

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
TER OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST QUAR-
TER OF NORTHEAST QUARTER, RUN SOUTH
625 FEET, THENCE WEST 680 FEET,
THENCE SOUTH 25 FEET, THENCE WEST
TO THE WEST LINE OF SAID NORTHEAST
QUARTER OF NORTHEAST QUARTER, THENCE
NORTH ALONG THE WEST LINE THEREOF TO
THE NORTHWEST CORNER THEREOF, THENCE
EAST ALONG THE NORTH LINE TO THE
POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE LAWS
OF THE STATE OF ARIZONA, AND MRS.
S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE
LABEAN, EVA D. CLARK, HENRY C. PARSONS
MARGARET LABDELL, BESSIE M. PAGE, ANNA
MULLIGAN, NELLIE MULLIGAN AND HANNAH
MULLIGAN AND REESE S. MCGILL, AND THE
UNKNOWN HEIRS, DEVISEES, PERSONAL REP-
RESENTATIVES, ALIENEES AND ASSIGNS OF
THE SAID NAMED INDIVIDUALS AND EACH OF
THEM, AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LANDS OR ANY
PART THEREOF.

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

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 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, and Mrs. S. L. Bean, Mrs. S. Lebean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan and Hannah Mulligan and Reese S. McGill, and the unknown heirs, devisees, personal representatives alienees, successors and assigns of the said named defendants and each of them and any and all persons, firms, associations, corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part or parcel thereof, has been given in the manner required by law, and that the complainant is entitled to the relief as prayed for in his bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the complainant, Amos Garrett, is over the age of twenty-one years and a resident of Baldwin 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:

The Southwest quarter of the Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the First addition to Chicago Gulf Beach and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest Corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama.

That the complainant obtained title to the said lands as follows: From Thekla E. McPhaul, a non compos mentis, acting through and by her guardian, in conformity with a decree rendered by the Circuit Court of Baldwin County, Alabama, on September 25, 1944, by deed recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 86 NS, pages 238-9; who acquired title from Henry B. Hamm, who died leaving a last will and testament admitted to Probate in Baldwin County, Alabama, December 20, 1915, in which said will he devised the same to his widow, Thekla Elizabeth Hamm, who subsequently married A. B. McPhaul; that Henry B. Hamm acquired title from Sanfried H. Harnstrom, who was then in possession of the same, by deed dated April 3, 1912, and recorded in said Probate Office in Deed Book 20 NS, page 1; who acquired title from the Southern States Lumber Company, a corporation, who acquired title by mesne conveyances from the grantees of the State of Alabama; that at the time of the conveyance from Sanfried H. Harnstrom to Henry B. Hamm, he was in possession of the said lands claiming to own the same; that upon the conveyance to him, Henry B. Hamm went into possession until his death in 1915; that upon his death Thekla Elizabeth Hamm went into possession of said lands claiming to own the same and remained in continuous possession thereof until she sold the same as aforesaid to this complainant, who immediately upon his purchase of the same as aforesaid went into possession of said lands claiming to own the same and has remained in continuous possession thereof and of each parcel up to and including the date of the filing of this suit; complainant further alleges that in addition to the title as aforesaid, Thekla Elizabeth Hamm acquired the aforesaid property by tax deed from the State of Alabama dated 19th day of December, 1919, recorded in Deed Book 29 NS, page 17; that she claimed said land under the aforesaid tax deed and was in the continuous adverse possession of said lands and each parcel thereof

from the date of said tax deed to the date of her conveyance to complainant; that the title to the said lands and each parcel thereof stand 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 Amos Garrett 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, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, and the unknown heirs, devisees, personal representatives, Alienees, and assigns of the said named individuals and each of them and any and all 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 Amos Garrett, as against the defendants, The Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan and Hannah Mulligan and Reese S. McGill and the unknown heirs, devisees, personal representatives, alienees and assigns of the said named individuals and each of them and any and all persons, firms, associations, 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 Amos Garrett, shall inure to the benefit of all persons deriving

title to said lands or any part therein, from or through the said Amos Garrett, and the said title so quieted and established in him shall be treated and considered as established in favor of the said Amos Garrett and all persons deriving title through him.

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 Amos Garrett be and he is hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 14th day of May, 1951.

Jeffrey G. Mashburn, Jr.
Judge.

M

Final decree

FILED

MAY 14 1951

ALICE J. DUCK, Register

AMOS GARRETT,

COMPLAINANT

VS.

THE SOUTHWEST QUARTER OF
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUARTER
OF SOUTHEAST QUARTER LYING NORTH
OF COTTON BAYOU WHICH SAID LANDS
EMBRACE BLOCKS 1 and 2 OF THE
FIRST ADDITION TO CHICAGO GULF
BEACH AND ALSO ALL THOSE LANDS
LYING IN THE NORTHEAST QUARTER
OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST
QUARTER OF NORTHEAST QUARTER, RUN
SOUTH 625 FEET, THENCE WEST 660
FEET, THENCE SOUTH 25 FEET, THENCE
WEST TO THE WEST LINE OF SAID
NORTHEAST QUARTER OF NORTHEAST
QUARTER, THENCE NORTH ALONG THE
WEST LINE THEREOF TO THE NORTHWEST
CORNER THEREOF, THENCE EAST ALONG
THE NORTH LINE TO THE CORNER OF 35-
GIMMING, THE SAID LANDS EMBRACE
BLOCKS E, F, G & H OF THE 2ND
ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA;
AND THE CHICAGO GULF BEACH COMPANY
A CORPORATION, ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LEBBEN,
GEORGE LEBBEN, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LEBBEN, BESSIE
M. PAGE, ANNA MULLIGAN, HELLIE
MULLIGAN, FANNAN MULLIGAN AND REBE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENHEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIM
ING ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE ON SAID LANDS OR
ANY PART THEREOF.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

DEFENDANTS

TO THE HONORABLE WILLIAM S. HARBURN, JR., JUDGE OF THE CIRCUIT
COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY SITTING:

Comes your complainant, Amos Garrett, and presents this
his bill of complaint against the following described lands in
Baldwin County, Alabama, to-wit:

Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama,

and against the Chicago Gulf Beach Company, a corporation, organized under the laws of the State of Arizona, and Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry J. Parsons, Margaret Labdell, Bessie H. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, if living, and if they or either of them are dead, then, against their heirs, devisees, personal representatives, alienees, successors and assigns, separately and severally and against any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part or parcel thereof and respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That your complainant is over the age of twenty-one years and a resident of the County of Baldwin, State of Alabama, that the Chicago Gulf Beach Company, is a corporation, organized under the laws of the State of Arizona, and whose officers and principal place of business is unknown, that Bessie H. Page is over the age of twenty-one years and whose address is 634 - 35th Avenue, St. Petersburg, Florida, that Anna Mulligan, Nellie Mulligan and Hannah Mulligan are each over the age of twenty-one years and whose post-office address is 3337 Monroe Street, Chicago 24, Illinois, that Reese S. McGill is over the age of twenty-

one years and a resident of Perdido, Baldwin County, Alabama,

that complainant has made diligent search to ascertain the

ages and places of residence of Mrs. S. L. Bean, Mrs. S. LeBean,

Sophonie Labean, Eva D. Clark, Henry C. Parsons and Margaret

Labdell; that he has inquired of numerous persons in the vicinity

in which such land is situated and of persons at Bay Minette,

including all of the officers, and has searched the Probate and

Tax records and from such search and inquiry has ascertained and

alleges that Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean,

Eva D. Clark, Henry C. Parsons, and Margaret Labdell, if living,

are over the age of twenty-one years and are non-residents of

the State of Alabama, and if dead, their heirs, devisees, person-

al representatives, alienees, successors and assigns are over

~~the age of twenty-one years and are non-residents of the State~~

of Alabama, their places of residence being unknown to complain-

ant.

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:

Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou, which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H, of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama.

that he and those through whom he claims have been in the continuous adverse possession of the said lands for more than ten years next preceding the filing of this complaint and that he

~~and those through whom he 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 has 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 lien or encumbrance thereon, or to any part or parcel of the same.

THIRD:

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

FOURTH:

That the title to said lands stands on the records of Baldwin County, Alabama, in his name and that the complainant obtained title to the said lands as follows: From Tekla E. McPhaul, a non compos mentis, acting through and by her guardian, in conformity with a decree rendered by the Circuit Court of Baldwin County, Alabama, on September 25, 1944, by deed recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 NS, pages 236-9; who acquired title from Henry B. Hamm, who died leaving a last will and testament, admitted to Probate in Baldwin County, Alabama, December 20, 1915, in which said will he devised the same to his widow, Tekla Elizabeth Hamm, who subsequently married A. B. McPhaul; that Henry B. Hamm acquired title from Sanfried H. Harnstrom, who was then in possession of the same, by deed dated April 3, 1912, and recorded in said Probate

Office in Deed Book 20 NS, page 1; who acquired title from the Southern States Lumber Company, a corporation, who acquired title by mesne conveyances from the grantees of the State of Alabama; that at the time of the conveyance from Sanfried H. Harnstrom to Henry B. Hamm, he was in possession of the said lands claiming to own the same; that upon the conveyance to him Henry B. Hamm went into possession of said lands claiming to own the same and remained in possession until his death in 1915; that upon his death Thekla Elizabeth Hamm went into possession of said lands claiming to own the same and remained in continuous possession thereof until she sold the same as aforesaid to this complainant, who immediately upon his purchase of the same as aforesaid went into possession of said lands claiming to own the same and has remained in continuous possession thereof and of each parcel up to and including the date of the filing of this suit; complainant further alleges that in addition to the title as aforesaid Thekla Elizabeth Hamm acquired the aforesaid property by tax deed from the State of Alabama dated 19 day of December, 1919, recorded in Deed Book 29 NS page 117; that she claimed said land under the aforesaid tax deed and was in the continuous adverse possession of said lands and each parcel thereof from the date of said tax deed to the date of her conveyance to complainant; that she annually assessed and paid taxes thereof each year from this date viz: the 20 day of December 1915; that for more than ten years next preceeding the filing of this 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 and that he and those through he claims title have been in the actual, peaceable, notorious, exclusive, continuous, hostile, adverse possession of the same for more than ten years next preceeding the filing of this bill of complaint and that he and those through whom he claims have occupied and used the said

land in person or by tenant; that Chicago Gulf Beach Company, a corporation; Mrs. S. L. Bean Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, claim or are reputed to claim some title to, or interest in, lien or encumbrance upon the land, or some portion or parcel thereof.

