

CPB 1812 1888 (9) 2/6

United States Senate,  
WASHINGTON, D. C., Sept 13, 1888.

Hon S D. Cabaniss.  
Huntsville - Ala.

My Dear Sir:

I am in rec<sup>t</sup> of yours of the 10<sup>th</sup> inst referring to the check for three hundred and forty nine & 25/100 dollars sent me by you and Mr Ward as a part of the payment on the note of Gen Adison White made to me as 4<sup>th</sup> of said. prop<sup>ty</sup>.

I need the draft, or check, of W. R. Peete drawn on Bank of America New York, payable to order of Cabaniss & Ward and by them endorsed over to me as above.

This is your rec<sup>t</sup> for the same.

Respectfully  
Wm. B. Bates.

I still hold the draft.

**Names:**

Bates, William B.  
Cabaniss & Ward

Cabaniss, S. D.  
Peete, Samuel

Ward,  
White, Adison, Gen.

**Places:**

Huntsville, AL

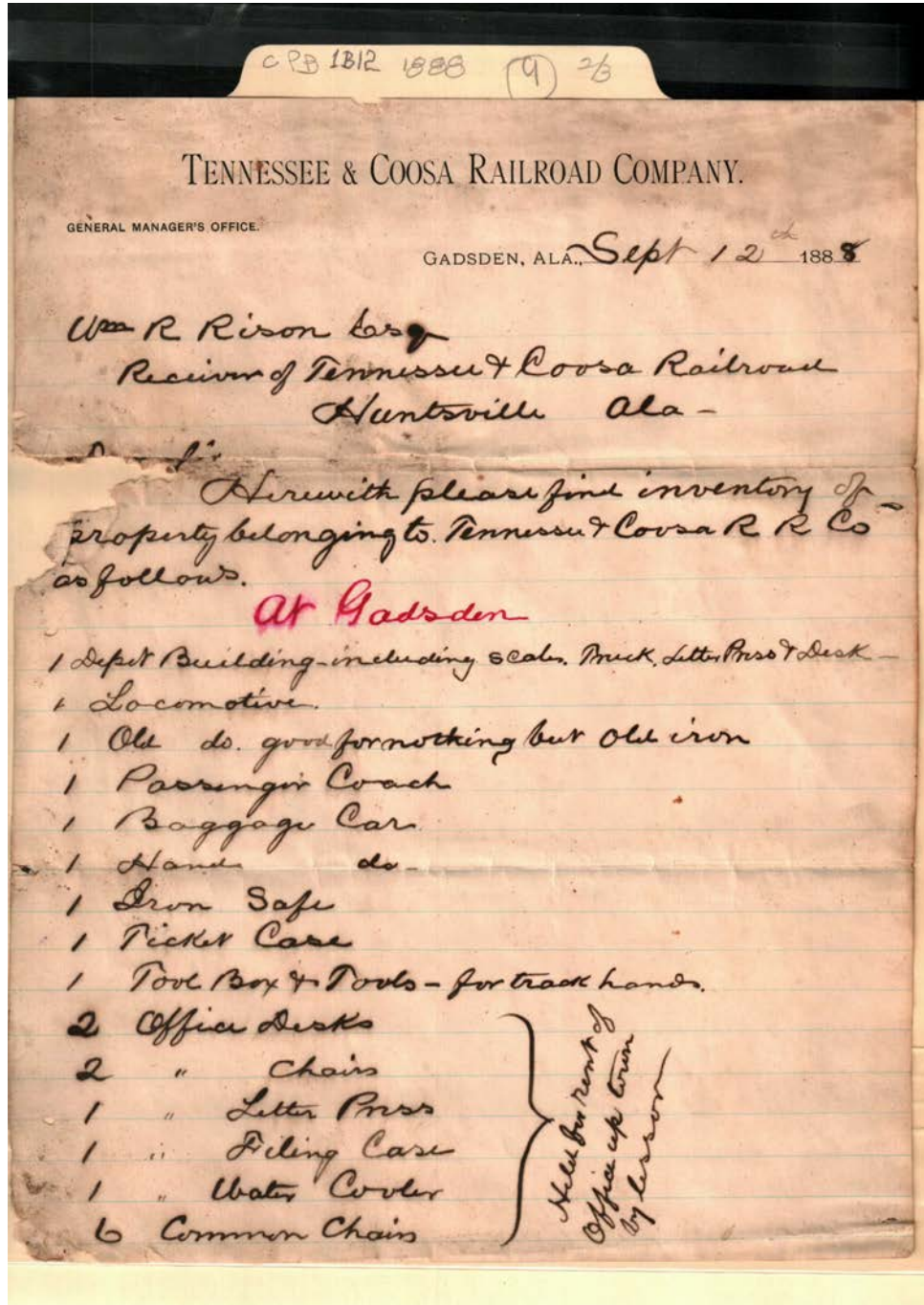
Washington D. C.

**Types:**

correspondence

**Dates:**

Sept 13, 1888



**Names:**

Rison, William R.

Tennessee & Coosa  
Railroad Co.,

**Places:**

Gadsden, AL

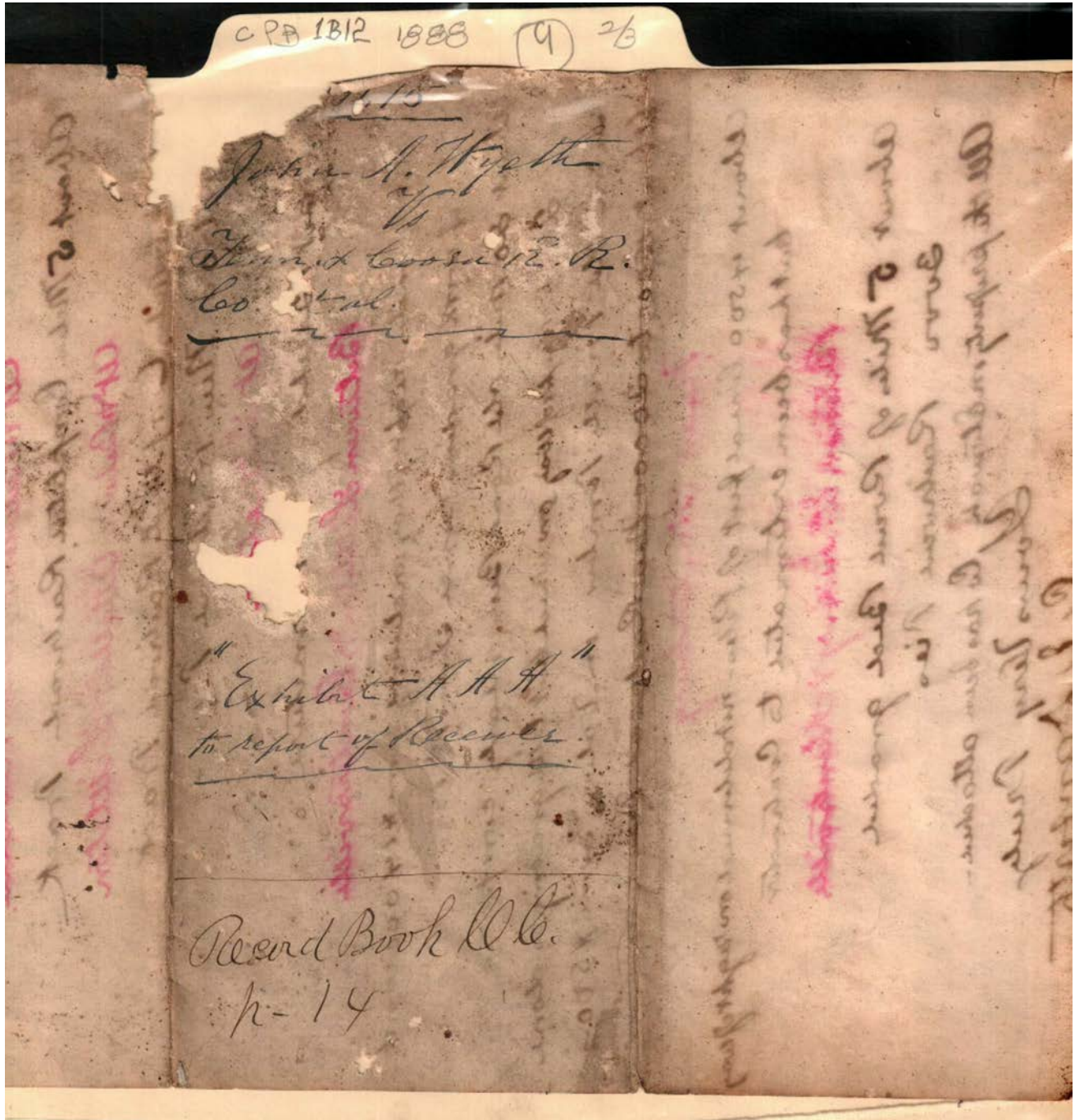
Huntsville, AL

**Types:**

inventory

**Dates:**

Sept 12, 1888



**Names:**

Tennessee & Coosa  
Railroad Co.,

Wyeth, John A.

**Types:**

memo

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TENNESSEE & COOSA RAILROAD COMPANY.

GENERAL MANAGER'S OFFICE.

GADSDEN, ALA., \_\_\_\_\_ 188\_\_\_\_\_

Continued *AT & B* Between Gadsden & Attalla.  
About 5 Miles Completed Railroad Track  
*AT & B* Between Attalla & Littleton  
About 6 Miles Completed Railroad Track  
600 New Rail at Piles  
*at Littleton*

1 Depot & 2 building & furniture  
*Between Littleton & Huntsville*  
About 4 miles Right of Way including some \$14,000 worth  
of work grading since June 1<sup>st</sup> 1888  
About 20 Miles Old Road Bed nearly completed  
" 2 " Right of Way on which but little grading is done  
Some Old Private Timber in Value some \$500. =  
About 15,000 to 20,000 New Railroad Piles  
*Near Whitesburg*  
About 4500 lineal feet of Piles - not delivered on right of way  
but has been estimated to Contractor.  
*Between Whitesburg & Huntsville*  
About 5 Miles of Road Bed graded  
" 3000 Railroad Piles  
All the property in Etowah Co has been attached -  
Yours Very Truly  
C. V. Danforth

**Names:**

Danforth, C.

Tennessee & Coosa  
Railroad Co.,

**Places:**

Gadsden, AL

**Types:**

inventory

**Dates:**

Sept 12, 1888

CPB 1812 1888 (9) 26

State of Alabama } Chancery court of the  
North Eastern Chancery } in the Eastern District  
Division } of said Division

Arthur H. Beard Complainant  
vs  
Silas P. Beard }  
James P. Beard } Defendants

At Rules held by Samuel K. Maybarn  
Register of the Chancery District of aforesaid  
at his office in quarters with our Monday  
the            day of Nov            1888

This day comes the complainant  
in the above entitled cause, by his selector &  
in his own proper person, and makes application  
to the Register to be allowed to amend his  
Original Bill of Complaint, filed in this  
cause on February 1<sup>st</sup> 1888, in the manner  
following to wit by striking out by Erasures  
with ink of a different color from the body  
of said bill, the statements or sections <sup>of said bill</sup> num-  
bered respectively "one", "two", "three", "four", and also by  
erasing the ~~same~~ <sup>in like manner</sup> two last two lines of the  
first note to said bill and inserting by inter-  
lineation <sup>the</sup> ~~the~~ <sup>the</sup> following words  
to wit the sections of ~~the~~ <sup>the</sup> bill numbered  
respectively 1, 2, 3, and 5;

And it appearing to the satisfaction of the  
Register that the defendants were duly served  
on the 1<sup>st</sup> February 1888 with copies of a

**Names:**

Beard, Arthur H.

Beard, James P.

Beard, Silas P.

**Places:**

North Eastern District  
of Alabama

**Types:**

chancery court

**Dates:**

Nov 1888

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of a summons of that date issued by the  
Register of this Court in conformity  
with law directing said defendants to  
appear & plead to, answer or demur within  
thirty days from the service thereof, to  
said bill of Complaint, and that neither  
of said defendants has filed in said  
cause any plea, answer or demurrer  
to said bill or otherwise appeared in said  
cause; It is therefore ordered and decreed  
by the Register that said Complainant  
be & he is hereby allowed to amend his said  
Original bill of Complaint in conformity  
with his aforesaid application.  
Whereupon said ~~traverse~~ and ~~interdemurrer~~  
Original bill is accordingly amended in  
the manner aforesaid by traverse and  
interdemurrer with ink of a different  
color from the face of said bill

