

SUMMONS AND COMPLAINT

2487

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2487

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Mrs. Viola Stelk Barron

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

Mrs. Viola Stelk Barron et als, Defendant

by NORMAN WILLIS, Plaintiff

Witness my hand this 22nd day of June 1950

Reigel-Wilcox, Clerk

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**

**CIRCUIT COURT**

Plaintiffs

vs.

Defendants

**SUMMONS and COMPLAINT**

Filed ....., 19.....

....., Clerk

Plaintiff's Attorney

Defendant's Attorney

RECEIVED IN OFFICE

....., 19.....

....., Sheriff

I have executed this summons

this ....., 19.....

by leaving a copy with

..... Sheriff

..... Deputy Sheriff

NOTICE OF PENDENCY OF BILL OF COMPLAINT

BOOK 002 PAGE 104

NORMAN WILLIS,	)	IN THE CIRCUIT COURT OF
	)	
Complainant,	)	
VS.	)	BALDWIN COUNTY, ALABAMA
	)	
LANDS HEREINAFTER DESCRIBED, and	)	IN EQUITY.
SUNNY SOUTH DEVELOPMENT COMPANY,	)	
INC., a Corporation, ET AL.,	)	
	)	
Respondents.	)	

Notice is hereby given to the Sunny South Development Company, Inc., a Corporation, the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thiem, Edna C. Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle, George E. McEwen, and the heirs and devisees of such of the said parties as may be dead, and any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the lands hereinafter described, that on the 22nd day of June, 1950, the said Complainant, Norman Willis, filed in the Circuit Court of Baldwin County, Alabama, Equity Side, a verified Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

and against the Sunny South Development Company, Inc., a Corporation the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thiem, Edna C. Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle,

George E. McEwen, and the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, the said Bill of Complaint having been filed for the purpose of establishing the title of the said Complainant to all of the said lands for the purpose of quieting his title thereto, and to clear up all doubts and disputes concerning his title to the said property.

The Complainant claims the absolute fee simple title in and to all of the said lands under, by and through the following conveyances, all of which are recorded in the office of the Probate Judge of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

A. State Patent from State of Alabama by R. W. Cobb, Governor, W. W. Screws, Secretary, to James K. Clarke, dated September 13, 1880, and recorded in Deed Book 27, at page 147.

B. Tax Deed from the State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to W. G. Jackson, dated December 4, 1936, and recorded in Deed Book 71, at page 35, Baldwin County, Alabama Records.

C. Deed from W. G. Jackson andwife, Amy Jackson, to Norman Willis, dated July 27, 1944, and recorded in Deed Book 87, at page 228, Baldwin County, Alabama Records.

D. Tax Deed from State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to Norman Willis, dated January 23, 1936, and recorded in Deed Book 70, at pages 363-4, Baldwin County, Alabama Records.

The Complainant in and by his said Bill of Complaint alleges and avers that he owns the said lands in his own right absolutely and in fee simple; that he is in the actual, peaceable possession of all of the said lands; that title to the said lands stands upon the records of Baldwin County, Alabama, the County where the said lands are situated, in the name of the Complainant; that no suit is pending to test Complainant's title to, interest in, or

002 PAGE 206  
BOOK

right to possession of the said lands, or any part thereof; that no persons, firms or corporations, other than the Complainant and those through whom he claims title, are known to the Complainant to have had any possession of the said lands, or any part thereof, within ten years next prior to the filing of the said Bill of Complaint; that no persons, firms or corporations, other than the Complainant and those through whom he claims title, are known to the Complainant to have paid any taxes on the said lands, or any part thereof, or any interest therein, within ten years next prior to the filing of the said Bill of Complaint; and that the Complainant, together with those through whom he claims title to the said lands have held color of title thereto, and have been in the actual, peaceable, continuous and undisputed possession of all of the said property for more than ten years next preceding the filing of this Bill of Complaint.

The said parties named above and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, must appear in this Court and plead, answer or demur to the Bill of Complaint before the 22nd day of August, 1950, or on the said date Decrees Pro Confesso will be taken against them, testimony will be thereafter taken, and the said cause submitted for a final decree quieting Complainant's title to the said lands.

IN WITNESS WHEREOF, I have hereunto set my hand as Register of the Circuit Court of Baldwin County, Alabama, in Equity, and affixed the seal of the said Court on this the 22<sup>nd</sup> day of June, 1950.

*Cecil L. Smith*  
Register of Circuit Court of Baldwin  
County, Alabama, in Equity.

J. B. BLACKBURN,  
Solicitor for Complainant.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 6-22-50 11:30 A.M.  
Recorded *Lis. Pend.* book 2 page 304-6

*W. L. Stewart*  
Judge of Probate

NORMAN WILLIS,  
Complainant,

VS.

) IN THE CIRCUIT COURT OF  
)  
) BALDWIN COUNTY, ALABAMA  
)  
) IN EQUITY

) LANDS HEREINAFTER DESCRIBED, and  
) SUNNY SOUTH DEVELOPMENT COMPANY, INC.,  
) a Corporation, the officers, directors  
) and stockholders of the Sunny South  
) Development Company, Inc., a Corpora-  
) tion, EDNA C. THIEM, EDNA C. THEIM, as  
) Trustee, BALDWIN LAND HOLDING COMPANY,  
) INC., a Corporation, officers, directors  
) and stockholders of the Baldwin Land  
) Holding Company, Inc., a Corporation,  
) LOUIS LETZ, LOUIS LEITZ, JOHN STELK, the  
) unknown heirs at law of John Stelk, MRS.  
) VIOLA STELK BARRON, FARMERS & MERCHANTS  
) BANK OF FOLEY, a Corporation, CARRIE S.  
) TUTTLE, and GEORGE E. McEWEN,  
)

) Respondents.  
)

MOTION FOR DECREE PRO CONFESSO.

Motion is hereby made for Decree Pro Confesso against the Respondents, Sunny South Development Company, Inc., a Corporation, the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thiem, Edna C. Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, officers directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle, and George E. McEwen, and against the heirs, devisees and personal representatives of such of said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the following described property situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

on the ground that the Respondents, Edna C. Thiem and Edna C. Theim, as Trustee, were personally served with a copy of the original Bill of Complaint; that the Respondent, Viola Stelk Barron was personally served with a copy of the original Bill of Complaint;

that a copy of the said Notice of Pendency of Bill of Complaint was sent by registered mail to Carrie S. Tuttle, 3438 South Oak Park Avenue, Berwin, Illinois, marked "for delivery only to person to whom addressed with return receipt requested", which said letter was returned marked "unknown"; and the addresses of the other Respondents being unknown; and the Notice of Pendency of Bill of Complaint filed in this cause on the 22nd day of June, 1950, which is dated June 22, 1950, was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, the first of said notices appeared in the issue of said paper published June 22, 1950, and that on the said date a copy thereof was posted at the front door of the courthouse of Baldwin County, Alabama, and another copy was filed for record in the office of the Judge of Probate of Baldwin County, and each and all of the said parties have failed to appear and plead, answer or demur to the said Bill of Complaint filed against them in this cause.

WHEREFORE, the Complainant moves the Register to make and enter a Decree Pro Confesso against each and all of the above named Respondents.

DATED this the 28th day of June, 1951.

J. B. Blackburn  
Solicitor for Complainant.

NORMAN WILLIS,	)	IN THE CIRCUIT COURT OF
Complainant,	)	BALDWIN COUNTY, ALABAMA
LANDS HEREINAFTER DESCRIBED, and	)	IN EQUITY.
SUNNY SOUTH DEVELOPMENT COMPANY, INC.,	)	
a Corporation, the officers, directors	)	
and stockholders of the Sunny South	)	
Development Company, Inc., a Corpora-	)	
tion, EDNA C. THIEM, EDNA C. THEIM, as	)	
Trustee, BALDWIN LAND HOLDING COMPANY,	)	
INC., a Corporation, officers directors	)	
and stockholders of the Baldwin Land	)	
Holding Company, Inc., a Corporation,	)	
LOUIS LETZ, LOUIS LEITZ, JOHN STELK, the	)	
unknown heirs at law of John Stelk, MRS.	)	
VIOLA STELK BARRON, FARMERS & MERCHANTS	)	
BANK OF FOLEY, a Corporation, CARRIE S.	)	
TUTTLE, and GEORGE E. McEWEN,	)	
Respondents.	)	

