JESSIE A. MARTIN

and the second second

COMPLAINANT

VS

ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6 BEING THE SOUTHEAST QUARTER, LYING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 EAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF INTERSECTION OF THE WEST LINE OF SAID LOT 6, WITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 2 OF SAID SUB-DIVISION 250 FEET TÓ THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE NOR TH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 60 FEET TO THE SOUTHWEST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST THENCE EAST 60 FEET TO THE SOUTHWEST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOWING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6 TO THE POINT OF BEGINNING, LYING IN BALDWIN COUNTY, ALABAMA: AND CHICAGO GULF BEACH COMPANY, A CORPORATION, ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND ITS SUCCESSORS AND ASSIGNS, AND ALL PERSONS, FIRMS, CORPORATIONS, ASSOCIATIONS CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUM-INTEREST IN, CLAIM, LIEN OR ENCUM-BRANCE ON SAID LAND OR ANY PORTION THEREOF.

RESPONDENTS

This cause coming on to be heard is submitted for final decree upon behalf of the complainant, upon the original bill of complaint and upon the service, pleading and proof as noted by the Register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due

BALDWIN COUNTY, ALABAMA,

IN THE CIRCUIT COURT OF

IN EQUITY.



and proper notice of the pendency of the said bill of complaint against the said lands and the named defendants the Chicago Gulf Beach Company, a corporation organized under the laws of the State of Arizona, its successors and assigns, and all persons, firms, associations or corporations; claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and that the complainant is entitled to the relief as prayed for in her bill of complaint.

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IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the said complainant, Jessie A. Martin, is over the age of twenty-one years and a resident of Mobile County, Alabama; that at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainant was and is in the actual and peaceable possession, claiming to own the same absolutely, and in fee simple all of that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

> All that part of the West half of Lot 6, the said Lot 6 being the Southeast cuarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the Intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, there East 250 feet to the Southeast corner of said block 4 of said subdivision, thence North 125 feet to the Northeast corner of Lot 10 of said block 4 of said subdivision, thence East 60 feet, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, lying and being in Baldwin County, Alabama.

That the complainant obtained title to the said land by deed from Amos Garrett, dated the 14th day of February, 1945, recorded in the office of the Judge of Probate of Baldwin County, in deed book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Badwin County, in Deed Book 86 NS, pages 238-239; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907, duly admitted to probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was not placed of record and has been lost and cannot be found; that the said Chicago Gulf Beach Company acquired the same by mesne conveyances from the United States Government; that the title to the said lands and each parcel thereof stands in the name of the complainant upon the records of Baldwin County, Alabama; that for more than ten years next preceeding the filing of said bill of complaint no person other than those through whom he claims title to the said lands or any part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Jessie A. Martin at the time of the filing of the bill of complaint in this cause and at this time had and has the fee simple title to the above described lands, and to each and every part and parcel thereto, that neither of the said defendants, the Chicago Gulf Beach Company, a corporation, its successors and assigns, and any persons, firms, associations or corporations have any right, title to, interest in, claim or encumbrance upon the whole or any part of the said lands, and that the fee simple title to the said lands and each and every part and parcel thereof be and the same is hereby quieted and established in and declared to be in the said Jessie A. Martin, as against the defendants the Chicago Gulf Beach Company, a corporation, its successors and assigns, and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

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IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said Jessie A. Martin, shall inure to the benefit of all persons deriving title to said lands or any part thereon, from or through the said Jessie A. Martin, and the said title so quieted and established in her shall be treated and considered as established in favor of the said Jessie A. Martin and all persons deriving title through her.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the Register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which County the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxed as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Jessie A. Martin be and she is hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, this the 30 day of March, 1951.

Judge. A. Maslibierie, Jr.

RECORDED Junie Q. Martin VS Chicago bulf Beach Co. Respondents I mae pere MAR 50 1951 WILL I DIGK, REDSER I de Dorach 30,4551 Aligh rench_ Rigstu

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JESSIE A. MARTIN

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ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6, BEING THE SOUTHWAST QUARTER, LYING SOUTH OF COTTON BANOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 HAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6, WITH THE SOUTH MARGIN OF COTTON BANOU, HUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING FOINT, THENCE EAST 30 FEET TO THE SOUTHWEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICACO CULF BEACH, THENCE CONTINUING EAST TO THE SOUTHEAST CORNER OF BLOCH 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FERT TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT LO OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12, FRET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOW-ING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6, TO THE POINT OF BEGINNING, LYING IN BALD-WIN COUNTY, ALABAMA; AND CHICAGO CULF BEACH COMPANT, A CORPORATION ORGANIZED UNDER THE LANS OF THE STATE OF ARIZONA; AND ITS SUCCESSORS AND ASSIGNS; AND ALL PERSONS, FIRMS, ASSOCIATIONS OR COR-PORATIONS, CLAIMING ANT TITLE TO, INTER-EST IN, CLAIM, LIEN OR ENCUMERANCE ON SAID LAND OF ANY PORTION THERZOF.

DEFENDANTS

Notice is hereby given to the Chicago Gulf Beach Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any portion thereof, viz: All that part of the West half of Lot 6,

BALDVIN COUNTI, ALABAMA.

IN THE CIRCUIT COURT OF

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333 the said Lot 6 being the Southeast quarter, lying South of IME 335 Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commancing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 575 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feat to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of lot 10 of said Block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5 of said sub-division, thence East 160 fest, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence Worth along the West line of said Lot 6 to the point of beginning, lying in Baldwin County, Alabama,

BOOK

That Jessie A. Martin has filed ner bill of complaint on the 15 day of January , 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

> All that part of the West half of Lot 6, the said lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 bouth, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South Margin of Cotton Bayou, run thence South along the said West line 675 feet for a point of beginning, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner

BOOK 002 PAGE 336

of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of lot 10 of said Block 3, thence East 60 feet, thence Morth 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5 of said subdivision, thence East 60 feet, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, lying in Baldwin County, Alabama.