WHEREFORE, your complainant prays that this Honorable Court will take jurisdiction of the cause made by this bill of complaint and by appropriate process make the said Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, and Reese S. McGill, and the unknown heirs, devisees, personal representatives, alienees, successors and assigns of the said ~~named individuals and each of the, if they should be dead, and~~ all other persons, firms, or corporations and associations claiming any title to or interest in, claim, lien or encumbrance upon the said lands, to-wit: Southwest quarter of Northeast quarter and all that [^]portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet; thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H, of the 2nd Addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama, or any part or parcel thereof, to be made 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 each part or parcel thereof, is vested in your complainant, Amos Garrett, as against the Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, and Reese S. McGill, if they be living, and the unknown heirs, devisees, personal representatives, alienees, successors and assigns of the said named individuals and each of them, if they be dead, and as against any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien, encumbrance upon said lands or any part thereof, and that any and all doubts and disputes concerning the same be cleared up, and your complainant prays for such other, further, different or general relief as in equity and good conscience shall, seem meet and proper.

W. C. Beebe
Solicitor for complainant

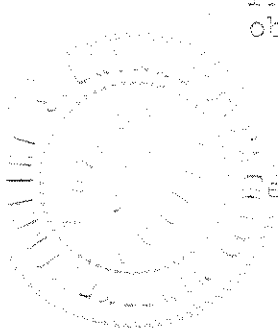
STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, 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.

W. C. Beebe

Sworn to and subscribed before me on this the 28 day of February, 1951

Madeline J. Bryan
Notary Public, Baldwin Co., Ala.



AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND ALL THAT PORTION OF THE NORTHWEST QUARTER OF SOUTHEAST QUARTER LYING NORTH OF COTTON BAYOU WHICH SAID LANDS EMBRACE BLOCKS 1 AND 2 OF THE FIRST ADDITION TO CHICAGO GULF BEACH AND ALSO ALL THOSE LANDS LYING IN THE NORTHEAST QUARTER OF NORTHEAST QUARTER DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF NORTHEAST QUARTER OF NORTHEAST QUARTER, RUN SOUTH 625 FEET, THENCE WEST 680 FEET, THENCE SOUTH 25 FEET, THENCE WEST TO THE WEST LINE OF SAID NORTHEAST QUARTER OF NORTHEAST QUARTER, THENCE NORTH ALONG THE WEST LINE THEREOF TO THE NORTHWEST CORNER THEREOF, THENCE EAST ALONG THE NORTH LINE TO THE POINT OF BEGINNING, THE SAID LANDS EMBRACE BLOCKS E, F, G & H OF THE 2ND ADDITION TO CHICAGO GULF BEACH, SECTION 9, TOWNSHIP 9 SOUTH, RANGE 5 EAST, IN BALDWIN COUNTY, ALABAMA: AND THE CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND MRS. S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE LABEAM, EVA D. CLARK, HENRY C. PARSONS MARGARET LABDELL, BESSIE M. PAGE, ANNA MULLIGAN, NELLIE MULLIGAN AND HANNAH MULLIGAN AND REESE S. MCGILL, AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, ALIENEES AND ASSIGNS OF THE SAID NAMED INDIVIDUALS AND EACH OF THEM, AND ANY AND ALL PERSONS, FIRMS, ASSOCIATIONS, CORPORATIONS, CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF.

DEFENDANTS.

IN THE CIRCUIT COURT OF

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IN EQUITY.

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 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, and Mrs. S. L. Bean, Mrs. S. Lebean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan and Hannah Mulligan and Reese S. McGill, and the unknown heirs, devisees, personal representatives alienees, successors and assigns of the said named defendants and each of them and any and all persons, firms, associations, corporations claiming any title to, interest in, claim, lien or encumbrance on said lands or any part or parcel thereof, has been given in the manner required by law, and that the complainant is entitled to the relief as prayed for in his bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the Court that the complainant, Amos Garrett, is over the age of twenty-one years and a resident of Baldwin 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:

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from the date of said tax deed to the date of her conveyance to complainant; that the title to the said lands and each parcel thereof stand 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 Amos Garrett 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, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, and the unknown heirs, devisees, personal representatives, Alienees, and assigns of the said named individuals and each of them and any and all 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 Amos Garrett, as against the defendants, The Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan and Hannah Mulligan and Reese S. McGill and the unknown heirs, devisees, personal representatives, alienees and assigns of the said named individuals and each of them and any and all persons, firms, associations, 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 Amos Garrett, shall inure to the benefit of all persons deriving

title to said lands or any part therein, from or through the said Amos Garrett, and the said title so quieted and established in him shall be treated and considered as established in favor of the said Amos Garrett and all persons deriving title through him.

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 Amos Garrett be and he is hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the ____ day of May, 1951.

Judge.

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUARTER
OF SOUTHEAST QUARTER LYING NORTH
OF COTTON BAYOU WHICH SAID LANDS
EMBRACE BLOCKS 1 and 2 OF THE
FIRST ADDITION TO CHICAGO GULF
BEACH AND ALSO ALL THOSE LANDS
LYING IN THE NORTHEAST QUARTER
OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST
QUARTER OF NORTHEAST QUARTER, RUN
SOUTH 625 FEET, THENCE WEST 680
FEET, THENCE SOUTH 25 FEET, THENCE
WEST TO THE WEST LINE OF SAID
NORTHEAST QUARTER OF NORTHEAST
QUARTER, THENCE NORTH ALONG THE
WEST LINE THEREOF TO THE NORTHWEST
CORNER THEREOF, THENCE EAST ALONG
THE NORTH LINE TO THE POINT OF BE-
GINNING, THE SAID LANDS EMBRACE
BLOCKS E, F, G, & H OF THE 2ND
ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA;
AND THE CHICAGO GULF BEACH COMPANY
A CORPORATION, ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LeBEAN,
SOPHRONIE LABEAN, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PACE, ANNA MULLIGAN, NELLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIM-
ING ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE ON SAID LANDS OR
ANY PART THEREOF.

DEFENDANTS

Whereas, Amos Garrett, has filed his bill of complaint
on the 28th day of February, 1951, in this court on the equity
side, claiming to own that certain parcel or lot of land, lying
and being situated in the County of Baldwin, State of Alabama,
as described as follows:

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H, of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama.

Complainant alleges in his bill of complaint that the title to the said lands stands on the records of the Probate Court of Baldwin County, in his, Amos Garrett's name; that he acquired title to the said lands as follows: From Thekla E. McPhaul, a non compos mentis, acting through and by her guardian, in conformity with a decree rendered by the Circuit Court of Baldwin County, Alabama, on September 24, 1944, by deed recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 MS, pages 238-9; who acquired title from Henry B. Hamm, who died leaving a last will and testament, admitted to Probate in Baldwin County, Alabama, December 20, 1915, in which said will he devised the same to his widow, Thekla Elizabeth Hamm, who subsequently married A. B. McPhaul; that Henry B. Hamm acquired title from Sanfried H. Harnstrom, who was then in possession of the same, by deed dated April 3, 1912, and recorded in said Probate Office in Deed Book 20 MS, page 1; who acquired title from the Southern States Lumber Company, a corporation, who acquired title by mesne conveyances from the grantees of the State of Alabama; that at the time of the conveyance from Sanfried H. Harnstrom to Henry B. Hamm, he was in possession of the said lands claiming to own the same; that upon the conveyance to, Henry B. Hamm, went into possession until his death in 1915; that upon his death Thekla Elizabeth Hamm went into possession of

said lands claiming to own the same and remained in continuous possession thereof until she sold the same as aforesaid to this complainant, who immediately upon his purchase of the same as ~~aforesaid went into possession of said lands claiming to own the~~ same and has remained in continuous possession thereof and of each parcel up to and including the date of the filing of this suit; complainant further alleges that in addition to the title as aforesaid Thekla Elizabeth Hamm acquired the aforesaid property by tax deed from the State of Alabama dated 19th day of December, 1919, recorded in Deed Book 29 NS, page 117; that she claimed said land under the aforesaid tax deed and was in continuous adverse possession of said lands and each parcel thereof from the date of said tax deed to the date of her conveyance to complainant; that she annually assessed and paid taxes thereon each year from ~~this date, viz: the 20th day of December, 1915;~~ 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 and each parcel thereof, have had any possession of the said lands or any part thereof or assessed or paid taxes thereon; that Bessie M. Page is over the age of twenty-one years and whose address is 634 - 35th Avenue, St. Petersburg, Florida, that Anna Mulligan, Nellie Mulligan and Hannah Mulligan are each over the age of twenty-one years and whose post-office address is 3337 Monroe Street, Chicago 24, Illinois, that Reese S. McGill is over the age of twenty-one years and a resident of Perdido, Alabama, ~~in Baldwin County,~~ that Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons and Margaret Labdell, if living, are over the age of twenty-one years and are non-residents of the State of Alabama, and if dead, their heirs, devisees, personal representatives, alienees, successors and assigns are over the age of twenty-one years and are non-residents of the State of Alabama, their places of residence being unknown to complainant; that the

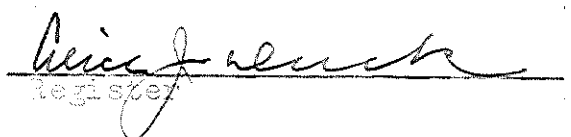
Chicago Gulf Beach Company, a corporation, organized under the laws of the State of Arizona, whose officers and principal place of business is unknown, and Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, claim or are reputed to claim some title to, interest in, claim lien or encumbrance upon the land, or some portion or parcel thereof.