DECREE PRO CONFESSO

In this cause it being made to appear to the Register that the Respondents, Sunny South Development Company, Inc., a Corporation, the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thiem, Edna C. Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle, and George E. McEwen, are, if living, over the age of twenty-one years and their respective places of residence and post office addresses are unknown and cannot be ascertained after diligent inquiry, or are non-residents of the State of Alabama, whose exact places of Residence and post office addresses are unknown, except the following: Carrie S. Tuttle, whose address is 3438 South Oak Park Avenue, Berwin, Illinois, George E. McEwen, whose address is Jackson County, Mississippi, Mrs. Viola Stelk Barron, whose address is No. 6 Bay Street, Montgomery, Alabama, and Edna C. Thiem and Edna C. Thiem, as Trustee, whose addresses are near Oak, Baldwin County, Alabama, and that a copy of the original Bill of Complaint was personally served on Viola Stelk Barron; that a copy of the original Bill of Complaint was personally served on Edna C. Thiem and Edna C. Thiem, as Trustee; that a copy of the Notice of Pendency of Bill of Complaint was sent by registered



mail to Carrie S. Tuttle, 3438 South Oak Park Avenue, Berwin, Illinois, marked "for delivery only to person to whom addressed", with return receipt requested, which said letter was returned marked "unknown"; that the Farmers & Merchants Bank of Foley, a Corporation, has heretofore filed a disclaimer; that a copy of the Notice of Pendency of the Bill of Complaint filed in this cause dated the 22nd day of June, 1950, was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, the first of said notices being published June 22, 1950, the second of said notices being published on June 29, 1950, the third of said notices being published on July 6, 1950, and the fourth of said notices being published on July 13, 1950; and that copies thereof were on the said date posted at the front door of the courthouse in Baldwin County, Alabama, and filed for record in the office of the Judge of Probate of Baldwin County, Alabama, and that to date hereof each of the said Respondents, and the heirs, devisees and personal representatives of such of said parties as may be dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the following described property situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

have failed to appear and plead, answer or demur to the Bill of Complaint filed against them in this cause.

It is, therefore, on motion of the Complainant, Ordered, Adjudged and Decreed by the Register that the said Bill of Complaint be and it hereby is in all things taken as confessed against each and all of the above named Respondents and the heirs, devisees and personal representatives of such said parties as may be dead, and against any or all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the

Lands above described, or any part thereof.

ORDERED, ADJUDGED and DECREED on this the 28<sup>th</sup> day  
of June, 1951.

Alice J. Wink

Register.

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NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY. NO. 2487

### FINAL DECREE

This cause coming on to be heard on this date is submitted for a Final Decree upon the original Bill of Complaint, Notice of Pendency of Bill of Complaint, Proof of Publication of Notice of Pendency of Bill of Complaint, Disclaimer of Farmers and Merchants Bank, a Corporation, Motion for Decrees Pro Confesso against Respondents, Decrees Pro Confesso against Respondents, Decree Ordering Testimony of Complainant's Witnesses taken in open court and the testimony of Complainant's witnesses in open court; upon consideration of all of which, it appears to the Court that the Complainant is entitled to the relief prayed for by him in his said Bill of Complaint: WHEREUPON, it is, therefore, Ordered, Adjudged and Decreed by the Court as follows:

1. The Complainant, Norman Willis, is the true and lawful owner in fee simple of the following described real property situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof.

The absolute fee simple title to the said lands and to each and every part thereof and all interest therein is in the said Complainant, Norman Willis, free and clear of and from the claim or claims of any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof or any interest therein; that the Complainant have and he is hereby given judgment against the said lands and against any and all persons, firms or corporations claiming any

title to, interest in, lien or encumbrance on the said lands or any part thereof.

2. The Complainant's title to the said lands is hereby quieted against the Sunny South Development Company, Inc., a Corporation; the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation; Edna C. Thiem; Edna C. Thiem, as Trustee; Baldwin Land Holding Company, Inc., a Corporation; the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation; Louis Letz; Louis Leitz; John Stelk; the unknown heirs at law of John Stelk; Mrs. Viola Stelk Barron; Farmers and Merchants Bank of Foley, a Corporation; Carrie S. Tuttle; George E. McEwen and against the heirs, devisees and personal representatives of such of the said parties as may be dead and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, and any or all such claim or claims are hereby adjudged and decreed to be invalid, groundless and of no effect.

3. The Register of this Court shall file a certified copy of this decree for record in the office of the Judge of Probate of Baldwin County, Alabama and tax the expense of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama shall record the said certified copy of this decree in the same book and manner in which deeds are recorded and shall index the same in the direct index in the names of Sunny South Development Company, Inc., a Corporation; Edna C. Thiem; Edna C. Thiem, as Trustee; Baldwin Land Holding Company, Inc., a Corporation; Louis Letz; Louis Leitz; John Stelk; Mrs. Viola Stelk Barron; Farmers and Merchants Bank of Foley, a Corporation; Carrie S. Tuttle and George E. McEwen, and shall index the same in the indirect or reverse index of the said records in the name of Norman Willis.

5. The title hereby decreed to be in the said Complainant, Norman Willis, shall enure to the benefit of all persons who derive title to the said lands, or any part thereof, or any interest therein, from and through the said Norman Willis and his title or interest shall at all times be treated and considered as though it had been established in favor of the persons so procuring

or deriving title from the said Complainant.

6. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 1st day of August, 1951.

(S) TELFAIR J. MASHBURN, JR.

Judge.

STATE OF ALABAMA )  
BALDWIN COUNTY )

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that the above and foregoing is a true and correct copy of the final decree rendered in this cause on the 1st day of August, 1951, as the same appears of record in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the court on this the 1st day of August, 1951.

Alice J. Duck  
Register.

STATE OF ALABAMA, BALDWIN COUNTY  
Filed 8-18-51 ..... 11 A.M.  
Recorded ..... book 168 page 242-4  
Judge of Probate

18 (Certified copy) 8-1-57

FINAL DECREE

NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

(2) TELFAIR J. WASHINGTON, JR.

R1.50

Wm. Duck

1957  
I, WITNESS WHEREOF, I have hereunto set my hand and  
affixed the seal of the court on this the 1st day of August,  
some substance of record in my office.

Register  
*[Signature]*

12-18-57  
STATE OF ALABAMA, BALDWIN COUNTY  
X-545-11-18-57

108 427

ORDERED AND DECREED on the 1st day of August, 1957, at the request of the complainant, for which execution may issue. The costs of this proceeding are hereby awarded to the party from the said Complainant.

NORMAN WILLIS,

Complainant,

VS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

LANDS HEREINAFTER DESCRIBED, and  
SUNNY SOUTH DEVELOPMENT COMPANY, INC.,  
a Corporation, the officers, directors  
and stockholders of the Sunny South  
Development Company, Inc., a Corpora-  
tion, EDNA C. THIEM, EDNA C. THEIM, as  
Trustee, BALDWIN LAND HOLDING COMPANY,  
INC., a Corporation, officers, directors  
and stockholders of the Baldwin Land  
Holding Company, Inc., a Corporation,  
LOUIS LETZ, LOUIS LEITZ, JOHN STELK, the  
unknown heirs at law of John Stelk, MRS.  
VIOLA STELK BARRON, FARMERS & MERCHANTS  
BANK OF FOLEY, a Corporation, CARRIE S.  
TUTTLE, and GEORGE E. McEWEN,

Respondents.

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Orator, Norman Willis, presents this Bill of  
Complaint against the following described real property situated  
in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of  
the Northeast Quarter and the Southeast  
Quarter of the Southeast Quarter of the  
Northeast Quarter, Section 16, Township 8  
South, Range 4 East of St. Stephens Meridian  
in Alabama, containing 30.15 acres, accord-  
ing to the official plat of the government  
survey thereof,

and against the Sunny South Development Company, Inc., a Corpora-  
tion, the officers, directors and stockholders of the Sunny South  
Development Company, Inc., a Corporation, Edna C. Thiem, Edna C.  
Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corpora-  
tion, the officers, directors and stockholders of the Baldwin Land  
Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John  
Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk  
Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S.  
Tuttle, George E. McEwen, and the heirs and devisees of such of the  
said parties as may be dead, and against any and all persons, firms  
or corporations claiming any title to, interest in, lien or encum-  
brance on the said lands, or any part thereof, and, thereupon, your  
Orator complains and shows unto the Court and your Honor as Follows:

1. Your Orator is over twenty-one years of age and a resident of Baldwin County, Alabama.

2. The Respondents are, if living, over the age of twenty-one years, but their place of residence and post office addresses are unknown and cannot be ascertained after diligent effort and inquiries to ascertain the facts with regard thereto, except the following: Carrie S. Tuttle, whose address is 3438 South Oak Park Avenue, Berwin, Illinois, George E. McEwen, whose address is Jackson County, Mississippi, and Mrs. Viola Stelk Barron, whose address is No. 6 Bay Street, Montgomery, Alabama.

