J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 704.

NOTE OF TESTIMONY:

This cause is submitted in behalf of Complainant upon the original Bill of Complaint, Lis Pendens Notice, Proof of Publication, Motion for Decree Pro Confesso on Publication against Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake. Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley, John A. Carlson, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Cempbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Anne LeBaron, M. Adaloza

LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert Mc-Connell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce. John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Simms, J. H. Stammyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West, and Louis Young, and against each of them, and the unknown heirs, devisees and grantees of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, lien or encumbrance upon said lands, in Baldwin County, Alabama, to-wit:

> East half of Southwest quarter and Southeast quarter of Section 21; Southwest quarter of Section 22; North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27; Northeast quarter, Southeast quarter of Northwest quarter,

Subdivisions A, B, C, D, and E, of Section 28; Subdivision A, D, and F of Section 29; Subdivision D of Section 30; 24 acres in East part of Southeast quarter of Southeast quarter of Section 31; Southwest quarter of Southwest quarter of Section 32 and 3.68 acres on the East side thereof; Subdivision A and Northwest quarter of Northwest quarter of Section 33; All in Township 3 South of Range 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Section 5;
Subdivisions C, D, and E of Section 6;
All Fractional Section 7;
Subdivisions A and B of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being a line running from the Apalachee River East by 6° South the distance of 12 miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called, la miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it and Southwardly and Eastwardly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the Southwest corner of said Town of Blakely, according to said plat, containing 500 acres, being a part of said 800 acre tract, that part South of Town of Blakely and being the same land conveyed to the Branch Bank of Mobile by Mrs. R. A. Godbold, by deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Campbell, December 13th, 1878, and by Elizabeth Campbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land ceded to Josiah Blakely, by Act of Congress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South, Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T" of Records of Baldwin County, Alabama, at page 507.

The West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point inter-

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 32, thence South 80 rods on the East line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Range 2 East;

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. McMillan: thence East along the South line of land

owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, page 6, made by J. E. Buck,

Decree Pro Confesso against parties above named; Commission to Take Testimony; Testimony of Mr. J. Willard Newman; Mr. Frank B. Nihart; and Mr. H. M. Hall; Request for Taking of Testimony; Notice of time of taking Testimony; and Request for Decree in Vacation.

Dated this 24th day of May, 1941.

Register.

CIRCUIT COURT OF BALDWIN COUNTY,

BALDWIN COUNTY.

STATE OF ALABAMA,

IN EQUITY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, That you summon SAMUEL ACRE, PHILLIP ANDREWS, F. W. ARMSTRONG, JOHN AUSTIN, SAMUEL AARON, S. C. AUSTIN, ARTEMESIA ARNOLD, EMIL J. BIHLER, JULIA S. BARNES, BANK OF STATE OF ALABAMA - BRANCH OF MOBILE, ANN E. BROOKS, CHARLES BROOKS, AARON BARLOW, HENRY BRIGHT, GEORGE BURCH, URIAH BLUE, ANSON BLAKE, THOMAS BLAKE, F. BROWN, F. W. BRADY, SYLVESTER BILL, WILLOUGHBY BARTON, B. BRUMLEY, W. C. BULL, PATRICK BYRNE, J. S. BEERS, S. H. BABCOCK, G. W. G. BANKSTON, ELIJAH BENJAMIN, ELISHA BENNIMAN, J. BRIGHT, BESSIE BARNABY, W. J. BOWEN G. B. BRACG, RACHEL BRAGG, MARGARET BONIFAY, HENRY BEARD, JOSIAH BLAKELEY, JOSEPH CHASTANG, JEANNE CHASTANG, PIERRE CHASTANG, EUGENE CHASTANG, ELIZABETH CHASTANG, BRUNE CHASTANG, MARGUERITE CHASTANG, MANNETTE CHASTANG, T. B. CREAGH, JAMES CONWAY, R. C. CALDWELL, W. CAYWOOD, WM. COOLIDGE, JOHN CONNELLY, W. C. COOLIDGE, DANIEL CAMPBELL, J. COOLIDGE, MARY COOLIDGE, W. B. CURTIS, WILLIAM CHASE, ADELAIDE CONWAY, PATRICK CONWAY, CHARLES CONWAY, MARY ANN CHANDLER, WILLIAM CONVAY, ANNIE CIRLAT, W. ROSS DODGE, DANIEL DUVAL, R. DAVENPORT, GEORGE DUNNER, MARY E. DAVIS, THOMAS DENNIS, LUCRETTA EDMUNDS, SAMUEL EDMUNDS, CHINA EVANS, LUCY EVANS, JOHN FOWLER, ED FREEMAN, JOSEPH FOSTER, SAMUEL FOOTE, DAVID FRANKS, CHARLES FOSTER, ROME FOUNTAIN, FRANKLIN FICKLING, WASHINGTON FERGUSON, HARRIET FOUNTAIN, ZACHARIAH GODBOLD, JOSMPH D. GODBOLD, WILLIAM G. GODBOLD, CADE M. GODBOLD, JOHN GODBOLD, HELEN S. GULLETTE, ZACHARIAH GURNEY, SAMUEL HAINES, JOHN H. HUBBARD, JOHN HUFF, JOHN R. HARRIS, S. H. HERRICK, G. W. HILLIARD, ABRAHAM HEART, SIMON HILLYER, LUD HARRIS, JOHN HUBBARD, WM. HOWLEY, LOUISA HEFFORD, N. HAYDEN, MRS. L. T. HENDERMORST, J. A. HAMMOCK, GEORGIANA HAMMOCK, PRUDENCE HAMMOCK, LONATHAN HUMBER GOLDBANK MICHAEL HAMMOCK, PRODUCE HAMMOCK, LONATHAN HUMBER GOLDBANK MICHAEL HAMMOCK, GEORGIANA HAMMOCK, PRUDENCE HAMMOCK, LONATHAN HUMBER GOLDBANK MICHAEL HAMMOCK, PRUDENCE HAM JONATHAN HUNT, HAND LUMBER COMPANY, WILLIAM F. HODGE, GEORGE G. HENRY, HATTIE IBACH, LEWIS JUDSON, JOSHUA KENNEDY, SALOME E. KING, WILLIAM KITCHEN, LANCELOT KELLY, MARY KELLER, MARIETTA KING, L. R. KIMBALL, HELEN L. LUMSDEN, J. B. LEAVENS, WILLIAM LAWRENCE, PETER LUDLOW, WILLIAM A. LEBARON, JANE LEBARON, ANN LEBARON, M. ADALOZA LEBARON, JOSEPH M. LEBARON, FLORENCE LEBARON, THOMAS M. LEBARON, JULIA LEBARON, ALEXANDER LEBARON, MARY LEBARON, JAMES MAGOFFIN, L. MERCHANT, LOUIS MARCHAND, J. MOORE, JOS. F. MILLER, JOHN R. MOTTLEY, THOMAS M. MERWIN, F. W. MILLER, H. W. MANSON, SCARBOROUGH MELVIN, MARY MORGAN, LAURA S. MCNEIL, CAROLINE MCKINSEY, ARCHI-BALD MCLOCKLIN, FRANCIS MCHUGH, MILTON MCKNIGHT, SALLIE MCMILLAN, ROBERT MCCONELL, MARGARET MCDONALD, JOHN NICHOLSON, WILLIAM OLIVER, UZAL OGDEN, JOSEPH PHILLIPS, T. POWELL, J. R. PETERS, A. M. PEASLY, J. W. PETERS, D. PENNFIELD, O. PEABODY, E. PENNIMAN, ISAAC PATTON, T. L. PARKER, M. POWELL, G. W. POE, MARY E. PIERCE, JOHN EDWARD PIERCE, HELENA POND, ALVIN ROBESHAW, THOMAS RICHARDSON, Z. REINGARD, BRYANT RANDALL, ISIAH RANDALL, JAMES REINGARD, FRANCIS REINGARD, ELIZABETH REINGARD, J. F. ROBERTS, WM. C. RAYNOR, NETTIE RANDOLPH, SAMUEL SMITH, LEWIS SEWALL, CYKUS SIBLEY, CHARLES S. SIBLEY, ORIGEN SIBLEY, EUGENE SIBLEY, GUY C. SIBLEY, F. E. SIBLEY, JOSEPHINE STEVENS, JOSEPH SANDS, JACKSON M. STANARD, CHARLOTTE G. SHACKLEFORD, WILLIAM STANARD, GEORGE STANARD, ANN STANARD, MABEL STANARD, MARY B. STANARD, IRENE STANARD, ARTEMUS O. SIBLEY, J. L. SEABURY, ORIGEN SIBLEY, JR., WILLIAM STADDARD, J. BRAINARD SIBLEY, RUSSELL STEBBINS, EDWARD S. SIBLEY, W. W. SEATON, ARTEMESIA SEARING, SARAH SIMMONS, WILLARD SIBLEY, J. E. SHEFFIELD, ROBERT SIBLEY, W. E. SMITH, WALTER SIBLEY, JOSEPH SWEET, AUGUSTA SIBLEY, F. B. STOCKTON, W. SPEAKE, S. SPEAKE, WILLIAM S. SPENCER, A. F. STONE, CHARLES STEBBINS, SETH STODDER, R. H. STANDRICH, LEE SLAUGHTER, JOHN STOCKINS, JR., H. SEJOURNEY, D. W. SMITH, THOMAS STURTEVANT, SAMUEL ST. JOHN, D. SIMPSON, ALEXANDER SIMS, J. H. STAMMYRES, HENRY ST. CYRE, JOHN TROUILLETTE, AUGUSTUS TRASK, EBEN TOWNSEND, RICHARD THORNE, JOHN THORNE, THOMAS TROUT, WILLIAM WILKINS, CALVIN F. WILKINS, NANCY WARD, T. B. WAKEMAN, J. P. WEEKS, EZEKIEL WEBB, S. B. WATERS, SAMUEL G. WHEELER, JOHN D. WILLIAMS, J. V. WEBSTER, J. D. WILLIAMS, M. WILLIAMS, A. Y. WALTON, ELEANOR WILKINS, C. W. WILKINS, CAROLINE M. WILKINS, DAVIS WEBSTER, ASA WHITEHOUSE, D. W. WHEELOCK, ANNETTE D. WEST, LOUIS YOUNG, if they be living, and if dead, the unknown heirs and devisees of them, and each of them, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by J. WILLARD NEWMAN against said above named, and further to do and perform what said Judge shall order and direct in that behalf. And this the said Respondents shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the exeday of March, 1941.