**Places:**

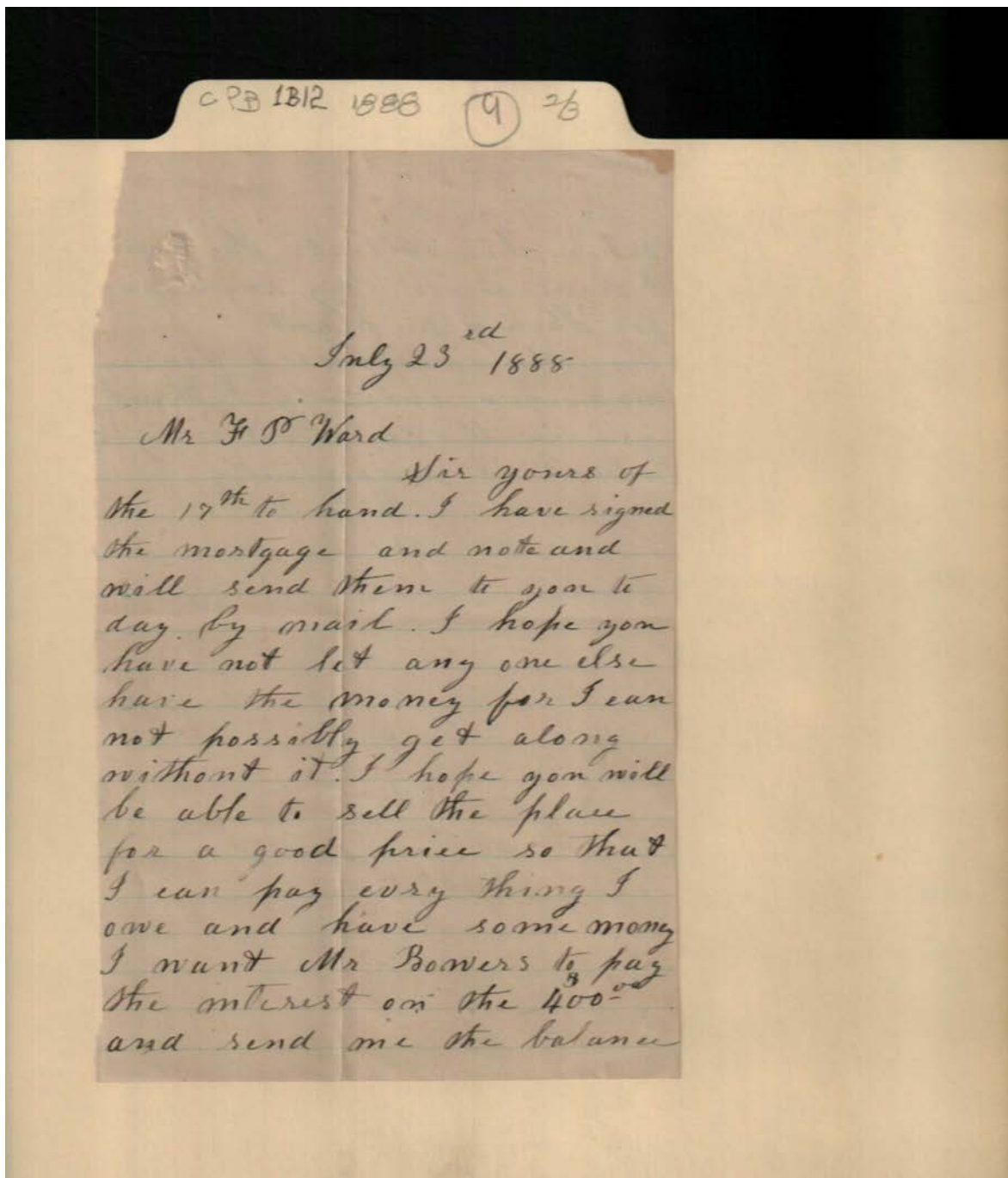
North Eastern District  
of Alabama

**Types:**

chancery court

**Dates:**

Nov 1888



**Names:**

Bowers,

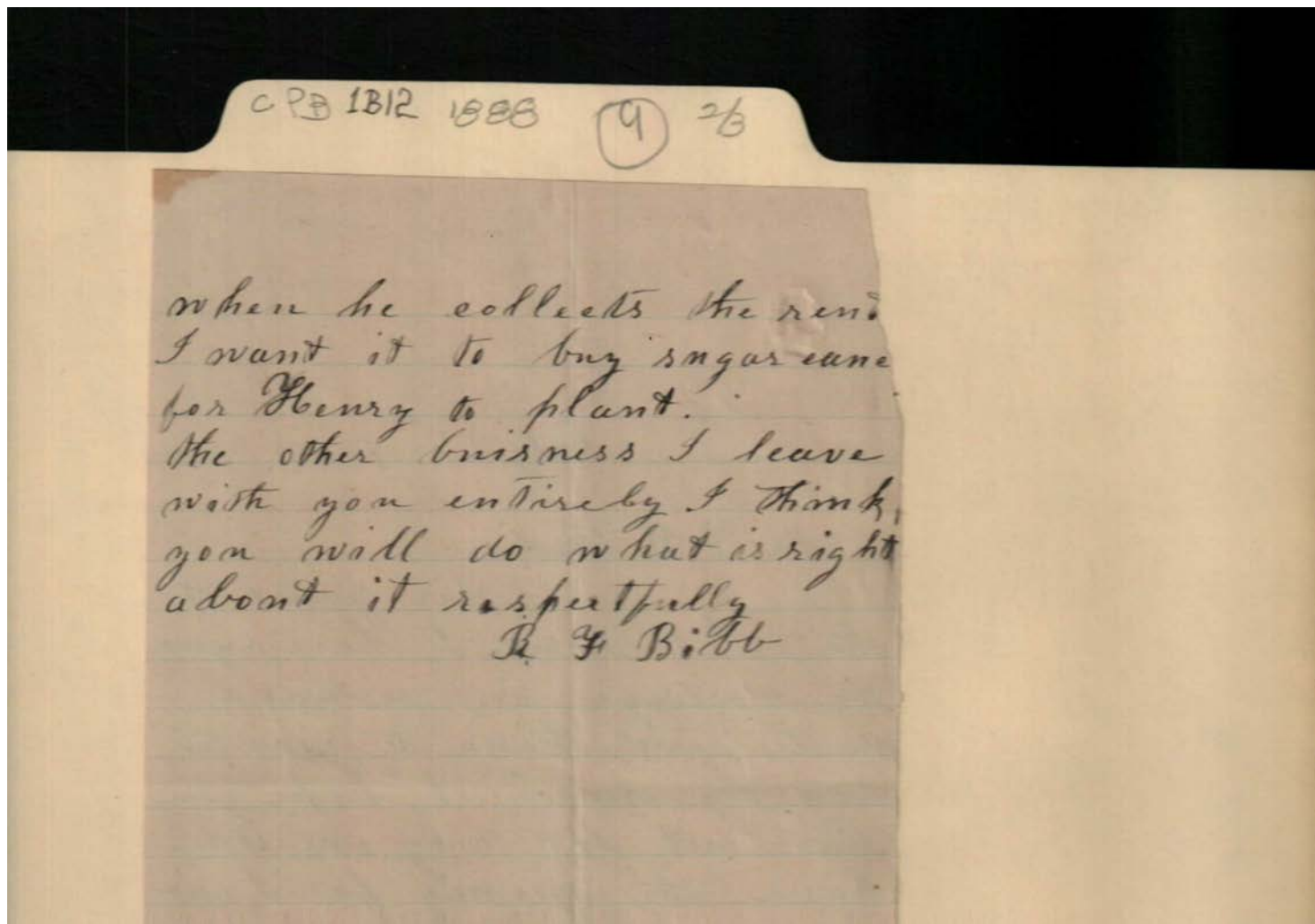
Ward, F. P.

**Types:**

legal correspondence

**Dates:**

July 23, 1888



**Names:**

, Henry

Bibb, B. F.

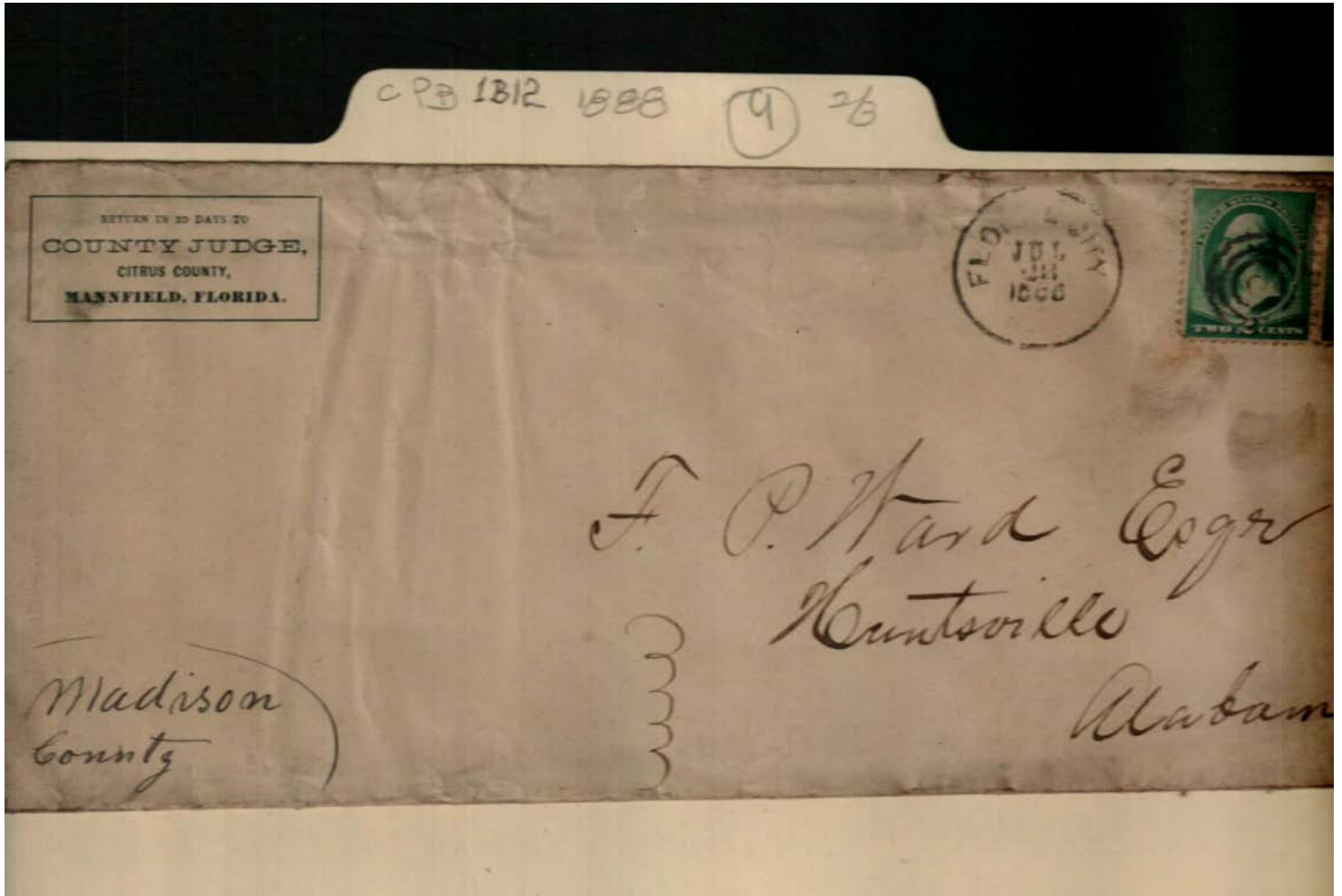
**Types:**

legal correspondence

**Dates:**

July 23, 1888





**Names:**

Ward, F. P.

**Places:**

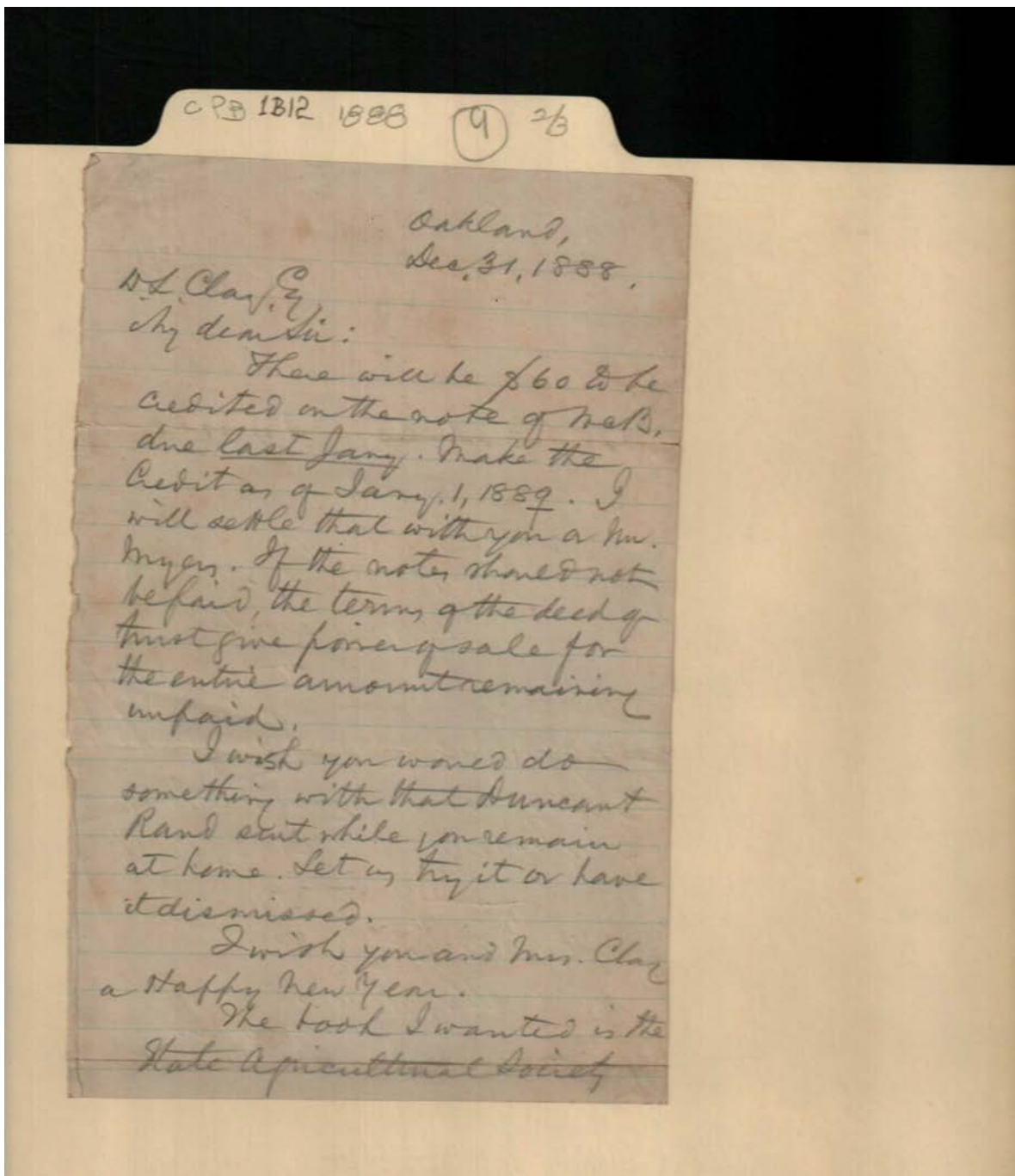
Huntsville, AL

**Types:**

envelope

**Dates:**

July 28, 1888



**Names:**

Clay, D. S.

Duncan,

Rand,

**Places:**

Huntsville, AL

Oakland

**Types:**

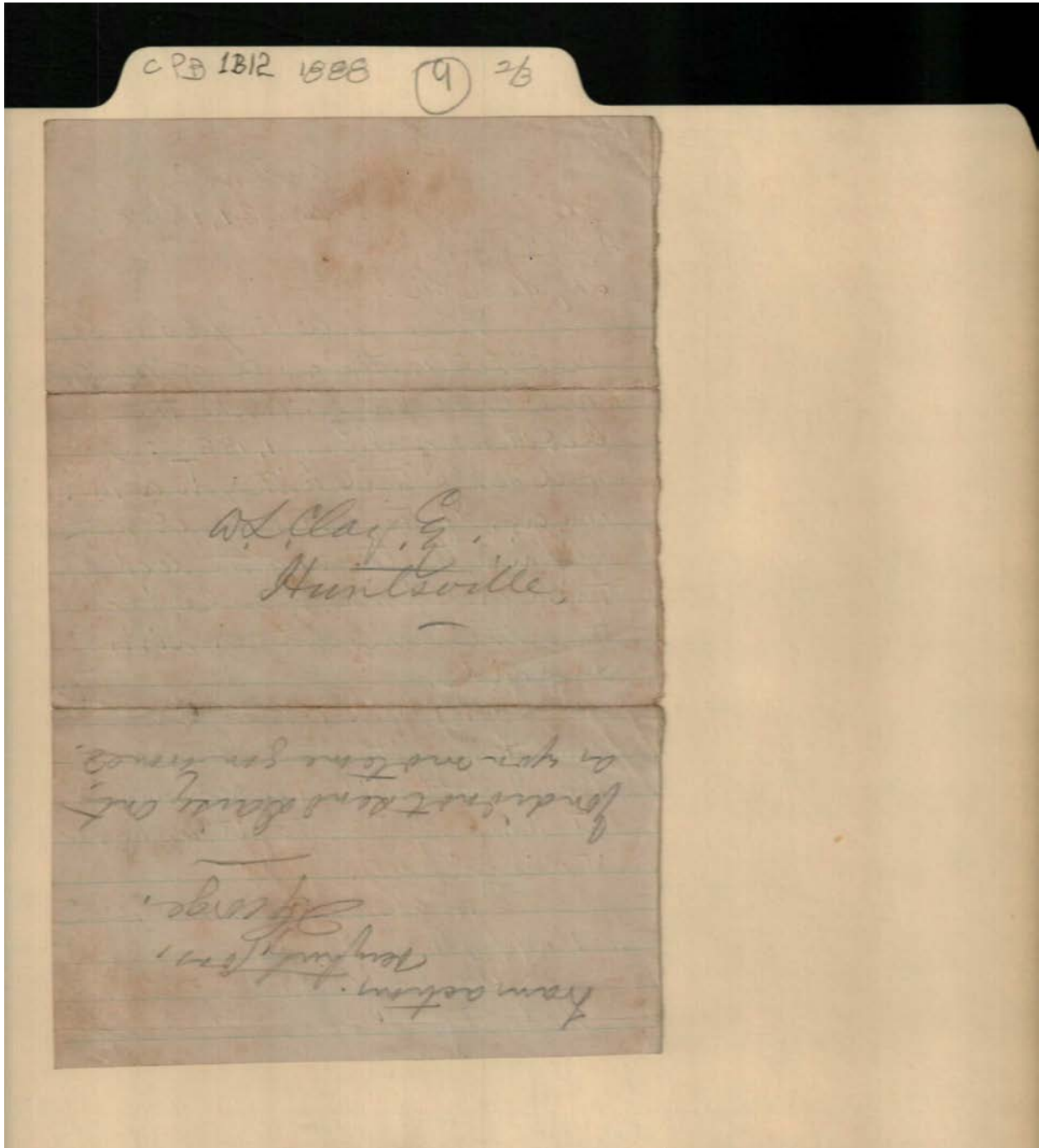
legal correspondence

**Dates:**

Dec 31, 1888

Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 12, Folder 9  
Legal and court documents, 1888 (2 of 3)

Image 11 r01b12-09-000-0174 [Contents](#) [Index](#) [About](#)



**Names:**

, Daisy

George, F.

