

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 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 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. Shackelford, 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 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 quar-
ter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Sec-
tion 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 paral-
lel 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, $1\frac{1}{2}$ 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 bound-
ary of a tract of land purchased by Josiah Blakely from Chas-
tang, containing 800 acres and by said Blakely conveyed to
Samuel Haines, September 2nd, 1813, Southeastwardly and South-
wardly 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 South-
west 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 con-
veyed to the Branch Bank of Mobile by Mrs. R. A. Godbold, by
deed dated August 24th, 1841, for \$400.00, and by William Wil-
kins to Elizabeth Campbell, December 13th, 1878, and by Eliza-
beth Campbell to Mary J. Taylor, December 12th, 1889, being a
part of a tract of land ceded to Josiah Blakely, by Act of Con-
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 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 Jona-
than 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.

RS Owen

Register.

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

CIRCUIT COURT OF BALDWIN COUNTY,

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. 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 CIRLAT, 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. HENRICK, 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, LANGELOT 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 E. MCNEIL, CAROLINE MCKINSEY, ARCHIBALD 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, CYRUS SIBLEY, CHARLES S. SIBLEY, ORIGEN SIBLEY, EUGENE SIBLEY, GUY C. SIBLEY, P. 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. 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. WEBELER, 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. WHELOCK, 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 execution thereof.

WITNESS, R. S. DUCK, Register of the said Circuit Court, this 19th day

day of March, 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.

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 Sec-
tion 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 quar-
ter of Southwest quarter of Section 4;
North half of Southeast quarter and Subdivision D of Sec-
tion 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 paral-
lel 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 bound-
ary of a tract of land purchased by Josiah Blakely from Chas-
tang, containing 800 acres and by said Blakely conveyed to
Samuel Haines, September 2nd, 1813, Southeastwardly and South-
wardly 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, North-half 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.

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 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 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. Shackelford, 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,

RECORDED

NOTE OF TESTIMONY:

J. WILLARD NETMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 704.

Filed May 24, 1941
R.S. Davenport
Register

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° 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, $1\frac{1}{2}$ 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 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° 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, North-half 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, $1\frac{1}{2}$ 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 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° 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; 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. Raspberry, dated December 26th, 1894, and recorded in Book "T", of Records of Baldwin County, Ala., at pages 620-1; Also Fractional 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 South-

east 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. Gaywood, 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 Dummer, 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 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. Shackelford, 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.

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 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. Shackelford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard,

Irene Stanard, Artemus O. Sibley, J. L. Seabury, Origen Sibley, Jr., William Stod-
board, 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. 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 re-
quest 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 address-
es of their, and each of their heirs, and they are unknown; that from such informa-
tion obtainable, all are over twenty-one years of age and non-residents of the State
of Alabama, and that none 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 juris-
diction 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 Ala-
bama - 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,

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 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 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° 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, North-half 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,

or any part thereof, to be made parties respondent to this Bill of Complaint, and by 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. Bernes, 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 Dummer, 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, 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. Shackelford, 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

By: *Hubert M. Hall*
Solicitors for Complainant.

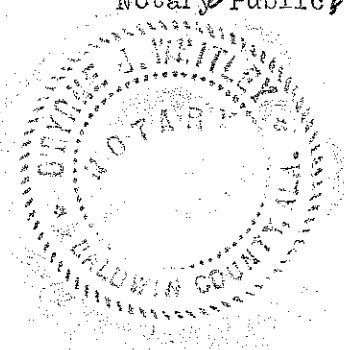
STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

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.

Hubert M. Hall

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

W. Byron J. White
Notary Public Baldwin County, Ala.



RECORDED

704

BILL OF COMPLAINT

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

Filed March 19th, 1941.

A. S. Dorch
Register.

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.

States.
 "Agriculture has been at a disadvantage because industrial centers have been under the protection of the tariff — what we want is a better marketing and distributing system in this country 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 destroying."

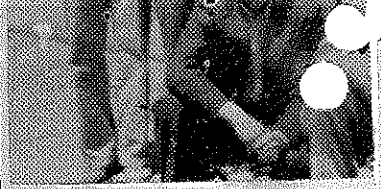
He urged the young members to stay on the farm, illustrating his point with the story of the farm boy who longingly gazed at passing trains while working in the fields and later after gaining the high position as president of the railroad looking back to the farm days as the happiest of his life.

Games Enjoyed

Congressman Grant's address climaxed 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 Munday, Robertsdale; Frances Davidson, Loxley; Ella Olson, Silverhill; Ouida Fay Weekley, Perdido; Saretina Guarisco, Daphne; Francis Mancini, Bay Minette.