R.S.	Duch
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T. INTT' T A T) TO STEEMEN A ST) IN THE CIRCUIT COURT OF
J. WILLARD NEWMAN,) IN THE CIRCUIT COURT OF
Complainant,) BALDWIN COUNTY, ALABAMA.
VS.	
JOSIAH BLAKELY, ET AL.,) IN EQUITY.
Respondents.	· ·

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

Comes your Complainant, J. WILLARD NEWMAN, and presents his Bill of Complaint against the following described lands in Baldwin County, Alabama, to-wit:

East half of Southwest quarter and Southeast quarter of Section 21; Southwest quarter of Section 22; North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27; Northeast quarter, Southeast quarter of Northwest quarter, Subdivisions A, B, C, D, and E, of Section 28; Subdivisions A, D, and F of Section 29; Subdivision D of Section 30; 24 acres in East part of Southeast quarter of Southeast quarter of Section 31; Southwest quarter of Southwest quarter of Section 32 and 3.68 acres on the East side thereof; Subdivision A and Northwest quarter of Northwest quarter of Section 33; All in Township 3 South of Range 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Section 5;
Subdivisions C, D, and E of Section 6;
All Fractional Section 7;
Subdivisions A and B of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being a line running from the Apalachee River East by 6° South the distance of 1½ miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called 1½ miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it

EXCEPTING, HOWEVER, the following lands: East half of Northwest quarter, North half of Northeast quarter of Southwest quarter, Southeast quarter of Southwest quarter, and Southwest quarter of Southeast quarter of Section 6, Township 4 South of Range 2 East;

Northeast quarter, Northeast quarter of Northwest quarter, Northhalf of Southwest quarter, West half of Southeast quarter, and Southeast quarter of Southwest quarter of Section 7, Township 4 South of Range 2 Bast;

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 32, thence South 80 rods on the East line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Range 2 East;

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. McMillan; thence East along the South line of land owned by said McMillan 10.17 chains to the Northwest corner of land owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, page 6, made by J. E. Buck.

and against Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley, John A. Carlson, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Ed-

munds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, 🦿

Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander Le-Baron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stanmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West, and Louis Young, and against each of them,

J. WILLARD NEWMAN,

Complainant,

vs.

JOSIAH BLAKELY, ET AL.,

Respondents.

BALIMIN COUNTY, ALABAMA, IN THE CIRCUIT COURT OF

NO. 704.

IN EQUITY,

ties my 24, 1941.

separately and severally, and if either or any of them be dead, then against their, and each of their, heirs, devisees and grantees, separately and severally, and against any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands or any part or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That your Complainant is over twenty-one years of age and a bona fide resident of the State of Alabama, residing in Mobile County; that he is the owner in fee simple and in the actual possession of said lands, in Baldwin County, Alabama, described as follows, to-wit:

East half of Southwest quarter and Southeast quarter of Section 21; Southwest quarter of Section 22; North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27; Northeast quarter, Southeast quarter of Northwest quarter, Subdivisions A. B. C. D. and E of Section 28; Subdivisions A. D. and F of Section 29; Subdivision D of Section 30; 24 acres in East part of Southeast quarter of Southeast quarter of Section 31; Southwest quarter of Southwestquarter of Section 32 and 3.68 acres on the East side thereof; Subdivision A and Northwest quarter of Northwest quarter of Section 33; All in Township 3 South of Range 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Section 5;
Subdivisions C. D. and E of Section 6;
All Fractional Section 7;
Subdivisions A and B of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being a line running from the Apalachee River East by $6^{\rm o}$ South the distance of 12 miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called, $l^{\pm}_{\mathbb{Z}}$ miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it and Southwardly and Eastwardly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the Southwest corner of said Town of Blakely, according to said plat, containing 500 acres, being a part of said 800 acre tract, that part South of Town of Blakely and being the same land conveyed to the Branch Benk of Mobile by Mrs. R. A. Godbold, by

deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Campbell, December 13th, 1878, and by Elizabeth Campbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land ceded to Josiah Blakely, by Act of Congress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South, Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T" of Records of Baldwin County, Alabama, at page 507.

The West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor, bearing a course South 37° West, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchased by Charles Conway and conveyed by him to William Conway and by him to Haynes and by Haynes to Austin and by the heirs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Baldwin County as Section 40, which tract of land was ceded to Charles Conway by Act of Congress of April 25th, 1812.

The tract of land known as the Charles Conway, Jr. Donation, being Section 41, Township 4, bounded North by Edmunds and Hunt and South by Donation Section 40, East by Sections 4 and 9 and West by Bay Minette, excepting so much of said tract as has been sold to W. L. Thompson by A. W. Sibley, being about 100 acres, more or less, of the West portion of said tract, and being the same tract of land ceded to Charles Conway by Act of Congress of April 25th, 1812, and known on the recorded maps of said Baldwin County as Section 41, Township 4 South, Range 2 East.

That parcel of land lying within the boundaries of the Henry Conway Donation, in Township 3 South of Range 2 East, commencing on the North boundary line of the Henry Conway Donation 16 chains and 50 links East of the Northwest corner of said Henry Conway Donation and running thence South 12 chains to a stake, thence East 8 chains and 33 links to a stake; thence 12 chains to the North boundary line of the said Henry Conway Donation, thence West along said North boundary line of said Henry Conway Donation to the place of beginning, containing 10 acres, more or less.

That portion of Section 43, Township 3 South of Range 1 East and Section 43, Township 3 South of Range 2 East, lying North of a line running 6° South of East from the intersection of the South line of Section 43, Township 3 South of Range 1 East with Tensaw River, formerly known as the Town of Blakely.

EXCEPTING, HOWEVER, the following lands: East half of Northwest quarter, North half of Northeast quarter of Southwest quarter, Southeast quarter of Southwest quarter, and Southwest quarter of Southeast quarter of Section 6, Township 4 South of Range 2 East; Northeast quarter, Northeast quarter of Northwest quarter, Northhalf of Southwest quarter, West half of Southeast quarter, and Southeast quarter of Southwest quarter of Section 7, Township 4 South of Range 2 East;

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 32, thence South 80 rods on the East line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Range 2 East;

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. McMillan; thence East along the South line of land owned by said McMillan 10.17 chains to the Northwest corner of land owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, page 6, made by J. E. Buck.

SECOND:

That no suit is pending to test the Complainant's title to, interest in, or his rights to the possession of said lands.