**Places:**

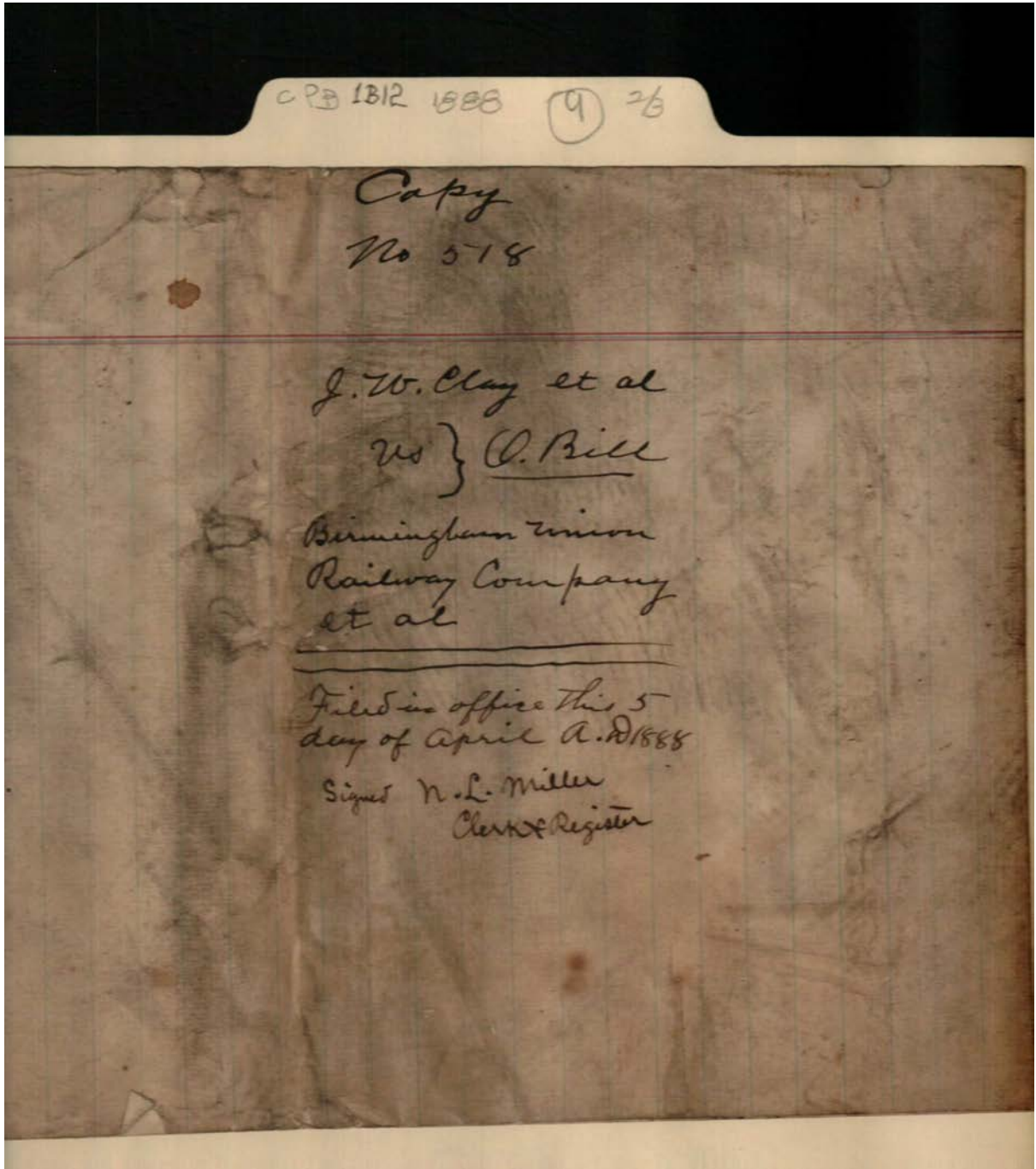
Oakland

**Types:**

legal correspondence

**Dates:**

Dec 31, 1888



**Names:**

Birmingham Union  
Railway Co.

Clay, J. W.

**Types:**

court record

**Dates:**

Apr 5, 1888

C.P.B. 1812 1888 (9) 26

2 That the Birmingham Union Street Railway Company was organized as a body corporate under the general laws of the State of Alabama for the incorporation and organization of Street railway Companies, and acquired and operated street railways, in the City of Birmingham, by the virtue of a charter granted and issued by the Secretary of the State of Alabama, having its principal <sup>office</sup> place of business in said City of Birmingham, a copy of which charter is hereto attached, marked Exhibit C and made a part of this bill; that on to-wit: - the 2<sup>nd</sup> day of April 1887, at a meeting of the stock-holders of the said last named Company, at which Robert Jemison, then President of the East Lake Land Company, was present and participating, a committee of its stock-holders, consisting of George L. Morris, Thomas C. Thompson and James A. Van Hoose, was appointed to confer with a committee from the East Lake Land Company with reference to acquiring the latter's said railroad and equipments.

**Names:**

Birmingham Union  
Railway Co.  
East Lake Land Co.

Jemison, Robert  
Morris, George L.

Thompson, Thomas  
C.  
Van Hoose, James A.

**Places:**

Birmingham, AL

**Types:**

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**Dates:**

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3. That said James A. Van Hoose was at that time President and a director of the said Birmingham Union Street Railway Company and a director in said East Lake Land Company and a stock-holder in each but owned larger interests in the former than in the latter company; that the said Robert Jemison was then a director in the Birmingham Union Street Railway Company, and was then and is now the President and a director of the East Lake Land Company and a stock-holder in each, but he owned larger interests in the former than in the latter company; that the said George L. Morris and Thomas B. Lyons were then directors and stock-holders of the East Lake Land Company and were also stock-holders in the Birmingham Union Street Railway Company, but they owned larger interests in the latter than in the former company, and the said Joseph R. Smith, Sr., Henry F. DeBardelaben, Joseph McLester, Thomas C. Thompson and William A. Walker, Jr. were

**Names:**

Birmingham Union  
Railway Co.  
DeBardelaben, Henry  
F.

East Lake Land Co.  
Jemison, Robert  
Lyons, Thomas B.  
McLester, Joseph

Morris, George L.  
Smith, Joseph R., Sr.  
Thompson, Thomas  
C.

Van Hoose, James A.  
Walker, William A.,  
Jr.

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

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the directors and stock-holders in the Birmingham Union Street Railway Company, and the said William A. Walker, Jr. was then and is now a stock-holder in and the legal adviser of the said East Lake Land Company; and that the said Joseph R. Smith, Sr. and Joseph McLester were stock-holders in the said ~~East Lake~~ East Lake Land Company, but owned much larger interests in the Birmingham Union Street Railway Company

4. That pursuant to the purpose to acquire said railroad with its equipments heretofore set forth, the said Robert Jemison and James A. Van Hoose procured that the board of directors of the East Lake Land Company appoint a committee to treat with the committee aforesaid on the part of the Birmingham Union Street Railroad Company, and the two committees formulated a proposition for the sale and transfer of said railroad, with its equipments,

**Names:**

Jemison, Robert  
McLester, Joseph

Smith, Joseph R., Sr.  
Van Hoose, James A.

Walker, William A.,  
Jr.

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

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which proposition was to wit:— on the 3<sup>d</sup> day of May 1887, reported to the Board of Directors of the East Lake Land Company, and was afterwards embodied in a contract with the said Thomas C. Thompson trustee, a copy of which is hereto attached, marked Exhibit "D" and made a part hereof, & will be more particularly referred to hereafter; that on to wit:— the 14<sup>th</sup> day of May 1887, pursuant to a call of the said Robert Jemison, its President, which call did not state the object of the meeting there was held a meeting of the Stock-holders of the East Lake Land Company at its office in Birmingham, Alabama, that the said Jemison stated in substance to said stock-holders to induce them to sell said railroad that the said railroad having been completed to Spring Street in Avondale, it was practically impossible to complete it to Birmingham, that the Company would be restrained by injunctions, and that it was impossible to obtain the right of way, or if obtained the cost

**Names:**

Jemison, Robert

Thompson, Thomas

C.

**Places:**

Birmingham, AL

**Types:**

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**Dates:**

1888



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of procuring the right of way would make it impossible to complete the road that the railroad would have to stop <sup>at the point to</sup> which it was <sup>then built</sup>; that the East Lake Land Company had received a proposition to sell the railroad to the Birmingham Union Street Railway Company for one hundred thousand dollars of its capital stock, which stock he stated was worth that sum of money, and that the railroad with its equipments would cost about the sum of sixty five thousand dollars, there would be a gain to the East Lake Land Company of thirty five thousand dollars. That at said meeting the said James A. Van Hoose assured the stock holders of the East Lake Land Co., then present, that the said stock of the Birmingham Union Street Railway Company was then worth in the market one hundred cents in the dollar. Made confident by such strong assurances of the said Jemison and Van Hoose, both of whom were stock holders and directors in the said Birmingham Union Street Railway Company, the said stock-

**Names:**

Jemison, Robert

Van Hoose, James A.

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Birmingham, AL

**Types:**

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**Dates:**

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holders of the East Lake Land Co. who were present agreed to sell said railroad to the Birmingham Union Street Railway Company, and adopted the following resolutions offered by the said William A. Walker, Jr., which in substance is as follows: Resolved that the board of directors of this company be, and they are hereby authorized to sell the East Lake railroad, after the same shall be completed and equipped, for such price and on such terms as will, in their judgment, best promote the interest of this Company, and to accept <sup>in</sup> payment thereof either money, property or other thing of value; Resolved further that whatever property shall be received for said East Lake railroad, shall be by said board of directors declared & paid out as a dividend to the stockholders of this Company. That not all the stockholders of the East Lake Land Co. were present at said meeting, and very few were advised before going of the purpose of said meeting; and in adopting said resolution, they trusted in the

**Names:**

Walker, William A.,  
Jr.

**Places:**

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**Types:**

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good faith and judgment of their President, the said Jemison, whom they regarded as the chief custodian & manager of the interests of the East Lake Land Co., not realizing the great personal advantage and profits which he and his associates were to gain in the sale of said railroad, by putting off on the East Lake Land Company one hundred thousand dollars of the practically worthless stock of the Birmingham Union Street Railway Company, held and owned by them, and reserving in lieu thereof one hundred thousand dollars of the first mortgage bonds of said company as hereinafter shown: that some of the stockholders there present at once demanded the stock that was to be ~~paid~~ received in payment thereof, but in order to more effectually carry out the scheme of spoliation inaugurated, the stockholders agreeing to receive said stock, were not notified that the same was ready to be delivered until about the month of November 1887.

**Names:**

Jemison, Robert

**Places:**

Birmingham, AL

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**Dates:**

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That pursuant to the action of said meeting, A. A. Clisby, who was then Vice President of the East Lake Land Company was directed by said Junction, as President and by no other authority on the part of & for the East Lake Land Company, to execute and join with the said Thomas C. Thompson trustee in executing an agreement dated June 14<sup>th</sup> 1887, of which Exhibit "D" hereto attached, as a part hereof is a substantial copy; that said agreement was in fact, as understood and supposed by said committee on the part of the East Lake Land Company, which aided in formulating the proposition, as well as by the said A. A. Clisby, who signed the agreement made for the Birmingham Union Street Railway Co.; but by said agreement the said East Lake Land Company is made to transfer to said Thompson trustee for the several parties named therein, its said railroad, with its rolling stock & steam motors, its car sheds, engine house & shops ~~and~~ and twenty five (25) lots, fifty feet front by one

**Names:**

Clisby, A. A.

Thompson, Thomas  
C.

**Places:**

Birmingham, AL

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hundred and sixty five <sup>but each</sup> and further to obligate & bind itself to expend of its revenues, the sum of Twenty Thousand Dollars per annum for three years, in all the sum of Sixty thousand Dollars for the benefit of the said Birmingham Union Street Railway Company; that the day preceding this on to wit: the 13<sup>th</sup> day of June 1887, the directors of the Birmingham Union Street Railway Company authorized its President, James A. Van Hoose to purchase the said East Lake railroad and the property contracted to be sold to the said Thompson trustee, and to pay therefor the sum of One hundred thousand Dollars in the first mortgage bonds of the said ~~Company~~ Birmingham Union Street Railway Company; and Orators charge that said Thomas C. Thompson, James A. Van Hoose, Robert Jemison, J. B. Francis, George L. Morris, Robert H. Pearson, B. C. Scott, William A. Wacker, Jr., Joseph McLester, J. V. Richards, Thomas B. Lyons,

**Names:**

Francis, J. B.  
Jemison, Robert  
Lyons, Thomas B.  
McLester, Joseph

Morris, George L.  
Pearson, Robert H.  
Richards, J. V.  
Scott, B. C.

Thompson, Thomas  
C.  
Van Hoose, James A.

Walker, William A.,  
Jr.

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Birmingham, AL

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Joseph R. Smith, Sr., & Henry F. De Bardelaben are all or nearly all who then held stock, or were stock-holders of the said Birmingham Union Street Railway Company, and that they furnished the share of stock amounting nominally to One hundred thousand dollars to pay to the East Lake Land Company for said East Lake railroad, with rolling stock, motors, car and engine house, and the twenty five lots of land as set forth in the contract of which Exhibit "D" is a copy, and <sup>that</sup> they each, according to the amount of stock he furnished receiving a pro-rata share of the said sum of One hundred thousand dollars of the first mortgage bonds; and that the aforesaid purchase was made through said Thompson trustee in order that the said stock-holders of the Birmingham Union Street Railway Company might unload their stock on the East Lake Land Company, and obtain in lieu thereof the said bonds which were of great value. At

**Names:**

DeBardelaben, Henry  
F.

