J. C. WRICHT,

COMPLAISANT,

VS

LOTS 15, 16, 17, 18, 31, 32, 33, 32, 61, 62, 63, and 64 OF HAVARD'S ADD-IDITION TO THE TOWN OF PARDIDO, as recorded in the Probate Office of Baldwin County, Alabama, In Map Book Mo. 1, on Page 5, except a strip twenty (20) feet wide along the South Time of Lots 61, 62, 63 and 64 HENNY HAVARD, LRS. GRORGIA HAVARD, JOHN PARRISH, MRS. GEORGIA PARRISH, and PERDIDO GROCERY OCHPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal represenatatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

RESPONDENTS.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALALANA

IN BUUITY

This cause coming on to be heard was submitted for final decree upon the pleadings, decree pro confesso and proof as noted by the Register, and it appearing to the satisfaction of the court that the Complainant is the owner in fee simple of, is now and was at the time of the filing of the bill of complaint in this cause, in the actual and peaceable possession of the said land, and each and every part and parcel thereof; that the Respondents, Herry Havard, Mrs. Georgia Havard, John Farrish, Mrs. Georgia Farrish, and Perdido Grocery Company, if living are non-residents of the State of Alacama, and over twenty-one years of age, and that if dead their heirs, devisees, grantees, personal representatives and assigns are non-residents of the State of Alabama and over twenty-one years of age; that service was perfected upon the Respondents hersin by publication in The Fairhope Courier, ane spaper published at Fairhope, in Baldwin County, "labama, for four consecutive weeks commencing on the 29th day of October, 1953; that service was also perfected by publication in the Fairhope Courier, a newspaper published at Fairhope, in Baldwin County, Alabama, for four consecutive weeks commencing on the 29th day of October, 1953, against the unknown heirs, devisees, grantees, personal representatives and assigns of Henry Havard, Mrs. Georgia Havard, John Farrish, Mrs. Georgia Parrish and Perdido Grocery Company and against Larry W. Dunbar, Mrs. Outherine Lepo, Pete Lepo, Rebecca Hinote, R. E. Hinote, Mrs. Geneva L. Phillips, Joseph W. Flynn, Ella Mae Flynn, Mathilda Dyess, Cacil Isiah Dyess, Ars. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Bennett, Everett Aarion Bennett, Daisy

Bell Waldrop, William Menny Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Esley R. Dunbar, Mabel Dunbar, William R. Harmon, M s. Alice G. Harmon, D. M. Courtney, Raymond Richard Hinote, Svelyn D. Hinote, Eurton Julious Dunbar, Alma Mae Dunbar, Ira Hincle, Alodia Inez Hincte, Aleanor E. Forehand, William L. Forehand, Myrtle Golletts, Alice Kern, Silda Levins, arthur Levins, Annie Merchant, Ellis W. Morchant, as heir, devise s, personal representatives and assigns of Henry Havard, Ars. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Gredery Company, and any and all other persons, firs or corporations claiming any right, title to, interest in, lien or encumbrance upon the said land, or any part or parcel t areof; that notice of the pendency of said suit was given by the filing of a lis pendens notice in the Orlice of the Probate Judge of Baldwin County, Alecana, and by posting at the court house door in Eay Minette, Alabama; that the Respondents and each of them, having failed to appear and plead, answer or denur to the bill of complaint, as required by law, a decree pro confesso wis entered against them and each of them; That Wilson Hayes, a practicing attorney at law, in Bay Minette, Baldwin County, Alabama, was appointed as Guardian ad litem to represent the Respondents whose names wene unknown, and duly filed his appearance agreeing to act as Guardian ad Liter, and filed answer denying all the material allegations of the Complaint, and appeared and cross examined the witnesses for the Complainant; that the title of the Complainant has been duly and legally established by legal and competent evidence, the court is of the opinion that the Complainant is entitled to the relief prayed for.

Sec. 1

IT IS THEREFORE, ORDERED, ADUDGED AND DEDREED, by the court, that the Respondents, Henry Havard, Ars. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grocery Company and Larry W. Dunbar, Ars. Catherine Lepo Pete Lepo, Rebecta Hinote, R. E. Hinote, Mrs. Geneva L. Phillips, Joseph W. Elynn, Ella Hae Flynn, Mathilda Drees, Coolil Islah Drees, Mrs. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Gennett, Everett Marion Bennett, Daisy Pell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Wesley R. Dunbar, Mathel Dunbar, William R. Harmon, Mrs. Alice G. Harmon, D. M. Courtney, Raymond Richard Hinote, Evelyn D. Hinote, Burton Julicus Dunbar, Alma Mae Dunbar, Jra Hinote, Elodia Inez Hinote, Eleanor M. Forehand, William L. Forehand, Myrtle Golletts, Alice Kern, Silda Levins, Arthur Levins, Annie Merchant, Ellis W. Merchant, and the unknown heirs, devisees, grantees, personal representatives and assigns of Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Ferdido Grocery Company, and also any and all persons, firms or comporations claiming any right, title to, interest in, lien or enounbrances upon the slid land, or any part or parcel thereof, have no right, estate, claim, interest in or encumbrance upon the following described lands or any part or parcel thereof in Bldwin County, Alabama, to-wit:

2. C -

Lots 15, 16, 17, 31, 32, 33, 31, and 20 feet on the West side of Lot 61 and all of Lot 62 except 20 feet on the West side of said lot, 63 and 64 of Havard's addition to the Town of Perdido, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the full

fee simple title to the said land in Baldwin County, Alabama, to-wit:

Lots 15, 16, 17, 31, 32, 33, 34, and 20 feet on the West side of Lot 61, and all of Lot 62 except 20 feet on the West side of said lot, 63 and 64 of Havard's addition to the Town of Perdido, as recorded in the Probate Office Of Baldwin County, Alabama, in Map Book No. 1, on Fage 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64.

is vested absolutely in the Complainant, J. C. Wright.

IT IS FURTHER CROERED, ADJUDGED AND DECREED, by the court, that a certified copy of this decree be recorded in the office of the Probate Gudge of Baldwin County, Alabama, in the direct index in the names of Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Ferdido Grocery Company, and in the indirectindex in the name of J. C. Wright.

IN IS FURTHER CREMEND, ADJUEDED AND LEGREED, BY THE COURT, that the Register shall within thirty days from the rendition of this decree filed a certified copy hereof in the office of the Judge of Probate of Baldwin County, Alabama, and that the costs thereof be taxed in the costs of this cause.

IT IS FURTHER CRDERED that the Complainant pay the costs of this cause for which execution may issue.

Dated at Bay Minette, "Lubama, Buldwin County, this the $\frac{2}{2}$ day of in, 1951.

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J. C. WRIGHT, COMPLAINANT, ٧S LOTS 15, 16, 17, 18, 31, 32, 33, 34 61, 62, 63 and 64 OF HAVARD'S ADDI-TION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, In Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 ad 64 HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PARRISH, MRS, GEORGIA PARRISH and PERDIDO GROCERY COMPANY; if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms or corporations claiming any interest in or title to the above described Lands, RESPONDENTS. FINAL DECREE APR 2 1954 ALER L DELL, Deficient C. LeNoir Thompson Attorney At Law Bay Minette, Alabana Recorded in Probate]

J. C. WRIGHT,

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Complainant,

VS.

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 OF HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Ealdwin County, Alabama, In Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PARRISH, MRS. GEORGIA PARRISH, and PERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendants.

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Comes your complainant, J. C. Wright, and brings this his bill of complaint against the following described real property situated in Baldwin County, Alabama, to-wit:

> Lots 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 of Havard's Addition to the Town of Perdido, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63.

The complainant further brings his complaint against any and all persons, firms or corporations claiming any title to, interest in, or lien or encumbrance upon the above described land or any part thereof or any interest therein, and especially brings his bill of complaint against Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grocery Company, and any and all persons, firms or corporations claiming any interest in the above described land, and complainant respectfully shows unto your Honor as follows:

FIRST:

That he is in the actual, peaceable, adverse possession of the above described lands, claiming to own the same in fee simple and using the same in every way that it is susceptible to use.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN EQUITY

SECOND:

That no suit is pending to test the complainant's title to, interest in or right of possession of said land.

THIRD:

Complainant further shows unto your Honor that he claims the entire fee simple title in and to said land, having acquired the same as follows by quitclaim deed from the known heirs of John Parrish, deceased: Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by deed from Mahala P. Cooper, as heir at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 195; Lots 15, 16, 31, 34, 61, and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Larry W. Dunbar, Mrs. Catherine Lepo and Pete Lepo, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 202; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Rebecca Hinote and husband, R. E. Hinote, as heirs at law of John Parrish, deceased, dated September 29, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 201; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Geneva L. Phillips, Joseph W. Flynn and Ella Mae Flynn, as heirs at law of John Parrish, deceased, dated August 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 200; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mathilda Dyess and husband, Cecil Isiah Dyess, as heirs at law of John Parrish, deceased, dated October 2, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 199; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Bonnett, Everett Marion Bonnett, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 189; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Daisy Bell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Wesley R. Dunbar

and Mabel Dunbar, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 190; Lots 15, 17, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from William R. Harmon and Mrs. Alice C. Harmon, dated August ____, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book ____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from D. M. Courtney, as heir at law of John Parrish, deceased, dated September 26, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190; page 192; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Raymond Richard Hinote and Evelyn D. Hinote, Burton Julious Dunbar and Alma Mae Dunbar, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book ____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Ira Hinote and Elcdia Inez Hinote, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 194; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Eleanor M. Forehand, William L. Forehand and Myrtle Gollotte, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 196; Lots 15, 16, 31, 34, 61, and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Alice Kern, Hilda Levins, Arthur Levins, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 197; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Annie Merchant and husband, Ellis W. Merchant, as heirs at law of John Parrish, deceased, dated October 1, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 198. Complainant therefore shows unto your Honor that all the said property described herein, covering all of said heirs' interest in the property of John Parrish, deceased, stands in his name on the records of the office of the Judge of Probate of Baldwin County, Alabama.