THIRD:

That the Complainant obtained title to said lands by purchases as follows: The Northwest quarter of the Southwest quarter of Section 4, Township 4 South of Range 2 East and the North half of the Southeast quarter of Section 5, Township 4 South of Range 2 East, from N. N. Skoglund, a widower, by Warranty Deed, dated June 6th, 1936, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 59 NS, page 348; That parcel of land lying within the boundaries of the Henry Conway Donation, in Township 3 South of Range 2 East, commencing on the North boundary line of said tract 16 chains and 50 links East of the Northwest corner of said Henry Conway Donation and running thence South 12 chains to a stake, thence East 8 chains and 33 links to a stake; thence 12 chains to the North boundary line of the said Henry Conway Donation, thence West along said North boundary line of said Henry Conway Donation to the place of beginning, containing 10 acres, more

or less, from Reubin H. Raspberry and Martha Raspberry, his wife, by Warranty Deed dated December 15th, 1899, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 1 NS, pages 489-90; That portion of Section 43, Township 3 South of Range 1 East and Section 43, Township 3 South of Range 2 East, lying North of a line running 6° South of East from the intersection of the South line of Section 43, Township 3 South of Range 1 East with Tensaw River, formerly known as the Town of Blakely, from Thomas W. Richerson, Register in Chancery of Baldwin County, Alabama, by deed dated August 29th, 1928, and of record in Deed Book 45 NS, pages 412-13; That certain tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being a line running from the Apalachee River East by 6° South the distance of $1^{\frac{1}{2}}$ miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called, la miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres, and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it, and Southwardly and Hastwardly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the Southwest corner of said Town of Blakely, according to said plat, containing 500 acres, being a part of said 800 acre tract, that part South of Town of Blakely, and being the same land conveyed to the Branch Bank of Mobile by Mrs. R. A. Godbold by deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Campbell, December 13th, 1878, and by Elizabeth Campbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land ceded to Josiah Blakely, by Act of Congress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South of Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T" of Records of Baldwin County, Alabama, at page 507; Also the West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama,

said survey being recorded in said Baldwin County; Also Subdivision D of Fractional Section 5, Township 4 South of Range 2 East, containing 35.88 acres; Also Subdivisions C, D, and E of Fractional Section 6, Township 4 South, Range 2 East, being all of said Fractional Section 6; Also beginning at a stake on the margin of Bayou Minette running Northwesterly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor, bearing a course South 37° Test, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchased by Charles Conway and conveyed by him to William Comway and by him to Haynes and by Haynes to Austin and by the heirs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Baldwin County as Section 40, which tract of land was ceded to Charles Comway by Act of Congress of April 25th, 1812; Also the West Division B of Fractional Section 8, Township 4 South, Range 2 East, containing 56 acres; Also the Southwest quarter of the Southwest quarter of Section 4, same Township and Range, containing 40 acres; Also Fractional Section 7, same Township and Range, containing 55 acres; Also the tract of land known as the Charles Conway, Jr. Donation, being Section 41, Township 4, bounded North by Edmunds and Hunt and South by Donation Section 40, East by Sections 4 and 9 and West by Bay Minette, excepting so much of said tract as has been' sold to W. L. Thompson by A. W. Sibley, being about 100 acres, more or less, of the West portion of said tract, and being the same tract of land ceded to Charles Conway by Act of Congress of April 25th, 1812, and known on the recorded maps of said Baldwin County as Section 41, Township 4 South, Range 2 East, excepting, however, 10 acres of land in the Henry Conway Donation above described now owned by deed of Kittie H. Fulford and husband to Reuben H. Rasberry, dated December 26th, 1894, and recorded in Book "T", of Records of Baldwin County, Ala., at pages 620-1; Also Fraction A of Section 8, Township 4 South of Range 2 East, containing 620.20 acres; Also the East half of the Southeast quarter of Section 20, the Southwest quarter and the Southeast quarter of Section 21, the Southwest quarter of Section 22, Subdivision A of Section 29, containing 60.20 acres, Subdivision D, containing 22.50 acres, excepting 4.94 acres sold to Thomas Dennis, and 10 acres sold to W. T. Davison; Subdivision E and F, containing 45 acres each, all in Section 29, Subdivision D of Section 30, containing 31.16 acres, the Northeast quarter and the Northwest quarter of Section 28, the Southeast Fractional one-fourth of C and D of Section 28, North half of Southwest quarter and South half of Northwest quarter and Northeast quarter of Northwest quarter, all in Section 27, and North half of Northwest quarter, Fractional Section 33 (A), containing 76 acres, all of said land lying and being in Township 3 South, Range 2 East, that is last above described, from Hiram C. Taylor and Mary J. Taylor, husband and wife, and Thomas W. Taylor and Alice J. Taylor, husband and wife, by Warranty Deed dated August 9th, 1899, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Book "Z", pages 396-401.

FOURTH:

That the title to said lands claimed by the Complainant stands upon the records in the Probate Court of Baldwin County, Alabama, in the names of J. Willard Newman, Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blake-John A. Carlson, ley / Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Gurtis, William Chase, AdelaideConway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adaloza

Le Baron, Joseph M. Le Baron, Florence Le Baron, Thomas M. Le Baron, Julia Le Baron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald. John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond. Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stanmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Traut, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins. Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West and Louis Young.

FIFTH:

That no one has at any time within ten years next preceding the filing of this Bill of Complaint paid any taxes upon, or had any possession of said lands, or any part thereof, except J. Willard Newman and N. N. Skoglund.

SIXTH:

That the only persons known by your Complainant to claim said lands or any part thereof or any interest therein are: Your Complainant, J. Willard Newman and Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann. E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch,

Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, John A. Carlson, Josiah Blakeley, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase. Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie Mc-Millan, Robert McConnell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard,

Trene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddoard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffiek, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejuourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stanmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West, and Louis Young; that a diligent search and inquiry has been made by and at the request of the Complainant from residents in the vicinity of said lands, and Bay Minette, in Baldwin County, Alabama, and from the records at Bay Minette, the County Seat of Baldwin County, Alabama, to ascertain the present addresses of said parties, and whether or not they or any of them are dead, and if dead, the names, ages and addresses of their, and each of their heirs, and they are unknown; that from such information obtainable, all are over twenty-one years of age and non-residents of the State of Alabama, and that kone are in the military or naval service of the United States of America.

PRAYER FOR PROCESS

WHEREFORE, your Complainant prays that this Honorable Court will take jurisdiction of the cause made by this Bill of Complaint and by appropriate process make the said Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron,
S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brocks, Charles Brocks, Aaron Barlow, Henry Bright,
George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester
Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H.
Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby,
W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley,
John A.Carlson,
Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang,
Brune Chastang, Marguerite Chastang, Mannette Chastang, T. E. Creagh, James Conway,
R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell,

J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway,

gress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South, Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Bock "T" of Records of Baldwin County, Alabama, at page 507.

The West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor, bearing a course South 37° West, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchased by Charles Conway and conveyed by him to William Conway and by him to Haynes and by Haynes to Austin and by the heirs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Baldwin County as Section 40, which tract of land was ceded to Charles Conway by Act of Congress of April 25th, 1812.

The tract of land known as the Charles Conway, Jr. Donation, being Section 41, Township 4, bounded North by Edmunds and Hunt and South by Donation Section 40, East by Sections 4 and 9 and West by Bay Minette, excepting so much of said tract as has been sold to W. L. Thompson by A. W. Sibley, being about 100 acres, more or less, of the West portion of said tract, and being the same tract of land ceded to Charles Conway by Act of Congress of April 25th, 1812, and known on the recorded maps of said Baldwin County as Section 41, Township 4 South, Range 2 East.

That parcel of land lying within the boundaries of the Henry Conway Donation, in Township 3 South of Range 2 East, commencing on the North boundary line of the Henry Conway Donation 16 chains and 50 links East of the Northwest corner of said Henry Conway Donation and running thence South 12 chains to a stake, thence East 8 chains and 33 links to a stake; thence 12 chains to the North boundary line of the said Henry Conway Donation, thence West along said North boundary line of said Henry Conway Donation to the place of beginning, containing 10 acres, more or less.

That portion of Section 43, Township 3 South of Range 1 East and Section 43, Township 3 South of Range 2 East, lying North of a line running 6° South of East from the intersection of the South line of Section 43, Township 3 South of Range 1 East with Tensaw River, formerly known as the Town of Blakely.

EXCEPTING, HOWEVER, the following lands:
East half of Northwest quarter, North half of Northeast quarter of Southwest quarter, Southeast quarter of Southwest quarter, and Southwest quarter of Southeast quarter of Section 6, Township 4 South of Range 2 East;

Northeast quarter, Northeast quarter of Northwest quarter, Northhalf of Southwest quarter, West half of Southeast quarter, and Southeast quarter of Southwest quarter of Section 7, Township 4 South of Range 2 East;

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 32, thence South 80 rods on the East line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Range 2 East;

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. McMillan; thence East along the South line of land owned by said McMillan 10.17 chains to the Northwest corner of land owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, made by J. E. Buck,

or any part thereof, to be made parties respondent to this Bill of Complaint, andby appropriate process require them and each of them to, separately and severally, plead, answer or demur to the same, within the time and under the penalties prescribed by law, and the practice of this Honorable Court.