3. Your Orator owns the said lands in Baldwin County, Alabama, namely:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

in his own right, absolutely and in fee simple, and is in the actual peaceable possession of all of the said property. Your Orator, together with those through whom he claims title to the said lands, has held color of title thereto and has been in the actual, peaceable, continuous and undisputed possession of all of the said property for more than ten years next preceding the filing of this Bill of Complaint. No persons, firms or corporations, other than your Orator and those through whom he claims title to the said property, have paid any taxes on the said lands, or any part thereof, or any interest therein, for more than ten years next preceding the filing of this Bill of Complaint. No suit is pending to test your Orator's title to, interest in, or right to possession of the said lands or any part thereof, WHEREFORE, your Orator, files this, his verified Bill of Complaint in the Circuit Court of Baldwin County, Alabama, in Equity, the County where the said lands lie, against the said lands and against any and all persons claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, to establish a title to the said lands and to



clear up all doubts and disputes concerning the same.

4. Your Orator has and claims to have the absolute fee simple title to all of the above described property. The title so held and claimed by your Orator in and to all of the said lands was obtained from the persons and through the instruments as will hereinafter appear. Your Orator further shows that the title to all of the said lands stands upon the records of the Probate Court of Baldwin County, Alabama, the County where the said lands are situated, in the name of your Orator; that no person, firm or corporation other than your Orator and those through whom he claims title to the said lands, have at any time within ten years next preceding the filing of this Bill of Complaint paid any taxes upon the said lands, or any part thereof, or any interest therein, nor has any other person, firm or corporation, other than your Orator and those through whom he claims title to the said lands, had any possession of the said lands, or any part thereof, for more than ten years next preceding the filing of this Bill of Complaint.

5. Your Orator claims the absolute fee simple title to all of the said lands under, by and through the following instruments of writing, all of which are recorded in the Probate Records of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

- A. State Patent from State of Alabama, by R. W. Cobb, Governor, W. W. Screws, Secretary, to James K. Clarke, dated September 13, 1880, and recorded in Deed Book 27, page 147.
- B. Tax Deed from the State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to W. G. Jackson, dated December 4, 1936, and recorded in Deed Book 71, at page 35, Baldwin County, Alabama Records.
- C. Deed from W. G. Jackson and wife, Amy Jackson, to Norman Willis, dated July 27, 1944, and recorded in Deed Book 87, at page 228, Baldwin County, Alabama Records.
- D. Tax Deed from State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner Bibb Graves, Governor, to Norman Willis, dated January 23, 1936, and recorded in Deed Book 70, at pages 363-4, Baldwin County, Alabama Records.

Your Orator avers that he has made and caused to be made a diligent search to ascertain the names, ages and addresses

of all of the parties named herein who are now deceased and also to ascertain if anyone is making any claim to the said property, or any part thereof. These said inquires have continued for more than three years next preceding the filing of this Bill of Complaint. Your Orator has examined and has employed an attorney to examine the records in the office of the Probate Judge, the Tax Assessor and the Tax Collector of Baldwin County, Alabama, and to ascertain to whom the records show to have any claim to or encumbrance on the said property; he has made and caused a thorough inquiry to be made in the community where the said lands are situated for the purpose of ascertaining any claimants to it, or any other information having any bearing on the title to the said property; that these efforts by your Orator, his agents and attorney, have continued faithfully and diligently for the said long period of time and all of the information so secured as to the said heirs, prior ownership and possession of the said property is set out in this Bill of Complaint.

#### PRAYER FOR PROCESS

Your Orator prays that the lands hereinabove described, the Respondents named herein and the unknown heirs, devisees, personal representatives and next of kin of the Respondents named herein who are dead and any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, be made parties Respondent to this Bill of Complaint, and be brought into this Court by the usual and proper process.

#### PRAYER FOR RELIEF.

Your Orator prays that each and all of the Respondents named, and the unknown heirs, devisees, legal representatives and next of kin of such Respondents herein named who are dead and all other persons, firms or corporations who claim to own said lands or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, title, right, interest, lien or encumbrance and how and by what instrument the same is derived and created and that upon the final hearing of

this cause it be Ordered, Adjudged and Decreed that your Orator, at the time of the filing of this Bill of Complaint, had the legal title to all of the above described lands and that none of the Respondents herein specifically named, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property may be cleared up and your Orator's title to the said lands be fully and completely quieted. Your Orator further prays for such other, further and general relief as he may be entitled to, the premises considered.

J. B. Blackburn

Solicitor for Complainant.

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

Before me, the undersigned authority, within and for said County and State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is the Solicitor for the Complainant named in the above entitled cause; that he prepared the foregoing Bill of Complaint, and that the facts stated therein are true.

J. B. Blackburn

Sworn to and subscribed before me on  
this the 22<sup>nd</sup> day of June, 1950.

James R. Owen

Notary Public,

NORMAN WILLIS,

Complainant,

VS.

CERTAIN LANDS, et al

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY. NO. 2487.

TESTIMONY TAKEN IN OPEN COURT ON AUGUST 1, 1951 BEFORE  
HONORABLE TELFAIR J. MASHBURN, JR., JUDGE

Appeared: For Complainant,

Hon. J. B. Blackburn,

Mr. Norman Willis, having been first duly and legally sworn,  
testified as follows:

ON DIRECT EXAMINATION  
By Mr. Blackburn

Q. Are you Mr. Norman Willis?

A. Yes sir.

Q. Mr. Willis, are you the Complainant, the party who filed this suit?

A. Yes.

Q. Are you over twenty-one years of age and a resident of Baldwin  
County, Alabama?

A. Yes.

Q. Now, I'll read the respondents who are named in this suit: (Reading) Sunny South Development Company, Inc., a Corporation, the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation; Edna C. Thiem, Edna C. Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, directors, officers/and stockholders of the Baldwin Land Holding Company, Inc. a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers and Merchants Bank of Foley, a Corporation, Carrie S. Tuttle, and George E. McEwen. With the exception of the Farmers and Merchants Bank, none of the corporations have their places of business in Alabama?

A. Not as I know of.

Q. Now, Mrs. Barron, Viola Stelk Barron, is a resident of Montgomery?

A. I think so.

Q. Mrs. Edna C. Thiem resides in Baldwin County?

A. Yes.

Q. Except for that, are the residences and post office addresses of the other parties I read unknown to you?

A. Yes.

Q. Before the filing of this suit, Mr. Willis, I will ask you whether or not you had an abstract of title prepared to this piece of property?

A. Yes sir.

Q. After you had the abstract prepared, you referred the matter to me and requested that I examine the abstract?

A. Yes.

Q. In my investigation in the community it was to determine if anybody might be claiming any interest in this land?

A. Yes.

Q. From the information which you were able to obtain from the abstract and your investigation, all the information is set out in the bill of complaint?

A. Yes.

Q. The lands involved in this suit are: The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof in Baldwin County, Alabama. State whether or not you are in possession of these lands?

A. Yes sir.

Q. Were you in possession of these lands at the time this suit was filed?

A. Yes.

Q. How long had you been in possession of these lands, over ten years?

A. Since 1938.

Q. What kind of possession have you had of the property; has it been under fence and in cultivation?

A. Yes sir, lived on it seven years.

Q. Lived on it, and it has been under fence since 1938?

A. And in cultivation, yes.

Q. At the time this suit was filed, no other suit was pending to test title to or right to your possession?

A. No.

Q. Now, we offer in evidence and ask that it be identified as Complainant's Exhibit "1", Certified Copy of Patent from the State of Alabama, to James K. Clark, dated September 13, 1880, which conveyed all of Section 16, Township 8 South, Range 4 East, in Baldwin County, Alabama.

(Certified Copy of Patent identified as Exhibit "1" and is attached to and made a part of this transcript)

Next, we offer in evidence and ask that it be identified as Complainant's Exhibit "2", Certified Copy of Tax Deed from the State of Alabama to Norman Willis, dated January 23, 1936, and recorded in Deed Book 70 N. S. pages 363-4, Baldwin County Records which conveys part of the land: The West Half of the Southeast Quarter of the Northeast Quarter of Section 16, Township 8 South Range 4 East, which is twenty of the thirty acres.

(Certified Copy of Tax Deed identified as Exhibit "2" and is attached to and made a part of this transcript)

Now, we offer in evidence Certified Copy of Tax Deed from the State Land Commissioner of Alabama to W. G. Jackson, dated December 4, 1936, and recorded in Deed Book 71 page 35, Baldwin County Records which conveyed the Southeast Quarter of the Southeast Quarter of the Northeast Quarter of Section 16, Township 8 South Range 4 East, and ask that it be identified as the Complainant's Exhibit "3".