Smith, Joseph R., Sr.

**Places:**

Birmingham, AL

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the ~~time~~ time of said transfer  
& sale of said East Lake railroad  
and other property as herein shown  
the same was worth to wit: One  
hundred thousand dollars or more.

6. That the statements and represent-  
ations of the said Jemison to the  
effect that the East Lake Land  
Company could not procure  
the right of way for said rail-  
road into the City of Birmingham  
from the point to which it had  
been completed, or that the cost  
thereof was so great as to render  
it impossible, were untrue;  
that said right of way to  
Twenty Second street on First  
Avenue in said City, where the  
road now runs, had either  
been obtained or could have  
been obtained by the exercise  
of proper diligence. In fact  
the said East Lake Land Company  
had constructed its road on  
said First Avenue from Twenty-  
third to Twenty-seventh streets  
there connecting with a line of  
the Birmingham Union Street Railway

**Names:**

Jemison, Robert

**Places:**

Birmingham, AL

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12.

Company, and only the gap from said Twenty seventh street to the terminus of said East Lake Land Company's road from East Lake to Spring Street in Avondale - a distance of about three quarters of a mile remained to be built; and your Orators are informed and charge the fact to be, that the right of way to connect the two ends of the road, could have been procured advantageously to the Company by the exercise of proper diligence on the part of its officers; or the right of way could have been so procured from said completed terminus at Avondale, along and on the South side of the railroad reservation in the City of Birmingham to 22<sup>nd</sup> street, at which point the road could have crossed the public railroad bridge erected over said railroad reservation on 22<sup>nd</sup> street by the Elyton Land Company under contract with the City of Birmingham by the terms of which contract, other companies than the Elyton Land Company,

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are entitled to run their cars over said bridge, and over said tracks of the road built by said Elyton Land Company on said bridge, and thence on First Avenue to 19<sup>th</sup> street, upon paying reasonable compensation to said Elyton Land Company therefor.

And Orators charge that said Jas. A. Van Hoose who was President of said Birmingham Union Street Railway Company, and a director of the East Lake Land Company and one of the principal agents in bringing about said sale of said railroad property, expressly knew such right of way could be obtained on the South side of said railroad reservation, and said crossing effected on said bridge; and said Jenison either knew that the same could be done, or by the exercise of proper diligence could have ascertained the fact. And Orators further aver that said statements to the effect that said stock to be received ~~by the~~ for said railroad was worth one hundred cents in the dollar, or more, were false and deceptive, that

**Names:**

Van Hoose, James A.

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at that time the property of said Birmingham Union Street Railway Company was encumbered by mortgage securing a large bonded indebtedness, covering well nigh, if not quite the value of the property; and the several street car lines of the Company were not paying running expenses, and said Jemison and Van Hoose and the other parties actively manipulating said sale of said railroad, and interested in said Birmingham Union Street Railway Co. as herein shown, knew that the stock of said company was of small value, and that said first mortgage bonds were worth very nearly, if not quite their face value; and the scheme of selling said railroad to themselves and associates for said stock, and themselves then selling the same to the Birmingham Union Street Railway Company for said bonds, instead of selling directly from the East Lake Land Co. to the Birmingham Union Street Railway Co. to the

**Names:**

Jemison, Robert

Van Hoose, James A.

**Places:**

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**Types:**

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for the bonds was laid and carried out in order to get rid of their stock and acquire bonds, as well as to acquire a valuable property for said latter company.

7. Your Orators further state that after the execution of said agreement, Exhibit "D" hereto, the said East Lake Land Co. completed said road from Wooddale to Twenty third street on First Avenue in Birmingham, and put the road in running order from East Lake to said Twenty third street and equipped the same and the said Birmingham Union Street Railway Company thereupon, during the month of July, 1887, took possession of same under said contract of sale and began operating the same from East Lake to said Twenty third street, and thence over the track of the North Birmingham Railroad Company to Twenty second street, and thence over the track of the Highland Avenue and Belt Railway Company - a road built

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by the Elyton Land Company under its said contract with said City, along First Avenue to Nineteenth street, and has been since operating the same to the present time. In competing said railroad the said East Lake Land Company, with the knowledge and consent of said Birmingham Union Street Railway Co., constructed the same from Twenty seventh street in Birmingham to Cedar Branch near or in Avondale, a distance of about one half of a mile, over a line of road belonging to said Birmingham Union Street Railway Co. and laid its ties and steel rails down thereon, and the same remaining thereon as a part of the construction of said road. The said Birmingham Union Street Railway Co., since it has been operating said East Lake railroad as aforesaid has made & realized large net profits therefrom, to wit: - the sum of Thirty five thousand dollars.

8. That as before stated there was no delivery of said stock

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to be paid for said railroad, to the stock-holders of the East Lake Land Company and no notice given them that said stock was ready for delivery until the month of November 1887; that said Robert Jemison objected to delivering said stock to said stock-holders, when under the terms of said contract of sale, and the resolution offered by said William A. Walker Jr., as aforesaid, they became entitled to receive it, on the alleged ground that money was scarce and if said stock went into the hands of said stock-holders they would place it on the market, and it would thereby become depressed; and Amators further aver that said Jemison and the other beneficiaries named in said agreement, Exhibit "D" hereunto owned practically all of the stock of the said Birmingham Union Street Railway Co. and they had kept it off of the market, and said stock-holders of the East Lake Land Co. had no knowledge or means of knowledge of the real value of said stock until after they

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**Names:**

Jemison, Robert

Walker, William A.,  
Jr.

**Places:**

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received the stock paid them for said railroad, and they then found what Orators aver to be a fact, that the said stock was not worth exceeding eight cents in the dollar, which Orators aver was as much as the same was worth at the time of the transfer and sale of said railroad, there having been in the meantime no material decline in its value or the value of the company's property on which it was based; and Orators aver that said stock was so withheld from said stock-holders for the purpose of preventing immediate disclosure of its real value, and the troublesome consequences which might result from such immediate disclosure, and your Orators charge as before, that the stock-holders and most of the directors of the East Lake Land Company, in what they did in reference to selling said railroad property and other property, relied, as they thought they could safely rely upon the good

**Places:**

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faith and superior knowledge of their said President Robert Jemison as to the propriety and judiciousness of said sale, and believing that he was acting in good faith for the best interest of the East Lake Land Company, they followed his lead, believing his statements and the statements of said Jas. A. Van Hoose and others as to the value of said stock, not knowing of the personal ends of himself and associates in the scheme to unload said stock and acquire said mortgage bonds.

9. Your Orators state and aver that the said railroad was the most valuable piece of property that the East Lake Land Company <sup>owned</sup> and that by reason of the sale or attempted sale of it, Orators' stock in said company has greatly depreciated in value to wit: more than one half its value before said sale. And Orators further state that by the terms of said contract of sale, hereinbefore referred to as Exhibit "D", the said

**Names:**

Jemison, Robert

Van Hoose, James A.

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East Lake Land Co. obligates and binds itself to spend the sum of Twenty thousand Dollars per year for three years, amounting in the aggregate to Sixty thousand Dollars, in building parks, lake and other pleasure resorts for the benefit of the said Birmingham Union Railway Company, and that if said East Lake Land Company is required to carry out this <sup>Contract</sup> it will consume all the profits of said East Lake Land Co. and deprive your Creators of the dividends to which they are rightfully entitled to, and that it will embarras said Company and render your Creators stock in said Company almost worthless.

10. Your Creators therefore show that said sale of said railroad and other property was, and should be declared null and void for divers reasons: - first, because the East Lake Land Company had no power or authority by its charter or by law to sell said railroad, and par

**Places:**

Birmingham, AL

**Types:**

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**Dates:**

1888



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ticularly to invest the same in the capital stock of another corporation, and its effort to sell the same and invest in said stock was ultra vires and contrary to public policy and wholly ineffectual; second, the said Birmingham Union Railway Company as your Creator's charge had no power or authority by its charter or by law to purchase said railroad and other property or to own and operate the same; and third, because said sale was effected by officers, directors and stock-holders of the said Birmingham Union Railway Company dealing, selling and treating with themselves as officers, directors and stock-holders of the East Lake Land Company as heretofore shown, and said sale was grossly unfair and unjust to the said East Lake Land Company and was accomplished by the fraud and artifice herein shown; and the said T. C. Thompson and all the defendants for whom he acted as trustee named in said Exhibit D.

5

**Names:**

Thompson, Thomas  
C.

**Places:**

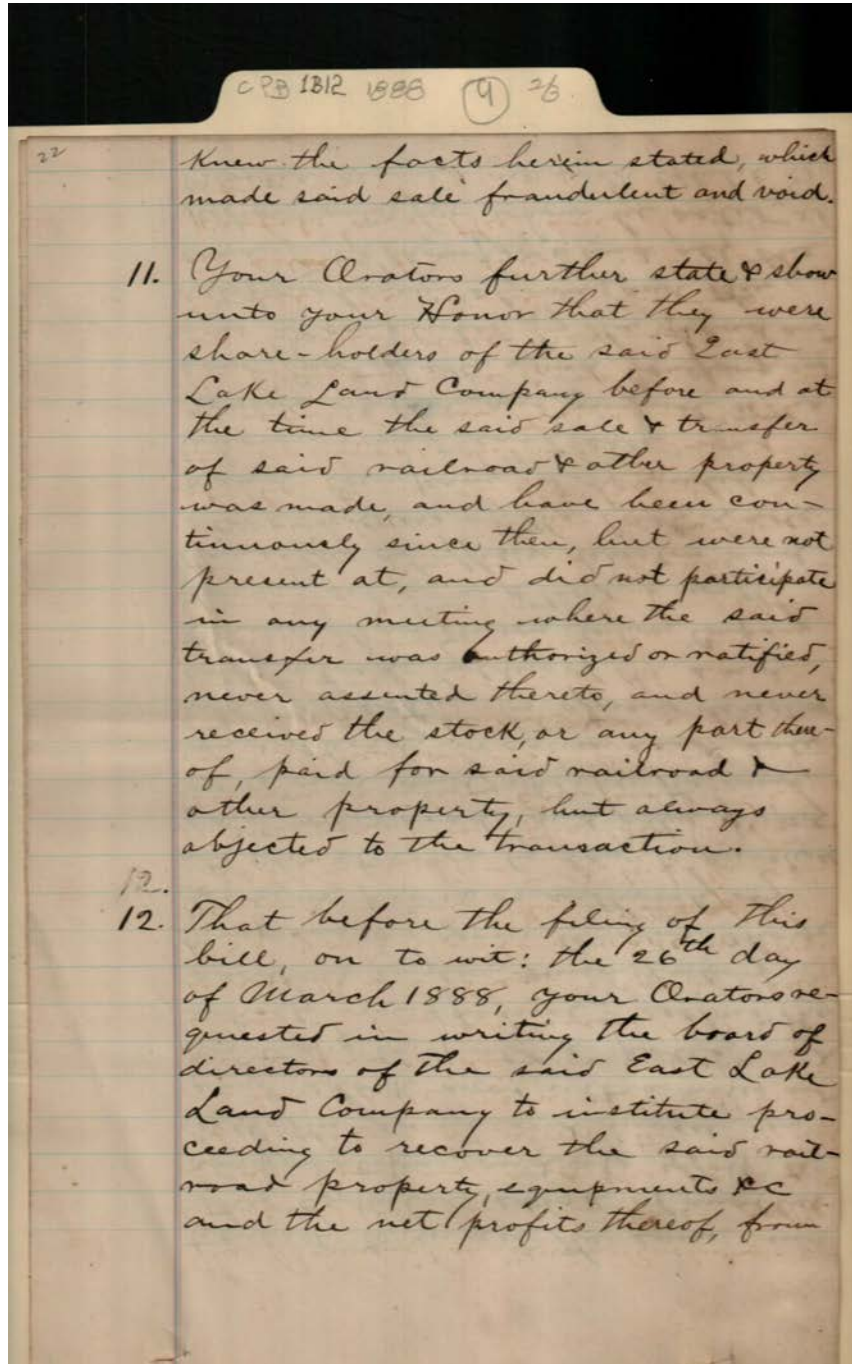
Birmingham, AL

**Types:**

bill

**Dates:**

1888



**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

CPB 1812 1888 (4) 36

23

The Birmingham Union Railway Company for the said East Lake Land Company, and the said board of directors, at a meeting duly held on said date, refused to institute such proceedings or to take action in the premises. That afterwards to wit: the 2<sup>nd</sup> day of April 1888, your Orators made another demand on said directors of the East Lake Land Co. to take action to recover from the Birmingham Union Railway Company the East Lake Railroad property, rolling stock & equipments, & the net profits realized therefrom by said Birmingham Union Railway Company & the Twenty five lots of land transferred to said Birmingham Union Railway Company at the time of the transfer of the railroad, and if this request is refused, then they request that the Company give your Orators, who are share-holders therein, permission to use the name of the Company in suing for said property and profits, and the said directors at a meeting duly held at the

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

CPB 1812 1888 (9) 26

24

office of the company on the same day, refused to institute such proceedings or take any action to recover said property & refused the request of your Orators to use the name of the Corporation in bringing said suit themselves for said Company.

To the end therefore that your Honor may take jurisdiction of the case made by this bill, and grant the relief hereby prayed, your Orators pray that the said East Lake Land Company, the Birmingham Union Railway Company, Robert Jemison, James A. Van Hoose, Thomas C. Thompson, William A. Walker, Jr., George L. Morris, Henry F. DeBardelaben, Thomas B. Lyons, Joseph W. Lester, J. B. Francis, Robert H. Pearson, J. Virgil Richards, Joseph R. Smith, Sr., and Berta C. Scott, administratrix of Barney C. Scott, deceased, be made parties defendants to this bill, and required by the usual and appropriate process

**Names:**

DeBardelaben, Henry F.  
Francis, J. B.  
Jemison, Robert  
Lyons, Thomas B.

McLester, Joseph  
Morris, George L.  
Pearson, Robert H.  
Richards, J. Virgil  
Scott, Barney C.

Scott, Berta C.  
Smith, Joseph R., Sr.  
Thompson, Thomas C.  
Van Hoose, James A.

Walker, William A., Jr.

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

CPB 1812 1888 (9) 26

25 8

to be issued and served upon them to appear and plead, answer or demur to the same according to the rules of practice of your Honorable court; that <sup>until further orders</sup> the said East Lake Land Company <sup>of this court</sup> be restrained from making any further conveyances of the East Lake railroad and property embraced in the contract of sale, marked Exhibit "D" hereto, to the Birmingham Union Railway Company or to T. C. Thompson trustee or the beneficiaries named in said contract of sale, that the said Birmingham Union Railway Company and T. C. Thompson trustee and the beneficiaries named in said contract of sale be restrained, until the further orders of this court, from making any disposition of said property embraced in said contract of sale; that ~~the~~ a receiver be appointed by your Honor to take charge of said East Lake Railroad and other property named in said contract of sale and to run and operate

**Names:**

Thompson, Thomas  
C.