Complainant further alleges that he and those through whom he claims have for more than ten years next preceding the filing of said bill of complaint been in the actual 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 part thereof or assessed or paid taxes on said lands or any part thereon and that the bill of complaint is filed for the purpose of establishing his title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, the same being duly verified that the names, ages and places of residence and post offices addresses of said Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons and Margaret Labdell are unknown, and cannot be ascertained, diligent inquiry was made and the names, ages and places of residence and addresses cannot be ascertained.

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 26 day of February, 1951.


Register

702614 RECORDED

Amos Garrett

VS

Chicago Gulf Beach
Co. et al and
Certain lands

Order directing
Publication of
Notice

Filed 2-28-51

Amos J. French
Register

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

Amos Garrett

Complainant

Vs.

Chicago Gulf Beach Company, et al & Certain lands Defendant

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 1st day of March, 1951, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 1st day of March 1951 and

And it now further appearing to the Register Alice J. Duck that the said Chicago Gulf Beach Company, Mrs. S. L. Bean, Mrs. S. Lebean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the Register Alice J. Duck

that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Chicago Gulf Beach Company, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill.

This 1st day of May 1951

Alice J. Duck Register.

RECORDED RECORDED

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Wm. Gantt

Vs.

*Chicago Gulf Beach
Co & certain individuals*

Decree Pro Confesso of Publication

Issued *May 1* 19*51*

Alvin J. Renshaw
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
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TER OF NORTHEAST QUARTER DESCRIBED
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EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LEBEAN,
SOPHRONIE LABEAN, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PAGE, ANNA MULLIGAN, NELLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEWISEES, PERSONAL REPRESENTATIVES,
ALIENEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE ON SAID LANDS
OR ANY PART THEREOF.

DEFENDANTS.

Comes the complainant in the above styled cause and re-
quests the oral examination of Amos Garrett, as witness for the
complainant, who resides in Baldwin County, State of Alabama, and
suggests Madeline S. Bryars of the town of Bay Minette, as a
suitable person to act as commissioner to take the deposition of
the said witness.

Witness my hand this the 13 day of May, 1951.


Solicitor for complainant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Amos Barrett
Complainant

VS

Chicago Gulf Beach
Co & certain individuals

Request for oral
examination

Filed: May 1, 1951

Alfred. Leuch

Register

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
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POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE LAWS
OF THE STATE OF ARIZONA, AND MRS.
S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE
LABEAN, EVA D. CLARK, HENRY C. PARSONS
MARGARET LABDELL, BESSIE M. PAGE, ANNA
MULLIGAN, NELLIE MULLIGAN, HANNAH
MULLIGAN AND REESE S. MCGILL, AND THE
UNKNOWN HEIRS, DEVISEES, PERSONAL REP-
RESENTATIVES, ALIENEES AND ASSIGNS OF
THE SAID NAMED INDIVIDUALS AND EACH OF
THEM, AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LANDS OR ANY
PART THEREOF.

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

Complainant having on the 1st day of May, 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 Madeline S. Bryars of the Town of Bay Minette being a

suitable person to act as commissioner to take the deposition of said witness.

It is therefore ordered, adjudged and decreed that the said motion for the oral examination of Amos Garrett, witness for complainant, be and is hereby granted.

And that Madeline S. Bryars be and she is hereby appointed as commissioner to take the deposition of said witness.

Witness my hand this the 4th day of May, 1951.

Charles F. Hensch
Register.

Amos Garrett,
Complainant

vs

Chicago Gulf Beach Company,
et al
Defendants

Order granting oral
examination of witness.

FILED

MAY 4 1951

ALICE J. DUCK, Register

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2614

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Chicago Gulf Beach Co., et al and

Certain Lands

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 Chicago Gulf
Beach Co., et al and Certain Lands, Defendant

by Amos Garrett

Plaintiff.....

Witness my hand this 28th day of February 19 51

Amos J. Duck

Clerk

No. 2621 Page

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

AMOS GARRETT

Plaintiffs

vs.

CHICAGO GULF BEACH CO. et al

and Certain Lands

Defendants

SUMMONS and COMPLAINT

Filed February 28, 19 51

W. J. Henshaw, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

19.....

Sheriff

I have executed this summons

this _____, 19.....

by leaving a copy with

Sheriff

Deputy Sheriff

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUARTER
OF SOUTHEAST QUARTER LYING NORTH
OF COTTON BAYOU WHICH SAID LANDS
EMBRACE BLOCKS 1 and 2 OF THE
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AS FOLLOWS: COMMENCING AT THE
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CORNER THEREOF, THENCE EAST ALONG
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BLOCKS E, F, G & H OF THE 2ND
ADDITION TO CHICAGO GULF BEACH, S
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA;
AND THE CHICAGO GULF BEACH COMPANY
A CORPORATION, ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S.L. BRAN, MRS. S. LeBEAN,
SOPHRONIE LABEAM, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PAGE, ANNA MULLIGAN, WELLLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIM-
ING ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE ON SAID LANDS OR
ANY PART THEREOF.

DEFENDANTS

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, IN EQUITY SETTING:

Comes your complainant, Amos Garrett, and presents this
his bill of complaint against the following described lands in
Baldwin County, Alabama, to-wit:

Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the first addition of Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama,

and against the Chicago Gulf Beach Company, a corporation, organized under the laws of the State of Arizona, and Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, if living, and if they or either or them are dead, then, against their heirs, devisees, personal representatives, alienees, successors and assigns, separately and severally and against any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part or parcel thereof and respectfully represents and shows unto your Honor and this Honorable Court as follows:

FIRST:

That your complainant is over the age of twenty-one years and a resident of the County of Baldwin, State of Alabama, that the Chicago Gulf Beach Company, is a corporation, organized under the laws of the State of Arizona, and whose officers and principal place of business is unknown, that Bessie M. Page is over the age of twenty-one years and whose address is 634 - 35th Avenue, St. Petersburg, Florida, that Anna Mulligan, Nellie Mulligan and Hannah Mulligan are each over the age of twenty-one years and whose post-office address is 3337 Monroe Street, Chicago 24, Illinois, that Reese S. McGill is over the age of twenty -

one years and a resident of Perdido, Baldwin County, Alabama, that complainant has made diligent search to ascertain the ages and places of residence of Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons and Margaret Labdell; that he has inquired of numerous persons in the vicinity in which such land is situated and of persons at Bay Minette, including all of the officers, and has searched the Probate and tax records and from such search and inquiry has ascertained and alleges that Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, and Margaret Labdell, if living, are over the age of twenty-one years and are non-residents of the State of Alabama, and if dead, their heirs, devisees, personal representatives, alienees, successors and assigns are over the age of twenty-one years and are non-residents of the State of Alabama, their places of residence being unknown to complainant.

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:

Southwest quarter of the Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying north of Cotton Bayou, which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E. F, G & H, of the 2nd addition to Chicago Gulf

Beach, Section 9, Township 9 South, Range
5 East, in Baldwin County, Alabama.

that he and those through whom he claims have been in the continuous adverse possession of the said lands for more than ten years next preceding the filing of this complaint and that he and those through whom he 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 land and that during such period of time no other person has assessed the said land for taxes or paid taxes thereon, and that no other person for such period has 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, lien or encumbrance thereon, or to any part or parcel of the same.

THIRD:

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

FOURTH:

That the title to said lands stands on the records of Baldwin County, Alabama, in his name and that the complainant obtained title to the said lands as follows: From Thekla E. McPhaul, a non compos mentis, acting through and by her guardian, in conformity with a decree rendered by the Circuit Court of Baldwin County, Alabama, on September 25, 1944, by deed recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 MS, pages 238-9; who acquired title from Henry B. Hamm, who died leaving a last will and testament, admitted to Probate in Baldwin County, Alabama, December 20, 1951, in which said will he devised the same to his widow, Thekla Elizabeth Hamm, who subsequently married A. B. McPhaul; that Henry B. Hamm acquired title from Sanfired H. Harnstrom, who was then in possession of the same, by deed dated April 3, 1912 and recorded in said Probate

Office in Deed Book 20 NS, page 1; who acquired title from the Southern States Lumber Company, a corporation, who acquired title by mesne conveyances from the grantees of the State of Alabama; that at the time of the conveyance from Sanfried H. Harnstrom to Henry B. Hamm, he was in possession of the said lands claiming to own the same; that upon the conveyance to him Henry B. Hamm went into possession of said lands claiming to own the same and remained in possession until his death in 1915; that upon his death Thekla Elizabeth Hamm went into possession of said lands claiming to own the same and remained in continuous possession thereof until she sold the same as aforesaid to this complainant, who immediately upon his purchase of the same as aforesaid went into possession of said lands claiming to own the same and has remained in continuous possession thereof and of each parcel up to and including the date of the filing of this suit; complainant further alleges that in addition to the title as aforesaid Thekla Elizabeth Hamm acquired the aforesaid property by tax deed from the State of Alabama dated 19th day of December, 1919, recorded in Deed Book 29 NS, page 118; that she claimed said land under the aforesaid tax deed and was in the continuous adverse possession of said lands and each parcel thereof from the date of said tax deed to the date of her conveyance to complainant; that she annually assessed and paid taxes thereon each year from this date viz; 20th day of December, 1915; that for more than ten years next preceeding the filing of this bill of complaint no person other than those through whom he claims title 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 and that he and those through whom he claims have occupied and used the said

land in person or by tenant; that Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, claim or are reputed to claim some title to, interest in, lien or encumbrance upon the land, or some portion or parcel thereof.