Your Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrances, to the said lands and to each part and parcel thereof, is vested in your Complainant, J. Willard Newman, as against Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjemin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley, Joseph Chestang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge,

Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John K. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Hellen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stammyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard

Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West, and Louis Young, if they be living, and if dead, their and each of their unknown heirs, devisees and grantees, and any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscience shall seem mete and proper.

BEEBE & HALL

Show m da

Solicitors for Complainant.

STATE OF ALABAMA. BALDWIN COUNTY.

The Part of the Pa

Before me, the undersigned authority, in and for said County, in said State, personally appeared HUBERT M. HALL, who is known to me, and who having been by me first duly sworn, deposes and says: That he is a member of the firm of Beebe & Hall, Solicitors of record and agents of the Complainant, J. Willard Newman, in the above styled cause, and duly authorized by him to make this affidavit, and that the facts stated in the foregoing Bill of Complaint, from all information obtainable, are true, and from such information obtained, he verily believes and so states that the same are true.

Sworn to and subscribed before me this 19th day of March, 1941.

y Public Baldwin County, Ala.

hoh

BILL OF COMPLAINT

J. WILLARD NEWAN,

Complainant,

113

JOSIAH BLAKELY,

.

Respondent.

IN THE CIRCUIT COURT OF

BALDTIN COUNTY, ALABAMA,

IN EULTY,

Filed March 19th, 1941.

J. Duch

I. R.S. Duck Register of the Circuit Court of Baldwin County, Alabama, hereby certify that the foregoing pages numbered from 1. to 19, is a true and correct copy of the original Bill of Complaint filed in this cause, which bill is on file and enrolled in my office.

Given under my hand and seal this (20th day of June 1945.

Register of the Circuit Court of Baldwin County, Alabama, in equity.

wife and Thomas W Taylor and Alice J.
Taylor shipsand and wife that
the united of said lands stands
for the records the Probate Court of ~ange 2 East. That tract of land bounded North by le South side line of the Town of Blakely as surveyed by James Magofibama, the county in o May, 1818, being a line running Baldwin Count the Apalachee River East by 6 | which said land 6 in the names of the desfess South the distance of 11 miles parties above named; that no person is known to have paid taxes upon said from said River and parallel with the lands or to have been in possession of North line of said Town as run by said lands, or any part thereof, within said James Magoffin from the South ten years next prior to the filing of this side of the mouth of the Bayou Dalior, Bill of Complaint, except J. Willard Newso called, 11 miles East 6 degrees South man and N. N. Skoglund. as by the plat of said Town of Blakely IT IS THEREFORE ORDERED and IUNKS INIS CONAGASUCE OI IL may appear and bounded Northwardly notice is hereby given that the said Re-Tracord sydes of the last all of the above property by a line run by James Collins as the spondents, Samuel Acre, Philip Andrews, MTY BANK, Bay Minette, Ala., and in case of a sale under Eastwardly and Northeastwardly F. W. Armstrong, John Austin, Samuel der, at Bay Minette, Ala., after advertising the same for o boundary of a tract of land purchased Agron, S. C. Austin, Artemesia Arnold, DULTY BANK, Bay Minette, Ala., and they may seize, take Emil J. Bihler, Julia S. Barnes, Bank of by Josiah Blakely from Chastang, conthe consent of BALDWIN COUNTY BANK, Bay Minette, taining 800 acres and by said Blakely State of Alabama Branch of Mobile, or any debt secured hereby, when due, or should we sell or conveyed to Samuel Haines, Septem-Ann E Brooks, Charles Brooks, Aaron ber 2nd. 1818. Southeastwardly and Barlow, Henry Bright, George Burch, Southwardly by the line bounding the Uriah Blue, Anson Blake, Thomas Blake, Southwardly end of said 300 acres F. Brown, F. W. Brady, Sylvester Bill, surveyed by said Collins when the Willoughby Barton, B Brumley, W. C. Chastang's owned it and Southwardly Beele, Patrick Byrne, J. S. Beers, S. H. and Eastwardly by the Southwest and Babcock, G. W. G. Bankston, Elijah County, Alabama, or elsewhere. Westwardly side lines of said 800 acres Benjamin, Elisha Benniman, J. Bright, running to a stake at the Southwest Bessie Barnaby, W. J. Bowen, G. B. ption, raised during the year 194.... by us or under our dix corner of said Town of Blakely, ac-Bragg, Rachel Bragg, Margaret Bonifay, cording to said plat, containing 500 Henry Beard, Josiah Blakely, John A. and other personal property, including all our household a acres, being a part of said 800 acre Carlson, Joseph Chastang, Jeanne Chasfract, that part South of Town of taing, Pierre Chastang, Eugene Chas-...... hereby grant, bargain, sell and convey to Blakely and being the same land contang, Elizabeth Chastang, Brune Chastveyed to the Branch Bank of Mobile ang Marguerite Chastang Mannette note, and any other amounts either of us now owe or may o Chastany, T. B. Creagh, James Conway, by Mrs. R. A. Godbold, by deed dated August 24th; 1841, for \$400:00, and by R. C. Caldwell, W. Caywood, Wm. Coolon or after maturity to the payment of this debt any fun William Wilkins to Elizabeth Campidge, John Connelly, W. C. Coolidge, Diest sud consent that time of payment may be extended wi Elizabeth Campbell to Mary J. Taylor. Baniels Campbell, J. Coolidge, Mary December 12th 1388, being a part of coolidge W B Curtis, William Chase, attract of land ceded, no. Josiah Blakkely, mock, Jonathan Hunt, H. ad Lumber bell, December 13th, 1878, and by l conusel tees or otherwise, that may accrue in the collecti EXAMBLION SE 10 DELEGUST BLODELLA SESTURE ING DEALWENT OI INT thence 12 chains to the North boundary T. B. Wakeman, J. P. Weeks, Ezekiel by Act of Congress of April 12th 1212 John D. Williams, J. V. Webster, J. D., line of the said Henry Conway Donaborough Melvin, Mary Morgan, Laura S. Williams, M. Williams, A. Y. Walton tion, thence West along said North McNeil Caroline McKinsey Archibald Eleanor Wilkins, C. W. Wilkins, Caroline boundary line of said Henry Conway McLocklin, Francis McHugh, Milton Mc-M. Wilkins, Davis Webster, Asa White-Donation to the place of beginning, knight, Sallie McMillan, Robert McConhouse, D. W. Wheelock, Annette D. West, containing 10 acres, more or less. and Louis Young, if they be living, of if. nell, Margaret McDonald; John ∤Nichol-That portion of Section 43, Township son, William Oliver, Uzel Ogden, Joseph they be dead, their heirs, devisees and 3 South of Range 1 East and Section grantees, and any other person, firm or Phillips, T. Power, J. R. Peters, A. M. 43, Township 3 South of Range 2 East, Peasly, J. W. Peters, D. Peunfield, O. corporation claiming any right, title to. lying North of a line running 6 deinterest in or encumbrance upon said Peabody, E. Penniman, Isaac Patton, T. grees South of East from the interlands herein described, in Baldwin Parker, M. Powell, G. W. Poe, Mary section of the South line of Section County, Alabama, or any part or parcel E Pierce: Tohn Edward Pierce, Helena 43, Township 3 South of Range 1 East Fond, Alvin Robeshaw, Thomas Richardthereof, appear in this Court and plead, with Tensaw River, formerly known as son, Z Reingard, Bryant Randall, Islah Type the foi- answer of demur to the Bill of Complaint the Town of Blakely. Tancis Reineard Francis Reinwas on or before the 18th

States. "Agriculture has been at a disadvantage be use industrial under the procenters have b tection of the tariff — what we want is a better marketing and distributing system in this country n of ours", he emphasized.

In concluding the House member praised the work of the 4-H club as an organization "dedicated toward building and not destroy-

He urged the young members to stay on the farm, illustrating his point with the story of the farm boy who longingly gazed at passing trains while working in the fields and later after gaining the high position as president of the radicoad looking back to the farm days as the happiest of his life.

Games Enjoyed

Congressman Grant's address clinaxed the day's program, following a morning in which the rally day guests had enjoyed games and contests and a picture show at the Rex theatre.

Prior to the speech in the afternoon at the grammar school auditorium the following were cited as outstanding members of their respective clubs by County Demonstration Agent Miss Verna Patterson: Luverne Davis, Bay Minette: Bitsy Miller, Bon Secour; Mildred Danick, Summerdale; Juanita Cox. Cross Roads; Floy Lewis, Elberta:

Virginia Fells, Foley; Lucile Mushimam pies 10 penno pusi 10 enti dong Robertsdale; Frances Davion a unapu pres to peuco acuting son, Loxley; Ella Olson, Silverhijo 12100 1384 1108 913 01 811910 9 Outda Fay Weekley, Perdido; Salep 8 186M 3012011 121011304 10 30181

Helen Marvarick, Perdido; Helisen our una lottened out a ui spor 68 Pintarelli, Belfountain.