Complainant alleges in her bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in her name , that she acquired the same by deed from Amos Garrett, dated the 14th day of February, 1945, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 NS, pages 238-239; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907; duly admitted to Probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was not placed of record and has been lost and cannot be found; that the said Chicago Gulf Beach Company acquired the same by mesne conveyances from the United States Government; that the Chicago Gulf Beach Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the following described lands; All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as

BOSK 002 PAGE 337

follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said block 3, thence East 60 feet, thence North 12, feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the Westline of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, in Baldwin County, Alabama, or some portion thereof.

Compleinant further alleges that she and those through whom she claims have, for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing her title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, that the defendant, Chicago Gulf Beach Company is a corporation and its place of business and its officers and their names are unknown

BODK 002 PAGE 338

to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had.

And an order having been made and entered that notice of the pendency of said suit be given publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in Baldwin County, Alabama.

It is therefore ordered that the said Chicago Gulf Beach Company, a corporation, and its successors and assigns, and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First subdivision of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said lot 6, thence North along the West line of said lot 6 to the point of beginning, in Baldwin County, Alabama, or some portion thereof, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication

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of this notice, namely the 19th day of March, 1951, at which time the said cause shall stand at issue.

WITNESS my hand this the _____ day of January, 1951.

Register, Circuit Court, Baldwin County, Labama. ----13.57 2.26 The but ber co. STATE OF GALARAMA, BALEPHIN COUNTR 63400 Maria al Probate 6 Unight 5 10-12-0-1

11 2596 Tio Pendeno 1-15-57 Jessie a. martin NOCTOR Chicago Hulf Beach Co. The street of the () 4 线铃 0 VED N. S. Ó 0 n water waa NUCE 0 and any the publicant JAN 1.5-1951 alles 1. Mon. Houjeten R-3.09 mrs. D

I, Alice J. Duck, Register of the Sircuit Sourt of Baldwin County, Alabama, in equity, do hereby certify that the foregoing is a true and correct copy of the actice of the pendency of a bill of pomplaint in the Circuit Court of Beldwin County, Alabama, in equity wherein Jessie A. Martin, is complainant and Chicago Gulf Beach Company, a corporation, its successors and assigns and the following described lands, towit: All that part of the West balf of Lot 6, the said Lot 6 being the Southeast quarter, Lying South of Ootton Bayou in Section 9, Township 9 South, Range 5 Bast, described as follows: Jonnencing at the intersection of the West line of said Lot 6 with the south margin of Sotton Sayou, run thence South along the said West line 675 feet for a beginning, point, thence Bast 30 fest to the Southeast compar of Block 3 of the first subdivision of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence Bast 250 fost to the Southeast corner of said Block 4 of said sub-division, thence Bast 60 feet, thence Bast 250 feet to the Southeast corner of Block 5, of said sub-division, thence Rast 50 feet, thence Bouth to the Gulf of Mexico, thence Westerly along the auggin of the Gulf of Mexico following the meanderings thereof, to the Most line of said lot 6, thence North along the West line of said lot 6 to the point of deginning, lying is Beldwin County, Alabama; and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance

upon the said lands in Baldwin County, are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper published in Baldwin County, Alabama, under and in pursuance of an order of this court made in said cause on the 11 day of January, 1951.

Witness my hand this the 🖄 day of January, 1951.

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I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in equity, do hereby certify that the foregoing is a true and correct copy of the notice of the peadency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in equity, wherein Jessie A. Martin, is complainant and the Chicago Gulf Beach Company, a corporation, its successors and assigns and the following described land, to-vit: All that part of the West half of Lot 6, the said lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 Dast, described as follows: Commencing at the intersection of the west line of said lot 5 with the South margin of Sotton Bayou, run thence South along the said West like 675 feet for a beginning point, Whence Bast DC fest to the southeast comits of Block.3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 fest to the Southeast corner of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence Morth 12 feet to the Southwest corner of Block 4 of seid sub-division, Thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence East 60 feet, thence East 250 feet to the Southeast corner of Block 5, of suid sub-division, thence Rest 60 feet, thence South to the Galf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the Vest line of suid lot 6, thence North along the West line of said lot 6 to the point of beginning, lying in Beldwin County, Alabama; and any and all persons, firms, associations, or corporations claiming title to, interast, in,

claim, lien or encumbrance on the sold land are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper, published in Baldwin County, Alabama, under and in pursuance of an order of this court made in originate cause on the 12 day of January, 1951, and I do further certify that the same was published in the Baldwin Times, a newspaper designated therein in its issues of Acro. 18, 51.

-Jan 25, 1951 ; Jul 1, 195 / Jul 8, 1951 .

And I do further certify that the foregoing notice was filed by me for record in the office of the Judge of probate in Juldwin County, Alabase, recorded by the said Judge of probate in Lie pendens 2, page 334-339, on the 5 day of January, 1951.

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	FOLED MAR 21 1951 Alice 1. Duck, Register	

BOOK 164 PAR 266

JESSIE A. MARTIN

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COMPLAINANT

ALL THAT PART OF THE WEST HALF OF ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6 BEING THE SOUTHEAST QUARTER, LYING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 EAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6, WITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT. THENCE EAST 30 FEET BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE NOR TH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 60 FEET TO THE SOUTHWEST CORNER OF BLOCK FEET TO THE SOUTHWEST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOWING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6 TO THE POINT OF BEGINNING, LYING IN BALDWIN COUNTY, ALABAMA: AND CHICAGO GULF BEACH COMPANY, A CORPORATION, ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND ITS SUCCESSORS AND ASSI OF ARIZONA, AND ITS SUCCESSORS AND ASSIGNS, AND ALL PERSONS, FIRMS, CORPORATIONS, ASSOCIATIONS CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUM-BRANCE ON SAID LAND OR ANY PORTION THEREOF.