WHEREFORE, your complainant prays that this Honorable Court will take jurisdiction of the cause made by this bill of complaint and by appropriate process make the said Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. BeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, and Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, and Reese S. McGill, and the unknown heirs, devisees, personal representatives, alienees, successors and assigns of the said named individuals and each of them, if they should be dead, and all other persons, firms, or corporations and associations claiming any title to, or interest in, claim, lien or encumbrance upon the said lands, to-wit: Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H, of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama, or any part or parcel thereof, to be made 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 each part or parcel thereof, is vested in your complainant, Amos Garrett, as against the Chicago Gulf Beach Company, a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sephronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, and Reese S. McGill, if they be living, and the unknown heirs, devisees, personal representatives, alienees, successors and assigns of the said named individuals and each of them, if they be dead, and as against any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien, encumbrance on said lands or any part thereof, and that any and all doubts and disputes concerning the same be cleared up, and your complainant prays for such other, further, different or general relief as in equity and good conscience shall, seem meet and proper.


Solicitor for Complainant.

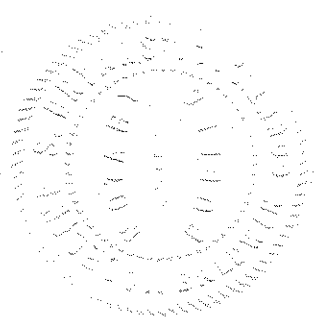
STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, 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.



Sworn to and subscribed before me this the 21 day of February, 1951.


Notary Public, Baldwin Co., Ala.



This Indenture Witnesseth, that the Grantor,

CHICAGO GULF BEACH COMPANY, A Corporation organized

under the laws of Arizona, for and in consideration of the sum of One Dollar and Other Valua-

ble Consideration..... Dollars, in hand paid CONVEYS AND WARRANTS to NELLIE T. MULL-

LIGAN, HANNAH A. MULLIGAN AND ANNA TERESA MULLIGAN, jointly.....

of the City..... of Chicago..... in the County of Cook.....

in the State of Illinois..... the following described real estate, to-wit: Lot S.....

Twenty-six (26), Twenty-seven (27) and Twenty-eight (28).....

in Block Three of First subdivision of the Chicago Gulf Beach Company of the West one-half of Lot Six

and South one-half of Lot Two; all in Section Nine, Township Nine (9) South, Range Five (5) East of St. Steph-

an's Meridian, situated in Baldwin County, in the State of Alabama,

TO HAVE AND TO HOLD to the said Nellie T., Hannah A. and Anna Teresa Mull-

igan..... their heirs and

assigns forever, and the said Grantor does hereby covenant with the said Grantee: That it is seized in fee of

the above described lands; That it has the right to sell and convey the same; That the said lands are free from all in-

cumbrances; That it will, and its successors and assigns will, forever warrant and defend the same to the said Grantee,

their heirs and assigns against the lawful claims of all persons whomsoever.

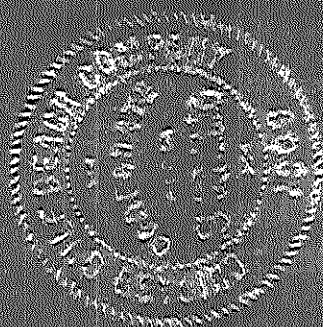
In Witness Whereof, the said Grantor, CHICAGO GULF BEACH COMPANY, has caused its corporate name to be

hereunto signed under the hand of its vice president, duly authorized thereto and its corporate seal to be affixed this

2nd..... day of April..... A. D. 1909.

CHICAGO GULF BEACH COMPANY,

Frank P. Wright
Vice President.



The State of Illinois,
County of Cook. } 55.

3. *H. H. Haight*

a Notary Public in and for said county, in said state, hereby certify that *Frank P. Haight*
whose name as vice-president of the Chicago Gulf Beach Company, a corporation, is signed to the foregoing conveyance
and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance,
he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this *2nd* day of *April* 190*9*

MY COMMISSION EXPIRES MARCH 3rd 1913

H. H. Haight

Notary Public.

The State of Alabama, }
Baldwin County, } the Probate Court
I, J. H. H. Smith, Judge of said Court
in and for said County, do hereby cer-
tify that the within instrument was filed
in this office for record on the *15th*
day of *April* 190*9*
at *12* o'clock, and I further
certify that the same is duly recorded in
Record Book No. *144 Page 106*
and duly examined.

Witness my hand this the *23rd* day of

April 190*9*
J. H. H. Smith
Judge of Probate Court, Baldwin County

OK
Warranty Deed

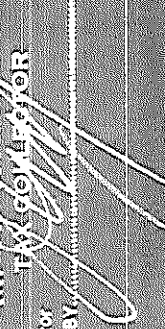
Chicago Gulf Beach Co.

to
Nellie T., Hannah A., and
Anna Teresa Mulligan
Chicago, Illinois

Hannah A. Mulligan
671 W Adams St
Chicago Ill
4/16/09 *708 Paid*

This Receipt represents payment in full for Taxes, Fees, Penalties and Costs due to State of Alabama, Baldwin County, Towns and Baldwin County Schools for Year 1950 as shown below.

State, County and City Taxes Tax Receipt for Year 1950 Bert No. 12 No. 208

Receipt No.	STATE AND COUNTY VALUATIONS				SCHOOL DISTRICT	Tax on State, County and District	CITY		TOTAL TAX DUE
	HOMESTEAD		RESIDUE				Valuation	Tax	
	Rate	Valuation	Rate	Valuation					
208	1.15		1.80	90	30	90		00	1.89
<div>NEELIE, HANNAH A. & ANNA MULLIGAN -12- 3557 MONROE ST. CHICAGO, 24, ILL.</div>									
<div>RECEIVED PAYMENT NOV 27 1950 M. H. WILKINS TAX COLLECTOR</div>									
<div>AL. H. WILKINS, Tax Collector BY </div>									
<div>Assessor's Fee Gritation Fee SUB TOTAL PENALTY Interest Deeded Advertising Cost Total Tax, Fees and Cost</div>									
<div>50 2.39</div>									

No 63762

STATE OF ALABAMA

Baldwin

COUNTY.

Office of the Judge of Probate.

Baldwin

County.

Sale Docket

18

p.

235

WHEREAS, on the 15 day of June 1942, the real property hereinafter described was sold, in substantial conformity with all the requisitions of the statutes in such cases made and provided, by Mr. Wilkins Tax Collector of said County, to State of Alabama for the taxes, interests, penalties and costs, then due and remaining unpaid on said property; and whereas, Nellie, Hannah & Anna Mulligan has made application to redeem said land:

NOW, THEREFORE, I W. Robertson, Judge of the Probate Court of the said County of Baldwin, being satisfied that the said Nellie, Hannah & Anna Mulligan is the owner of said property, and has a right to redeem the same, do hereby certify that the said Nellie, Hannah & Anna Mulligan has deposited with me, on this 2 day of July AD 1942, Five and 90/100 Dollars,

for the redemption of the following real estate: Lots 26-27-28, Block 3, Chicago Gulf Beach,

situated in Baldwin County, Alabama.

Assessed to Nellie, Hannah & Anna Mulligan

Amount of Purchase Money \$ 5.39

Interest 6% \$ 01

Subsequent Taxes \$ —

Interest \$ —

Cost of Certificate of Redemption \$ 50

\$ —

Total \$ 5.90

WITNESS

Judge Probate Court of said County, this

2 day of July AD

1942

W. Robertson

Judge Probate

Countersigned by J. M. Mauldin

County Treasurer.

NEGATIVE MADE
MAR 19 1951
FOR ADDITIONAL POSITIVES
RETURN THIS NEGATIVE TO
BERGER & WAGNER
CHICAGO, ILLINOIS

3337 Monroe Street
Chicago, Illinois
March 20, 1951

Miss Alice J. Duck
Clerk of the County Court
Baldwin County, Alabama.

Dear Madam:

I received a summons on March 7, 1951 to appear as defendant in a suit brought by Amos Garrett in the Circuit Court of Baldwin County in regard to ownership of lands in Bay Minette, Alabama purchased from the Chicago Gulf Beach Company April 2, 1909.

I am enclosing photostatic copies of the Warranty Deed and tax receipts which I hold jointly with my sisters Nellie (deceased) and Hannah, showing continued ownership of lots 26, 27, and 28 in Block 3 of the First Subdivision of the Chicago Gulf Beach Company in Section 9, Township 9, South Range 5 East of St. Stephen's Meridian, situated in Baldwin County, Alabama.

Since the complaint refers to lands in Blocks 1 and 2 North of Cotton Bayou and Block 3 is south of Cotton Bayou I am of the opinion that I am not properly named as a defendant in the suit.

I will however appreciate a report on the outcome of the suit.

Sincerely yours,

for Nellie Mulligan and
Hannah Mulligan.

April 13, 1951

Miss Nellie Mulligan

and

Miss Hannal Mulligan
3337 Monroe Street
Chicago, Illinois

Dear Madams:

Your letter of March 20, 1951, addressed to Mrs. Alice J. Duck, circuit clerk of Baldwin County, has been handed to me for attention. I represent the complainant in the suit referred to in your letter. The lots you claim in Block 3 are ~~not~~ involved in this suit. And you are not properly parties defendant in this suit, hence, the decree in this case will not adversely affect the title to your lots 26, 27 and 28 in Block 3.

Yours truly,

W. C. Beebe

WCB.mb

Amos Garrett,

Complainant.

vs.

Chicago Gulf Beach Company,

et al.

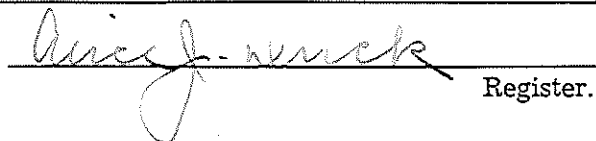
THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

This cause is submitted in behalf of Complaint upon the original Bill of Complaint, _____
order of publication, publication, request for decree pro confesso,
application for oral examination, personal service on Reese S. McGill,
commission, notice of time and place of taking deposition, deposition
of Amos Garrett, request for final decree

and in behalf of Defendant upon decree pro confesso


Solicitor for complainant


Register.

