

11948

State of Alabama)
Jefferson County

In the Probate Court of Jefferson County Alabama

To The Hon. Eugene H Hawkins, Judge of said Court

Your petitioner, John T Reese, respectfully represents unto your Honor that he is the next friend of Joe P. Wagoner; that the said Joe P. Wagoner, is a man of fifty years of age, and resides at 1921 8th Avenue South, in the City of Birmingham, Alabama; that the said Joe P. Wagoner is of unsound mind and incapable of governing himself or conducting or managing his said affairs; that the said Joe P. Wagoner is unable to understand the value of money or the nature of any business or contractual affair.

The Premises Considered, your Petitioner prays that your Honor to take cognizance of the matter of this petition and appoint a date for hearing the same, and that such proceeding may be had as shall be necessary and proper to determine according to law in such cases made and provided, whether or not the said Joe P. Wagoner, is a person of unsound mind.

Given under my hand this the 14 day of January, 1941

John T. Reese

Witnesses: A W Jones
Lois E Brown

State of Alabama,
Jefferson County

Personally appeared before me, a Notary Public in and for the above named State and County, one John T Reese, who is personally known to me, and who being by me first duly sworn, on oath deposes and says that he believes the facts stated in the foregoing petition to be true.

Given under my hand and seal this the 14th day of January, 1941

Lois E. Brown
Notary Public

DECREE

Joe P. Wagoner, alleged non compos mentis,) Probate Court.
Declaring His of Sound Mind.) Case No 13291.
January 16th, 1941.

This being the day heretofore appointed for hearing the petition filed in this Court by John T. Reese, alleging therein that Joe P. Wagoner is a person of ^{unsound} mind and praying for an inquisition thereof; Now comes the said petitioner and moves the Court to grant said application; also comes F.I. Matthews, who was heretofore duly appointed by this Court to act as Guardian Ad Litem to represent and protect the interest of Joe P. Wagoner, upon the hearing of this proceeding, denying the allegations contained in said petition and demanding proof of same.

Now comes the Court and proceeds to hear said application, and after hearing the evidence and argument of counsel, the Court is of the opinion that judgment should be rendered against petitioner, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the prayer of said petition be and the same is hereby denied and Joe P. Wagoner is hereby declared to be of sound mind; it is further ordered that said petition and all other papers on file relating to this proceeding, be recorded.

It is further ordered that the costs of this proceeding be taxed against said petitioner.

State of Alabama, Jefferson County
I, Eugene H Hawkins, Judge of Probate in and for said County in said State, hereby certify that the above and foregoing is a true and correct copy of the Decree declaring Joe P. Wagoner to be of sound mind, as the same appears on file and of record in this Court.

Given under my hand and official seal this the 16th day of January, 1941
Eugene H Hawkins, Probate Judge

Filed for record in this office
January 17th 1941 at 2 PM and recorded in deed record 111, page 75 and examined L C Walker,
Judge of Probate

Handwritten mark resembling a stylized '4' or '7'.