Complainant further shows unto your Honor that he has made a diligent inquiry in the neighborhood of said lands as to the prior ownership of same and possession of same, the whereabouts of any and all persons who are or may be interested in the same or who claim any interest therein; that your Complainant in this investigation and inquiry has had an abstract of title to said real estate made from the records of Baldwin County, Alabama; that Complainant used diligence in trying to ascertain the names and residences and post office addresses of the defendants named herein and that he has been unable to do so.

FIFTH

That each of the said persons from whom complainant purchased the said lands were in possession of the same as heirs of John Parrish, deceased, claiming to own the same at the time of the purchase aforesaid; and that your complainant, immediately upon the purchase of the said lands, went into possession of the same, claiming to own the same, and has continuously each year, commencing with the purchase of said lands, had the same under fence and cultivation, or otherwise visible control; and that all of said possession has been actual, peaceable, continuous and adverse for more than twenty (20) years next preceding the filing of this bill of complaint; and that for more than ten (10) years next preceding the filing of this bill of complaint said property has under the alleged chain of title been annually assessed and taxes paid thereon.

The Complainant calls upon the several persons hereinabove named as defendants or any one else interested to set forth or specify his, hers or its interest in, title to, or lien or encumbrance upon said land and how and by what instrument or otherwise the same is derived or created.

PRAYER FOR PROCESS

To the end, therefore, that equity may be had in the premises, Complainant prays that your Honor cause the usual writ of process to be issued to the following named defendants, viz:- Henry Havard, Georgia Havard, John Parrish, and Perdido Grocery Company, if they be living and if they be dead, their unknown heim, devisees or personal representatives of them and each of them and to any and all persons, firms or corporations claiming any interest in the above described land

FOURTH

in the usual form and according to the practices of this H norable Court, requiring them to plead, answer or demur to the same within the time required by law and the practices of this Honorable Court and that your Honor will cause Notice to be published of the proceedings instituted by the filing of this Bill of Complaint as required by the laws of the State of Alabama, authorizing the quieting of title by proceedings in rem; that your Honor will also order that notice be given of the filing of this Bill of Complaint to the aforesaid defendants, whose residences and post office addresses are unknown, by publication in some newspaper published in Baldwin County, Alabama, making them parties to this Bill of Complaint and requiring them to plead, answer or demur to the same within the time as required by law.

PRAYER FOR RELIEF

Complainant further prays that on hearing of this cause that your Honor will establish Complainant's right to title to said lands and will decree that the Complainant is the owner in fee simple of the land herein described and that no other person, firm or corporation has any title to, interest in, or lien or encumbrance upon said lands or any part thereof and expecially that Henry Havard Georgia Havard, John Parrish, and Perdido Grocery Company, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them and all other persons, firms or corporations claiming any interest in the above described land have no right, title or interest in or lien or encumbrance upon said lands, and that in said decree your Monor will cause a certified copy of the decree to be filed in the Probate Office of Baldwin County, Alabama, and to be recorded therein and that in said decree your Honor will direct in whose name it shall be indexed in the direct and indirect indexes of the records thereof in said Probate Court of Baldwin County, Alabama; and Complainant further prays for such other, further, different and general relief as in equity may seem just and meet as Complainant will every pray.

the Compalinant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, <u>Allert M Browtley</u>, a Notary Public, in and for said County in said State, personally appeared C. LeNoir Thompson, who upon

oath deposes and says that he is the agent of, and the attorney for the Complainant in the above styled cause and is therefore duly authorized to make this oath; that in the belief of the affiant, all of the defendants named in the foregoing Bill of Complainant are over the age of twenty-one years and all are non-residents of the State of Alabama, their places of residence and post office addresses being unknown to your affiant; that he has made a diligent inquiry to ascertain the same and has been unable to do so; that if any of the above named persons are dead, the names of their heirs, devisees or grantees are unknown and that all, other matters and facts stated in the foregoing Bill of Complaint are upon knowledge true; that he is informed as to the facts stated upon information and belief and verily believes and so states that the same are true.

Sworn to and subscribed before me, Notary Public, on this, the 26HK day of October, 1953.

Baldwin County,

Alabama.