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that I, Bessie M. Page, a widow, GRANTOR, for and in consideration of the sum of ONE HUNDRED (\$100.00) DOLLARS, the receipt of which is hereby acknowledged do hereby REMISE, RELEASE, QUIT²-CLAIM and CONVEY unto Amos Garrett, GRANTEE, the following described land situated in Baldwin County, Alabama, to-wit:

Lots 8, 9 and 10 of Block 1 of the first subdivision of Chicago Gulf Beach, in Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama, as per plat thereof recorded in the office of the Judge of Probate of Baldwin County, Alabama.

TO HAVE AND TO HOLD unto Amos Garrett, his heirs and assigns, forever.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 26th day of April, 1951.

x Bessie M. Page

STATE OF ILLINOIS

COUNTY OF COOK

I, Wm P. Butcher, a Notary Public in and for said State and County, hereby certify that Bessie M. Page, a widow, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 26th day of April, 1951.

Wm P. Butcher
Notary Public, Cook County, Illinois.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 5-12-51 10 a.m.
Recorded Filed book 165 page 278
and I certify that the foregoing Privilege Tax has been paid.

Deed Tax 50
Mortgage Tax _____

J. M. Stuart
Judge of Probate

By L

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND ALL THAT PORTION OF THE NORTHWEST QUARTER OF SOUTHEAST QUARTER LYING NORTH OF COTTON BAYOU WHICH SAID LANDS EMBRACE BLOCKS 1 AND 2 OF THE FIRST ADDITION TO CHICAGO GULF BEACH AND ALSO ALL THOSE LANDS LYING IN THE NORTHEAST QUARTER OF NORTHEAST QUARTER DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF NORTHEAST QUARTER OF NORTHEAST QUARTER, RUN SOUTH 625 FEET, THENCE WEST 680 FEET, THENCE SOUTH 25 FEET, THENCE WEST TO THE WEST LINE OF SAID NORTHEAST QUARTER OF NORTHEAST QUARTER, THENCE NORTH ALONG THE WEST LINE THEREOF TO THE NORTHWEST CORNER THEREOF, THENCE EAST ALONG THE NORTH LINE TO THE POINT OF BEGINNING, THE SAID LANDS EMBRACE BLOCKS E, F, G & H OF THE 2ND ADDITION TO CHICAGO GULF BEACH, SECTION 9, TOWNSHIP 9 SOUTH, RANGE 5 EAST, IN BALDWIN COUNTY, ALABAMA: AND THE CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND MRS. S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE LABEAN, EVA D. CLARK, HENRY C. PARSONS, MARGARET LABDELL, BESSIE M. PAGE, ANNA MULLIGAN, NELLIE MULLIGAN, HANNAH MULLIGAN AND REESE S. MCGILL, AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES, ALIENEES AND ASSIGNS OF THE SAID NAMED INDIVIDUALS AND EACH OF THEM, AND ANY AND ALL PERSONS, FIRMS, ASSOCIATIONS, CORPORATIONS, CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART 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, commissioner, heretofore named by this Honorable Court on the 8 day of May, 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 4 day of May, 1951.

W. C. Beebe
Solicitor for complainant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

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 complainant's witness was filed and entered on the order book of the register on the 4 day of May, 1951.

Alice J. Duck
Register.

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
TER OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST QUAR-
TER OF NORTHEAST QUARTER, RUN SOUTH
625 FEET, THENCE WEST 680 FEET,
THENCE SOUTH 25 FEET, THENCE WEST
TO THE WEST LINE OF SAID NORTHEAST
QUARTER OF NORTHEAST QUARTER, THENCE
NORTH ALONG THE WEST LINE THEREOF TO
THE NORTHWEST CORNER THEREOF, THENCE
EAST ALONG THE NORTH LINE TO THE
POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION, ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LEBEAN,
SOPHRONIE LABEAN, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PAGE, ANNA MULLIGAN, NELLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LANDS OR ANY PART
THEREOF.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

DEFENDANTS.

Notice having been given to the Chicago Gulf Beach Company,
a corporation, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau,
Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page,
Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S.
McGill, defendants in the above styled cause as required by law,

and the time within which they are required to plead, answer or demur having expired, and they having failed to plead, answer or demur within the time required by law, applications is made for decree pro confesso against the said named defendants in the above styled cause.

Witness my hand this the 1st day of May, 1951,

W C Burke
Solicitor for complainant.

RECORDED

Amos Barnett
Complainant

vs.

Chicago Gulf Beach
Co. et al
Defendants

application for
decree for Confess.

Filed May 1, 1951

Alicia Luck

Register

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: Madeline S. Bryars

KNOW YE: that we, having full faith in your prudence and competency, have appointed you
Commissioner, and by these presents do authorize you, at such time and place as you may appoint,
to call before you and examine Amos Garrett

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

Amos Garrett is Complainant
and

Chicago Gulf Beach, et al are Respondents

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

Witness 4th day of May, 1951

Amos Garrett
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Amos Garrett

Complainant—

vs.

Chicago Gulf Beach Company,

et al.

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

FILED
WITNESSES:

MAY 4 1951

ALICE L. DUCK, Register

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUARTER
OF SOUTHEAST QUARTER LYING NORTH
OF COTTON BAYOU WHICH SAID LANDS
EMBRACE BLOCKS 1 AND 2 OF THE
FIRST ADDITION TO CHICAGO GULF
BEACH AND ALSO ALL THOSE LANDS
LYING IN THE NORTHEAST QUARTER
OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST
QUARTER OF NORTHEAST QUARTER, RUN
SOUTH 625 FEET, THENCE WEST 680
FEET, THENCE SOUTH 25 FEET, THENCE
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NORTHEAST QUARTER OF NORTHEAST
QUARTER, THENCE NORTH ALONG THE
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GINNING, THE SAID LANDS EMBRACE BE-
BLOCKS E, F, G & H OF THE 2ND
ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA;
AND THE CHICAGO GULF BEACH COMPANY
A CORPORATION, ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LeBEAN,
SOPHRONIE LABEAN, EVA D. CLARK, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PAGE, ANNA MULLIGAN, NELLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS,
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENESSES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIM-
ING ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE OF SAID LANDS OR
ANY PART THEREOF.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

DEFENDANTS

Notice is hereby given to the Chicago Gulf Beach Company,
a corporation, and Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie
Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie
M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and
Reese S. McGill, if living, and if dead to their unknown heirs,
devisees, personal representatives, alienees, successors and
assigns, and all other persons, firms, or corporations and assoc-
iations claiming any title to, or interest in, claim, lien or

encumbrance upon the said lands, to-wit: Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou, which said lands embrace Blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G, & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama,

That Amos Garrett has filed his bill of complaint on the __ day of February, 1951, in this Court on the equity side claiming to be in the actual, peaceable possession, owning and claiming to own that certain parcel of land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou, which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama,

Complainant alleges in his bill of complaint that the title to the said lands stands on the records of the Probate Court

BK 163 PAGE 255

of Baldwin County, Alabama, in his, Amos Garrett's name; that he acquired title to the said land as follows: From Thekla E. McPhaul, a non compos mentis, acting through and by her guardian, in conformity with a decree rendered by the Circuit Court of Baldwin County, Alabama, on September 25, 1944, by deed recorded in the office of the Judge of Probate of Baldwin County in Deed Book 86 NS, pages 238-9; who acquired title from Henry B. Hamm, who died leaving a last will and testament, admitted to Probate in Baldwin County, Alabama, December 20, 1915, in which said will he devised the same to his widow, Thekla Elizabeth Hamm, who subsequently married A. B. McPhaul; that Henry B. Hamm acquired title from Sanfried H. Harnstrom, who was then in possession of the same, by deed dated April 3, 1912, and recorded in said Probate Office in Deed Book 20 NS, page 1; who acquired title ~~from the Southern States Lumber Company, a corporation, who acquired~~ title by mesne conveyances from the grantess of the State of Alabama; that at the time of the conveyance from Sanfried H. Harnstrom to Henry B. Hamm, he was in possession of the said lands claiming to own the same; that upon the conveyance to him, Henry B. Hamm went into possession of said lands claiming to own the same; and remained in possession until his death in 1915; that upon his death Thekla Elizabeth Hamm went into possession of said lands claiming to own the same and remained in continuous possession thereof until she sold the same as aforesaid to this complainant, who immediately upon his purchase of the same as aforesaid went into possession of said lands claiming to own the same and has remained in continuous possession thereof and of each parcel up to and including the date of the filing of this suit; complainant further alleges that in addition to the title as aforesaid Thekla Elizabeth Hamm acquired the aforesaid property by tax deed from the State of Alabama dated 19th day of December 1919, recorded in Deed Book 29 NS, page 117; that she claimed said land under the aforesaid tax deed and was in the continuous adverse possession of said lands and each parcel thereof from the date of said tax deed to the date of her conveyance to

complainant; that she annually assessed and paid taxes thereon each year from this date viz; December 20, 1915; that the title to 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 been in possession of said lands, or assessed or paid taxes thereon; that Bessie M. Page is over the age of twenty-one years and whose address is 634 - 35th Avenue, St. Petersburg, Florida, that Anna Mulligan, Nellie Mulligan and Hannah Mulligan are each over the age of twenty-one years and whose post-office address is 3337 Monroe Street, Chicago 24, Illinois; that Reese S. McGill is over the age of twenty-one years and a resident of Perdido, Alabama, in Baldwin County, that Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Babean, Eva D. Clark, Henry C. Parsons and Margaret Labdell, if living, are over the age of twenty-one years and are non-residents of the state of Alabama, their places of residence being unknown to complainant; Chicago Gulf Beach Company, a corporation, whose place of business is unknown to complainant, claim or are reputed to claim some title to, interest in, lien or encumbrance upon the said land or some portion or parcel thereof.