(Certified Copy of Tax Deed identified as Exhibit "3" and is attached to and made a part of this transcript)

Next, we offer in evidence certified copy of Quit Claim Deed from W. G. Jackson and wife to Norman Willis, dated July 27, 1944, and recorded in Deed Book 87 page 288, which conveys the Southeast Quarter of the Southeast Quarter of the Northeast Quarter of Section 16, Township 8 South Range 4 East, and ask that it be identified as Complainant's Exhibit "4".

(Certified Copy of Quit Claim Deed identified as Exhibit "4" and is attached to and made a part of this transcript).

- Q. Mr. Willis, the deed from Jackson to you/<sup>is</sup>dated 1944, I believe?
- A. Yes.
- Q. Prior to the time they conveyed the property to you, what possession did they have of that ten acres?
- A. They had a fence around it and farmed it.
- Q. How long?
- A. I don't know exactly when he bought it.
- Q. Did he fence it shortly after he got the tax deed?
- A. Yes.
- Q. I will ask you if you and Mr. Jackson, if you have paid taxes on the twenty acres, and Mr. Jackson up to the time he sold the ten acres to you, and you since you bought it, the ten acres from him, have you regularly assessed and paid taxes on this property?
- A. Yes.
- Q. For ten years or more?
- A. Yes.
- Q. Any other person paid taxes on that property other than you and Jackson?
- A. Not as I know of.
- Q. No person has been in possession of the property or any part thereof other than you and Jackson, as stated, for more than ten years?
- A. Right.
- Q. You read over the Bill of Complaint at the time it was filed?
- A. Yes.
- Q. The facts stated therein are true?
- A. Yes, that's right.

Mr. Leland Willis, having been first duly and legally sworn, testified as follows:

ON DIRECT EXAMINATION

By Mr. Blackburn

- Q. Mr. Willis, you heard the testimony of the Complainant, Mr. Norman Willis, here. How long have you known the lands involved in this suit?
- A. I have known it ever since he has been in possession of it, a number of years he said.
- Q. You knew/<sup>when</sup>Jackson ~~was~~ was in possession of it?

A. Yes sir, ten years I guess.

Q. For more than ten years prior to the time this suit was filed in last year, on June 22, 1950, had Mr. Norman Willis been in possession of the twenty acres he talked about and had he and Mr. Jackson and those through whom they claim title been in possession of it for ten years?

A. Yes sir.

Q. Continuous undisputed possession for ten years?

A. As far as I know.

Q. You lived right there?

A. Yes sir.

Q. During all of the time for more than ten years has it been under fence and in cultivation?

A. Yes.

Q. You have not heard of his title being disputed in any way or manner?

A. No sir.

- - - - -

I, Ora S. Nelson, Court Reporter of and for the Twenty-eighth Judicial Circuit of Alabama, hereby certify that the above and foregoing is a true and correct transcript of the testimony taken on a hearing of the above styled cause.

Dated this 1st day of August, 1951.

Ora S. Nelson  
Court Reporter



STATE OF ALABAMA,  
Baldwin County.

PROBATE COURT

I, W. R. STUART, Judge of the Probate Court in and for said State and County, hereby certify

that the within and foregoing Deed \_\_\_\_\_ pages

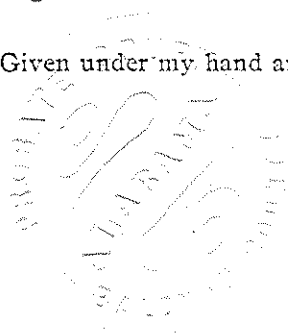
contain a full, true and complete copy of the Deed \_\_\_\_\_

as the same appears of record in my office in Deed \_\_\_\_\_ Book No. 27

Page 147

Given under my hand and seal of office, this 29 day of June, 1950

W R Stuart  
Judge of Probate



27-147

By T.H. Halliwell Clerk.

GOVERNOR OF THE STATE OF ALABAMA.

By the Governor: R.W.Cobb

Governor of Alabama.

(Two Dollars )

(State of Alabama ) W.W.Screws,  
(8-10-68)

(2 Dollars 2

(Tax On Seals  
Good April 1st)

Tax On Seals )  
Filed for record April 12th 1918 at 8 AM  
Recorded April 12th 1918. Jas Voltz, Judge of Probate

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STATE OF ALABAMA  
BALDWIN COUNTY PROBATE COURT

Filed in office this 28th day of Sept. 1936 at 8:50 AM and duly recorded in Deed Book 70 N.S. page 362-3 and I certify that \$--, cts 50 Deed tax, has been paid as required by law.

G. W. Robertson, Judge of Probate

Ex 18

G. W. Robertson, Judge of Probate  
---000000000000000000---

No. 725

Original

THE STATE OF ALABAMA

*Consul Reporter*

KNOW ALL MEN BY THESE PRESENTS: That WHEREAS, on 16th day of April, A. D. 1928, the Probate Court of Baldwin County rendered a decree for the sale of lands hereinafter described and conveyed for the payment of State and County taxes then due from Sunny South Development Co., the owner of said land, and for the payment of the fees, costs, and expenses of and under said decree, and the sale had in execution thereof.

AND WHEREAS, thereafter, to-wit, on the 28th day of May, 1928, under and in pursuance of said decree, said lands were regularly offered for sale by the Tax Collector of Baldwin County for said taxes, fees, costs, and expenses, and no person having bid a sufficient sum for said lands to pay the same, said lands were bid in for the State for the sum of said taxes, fees costs and expenses.

AND WHEREAS, the time allowed by law for the redemption of said lands has elapsed since said sale, and the same not having been redeemed, the title thereto under said sale is still in the State.

AND WHEREAS, said lands having been entered upon the books of the State Land Commissioner, and the State Land Commissioner of the State of Alabama, with the approval of the Governor, has fixed the price of said land, and ascertained that the sum of Fifty-four and no/100 (\$54.00) dollars is sufficient to cover and satisfy all claims of the State and County against said lands for or on account of taxes, interest, fees and costs, and officers' fees which were due upon or have accrued against said lands, as provided for by law.

AND WHEREAS, application has been made to the State Land Commissioner of the State of Alabama by Norman Willis, to purchase said lands, and said sum of Fifty-four and no/100 (\$54.00) dollars therefor has been paid into the State Treasury.

NOW THEREFORE, The State Land Commissioner of the State of Alabama, by virtue of and in accordance with the authority in him vested by law, with the approval of the Governor of Alabama, and in consideration of the premises above set out, has this day granted, bargained, sold, and conveyed, and by these presents does grant, bargain, sell, and convey unto the said Norman Willis, without warranty or covenant of any kind on the part of the State, express or implied, all right and title of the State of Alabama in and to said lands, described as follows:

Wt of Sec. 16 of N-4, Sec. 16, T8S, R4E.

lying and being situate in said County and State, to have and to hold the same, the said right and title of the State in the lands aforesaid unto Norman Willis, and his heirs and assigns, forever.

In testimony whereof I have hereunto set my hand and seal this the 23rd day of January, 1936.



APPROVED:  
LIZZ GRAVES  
Governor

STATE LAND COMMISSIONER OF ALABAMA  
BY HENRY S. LONG  
State Land Commissioner

THE STATE OF ALABAMA  
MONTGOMERY COUNTY

I, ANNIE C. RYAN, a Notary Public in and for said County, in said State, hereby certify that Henry S. Long, whose name is signed to the foregoing conveyance as State Land Commissioner, and who is known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, he, in his capacity as such State Land Commissioner, executed the same voluntarily on the day the same bears date.

Given under my hand ~~xxxxxxx~~ this the 23rd day of January, 1936.

ANNIE C. RYAN  
Notary Public

STATE OF ALABAMA  
BALDWIN COUNTY

PROBATE COURT

Filed in office this 29th day of Sept. 1939 at ~~xxx~~ 10 AM and duly recorded in Deed Book 70, N. S. page 363-4 and I certify that \$-- , cts 50 Deed tax, has been paid as required by law.

G. W. Robertson, Judge of Probate

G. W. Robertson, Judge of Probate

Ex'd

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STATE OF ALABAMA, }  
Baldwin County.

PROBATE COURT

I, W. R. STUART, Judge of the Probate Court in and for said State and County, hereby certify  
that the within and foregoing One pages

contain a full, true and complete copy of the Deed

as the same appears of record in my office in Deed Book No. 87  
Page 288

Given under my hand and seal of office, this 29 day of June, 19 50  
W. R. Stuart  
Judge of Probate



11-35  
FILED IN 71-35 this 30th day of Dec. 1936 at 9:45 AM and duly recorded in Deed Book 71 N. S. page 11-35 and I certify that ---, etc. 50 Deed tax, has been paid as required by law.