10 3121 RECORDED J. C. WRIGHT, VS. LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 OF HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, In Map Look No. 1, on Page 5, except a strip twenty (20) feet wide x1 along the South line of Lots 61, 62 and 63; HENRY HAVARD, IRS. GECRGIA HAVARD, JCHN PARRISH, MRS. GEORGIA PARRISH, and PERDIDO DRCCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands, Defendants, COMPLAINT 001 26 1953 ALICE J. DUCK, Register From the Law Office of C. LeNoir Thompson Attorney at Law

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J. C. MRIGHT,

COMPLAINANT,

VS

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62, 63, and 64 OF HAVARD'S ADDI4 DITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Balawin County, Alabama, In Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64 HENRY HAVARD, MRS. GEORGIA HAVARD, JCHN PARRISH, MRS. GEORGIA TARKESH, and PERDIDO GROCERY CONPANY, if they be living and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms or corporations claiming any interest in or title to the acove described lands,

IN THE OIRCUIT COURT OF BALEWIN COUNTY, ALALAMA IN EQUITY

RISPONDENTS

MOTION FOR DECREE PRO CONFESSO ON PUELICATION

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Now comes the Complainant in the above styled cause and shows unto the Court that an order of publication was made on the 26th day of October, 1953, which was duly published in The Fairhope Courier, a newspaper published in Fairhope, Alabama, in its issues of Geteber 29th, November 5, November 12, and November 19th, 1953, and was directed to Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish, and Perdido Grocery Sompany and to Larry W. Dunbar, Mrs. Catherine Lepo, Pete Lepo, Rebecca Hinote, R. S. Hinote, Mrs. Geneva L. Phillips, Joseph W. Flynn, Ella Mae Flynn, Mathilda Dyess, Cecil Isiah Dyess, Mrs. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Bennett, Everett Marion Bennett, Daisy Bell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Esley R. Dunbar, Mabel Dunbar, William R. Harmon, Mrs. Alice G. Harmon, D. M. Courtney, Raymond Aichard Hinote, Evelyn D. Hinote, Burton Julicus Dunbar, Alma Mae ^Dunbar, Ira Hinote, Elodia lnez Hinote, Eleanor M. Forehand, William L. Forehand, Myrtle Golletts, Alice Kern, Silda Levins, Arthur Levins, "nnie Merchant, Ellis W. Merchant, the unknown heirs, devisees, personal representatives and assigns of them and each of them, and any other persons, firms or corporations claiming any title to, right, interest in, lien or encumbrances upon the following described land situated in Baldwin County, Alabama, to-wit:

> Lots 15, 16, 17, 31, 32, 33, 34, and 20 feet on the West side of Lot 61, and all of Lot 62 except 20 feet on the West side of said lot, 63 and 64 of Havard's Addition to the Town of Perdido, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64.

As Respondents, which required the slid Respondents to answer or demur to the bill of complaint within thirty days after the 29th day of November, 1953, which said respondents have to this day failed to do.

WHEREFORE, the Complainant moves the Court to grant a decree pro confesso against the said respondents.

against the said respondence. Dated this the <u>19</u> day of <u>March</u>, 1954.

v	n an		Solicitor for the	Complainant.
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J. C. WRIGHT,

RECORDED

COMPLATEANT,

VS

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62, 63, and 64 of HAVARD'S ADDI-TICK TO THE TOWN OF PERDLDO, as recorded in the Probate Office of Baldwin County, Alabawa, In Map Book No. 1., on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64, HENRY HAVAND, 123. GROEGIA HAVARD, JOHN PARLISH, MRS. GEORGIA PAR ISH, and BERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

RE POEDENTS.

Motion For Decree Pro Confesso On Publication

FILED MAR 19 1954 ALICE J. DUCK, Register

C. LeNoir Thompson · Attorney At Law Bay Minette, Alabama ·

The Fairhope Courier

ESTABLISHED 1894

E. B. GASTON ESTATE, PUBLISHERS

JOB PRINT

This is to certify that the attached legal notice appeared in the Fairhope Courier, a newspaper printed in the City of Fairhope, County, County of Baldwin, State of Alabama, on the dates of Oct. 29, Nov. 5, 12 and 19, 1953.

Editor

State of Alabama County of Baldwin

Sworn to and subscribed this 27th day

of November, A.D. 1953, before me.

Notary Public, Baldwin County

FAIRHOPE, ALABAMA On Mobile Bay Logal IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY J. C. WRIGHT, COMPLAINANT, VS. LOTS 15, 16, 17, 18, 31, 32, 33, 34 of 1, f2 and 33 of Havards addition Probate of Baldwin County, Ala-Probate Table Book 190, nage 201; 1962, in Deed Book 190, page 201; Taultan and the set forth, since purchasing title as set forth, supra, your complainant has assessed ed and paid taxes on the same, and that he is in the quiet, peaceable. open, notorious possession of said open, notorious possession or se-land, claiming to own the same ab-solutely and in fee simple. lever Arew unitoriphs remited uuy opers que reste all of the second of th free from trash and immorality for gave us a lovely beach, a matural part, naturally attracting young people of all ages. But is it kept enjoyed in maximum safety. God to a depth where swimming may be diving boards, rafts and wharves be kept in repair, That the wim-ming places he dug out and kept ming provident to the the the we lack the spirit to demand the decorated to encourage our yourd into more wholesome recreation of have swimming facilities but thing is possible) and attractively and the courage to demand that we lack the courage to demand the back of the b Peanntdritn '