These draftees from the N day for Fort Barrancas and o service act. They are: Bottom Gateswood Rt., Muscogee, Fla George R. T. Smith, Bay Minet Little River; Albert Durvin Ma wood Rt., Muscogee, Fla.; Jo Minette: Bannie Cabiniss, Bay Bay Minette; and Luzell Stace

PROMOTED

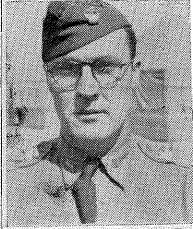


Photo by Gwaltney Times Eng.

Capt. Jesse L. Willingham, Commanding Officer Com-

tina, Guarisco, Daphne; France 101 eners e of sured 17/11 thion Manci, Bay Minette:

Sound thing a didament to the composition of the composition - Mildred Brantley, Fairhor 10 Journal 1980 Mill 1980 Fairhor 10 Winds of the Jean Aaron, Bay Minette; Dor-umou ut its ssel to elou selde 89.8 thy Waters, Belfountain; Mari surmising Surmised to east of puri Rhodes, Foley; Mary Emmanu(4130N eq) to nollenginoo eq; 441M Stockton; Mary Dawson, Rosinto aul e ul 1901 181 Mean sound 'pual pull are pres to suit mentioned tract of land, thence Merth

for value received

10M .M SEIROITA A.con Tommy Hall, in the Robertsda game, put the locals back in th ball game in the eighth, tripling with two men on and sending h team into the lead. This gain wa nullified in the next inning whe an error and two hits put the Hu City boys out in front.

Bill Stuart, Tiger shortstop, re placed Coleman as a signal seam

Southeast quarter of Section 21; South-Esst half of Southwest quarter and win County, Alsbams, to-wit: di the following described bands in Baldelumia eel ni anwo tnanialumoD bisa their addresses being unknown; that the on-residents of the State of Alabama, their heirs, devisees and grantees, are if they be living, or if they be dead, Americ D. West, and Louis Young ligins, M. Williams, A. Y. Walton, Elec-nor Wilkins, C. W. Wilkins, Caro-line M. Wilkins, Davis Websler, Ass. Whitehouse, D. W. Wheeloth Ass. Whitehouse, D. W. Wheeloth D. Millisma, J. V. Webster, J. D. Wil-Wakeman, J. P. Weeks, Ezekiel Webb, 3. B. Waters, Samuel G. Wheeler, John -f Calvin F. Wilkins, Nancy Ward, T. B. Thorne, Thomas Trout, William Wilkins, A Eben Townsend, Richard Thorne, John Cyre, John Trouillette, Augustus Trask,

THE BALDWIN TIMES

PUBLISHED IN THE LAND OF THE GOLDEN SATSUMA

SUBSCRIPTION \$2.00 PER YEAR IN ADVANCE ADVERTISING RATES GIVEN ON APPLICATION

R. B. Vail Editor and Proprietor

BAY MINETTE, ALA.

AFFIDAVIT OF PUBLICATION

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RECORDED

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J. WILLIAM MEMMA.

Complainent,

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JOSIAN BLAXILI, UT AL.,

Respondents.

IN THE GIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY,

ND. 704_

It having been made to appear in the above cause, by the efficient of Bubert M. Hell, Solicitor of record and agent of J. Willard Newman, Complainant in the above cause, that Samuel Acre. Phillip Andrews, F. W. Armstrong, John Austin, Semuel Asron, S. C. Austin, Artemosia Arnold, Emil J. Ribler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aeron Barlow, Henry Bright, George Burch, Urish Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Berton, B. Brumley, W. C. Beele, Petrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blake Yey, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chasteng, Mennette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coblidge, Daniel Campbell, J. Coblidge, Mary Coolidge, W. B. Curtis, William Chase, Adeleide Conway, Patrick, Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Daval, R. Davenport, George Danner, Mary H. Davis, Thomas Donnis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Sammel Foots, David Franks, Charles Foster, Rose Fountain, Franklin Flokling, Rashington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Buff, John R. Berris, S. H. Herrick, O. W. Milliard, Abrehem Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hamsock, Georgiana Hamsock, Prudence Hamsock, Jonathan Bunt, Rend Lumber Company, William F. Hodge, George G. Henry, Battle Ibach, Lowis Judson, Joshua Konnedy, Salome E. King, William Kitchen, Lancelot Kelly, Mery Keller, Marietta King, L. R. Kimhall, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adelosa LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mery LeBaron, James Magoffin, L. Merchant, Louis Merchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Menson, Scarborough

Melvin, Mary Morgan, Laura S. McNeil, Caroline McKineey, Archicald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John Richolson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Feabody, E. Penniman, Isaac Patton, T. L. Perker, M. Powell, G. W. Poe, Mary R. Pierce, John Edward Pierce, Relena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Islah Rendall, James Reingard, Francis Reingard, Blizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nottie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Rugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irone Stanard, Artomis O. Sibley, J. L. Seebury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins. Edward S. Sibley, W. W. Senton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stedder, R. H. Stendrich, Les Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevent, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stampres, Henry St. Cyre, John Trouillette, Augustus Track, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Hancy Ward, T. B. Wakeman, J. F. Wooks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Carolino M. Wilkins, Davis Webstor, Ase Whitehouse, D. W. Wheelock, Annetts D. West, and Louis Young, if they be living, or if they be dead, their beirs, devisees and grantees, are non-residents of the State of Alabama, their addresses being unknown; that the said Complainant owns in fee simple the following described lands in Baldwin County, Alabama, to-wit:

> East half of Southwest quarter and Southeast quarter of Section 21: Southwest quarter of Section 22; North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27; Northeast quarter, Southeast quarter of Northwest quarter, Subdivisions A, B, C, D, and B, of Section 28; Subdivisions A. D. and F. of Section 29; Subdivision D of Section 30; 24 acres in East part of Southeast quarter of Southeast quarter of Section 31; Southwest quarter of Southwest quarter of Section 32 and 5.68 acres on the East side thereof; Subdivision A and Northwest quarter of Northwest quarter of Soction 33:

All in Township 3 South of Renge 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North helf of Southeast quarter and Subdivision D of Section 5;
Subdivisions C. D. and E of Section 6;
All Fractional Section 7;
Subdivisions A and E of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by Jenes Magoffin in May, 1815, being a line running from the Avelachee River East by 6° South the distance of ly miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of themouth of Bayou Dalior, so called, lo miles East 5° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 scres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwordly and Southwardly by the line bounding the Southwardly end of said 800 scres surveyed by said Collins when the Chastang's owned it and Southwardly and Eastwordly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the South-Mest corner of said Town of Blakely according to said plat, that part South of Town of Blakely and being the same land conveyed to the Branch Benk of Mobile by Mrs. R. A. Godbold, by deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Compbell, December 15th, 1878, and by Elizabeth Compbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land coded to Josiah Blakely, by Act of Congrees of April 12th, 1812, and known as Sections 42 and 48, gituated in Townships 3 and 4 South, Ronge 1 Bast, and Townships S and 4 South, Range 2 East, in said Baldwin County. Reserving. however, about 25 seres conveyed by H. C. Taylor and wife to Laura R. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T" of Records of Baldwin County, Alabama, et page 507.

The West half of the Kenry Comway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John Jeass, Deputy Surveyors and approved by Jemes H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Beyou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor, bearing a course South 57° West, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchased by Charles Commay and conveyed by him to William Conway and by him to Haynes and by Haynes to Austin and by the hairs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Bakwin County as Section 40, which tract of land was ceded to Charles Comway by Act of Congress of April 25th, 1812.

The tract of land known as the Charles Com ay, Jr. Donation, being Section 41. Township 4, bounded North by Minunds and Hunt and South by Donation Section 40. Rest by Sections 4 and 9 and West by Bay Minette, excepting so much of said tract as has been sold to W. L. Thompson by A. W. Sibley, being about 100 acres, more or less, of

the West portion of said tract, and being the same tract of land coded to Charles Conway by Act of Congress of April 25th, 1812, and known on the recorded maps of said Baldwin County as Section 41, Township 4 South, Range 2 Rast.

That parcel of land lying within the boundaries of the Henry Conway Donation, in Township & South of Range 2 Hast, commencing on the Horth boundary line of the Henry Conway Donation 16 chains and 50 links Hast of the Northwest corner of said Henry Conway Donation and running thence South 12 chains to a stake, thence Hast 8 chains and 33 links to a stake; thence 12 chains to the North boundary line of the said Henry Conway Donation, thence West along said North boundary line of said Henry Conway Donation to the place of beginning, containing 10 acres, more or less.