RESPONDENTS

This cause coming on to be heard is submitted for final decree upon behalf of the complainant, upon the original bill of complaint and upon the service, pleading and proof as noted by the Register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due

IN THE CIRCUIT COURT OF

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BALDWIN COUNTY, ALABAMA,

IN EQUITY.

BODK 164 PAGE 267

and proper notice of the pendency of the said bill of complaint against the said lands and the named defendants the Chicago Gulf Beach Company, a corporation organized under the laws of the State of Arizona, its successors and assigns, and all persons, firms, associations or corporations; claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and that the complainant is entitled to the relief as prayed for in her bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the said complainant, Jessie A. Martin, is over the age of twenty-one years and a resident of Mobile County, Alabama; that at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainant was and is inethe actual and peaceable possession, claiming to own the same absolutely, and in fee simple all of that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the Intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said block 4 of said subdivision, thence North 125 feet to the Northeast corner of Lot 10 of said block 4 of said subdivision, thence East 60 feet to the Northeast corner of Lot 10 of said block 4 of said subdivision, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said lot 6 to the point of beginning, lying and being in Baldwin County, Alabama.

That the complainant obtained title to the said land by deed from Amos Garrett, dated the 14th day of February, 1945, recorded in the office of the Judge of Probate of Baldwin County, in deed book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Bddwin County, in Deed Book 86 NS, pages 238-239; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907, duly admitted to probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was not placed of record and has been lost and cannot be found; that the said Chicago Gulf Beach Company acquired the same by meane conveyances from the United States Government; that the title to the said lands and each parcel thereof stands in the name of the complainant upon the records of Baldwin County, Alabama; that for more than ten years next preceding the filing of said bill of complaint no person other than those through whom he claims title to the said lands or any part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Jessie A. Martin at the time of the filing of the bill of complaint in this cause and at this time had and has the fee simple title to the above described lands, and to each and every part and parcel thereto, that meither of the said defendants, the Chicago Gulf Beach Company, a corporation, its successors and assigns, and and persons, firms, associations or corporations have any right, title to, interest in, claim or encumbrance upon the whole or any part of the said lands, and that the fee simple title to the said lands and each and every part and parcel thereof be and the same is hereby quieted and established in and declared to be in the said

BOOK 104 IVE 208

BOOK 164 PAGE 269

Jessie A. Martin, as against the defendants the Chicago Gulf Beach Company, a corporation, its successors and assigns, and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said Jessie A. Martin, shall inure to the benefit of all persons deriving title to said lands or any part thereon, from or through the said Jessie A. Martin, and the said title so quieted and established in her shall be treated and considered as established in favor of the said Jessie A. Martin and all persons deriving title through her.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the Register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which County the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxed as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Jessie A. Martin be and she is hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, this the 30thday of March, 1951.

Telfair	J.	Mashburn,	Jr
Tudae			

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 cecree is on file and enrolled in my office.

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Witness my hand and seal this the 35th day of Manch 1, 1951.

Register of Circuit Court, In Equity.

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JASSIE A. HARDY

LL THAT HART OF CT 6, THE SAID CUTHEAST DEALTH OTTOU DAYOU IN HIP 9 SOUTH, R. D AS FOLLOUS: S 02 0, BB 210, BB 21778 वैस्टर्ने 01 210 612 - Sobin C. 9, Tour-27. Obsorad-A ALORG OC A 30 REAT 20X 3 1474 140 I WHE SUCHANG, OU I THE FIRST SHOOT IDP BEADE, THENOOT O POET TO THE SOU IDD BECOM 3, OF SAL LIPOE NORTH 125 FE I.S PERFORENCE NORTH 125 FROM SAST-CONNER OF LOT 10 , THENOS SAST 60 FROM L2 FROT TO THE SOUTHER NECK A OF SHID SURADIT CTEST MOLE MENOS NORTH 125 PE Mot opticit of 101 Mutchell, Thanks Ta TARCE VRETENT TARCE VRETENT HE GULP OF HENDO DANDERINGS TOLON F BAID LOT 6, TH HÍTO TH Allonta sein er fr Evo mer fr DEPEND OF ALARD DOWING THE ALARD DWEST LINE OF SA TH ALONG THE TES TO THE POINT OF BALD LIN COUNTY, Tago, 2 UN COURS OF COPART, A FIDER THO LITE 133. 122. and a second s and a second s and a second s and a second seco

DIFINIARDA.

Notice having been given to the Chicago Gulf Beach Company, a corporation, defendant in the above styled cause as required by law, and the time within which it is required to plead, answer or demur having coupired, and it having failed to plead,

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or denur within the time ray ired by lay, appliestion is nade for decree pro confecto against all suid Shicago Gulf Beach Company, a convertion, in the above styled cause. Mitness by hand this the decree Styled cause.

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RECORDED Jusie a. Martin Complainant U5 Decree Pro Conferso Vierd Morch 20, 1981 Which hench Regester

Chicago they Beach Company & Cilain lander Respondent application for

JESSIE A. MARTIN

Edites of March

COMPLAINANT VS

CHICAGO GULF BEACH COMPANY, AND CERTAIN LANDS

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RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Testimony having been taken in this cause and the same being ready for final decree, motion is hereby made that the said cause be set down for final decree. This the $\overline{\mathcal{A}}$ day of March, 1951.