J. W. Robertson, Judge of Probate

C. W. Robertson, Judge of Probate

Ex'd

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STATE OF ALABAMA

Original

NOW ALL MEN BY THESE PRESENTS: THAT WHEREAS, on 22nd day of April, A. D. 1929, the probate Court of Baldwin County rendered a decree for the sale of lands hereinafter described and conveyed, for the payment of State and County taxes then due from Baldwin Land Holding Co #1, the owner of said lands, and for the payment of the fees, costs, and expenses of and under said decree, and the sale had in execution thereof.

AND WHEREAS, thereafter, to-wit, on the 27th day of May, 1929, under and in pursuance of said decree, said lands were regularly offered for sale by the Tax Collector of Baldwin County for said taxes, fees, costs, and expenses, and no person having bid a sufficient sum for said lands to pay the same, said lands were bid in for the State for the sum of said taxes, fees, costs and expenses.

AND WHEREAS, the time allowed by law for the redemption of said lands has elapsed since said sale, and the same not having been redeemed, the title thereto under said sale is still in the State.

AND WHEREAS, said lands having been entered upon the books of the State Land Commissioner, and the State Land Commissioner of the State of Alabama, with the approval of the Governor, has fixed the price of said land, and ascertained that the sum of Fifteen and no/100 (\$15.00) dollars is sufficient to cover and satisfy all claims of the State and County against said lands for or on account of taxes, interest, fees, and costs, and officers' fees which were due upon or have accrued against said lands, as provided for by law.

AND WHEREAS, application has been made to the State Land Commissioner of the State of Alabama by W.C. Jackson, to purchase said lands, and said sum of Fifteen and no/100 (\$15.00) dollars therefor has been paid into the State Treasury.

NOW THEREFORE, THE State Land Commissioner of the State of Alabama, by virtue of and in accordance with the authority in him vested by law, with the approval of the Governor of Alabama, and in consideration of the premises above set out, has this day granted, bargained, sold, and conveyed, and by these presents does grant, bargain, sell, and convey unto the said W.C. Jackson, without warranty or covenant of any kind on the part of the State, express or implied, all right and title of the State of Alabama in and to said lands, described as follows:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Sec. 16, T3s, R4e.

Line and being situate in said County and State, to have and to hold the same, the said right and title of the State in the lands aforesaid, unto W.C. Jackson, and his heirs and assigns, forever.

In Testimony whereof, I have hereunto set my hand and seal this the 4th day of December, 1936.

APPROVED:  
GIBB LEAVES  
Governor

STATE LAND COMMISSIONER OF ALABAMA  
BY HENRY S. LONG  
State Land Commissioner

STATE OF ALABAMA  
BIRMINGHAM COUNTY

I, MRS. CLAY WILLINGHAM, a Notary Public in and for said County, in said State, hereby certify that Henry S. Long, whose name is signed to the foregoing conveyance as State Land Commissioner, and who is known to me, acknowledged before me on this day that, being informed of the contents of this conveyance, he, in his capacity as such State Land Commissioner, executed the same voluntarily on the day the same bears date.

Given under my hand this the 4th day of December, 1936.

Mrs. Clay Willingham  
Notary Public

STATE OF ALABAMA  
BALDWIN COUNTY PROBATE COURT

Filed in office this 30th day of Dec. 1936 at 10 AM and duly recorded in Deed Book 71 N. S. page 11-35 and I certify that ---, etc. 50 Deed tax, has been paid as required by law.

J. W. Robertson, Judge of Probate

C. W. Robertson, Judge of Probate

Ex'd

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87-  
288  
State of Alabama  
Baldwin County

Quit Claim Deed

Know All Men by These Presents, that we, W. G. Jackson and wife Ammy Jackson, in consideration of the sum of One dollar and other valuable considerations to us in hand paid by Norman Willis the receipt whereof is hereby acknowledged, we do remise, release, quit-claim, and convey to the said Norman Willis his heirs and assigns all our right title, interest and claim, in or to the following described real estate (or lands), to-wit:

The South east quarter (SE $\frac{1}{4}$ ) of  
The South East Quarter (SE $\frac{1}{4}$ ) of  
The Northeast Quarter (NE $\frac{1}{4}$ ) of  
Section Sixteen (16), in  
Township Eight (8), South, and  
Range Four (4) East, said County  
and State and containing Ten (10)  
acres, more or less.

to have and to hold, to the said Norman Willis, his heirs and assigns, forever.  
Given under our hand and seal this 27 day of July, 1944.

W. G. Jackson  
Ammy Jackson

Seal  
Seal

State of Alabama  
Baldwin County

I, Claude Peteet, Notary Public in and for said County and State, do hereby certify that W.G. Jackson, and wife, Ammy Jackson, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me, on this day, that being informed of the contents of the said conveyance ~~executed~~ the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 27th day of July, 1944,

Seal

Claude Peteet  
My commission expires Sept. 10, 1947.

State of Alabama  
Baldwin County

Filed January 8, 1945 at 2 P.M. and recorded in Deed Book 87 at page 288, I certify \$4.50  
Deed Tax has been paid as required by law.

W. R. Stuart, Judge of Probate.

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Exp

STATE OF ALABAMA,  
Baldwin County.

PROBATE COURT

I, W. R. STUART, Judge of the Probate Court in and for said State and County, hereby certify

that the within and foregoing One pages

contain a full, true and complete copy of the Deed

as the same appears of record in my office in Deed Book No. 70

Page 363-4

Given under my hand and seal of office, this 29 day of June, 1950

W. R. Stuart  
Judge of Probate





STATE OF ALABAMA, }  
Baldwin County.

PROBATE COURT

I, W. R. STUART, Judge of the Probate Court in and for said State and County, hereby certify

that the within and foregoing One pages

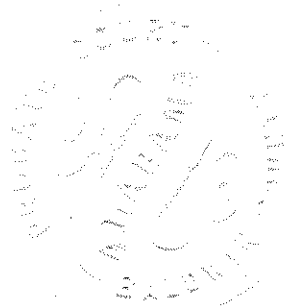
contain a full, true and complete copy of the Deed

as the same appears of record in my office in Deed Book No. 71

Page 35

Given under my hand and seal of office, this 29 day of June, 19 50

W. R. Stuart  
Judge of Probate



I, Alice J. Duck Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause, which said decree is on file and enrolled in my office.

Witness my hand and seal this the \_\_\_\_ day of \_\_\_\_, 1951.

\_\_\_\_\_  
Register of Circuit Court,  
In Equity.

NORMAN WILLIS,	)	
	)	
Complainant,	)	
VS.	)	IN THE CIRCUIT COURT OF
	)	
	)	BALDWIN COUNTY, ALABAMA
LANDS HEREINAFTER DESCRIBED and	)	
SUNNY SOUTH DEVELOPMENT COMPANY,	)	IN EQUITY. NO. 2487
INC., a Corporation, ET ALS,	)	
	)	
Respondents.	)	

# FINAL DECREE

This cause coming on to be heard on this date is submitted for a Final Decree upon the original Bill of Complaint, Notice of Pendency of Bill of Complaint, Proof of Publication of Notice of Pendency of Bill of Complaint, Disclaimer of Farmers and Merchants Bank, a Corporation, Motion for Decrees Pro Confesso against Respondents, Decrees Pro Confesso against Respondents, Decree Ordering Testimony of Complainant's Witnesses taken in open court and the testimony of Complainant's witnesses in open court; upon consideration of all of which, it appears to the Court that the Complainant is entitled to the relief prayed for by him in his said Bill of Complaint: WHEREUPON, it is, therefore, Ordered, Adjudged and Decreed by the Court as follows:

1. The Complainant, Norman Willis, is the true and lawful owner in fee simple of the following described real property situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof.

The absolute fee simple title to the said lands and to each and every part thereof and all interest therein is in the said Complainant, Norman Willis, free and clear of and from the claim or claims of any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof or any interest therein; that the Complainant have and he is hereby given judgment against the said lands and against any and all persons, firms or corporations claiming any

title to, interest in, lien or encumbrance on the said lands or any part thereof.

2. The Complainant's title to the said lands is hereby quieted against the Sunny South Development Company, Inc., a Corporation; the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation; Edna C. Thiem; Edna C. Thiem, as Trustee; Baldwin Land Holding Company, Inc., a Corporation; the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation; Louis Letz; Louis Leitz; John Stelk; the unknown heirs at law of John Stelk; Mrs. Viola Stelk Barron; Farmers and Merchants Bank of Foley, a Corporation; Carrie S. Tuttle; George E. McEwen and against the heirs, devisees and personal representatives of such of the said parties as may be dead and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, and any or all such claim or claims are hereby adjudged and decreed to be invalid, groundless and of no effect.