匡团 13-1953 ALIGE I. BREK. Exclusion

THE FAIRHOPE COURIER E. B. GASTON ESTATE, PUBLISHER Telephone 5201 Printing Rates On A pplication FLEAS 1411 Mrs. alice & Juck Bay minetle la Œ -mar. 26 195 5 chatice : 1360 word 40 W. Wright Oal nov. 5-12-19 29

J. C. WRIGHT,

Complainant,

VS.

LCTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 OF HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PARRISH, MRS. GECRGIA PARRISH, and PERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendants.

It having been made to appear in the above styled cause from the affidavit of C. LeNoir Thompson, the solicitor of record for the complainant in said cause, that the defendants above named, or their heirs or devisees are non-residents of the State of Alabama, their residences and post office addresses being unknown to complainant,

NOTICE IS HEREBY GIVEN to Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grocery Company, if they be living, and if they be dead, their unknown heirs, devisees or personal representatives of them and each of them, and any and all persons, firms or corporations claiming any interest in or title to the above described lands, that on the <u>ALOM</u> day of Oct., 1953, J. C. Wright filed in the equity side of the Circuit Court of Baldwin County, Alabama, his bill of complaint against the following described lands in Baldwin County, Alabama, viz:

Lots 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 of Havard's Addition to the Town of Perdido, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63,

and against the defendants hereinabove named and all persons, firms, or corporations claiming any interest in, lien or encumbrance upon said land, and you are hereby notified to appear and plead, answer or demur within thirty (30) days of the $\underline{\mathcal{X}}_{0}^{(M)}$ day of Oct., 1953, or a decree pro confesso will be

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

BOOK

STATE OF ALABAMA, BALDWIN COUNTY Filed 10-28-53 1:30P.M Recorded Las Part back + page / --- page / 2- 2/ Judge of Probate

rendered against you; that said bill of complaint was and is filed for the purpose of quieting his title thereto and clearing up all doubts and disputes concerning the same; that title to said lands stands in the name of complainant on the records of the office of the Judge of Probate of Baldwin County, Alabama; that the complainant acquired title toLots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mahala P. Cooper, as heir at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 195; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Larry W. Dunbar, Mrs. Catherine Lepo and Pete Lepo, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 202; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Rebecca Hinote and husband, R. E. Hinote, as heirs at law of John Parrish, deceased, dated September 29, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 201; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Geneva L. Phillips, Joseph W. Flynn and Ella Mae Flynn, as heirs at law of John Parrish, deceased, dated August 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, pge 200; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mathilda Dyess and husband, Cecil Isiah Dyess, as heirs at law of John Parrish, deceased, dated October 2, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 199; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Bonnett, Everett Marion Bonnett, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 189; Lots 15, 16, 31, 35, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Daisy Bell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Wesley R. Dunbar and Mabel Dunbar, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in

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Deed Book 190, page 190; Lots 15, 17, 31, 35, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from William R. Harmon and Mrs. Alice O. Harmon, dated August ____, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book ____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from D. M. Courtney, as heir at hw of John Parrish, deceased, dated September 26, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 192; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Raymond Richard Hinote and Evelyn D. Hinote, Burton Julious Dunbar and Alma Mae Dunbar, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Ira Hinote and Elodia Inez Hinote, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 194; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Eleanor M. Forehand, William L. Forehand and Myrtle Gollotte, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 196; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Alice Kern, Arthur Levins and Hilda Levins, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 197; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Annie Merchant and husband, Ellis W. Merchant, as heirs at by of John Parrish, deceased, dated October 1, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 198. Complainant further alleges that taxes were paid by the widow of the deceased John Parrish until her death, and that since purchasing title as set forth, supra, your complainant has assessed and paid taxes on the same, and that he is in the quiet, peaceable, open, notorious possession of said land, claiming to own the same absolutely and in fee simple. WITNESS my hand this the 26th day of Oct., 1953.

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Registej Court of Baldwin County, Alabama

C. LeNOIR THOMPSON Solicitor for Complainant

10-26-53

J. C. WRIGHT, LS

vs.

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Complainant,

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 of HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PARRISH, 5? IRS. GEORGIA PARRISH, and PERDIDO 49 GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendants.

R-3.00 C. Le nampson Bm

OCT 26 1953 ALICE J. DOCK, Register

From the Law Office of C. LeNoir Thompson, Attorney at Law

J. C. WRICHT,

75.