Buche for complainant. Sol

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RECORDED

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Jesse A. Martin Complainant vs Chicago Gulf Beach Co., & certainllands Respondents

Motion for final decree

Filed: March 26, 1951 *Uncefrench* Register

JESSIE A. MARTIN,

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THL'WEST HALP OF OT 6, BEING THE 2, LVING SOUTH OF THAT PART OF 6, THE SALD I FRAST OUARTER TRAAST TON BAY P9 SOUT AS FOLL in, Laund Jos Soction 9, 102 5 BAST, Controlation F THE MEST LINE OF THE SOUTH MARGIN OF RUN THENCE SOUTH ALONG ST LINE 675 FEET FOR A DINT, THENCE EAST 30 FEUT HEAST CORNER OF BLOCK 3 SUB-DIVISION OF CHICAGO THENCE CULTINUING EAST THE SCUTHEAST CORNER OF D, OF SAID SUR-DU AID BLOCK 3, OF SAID SUB-DIV AID BLOCK 3, OF SAID SUB-DIV AID BLOCK 3, OF SAID SUB-DIV AINCE MORTH 125 FIRT TO THE AST CORMER OF LOT 10 OF SAID THEMOSE DAST 60 FIRT, THEAC 2 FEET TO THE SOUTHNEST CORN AST 250 FRET TO THE SOUTHNEST CORN AST 250 FRET TO THE SOUTHNEST CORN ST 250 FRET TO THE SOUTHNEST CORNER ISNOE MORTH 125 FRET TO THE AST CORNER OF LOT 10 OF SAID OF SAID SUB-DIVISION, THEMO OF SAID SUB-DIVISION, THEMO OF SAID SUB-DIVISION, THEMO .ST OF gr D SUB-DIVISION NHINOB SOUTH TO THE THENOB WIDTSTLY A THENOB WIDTSTLY A THE CHIF OF MEXICO, THETCOF, esso e BST LINE OF SAID 107 6, THE ALONG THE UNST LIME OF SAI THE POINT OF BEGINUING, LM IN COUNTY, ALABAMA; AND OH BEACH COMPANY, A CONTORATIO TIME UNDER THE LANS OF THE IZONA, AND ITS SUCCESSOR IGNS, AND INS SOUCESSORS AND ATIONS OF ASSOCIATIONS CLAIMING ANY LE TO, INTERSOT IN, SLAIM, LIEN OR UNBRANCE ON SAID LAND ON ANY FORTION REOF. TS 500

DEPENDENS.

The attorney for the complainant in the above styled cause hereby gives notice to the above named persons, firms, associations, or corporations that the deposition of Auos Garrett, witness for the complainant, will be taken before Madeline 5. Bryars,

IN THE CIRCUIT COURT OF

DALDYIN CONVER, ALABARA,

Commissioner, heretofore named by this Honorable Court, on the $\frac{2}{2}$ day of March, 1951, at the office of W. C. Beebe in the Town of Bay Minette, Alabama, at 10:00 o'clock A.M. Witness this the $\frac{23}{2}$ day of March, 1951.

Solicitor for complainant.



JESSIE A. MARTIN

COMPLAINANT

VS

ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6, BEING THE SOUTHEAST QUARTER, LYING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 EAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE MEST LINE OF SHIP 9 SOUTH, HANGE 5 EAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6, WITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE NORTH 125 FEET TO THE MORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12, FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHWEST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE NORTH 125 FEET TO THE NORTH-THENCE MORTH 125 FEBT TO THE NORTH EAST CORNER OF LOT 10 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOW-ING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6, TO THE POINT OF BEGINNING, LYING IN BALD-WIN COUNTY, ALABAMA; AND CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA; AND ITS SUCCESSORS AND ASSIGNS; AND ALL PERSONS, FIRMS, ASSOCIATIONS OR COR-PORATIONS, CLAIMING ANY TITLE TO, INTER-EST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LAND OR ANY PORTION THEREOF.

DEFENDANTS

Notice is hereby given to the Chicago Gulf Beach Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any portion thereof, viz: All that part of the West half of Lot 6,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said Sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 4, thence East 60 feet to the Southwest corner of Block 4 of said Sub-division, thence

corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5 of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, lying in Baldwin County, Alabama,

That Jessie A. Martin has filed her bill of complaint on the <u>15</u> day of January, 1950, in this court on the equity side claiming to be in actual peaceable possession, owning and elaiming to own those parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described

as follows, to-wit:

All that part of the West half of Lot 6, the said lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South Margin of Cotton Bayou, run thence South along the said West line 675 feet for a point of beginning, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3 of said sub-division, thence North 125 feet to the Northeast corner of lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5 of said subdivision, thence East 60 feet, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, lying in Baldwin County, Alabama.

Complainant alleges in her bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in her name , that she acquired the same by deed from Amos Garrett, dated the 14th day of February, 1945, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 NS, pages 238-239; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907; duly admitted to Probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was not placed of record and has been lost and cannot be found; that the said Chicago Gulf Beach Company acquired the same by mesne conveyances from the United States Government; that the Chicago Gulf Beach Company, a corporation, claims or is reputed to claim some title to, interest in, claim, lien or encumbrance upon the following described lands; All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as

follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, in Baldwin County, Alabama, or some portion thereof.

Complainant further alleges that she and those through whom she claims have, for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any portion thereon and that the bill of complaint is filed for the purpose of establishing her title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, that the defendant, Chicago Gulf Beach Company is a corporation and its place of business and its officers and their names are unknown to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had.

And an order having been made and entered that notice of the pendency of said suit be given publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in Baldwin County, Alabama.