That portion of Section 45, Township 3 South of Range 1 East and Section 43, Township 3 South of Range 2 East, lying North of a line running 6° South of East from the intersection of the South line of Section 43, Township 3 South of Range 1 East with Tensaw River, formerly known as the Town of Blakely.

EXCEPTING, HOWEVER, the following leads: East half of Northwest quarter, North half of Northeast quarter, of Southwest quarter, Southeast quarter of Southwest quarter, and Southwest quarter of Southeast quarter of Section 6, Township 4 South of Range 2 East;

Northeast quarter, Northeast quarter of Northwest quarter, Northhalf of Southwest quarter, West half of Southeast quarter, and Southeast quarter of Southwest quarter of Section 7, Township 4 South of Range 2 Bast;

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of Said Section 32, thence South 80 rods on the Mast line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Bange 2 East;

Reginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. NoWillan; thence East along the South line of land owned by said McMillan 10.17 chains to the Northwest corner of land owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Tomship 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 5.05 chains, thence North 7.07 chains, thence North 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1905, in Book 5 ES, page 6, made by J. E. Buck.

having acquired the same by conveyances from M. E. Skoglund, Reubin H. Raspberry and Martha Raspberry, his wife, Thomas W. Richerson, Register in Chancery of Baldwin County, Alabama, and Hiram C. Taylor and Mary J. Taylor, husband and wife, and Thomas W. Taylor and Alice J. Taylor, husband and wife; that the title to said lands

stands on the records of the Frobate Court of Baldwin County, Alabama, the county in which said lands lie, in the names of the parties above named; that no person is known to have paid taxes upon said lands or to have been in possession of said lands, or any part thereof, within ten years next prior to the filing of this Bill of Complaint, except J. Willard Newman and N. N. Skoglund.

IT IS THEREFORE ORDERED and notice is hereby given that said Respondents, Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Semuel Asron, S. C. Austin, Artemesia Arnold, Emil J. Bibler, Julia S. Barnes, Benk of State of Alabems -Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Urish Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Bredy, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Beboock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bossic Bernaby, W. J. Bowen, G. B. Bregg, Rachel Bregg, Margaret Bonifey, Henry Beard, Josiah Blekeley, Joseph Chastang, Joseph Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, MergueriteChastang, Mennette Chastang, T. B. Greagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connally, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mery Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Semuel Edmunds, China Evans, Lucy Evans, John Powler, Ed Freeman, Joseph Poster, Semuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Weshington Perguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Semuel Haines, John H. Mutbard, John Huff, John R. Herris, S. H. Herrick, G. W. Hillierd, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammook, Georgiana Hammook, Prodence Hammook, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Mattie Ibach, Lewis Judson, Joshus Kennedy, Sadome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Melen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Ann LeBaron, M. Adeloga LeBaron, Joseph M. LeBeron, Florence LeBeron, Thomas M. LeBeron, Julia LeBeron, Alexander Le-Baron, Mery LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Molvin, Mary Morgan, Laura S. McNeil, Caroline NcKinsey, Archibald McLocklin, Francis McBugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John

Micholson, William Oliver, Usal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. M. Peters, D. Fennfield, O. Peabody, E. Pennimen, Isaac Patton, T. L. Perker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard. Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wa. C. Raynor, Bettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Bugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stewens, Joseph Sands, Jackson M. Stanerd, Charlotte G. Shackleford, William Stanerd, George Stanard, Ann Etanerd, Mabol Stemard, Mary B. Stanard, Irene Stemard, Artemus C. Sibley, J. L. Sesbury, Origen Sibley, Jr., William Stodderd, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artomosia Searing, Sarah Simmons, Willard Sibicy, J. E. Shoffield, Robert Sibley, W. B. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. P. Stone, Charles Stebbins, Seth Stedder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., R. Sejourney, D. W. Smith, Thomas Sturtevent, Samuel St. John, D. Simpson, Alexander Sims, J. H. Stenmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Mancy Word, T. B. Wakemen, J. P. Weeks, Ezekiel Webb, S. B. Waters, Eanuel G. Wheeler, John D. Williams, J. V. Webster. J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Ass Whitehouse, D. W. Wheelook, Annette D. West and Louis Young, if they be living, or if they be deed, their heirs, devisees and grantees, and any other person, form or corporation claiming any right, title to, interest in or encumbrance upon said lands herein described, in Baldwin County, Alebama, or any part or parcel thereof, appear in this Court and plead, answer or demor to the Bill of Complaint in this cause filed, on or before the 18th day of April, 1941, or upon their having failed to do so at the expiration of thirty days from said date, a decree pro confesso be taken against them.

IT IS FURTHER ORDERED that this order and notice be published in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks.

IN WITNESS WEERFOF, I, R. S. DUCK, as Register, have hereunto set my hand and seel on this 19th day of March, 1941.

Register of the Circuit Court of Baldwin County, Alabama.

BEEDE & HALL, Solicitors for Complainant. STATE OF ALABAMA.

MALDERS COUNTY.

I. R. S. DUCK, Register of the Circuit Court of Baldwin County, Alabama, in Equity, hereby pertify that the above is a full, true, correct and complete copy of notice given by publication in the Baldwin Times, a newspaper published at Bay Minette, Alabama, in the cause of J. Willard Newman, Compleinant, vs. Josiah Plakely, et al. Respondents, and filed in the office of the Probate Judge of Baldwin County, Alabama, the County in which said lands lie, in accordance with the provisions of Article 2, Chapter 336 of the 1923 Code of Alabama.

IN WITNESS WHEREOF, I have become set my hand and seal of office on this 19^{22} day of March, 1941.

Register of the Circuit Court of Baldwin County, Alabems.

LIS PENDENS NOTICE

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.
STATE OF ALABAMA, BALDWIN COUNTY
Hed MAR 19 1941

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Judge & Probate

BEEBE & HALL

LAWYERS

J. WILLARD NEWMAN,) IN THE CIRCUIT COURT OF					
Complainant,	BALDWIN COUNTY, ALABAMA,					
vs.	IN EQUITY,					
JOSIAH BLAKELY, ET AL.,) NO. 704.					
Respondents.	\					

TO HONORABLE R. S. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

The Complainant wishes to take, orally, the testimony on behalf of the Complainant, of the following named witnesses:

Mr. J. Willard Newman; Mr. Frank B. Nihart and Mr. H. M. Hall;

It is hereby requested that you give proper and legal notice and that Mrs. O'Byrne J. Whitley be duly appointed as Special Commissioner to take the testimony of said witnesses, and that due and legal notice of said request and appointment be given as required by law.

BEEBE & HALL,

By: 7 / Solicitors for Complainant.

REQUEST FOR TAKING OF TESTIMONY:

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

No. 704.

Filed May 20th, 1941.

R.S. Duch Register. J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 704.

DECREE PRO CONFESSO OF PUBLICATION

In this cause it appears to the Register, R. S. Duck, that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 20th day of March, 1941, in the Baldwin Times, a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 20th day of March, 1941;

And it now further appearing to the Register, R. S. Duck, that the said Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama -Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley, John A. Carlson, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George

G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen,

Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane LeBaron, Anne Le-Baron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Simms, J. H. Stanmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West, and Louis Young, and each of them, and the unknown heirs, devisees and grantees of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, lien or encumbrance upon said lands, in Baldwin County, Alabama, to-wit:

> East half of Southwest quarter and Southeast quarter of Section 21; Southwest quarter of Section 22; North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27;

Northeast quarter, Southeast quarter of Northwest quarter, Subdivisions A, B, C, D, and E, of Section 28; Subdivisions A, D, and F of Section 29; Subdivision D of Section 30; 24 acres in East part of Southeast quarter of Southeast quarter of Section 31; Southwest quarter of Section 32 and 3.68 acres on the East side thereof; Subdivision A and Northwest quarter of Northwest quarter of Section 33; All in Township 3 South of Range 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Section 5;
Subdivisions C, D, and E of Section 6;
All Fractional Section 7;
Subdivisions A and B of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being aline running from the Apalachee River East by 6° South the distance of la miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called $l^{\frac{1}{2}}_{\mathbb{Z}}$ miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it and Southwardly and Eastwardly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the Southwest corner of said Town of Blakely, according to said plat, containing 500 acres, being a part of said 800 acre tract, that part South of Town of Blakely and being the same land conveyed to the Branch Bank of Mobile by Mrs. R. A. Godbold, by deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Campbell, December 13th, 1878, and by Elizabeth Campbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land ceded to Josiah Blakely, by Act of Congress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South, Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T" of Records of Baldwin County, Alabama, at page 507.

