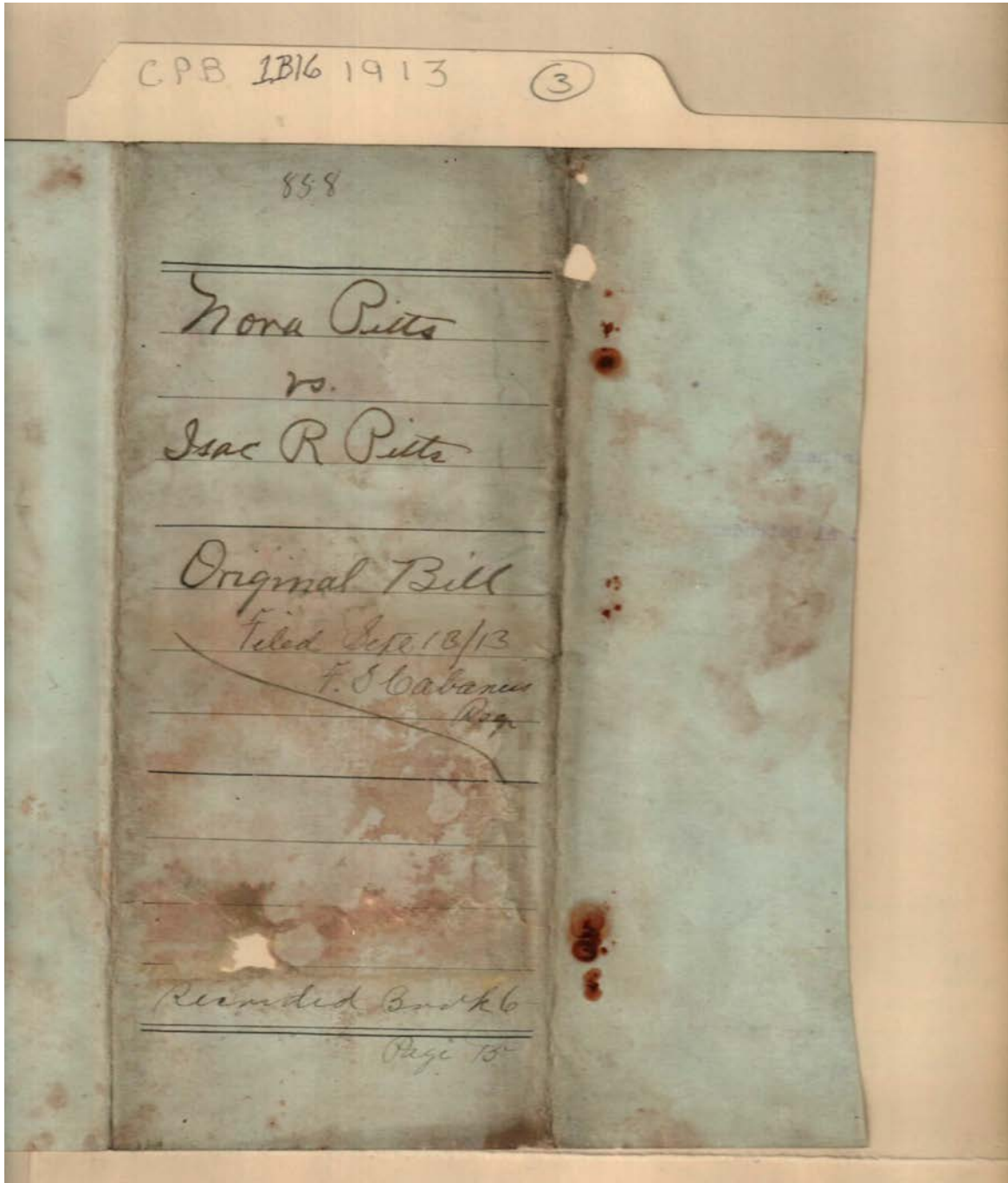
Madison Co., AL

Types:

law & equity court

Dates:

Jun 27, 1913



Names:

Pitts, Isaac R.

Pitts, Nora

Places:

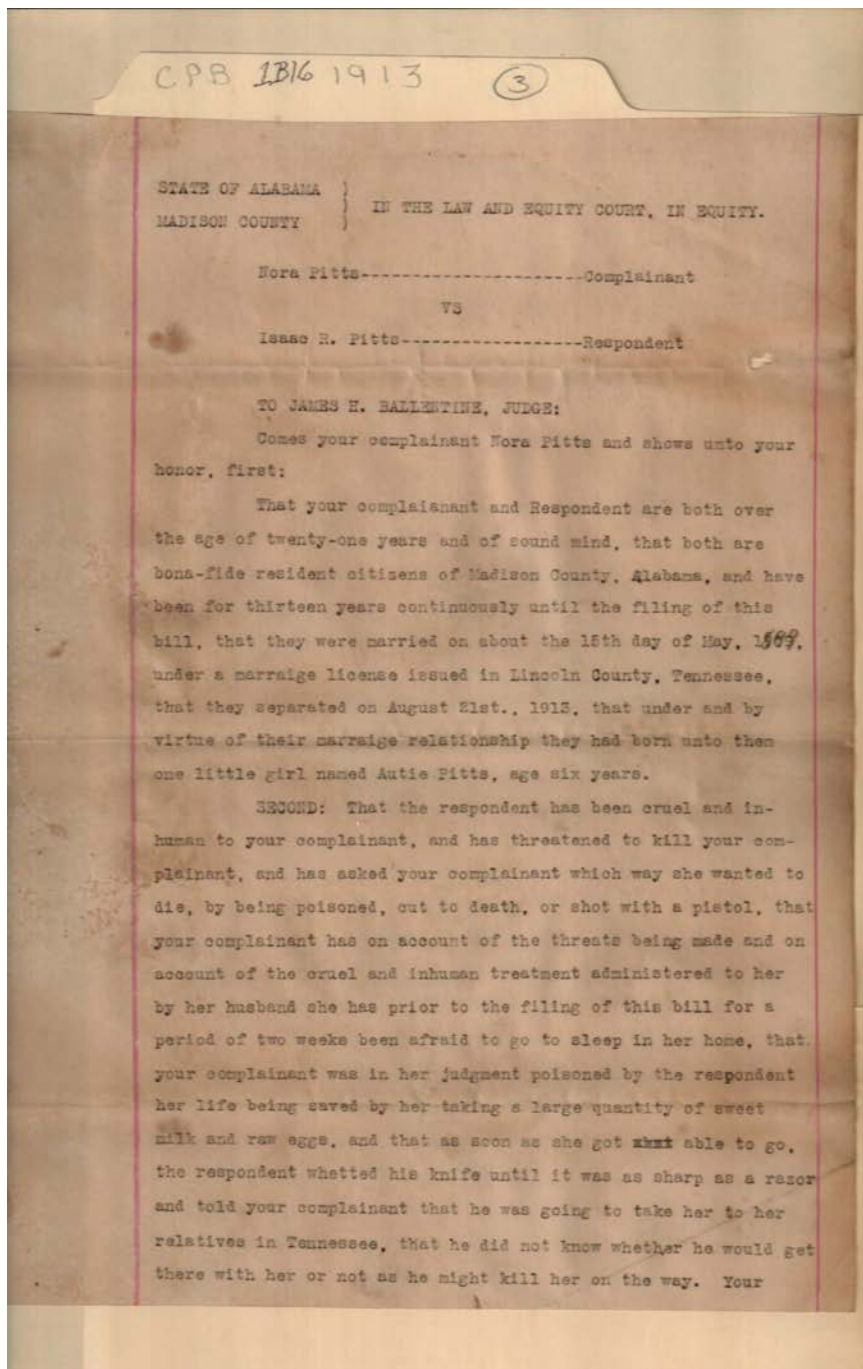
Madison Co., AL

Types:

law & equity court

Dates:

Aug 25, 1913



Names:

Pitts, Autie

Pitts, Isaac R.

Pitts, Nora

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Aug 25, 1913

CPB 1B16 1913 (3)

-2-

complainant feels upon the acts already done and the threats already made that your complainant's life and limb will be in danger to further co-habit with the respondent as husband and wife. That she has already been poisoned by the respondent, that your complainant's only child, a little girl, has been cursed and terribly treated by your respondent, so much so that my said child is afraid of the respondent, and is afraid of me to be with him for fear that he will kill me.

THIRD: Your complainant has been a devoted wife to the respondent, and has helped him to make and earn the property that he now owns, that your complainant and respondent have bought and paid for a home on Whitesburg Pike immediately south of the City of Huntsville, that your complainant did her own work and tried to save, and help make a living for the family, and that after thirteen years devoted service and attention as a wife the respondent has by threats, words spoken, and acts done, compelled your complainant, under fear of her life to be driven out in the world penniless, that the respondent has a wagon and team, a home worth twenty-five hundred Dollars (\$2,500.00), and money in the bank, while your complainant and your complainant's little daughter have nothing, whatsoever, no home, money to go upon, or any source of revenue, whatever.

FOURTH: Your complainant asked that your honor grant unto her the care and custody of her little child, Autie Pitts, who is devoted to your complainant, and who is afraid of the respondent, that your complainant is the proper one to have the care and custody of her little daughter, that your complainant does not curse or use improper language in her presence, but in a motherly way tries to teach her the things that are right.

FIFTH: That your respondent has money in the bank sufficient to keep and maintain the complainant, and your complainant's child, that your complainant is unable to pay a lawyer's

Names:

Pitts, Autie

Places:

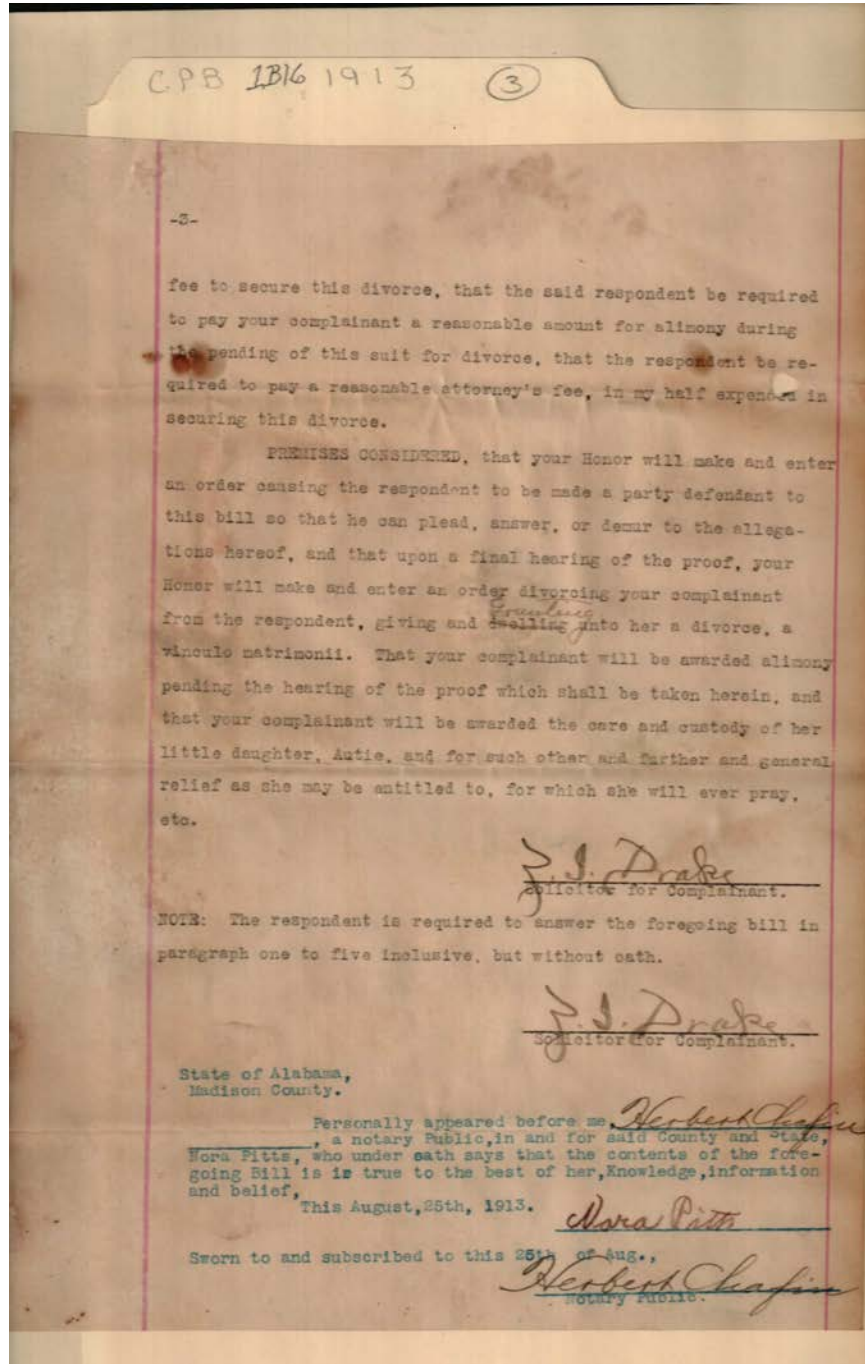
Madison Co., AL

Types:

law & equity court

Dates:

Aug 25, 1913



Names:

Drake, Z. I.

Pitts, Autie

Pitts, Nora

Places:

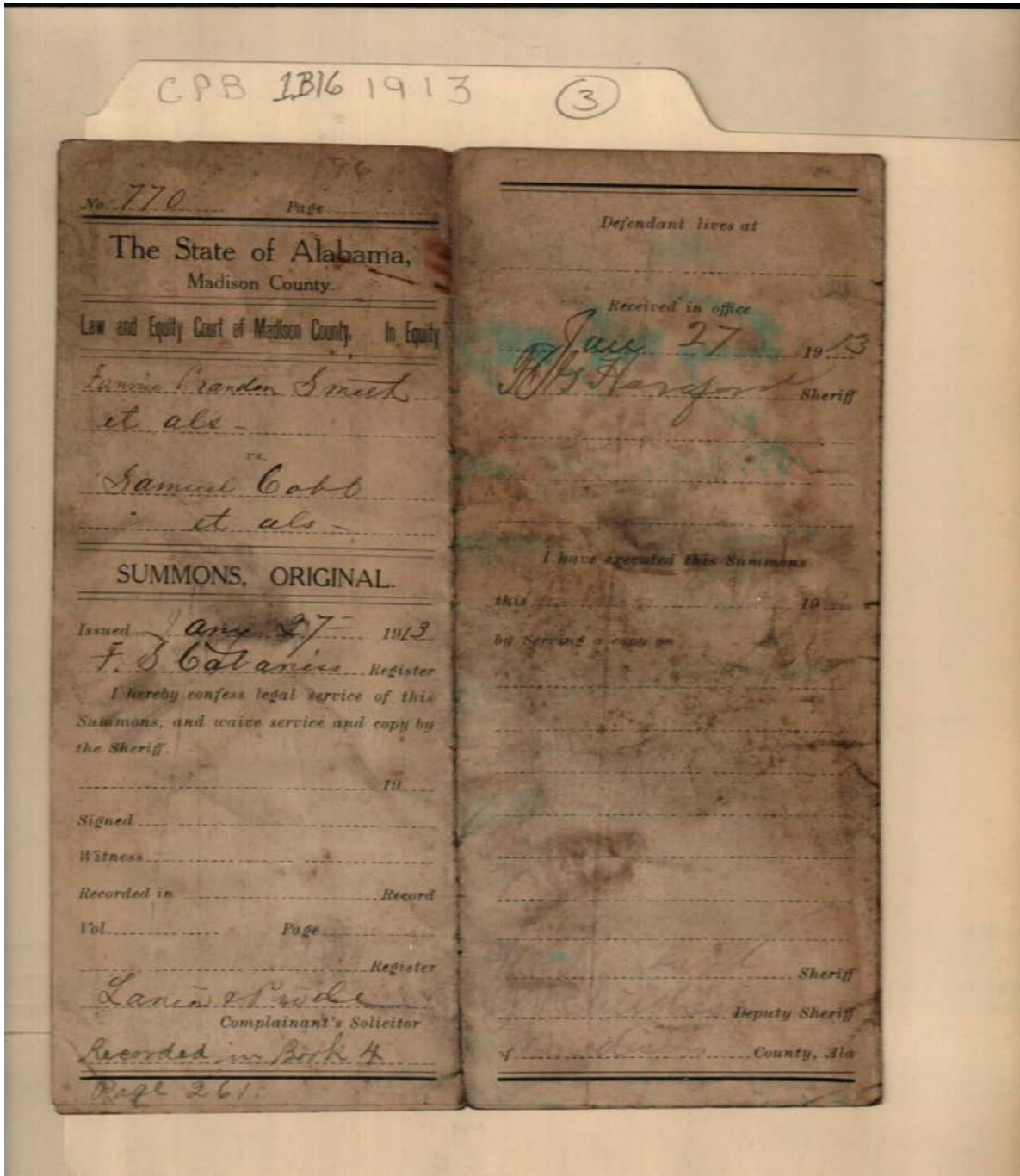
Madison Co., AL

Types:

law & equity court

Dates:

Aug 25, 1913



Names:

Cobb, Samuel

Smith, Fannie
Brandon

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Aug 27, 1913

CPB 1B16 1913 (3)

A Copy of the Bill in this Case can be had on application to Register. HURRAY PERRY, HUNTSVILLE

The State of Alabama,) Law and Equity Court of Madison County. In Equity
MADISON COUNTY.) No. 770 Term, 19

Fannie Brandon Smith Complainant
vs.
Samuel L. Cobb Defendant

To any Sheriff of the State of Alabama:
You are hereby commanded to summon *Samuel L. Cobb*

to appear before the Law and Equity Court of Madison County, In Equity, at Huntsville, Alabama, within thirty days after the service of this Summons, and then and there demur, plead to or answer the Bill of Complaint filed by *Fannie Brandon Smith et al* against *Samuel L. Cobb*

and have you then and there this writ with your endorsement thereon.
Witness my hand, this 27th day of January 1913
F. S. Cabaniss Register
(681 Code)

Names:

Cobb, Samuel L.

Smith, Fannie

Brandon

Places:

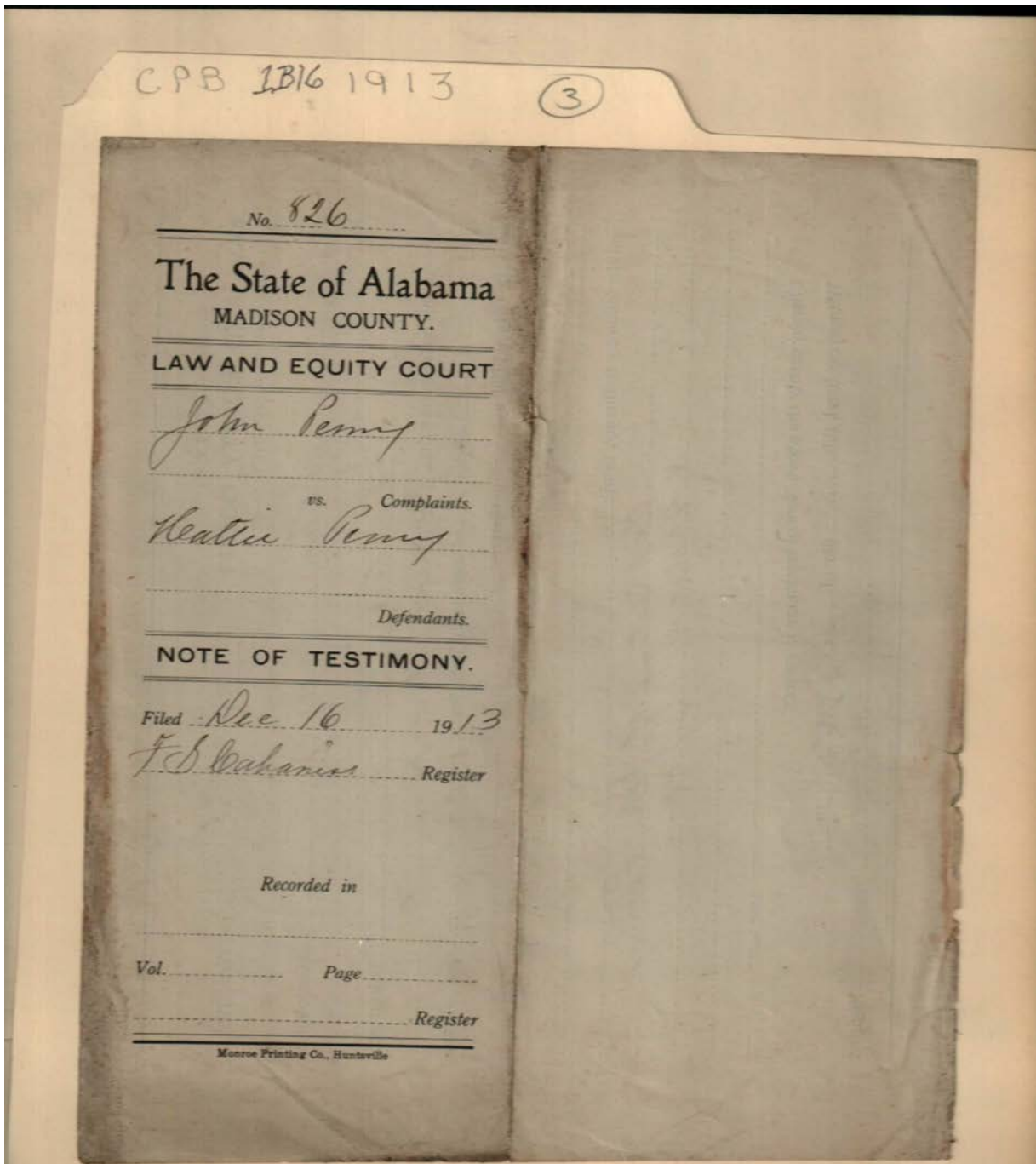
Madison Co., AL

Types:

law & equity court

Dates:

Aug 27, 1913



Names:

Penny, Hattie

Penny, John

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Dec 16, 1913

C P B 1B16 1913 (3)

IN EQUITY
LAW AND EQUITY COURT
OF MADISON COUNTY, ALA.

} *October* Term, 19*13*

No. *826* *John Penny* Complainants
vs. *Hattie Penny* Defendants

In this cause, comes the ~~parties~~ *complainant*
by *his* solicitor and submits the same for *final* decree
upon the Original Bill and exhibits thereto.

Answer of defendant

and the following testimony, to-wit:

*depositions of John Penny
& Addison Jones*

I hereby certify the above Note of testimony is correct.

Witness my hand, this *16* day of *December* 19*13*,
T. S. Cabaniss Register.

Names:

Jones, Addison

Penny, Hattie

Penny, John

Places:

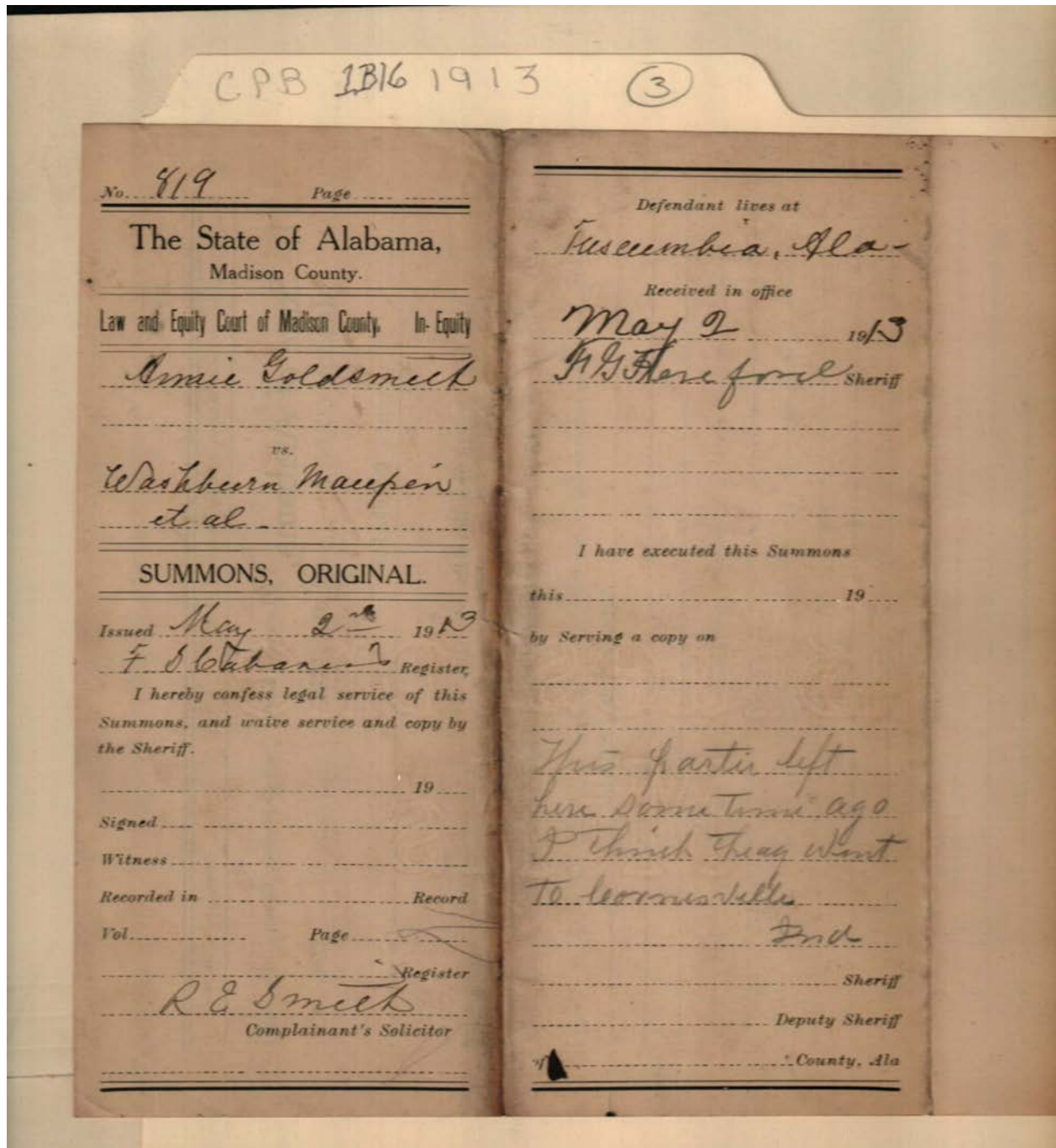
Madison Co., AL

Types:

law & equity court

Dates:

Dec 16, 1913



Names:

Goldsmith, Annie

Maupin, Washburn

Places:

Madison Co., AL

Types:

law & equity court

Dates:

May 2, 1913

C.P.B. 1B16 1913 (3)

A Copy of the Bill in this Case can be had on application to Register. HUNTSVILLE

The State of Alabama,) Law and Equity Court of Madison County. In Equity
MADISON COUNTY.) No. 219 Term, 19

Annie Goldsmith Complainant

vs.
Washburn Maupin et als. Defendant

To any Sheriff of the State of Alabama:

You are hereby commanded to summon

Jennie Sue Moffett

to appear before the Law and Equity Court of Madison County, in Equity, at Huntsville, Alabama, within thirty days after the service of this Summons, and then and there demur, plead to or answer the Bill of Complaint filed by Annie Goldsmith

against Washburn Maupin et als.

and have you then and there this writ with your endorsement thereon.

Witness my hand, this 2nd day of May 1913 //1913/

(681 Code) F.S. Cabaniss Register

Names:

Goldsmith, Annie

Maupin, Washburn

Moffett, Jennie Sue

Places:

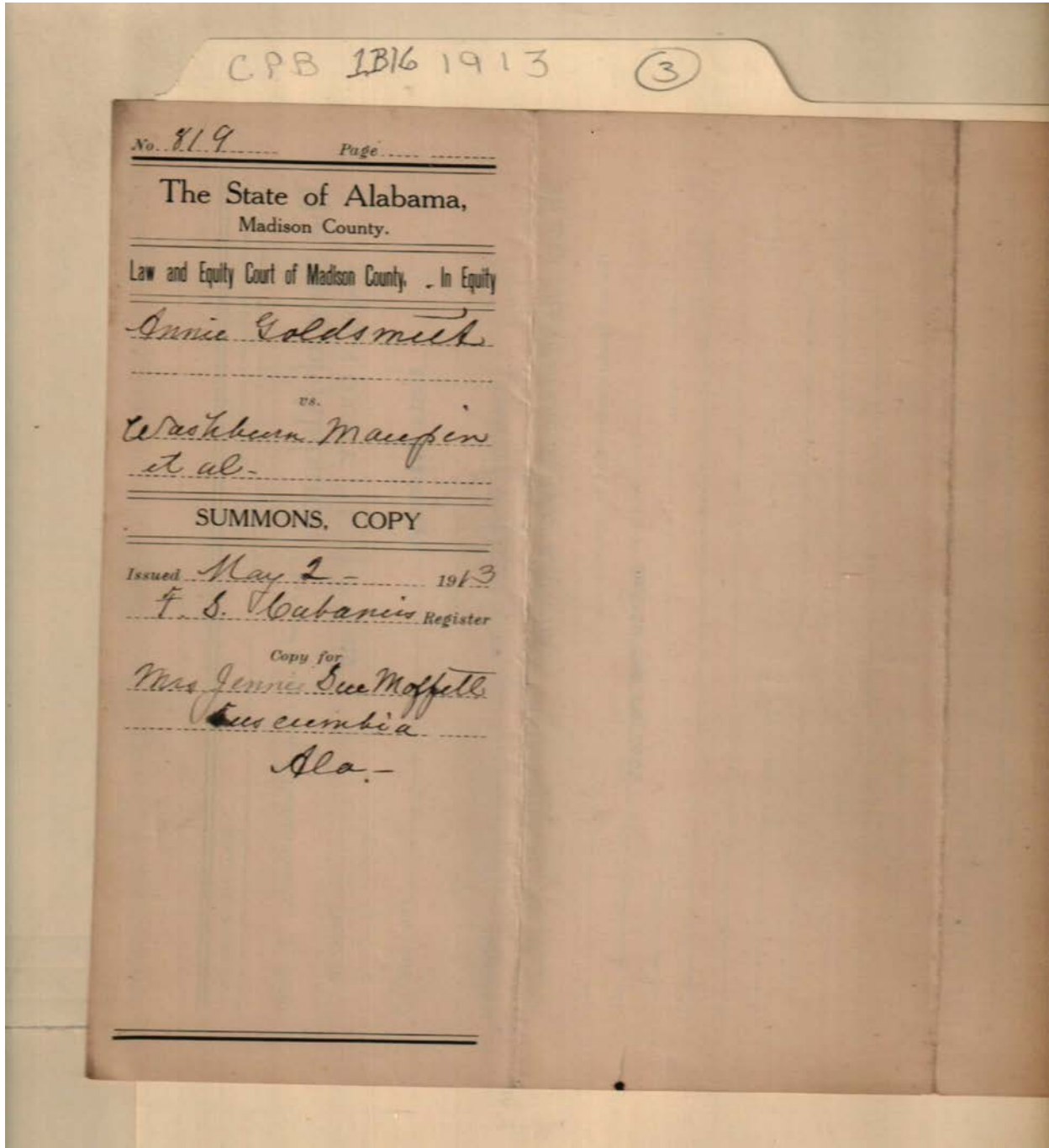
Madison Co., AL

Types:

law & equity court

Dates:

May 2, 1913



Names:

Goldsmith, Annie

Maupin, Washburn

Moffett, Jennie Sue

Places:

Madison Co., AL

Types:

law & equity court

Dates:

May 2, 1913

CPB 1B16 1913 (3)

A Copy of the Bill in this Case can be had on application to Register

MURRAY PAIN, HUNTSVILLE

The State of Alabama,) Law and Equity Court of Madison County. In Equity
MADISON COUNTY.) No. 919 Term, 19

Annie Goldsmith Complainants
vs.
Washburn Maupin et als. Defendants

To any Sheriff of the State of Alabama:
You are hereby commanded to summon
Jennie Sue Moffett

to appear before the Law and Equity Court of Madison County, in Equity, at Huntsville, Alabama, within thirty days after the service of this Summons, and then and there demur, plead to or answer the Bill of Complaint filed by—Annie Goldsmith

against Washburn Maupin et als.

and have you then and there this writ with your endorsement thereon.

