

Montgomery County Judge of Probate Office Record Group

Repository: Montgomery County Archives, Courthouse Annex III, Montgomery, Alabama, 36104, (334)-832-7173

Collection: Montgomery County Judge of Probate Office Record Group

Reference Code: 2016.012

Collection Dates: ca. 1816-2016

Collection Size: ca.1,427.89 Linear Feet

Collection Creator: Montgomery County, Alabama Judge of Probate Office

Scope and Content: This record group consists of records created by the Montgomery County Judge of Probate Office in the course of conducting its normal business. This record group contains a wide assortment of records related to the Judge of Probate Office's former and current duties.

System of Arrangement: The Alabama Department of Archives and History (ADAH) creates manuals called records disposition authorities (RDA) to help those responsible for state and local records in Alabama manage the records under their control. The RDAs evaluate records produced by various government entities, such as the Montgomery County Office of Probate, and determines what, and how long, archives have to keep various records. In the course of doing so, the RDAs group records based on their various functions. Accordingly, this finding aid has organized the records in the Montgomery County Office of Probate Record Group based on the function they helped serve, or that which created them.

Conditions Governing Access: If materials containing personal information, such as social security numbers, are present in the collection, requests for copies of said material will require redaction of such information before the archivist makes copies. Furthermore, the notes a patron makes, whether on paper, electronic device, or on some other medium or in an additional manner, must be inspected before the patron leaves the archives.

Conditions Governing Reproduction and Use: It is presumed corporate and individual copyrights have been retained by copyright owners. Copyright restrictions apply. Users of materials should seek necessary permissions from the copyright holders to comply with U.S. copyright laws.

Accruals: Future accruals expected.

Languages and Scripts: The entire collection is recorded in English.

[For institutional use only]**Vault and Bay Number:** 116, 129

Administering Elections

- Elections Results books, ca. 1830-1992 [116: 14A, 14B]
- Probate Judge's List of Registered Voters, 1908 [116: 14A]
- Miscellaneous election materials [116, 14A, 14B]
- Voter precinct maps [14A]

Recording/Maintaining Legal Instruments and Verifications

- Garrett Index and Platt Book (on CD) [under counter in break room]
- Real Property Records books, ca.1941-1986 [129: 4A, 12B]
- Direct and Reverse Real Estate Indexes, ca. 1903-1961 [129, 6B]
- Mortgage Records books, ca. 1871-1966 [129, 7A]
- General Index to Mortgages, ca. 1869-1902 [129, 7A]
- Index to [tax] Exemption Records [129, 7A]
- Exemption Records, ca. 1881-1961 [129, 7A]
- Land for [unpaid] Taxes, ca. 1870-1876 [129, 7A]
- Records of Conveyances, ca. 1827-1887 [116, 3B]
- 16th Section land book [116, 3B]
- Deeds and Mortgages Index, 1883-1884 [116, 3B]
- Deeds of Trust, 1833-1838 [116, 3B]
- Deed Records, ca. 1870-1962 [116, 3B]
- Alabama Tract Book, ca. 1817-1908 [116, 3B]
- Montgomery County Field Notes, 1879 [116, 3B]
- Land Tract Books, ca. 1835-1956 [116, 3B]
- Marriage Record books (white), ca. 1817-1945 [116, 4B]
- Marriage Indexes (white), ca. 1871-1935 [116, 4B]
- Marriage License Application Register, ca. 1899-1904 [116, 4B]
- Marriage Records books (African American), ca. 1827-1974 [116, 4B]
- African-American Marriage Index book, ca. 1865-1935 [116, 4B]
- Marriage License Books, ca. 1974-1989 [116, 4B]
- Tax Records, 1873 [129, 7A]
- World War I and II, Korean War Discharge Papers [116, 3B]
- DD214 Papers, ca. 1988-2001 [116, 3B]
- Condemnation case files, ca. 1897-1907 [116, 3B]
- Naturalization Petition and Record, ca. 1905 [116, 4A]
- Naturalization Papers, ca. 1848-1908 [116, 8A]
- Physicians and Dentists Licensed to Practice in Montgomery County, ca. 1863-1963 [116, 5A]
- Official Bonds and Oaths, ca. 1817-1966 [116, 3B]