Complainant,

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 OF HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, In Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. GEORDIA HAVARD, JOHN PARRISH, MRS. OEDROIA HARRISH, and PERDIDO ORCOMMY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendante.

TO THE HONORABLE H. H. HAIL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALADAMA, IN BUDITY:

Comes your complainant, J. C. Wright, and brings this his bill of complaint against the following described real property situated in Baldwin County, Alabama, to-wit:

> Lots 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 of Havard's Addition to the Yown of Perdido, as recorded in the Probate Office of Haldwin County, Alabama, in Wap Book No. 1, on page 5, except a strip twenty (20) feet wide along the South Line of Lots 61, 62 and 63.

The complainant further brings his complaint against any and all persons, firms or corporations claiming any title to, interest in, or lien or encombrance upon the above described land or any part thereof or any interest therein, and especially brings his bill of complaint against Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Farrish and Perdido Grocery Company, and any and all persons, firms or corporations claiming any interest in the above described land, and complainant respectfully shows unto your Honor as follows:

FIRET:

That he is in the actual, peaceable, adverse possession of the above described lands, claiming to own the same in fee simple and using the same in every way that it is susceptible to use.

IN THE CIRCUIT COURT

OF BALENIN COUNTY, ALABAMA

IN ROUIT

SECOND:

That no suit is pending to test the complainant's title to, interest in or right of possession of said land.

THIRD:

Complainant further shows unto your lioner that he claims the entire fee simple title in and to said land, having acquired the same as follows by quitclain deed from the known heirs of John Parrish, decessed: Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by deed from Mahala F. Cooper, as heir at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 195; Lots 15, 16, 31, 34, 61, and 64 of Mayard Addition to the Town of Ferdido, Alabama, by Beed from Larry W. Dunbar, Mrs. Catherine Lepo and Pete Lepo, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldrin County, Alabama, in Deed Book 190, page 202; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Torm of Perdido, Alabama, by Deed from Rebecca Hinote and husband, H. E. Hinote, as heirs at law of John Parrish, deceased, dated September 29, 1952, and of record in the office of the Judge of Protate of Haldmin County, Alabama, in Deed Book 190, page 201; Lets 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Geneva L. Phillips, Joseph W. Flynn and Ella Mae Flynn, as heirs at law of John Parrish, deceased, dated August 3, 1952, and of record in the office of the Judge of Probate of Beldwin County, Alabama, in Deed Book 190, page 200; Lots 15, 16, 31, 34, 21 and 64 of Havard Addition to the Torm of Perdido, Alabama, by Deed from Nathilda Byess and husband, Geoil Isiah Dyess, as heirs at law of John Parrish, deceased, dated October 2, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 199; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the form of Perdido, Alabama, by Deed from Mrs. Ann Marcella Dumbar, William H. Dumbar, Maxie Jane Boanett, Everett Marion Bonnett, as heirs at hw of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 189; Lobs 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Daisy Bell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Wesley R. Dunbar

and Mabel Dunbar, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Haldwin County, Alabama, in Doed Book 190, page 190; Lots 15, 17, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from William R. Harmon and Mrs. Alice C. Marmon, dated August ____, 1952, and of record in the office of the Judge of Probate of Baldwin Sounty, Alabama, in Deed Book ____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from D. M. Courtney, as heir at law of John Parrish, deceased, dated September 26, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190; page 192; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Raymond Richard Hinote and Evelyn D. Hinote, Burton Julious Dunbar and Alma Hae Dunbar, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the affice of the Judge of Probate of Baldwin County, Alabama, in Deed Book ____, page ____ | Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Ira Hinote and Blodia Inez Hinote, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabasa, in Deed Book 190, page 194; Lots 15, 16, 31, 34, 61 and 64 of Bavard Addition to the Town of Perdido, Alabama, by Deed from Eleanor M. Forehand, William L. Forehand and Myrtle Collette, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 196; Lots 15, 16, 31, 34, 61, and 64 of Havard Addition to the Town of Perdide, Alabama, by Beed from Alice Kern, Hilda Levins, Arthur Levins, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 197; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alatama, by Deed from Annie Merchant and husband, Ellis W. Merchant, as heirs at law of John Parrish, deceased, dated October 1, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 198. Complainant therefore shows unto your Honor that all the said property described herein, covering all of suid heirs f interest in the property of John Parrish, deceased, stands in his name on the records of the office of the Judge of Probabe of Baldwin County, Alabama.

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Fourth

Complainant further shows unto your Honor that he has made a diligent inquiry in the neighborhood of said lands as to the prior ownership of same and possession of same, the whereaboute of any and all persons whe are or may be interested in the same or who claim any interest therein; that your Complainant in this investigation and inquiry has had an abstract of title to said real estate made from the records of Maldwin County, Alabama; that Complainant used diligence in trying to ascertain the names and residences and post office addresses of the defendants maned herein and that he has been unable to do so.