Complainant further alleges that he and those through whom he claims have for more than ten years next preceding the filing of said bill of complaint, been in the actual 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 part thereof or assessed or paid taxes on said lands or any part thereon and that the bill of complaint is filed for the purpose of establishing his title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, the same being duly verified that the names, ages and places of residence and post office addresses of the said defendants are unknown and cannot be ascertained upon diligent inquiry, and proof being made that diligent inquiry was made and the names, ages and places of residence and post office addresses cannot be ascertained.

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 said Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, and Margaret Labdell, if they be living, and if they be dead, their unknown heirs, devisees, personal representatives, alienees and assigns, and Chicago Gulf Beach Company, a corporation, its successors and assigns, and any and all other persons, firms corporations or associations claiming any title to, interest in, claim, lien or encumbrance upon the Southwest quarter of Northeast quarter and all that portion of the Northwest quarter of Southeast quarter, lying North of Cotton Bayou, which said lands embrace Blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G, & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama, appear and plead, answer or demur

to the said bill of complaint within sixty days after the first publication of this notice, namely the 30th day of April, 1951, at which time the said cause shall stand at issue.

Witness my hand this 26th day of Feb., 1951.

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

STATE OF ALABAMA, BALDWIN COUNTY

Filed 3-2-51..... 3 P. M.

Recorded Deed.....book 163, page 253-8

W. C. Stuart
Judge of Probate

2
No 2614

Amos Garrett
Complainant

vs.

Chicago Gulf Beach
Co. et al & certain
lands.

163-253-8

Notice

R-3.15
mm. Duck

FILED

FEB 28 1951

ALICE J. DUCK, Register

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER AND ALL THAT PORTION OF THE NORTHWEST QUARTER OF SOUTHEAST QUARTER LYING NORTH OF COTTON BAYOU WHICH SAID LANDS EMBRACE BLOCKS 1 AND 2 OF THE FIRST ADDITION TO CHICAGO GULF BEACH AND ALSO ALL THOSE LANDS LYING IN THE NORTHEAST QUARTER OF NORTHEAST QUARTER DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF NORTHEAST QUARTER OF NORTHEAST QUARTER, RUN SOUTH 625 FEET, THENCE WEST 680 FEET, THENCE SOUTH 25 FEET, THENCE WEST TO THE WEST LINE OF SAID NORTHEAST QUARTER OF NORTHEAST QUARTER, THENCE NORTH ALONG THE WEST LINE THEREOF TO THE NORTHWEST CORNER THEREOF, THENCE EAST ALONG THE NORTH LINE TO THE POINT OF BEGINNING, THE SAID LANDS EMBRACE BLOCKS E, F, G & H OF THE 2ND ADDITION TO CHICAGO GULF BEACH, SECTION 9, TOWNSHIP 9 SOUTH, RANGE 5 EAST, IN BALDWIN COUNTY, ALABAMA; AND THE CHICAGO GULF BEACH COMPANY, A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF ARIZONA, AND MRS. S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE LABEAN, EVA D. CLARD, HENRY C. PARSONS, MARGARET LABDELL, BESSIE M. PAGE, ANNA MULLIGAN, NELLIE MULLIGAN, HANNAH MULLIGAN AND REESE S. MCGILL, AND THE UNKNOWN HEIRS DEVISEES, PERSONAL REPRESENTATIVES, ALIENEES AND ASSIGNS OF THE SAID NAMED INDIVIDUALS AND EACH OF THEM, AND ANY AND ALL PERSONS, FIRMS, ASSOCIATIONS, CORPORATION, CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF.

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

To the Chicago Gulf Beach Company, a corporation, its successors and assigns, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill, and the unknown heirs, devisees, personal representatives, alienees and assigns of the said named individuals

and each of them, and any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: The Southwest quarter of the Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the First addition to Chicago Gulf Beach and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of Northeast quarter of Northeast quarter, run south 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G, & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama;

Notice is hereby given that the complainant in the above styled cause has this day made application for the oral examination of Amos Garrett, witness for the complainant in the above styled cause and has suggested Madeline S. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witness.

Witness this the 1st day of May, 1951.

W. C. Burke
Solicitor for complainant

Register.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a true and correct copy of the motion and application of the plaintiff for oral examination of the said Amos Garrett, as witness for complainant and that notice of said motion was given to the defendants by entry on the Order Book of the Register, said entry having been made on the ___ day of May, 1951.

660
Register.

De Du Book

Filed 5-2-57
A. J. Deuch
Register

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
TER OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST QUAR-
TER OF NORTHEAST QUARTER, RUN SOUTH
625 FEET, THENCE WEST 680 FEET,
THENCE SOUTH 25 FEET, THENCE WEST
TO THE WEST LINE OF SAID NORTHEAST
QUARTER OF NORTHEAST QUARTER, THENCE
NORTH ALONG THE WEST LINE THEREOF TO
THE NORTHWEST CORNER THEREOF, THENCE
EAST ALONG THE NORTH LINE TO THE
POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE LAWS
OF THE STATE OF ARIZONA, AND MRS.
S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE
LABEAN, EVA D. CLARK, HENRY C. PARSONS,
MARGARET LABDELL, BESSIE M. PAGE, ANNA
MULLIGAN, NELLIE MULLIGAN, HANNAH
MULLIGAN, AND REESE S. MCGILL, AND THE
UNKNOWN HEIRS, DEVISEES, PERSONAL REP-
PRESENTATIVES, ALIENEES AND ASSIGNS OF
THE SAID NAMED INDIVIDUALS AND EACH OF
THEM, AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LANDS OR ANY
PART THEREOF.

DEFENDANTS.

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 11 day of May, 1951.


Solicitor for complainant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
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GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
TER OF NORTHEAST QUARTER DESCRIBED
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TER OF NORTHEAST QUARTER, RUN SOUTH
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TO THE WEST LINE OF SAID NORTHEAST
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POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5EAST, IN BALDWIN COUNTY, ALABAMA;
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE
LAWS OF THE STATE OF ARIZONA, AND
MRS. S. L. BEAN, MRS. S. LEBEAN,
SOPHRONIE LABEAN, EVA D. CLARD, HENRY
C. PARSONS, MARGARET LABDELL, BESSIE
M. PACE, ANNA MULLIGAN, NELLIE
MULLIGAN, HANNAH MULLIGAN AND REESE
S. MCGILL, AND THE UNKNOWN HEIRS
DEVISEES, PERSONAL REPRESENTATIVES,
ALIENEES AND ASSIGNS OF THE SAID
NAMED INDIVIDUALS AND EACH OF THEM,
AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATION, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM,
LIEN OR ENCUMBRANCE ON SAID LANDS
OR ANY PART THEREOF.

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

To the Chicago Gulf Beach Company, a corporation, its
successors and assigns, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie
Labean, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie
M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and
Reese S. McGill, and the unknown heirs, devisees, personal
representatives, alienees and assigns of the said named individuals

and each of them, and any and all persons, firms, associations, corporations, claiming any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: The Southwest quarter of the Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the First addition to Chicago Gulf Beach and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of Northeast quarter of Northeast quarter, run south 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G, & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama;

Notice is hereby given that the complainant in the above styled cause has this day made application for the oral examination of Amos Garrett, witness for the complainant in the above styled cause and has suggested Madeline S. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witness.

Witness this the 12 day of May, 1951.

W. B. Beale
Solicitor for complainant

W. J. Weaver
Register.

Anna Barrett
Complainant

vs.

Chicago Gulf Beach
Co. et al

Notice of request
for oral examination

Filed: May 1, 1951

Wm. H. H. H.
Register

AMOS GARRETT,

COMPLAINANT

VS

THE SOUTHWEST QUARTER OF THE
NORTHEAST QUARTER AND ALL THAT
PORTION OF THE NORTHWEST QUAR-
TER OF SOUTHEAST QUARTER LYING
NORTH OF COTTON BAYOU WHICH SAID
LANDS EMBRACE BLOCKS 1 AND 2 OF
THE FIRST ADDITION TO CHICAGO
GULF BEACH AND ALSO ALL THOSE
LANDS LYING IN THE NORTHEAST QUAR-
TER OF NORTHEAST QUARTER DESCRIBED
AS FOLLOWS: COMMENCING AT THE
NORTHEAST CORNER OF NORTHEAST QUAR-
TER OF NORTHEAST QUARTER, RUN SOUTH
625 FEET, THENCE WEST 680 FEET,
THENCE SOUTH 25 FEET, THENCE WEST
TO THE WEST LINE OF SAID NORTHEAST
QUARTER OF NORTHEAST QUARTER, THENCE
NORTH ALONG THE WEST LINE THEREOF TO
THE NORTHWEST CORNER THEREOF, THENCE
EAST ALONG THE NORTH LINE TO THE
POINT OF BEGINNING, THE SAID LANDS
EMBRACE BLOCKS E, F, G & H OF THE
2ND ADDITION TO CHICAGO GULF BEACH,
SECTION 9, TOWNSHIP 9 SOUTH, RANGE
5 EAST, IN BALDWIN COUNTY, ALABAMA:
AND THE CHICAGO GULF BEACH COMPANY,
A CORPORATION ORGANIZED UNDER THE LAWS
OF THE STATE OF ARIZONA, AND MRS.
S. L. BEAN, MRS. S. LEBEAN, SOPHRONIE
LABEAN, EVA D. CLARK, HENRY C. PARSONS,
MARGARET LABDELL, BESSIE M. PAGE, ANNA
MULLIGAN, NELLIE MULLIGAN, HANNAH
MULLIGAN AND REESE S. MCGILL, AND THE
UNKNOWN HEIRS, DEVISEES, PERSONAL REP-
RESENTATIVES, ALIENEES AND ASSIGNS OF
THE SAID NAMED INDIVIDUALS AND EACH OF
THEM, AND ANY AND ALL PERSONS, FIRMS,
ASSOCIATIONS, CORPORATIONS, CLAIMING
ANY TITLE TO, INTEREST IN, CLAIM, LIEN
OR ENCUMBRANCE ON SAID LANDS OR ANY
PART THEREOF.