3. The Register of this Court shall file a certified copy of this decree for record in the office of the Judge of Probate of Baldwin County, Alabama and tax the expense of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama shall record the said certified copy of this decree in the same book and manner in which deeds are recorded and shall index the same in the direct index in the names of Sunny South Development Company, Inc. a Corporation; Edna C. Thiem; Edna C. Thiem, as Trustee; Baldwin Land Holding Company, Inc., a Corporation; Louis Letz; Louis Leitz; John Stelk; Mrs. Viola Stelk Barron; Farmers and Merchants Bank of Foley, a Corporation; Carrie S. Tuttle and George E. McEwen, and shall index the same in the indirect or reverse index of the said records in the name of Norman Willis.

5. The title hereby decreed to be in the said Complainant, Norman Willis, shall enure to the benefit of all persons who derive title to the said lands, or any part thereof, or any interest therein, from and through the said Norman Willis and his title or interest shall at all times be treated and considered as though it had been established in favor of the persons so procuring

or deriving title from the said Complainant.

6. The costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 1<sup>st</sup> day of August, 1951.

Jeffery J. Mathis, Jr.

Judge.

STATE OF ALABAMA }  
BALDWIN COUNTY. }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Edna C. Thiem and Edna C. Thiem, as Trustee, to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County, Equity Side, at the place of holding same, then and there to answer the Bill of Complaint filed against them by Norman Willis a copy of which is hereto attached.

WITNESS my hand on this 28<sup>th</sup> day of March, 1951.

David J. Hensley  
Register.

The Respondents named above reside near Oak, in Baldwin County, Alabama.

C  
O  
P  
Y

NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED and  
SUNNY SOUTH DEVELOPMENT COMPANY, INC.,  
a Corporation, the officers, directors  
and stockholders of the Sunny South  
Development Company, Inc., a Corpora-  
tion, EDNA C. THIEM, EDNA C. THEIM, as  
Trustee, BALDWIN LAND HOLDING COMPANY,  
INC., a Corporation, the officers, di-  
rectors and stockholders of the Baldwin  
Land Holding Company, Inc., a Corpora-  
tion, LOUIS LETZ, LOUIS LEITZ, JOHN  
STELK, the unknown heirs at law of John  
Stelk, MRS. VIOLA STELK BARRON, FARMERS  
& MERCHANTS BANK OF FOLEY, a Corporation,  
CARRIE S. TUTTLE and GEORGE E. McEWEN,

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE OF THE CIRCUIT  
COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Orator, Norman Willis, presents this Bill of Com-  
plaint against the following described real property situated in  
Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of  
the Northeast Quarter and the Southeast  
Quarter of the Southeast Quarter of the  
Northeast Quarter, Section 16, Township 8  
South, Range 4 East of St. Stephens Merid-  
ian in Alabama, containing 30.15 acres, ac-  
cording to the official plat of the govern-  
ment survey thereof,

and against the Sunny South Development Company, Inc., a Corpora-  
tion, the officers, directors and stockholders of the Sunny South  
Development Company, Inc., a Corporation, Edna C. Thiem, Edna C.  
Theim, as Trustee, Baldwin Land Holding Company, Inc., a Corpora-  
tion, the officers, directors and stockholders of the Baldwin Land  
Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John  
Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk  
Barron, Farmers & Merchants Bank of Foley, a Corporatinn, Carrie S.  
Tuttle, George E. McEwen and the heirs and devisees of such of the  
said parties as may be dead, and against any and all persons, firms  
or corporations claiming any title to, interest in, lien or encum-  
brance on the said lands, or any part thereof, and thereupon, you  
Orator complains and shows unto the Court and your Honor as follows

1. Your Orator is over twenty-one years of age and a resident of Baldwin County, Alabama.

2. The Respondents are, if living, over the age of twenty-one years, but their place of residence and post office addresses are unknown and cannot be ascertained after diligent effort and inquiries to ascertain the facts with regard thereto, except the following: Carrie S. Tuttle, whose address is 3438 South Oak Park Avenue, Berwin, Illinois, George E. McEwen, whose address is Jackson County, Mississippi, and Mrs. Viola Stelk Barron, whose address is No. 6 Bay Street, Montgomery, Alabama.

3. Your Orator owns the said lands in Baldwin County, Alabama, namely:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

in his own right, absolutely and in fee simple, and is in the actual peaceable possession of all of the said property. Your Orator, together with those through whom he claims title to the said lands, has held color of title thereto and has been in the actual, peaceable, continuous and undisputed possession of all of the said property for more than ten years next preceding the filing of this Bill of Complaint. No persons, firms or corporations, other than your Orator and those through whom he claims title to the said property, have paid any taxes on the said lands, or any part thereof, or any interest therein, for more than ten years next preceding the filing of this Bill of Complaint. No suit is pending to test your Orator's title to, interest in, or right to possession of the said lands or any part thereof, WHEREFORE, your Orator files this, his verified Bill of Complaint in the Circuit Court of Baldwin County, Alabama, in Equity, the County where the said lands lie, against the said lands and against any and all persons claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, to establish a title to the said lands and to clear up all



doubts and disputes concerning the same.

4. Your Orator has and claims to have the absolute fee simple title to all of the above described property. The title so held and claimed by your Orator in and to all of the said lands was obtained from the persons and through the instruments as will hereinafter appear. Your Orator further shows that the title to all of the said lands stands upon the records of the Probate Court of Baldwin County, Alabama, the County where the said lands are situated, in the name of your Orator: that no person, firm or corporation other than your Orator and those through whom he claims title to the said lands, have at any time within ten years next preceding the filing of this Bill of Complaint paid any taxes upon the said lands, or any part thereof, or any interest therein, nor has any other person, firm or corporation, other than your Orator and those through whom he claims title to the said lands, had any possession of the said lands, or any part thereof for more than ten years next preceding the filing of this Bill of Complaint.

5. Your Orator claims the absolute fee simple title to all of the said lands under, by and through the following instruments of writing, all of which are recorded in the Probate Records of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

- A. State Patent from State of Alabama, by R. W. Cobb, Governor, W. W. Screws, Secretary, to James K. Clarke, dated September 13, 1880, and recorded in Deed Book 27, page 147.
- B. Tax Deed from the State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to W. G. Jackson, dated December 4, 1936, and recorded in Deed Book 71 at page 35, Baldwin County, Alabama Records.
- C. Deed from W. G. Jackson and wife, Amy Jackson, to Norman Willis, dated July 27, 1944 and recorded in Deed Book 87 at page 228, Baldwin County, Alabama Records.
- D. Tax Deed from State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to Norman Willis, dated January 23, 1936 and recorded in Deed Book 70 at pages 363-4, Baldwin County, Alabama Records.

Your Orator avers that he has made and caused to be made a diligent search to ascertain the names, ages and addresses of all of the parties named herein who are now deceased and also to ascer-

tain if anyone is making any claim to the said property, or any part thereof. These said inquiries have continued for more than three years next preceding the filing of this Bill of Complaint. Your Orator has examined and has employed an attorney to examine the records in the office of the Probate Judge, the Tax Assessor and the Tax Collector of Baldwin County, Alabama, and to ascertain to whom the records show to have any claim to or encumbrance on the said property; he has made and caused a thorough inquiry to be made in the community where the said lands are situated for the purpose of ascertaining any claimants to it, or any other information having any bearing on the title to the said property; that these efforts by your Orator, his agents and attorney, have continued faithfully and diligently for the said long period of time and all of the information so secured as to the said heirs, prior ownership and possession of the said property is set out in this Bill of Complaint.

#### PRAYER FOR PROCESS

Your Orator prays that the lands hereinabove described, the Respondents named herein and the unknown heirs, devisees, personal representatives and next of kin of the Respondents named herein who are dead and any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, be made parties Respondent to this Bill of Complaint and be brought into this Court by the usual and proper process.

#### PRAYER FOR RELIEF

Your Orator prays that each and all of the Respondents named and the unknown heirs, devisees, legal representatives and next of kin of such Respondents herein named who are dead and all other persons, firms or corporations who claim to own said lands or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, title, right, interest, lien or encumbrance and how and by what instrument the same is derived and created and that upon the final hearing of this cause it be Ordered, Adjudged and Decreed that your Orator, at the time of the filing of this Bill of Complaint, had the

legal title to all of the above described lands and that none of the Respondents herein specifically named, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property may be cleared up and your Orator's title to the said lands be fully and completely quieted. Your Orator further prays for such other, further and general relief as he may be entitled to, the premises considered.

/s/ J. B. BLACKBURN

Solicitor for Complainant.