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

CPB 1812 1888 (4) 26

26

said Railroad during the pendency of this suit until the further orders of this Court, that upon the hearing hereof that your Honor will adjudge and decree that said sale of said East Lake Railroad and other property embraced in said contract of sale was and is fraudulent and ultra vires and is therefore null and void and that the same be vacated and annulled, and that said Railroad, its rolling stock, iron rails, cross-ties &c used on the track of the Birmingham Union Railway Company and all equipments which belong to the said East Lake Land Company, and the twenty five lots, fifty by one hundred and sixty five feet each, with car and engine house thereon be restored to the said East Lake Land Company; that an account be taken of the net profits of said railroad property belonging to the said East Lake Land Company re-

**Places:**

Birmingham, AL

**Types:**

bill

**Dates:**

1888

CPB 1312 1888 (9) 26

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ceived by the said Birmingham Union Railway Company and the amount thereof ascertained and decreed to be paid to the said East Lake Land Company; that the said stock of the said Birmingham Union Railway Company received by the said East Lake Land Company for said Railroad be decreed to be retransferred to the Birmingham Union Railway Company or to the persons to whom it may belong; or if your Orators have in aught mistaken the relief to which they are entitled, then may it please your Honor to grant them such other and further relief as to your Honor may seem meet on the circumstances of the case may justify or require.

Signed { W. M. Spencer,  
J. H. Little,  
Ward & Head  
Sols for Complainants

**Names:**

Birmingham Union  
Railway Co.

East Lake Land Co.  
Little, J. H.

Spencer, W. M.  
Ward & Head

**Places:**

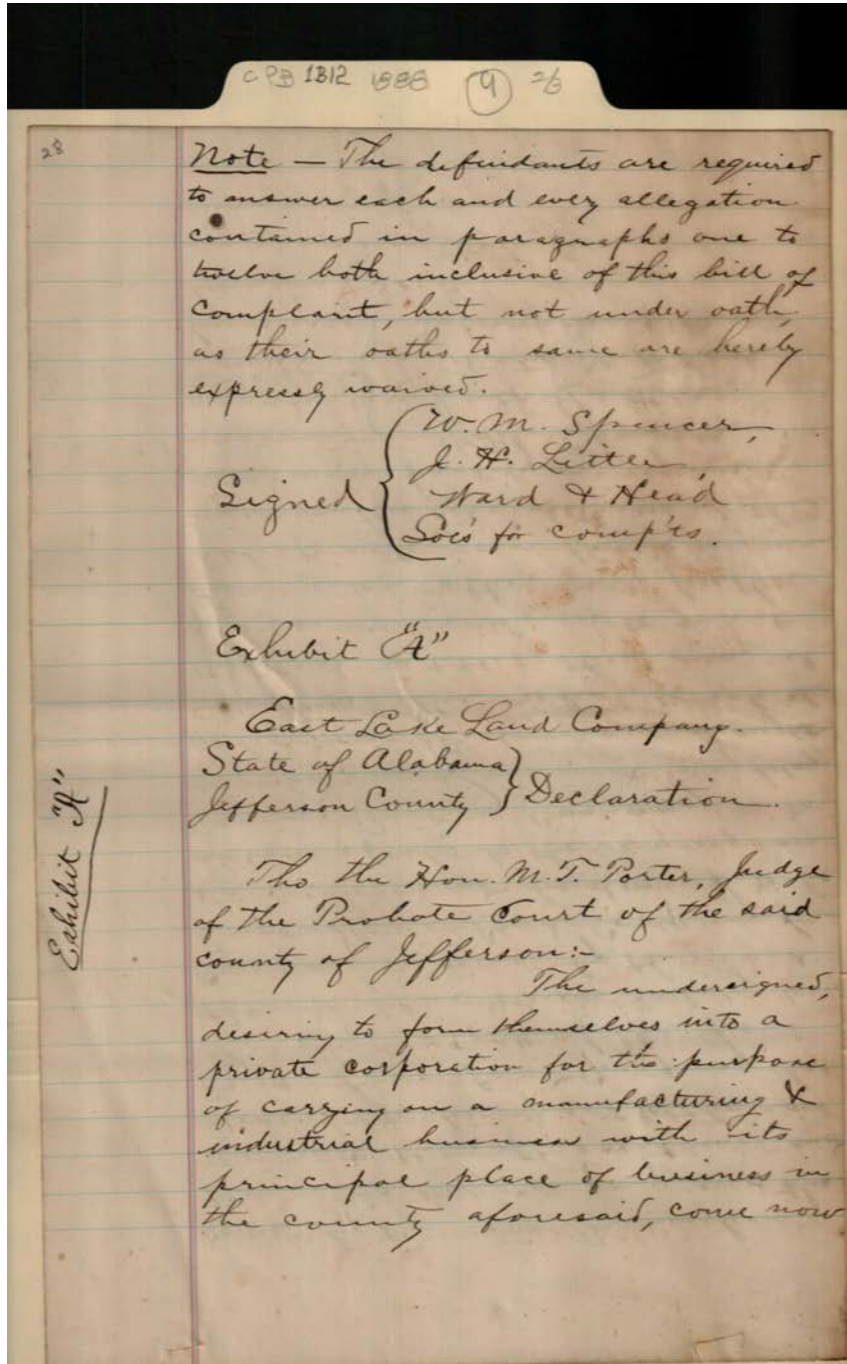
Birmingham, AL

**Types:**

bill

**Dates:**

1888



**Names:**

East Lake Land Co.

Little, J. H.

Spencer, W. M.

Ward & Head

**Places:**

Birmingham, AL

Jefferson Co., AL

**Types:**

bill

declaration

**Dates:**

1888

July 6, 1886



CPB 1812 1888 (9) 26

29 9

& file this written declaration of such their purpose in accordance with the terms of the general laws of the State of Alabama in such case made & provided. And in pursuance thereof they do certify and declare as follows:

First - That the names and residences of the persons desiring to form themselves into such corporation are as follows, to wit:  
James A. Van Hoose, Birmingham, Alabama.  
Robert Jemison, Birmingham, Alabama.  
Rufus H. Hagood, Birmingham, Alabama.

Second, The name of the proposed corporation is the East Lake Land Company. Its principal place of business is proposed to be situated in the County of Jefferson in the State of Alabama.

Third - The general purpose of the corporation is to carry on a general manufacturing and industrial business.

Fourth - The nature of the business it proposes to do is the buying & selling of lands; the improvement of such lands as it may purchase by surveying and laying off the same into lots.

eM

**Names:**

East Lake Land Co.

Hagood, Rufus H.

Jemison, Robert

Van Hoose, James A.

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

July 6, 1886

CPB 1812 1888 (9) 26

30

streets and parks, the construction of  
baths, race tracks, and other pleasure  
resorts; the quarrying of limestone &  
other stones, and preparing the same for  
market, & using & selling the same;  
the manufacture of pig iron, steel and  
other articles which can be made or  
manufactured with coal or coke and  
iron ore, or from wood, iron or steel  
either alone or in conjunction with  
any other material, and the using or  
selling of the same; the erection of  
such building dwellings, stores, shops,  
and all machinery as may be accessory  
or required for such business, the  
building and operating of such  
railroads or tramway as may be necessary,  
the carrying on of such stores or  
business as may be found necessary  
in connection with such operations;  
to construct and operate water-works  
& to do & perform all such acts as may  
be necessary or incident to the building  
and operating of such water works, such  
as to construct and maintain reser-  
voirs, to construct, maintain & operate  
canals from any source of water supply  
to any reservoir or pumping station  
intended for the use of such water works.

**Places:**

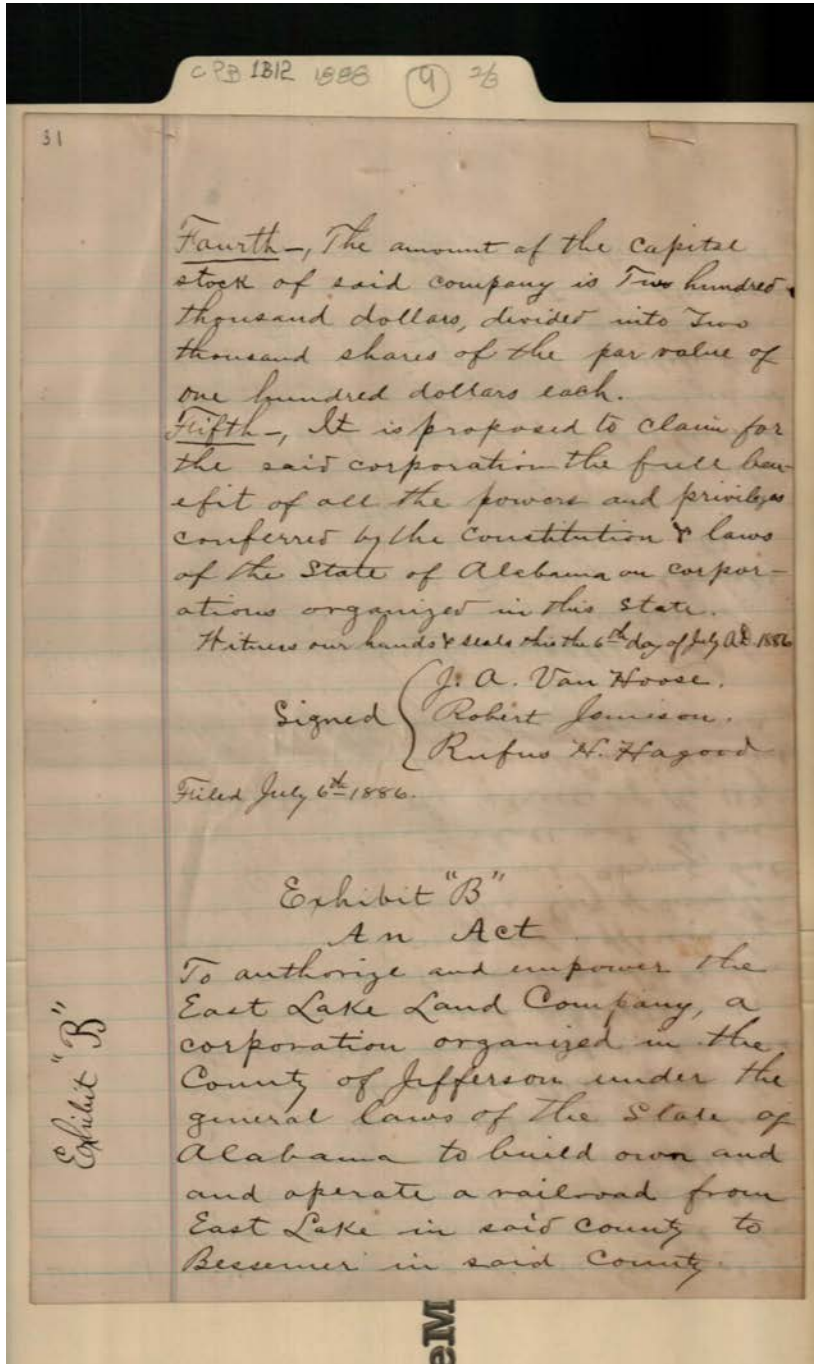
Jefferson Co., AL

**Types:**

declaration

**Dates:**

July 6, 1886



**Names:**

Hagood, Rufus H.

Jemison, Robert

Van Hoose, James A.

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

July 6, 1886

CPB 1212 1888 (9) 36

Section 1  
32 Be it enacted by the General Assembly of Alabama, That the East Lake Land Company a corporation organized in Jefferson County under the general laws of the State of Alabama is hereby authorized and empowered to build, own and operate a railroad from East Lake in the said County of Jefferson by and through the City of Birmingham to Bessemer in said County, but said railroad shall not be constructed on the streets of the City of Birmingham without the consent and authority of the Mayor and aldermen of said city.

Section 2 Be it further enacted, That the said company is authorized and empowered to carry and transfer freight and passengers in the railroad the said company is hereby authorized to construct own and operate; and the said company is further authorized and empowered to fix and regulate from time to time the toll and charge to be received by it for the transportation of freight and pas-

**Names:**

East Lake Land Co.

**Places:**

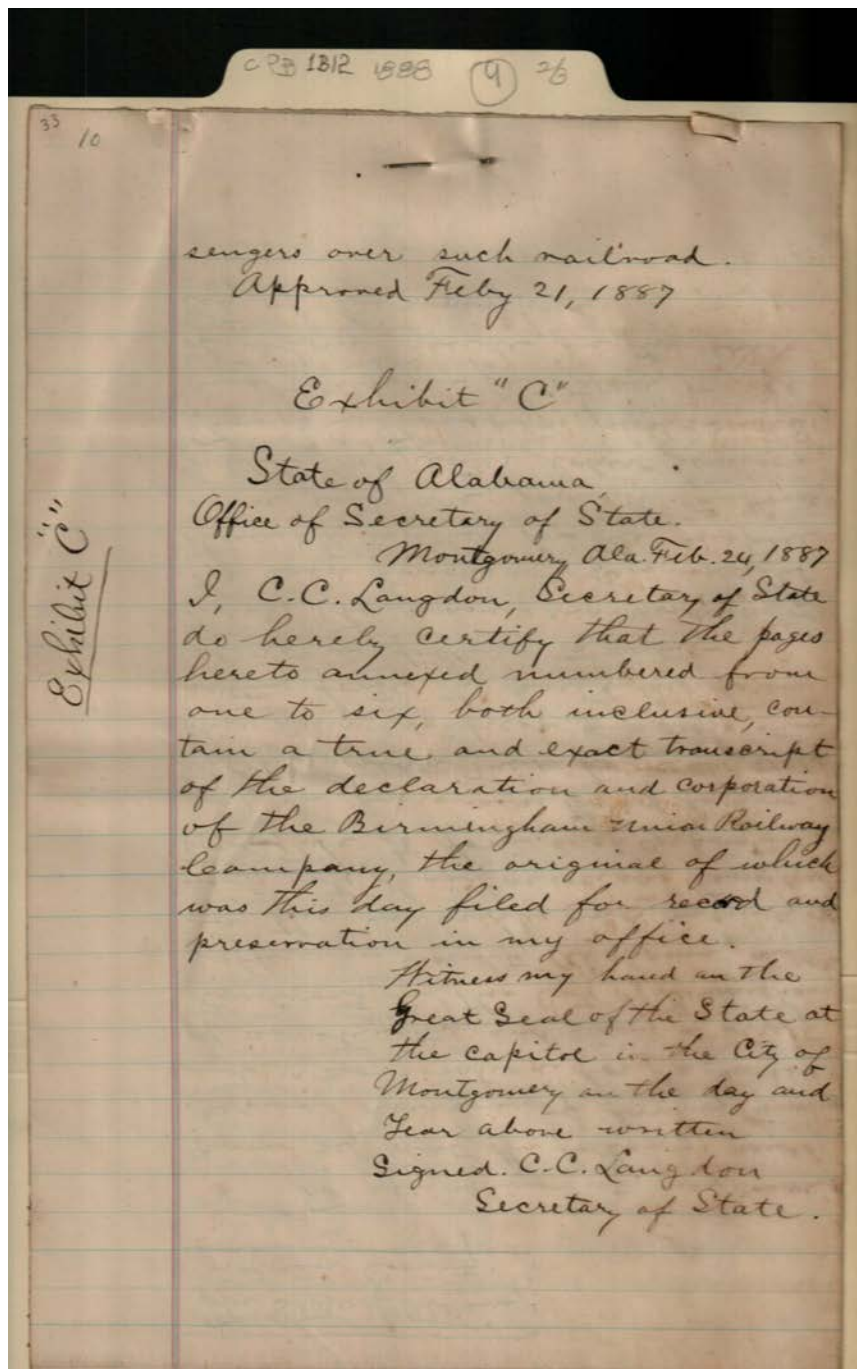
Alabama

**Types:**

legislative act

**Dates:**

Feb 21, 1887



**Names:**

Langdon, C. C., Sec.  
of State

**Places:**

Montgomery, AL

**Dates:**

Feb 24, 1887

CPB 1812 1888 (9) 26

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The State of Alabama,  
Jefferson County.