- Official Bonds and Oaths—Revenue Bonds, 1868-1869 1 box [116, 4A]
- Official Bonds and Oaths-Box 1 [116, 5A]
- Bonds Filed by Occupational Licensees [116, 5A]
 - Box 1
 - Folder 1-Recording/Maintaining Legal Instruments and Verifications (2.14)
 - Bonds Filed by Occupational Licensees, 1869
- (2.01) Land Records [condos]
 - Box 1
 - Final Survey [of] McGehee Estates Manor
 - Shan Sellers Office Condominium [:] Plot Plan and Floor Plan Exhibit
 - Map of Boultier Townhouses
 - Final Survey [of] McGehee Estates Manor, Lots M & N of Block L
 - Final Survey [of] McGehee Estates Manor, Lots M & N of Block L
 - Final Survey [of] McGehee Estates Manor, Lots M & N of Block L
 - Survey of McGehee Estates Embassy, A Condominium Being Lot BB McGehee Estates Plat No. 10 As Recorded in Plat Book 24 at Page 3
 - Final Survey [of] McGehee Estates Manor, Lots M & N of Block L
 - Rhodes Street Office Condominiums, Plat Plan and Floor Plan Exhibit A
 - Box 2
 - Condominium #15 Boultier Street Townhouses/ #118-128 Exhibit to Boultier Street Townhouses
 - As-Built Drawing for the Orchards at Lake Forest Condominium
 - Wetumpka Roads Apts.
 - A Physical Description [:] Old Haverty's Building, 74 Commerce Street, Montgomery Alabama
 - Walter Bragg Smith Apartments
 - Box 3
 - Quail Run Condominium, Corrective Plat [Apartment Ownership]
 - Quail Run Condominium [Apartment Ownership] (2)
 - Survey of McGehee Estates Ragsdale, A Condominium, Being Lot S, Block K
 - Walter Bragg Smith Apts, Montgomery Alabama
 - Box 4
 - Perry Professional Condominium
 - Westbury Square Corp.
 - Exhibit C-I to Declaration of Condominium of Yarbrough Place, A Condominium, Revised Site Plan Yarbrough Place
 - Carmichael Professional Plaza, A condominium, Carmichael Road, Montgomery Alabama
 - Hillwood Office Center for Aronov Realty Co. Inc.

- Box 5
 - Mosswood Plat No. 1
 - Final Survey McGehee Estates Townhouse No. 2, A Condominium, Exhibit E.
 - Renovation and Adaptive Reuse of the Hobbie Building, 260 Commerce Street, Montgomery, Alabama, Condominium 703/ The Hobbie Building
 - Site Plan, Foundation Plan, & Section [:] An Office Building for Henry Schearer
 - The Essex House, Cond. #34, Essex House Condominiums
- Box 6
 - An Adaptive Reuse of 218 Commerce Street for the Industrial Development Board of Montgomery
 - Thorn Manor #14, Pg. 1-24
 - Willow Bend Office Condominium, Condo #38, A Building for Grant-Humphrey, Zelda Street, Montgomery Alabama
 - Bellwood Medical Plaza, Condo. #43, A Building for Drs. Boswell & Nobles, Bell Road, Montgomery Alabama

Probate Court Cases and Miscellaneous Probate Office Records

- Probate Court and County Court case files, ca. 1838-present (wills, marriages, divorces, etc.) [116: 1A-3A]
- Miscellaneous Probate Court Records (administrative correspondence, tax exemptions, etc.), ca. late 19th century-1990s [116, 4A]
 - **Box 1** [This box of records was transferred from the Alabama Department of Archives and History. It is titled “Misc. Series”
 - Folder 1:** Bond, 1844
 - Folder 2:** Probate Chattel Mortgages
 - Folder 3:** Convicts Sentenced to Hard Labor, 1872
 - Folder 4:** Deed Record, 1857 Jan
 - Folder 5:** Estray Record, 1865-1866
 - Folder 6:** Deed Record, 1890-1907
 - Folder 7:** Exemption Record, 1886-1893
 - Folder 8:** Guardians Record, 1844-1867
 - Folder 9:** Official Bond Books, 1867-Power of Attorney
 - Folder 10:** Contract for Labor Records, 1868 [These appear to be labor contracts between formerly enslaved people and land owners in Montgomery County. As part of its duties, the Freedmen’s Bureau negotiated these contracts in many communities across the South. The records in this folder require further examination to determine if the Freedmen’s Bureau helped negotiate these contracts.]