Mildred Brantley, Fairhope; Jean Aaron, Bay Minette; Dorothy Waters, Belfountain; Mari Rhodes, Foley; Mary Emmanu Stockton; Mary Dawson, Rosinto; Helen Marvarick, Perdido; Hel Pintarelli, Belfountain.



Staff Photo

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

PROMOTED



Photo by Gwaltney Tines Eng.

Capt. Jesse L. Willingham, Commanding Officer

Handwritten notes: 3150 words @ 4 1/4 141 75

Tommy Hall, in the Robertsda game, put the locals back in the ball game in the eighth, tripling with two men on and sending his team into the lead. This gain was nullified in the next inning when an error and two hits put the Hull City boys out in front.

Bill Stuart, Tiger shortstop, replaced Coleman as a

for value received

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Published Every Thursday

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

STATE OF ALABAMA,
BALDWIN COUNTY

J. H. Faulkner, being duly sworn, deposes and says that he is
the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay
Minette, Baldwin County, Alabama; that the notice hereto attached of

*J. Willard Newman vs
Josiah Blahely*

Was published in said Newspaper for 4 consecutive weeks in the following issues:

Date of first publication	<i>March 20, 1941</i>	Vol. <i>51</i> No. <i>8</i>
Date of second publication	<i>" 21, 1941</i>	Vol. <i>51</i> No. <i>9</i>
Date of third publication	<i>April 3, 1941</i>	Vol. <i>51</i> No. <i>10</i>
Date of fourth publication	<i>" 10, 1941</i>	Vol. <i>51</i> No. <i>11</i>

Subscribed and sworn before the undersigned this 14th day of

April 1941
George A. ...
Notary Public,
Baldwin County

J. H. Faulkner
Publisher

RECORDED

Applicant of *Rubenstein*

~~W. H. J.~~

Filed April 14, 1941
R. S. Smith, Register

J. WILLARD NEWMAN,
Complainant,
VS.
JOSIAH BLAKELY, ET AL.,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,
NO. 704

It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor of record and agent of J. Willard Newman, Complainant in the above cause, that 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 B. Brooks, Charles Brooks, Aaron Barlow, Henry Bright, George Burch, Uriah Blue, Anson Blake, Thomas Blake, F. Brown, F. W. Brady, Sylvester Bill, Willoughby Barton, S. Brumley, W. C. Beels, 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 Blakely, ^{John A. Carlson} Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Bruce Chastang, Marguerite Chastang, Mennette 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 Girlet, W. Ross Dodge, Daniel Duval, R. Davenport, George Danner, Mary B. Davis, Thomas Dennis, Lucretia Edmunds, Samuel Edmunds, China Evans, Lucy Evans, John Fowler, Ed Freeman, Joseph Foster, Samuel Foote, David Franks, Charles Foster, Ross 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. Heudermorst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Head Lumber Company, William F. Hodge, George G. Henry, Nettie 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. Adalosa LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Mageffin, L. Merchant, Louis Marchand, J. Moore, Jos. F. Miller, John R. Mottley, Thomas M. Merwin, F. W. Miller, H. W. Manson, Scarborough

Helvin, 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. Peasley, 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, Th. C. Rayner, Nettie Randolph, Samuel Smith, Lewis Sewall, Cyrus Sibley, Charles S. Sibley, Origen Sibley, Eugene Sibley, Guy C. Sibley, F. H. Sibley, Josephine Stevens, Joseph Sands, Jackson M. Stanard, Charlotte G. Shackelford, 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. 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 Stodder, R. H. Standrich, Lee Slaughter, John Stockins, Jr., H. Sejourney, D. W. Smith, Thomas Sturtevant, Samuel St. John, D. Simpson, Alexander Sims, J. N. Stannycree, 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 B. West, and Louis Young, if they be living, or if they be dead, their heirs, 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 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 Daliot, 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 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, 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 15th, 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 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° 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 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 45, Township 3 South of Range 1 East with Tensas 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, North-half 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,

having acquired the same by conveyances from N. E. Skoglund, Reubin H. Raspberry and Martha Raspberry, his wife, Thomas W. Richardson, 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 Probate 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 M. M. Skoglund.