To all whom it may concern:  
Know ye, that the following named persons, desirous of forming themselves into a corporation for the purpose of constructing and using a Street Railroad in the City of Birmingham Jefferson County, Alabama, and in the suburbs and vicinity of said city, have associated themselves together to form such corporation, and in pursuance thereof do now make under their hands and seals this their certificate and declaration, setting forth the particulars therein stated, as follows, to wit:—  
First, The names and residences of the said persons who have associated themselves together for the purpose afore said, are, James A. Van Hoose, Joseph McLester, Robert Jemison, Thomas C. Thompson, Joseph R. Smith, Sr., and William A. Walker, Jr., all of whom reside in the said city of Birmingham.

**Names:**

Jemison, Robert  
McLester, Joseph  
Smith, Joseph R., Sr.

Thompson, Thomas  
C.  
Van Hoose, James A.

Walker, William A.,  
Jr.

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887

CPB 1812 1888 (9) 26

35

Second, The name assumed by such corporation and by what it shall be known is "The Birmingham Union Railway Company"

Third, The said corporation proposes to construct, operate maintain and use a street railroad in the said City of Birmingham and in the suburbs and vicinity thereof, upon the following described line:— Commencing at the intersection of Fifth Avenue and Spring Street, in Avondale, a suburb of said city, thence Northwardly to First Avenue North, thence Westwardly along First Avenue North to Twenty-Fifth street, thence Northwardly along Twenty-Sixth street to Second Avenue North, thence Westwardly along Second Avenue North to Nineteenth street, thence Southwardly along Nineteenth street to First Avenue North, thence Westwardly along First Avenue North and the Georgia Road through the town of Elyton and along the Tuscaloosa Road to where the Alabama Great Southern Railroad crosses the Tuscaloosa road: Connecting also at the cemetery at

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887

CPB 1812 1888 (9) 26

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The intersection of Nineteenth street and Eleventh Avenue North, thence Southward along Nineteenth street to Sixth Avenue North, thence Eastwardly along Sixth Avenue North to Twentieth street, thence Southwardly along Twentieth street to Five Points, ~~commencing~~ <sup>commencing</sup> also at the intersection of First Avenue North and Eighteenth street thence Northwardly along Eighteenth street to Fifth Avenue North, thence Westwardly along Fifth Avenue North to Sixteenth street, thence Northwardly along Sixteenth street to Eighth Avenue North; commencing also at the intersection of Fifth Avenue North and Twentieth street, thence Eastwardly along Fifth Avenue North to Twenty-Seventh street; commencing also at the intersection of Twentieth street and Avenue B. thence Westwardly along Avenue B. to Sixteenth street, thence Southwardly along Sixteenth street to Avenue C. thence Westwardly along Avenue C. to Fourteenth street; commencing also at the intersection of Twenty-First street and First Avenue North thence Northwardly along Twenty-First street

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887



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to Sixth Avenue North, thence  
westwardly along Sixth Avenue North  
to Twentieth street, thence north-  
wardly along Twentieth street to  
Seventh Avenue North, thence  
westwardly along Seventh Avenue  
North to West Twentieth street,  
thence northwardly along West  
Twentieth street to Eighth Avenue  
North, thence westwardly along  
Eighth Avenue North to Thirteenth  
street, thence northwardly along  
Twentieth street to Fountain Heights,  
commencing also at the intersection  
of Sixth Avenue North and Twenty-  
First Street, thence eastwardly along  
Sixth Avenue North to Twenty-Sixth  
street, thence northwardly along  
Twenty-Sixth street to Seventh Ave-  
nue North, thence eastwardly along  
Seventh Avenue North to Twenty-  
Seventh Street; commencing also  
at the intersection of Avenue A  
and Twentieth Second street,  
thence westwardly along Avenue A  
to Twentieth street, thence southwardly  
along Thirteenth street to Avenue C,  
thence westwardly along Avenue C  
to Twelfth street, thence southwardly

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887

CPB 1812 1888 (9) 26

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along Twelfth street to Behrens Park. And also along and upon the following named streets in said city and in the suburbs and vicinity of said city, to wit:-

First, Second, Third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh and thirty-eighth streets, throughout the full length of each of said streets and the extensions thereof; also along and upon Morris, First, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth and fourteenth Avenues North, throughout the full length of each of said avenues and the extensions thereof; also along and upon Avenues

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887

CPB 1812 1888 (9) 2/6

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A. B. C. D. E. F. G and Eighth  
Ninth, tenth, eleventh, twelfth, thir-  
teenth and fourteenth avenues  
South, throughout the full length  
of each of said avenues and the  
extensions thereof; also along and  
upon Summer, Highland, Marble,  
Grand, and First, second, third,  
fourth, fifth, sixth, seventh,  
eighth, ninth, tenth, eleventh, and  
twelfth avenues in Avondale, through-  
out the full length of each of  
said avenues and extensions thereof,  
also along and upon Forest, Stone,  
Roe, Viola, Pine, Summit, Thirty-  
Eighth, Elm, Vine, Spring and  
King streets, in Avondale, through-  
out the full length of each of  
said streets and the extensions  
thereof; also along and upon  
Susan, Annie, Cornelia, Kate,  
Louise, Emma, Lucy, Amy, Marga-  
ret, Ella, Martha, Agnes, Irene,  
Sallie, and Ruth Avenues in  
Smithfield, a suburb of said  
city, throughout the full length  
of each of said avenues and  
the extensions thereof; also along  
and upon Walker, Mortimer, John,

**Places:**

Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887

CPB 1812 1888 (9) 26

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Joseph, Thomas, Charles, William,  
David Octavius, and Smith streets,  
in Smithfield, throughout the  
full length of each of said  
streets and the extensions thereof,  
also along and upon Smithers  
Boulevard in Smithfield, through-  
out its full length and the  
extension thereof.

Fourth, The said Street Railway  
will have as termini, the Park  
in Avondale, the cemetery, Fountain  
Heights and Behrens Park, and  
Five Points in Birmingham and  
the point of intersection of the  
Tuscaloosa road with the Alabama  
Great Southern Railroad, with  
terminal points at the extremities  
of each and every one of the  
streets and avenues hereinbefore named.

Fifth, The amount of the capital  
stock of the said corporation will  
be one million dollars, divided into  
twenty thousand shares each share  
being of the par value  
of Fifty Dollars (\$50.00)

In witness whereof the per-

**Places:**

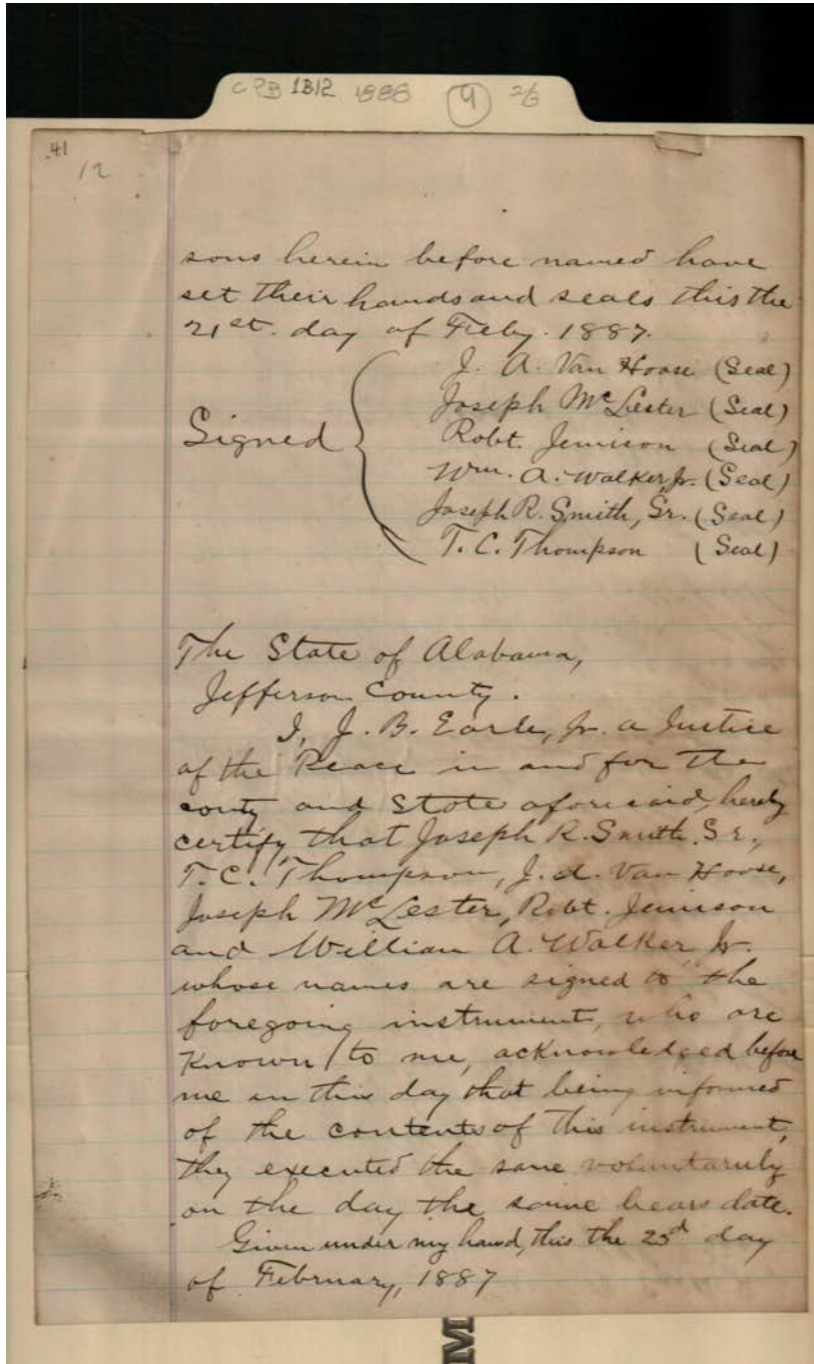
Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887



**Names:**

Jemison, Robert  
McLester, Joseph  
Smith, Joseph R., Sr.

Thompson, Thomas  
C.  
Van Hoose, James A.

Walker, William A.,  
Jr.

**Places:**

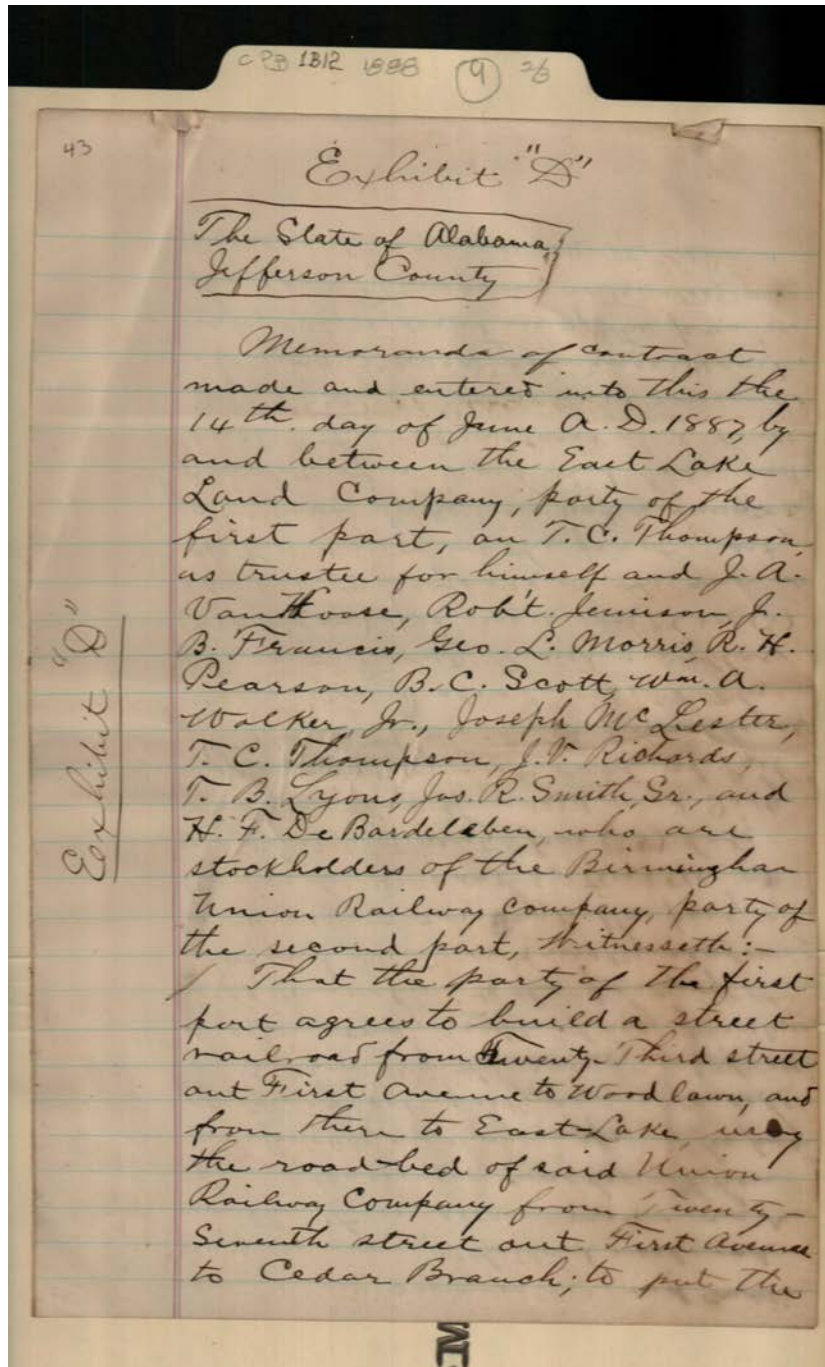
Jefferson Co., AL

**Types:**

declaration

**Dates:**

Feb 21, 1887



**Names:**

DeBardelaben, Henry  
F.  
East Lake Land Co.  
Francis, J. B.  
Jemison, Robert

Lyons, Thomas B.  
McLester, Joseph  
Morris, George L.  
Pearson, R. H.  
Richards, J. V.

Scott, B. C.  
Smith, Joseph R., Sr.  
Thompson, Thomas  
C.  
Van Hoose, James A.