Folder 11: Slaveholder Affidavits, 1860-1862 [These records document enslaved people arrested in Montgomery County. According to addendums to some of the affidavits, authorities in Montgomery County arrested some of the enslaved people as runaways from the plantations they worked at. The affidavits document the name of the enslaved person, their skin color, age, what county they lived in, and who owned them, as well as the date the slave owner filled out the affidavit.]

Folder 12: Mortgage Record, 1860

Folder 13: Oath of Alliance, August 31, 1865, William A. Malloy [during the various forms of Reconstruction, many southerners who wished to regain the right to vote, as well as other rights, had to swear an oath of allegiance to the United States of America. The document in this folder constitutes an example of such an oath.]

Folder 14: Official Bond Books, 1844-1877

Folder 15: Probate Dockets and Fee Books, 1895-1897

Folder 16: Sixteenth Section Land Books, 1833-1850

Box 2—"Miscellaneous—Old Papers Filed but not Recorded, Needs Processing—19th Century Claims & Estates" [This box has not yet undergone processing]

- Veterans Administration Correspondence [116, 3B]
- Bank Books, ca. 1913-1953 [116, 4A]
- "J. B. Gaston Records," ca. 1880-1890 [116, 4A]
- Probate Court Loose Records, ca. 1840-1940 [116, 4A]
- Montgomery County Common Court of Pleas Indexes [116, 5A]

Certifying Corporations

- Corporation Record books, ca. 1887-1967 [116, 5A]
- Municipal Incorporation Records, ca. 1895-1953 [116, 5A]

Establishing the Validity of Wills/Documenting the Administration of Estates

- Estate Records, 1823-1829 [116, 4A]
- Estate Tax Records, ca. 1934-1941 [129, 7A]
- Minutes & Record of Partial [estate] Settlement, ca. 1870-1883 [129, 7B]
- Index to Estate Case Files, ca. 1869-1957 [116, 4B]
- Wills books, ca. 1820-1967 [116, 3B]
- Estate (Final Settlement) Book, ca. 1819-1878 [116, 4A]
- Sale Record of Personal Property from Estate, ca. 1870-1880 [116, 5A]
- Executor's Record, ca. 1870-1899 [116, 3B]
- Bonds of Executors and Administrators, ca. 1848-1914 [116, 5A]
- Montgomery County Probate Judge Executor's Record, ca. 1868-1891 [116, 5A]

- Administrator's Bond record books, ca. 1920-1967 [116, 4A]

Adjudicating

- Indexes to Probate Records and Minutes [129, 6B]
- Notary Docket, ca. 1989-2003 [129, 7A]
- Probate Court Memo books, ca. 1860-1953 [129, 7A]
- Probate Court Minute Books, ca. 1830-1967 [129, 7B]
- Involuntary Commitment Records, ca. 1902-2008 [access highly restricted] [116, 3B]
- Commitment Certifications, ca. 2008-2014 [access highly restricted] [116, 3B]
- Commitment Books 1-21 [access highly restricted] [116, 3B]
- "Insane Affidavits" [access highly restricted] [116, 3B]
- Consolidated Docket and Fee Books, 1-137 [116, 4B]
- Motion Docket, 1854 [129, 7A]
- Trial Docket Tax Payers, ca. 1922-1931 [129, 7A]
- Montgomery County Court of Common Pleas, Execution Docket, ca. 1927-1934 [116, 5A]
- Montgomery County Court of Common Pleas records, ca. 1944-1959 [116, 5A]
- Montgomery County Court Minutes, ca. 1822-1839 [116, 4A]
- Montgomery County Court Solicitors Fee Book, 1895-1902 [116, 4A]
- Montgomery County Court Trial Docket and Minutes, ca. 1838-1839 [116, 9A]
- Orphans Court Minutes, ca. 1822-1955 [116, 3B]
- Orphans Court Minutes Index [116, 3B]
- Minor's Trust Fund, ca. 1972-1988 [116, 3B]
- Guardian Record Books, ca. 1831-1937 [116: 3B, 4A]
- Guardian Record Index Books, ca. 1953-1967 [116, 3B]
- Contested Guardianship Records, ca. 1936-1954 [116, 3B]
- Montgomery County Justice of the Peace Docket, 1908 [116, 5A]
- Montgomery City Court Grand Jury Docket, ca. 1904-1905 [116, 5A]
- Montgomery County Justice of the Peace Criminal Docket and Fee Book, ca. 1920-1954 [116, 5A]
- Fee and Docket books, ca. 1875-1918 [116, 5A]
- Guardian Bonds, ca. 1882-1913 [116, 5A]
- Tax Dockets, ca. 1917-1954 [116, 8A]
- Administrator and Guardian Bonds, ca. 1818-1954 [116, 3B]
- "Montgomery County Probate Judge Index to Orphans" [116, 4A]
- Insolvent Dockets, ca. 1869-1922 [116, 3B]
- Solvent Dockets, ca. 1916-2007 [116, 3B]
- Probate Docket and Fee Book, ca. 1866-67 [116, 4A]