It is therefore ordered that the said Chicago Gulf Beach Company, a corporation, and its successors and assigns, and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First subdivision of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said lot 6, thence North along the West line of said lot 6 to the point of beginning, in Baldwin County, Alabama, or some portion thereof, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication

of this notice, namely the 19th day of March, 1951, at which time the said cause shall stand at issue.

WITNESS my hand this the _____ day of January, 1951.

Register, Circuit Court, Baldwin County, Alabama.
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JESSIE A. LORIZH

vs

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DEFEIDANTS.

Complainant having on the 20 day of March, 1951, filed his motion and request for oral examination of Amos Garrett, witness for complainant and due and proper notice thereof having been given as required by law on the Order Book of this Court and Ladeline S. Bryars of the Town of Bay Minette being a suitable person to act as commissioner to take the deposition of said witness.

IN THE CIRCUIT COURT OF

BALDUIN COUNTY, ALABAMA,

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It is therefore ordered, adjudged and decreed that the sold notion for the oral examination of <u>Amos Garrett</u>

witness for complainant be and is hereby granted.

And that Madeline 3. Bryers be and she is hereby appointod as commissioner to take the deposition of said witness. Mitness my hand this the 23 day of March, 1951.

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Jessie Q. Maitin Complainants VS Chigago Sulf Beach Co. & Culain Lands Respondents Order appinting Commissioner Fild March 23, 195, Anich.rench Rigster

JESSIE A. MARTIN.

VS

COMPLAINANT

ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6, BEING THE SOUTHEAST QUERTER, LYING SOUTH OF COTION BAYOU IN SECTION 9, TOWN-SHIP9 SOUTH, RANGE 5 EAST, DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6 WITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE MORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE MORTH 12 FEET TO THE SOUTHEAST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE MORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE MORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 60 FEET TO THE SOUTHWEST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 50 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 250 FEET, THENCE SOUTH TO THE 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOWING THE MEANDERING THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6 TO THE POINT OF BEGINNING, LYING IN BALDWIN COUNTY, ALABAMA; AND CHICAGO GULF BEACH COMPANY, A CORPORATION, ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND ITS SUCCESSORS AND ASSIGNS, AND ALL PERSONS, FIRMS, COR-PORATIONS OF ASSOCIATIONS CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LAND OR ANY PORTION THEREOF. THEREOF.

DEFENDANTS.

The attorney for the complainant in the above styled cause hereby gives notice to the above named persons, firms, associations, or corporations that the deposition of Amos Garrett, witness for the complainant, will be taken before Madeline S. Bryars,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Commissioner, heretofore named by this Honorable Court, on the 26 day of March, 1951, at the office of W. C. Beebe in the Town of Bay Minette, Alabama, at 10:00 o'clock A.M. Witness this the 25 day of March, 1951.

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I, Alice J. Duck, Register of the Circuit Court of Baldwin County, in equity, do hereby certify that the foregoing Notice of the time and place of taking deposition of complainantic Witness was filed and entered on the order book of the Register On the 2 day of March, 1951.

Register.

COMMISSION TO TAKE DEPOSITIONS

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ORAL EXAMINATION.

I, <u>Madeline S. Bryars</u>, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness <u>and read over to <u>him</u> and <u>he</u> signed the same in the presence of <u>myself</u> and <u>W. C. Beebe</u></u>

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness_______; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this <u>26</u> day of <u>March</u>, 1951 Deficine S. Brigans (L. S.)

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JESSIE A. MARTIN

VS

COMPLAINANT

ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6 BEING THE SOUTHEAST QUARTER, LYING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 EAST DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6, WITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET THE SALD WEST LINE 075 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB DIVISION, THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK THENCE NORTH 123 FEBT TO THE NORTH EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB*DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 4, THENCE EAST 60 FEET TO THE SOUTH-WEST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5, OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOW-ING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH MARGIN OF THE GULF OF MEXICO, FOLLOW-ING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6 TO THE POINT OF BEGINNING, LYING IN BALD-WIN COUNTY, ALABAMA; AND CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA; AND ITS SUCCESSORS AND ASSIGNS; AND ALL PERSONS, FIRMS, ASSOCIATIONS OR COR-PORATIONS, CLAIMING ANY TITLE, TO, INTER-EST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LAND OR ANY PORTION THEREOF,

DEFENDANTS.

Whereas, Jessie A. Martin has filed her bill of complaint on the $\underline{15}$ day of Covember, 1954, in this Court on the Equity side, claiming to be in actual peaceable possession, owning and claiming to own those certain parcels or lots of land, lying

IN THE CIRCUIT COURT OF .

BALDWIN COUNTY, ALABAMA.

IN EQUITY

and being situated in the County of Baldwin, State of Alabama, described as follows:

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All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3 of said subdivision, thence North 125 feet to the Northeast corner of lot 10 of said block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said block 4 of said sub-division, thence North 125 feet to the Northeast corner of lot 10 of said block 4 of said sub-division, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5 of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meanderings thereof, to the West line of said Lot 6 to the point of beginning, lying and being in Baldwin County, Alabama.

Complainant alleges in her bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County in her, Jessie A. Martin's, name; that she acquired title to the said lands from Amos Garrett, by deed dated the 14th day of February, 1945, recorded in the office of the Judge of "robate of Baldwin County in Deed Book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Baldwin County, in Deed Book 86 NS, pages 238-239; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907, duly admitted to Probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was

not placed of record and has been lost and can not be found; that the said Chicago Gulf Beach Company acquired the same by mesne conveyances from the United States Government; that the Chicago Gulf Beach Company, a corporation, claims or is reported to claim some title to, interest in, claim; lien or encumbrance upon the aforesaid lands, or some portion thereof.