IT IS THEREFORE ORDERED and notice is hereby given that said Respondents, Samuel Acre, Phillip Andrews, F. W. Armstrong, John Austin, Samuel Aaron, S. C. Austin, Artemesia Arnold, Emil J. Sibler, 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. Brunley, W. C. Beale, 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, Joaish Blakeley,^{John A. Carlson} Joseph Chastang, Jeanne Chastang, Pierre Chastang, Eugene Chastang, Elizabeth Chastang, Erune 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, 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. Hendermarst, J. A. Hammock, Georgiana Hammock, Prudence Hammock, Jonathan Hunt, Hand Lumber Company, William F. Hodge, George G. Henry, Mattie Ibach, Lewis Judson, Joshua Kennedy, Sabome 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. Adalaza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Megoffin, 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 McLoekin, Francis McHugh, Milton McKnight, Sallie McMillan, Robert McConuell, Margaret McDonald, John

Nicholson, William Oliver, Usal Ogden, Joseph Phillips, T. Powell, J. R. Peters, A. M. Peasley, 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 Robshaw, 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. Shackelford, William Stanard, George Stanard, Ann Stanard, Mabel Stanard, Mary B. Stanard, Irene Stanard, Artemus O. Sibley, J. L. Sasbury, Origen Sibley, Jr., William Stodder, 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. E. 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 Startevant, Samuel St. John, B. Simpson, Alexander Sims, J. H. Stannyses, 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 C. Wheeler, John D. Williams, J. V. Webster, J. D. Williams, M. Williams, A. Y. Walton, Eleonor Wilkins, C. W. Wilkins, Caroline M. Wilkins, Davis Webster, Asa Whitehouse, D. W. Wheelock, Annette D. West and Louis Young, if they be living, or if they be dead, their heirs, devisees and grantees, and any other person, firm or corporation claiming any right, title to, interest in or encumbrance upon said lands herein described, in Baldwin County, Alabama, or any part or parcel thereof, appear in this Court and plead, answer or demur 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 WHEREOF, I, R. S. DUCK, as Register, have hereunto set my hand and seal on this 19th day of March, 1941.

R. S. Duck
Register of the Circuit Court of Baldwin
County, Alabama.

BEENE & HALL,
Solicitors for Complainant.

STATE OF ALABAMA, }

BALDWIN COUNTY. }

I, R. S. DUCK, Register of the Circuit Court of Baldwin County, Alabama, in Equity, hereby certify 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, Complainant, vs. Josiah Blakely, 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.

19th IN WITNESS WHEREOF, I have hereunto set my hand and seal of office on this day of March, 1941.

R. S. Duck
Register of the Circuit Court of Baldwin
County, Alabama.

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

MAR 19 1941

2 P M

Filed _____
Recorded *Lis Pendens* book *1* page *189-92*
and certify that the following Privilege Tax has
been paid:
Deed Tax _____
Mortgage Tax _____
W. Roberts
Judge of Probate

By _____

BEEBE & HALL

LAWYERS

BAY MINETTE, ALABAMA

\$ 7.50

J. WILLARD NEWMAN,
Complainant,
VS.
JOSIAH BLAKELY, ET AL.,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,
NO. 704.

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: John Hall
Solicitors for Complainant.

RECORDED

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. Dush

Register.

RECORDED

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 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. Peasley, 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. Shackelford, 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 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 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 $1\frac{1}{2}$ 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 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,

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.

R. S. Duck
Register.

J. WILLARD NEWMAN,
Complainant,
VS.
JOSIAH BLAKELY, ET AL.,
Respondents.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY,
NO. 704.

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 Bennimen, 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, Arne LeBaron, M. Adaloza LeBaron, Joseph M. LeBaron, Florence LeBaron, Thomas M. LeBaron, Julia LeBaron, Alexander LeBaron, Mary LeBaron, James Magoffin, L. Mer-

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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;

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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° 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 Edmonds 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, North-half 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: *Wm Hall*
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 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, North-half 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

RECORDED

**MOTION FOR DECREE PRO CONFESSO
ON PUBLICATION:**

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 704.

*Filed May 19, 1941
R.S. Duck, Register*

RECORDED

**MOTION FOR DECREE PRO CONFESSO
ON PUBLICATION:**

J. WILLARD NEWMAN,

Complainant,

VS.

JOSIAH BLAKELY, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY,

NO. 704.

*Filed May 17, 1941
R.S. Dreck, Register*

THE STATE OF ALABAMA, }
Baldwin County }

CIRCUIT COURT

TO MRS. O'BYRNE J. WHITLEY

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine J. Willard Newman; Mr. Frank B. Nihard and Mr. H. M. Hall;

as witnesses in behalf of Complainants in a cause pending in our Circuit Court of Baldwin County, of said State, wherein

J. WILLARD NEWMAN

Complainant

and JOSIAH BLAKELY, ET AL,

Defendant,

on oath to be by you administered, upon them to take and certify the deposition^s of the witness^{es} and return the same to our Court, with all convenient speed, under your hand.

Witness 20th day of May, 19 41.