STATE OF ALABAMA )  
BALDWIN COUNTY )

Before me, the undersigned authority, within and for said County and State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is the Solicitor for the Complainant named in the above entitled cause: that he prepared the foregoing Bill of Complaint and that the facts stated therein are true.

/s/ J. B. BLACKBURN

Sworn to and subscribed before me  
on this the 22nd day of June, 1950.

/s/ JAMES R. OWEN

Notary Public

original

Received in Sheriff's Office  
this 29 day of MAR, 1951  
TAYLOR WILKINS, Sheriff

No 2487

Executed April 10 1951  
by serving copy of within Summons and  
Complaint on

Edna C. Thiem and  
Edna C. Thiem, as  
Trustee

Taylor Wilkins Sheriff  
By Collegk Steadman Deputy Sheriff

NOTICE OF PENDENCY OF BILL OF COMPLAINT

NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED, and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, ET AL.,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

Notice is hereby given to the Sunny South Development Company, Inc., a Corporation, the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thien, Edna C. Thein, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle, George E. McEwen, and the heirs and devisees of such of the said parties as may be dead, and any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the lands hereinafter described, that on the 22nd day of June, 1950, the said Complainant, Norman Willis, filed in the Circuit Court of Baldwin County, Alabama, Equity Side, a verified Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The West Half of the Southeast Quarter of the Northeast Quarter and the Southeast Quarter of the Southeast Quarter of the Northeast Quarter, Section 16, Township 8 South, Range 4 East of St. Stephens Meridian in Alabama, containing 30.15 acres, according to the official plat of the government survey thereof,

and against the Sunny South Development Company, Inc., a Corporation the officers, directors and stockholders of the Sunny South Development Company, Inc., a Corporation, Edna C. Thien, Edna C. Thein, as Trustee, Baldwin Land Holding Company, Inc., a Corporation, the officers, directors and stockholders of the Baldwin Land Holding Company, Inc., a Corporation, Louis Letz, Louis Leitz, John Stelk, the unknown heirs at law of John Stelk, Mrs. Viola Stelk Barron, Farmers & Merchants Bank of Foley, a Corporation, Carrie S. Tuttle,

George E. McEwen, and the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, the said Bill of Complaint having been filed for the purpose of establishing the title of the said Complainant to all of the said lands for the purpose of quieting his title thereto, and to clear up all doubts and disputes concerning his title to the said property.

The Complainant claims the absolute fee simple title in and to all of the said lands under, by and through the following conveyances, all of which are recorded in the office of the Probate Judge of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

A. State Patent from State of Alabama by R. W. Cobb, Governor, W. W. Screws, Secretary, to James K. Clarke, dated September 13, 1880, and recorded in Deed Book 27, at page 147.

B. Tax Deed from the State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to W. G. Jackson, dated December 4, 1936, and recorded in Deed Book 71, at page 35, Baldwin County, Alabama Records.

C. Deed from W. G. Jackson and wife, Amy Jackson, to Norman Willis, dated July 27, 1944, and recorded in Deed Book 87, at page 228, Baldwin County, Alabama Records.

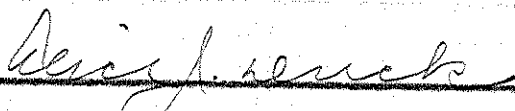
D. Tax Deed from State Land Commissioner of Alabama, by Henry S. Long, State Land Commissioner, Bibb Graves, Governor, to Norman Willis, dated January 23, 1936, and recorded in Deed Book 70, at pages 363-4, Baldwin County, Alabama Records.

The Complainant in and by his said Bill of Complaint alleges and avers that he owns the said lands in his own right absolutely and in fee simple; that he is in the actual, peaceable possession of all of the said lands; that title to the said lands stands upon the records of Baldwin County, Alabama, the County where the said lands are situated, in the name of the Complainant; that no suit is pending to test Complainant's title to, interest in, or

right to possession of the said lands, or any part thereof; that no persons, firms or corporations, other than the Complainant and those through whom he claims title, are known to the Complainant to have had any possession of the said lands, or any part thereof, within ten years next prior to the filing of the said Bill of Complaint; that no persons, firms or corporations, other than the Complainant and those through whom he claims title, are known to the Complainant to have paid any taxes on the said lands, or any part thereof, or any interest therein, within ten years next prior to the filing of the said Bill of Complaint; and that the Complainant, together with those through whom he claims title to the said lands have held color of title thereto, and have been in the actual, peaceable, continuous and undisputed possession of all of the said property for more than ten years next preceding the filing of this Bill of Complaint.

The said parties named above and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, must appear in this Court and plead, answer or demur to the Bill of Complaint before the 22nd day of August, 1950, or on the said date Decrees Pro Confesso will be taken against them, testimony will be thereafter taken, and the said cause submitted for a final decree quieting Complainant's title to the said lands.

IN WITNESS WHEREOF, I have hereunto set my hand as Register of the Circuit Court of Baldwin County, Alabama, in Equity, and affixed the seal of the said Court on this the 22<sup>nd</sup> day of June, 1950.

  
\_\_\_\_\_  
Register of Circuit Court of Baldwin  
County, Alabama, in Equity.

J. B. BLACKBURN,  
Solicitor for Complainant.

NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY. NO. 2487

DECREE ORDERING ORAL EXAMINATION OF COMPLAIN-  
ANT'S WITNESSES.

In this cause it has been made to appear to the Court that Decrees Pro Confesso have been taken against all of the Respondents named in this suit, except those who have filed a disclaimer herein, and that this cause is now ready for the taking of testimony: upon consideration of all of which, it is, therefore, Ordered, Adjudged and Decreed by the Court that the testimony of the witnesses for the Complainant, namely, the Complainant, Norman Willis, and Leland E. Willis, be taken orally in open court at 10:00 A. M. on the 1st day of August, 1951 in the manner provided by Equity Rule Number 56, as amended, taken down by the Court Reporter, transcribed and filed as provided in the said cause.

ORDERED, ADJUDGED AND DECREED on this the 1st day of August, 1951.

Jelfair J. Marshall, Jr.  
Judge.



DECREE ORDERING ORAL EXAMINATION  
OF COMPLAINANTS' WITNESSES.

NORMAN WILLIS,

Complainant,

VS.

LANDS HEREINAFTER DESCRIBED, and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, ET ALS,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY. NO. 2487

ALABAMA'S BEST COUNTY'S-

*The* **BALDWIN**

BEST NEWSPAPER

BAY MINETTE, ALABAMA

NOTICE OF PENDING OF  
BILL OF COMPLAINT  
IN THE CIRCUIT COURT OF BALDWIN  
COUNTY, ALABAMA, IN EQUITY.  
NORMAN WILLIS, Complainant.

VS. *et al.*  
LAND HEREAFTER DESCRIBED, and  
SUNNY SOUTH DEVELOPMENT COMPANY,  
INC., a Corporation, *et al.*, Respondents.  
Notice is hereby given to the Sunny  
South Development Company, Inc., a  
Corporation, the officers, directors and  
stockholders of the Sunny South Develop-  
ment Company, Inc., a Corporation, Edna  
C. Thiem Edna C. Thiem as Trustee Bald-  
win Land Holding Company Inc. a Cor-  
poration the officers directors and stock-  
holders of the Baldwin Land Holding  
Company, Inc., a Corporation, Louis Letz,  
Louis Letz, John Stelk, the unknown  
heirs at law of John Stelk, Mrs. Viola  
Stelk Barron, Farmers & Merchants Bank  
of Foley a Corporation, Carrie S. Tuttle,  
George E. McEwen, and the heirs and  
devisees of such of the said parties as  
may be dead, and any and all persons,  
firms or corporations claiming any title  
to, interest in, lien or encumbrance on  
the lands hereinafter described, that on  
the 22nd day of June, 1950 the said  
Complainant Norman Willis filed in the  
Circuit Court of Baldwin County Alabama  
Equity Side a verified Bill of Complaint  
against the following described lands  
situated in Baldwin County, Alabama,  
to-wit:

The West Half of the Southeast Quar-  
ter of the Northeast Quarter and the  
Southeast Quarter of the Southeast  
Quarter of the Northeast Quarter,  
Section 16, Township 8 South, Range  
4 East of St. Stephens Meridian in

Alabama, containing 30.15 acres, ac-  
cording to the official plat of the gov-  
ernment survey thereof,  
and against the Sunny South Develop-  
ment Company, Inc., a Corporation the  
officers, directors and stockholders of the  
Sunny South Development Company, Inc.,  
a Corporation, Edna C. Thiem, Edna C.  
Thiem, as Trustee, Baldwin Land Hold-  
ing Company, Inc., a Corporation, the  
officers, directors and stockholders of the  
Baldwin Land Holding Company, Inc., a  
Corporation, Louis Letz, Louis Letz, John  
Stelk, the unknown heirs at law of John  
Stelk, Mrs. Viola Stelk Barron, Farmers  
& Merchants Bank of Foley, a Corpora-  
tion, Carrie S. Tuttle, George E. McEwen,  
and the heirs and devisees of such of  
the said parties as may be dead, and  
against any and all persons, firms or  
corporations claiming any title to, interest  
in, lien or encumbrance on the said lands,  
or any part thereof, the said Bill of Com-  
plaint having been filed for the purpose  
of establishing the title of the said Com-  
plainant to all of the said lands for the  
purpose of quieting his title thereto, and  
to clear up all doubts and disputes con-  
cerning his title to the said property.