Complainant further alleges that she and those through whom she claims have for more than ten years next preceding the filing of said bill of complaint been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of the said lands or any portion thereof, or assessed or paid taxes on said lands or any portion thereof and that the bill of complaint is filed for the purpose of establishing her title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from the said bill of complaint, the same being duly verified, that the defendant, Chicago Gulf Beach Company, a corporation, place of business and its officers and their names and place of business is unknown to complainant and can not be ascertained upon diligent search and inquiry.

It is therefore ordered, adjudged and decreed that notice of the pendency of said suit be given by publication once a week for four weeks consecutively in the Baldwin Times, a newspaper, published in Bay Minette, in Baldwin County, Alabama. WITNESS my hand and seal this the 15 day of

1950.

Register.

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JESSE 4. MARTIR,

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VS

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To the Chicago Gulf Beach Company, a corporation, its successors and assigns, and any and all persons, firms, associations and corporations claiming any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: All that part of the West half of Lot 6, the said lot d being the Southeast quarter,

IN THE CIRCUIT COURT OF

BALDHIN CONVIX, ALADZIA,

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Notice is hereby given that the complainant in the above styled cause has this day made application for the oral examination of <u>More Muntt</u>, witness for the complainant in the above styled cause and has suggested Madeline 3. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witness.

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Jussie a. martin Complainant ll s Chicago Sulf Beach Campany & Certain Respondent Notice of application for bral examination Viled Torach 20, 1951 Wiegenerch Register

Younty, Alabama, do hereby certify what the foregoing is a true and correct copy of the motion and opplication of the plaintiff for oral examination of the said <u>Ama</u> <u>Howett</u>, as witness for complainant and that notice of suid mution was given to the defendance by entry on the order book of the Register, said entry having been wade on the **ZO** day of **Ama**, 1951.

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Order Back ð – FILED MAN JUI 1951 ALICE I. DUCK, Register

TH THE CIRCUIT COURT OF

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JESSE A. HARTEN

VS

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VS ALL THAT PART OF THE MEET MALF OF LOT 5, THE SAID LOT 5, DEING THE SOUTHEAST DUARDER, IMING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SPIF 9 SOUTH, TANGE 5 EAST, DESCRIP-ED AS POLLOWS: CODEMENTING AT THE INTERSECTION OF THE MEET LITE OF SAID LOT 6, NITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALCNO THE SAID MEET LINE 675 FEST FOR A BEGINNING, FOINT, THENOS DAST 30 FEST TO THE SCUTHWANT COLUME OF SLOAD 3 OF THE FIRST SUS- DIVISION OF CHECKAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHAUNG FOR THE HEADD MOREN LES FUTT TO THE WORTH-EAST CORMER OF LOT 10 OF SAID BLOCK 3, THENDE SAUE 60 FEET, T MOREN-EAST CORMER OF LOT 10 OF SAID BLOCK 3, THENDE SAUE 60 FEET, T MOREN-EAST CORMER OF LOT 10 OF SAID BLOCK 3, THENDE SAUE 60 FEET, T MALE WARTH-EAST CORMER OF LOT 10 OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORMER OF ELOOK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORMER OF ELOOK 5 OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE MORTH-EAST CORMER OF LOT 10 OF SAID BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORMER OF ELOOK 5 OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE COME 5 OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE CULP OF MEXICO, THENCE SOUTH TO THE CULP OF MEXICO, THENCE SOUTH TO THE SUBST TO THE SOUTHEAST OF AND THE EAST 60 FEET, THENCE SOUTH TO THE CULP OF MEXICO, THENCE SOUTH TO THE CULP OF MEXICO, THENCE SOUTH AND THE CULP OF MENT ALE OF SAID LOT 6, THENCE MORTH ALONG THE WEAT LIKE OF METICO. FOLLO ING THE MEANDERINGS THEFTOR, TO THE JUBST LINE OF SAID LOT 6, THENCE MORTH ALONG THE WEAT LIKE OF SAID LOT 6 TO THE FOUNTY, ALADAMA: AND CHICKED MORTH ALONG THE WEAT LIKE OF SAID LOT 6 TO THE FOUNTY, ALADAMA: AND CHICKED MORTH ALONG THE WEAT LIKE OF SAID LOT 6 TO THE FOUNTY, ALADAMA: AND CHICKED MORTH ALONG THE MEANDERING, THENCE ANT THEREOF. ingunisangs chomis iá.15 cr Thereof.

DEFENDANTS.

Comes the complainant in the above styled cause and requests the oral examination of Cinco Saut, who resides in Balluco County, State of Alabama, and suggests Madeline S. Bryars of the Town of Bay Minette, Alasbama, as a suitable person to act as commissioner to take the deposition, of the said witness.

Witness my hand this the 20 day of March, 1951. CBeele



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Chicago Gul	f Beach Co	•• &	And a second sec	QUITY	
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This cause is submitted in behalf of Complaint upon the original Bill of Complaint, <u>2. Order</u> of service, service by publication and proof thereof, Lis Pendens, motion for decree pro confesso, Decree proconfesso, Application for oral examination of complainant's witness, Notice of application for oral examination, Order granting application for oral examination, Commission to take deposition, Notice of time and place of taking deposition, Oral deposition of Amos Garrett, Motion for final decree. and in behalf of Defendant upon

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Decree Pro Confesso of Publication.