R. S. Duck

REGISTER

Commissioner's Fee \$

Witness' Fees, \$

CHANCERY EXECUTION

BILL OF COSTS

No. 704 J. WILLARD NEWMAN,
Complainant

Vs. JOSIAH BLAKLEY, ET ALS.,
Respondents.

#####

Defendant#

FEES OF REGISTER	Dollars	Cents	Brought Forward.....	20.35
Filing each bill and other papers.....	10	00	For Receiving, keeping and paying 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%.	
Issuing each subpoena.....	50		Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Issuing each copy thereof.....	40		Each notice sent by mail to creditor....	15
Entering each return thereof.....	15		Filing, receipting for and docketing each claim, etc.....	25
For each order of publication.....	1 00	00	For all entries on subpoena docket, etc.	50
Issuing writ of injunction.....	1 50		For all entries on commission docket, etc.	50
For each copy thereof.....	50		Making final record, per 100 words	15
Entering each return thereof.....	15		Certified copy of decree.....	1 00
Issuing Writ of Attachment.....	1 00		Report of divorce to State Health Office	50
Entering each return thereof.....	15		(Acts 1915)	
Docketing each case.....	1 00	00	Total Fees of Register.....	42.35
Entering each appearance.....	25		FEES OF SHERIFF	
Issuing each decree pro confesso on per. ser.	1 00		Serving and returning subpoena on deft.	\$1 50
Issuing each decree pro confesso on publication	1 00	00	Serving and returning subpoena for witness	65
Each order appointing guardian.....	1 00		Levying attachment.....	3 00
Any other order by Register.....	50	50	Entering and returning same.....	25
Issuing commission to take testimony....	50		Selling property attached.....	75
Receiving and filing.....	10	10	Impaneling Jury.....	75
Endorsing each package.....	10	10	Executing writ of possession.....	2 50
Entering order submitting cause.....	50	50	Collecting execution for costs.....	1 50
Entering any other order of court.....	25	50	Serving and returning sci. fa., each	65
Noting all testimony.....	50		Serving and returning notice.....	65
Abstract of cause, etc.....	1 00		Serving and returning writ of injunction	1 50
Entering each decree.....	75	75	Serving and returning writ of exeat.	1 50
For every 100 words over 500.....	15	50	Taking and approving bonds, each....	75
Taking account, etc.....	3 00		Collecting money on execution.....	2 50
Taking testimony, etc.....	15		Making deed	2 50
Each report, 500 words or less.....	2 50		Serving and returning application, etc.	1 00
For every 100 words over 500.....	15		Serving attachment, contempt of court	1 50
Amount claimed less than \$500, etc.....	2 00		Total Fees of Sheriff.....	
Issuing each subpoena.....	25		RECAPITULATION	
Witness certificate, each.....	25		Register's Fees	42.35
Issuing execution, each	75		Sheriff's Fees	10.00
Entering each return	15		Commissioner's Fees	
Taking and approving bond, each	1 00		Solicitor's Fees	
Making copy of bill, etc.....	15		Witness Fees	
Each notice not otherwise provided for	50		Guardian Ad Litem.....	141.75
Each certificate or affidavit, with seal...	50		Printer's Fees	3 00
Each certificate or affidavit, no seal.....	25		Trial Tax	3.00
Hearing and passing on application, etc.	3 00		Recording Decree in Probate Court.....	14.35
Each settlement with receiver, etc.....	3 00		% Lis Pendens	7.50
Examining each voucher of Receiver, etc.	10		Total.....	218.85
Examining each answer, etc.....	3 00			
Recording resignation, etc.....	75			
Entering each cert. to Supreme Court....	50			
Taking questions and answers, etc.....	25			
For all other ser. relating to such proceedings	1 00			
For services in proceeding to relieve minors, etc., same fee as in similar cases.				
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.				
Sub. Total Carried Forward.....				

The State of Alabama, }
Baldwin County. }

No. 704

Circuit Court, In Equity May Term, 1941

To Any Sheriff of the State of Alabama—GREETINGS:

You are hereby commanded, That of the goods and chattels, lands and tenements of

_____ Defendant.....

you cause to be made the sum of _____ Dollars,

which _____ Plaintiff.....

recovered of _____ on the _____ day of _____ 1941

by 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 said _____

and make return of this Writ and the execution thereof, according to law.

Interest from _____ 1941 to date of collection.

Witness my hand, this _____ day of _____ 1941.

218 85
141 75

67 10
Register.

CHANCERY EXECUTION

BILL OF COSTS

No. 704

J. WILLARD NEWMAN,

Complainant

Vs.

JOSIAH BLAKLEY, ET ALS.,

Respondents.