Witness my hand, this 2nd day of May 1913 1913

(G.S. Code) F.S. Cabaniss Register

Names:

Goldsmith, Annie

Maupin, Washburn

Moffett, Jennie Sue

Places:

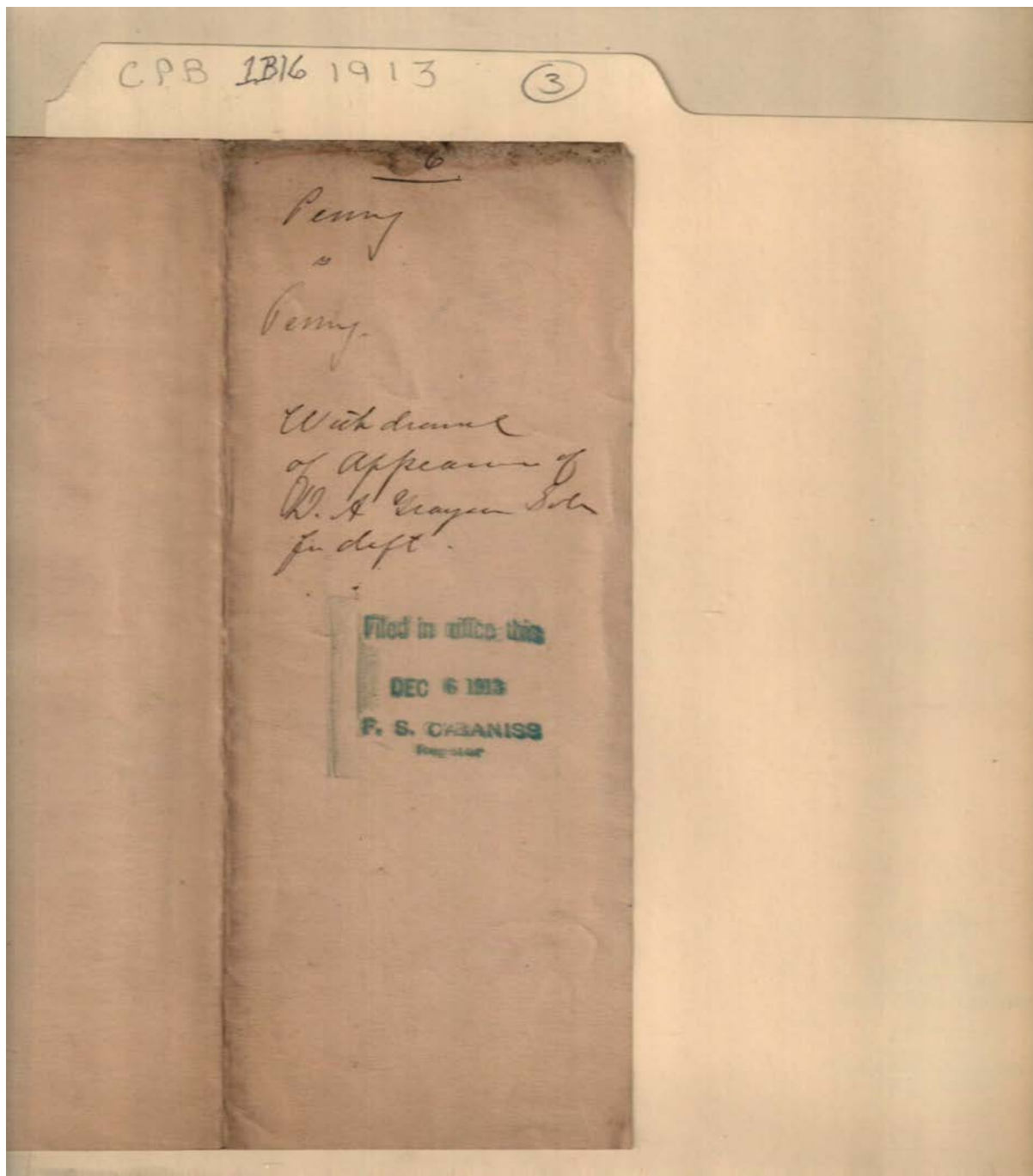
Madison Co., AL

Types:

law & equity court

Dates:

May 2, 1913



Names:

Grayson, D. A.