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That each of the said persons from whom complainant purchased the said lands were in possession of the same as heirs of John Farrish, deceased, elaiming to can the same at the time of the purchase aforesaid; and that your complainant, immediately upon the purchase of the said lands, went into possession of the same, claiming to own the same, and has continuously each year, commenting with the purchase of said lands, had the same under fence and oultivation, or otherwise visible control; and that all of said possession has been actual, peaceable, continuous and adverse for more than twenty (20) years next preceding the filing of this bill of complaint; and that for more than ten (10) years next preceding the filing of this bill of complaint said property has under the alleged chain of title been annually assessed and taxes paid thereon.

The Complainant calls upon the several persons hereinabove named as defendants or any one else interested to set forth or specify his, here or its interest in, title to, or lien or encumbrance upon said land and how and by what instrument or otherwise the same is derived or created.

PRATER FOR PROCESS

To the end, therefore, that equity may be had in the premises, Complainant prays that your Monor cause the usual writ of process to be issued to the following named defendants, viz:- Menry Navard, Georgla Mavard, John Parrish, and Perdido Grocery Company, if they be living and if they be dead, their unknown heis, devisees or personal representatives of them and each of them and to any and all persons, firms or corporations claiming any interest in the above described land in the usual form and according to the practices of this H morable Court, requiring them to plead, answer or demur to the same within the time required by law and the practices of this Honorable Gourt and that your Honor will cause Notice to be published of the proceedings instituted by the filing of this Hill of Complaint as required by the laws of the State of Alabama, authorizing the quisting of title by proceedings in rem; that your Honor will also order that notice be given of the filing of this Hill of Complaint to the aforesaid defendants, whose residences and post office addresses are unknown, by publication in some newspaper published in Baldwin County, Alabama, making them partice to this Hill of Complaint and requiring them to plead, answer or demur to the same within the time as required by law.

PRAYER FOR RELIEF

Complainant further prays that on hearing of this cause that your Honor will establish Complainant's right to title to said lands and will decree that the Compleinant is the owner in fee simple of the land herein described and that no other person, firm or corporation has any title to, interest in, or lien or encumbrance upon said lands or any part thereof and expectally that Henry Havard Georgia Navard, John Parrish, and Perdide Grocery Company, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them and all other persons, firms or corporations claiming any interest in the above described land have no right, title or interest in or lien or energhrance upon said lands, and that in said decree your Monor will cause a certified copy of the decree to be filed in the Probate Office of Baldwin County, Alabama, and to be recorded therein and that in said decree your Honor will direct in whose name it shall be indexed in the direct and indirect indexes of the records thereof in said Probate Court of Baldwin County, Alabama; and Complainant further prays for such other, further, different and general relief as in equity may seem just and meet as Complainant will every pray.

Soliditor for the Compalinant

STATE OF ALABAMA

BALDWIN COUNTY Bafore me <u>Addluct M Buchatles</u>, a Notary Public, in and for said County in said State, personally appeared C. LeNeir Thompson, who upon cath deposes and says that he is the agent of, and the attorney for the Complainant in the above styled cause and is therefore duly authorized to make this eath; that in the belief of the affiant, all of the defendants named in the foregoing Bill of Completenant are over the age of twenty-one years and all are non-residents of the State of Alabama, their places of residence and post office addresses being unknown to your affiant; that he has made a diligent inquiry to assertain the same and has been unable to do so; that if any of the above named persons are dead, the names of their heirs, devisees or grantees are unknown and that all, other matters and facts stated in the foregoing Bill of Complaint are upon knowledge true; that he is informed as to the facts stated upon information and belief and verily believes and so states that the same are brue.

Sworn to and subscribed before me, a Notary Fublic, on this, the <u>210 15</u> day of October, 1953.

Notary Fublic, Baldwin County.

each deposes and says that he is the agent of, and the stierney for the Complainant in the above Styled cause and is ther fore dely arthorized to rake tole oath; that in the belief of the affiant, all of the desencants mared in the foregoing fill of Complained are over the age of treaty-one years and all are non-residents of the State of Alabara, their plages of residence and next induction addresses being unknown to your williant; thit he has rate a diligent induction the same and has been unable to do and the the state of the acove manually to acceptain the same and has been unable to do and the state rate a diligent inquiry to acceptain other same and has been unable to do and the state of the acove manuely are use field, the names of their being the last frances are unknown and the other sectors and factor the field of and the state of the acove manely areas where and factor stated in the for foregoing Bill of the acove manely and the sectors and factor stated in the for factor states are agent and and work that he informed as the the same are and related to and work the sector and the the factor acting Bill of the acove information and work the balance and actions the the the same are and the factor and work the state and the the factor action action are action and the and work the balance and states the theorem and the sector and work the balance and states the theorem and the sector and work the balance and states the theorem and the sector are acted to and work the sectors and states the theorem and the sectors are acted as the and work the balance and states the theorem and the sectors are acted and the acted to the sectors are the states are acted as the sectors are acted as the acted to be acted as the theorem and the sectors are acted as the acted to the sectors are the states are acted as the sectors are acted asectors are acted as the sectors are acted as the sectors are act

> Sworn to and subservibed ballers no. a Novers invite, on this, the direct CK days of Getober, 1953.