Walker, William A.,  
Jr.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

44

CPB 1812 1888 (9) 26

same in good order and condition, and to equip the said railroad with three steam engines and four passenger coaches. It has so built and equipped. The party of the first part agrees to sell and convey the same, with all rolling stock, rights of way, privileges and franchises to the party of the second part, as trustee as aforesaid, and also to convey to the party of the second part as trustee as aforesaid, twenty-five (25) lots, Fifty by One Hundred and Sixty five (50 X 165) feet each, at East Lake, with car and engine house thereon, and also to expend the sum of Twenty Thousand Dollars (\$20,000.00) per year, for three (3) consecutive years, on the grounds of the party of the first part, at East Lake, in improvements to consist of a park and lake, and such other structures and buildings as will make said grounds attractive as a pleasure resort, for consideration of the premises, the said Thompson, as trustee, as aforesaid, agrees for the said

**Names:**

Thompson, Thomas  
C.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

CPB 1812 1888 (9) 26

13  
45

stockholders of the Birmingham Union Railway Company, that said Birmingham Union Railway Company will operate said road in connection with its other lines, that it will carry passengers for one five cent fare, make any arrangements necessary to bring passengers down First or Second Avenue to Nineteenth or Twentieth streets and make transfer of passengers who are residents of East-Lake to and from their, and other lines for a period of two years from the date hereof; that it will carry freight between Woodlawn and East-Lake at Two Dollars (\$2.00) per car, and from Birmingham to East-Lake or East-Lake to Birmingham for not exceeding Four Dollars (\$4.00) per car, provided said Birmingham Union Railway Company is not prevented from carrying such freight by the corporate authorities of the City of Birmingham, or other power beyond the control of the said Birmingham Union Railway Company, and said Birmingham Union Railway

EM

**Names:**

East Lake Land Co.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887



46  
CPS 1812 1888 (9) 26

company will also furnish free passes to the officers and directors of the East-Lake Land Company, and also passes to residents of East-Lake living on lots bought from the land Company, and passes to be good for one year from date of issue, and to be furnished only to persons who shall have built on such lots within one year from date of purchase, according to the guaranty given by the East-Lake Land Company to such purchasers, but such land company shall discontinue such guaranty, or offer to purchasers at the expiration of two years from date of this contract, and said Thompson as trustee as aforesaid, agrees that the said stockholders of the Birmingham Union Railway Company will transfer to the East-Lake Land Company, Two Thousand (2000) shares of Fifty Dollars (\$50.00) each of the Capital stock of said railway company. The said Thompson as trustee, as aforesaid, agrees that the said Railroad shall

**Names:**

Birmingham Union  
Railway Co.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

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023 1812 1888 (9) 26

be operated continuously by the said Birmingham Union Railway Company between the following points, to wit: The intersection of Twenty-Third street and First Avenue in Birmingham, and the intersection of East Lake Boulevard and Fifteenth street in East Lake, or to any other point on the property of the Land Company to which they may hereafter extend the line of said railroad, by and in pursuance of an agreement with said Birmingham Union Railway Company, that the first train on said Railroad shall leave East Lake every morning at six o'clock, and the second train thirty minutes later, and the trains on said railroad shall run as nearly as practicable every thirty minutes throughout the day, except for necessary stops, the last regular train to leave Birmingham at nine o'clock P.M., but in case of any entertainment or any other public occasion to detain persons at either terminus, a train shall be held to convey such persons.

**Names:**

East Lake Land Co.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

CPB 1812 1888 (9) 26

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In the number and manner of running additional trains, the reasonable demands of the public shall be met, it being the object and intention of the parties hereto to have furnished such street car service on said railroad between Birmingham and East-Lake as will be to the best interest of the East-Lake Land Company and the said Birmingham Union Railway Company.

In case of any disagreement hereafter as to the obligations of either party to the other, such difference shall be left to three disinterested persons, one to be selected by each party, and those two to select a third, and their decision shall be final.

It is further agreed and understood, that the party of the second part agrees for the Birmingham Union Railway Company that they will run the cars of the motor line down First Avenue to Nineteenth Street, unless hindered and prevented from so doing by causes beyond their control.

In testimony whereof the East-Lake Land Company has executed this con-

**Names:**

Birmingham Union  
Railway Co.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

CPB 1312 1888 (9) 26

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tract, by its Vice President, A. A. Clisby who is duly authorized thereto, the seal of said company has been hereto affixed, and said T. C. Thompson, as trustee as aforesaid, has set his hand and seal hereto, this day and year above written

Witness  
Vice Pres. (L. S.)  
Trustee. (L. S.)

Whereas the East Lake Land Company has completed a large portion of its rail road and performed other of the agreements set forth in the foregoing contract, date of June 14th 1887, and

Whereas it is very desirable and to the interest of all parties concerned, that the Union Railway Company shall at once begin operating the road in connection with their other lines.

Now, this agreement further made by and between the East Lake Land Company, by its Vice President A. A. Clisby and T. C. Thompson, Trustee witnesseth as follows:

That the road and equipments so far as completed, and other property so far

**Names:**

Clisby, A. A.

Thompson, Thomas  
C.

**Places:**

Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887

CPB 1812 1888 (9) 26

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as ascertained be and is hereby turned over to the party of the second part. And both of said parties further bind themselves, each to the other, to carry out in good faith all of the remaining conditions as set forth in the original contract of June 14th. 1887.

Witness our hands and seals this 27th day of July 1887

Trustee (L.S.)

Witness

East Lake Land Company  
by Vice Pres.

The State of Alabama,  
Jefferson County.

I, ..... a Notary Public in and for said County hereby certify that the foregoing pages contain a correct copy of the original contract between the East Lake Land Company and the Birmingham Union Railway Company, as exhibited to me by T. S. Morton, Superintendent of Land, Birmingham Union Railroad

**Names:**

Birmingham Union  
Railway Co.

East Lake Land Co.  
Morton, T. S.

**Places:**

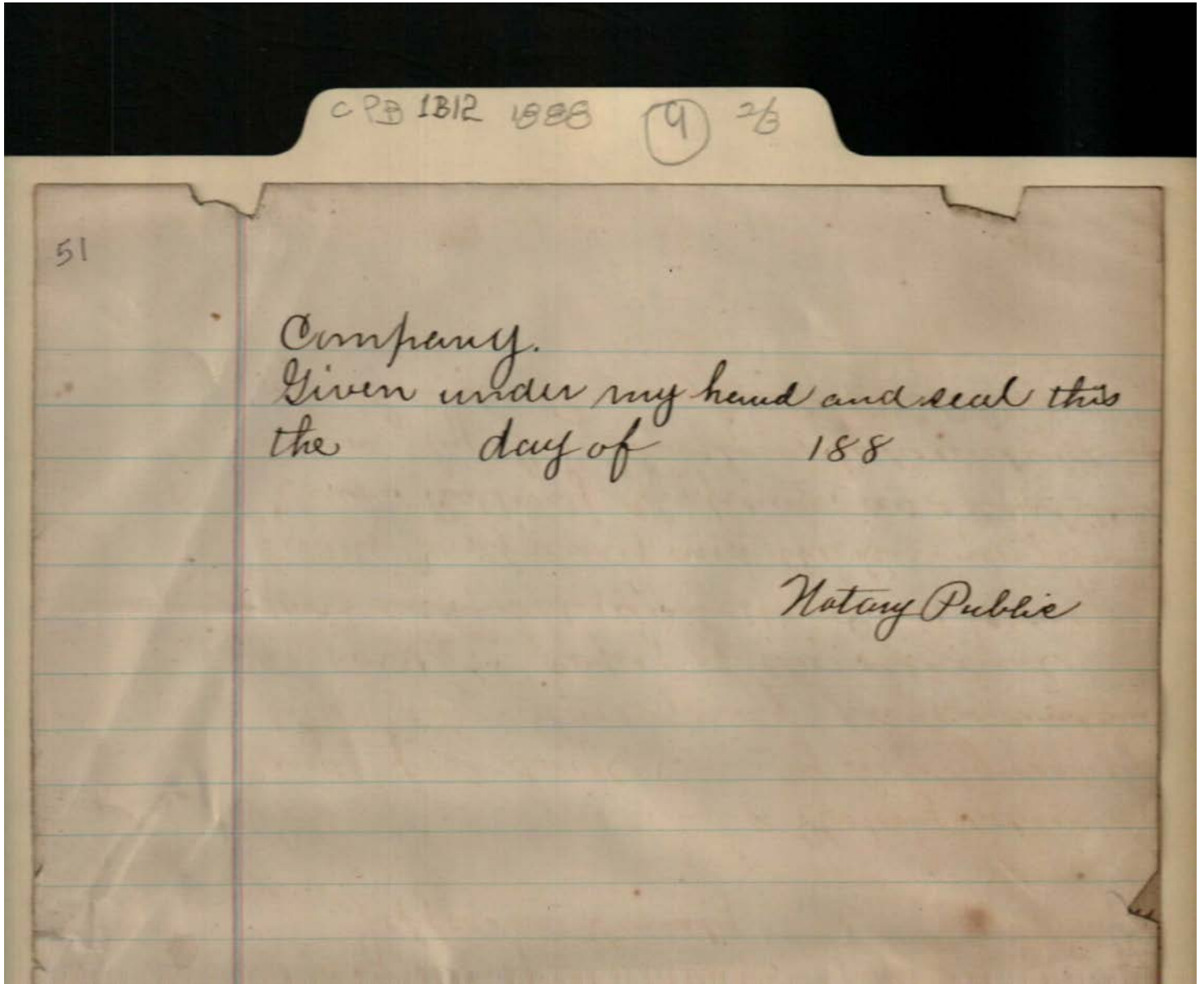
Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887



**Names:**

East Lake Land Co.

**Places:**

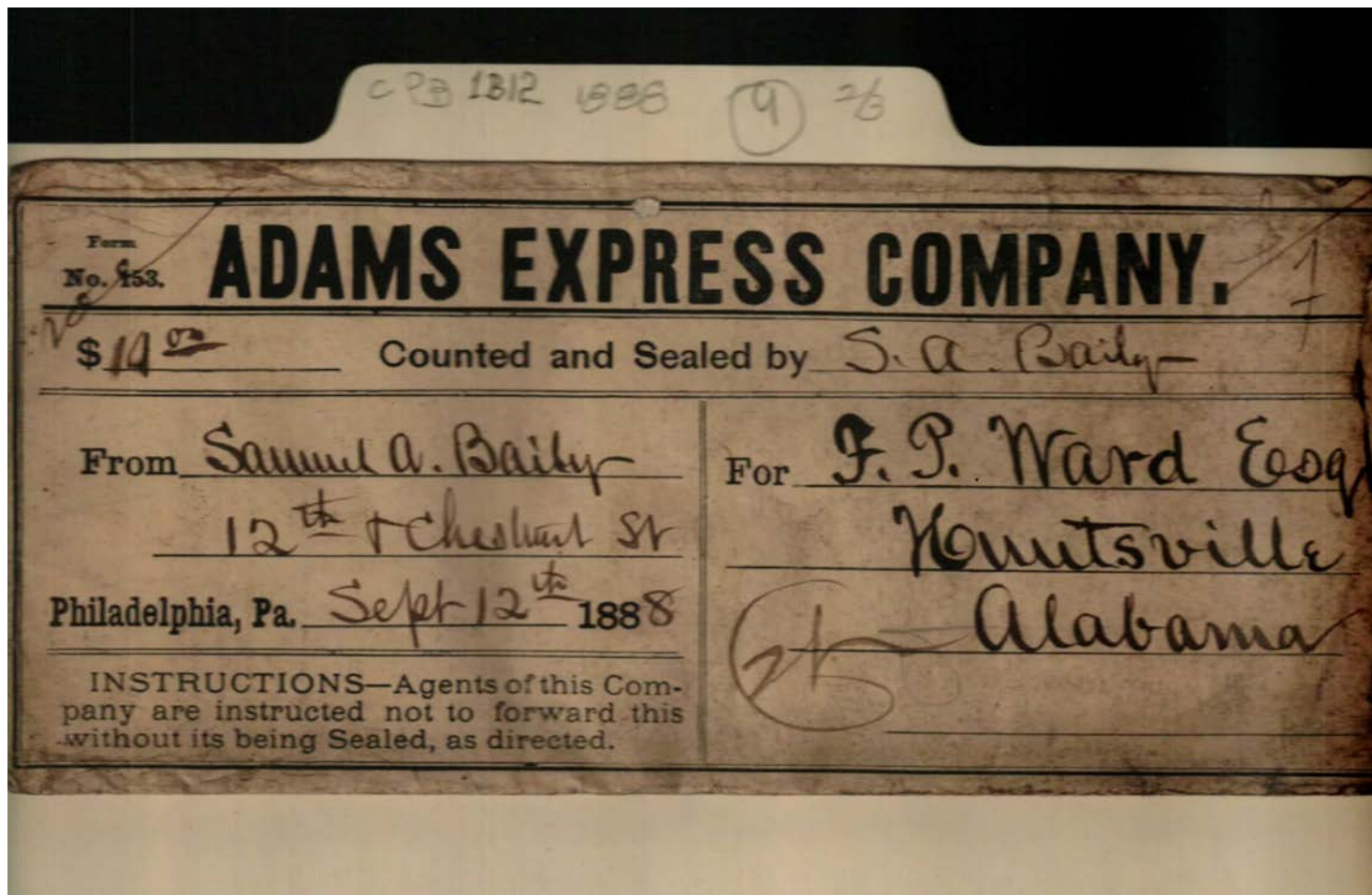
Jefferson Co., AL

**Types:**

contract

**Dates:**

June 14, 1887



**Names:**

Baily, Samuel A.

Ward, F. P.