Penny,

Places:

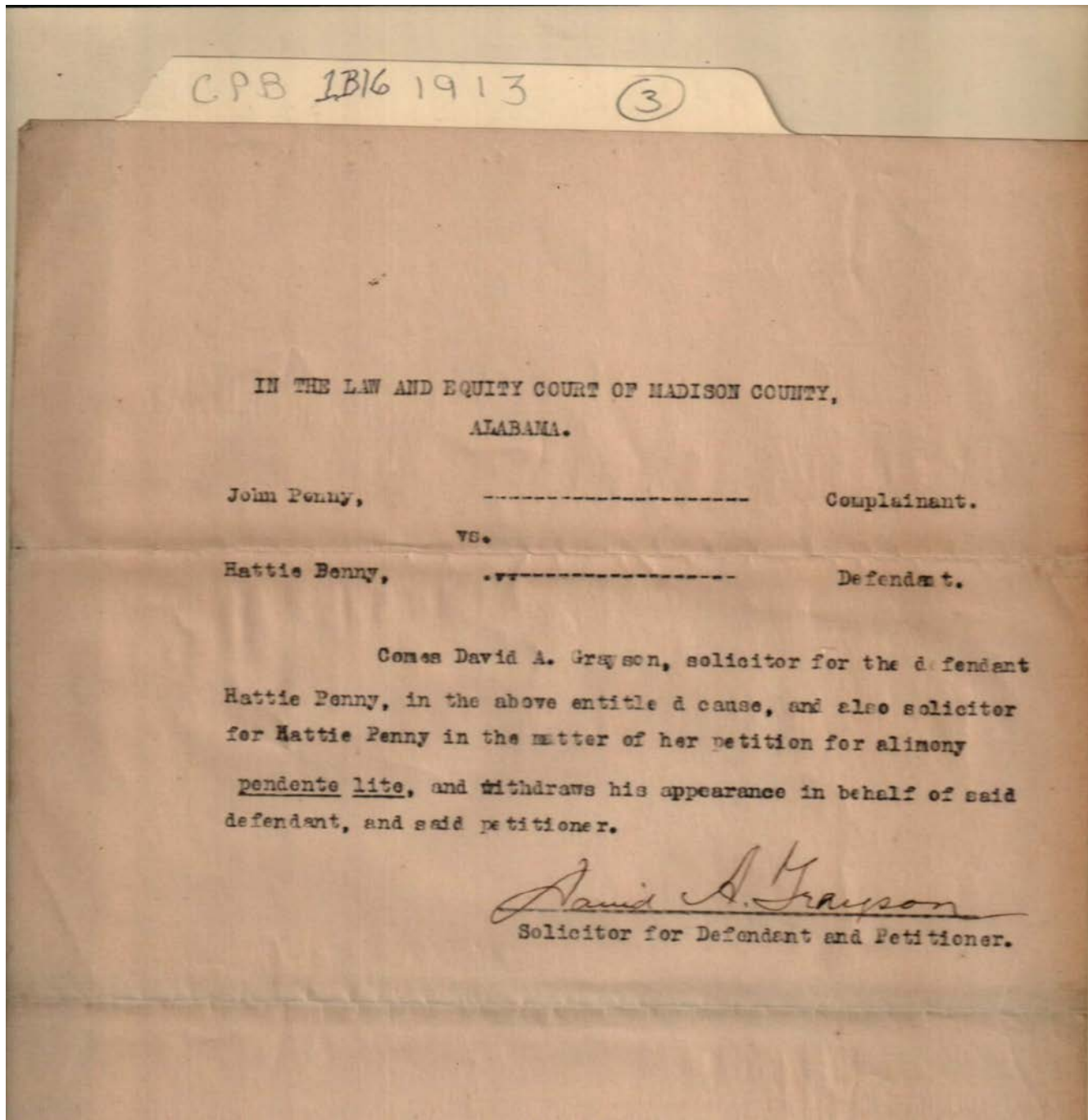
Madison Co., AL

Types:

law & equity court

Dates:

Dec 6, 1913



Names:

Grayson, D. A.

Penny, Hattie

Penny, John

Places:

Madison Co., AL

Types:

law & equity court

Dates:

1913

CPB 1B16 1913 (3)

No. 864

The State of Alabama
MADISON COUNTY.

LAW AND EQUITY COURT

Hattie M. Hudson

vs. Complaints.
S. W. Hudson

Defendants.

NOTE OF TESTIMONY.

Filed Dec 1 1913
F. Cabaniss Register

Recorded in

Vol. Page Register

Monroe Printing Co., Huntsville

Names:

Hudson, Hattie M.

Hudson, S. W.

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Dec 1, 1913

CPB 1B16 1913 (3)

IN EQUITY
LAW AND EQUITY COURT
OF MADISON COUNTY, ALA.

Term, 19.....

No. 864 Hattie M. Hudson Complaints

vs.

S. W. Hudson Defendants.

In this cause, comes the Complainant,
by solicitor and submits the same for final decree
upon the Original Bill and exhibits thereto. decree pro confesso

and the following testimony, to-wit: Hattie M. Kent Hudson
& Odell Kent

I hereby certify the above Note of testimony is correct.

Witness my hand, this 1st day of Dec 1913,
F. Cabaniss Register.

Names:

Hudson, Hattie M.

Hudson, Hattie M.
Kent

Hudson, S. W.
Kent, Odell

Places:

Madison Co., AL

Types:

law & equity court

Dates:

Dec 1, 1913

Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 16, Folder 3
Legal and court documents, 1913

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Frances Cabaniss Roberts Collection

Preferred Citation: Frances Cabaniss Roberts Collection, Archives and Special Collections, M. Louis Salmon Library, University of Alabama in Huntsville, Huntsville, AL.

Collection Scope and Content: The Collection of 114 Linear ft. includes a total of 156 Archival Boxes. The Frances Cabaniss Roberts collection covers the historical records of the Cabaniss Roberts family. This collection contains extensive correspondence records of the Cabaniss Roberts family circa 1830 to 1930.

Archives/Special Collections Access Restrictions: None

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