The Complainant claims the absolute  
fee simple title in and to all of the said  
lands under, by and through the follow-  
ing conveyances, all of which are re-  
corded in the office of the Probate Judge  
of Baldwin County, Alabama, the Coun-  
ty where the said lands are situated, to-  
wit:

A. State Patent from State of Alabama  
by B. W. Cobb, Governor, W. W.  
Screven, Secretary, to James K. Clarke,  
dated September 13, 1880, and record-  
ed in Deed Book 27, at page 147.

B. Tax Deed from the State Land  
Commissioner of Alabama, by Henry S.  
Long, State Land Commissioner, Bibb  
Long, Governor, to W. G. Jackson,  
Graves, December 4, 1936, and recorded  
dated in Deed Book 71, at page 35, Bald-  
win County, Alabama Records.

C. Deed from W. G. Jackson and wife,  
Amy Jackson, to Norman Willis, dated  
July 27, 1944, and recorded in Deed  
Book 67, at page 288, Baldwin Coun-  
ty, Alabama Records.

D. Tax Deed from State Land Com-  
missioner of Alabama, by Henry S.  
Long, State Land Commissioner, Bibb  
Long, Governor, to Norman Willis,  
dated January 23, 1936, and recorded  
in Deed Book 70 at pages 363-4, Bald-  
win County, Alabama Records.

The Complainant in and by his said  
Bill of Complaint alleges and avers that  
he owns the said lands in his own right  
absolutely and in fee simple; that he is  
in the actual, peaceable possession of  
all of the said lands; that title to the  
said lands stands upon the records of  
Baldwin County, Alabama, the County  
where the said lands are situated, in the  
name of the Complainant; that no suit  
is pending to test Complainant's title to,  
interest in, or right to possession of the  
said lands, or any part thereof; that no  
persons, firms or corporations, other than  
the Complainant and those through whom  
he claims title, are known to the Com-  
plainant to have had any possession of  
the said lands, or any part thereof, with-  
in ten years next prior to the filing of  
the said Bill of Complaint; that no per-  
sons, firms or corporations, other than  
the Complainant and those through whom  
he claims title, are known to the Com-  
plainant to have paid any taxes on the  
said lands, or any part thereof, or any  
interest therein, within ten years next  
prior to the filing of the said Bill of Com-  
plaint; and that the Complainant, to-  
gether with those through whom he  
claims title to the said lands have held  
color of title thereto, and have been in  
the actual, peaceable, continuous and  
undisputed possession of all of the said  
property for more than ten years next  
preceding the filing of this Bill of Com-  
plaint.

The said parties named above and all  
persons, firms or corporations claiming  
any title to, interest in, lien or encum-  
brance on the said lands, or any part  
thereof, must appear in this Court and  
plead, answer or demur to the Bill of  
Complaint before the 22nd day of August,  
1950, or on the said date Decees Pro  
Confesso will be taken against them,  
testimony will be thereafter taken, and  
the said cause submitted for a final decree  
quieting Complainant's title to the said  
lands.

IN WITNESS WHEREOF, I have here-  
unto set my hand as Register of the  
Circuit Court of Baldwin County, Ala-  
bama, in Equity, and affixed the seal of  
the said Court on this the 22nd day of  
June, 1950.

ALICE J. DUCK  
Register of Circuit Court of  
Baldwin County, Alabama,  
in Equity.

J. B. BLACKBURN,  
Solicitor for Complainant.

## AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,  
BALDWIN COUNTY.

*Jimmy Faulkner*, being duly sworn, deposes and says  
that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper pub-  
lished at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

*Norman Willis vs. et al.*

*Land Hereinafter Described,*

### COST STATEMENT

DS @ *4 1/2* cents — — — \$ *42 43*

is correct, due and unpaid (paid).

*Jimmy Faulkner*  
Publisher.

Newspaper for *4* consecutive weeks in the following issues:

<i>June 22</i>	194	Vol <i>61</i>	No <i>22</i>
<i>June 29</i>	194	Vol <i>61</i>	No <i>23</i>
<i>July 6</i>	194	Vol <i>61</i>	No <i>24</i>
<i>July 13</i>	194	Vol <i>61</i>	No <i>25</i>

before the undersigned this *13* day of *July*, 19*50*

*Jimmy Faulkner*  
Publisher.



PROBATE JUDGE

No. ....

Bay Minette, Ala., 8-18, 1957

Received of Mrs. Duck

[illegible]

**FOR RECORD**

TOTAL \$ 1

35782 MARSHALL &amp; BRUCE-NASHVILLE

**Judge of Probate.**



Alice J. Duck, Circuit Clerk

*Baldwin County*  
BAY MINETTE, ALA.



RETURN RECEIPT REQUESTED

Deliver to Addressee Only

Registered

For Delivery Only To Person  
To Whom Addressed

Return Receipt Requested



Carrie S. Tuttle,  
3438 South Oak Park Avenue,  
Berwin, Illinois

REASON FOR RETURN  
Unclaimed.....  
Unknown.....  
For better address.....  
Moved, Left no address.....  
No such office in state.....

*W*  
*27*



NORMAN WILLIS,

Complainant,

VS:

LANDS HEREINAFTER DESCRIBED,  
TO WIT: THE WEST HALF (W $\frac{1}{2}$ ) OF  
THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ ) OF  
THE NORTHEAST QUARTER (NE $\frac{1}{4}$ ); AND  
THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ ) OF  
THE SOUTHEAST QUARTER (SE $\frac{1}{4}$ ) OF  
THE NORTHEAST QUARTER (NE $\frac{1}{4}$ ),  
SECTION SIXTEEN (16), TOWNSHIP  
EIGHT (8) SOUTH, RANGE FOUR (4)  
EAST, BALDWIN COUNTY, ALABAMA,  
and SUNNY SOUTH DEVELOPMENT  
COMPANY, INC., a Corporation,

Respondents

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

DISCLAIMER

Now comes the Farmers & Merchants Bank, Foley, Alabama, a Corporation,  
and disclaims all right, title and interest in and to the property involved  
in this suit.

Dated on this the 28 day of August, 1950.

FARMERS & MERCHANTS BANK OF  
FOLEY, ALABAMA

BY: E. J. Sander

As its Vice President



NORMAN WILLIS,  
Complainant,  
VS.

)  
) IN THE CIRCUIT COURT OF  
)  
) BALDWIN COUNTY, ALABAMA  
)  
)  
) IN EQUITY.

)  
) LANDS HEREINAFTER DESCRIBED, and  
) SUNNY SOUTH DEVELOPMENT COMPANY, INC.,  
) a Corporation, the officers, directors  
) and stockholders of the Sunny South  
) Development Company, Inc., a Corpora-  
) tion, EDNA C. THIEM, EDNA C. THEIM, as  
) Trustee, BALDWIN LAND HOLDING COMPANY,  
) INC., a Corporation, officers, directors  
) and stockholders of the Baldwin Land  
) Holding Company, Inc., a Corporation,  
) LOUIS LETZ, LOUIS, LEITZ, JOHN STELK, the  
) unknown heirs at law of John Stelk, MRS.  
) VIOLA STELK BARRON, FARMERS & MERCHANTS  
) BANK OF FOLEY, a Corporation, CARRIE S.  
) TUTTLE, and GEORGE E. McEWEN,  
)

) Respondents.  
)

STATE OF ALABAMA, )  
BALDWIN COUNTY. )

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that a copy of the Notice of Pendency of the Bill of Complaint in the above styled cause was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, the first of which said notices appeared in the issue of said paper published on June 22, 1950.

*Alice J. Duck*

Register of Circuit Court of Baldwin  
County, Alabama, in Equity.

## Probate Judge

Bay Minette, Ala., 6/22, 1950

Received of Mrs. Duck

**FOR RECORD**

TOTAL \$

19961 MARSHALL &amp; BRUCE-BIRMINGHAM

.....  
Judge of Probate.