**Places:**

Huntsville, AL

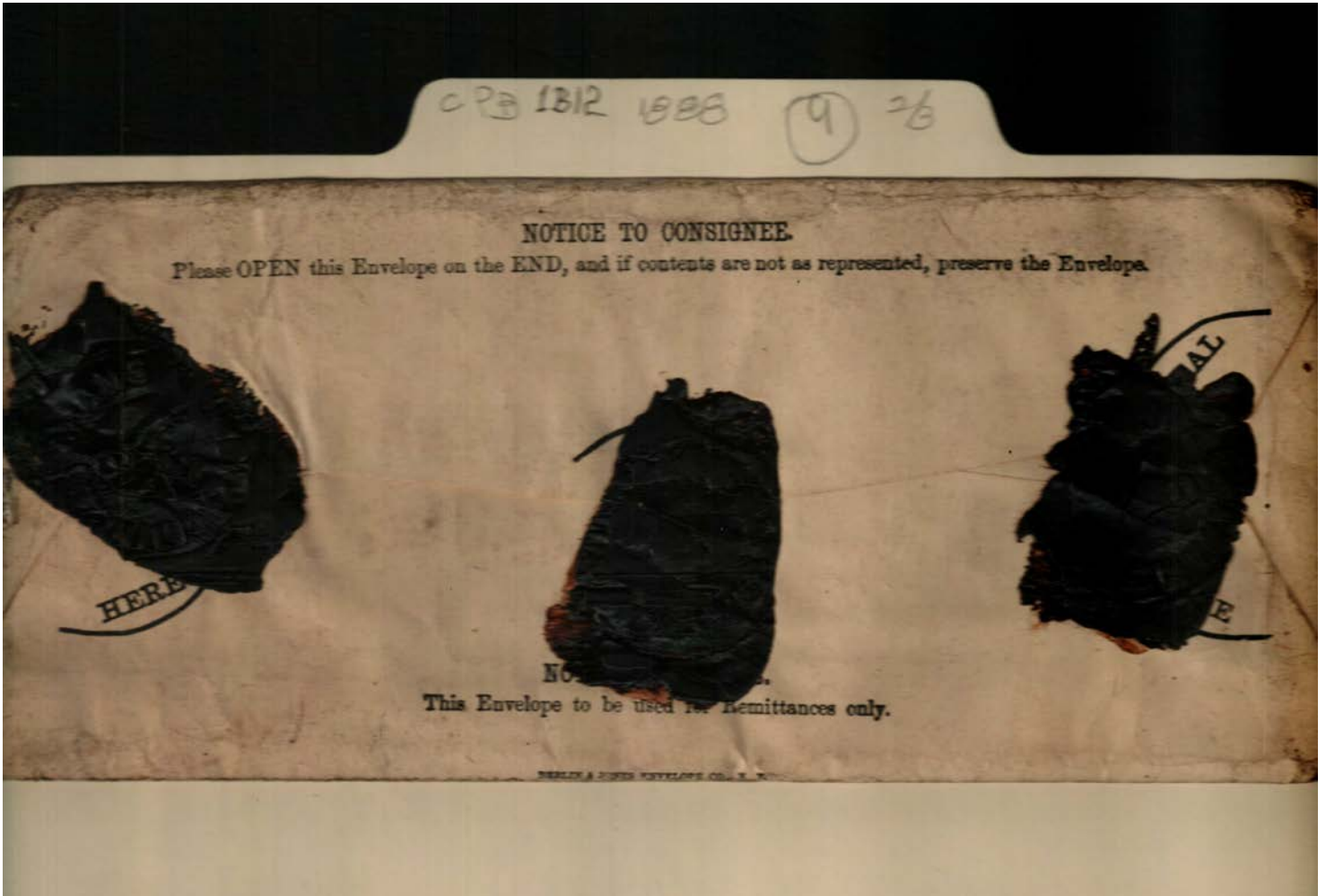
Philadelphia, PA

**Types:**

receipt

**Dates:**

Sept 12, 1888



Types:  
scrap



Frances Cabaniss Roberts Collection: Series 1, Subseries B, Box 12, Folder 9

Legal and court documents, 1888 (2 of 3)

Image 65 r01b12-09-000-0228 [Contents](#) [Index](#) [About](#)

C P 1312 1888 (9) 26

REFERRED LIST.  
1888.  
MADISON COUNTY.  
Year '88.  
LIST OF PROPERTY and ASSESSMENT VA.

State Tax on Real Estate  
 State Tax on Personal Property  
 County Tax on Real Estate  
 County Tax on Personal Property  
 Special Tax on Personal Property  
 Poll Tax  
 Assessor's Fee  
 Addition by Board of Equalization  
 Deduction by Board of Equalization  
 Assessment

Township	Range	Miles												
		0	1	2	3	4	5	6	7	8	9	10	11	12
		0	1	2	3	4	5	6	7	8	9	10	11	12

LIST OF PROPERTY returned by  
 Beat No. \_\_\_\_\_ To John W. Campbell, Tax Assessor of Madison County, for the Year 1888.

Description	Section	Town.	Range	Sq. Acres	VALUE	TAX
<i>W/2 all 1/4 1 1/2 1/4</i>	<i>2 1/2</i>	<i>4</i>	<i>2 1/2</i>	<i>720</i>	<i>2000 00</i>	
IMPROVED Acres						
UNIMPROVED Acres						
TOTAL NUMBER OF ACRES: .....						
CITY OR TOWN PROPERTY. Description: .....						

Places:

Madison Co., AL

Types:

property description

Dates:

1888

CPB 1812 1888 (9) 26

TOTAL		EXEMPT.		TAXABLE		TAX.
No.	Value	No.	Value	No.	Value	
<b>Personal Property.</b>						
1. Wharves and Wharf Boats, Tall Bridges and Ferries, Yards, Piers, Quays or Canals, where tolls are charged, Rivers, Rail Roads						
2. Floating Docks and Materials						
3. Steamboats, Irons and Water Carts of every name and kind, except such as are engaged in Foreign Commerce						
4. Stocks of Goods, Wares, and Merchandise, average amount on hand at any one time during preceding year, and including all Goods, Wares, and Merchandise kept on plantations or elsewhere, or by Railroad Companies or Manufacturing Companies, or other Associations, Corporations or persons						
5. Household Furniture						
6. Libraries						
7. Jewelry, Plate and Silver Ware, Ornaments, and articles of taste						
8. Pianos, and other Musical Instruments						
9. Paintings						
10. Clocks, Gold and Silver Watches, and Gold Safety Chains						
11. Wagons, or other Vehicles						
12. Mechanical Tools						
13. Farming Implements						
14. Drags, Bows, Knives and Files						
15. Swords, Claws and Guns						
16. Cattle						
17. Horses						
18. Swine						
19. Steers, Jacks, Lambs, and Race horses						
20. Hogs						
21. Sheep						
22. Geese						
23. Money loaned, whether in custody of the owner, or on deposit in bank or otherwise, that is money loaned, and interest thereon, or all amount repaid, when including advances from bank credits, and all money employed in the business of circulating or issuing on account of bank, bills, bills of exchange or promissory notes, or in the purchase thereof, or in the discount of bills of exchange, promissory notes or bills, or in discounting notes, bonds, stocks, bills of exchange, or promissory notes, whether by individuals, companies, corporations or associations, except when the money so employed is otherwise loaned or spent	25.00					
24. Each share of any bank, banking company or association, and each share of every national banking association located within the State, whether held or owned by individuals or associations						
25. The capital stock of all corporations, companies or associations, except as provided in property and exempt value of the State, and this shall not apply to the stock of the United States, and this shall not apply to the stock of any one of the following:	12,000.00					
26. The President, Clerk and all other civil and political property of railroads						
27. Telegraphs and electric light, telegraph poles, wires, instruments and apparatus and telegraphic property of such companies						
28. All interests, declared or unpaid, and not divided by incorporated companies doing business in this State						
29. All other property, real or personal, not otherwise specified herein						
30. Gross amount of auction sales, one-fourth of one per cent. on sale by weight, measured or one per cent.						
31. Gross amount of premiums received during the year of all licensed companies of fire, marine, and other risks, less the expenses of such companies, one per cent.						
32. Gross amount of premiums, after deducting expenses, less the expenses of such companies, one per cent.						
33. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
34. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
35. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
36. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
37. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
38. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
39. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
40. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
41. Gross amount of premiums, less the expenses, less the expenses of such companies, one per cent.						
42. Building and loan associations						
TOTAL STATE TAX						
TOTAL COUNTY TAX						
FULL TAX, including taxes on and under 45. (Special Assessment for Schools—See . . . . . T . . . . . R . . . . . No. of . . . . .)						
TOTAL STATE TAX						
ASSESSOR'S FEE						
AGGREGATE OF STATE, COUNTY, AND SPECIAL TAX						

STATE OF ALABAMA,  
Madison County.

You do solemnly swear that you will true answers make to all lawful questions which I may put to you touching the return you are about to make, and that you will make a true return of all your taxable property, at its market value on the 31 day of January preceding, to the best of your knowledge and belief, so help you God.

ATTEST: This . . . . . day of . . . . . 1888.

*A. R. Campbell*

Tax Assessor.

I HEREBY CERTIFY that in this case I administered the oath aforesaid and asked each and all of the questions prescribed by law.

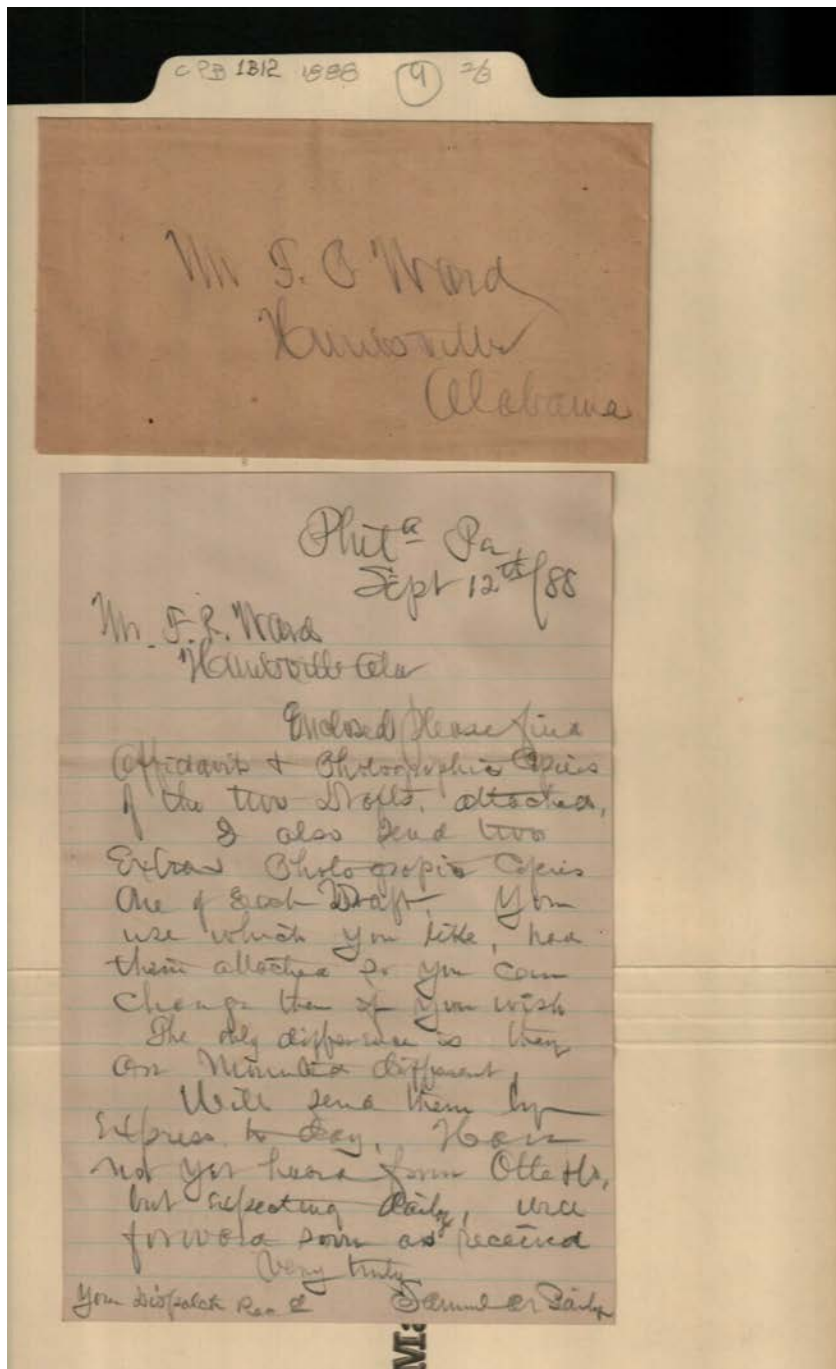
Tax Assessor.

**Names:**  
Campbell, A. R.

**Places:**  
Madison Co., AL

**Types:**  
property description

**Dates:**  
1888



**Names:**

Baily, Samuel A.

Ward, F. P.

**Places:**

Huntsville, AL

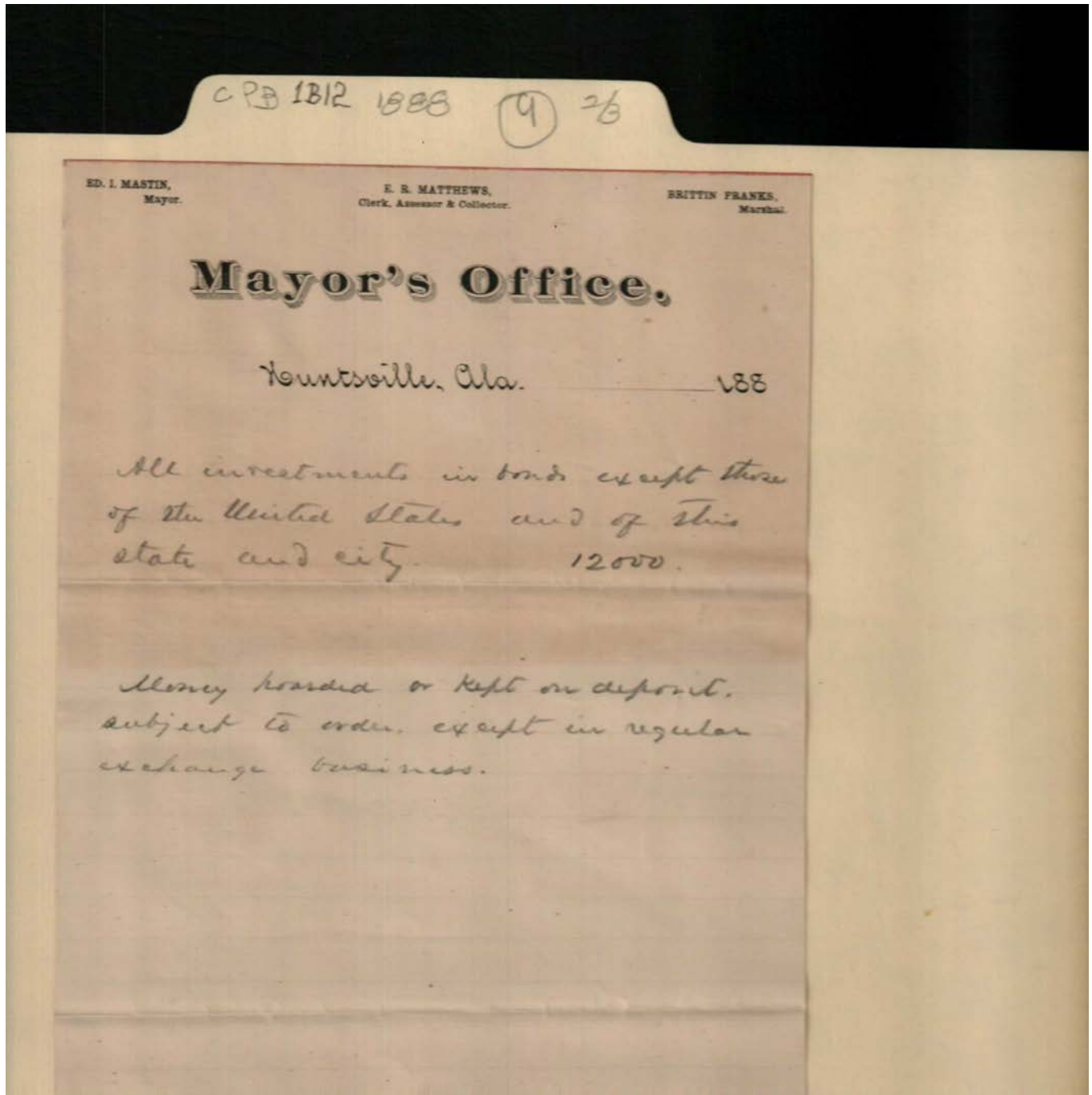
Philadelphia, PA

**Types:**

correspondence

**Dates:**

Sept 12, 1888



**Names:**

Mayor's Office

**Places:**

Huntsville, AL

**Types:**

memo

**Dates:**

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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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**Provenance:** Gift of Johanna Shields on October 28, 2006.



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