DEFENDANTS.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

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, commissioner, heretofore named by this Honorable Court
on the 8th day of May, 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 4 day of May, 1951.


Solicitor for complainant

Amos Garrett
Complainant

vs

Chicago Gulf Beach Company,
et al.
Defendants

Notice of time and place of
taking testimony

FILED
MAY 4 1951
ALICE J. DUCK, Register

March 12, 1951

Mrs. G. H. Page
1626 E. 84th St.
Chicago, Ill.

Dear Madam:

This will acknowledge receipt of your letter dated March 7, 1951, and in reply I would advise you to write Dr. Garrett, Robertsdale, Ala. who is the Complainant in this suit and a fine gentleman that will be fair in his advise. If you wish to write his attorney, W. C. Beebe, Bay Minette, Alabama, he will give you any information you desire of if you wish to contest the suit, you should contact your attorney who will file the necessary papers for you.

Very truly yours,

Clerk, Circuit Court.

AJD:et

COPY

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,

BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 2614

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Chicago Gulf Beach Co., et al and

Certain Lands

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 Chicago Gulf
Beach Co., et al and Certain Lands, Defendant

by Amos Garrett

Plaintiff.....

Witness my hand this 28th day of February 19 51

Wesley J. Lusk, Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

AMOS GARRETT

Plaintiffs

vs.

CHICAGO GULF BEACH CO. et al

and Certain Lands

Defendants

SUMMONS and COMPLAINT

Filed February 28, 1951

....., Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

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

....., Sheriff

I have executed this summons

this , 19.....

by leaving a copy with

..... Sheriff

..... Deputy Sheriff

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

AMOS GARRETT

Complainant

VS.

CHICAGO GULF BEACH CO. et al

Respondent

I, Madeline S. Bryarsas ~~Register~~ and Commissionerhave called and caused to come before me Amos Garrett

witness named in the Requirement for Oral Examination, on the 2 day of May
1945, at the office of W. C. Beebe
 in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Amos Garrett
doth depose and say as follows:

My name is Amos Garrett. I am complainant in that certain cause pending in the Circuit Court of Baldwin County in Equity quieting title to the Southwest quarter of the Northeast quarter and all that portion of the Northwest quarter of Southeast quarter lying North of Cotton Bayou which said lands embrace blocks 1 and 2 of the First Addition to Chicago Gulf Beach and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of Northeast quarter of Northeast quarter, run South 625 feet, thence West 680 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereof to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace blocks E, F, G & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East in Baldwin County, Alabama. I am over the age of 21 years and a resident of Baldwin County, Alabama. I am the owner of the said property and am in the actual possession of the same property. I bought the same from Thekla Elizabeth McPhaul on the 25th day of September, 1944 and immediately went into possession of the same and have been in the continuous possession of the same since my purchase. The title to the said property stands on the records in Baldwin County, the county in which the same is situated, in my name. At the time of my purchase Thekla Elizabeth McPhaul was in possession of the said property. Thekla Elizabeth McPhaul acquired the same under the will of Henry B. Hamm in 1915, who acquired the same from Sanfried H. Harnstrom April 3, 1912, the said Thekla Elizabeth McPhaul also acquired a tax title to the said property on December 19, 1919, and the said Thekla Elizabeth McPhaul was in possession of the said property and each and every parcel and part thereof from the date of her purchase December 19, 1919, continuously down to the date of her sale to me. She claimed to own the same and annually assessed and paid taxes on the same. I have been in continuous possession since the date of my purchase, claiming to own the same. During the whole of the time I have been in possession of the same and for more than ten years next preceeding the date of my purchase no person other than I and the said Thekla Elizabeth McPhaul have been in possession of the said lands or any part or parcel thereof, or in possession of any of the lots or lands described in the bill of complaint as being embraced in Block 1 and 2 of the first addition to Chicago Gulf Beach and Blocks E, F, G & H of the second addition to Chicago Gulf Beach.

The defendants, the Chicago Gulf Beach Company, a corporation, organized under the laws of the State of Alabama, Mrs. S. L. Bean, Mrs. S. LeBean, Sophronie Labeau, Eva D. Clark, Henry C. Parsons, Margaret Labdell, Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan and Reese S. McGill claim or are reputed to claim some right, title or interest in the said lands, and I have made diligent search and inquiry to ascertain their places of residence

ORAL EXAMINATION.

I, Madeline S. Bryars, 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 _____ and read over to him and he signed the same in the presence of myself and W. C. Beebe _____ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the 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 8th day of May, 1941

(L. S.)

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Complainant

VS.

Respondent

I,

as Register and Commissioner

have called and caused to come before me

witness named in the Requirement for Oral Examination, on the ____ day of ____

194____, at the office of

in _____, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said

doth depose and say as follows:

page 2- oral examination of Amos Garrett and whether or not they are living. The Chicago Gulf Beach Company has no place of business in this State and your complainant has been unable to ascertain its place of business. The ages and places of residence of the said named defendants are unknown to me. I have made diligent search and inquiry to ascertain the ages and places of residence of the named defendants, and whether or not they are living and have been unable to ascertain the same and have been also unable to ascertain the names, ages and place of residence of their heirs, if any, but I am informed and believe that they are over the age of twenty-one years and non-residents of the State of Alabama. In my search to ascertain the ages and place of residence and their heirs, if dead, I have searched the records of Baldwin County, or caused the same to be searched, and made inquiry of persons living in close proximity to the said lands. None of the said named defendants or any person or persons have had any possession of the said property or any portion or parcel thereof for more than ten years next preceding the filing of the bill of complaint in this cause.

Amos Garrett

ORAL EXAMINATION.

I, Madeline S. Bryars, 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 _____ and read over to him and he signed the same in the presence of myself and W. C. Peebe _____ at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the 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 8th day of May, 1941

Madeline S. Bryars (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Amos Garrett

vs. Complainant

*Chicago Gulf Beach
Company, et al*

Respondent.

Oral Deposition

Filed *May 11*, 19*51*

W. C. Luck, Register.

Recorded in

Record

Vol. _____ Page _____

, Register.

claiming to own the same; that upon the conveyance to him, Henry B. Hamm went into possession of said lands claiming to own the same and remained in possession until his death in 1915; that upon his death Thelie Elizabeth Hamm went into possession of said lands claiming to own the same and remained in continuous possession thereof until she sold the same as provided to this complainant who immediately upon the purchase of the same in 1916 went into possession of said lands claiming to own the same and has remained in continuous possession thereof and of each parcel appraised, including the date of the time of said sale; that complainant further alleges that in violation of the title as aforesaid Thelie Elizabeth Hamm conveyed the aforesaid property by tax deed from the State of Alabama dated 31st day of December, 1919, recorded in Deed Book 23 NS, page 117, that she claimed said land under the aforesaid tax deed and was in the continuous adverse possession of said lands and each parcel thereof from the date of said tax deed to the date of her conveyance to complainant, that she annually assessed and paid taxes thereon each year from the date viz, December 20, 1915; that the title to said lands and each parcel thereof remains 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 been in possession of said lands or assessed or paid taxes

age of twenty-one years and whose address is 634 - 35th Avenue, St. Petersburg, Florida; that Anna Mulligan, Nellie Mull-

John and Hannah Bulligan are each over the age of twenty-one years and whose postoffice address is 3337 Monroe Street, Chicago, 25, Illinois; that Messrs. McGill is over the age of twenty-one years and a resident of Perdido, Alabama, in Baldwin County, that Mrs. S. L. Bean, Mrs. S. Leaban, Sophronie Leaban, Eva D. Clark, Henry C. Parsons and Margaret Laddell, if living, are over the age of twenty-one years and are non-residents of the state of Alabama, that places of residence being unknown to complainant, Chicago Gulf Beach Company, a corporation, whose place of business is unknown to complainant, claim or are related to claim some title to interest in, lien or encumbrance upon the said land or some portion thereof;

Complainant further alleges that he and those through whom he claims have for more than ten years next preceding the filing of said bill of complaint been in the actual 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 part thereof or assessed or paid taxes on said lands or any part thereon and that the bill of complaint is filed for the purpose of establishing his title to and interest in said lands and clearing up doubts and questions concerning the same.

And it appearing from said bill of complaint the same being duly verified that the names, ages and places of residences and post office addresses of the said defendants are unknown and cannot be ascertained upon diligent inquiry, and proof being made that diligent inquiry was made and the names, ages and places of

residence and post office address cannot be ascertained.

And all orders having been made, and entered into notice of the residency of said suitors being publication once a week for four consecutive weeks, in a newspaper published in Day Minette, in Baldwin County, Alabama.

It is therefore ordered, that said Bessie M. Page, Anna Mulligan, Nellie Mulligan, Hannah Mulligan, Mrs. S. T. Bean, Mrs. S. M. Bean, Sophronie Mabean, Eva M. Clark, Henry C. Parsons, and Margaret Campbell, they be living, and they be dead, their unknown heirs, devisees, personal representatives, executors and administrators, and Chicago Gulf Beach Company, and whoever its executors and assigns, and executors and all other persons, firms, corporations or associations claiming any title or interest in the claim, tenor or encumbrance upon the Southwest quarter of Northeast quarter and a third portion

the Northwest quarter of Southeast quarter, lying North of Cotton Bayou, which said lands embrace blocks 1 and 2 of the first addition to Chicago Gulf Beach, and also all those lands lying in the Northeast quarter of Northeast quarter described as follows: Commencing at the Northeast corner of the Northeast quarter of Northeast quarter, run South 625 feet, thence West 660 feet, thence South 25 feet, thence West to the West line of said Northeast quarter of Northeast quarter, thence North along the West line thereto to the Northwest corner thereof, thence East along the North line to the point of beginning, the said lands embrace Blocks E, F, G, & H of the 2nd addition to Chicago Gulf Beach, Section 9, Township 9 South, Range 5 East, in Baldwin County, Alabama, appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely the 30th day of April, 1951, at which time the said cause shall stand at issue.