- Adoption Records, Books 1-3, 5-13, 15-25, two indexes [116, 3B]

Licensing

Box 1

- Jefferson County Department of Revenue Tag Manual [116: 5A]

Administering Internal Operations (Probate Office)

- Probate Judge Inventory Record, ca. 1821-1953 [116: 3B, 4A]
- Probate Administrative records, ca. 1817-1918 [116, 4A]
- Probate Court Administrator's Record, ca. 1870-1899
- Administrative Inventory Record, ca. 1870-1934 [116, 4A]
- Administrative Appointment Record, ca. 1879-1900 [116, 5A]
- General Administrative Records, ca. 1929-1935 [116, 5A]
- Administering Internal Operations-Managing the Agency: Internal Policies and Procedures Box 1 [116, 5A]
- Administering Internal Operations-Managing the Agency: Probate Office History Records [116, 5A]
 - Box 1
 - Folder 1- -Montgomery County Probate Office Organizational Charts
 - Folder 2- - Notification of Probate Office Move
 - Box 2
 - Three 17x21.5 in. Photographs of Probate Judge Reese McKinney (1998-2012)
- Administering Internal Operations-Managing the Agency: Publicity and Informational Materials 1 Box [116, 5A] *Note: some of the photographs in this sub-category consist of born-digital photographs. Users can access the born-digital photographs by using the Montgomery County Archives' ArchivesSearch program available in-house.
- Administering Internal Operations-Managing Finances: 1 box [116, 5A]
 - Box 1
 - Folder 1—Hava/disability grant contract (2010)
 - Folder 2—Wells action in mailing (2010)
- Administering Internal Operations-Managing Human Resources: Employee Newsletters, Box 1 [116, 5A]
- Administering Internal Operations-Managing Human Resources: Training standards, etc. [116, 5A]
 - Box 1
 - Folder 1- Administering Internal Operations-Managing Human Resources (9.07) Training Records-Documenting Performance, etc.

Records No Longer Created

- Index to Poll Tax Record From Other Counties, ca. 1961-1963 [129, 7A]
- Cattle Brand Records, ca. 1935-1943 [129, 7A]
- Delayed Birth Certificates, ca. 1910-1940 [116, 3B]
- Birth Decrees, ca. 1944-1952 [116, 3B]
- Records of Birth, ca. 1913-1917 [116, 3B]
- Death Register, ca. 1908-1912 [116, 3B]
- Birth Register, ca. 1908-1912 [116, 3B]
- Dower Record book, ca. 1847-1887 [116, 4A]
- Road Overseer Records, ca. 1840s [116, 3B]
- Montgomery County Probate Judge Abstract Records of Chattel Mortgages, ca. 1888-1903 [116, 5A]
- Non-Age Petitions, ca. 1919-1968 [116, 3B]
- Non-age Decrees [116, 3B]
- Estray Records, ca. 1826-1880 [116, 4A]
- Probate Judge's Letter Book, ca. 1868-1876 [116, 5A]