THE STATE OF ALABAMA, BALDWIN COUNTY	,	IN EQUITY
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CHICAGO GULF BEACH COMPANY		Defendant
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JESSIE A. MARTIN

COMPLAINANT

VS

ALL THAT PART OF THE WEST HALF OF LOT 6, THE SAID LOT 6 BEING THE SOUTHEAST QUARTER, LYING SOUTH OF COTTON BAYOU IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 EAST DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE MEET LINE OF COTTON BATCO IN SECTION 9, TOWN-SHIP 9 SOUTH, RANGE 5 BAST DESCRIB-ED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID LOT 6 MITH THE SOUTH MARGIN OF COTTON BAYOU, RUN THENCE SOUTH ALONG THE SAID WEST LINE 675 FEET FOR A BEGINNING POINT, THENCE EAST 30 FEET TO THE SOUTHEAST CORNER OF BLOCK 3 OF THE FIRST SUB-DIVISION OF CHICAGO GULF BEACH, THENCE CONTINUING EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 3, OF SAID SUB-DIVISION, THENCE NORTH 125 FEET TO THE NORTH-EAST CORNER OF LOT 10 OF SAID BLOCK 3, THENCE EAST 60 FEET, THENCE NORTH 12 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHWEST CORNER OF BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK 4 OF SAID SUB-DIVISION, THENCE EAST CORNER OF LOT 10 OF SAID BLOCK 4, THENCE EAST 60 FEET TO THE NORTH-EAST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 250 FEET TO THE SOUTHEAST CORNER OF BLOCK 5 OF SAID SUB-DIVISION, THENCE EAST 60 FEET, THENCE SOUTH TO THE GULF OF MEXICO, THENCE WESTERLY ALONG THE MARGIN OF THE GULF OF MEXICO, FOLLOW-ING THE MEANDERINGS THEREOF, TO THE WEST LINE OF SAID LOT 6, THENCE NORTH ALONG THE WEST LINE OF SAID LOT 6 TO THE DOINT OF BEGINNING, LYING IN BALD-WIN COUNTY, ALABAMA; AND CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA; AND ITS SUCCESSORS AND ASSIENS; AND ALL PERSONS, FIRMS, ASSOCIATIONS OR COR-PORATIONS, CLAIMING ANY TITLE TO, INTER EST IN, CLAIMING ANY TITLE TO, INTER PORATIONS, CLAIMING ANY TITLE TO, INTER PORATIONS CRANY PORTION THEREOF.

DEFENDANTS.

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

Comes your complainant, Jessie A. Martin, and presents this, her bill of complaint against the following described lands in Baldwin county, Alabama, to-wit:

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

All that part of the West half of Lot 6, the said lot 6 being the Southeast cuarter lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, Run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence Fast block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 4 of said sub-division, thence Morth 125 feet to the Northeast corner of Lot 10 of said block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6 to the point of beginning, lying in Baldwin County, Alabama;

and against the Chicago Gulf Beach Company, a corporation organized under the laws of the State of Arizona, its successors and assigns, and all persons, firms, associations and corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any portion thereof and respectfully represents and shows unto your Honor:

FIRST:

That your complainant is over the age of twenty-one years and a resident of the County of Mobile, State of Alabama; that the Chicago Bulf Beach Company is a corporation organized under the laws of the State of Arizona, its principal place of business being unknown, and complainant has made diligent seach and inquiry at the courthouse of Baldwin County, and at all other places where such corporation, or the incorporators, have been known to do business, or to reside, and upon such inquiry complainant has been unable to ascertain where the said corporation maintains an office and who and where its officers are; and because of the fact that it does not maintain a place of business at any known place and its officers and stockholders are not known, personal service can not be had on said Chicago Gulf Beach Company.

SECOND:

That your complainant is the owner of in fee simple and in the actual possession of the said lands in Baldwin County, Alabama, described as follows, to-wit:

> All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago "ulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 1C of said Block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, to the point of beginning, lying in Baldwin County, Alabama,

and that she and those through whom she claims have been in the continuous peaceable adverse possession of the said lands for more than ten years next preceding the filing of this complaint and that she and those through whom she claims title to the said lands have for more than ten years next preceding the filing of this bill of complaint annually assessed and paid the taxes on the said lands and that during such period of time no other person has assessed the said lands for taxes or paid taxes thereon, and that no other person for such period had had, or attempted to exercise any possession over the said land or claimed any right to possession thereof or any title to, or interest in, claim, or lien or encumbrance thereof or to any portion thereof .-

THIRD:

That no suit is pending to test complainant's title to, interest in, lien, claim or encumbrances on, or rights of possession of said land.

FOURTH:

That the title to the said lands stands on the records of Baldwin County, Alabama, in the name of your complainant; that she acquired the same by deed from Amos Garrett, dated the 14th day of February, 1945, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 89 NS, page 35; who acquired the same by deed of A. B. McPhaul, as guardian for Thekla E. McPhaul, a non compos mentis, by deed the 29th day of September, 1944, recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 NS, pages 238-39; who acquired the same from Harry Benton Hamm under the will of the said Harry Benton Hamm, dated the 3rd day of July, 1907, duly admitted to Probate and record in Baldwin County on the 20th day of December, 1915, and recorded in Will Book "C", pages 8-10, the said Harry Benton Hamm acquired the same from the Chicago Gulf Beach Company by deed of conveyance, which said deed was not placed of record and has been lost and can not be found; that the said Chicago Gulf Beach Company acquired the same by mesne conveyances from the United States Government; that the said Harry Benton Hamm was in possession of the said lands under conveyance from the Chicago Gulf Beach Company at the time of his death; that immediately upon his death his widow, Thekla Elizabeth Hamm went into possession of the same and remained in continuous possession of the same until the same was sold to the said Amos Garrett as aforesaid; the said Thekla Elizabeth Hamm having intermarried with A. B. McPhaul and Thekla Elizabeth Hamm and Thekla Elizabeth McPhaul

were one and the same person; that on his purchase of the said lands Amos Garrett went into possession of the same and remained in continuous possession of the said lands until he sold the same to the complainant in this cause, who immediately went into possession of the same and has remained in possession of the said lands to the time of the filing of this complaint; that for more than ten years next preceding the filing of this bill of complaint no person other than those through whom she claims title to the said lands have been in the actual, peaceable, notorious, exclusive, continuous, hostile, adverse possession of the same for more than ten years next preceding the filing of this bill of complaint; that the Jhicago Gulf Beach Company, a corporation organized under the laws of the State of Arizona, claim or are reputed to claim some title to, interest in, lien or encumbrance upon the land, or some portion thereof.