Witness my hand this 28th day of February, 1951.

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

6-4c

FIDAVT OF PUBLICATION

Gannett v. O.W. Pender

newspaper for 4 consecutive weeks in the following issues:

born before the undersigned this 24 day of Mar, 1965

A black and white photograph of a vintage car, possibly a Ford Model A, parked on a sandy beach. The car is positioned on the left side of the frame. In the background, several sailboats are visible on the water, with their sails partially deployed. The scene is captured in a slightly grainy, historical style.

Baldwin County
BAY MINETTE, ALA.

For Delivery Only to Person
To Whom Addressed

Return Receipt Requested

Post Office Clerk

County

ALA.

3 CENTS 3

3 CENTS 3

25 CENTS 25

RETURNED TO WRITER

Nellie Mulligan
3337 Monroe Street
Chicago, 24, Illinois

Deliver to Addressee Only

REGISTERED

NO. 860

RETURN RECEIPT REQUIRED

MAR 10 1951

OR ANY PART THERE
IN THE CIRCUIT CO
COUNTY, ALABAMA.
Notice is hereby giv
Gulf Beach Company,
Mrs. S. L. Bean, Mrs. S.
Lebean, Eva D. Clark,
Margaret Laddell, Bess
Mulligan, Nellie Mullig
gan and Reese S. Mc
if dead to their unknow
personal representatives
and assigns, and
firms, or corporations
claiming any title to, o
lien or encumbrance t
to with: Southwest qu
quarter and all that p
west quarter of Sout
North of Cotton Bayou
embraces Blocks 1 and
Arlotte, Chicago Gulf B
those lands lying in th
of Northeast quarter o
Commencing at the N
the Northeast quarter o
run South 825 feet, the
thence South 25 feet, t
West line of said Nor
Northeast quarter, then
West line thereof to th
hereof, thence East and
to the point of beginni
embraces Blocks 1, 2, C
addition to Chicago Gul
Township 9 South, Rang
win County, Alabama.
That Amos Garrett ha
complaint on the 28th o
1951 in this Court or
claiming to be in the
possession, owning, an
that certain parcel of
being situated in the C
State of Alabama, des
Southwest quarter
ter and all that por
west quarter of Sou
ing North of Cotton
lands embrace bloc
first addition to Ch
and also all those
Northeast quarter of
described as follow
the Northeast corner
quarter of Northeast
625 feet, thence We
South 25 feet, thence
line of said Nobeas
east quarter, thence
Westline thereof to
ner thereof, thence
North line to the p
the said lands onk
C. & H. of the 2nd a
Gulf Beach, Section
South, Range 5 East
ty, Alabama.
Complainant alleges
plaint that the title a
stands on the records o
of Baldwin County, Ala
Garrett's name that he
the said land as follow
McPhaul, of non comp
through, and by her
formity with a decree
Circuit Court of Baldwin
on September 25, 1944
in the office of the Ju
Baldwin County in D
pages 238-9, who acqui
B. Hamm, who died i
and testament, admit
Baldwin County, Alaba
1915, in which said v
same to his widow,
Hamm, who subsequen
McPhaul, that Henry
title from Sanford H.
then in possession, or
dated April 24, 1912, at
Probate Office in Deed
L. who acquired title
States Trustee Compa
who acquired title by
from the grantors of th
that of the line of th
Sanford H. Hornstrom
he was in possession

blooms, dogwood and wild
suckle. The place car-
aescops "himself" and t
cards for the four course
were decorated with an
toasts given by the nine
were fables. The Bless
given by Rev. L. B. G.
Murray Bryant was to
Mr. W. F. Raspberry w
Serving girls were from
enth grade. Their sk
trimmed with animals. D
four courses three mov
shown including a violin
ist and a cartoon, a
Lamp.

The seniors are Charl
Walter Emanuel, Coker
art, Betty Bryant, Jesse
Vernie Stewart, Cathari
K. C. Philips, Joe Helton
Stewart, Bobby Pannon
Thompson, Frank Stant
ley Stewart, Joyce T
Dolphus Paul, Julia Fay
and Florence Jaye. Ben
was by Rev. Mr. Athol C

An added pleasure
graduates was the birthd
at the Country Club on
night given in honor
Faye Bryant by her pare
and Mrs. Murray Bryan

On Tuesday night, Mar
Dandy McInnis celebra
10th, birthday at home
mother as hostess to some
class-mates, Bernie and
assisting.

Mrs. John Murphy, 1
and twins, John and Alb
Mrs. Lulu Kilpatrick of
attended the graduation
nephew, Charles Kilpa
Auburn last Friday. Th
guests at the President's

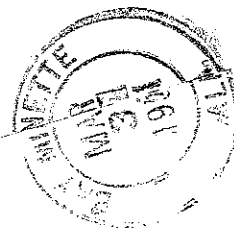
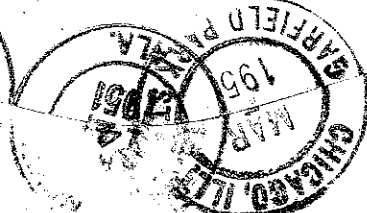
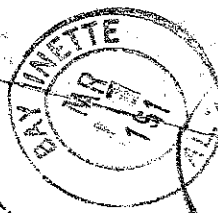
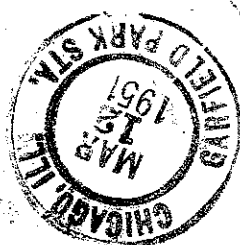
Miss Imogene "Mina"
Mt. Pleasant is convalesc
being ill with pneumonia
turned home with her
Mr. and Mrs. Chester N
Saturday for a visit.

Mr. and Mrs. George
and sons of Greenville s
week end with his mo
Mr. Eiland. They mo
Bellingrath Gardens Fr
ternoon.

Catherine Earle of I
was given a graduation
her parents, Mr. and Mrs
Earle, recently at the
Club.

Mrs. G. W. Garner is
her granddaughter, Mr

A black and white sketch of a coastal scene. In the foreground, a vintage car is parked on a road, with a person standing nearby. In the background, sailboats are visible on the water.



PROBATE JUDGE

No. 4014

Bay Minette, Ala., 6-7, 1957

Received of.

[illegible]

FOR RECORD

TOTAL \$

35782 MARSHALL & BRUCE-NASHVILLE

Judge of Probate.

Form 3811
Rev. 1-4-40

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1

(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Form 3811
Rev. 1-4-40

~~RETURN RECEIPT~~

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Deliver to Addressee Only

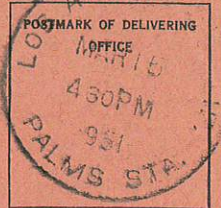
(Signature or name of addressee)

2

(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



Alice J. Lench
Return to _____
(NAME OF SENDER)

Street and Number,
or Post Office Box, }

REGISTERED ARTICLE

No. _____

INSURED PARCEL

No. _____

Post Office

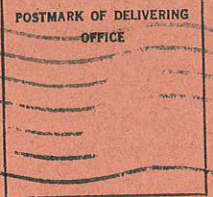
Bay Minette, Ala.

State

16-12421

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300
(GPO)



Alice J. Lench
Return to _____
(NAME OF SENDER)

Street and Number,
or Post Office Box, }

REGISTERED ARTICLE

No. _____

INSURED PARCEL


No. _____

Post Office

Bay Minette, Ala.

State

16-12421

A circular purple ink postmark from Bay Minette, Alabama. The text "BAY MINETTE" is curved along the top inner edge, and "ALABAMA" is curved along the bottom inner edge. In the center, the date "MAR 31 1951" is stamped vertically. Below the date, the word "POSTMARK" is printed in a simple, bold, sans-serif font.A circular purple ink postmark from Bay Minette, Alabama. The text "BAY MINETTE" is curved along the top inner edge, and "ALA." is curved along the bottom inner edge. In the center, the date "MAR 3 1951" is stamped, with "MAR" at the top, "3" in the middle, and "1951" at the bottom. The word "POSTMARK" is printed in black capital letters over the center of the circular stamp.[illegible]

76 CHICAGO
MAR 11
3 AM
1951
ILL.

1626 E - 8th Street,
Chicago 17, Ill.
Mar. 7, 1951.

Dear Sir:

I am writing for my mother
Mrs. Geo. H. Page who received
today summons & complaint
2614 in which Mr. Amos
Garrett claims to have paid
the taxes on said land for
the past 10 years.

My mother Mrs. G. H. Page
has paid taxes on lots # 8-9-10
Block # 1 at Chicago Gulf
Beach ^{since} ~~since~~ 1909 or in other
words 40 years.

As my mother has her

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300

78 CHICAGO
MAR 11
3 AM
1951
ILL.

POSTMARK OF DELIVERING OFFICE

Return to Oliver J. Smith
(NAME OF SENDER)

Street and Number,
or Post Office Box, }

REGISTERED ARTICLE
No. 859

Post Office Bay Minette, Ala

INSURED PARCEL

No. _____ 16-12421 State _____

advise my mother what
steps she can take to show
the court she has paid
the taxes for the past 40
years.

The requested letter
was dated Minette Mar. 3
just arrived today Mar 8
as it was sent to St.
Petersburg Fla.

Thanking you for any
information you may
give my mother - Mrs G. H.
Page I remain,
Very truly yours
C. Patterson