FEES OF REGISTER	Dollars	Cents	Brought Forward	Total
Filing each bill and other papers 10 \$ 10	1.00			20.35
Issuing each subpoena..... 50			For Receiving, keeping and paying 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%.	
Issuing each copy thereof..... 40			Receiving, keeping and paying out money paid into court, etc., 1-2 of 1% of amount received.	
Entering each return thereof..... 15			Each notice sent by mail to creditor... 15	
For each order of publication..... 1 00	1.00		Filing, receipting for and docketing each claim, etc..... 25	
Issuing writ of injunction..... 1 50			For all entries on subpoena docket, etc. 50	
For each copy thereof..... 50			For all entries on commission docket, etc. 50	
Entering each return thereof..... 15			Making final record, per 100 words 15	21.00
Issuing Writ of Attachment..... 1 00			Certified copy of decree..... 1 00	1.00
Entering each return thereof..... 15	1.00		Report of divorce to State Health Office 50	
Docketing each case..... 1 00			(Acts 1915)	
Entering each appearance..... 25			Total Fees of Register.....	<u>42.35</u>
Issuing each decree pro confesso on per. ser. 1 00			FEES OF SHERIFF	
Issuing each decree pro confesso on publication 1 00	1.00		Serving and returning subpoena on deft. \$1 50	3000
Each order appointing guardian..... 1 00			Serving and returning subpoena for witness 65	300
Any other order by Register..... 50		.50	Levying attachment..... 3 00	5175
Issuing commission to take testimony... 50		.50	Entering and returning same..... 25	5475
Receiving and filing..... 10		.10	Selling property attached..... 75	
Endorsing each package..... 10		.10	Impaneling Jury..... 75	
Entering order submitting cause..... 50		.50	Executing writ of possession..... 2 50	
Entering any other order of court..... 25		.50	Collecting execution for costs..... 1 50	
Noting all testimony..... 50			Serving and returning sci. fa., each 65	
Abstract of cause, etc..... 1 00			Serving and returning notice..... 65	
Entering each decree..... 75		.75	Serving and returning writ of injunction 1 50	
For every 100 words over 500..... 15	13.50		Serving and returning writ of exeat. 1 50	
Taking account, etc..... 3 00			Taking and approving bonds, each... 75	
Taking testimony, etc..... 15			Collecting money on execution..... 2 50	
Each report, 500 words or less..... 2 50			Making deed 1 00	
For every 100 words over 500..... 15			Serving and returning application, etc. 1 00	
Amount claimed less than \$500, etc.... 2 00			Serving attachment, contempt of court 1 50	
Issuing each subpoena..... 25			Total Fees of Sheriff.....	2876
Witness certificate, each..... 25			RECAPITULATION	
Issuing execution, each 75			Register's Fees 42.35	
Entering each return 15			Sheriff's Fees 10.00	
Taking and approving bond, each 1 00			Commissioner's Fees.....	
Making copy of bill, etc..... 15			Solicitor's Fees.....	
Each notice not otherwise provided for 50			Witness Fees.....	
Each certificate or affidavit, with seal... 50			Guardian Ad Litem.....	141.75
Each certificate or affidavit, no seal..... 25			Printer's Fees.....	3.00
Hearing and passing on application, etc. 3 00			Trial Tax.....	13.00
Each settlement with receiver, etc..... 3 00			Recording Decree in Probate Court (13.00) 21.75	
Exam'ing each voucher of Receiver, etc. 10			Total.....	210.00
Examining each answer, etc..... 3 00				
Recording resignation, etc..... 75				
Entering each cert. to Supreme Court... 50				
Taking questions and answers, etc..... 25				
For all other ser. relating to such proceedings 1 00				
For services in proceeding to relieve minors, etc., same fee as in similar cases.				
Commission on sales, etc.: 1st \$100, 2 per ct.; all over \$100 and not exceeding \$1,000, 1 1/2 per ct.; all over \$1,000, and not exceeding \$20,000, 1 per ct.; all over \$20,000, 1/4 of 1 per ct.				
Sub Total Carried Forward.....				

The State of Alabama, }
Baldwin County. }

No. 704

Circuit Court, In Equity

May

Term, 1941

To Any Sheriff of the State of Alabama—GREETINGS:

You are hereby commanded, That of the goods and chattels, lands and tenements of

you cause to be made the sum of

6-19-41

Defendant

which

receipt 611

Dollars

recovered of

on the

day of

1941

by 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 said _____ and make return of this Writ and the execution thereof, according to law.

Interest from _____ 1941 to date of collection.

Witness my hand, this _____ day of _____ 1941.

Register.