The West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor,

owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, page 6, made by J. E. Buck,

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the Register, R. S. Duck, that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said above named.

This 20th day of May, 1941.

Register.

J. WILLARD NEWMAN,) IN THE CIRCUIT COURT OF
Complainant,) BALDWIN COUNTY, ALABANA,
Vs.	in Equity,
JOSIAH BLAKELY, ET AL.,) No. 704.
Respondents.)

MOTION FOR DECREE PRO CONFESSO ON PUBLICATION

Motion is hereby made for a Decree Pro Confesso against Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Bihler, Julia S. Barnes, Bank of State of Alabama - Branch of Mobile, Ann E. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, B. Brumley, W. C. Beele, Patrick Byrne, J. S. Beers, S. H. Babcock, G. W. G. Bankston, Elijah Benjamin, Elisha Benniman, J. Bright, Bessie Barnaby, W. J. Bowen, G. B. Bragg, Rachel Bragg, Margaret Bonifay, Henry Beard, Josiah Blakeley, John A. Carlson, Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Brune Chastang, Marguerite Chastang, Mannette Chastang, T. B. Creagh, James Conway, R. C. Caldwell, W. Caywood, Wm. Coolidge, John Connelly, W. C. Coolidge, Daniel Campbell, J. Coolidge, Mary Coolidge, W. B. Curtis, William Chase, Adelaide Conway, Patrick Conway, Charles Conway, Mary Ann Chandler, William Conway, Annie Cirlot, W. Ross Dodge, Daniel Duval, R. Davenport, George Dunner, Mary E. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Semuel Foote, David Franks, Charles Foster, Rome Fountain, Franklin Fickling, Washington Ferguson, Harriet Fountain, Zachariah Godbold, Joseph D. Godbold, William G. Godbold, Cade M. Godbold, John Godbold, Helen S. Gullette, Zachariah Gurney, Samuel Haines, John H. Hubbard, John Huff, John R. Harris, S. H. Herrick, G. W. Hilliard, Abraham Heart, Simon Hillyer, Lud Harris, John Hubbard, Wm. Howley, Louisa Hefford, N. Hayden, Mrs. L. T. Hendermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Hattie Ibach, Lewis Judson, Joshua Kennedy, Salome E. King, William Kitchen, Lancelot Kelly, Mary Keller, Marietta King, L. R. Kimball, Helen L. Lumsden, J. B. Leavens, William Lawrence, Peter Ludlow, William A. LeBaron, Jane Le-Baron, Anne LeBaron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Mer-

chant. Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough Melvin, Mary Morgan, Laura S. McNeil, Caroline McKinsey, Archibald McLocklin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConnell, Margaret McDonald, John Nicholson, William Oliver, Uzal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasly, J. W. Peters, D. Pennfield, O. Peabody, E. Penniman, Isaac Patton, T. L. Parker, M. Powell, G. W. Poe, Mary E. Pierce, John Edward Pierce, Helena Pond, Alvin Robeshaw, Thomas Richardson, Z. Reingard, Bryant Randall, Isiah Randall, James Reingard, Francis Reingard, Elizabeth Reingard, J. F. Roberts, Wm. C. Raynor, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. E. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackleford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stoddard, J. Brainard Sibley, Russell Stebbins, Edward S. Sibley, W. W. Seaton, Artemesia Searing, Sarah Simmons, Willard Sibley, J. E. Sheffield, Robert Sibley, W. E. Smith, Walter Sibley, Joseph Sweet, Augusta Sibley, F. B. Stockton, W. Speake, S. Speake, William S. Spencer, A. F. Stone, Charles Stebbins, Seth Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Simms, J. H. Stanmyres, Henry St. Cyre, John Trouillette, Augustus Trask, Eben Townsend, Richard Thorne, John Thorne, Thomas Trout, William Wilkins, Calvin F. Wilkins, Nancy Ward, T. B. Wakeman, J. P. Weeks, Ezekiel Webb, S. B. Waters, Samuel G. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleanor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse. D. W. Wheelock, Annette D. West, and Louis Young, and against each of them, and the unknown heirs, devisees and grantees of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, lien or encumbrances upon said lands, in Baldwin County, Alabama, to-wit;

East half of Southwest quarter and Southeast quarter of Section 21;
Southwest quarter of Section 22;
North half of Southwest quarter, South half of Northwest quarter and Northeast quarter of Northwest quarter of Section 27;
Northeast quarter, Southeast quarter of Northwest quarter, Subdivisions A, B, C, D, and E, of Section 28;
Subdivisions A, D, and F of Section 29;
Subdivision D of Section 30;
24 acres in East part of Southeast quarter of Southeast quarter of Section 31;
Southwest quarter of Southwest quarter of Section 32 and 3.68 acres on the East side thereof;

Subdivision A and Northwest quarter of Northwest quarter of Section 33; All in Township 3 South of Range 2 East.

Southwest quarter of Southwest quarter and Northwest quarter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Section 5;
Subdivisions C, D, and E of Section 6;
All Fractional Section 7;
Subdivisions A and B of Section 8;
All in Township 4 South of Range 2 East.

That tract of land bounded North by the South side line of the Town of Blakely as surveyed by James Magoffin in May, 1813, being a line running from the Apalachee River East by 6° South the distance of $1\frac{1}{2}$ miles from said River and parallel with the North line of said Town as run by said James Magoffin from the South side of the mouth of Bayou Dalior, so called la miles East 6° South as by the plat of said Town of Blakely may appear and bounded Northwardly by a line run by James Collins as the Eastwardly and Northeastwardly boundary of a tract of land purchased by Josiah Blakely from Chastang, containing 800 acres and by said Blakely conveyed to Samuel Haines, September 2nd, 1813, Southeastwardly and Southwardly by the line bounding the Southwardly end of said 800 acres surveyed by said Collins when the Chastang's owned it and Southwardly and Eastwardly by the Southwest and Westwardly side lines of said 800 acres running to a stake at the Southwest corner of said Town of Blakely, according to said plat, containing 500 acres, being a part of said 800 acre tract, that part South of Town of Blakely and being the same land conveyed to the Branch Bank of Mobile by Mrs. R. A. Godbold, by deed dated August 24th, 1841, for \$400.00, and by William Wilkins to Elizabeth Campbell, December 13th, 1878, and by Elizabeth Campbell to Mary J. Taylor, December 12th, 1889, being a part of a tract of land ceded to Josiah Blakely, by Act of Congress of April 12th, 1812, and known as Sections 42 and 43, situated in Townships 3 and 4 South, Range 1 East, and Townships 3 and 4 South, Range 2 East, in said Baldwin County. Reserving, however, about 25 acres conveyed by H. C. Taylor and wife to Laura E. Davison, by Warranty Deed, dated September 24th, 1894, and recorded in Book "T", of Records of Baldwin County, Alabama, at page 507.

The West half of the Henry Conway Donation known on the recorded maps as Section 43 and located East of Blakely, in Townships 3 and 4 South of Range 2 East, containing 320 acres, more or less, being the West half of said tract as shown by survey made by Jonathan M. Cunningham and John James, Deputy Surveyors and approved by James H. Weakley, March 23rd, 1844, Surveyor General of Public Lands in Alabama, said survey being recorded in said Baldwin County.

Beginning at a stake on the margin of Bayou Minette running North-westerly along the shore thereof to the old boundary of the Bayou Minette old field, thence up said Bayou Minette to the mouth of a certain creek or bayou emptying into said Bayou at the Cockle Shell landing, thence up the main prong of said creek to a point intersecting a certain line run by Andrew Henshaw, Deputy U. S. Surveyor, bearing a course South 37° West, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchased by Charles Conway and conveyed by him to William Conway and by him to Haynes and by Haynes to Austin and by the heirs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Baldwin County as Section 40, which tract of land was ceded to Charles Conway by Act of Congress of April 25th, 1812.

The tract of land known as the Charles Comway, Jr. Donation, being Section 41, Township 4, bounded North by Edmunds and Hunt and South by Donation Section 40, East by Sections 4 and 9 and West by Bay Minette, excepting so much of said tract as has been sold to W. L. Thompson by A. W. Sibley, being about 100 acres, more or less, of the West portion of said tract, and being the same tract of land ceded to Charles Conway by Act of Congress of April 25th, 1812, and known on the recorded maps of said Baldwin County as Section 41, Township 4 South, Range 2 East,

That parcel of land lying within the boundaries of the Henry Conway Donation, in Township 3 South of Range 2 East, commencing on the North boundary line of the Henry Conway Donation 16 chains and 50 links East of the Northwest corner of said Henry Conway Donation and running thence South 12 chains to a stake, thence East 8 chains and 33 links to a stake; thence 12 chains to the North boundary line of the said Henry Conway Donation, thence West along said North boundary line of said Henry Conway Donation to the place of beginning, containing 10 acres, more or less.