WHEREFORE, your complainant prays that this Honorabe Court will take jurisdiction of the cause made by this bill of ? complaint and by appropriate process cause the said Chicago Gulf Beach Company, a corporation, its successors and assigns, and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance on said land or any portion thereof, to-wit: All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginningpoint, thence East 30 feet to the Southeast corner of Block 3 of the first sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12

feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said block 4, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 4, thence East 60 feet to the Southwest corner of Block 5 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division thence East 60 feet, thence South to the Gulf of Mexico, thence westerly along the margin of the Gulf of Mexico, following the meanderings thereof, to the West line of said Lot 6, thence North along the West line of said Lot 6, to the point of beginning, lying in Baldwin County, Alabama, or any portion thereof, parties defendant to this bill of complaint and by appropriate process require them and each of them separately and severally to 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 liens, claims and encumbrances, to the said land and any portion thereof, is vested in your complainant, Jessie A. Martin, as against the Chicago Gulf Beach Company, a corporation, its successors and assigns, and all persons, firms, associations or corporations claiming any title, to, interest in, claim, lien or encumbrance on said land or any portion thereof, and that any and all doubts and disputes concerning the same be cleared up and established in your com lainant, and your complainant prays for such other, further or different relief as in equity and good consceince she shall be entitled to receive in the premises.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority in and for said State and County, personally appeared W. C. Beebe, who is known to me, and who, having been by me first duly sworn, deposes and says that he is Solicitor for the complainant in the above styled cause, 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, the same to be true; affiant further says that defendant, Chicago Gulf Beach Company, a corporation, is a foreign corporation, organized under the laws of the State of Arizona; that its present officers and its present place of business are not known and can not be ascertained upon diligent search, and inquiry.

In P Ul

Notary Public, Baldwin Co., Ala.

Sworn to and subscribed before me this the 15 day of the straight day of

n. C. Williams 258 State Stmobile ala.

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LEGAL NOTICE

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

County, Alabama, That Jessie A. Martin has filed her bill of complaint on the 15 day of January, 1950, in this court on the equity side claiming to be in actual peaceable pos-session, owning and claiming to own these parcels or lots of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows. to-writ: All that part of the West half of Lat.

All that part of the West half of Lot 6, the said lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commenc-ing at the intersection of the West line of said Lot 6 with the South Margin of Cotton Bayou, run thence South Along the said West line 675 feet for a point of beginning, thence East 30 feet to the Southeast corner of Block 3 of thesis continuing East 250 feet to the Southeast corner of said Block 3 of

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THE CIRCUIT COURT OF BALDWARK
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thereon and that during such period no other person has been in possession of said lands or any portion thereon and that the bill of complaint is filed for the pur-pose of establishing her title to and in-terest in said lands and clearing up doubts and disputes concerning the same. And it appearing from said bill of com-plaint, that the defendant, Chicago Gull Beach Company is a corporation and its place of business and its officers and their names are unknown to complaint and names are unknown to complainant and can not be ascertained upon diligent search and inquiry and personal service on said corporation, because of such fact, can not be had.

And an order having been made and entered that notice of the pendency of said suit be given publication once a week for four consecutive weeks, in a newspaper published in Bay Minette, in

newspaper published in Bay Minette, in Baldwin County, Alabama. It is therefore ordered that the said Chicago Gulf Beach Company, a cor-poration, and its successors and assigns, and all persons, firms, associations or cor-porations claiming any title to, interest in, claim, lien or encumbrance on said land described as follows: All that part of the West half of Lot 6, the said Lot 6 being the Southeast quarter, lying South of Cotton Bayou in Section 9, Township 9 South, Range 5 East, described as follows: Commencing at the intersection of the South, Kange 5 East, described as follows: Commencing at the intersection of the West line of said Lot 6 with the South margin of Cotton Bayou, run thence South along the said West line 675 feet for a beginning point, thence East 30 feet to the Southeast corner of Block 3 of the First sub-division of Chicago Gulf Beach, thence continuing East 250 feet to the Southeast corner of said Block 3, of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said Block 3, thence East 60 feet, thence North 12 feet to the Southwest corner of Block 4 of said sub-division, thence East 250 feet to the Southeast corner of said Block 4 of said sub-division, thence North 125 feet to the Northeast corner of Lot 10 of said sub-division, thence East 250 feet to the Southeast corner of Block 5, of said sub-division, thence East 60 feet, thence South to the Gulf of Mexico, thence Westerly along the margin of the Gulf of Mexico following the meenderings thereof, to the West line of said lot 6, thence North along the West line of said lot 6 to the point of beginning, in Baldlate to the point of beginning, in Bald-win County, Alabama, or some portion thereof, appear and plead, answer or demur to the said bill of complaint within

skity days after the first publication day

stity days after the first 19th day of this notice, namely the 19th day of March, 1951, at which time the said cause shall stand at issue. WITNESS my hand this the 15th day WITNESS 1951. of January, ALICE J. DUCK, Register, Circuit, Court, Baldwin County, Alabama. 52-4tc.

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STATE OF ALABAM BALDWIN COUNTY



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