That portion of Section 43, Township 3 South of Range 1 East and Section 43, Township 3 South of Range 2 East, lying North of a line running 6° South of East from the intersection of the South line of Section 43, Township 3 South of Range 1 East with Tensaw River, formerly known as the Town of Blakely.

EXCEPTING, HOWEVER, the following lands: East half of Northwest quarter, North half of Northeast quarter of Southwest quarter, Southeast quarter of Southwest quarter, and Southwest quarter of Southeast quarter of Section 6, Township 4 South of Range 2 East;

Northeast quarter, Northeast quarter of Northwest quarter, Northhalf of Southwest quarter, West half of Southeast quarter, and Southeast quarter of Southwest quarter of Section 7, Township 4 South of Range 2 East;

Northwest quarter of Southwest quarter of Section 32, and the following parcel: Commencing at the Northeast corner of the Northwest quarter of the Southwest quarter of said Section 32, thence South 80 rods on the East line of said Northwest quarter of the Southwest quarter of said Section 32, thence East 121 feet in a line with the continuation of the South line of said last mentioned tract of land, thence North 80 rods in a line parallel with the East line of said last mentioned tract of land, thence West 121 feet in a line with the continuation of the North line of said last mentioned tract of land to place of beginning, containing 3.68 acres, more or less, all in Township 3 South of Range 2 East;

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence East 20 chains, thence North 17.21 chains to a stake for a place of beginning; thence West 2° North 10.17 chains, thence North 6 chains to the Southwest corner of land now owned by said Edwin E. McMillan; thence East along the South line of land owned by said McMillan 10.17 chains to the Northwest corner of land owned by John Isaacson; thence South along the West line of land now owned by said Isaacson 6 chains to the place of beginning.

Beginning at the Southwest corner of Section 29, Township 3 South, Range 2 East, thence running East along said Section line 46.50 chains, thence North 15.35 chains to a post for a place of beginning; thence East 6.05 chains, thence North 7.07 chains, thence West 6.05 chains, thence South 7.07 chains, to place of beginning, containing 4 acres of land, more or less, according to survey and plat of said land recorded in the office of the Judge of Probate of Baldwin County, Alabama, in February, 1903, in Book 6 NS, page 6, made by J. E. Buck,

Respondents, in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Respondents are non-residents of the State of Alabama, and have failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 19th day of May, 1941.

BEEBE & HALL,

By: 552 Zeel
Solicitors for Complainant.

bearing a course South 37° West, thence along said line to the place of departure, being the same land originally granted by the Spanish Government to and occupied by John Trouillet and afterwards purchasedby Charles Conway and conveyed by him to William Conway and by him to Haynes and by Haynes to Austin and by the heirs of Austin to Cyrus Sibley and by him to A. W. Sibley, containing 654.04 acres, and known on the recorded maps of said Baldwin County as Section 40, which tract of land was ceded to Charles Conway by Act of Congress of April 25th, 1812.

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MOTION FOR DECREE PRO CONFESSO ON PUBLICATION:

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

BALDWIN COUNTY, ALABAMA, IN THE CIRCUIT COURT OF

NO. 704.

IN EQUITY,

MOTION FOR DECREE PRO CONFESSO ON PUBLICATION:

J. WILLARD NEWMAN,

Complainant;

43

JOSIAH BLAKELY, ET AL.,

Respondents.

BALDWIN COUNTY, ALABAMA, IN THE CIRCUIT COURT OF

NO. 704.

IN EQUITY,

23. Sheek, hyster

THE STATE OF ALABAMA, Baldwin County

Witness' Fees, \$_

CIRCUIT COURT

TO MRS. O'BYRNE J.	WHITLEY		
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KNOW YE: That we, having full	faith in your prudenc	e and competency, have ap	pointed you Commis-
sioner, and by these presents do auth	orize you, at such ti	me and place as you may a	ppoint, to call before
you and examine J. Willard N			- ·
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as witnesses in behalf ofComplain	nants	in a cause p	ending in our Circuit
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andJOSIAH BLAKELY,	ولطف التا		
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CHANCERY EXECUTION

BILL OF COSTS

JOSIAH BLAKLEY, ET ALS.,

J. WILLARD NEWMAN,

No. 104	Complainant	V	s.		Respondents.		Hill	游拼
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CHANCERY EXECUTION

BILL OF COSTS

J. WILLARD HIEWMAN. JOSIAN BLAKLEY. OT ALS.. No. 704 $\mathbf{v}_{\mathbf{s}}$ **Mathirt** Comple Inent Respondents. Defendant # FEES OF REGISTER Dollars Cents Brought Forward..... 20135 00 For Receiving, keeping and paying Filing each bill and other papers.....\$ 10 Filing each bill and other papers 10
Issuing each subpoena 50
Issuing each copy thereof 40
Entering each return thereof 15
For each order of publication 1 00
Issuing writ of injunction 1 50
For each copy thereof 50
Entering each return thereof 15
Issuing Writ of Attachment 1 00
Entering each return thereof 15 out or distributing money, etc.; 1st \$1,000, 1%, all over \$1,000, and not over \$5,000, 3-4 of 1%; all over \$5,000 and not exceeding \$10,000, 1-2 of 1%, all over \$10,000 1-4 of 1%. 1.00 Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received. Entering each return thereof Each notice sent by mail to creditor.... 15 1100 Docketing each case 1 00 Filing, receipting for and docketing each claim, etc..... 25 For all entries on subpoena docket, per. ser. uing each decree pro confesso on etc. 1 00 50 For all entries on commission docket, Issuing 1100 publication 1 00
Each order appointing guardian 1 00 etc. 50 Making final record, per 100 words 27**1**00 15 Any other order by Register
Issuing commission to take testimony... . 50 Certified copy of decree Report of divorce to State Health 50 . 1 00 1.00 *****50 50 Receiving and filing
Endorsing each package
Entering order submitting cause
Entering any other order of court 10 Office 50 (Acts 1915) 10 Total Fees of Register 50 42,35 25 FEES OF SHERIFF Noting all testimony 50 3000 Abstract of cause, etc. 1 00 Serving and returning subpoena on Entering each decree
For every 100 words over 500 3 0 deft. \$1 50 Serving and returning subpoena for 75 15 Taking account, etc. 3 00
Taking testimony, etc. 15
Each report, 500 words or less 2 50
For every 100 words over 500 15 witness 65 Levying Entering and returning same 25
Selling property attached 75
Executing writ of possession 2 50
Collecting execution for costs 1 50 Amount claimed less than \$500, etc. 2 00 Issuing each subpoena 25 Witness certificate, each 25 Issuing execution, each Serving and returning sci. fa., each **75** 65 Serving and returning notice Entering each return 65Taking and approving bond, each 1 00 Making copy of bill, etc. 15 Each notice not otherwise provided for 50 Serving and returning writ of injunc-1.50Serving and returning writ of exeat 1 50 Taking and approving bonds, each 75 Collecting money on execution Each certificate or affidavit, with seal Each certificate or affidavit, no seal 50 Hearing and passing on application, etc. 3 00 Each settlement with receiver, etc. 3 00 Making deed 2 50 Serving and returning application, Exam'ing each voucher of Receiver, etc. etc. Serving attachment, contempt of 10 1 00 Examining each answer, etc. 3 00 Recording resignation, etc.
Entering each cert. to Supreme Court.... Taking questions and answers, etc.

For all other ser relating to such proceedings

For services in proceeding to relieve minors, etc., same fee as in similar Total Fees of Sheriff...... श्र RECAPITULATION Register's Fees1 00 Sheriff's Fees Commissioner's cases. Solicitor's Fees Commission on sales, etc.: 1st \$100, 2 per ct.; all over \$100 and not exceeding \$1,000, 1½ per ct.; all over \$1,000, an dnot exceeding \$20,000, 1 per ct.; all over \$20,000, ¼ of 1 per ct. Witness Fees
Guardian Ad Litem
Printer's Fees **400** Trial Tax Recording Decree in Probate Court 13.00 Sub Total Carried Forward Total.... No. 704 The State of Alabama, May Circuit Court, In Equity-Baldwin County. -Term, 194 To Any Sheriff of the State of Alabama—GREETINGS: You are hereby commanded, That of the goods and chattels, lands and tenements of — Defendant 👍 🦿 6-19-41 you cause to be made the sum of-Plaintiff which recovered of on the -day ofby the judgment of our Circuit Court, held for the county of Baldwin, besides the sum of-___ Dollars, costs of suit, and have the same to render to the saidand make return of this Writ and the execution thereof, according to law. Interest from -____194____ to date of collection.

, Register

Witness my hand, this ___

——— day of —