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J. C. WRIGHT,

COMPLAINANT,

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LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62, 63, and 64 OF HAVARD'S ADD-ITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, In Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64, HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PARRISH, MRS. GEORGIA PARRISH, and PERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or copporations claiming any interest in or title to the above described lands,

RESPONDENTS.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY

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DECREE PRO CONFESSO ON PUBLICATION

In this cause it appearing to the court that the order of publication heretofore made in this cause was published four consecutive weeks commencing on the 29th day of October, 1953, in The Fairhope Courier, a newspaper published in Fairhope, in Baldwin County, Alabama; that a copy of said order was posted at the Court House door in Baldwin County, Alabama, on the 29th day of October, 1953, and it now further appearing to the court that the said Larry W. Dunbar, Mrs. Catherine Lepo, Pete Lepo, Rebecca Hinote, R. E. Hinote, Mrs. Geneva L. Phillips, Joseph W. Flynn, Ella Mae Flynn, Mathilda Dyess, Cecil Isiah Dyess, Mrs. Ann Marcella Dunbar, William H. Dunbar, Maxie Jane Bennett, Everett Marion Bennett, Daisy Bell Waldrop, William Henry Parrish, S. V. Toller, Mrs. Mary Rebecca Toller, Wesley R. Dunbar, Mabel Dunbar, William R. Harmon, Mrs. Alice G. Harmon, D. M. Courtney, Raymond Richard Hinote, Evelyn D. Hinote, Burton Julious Dunbar, Alma Mae Dunbar, Ira Hinote, Elodia Inez Hinote, Eleanor M. Forehand, William L. Forehand, Myrtle Golletts, Alice Kern, Silda Levins, Arthur Levins, Annie Merchant, Ellis W. Merchant, the unknown heirs, devisees, grantees, personal representatives, and assigns of Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish, and Perdido Grocery Company, respondents have to date hereof failed to plead, answer or demur to this bill of complaint in this cause.

It is therefore on motion of the Complainant, ordered and decreed, by the court, that the said bill of complaint be and it is hereby, in all things, taken as confessed against the Respondents named in this cause.

Witness my hand this the 197 day of <u>Murch</u>, 1954.

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- 3127 -RECORDED J. C. MRIGHT, COLFLAINART, VSLOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62, 63, and 64 OF HAVARD'S ADD-ITION TO THE TOUM OF PENDIDO, as recorded in the Probate Office of Baldwin County, Alalama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62, 63 and 64, HERRY HAVARD, ERS. GEORDIA HAVARD, JOHN MARRISH, MRS. GROEGLA PARKISH, and PERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or perconal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands. RESPONDENTS. DACREE PRO CONFESSO ON PUBLICATION FILED MAR 19 1954 ALICE I. DBCK, Register C. LeNoir Thompson Attorney At Law Bay Minette, Alabara

J. C. WRIGHT,

Complainant,

75.

LOTE 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 GF HAVARD'S ADDITION TO THE TOWN OF PERDIDC, as recorded in the Probate Office of Baldwin County, Alabama, In Map Ecok No. 1, on Page 5, encept a strip twenty (20) feet wide along the South line of Lote 61, 62 and 63, HENRY HAVARD, MRS. GEORDIA HAVARD, JOHN PAREISH, MRS. GEORDIA HARRISH, and PERDIDO CHAUSEY CONFANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendante.

TO THE HONORABLE H. H. HALL, JUBOE OF THE CIRCULT COURT OF BALDNIE COUNTY, ALADAMA, IN EQUITY:

Comes your complainant, J. G. Wright, and brings this his bill of complaint against the following described real property situated in Baldwin County, Alabama, to-wit:

> Lets 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 of Havard's Addition to the Town of Pardido, as recorded in the Probate Office of Baldwin County, Alabama, in Hap Book No. 1, on page 5, except a strip twenty (20) fest wide along the South line of Lets 61, 62 and 63.

The complainant further brings his complaint against any and all persons, firms or corporations claiming any title to, interest in, or lien or encombrance upon the above described land or any part thereof or any interest therein, and especially brings his bill of complaint against Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grecery Geompany, and any and all persons, firms or corporations claiming any interest in the above described land, and complainant respectfully shows unto your Kenor as follows:

FIRST:

That he is in the actual, peaceable, adverse possession of the above described lands, claiming to cwn the same in fee simple and using the same in every way that it is susceptible to use.

IN THE SIRCUIT COURT

OF BALLWIN COURTY, ALABAMA

IN RAUITY

SECORD:

That no suit is pending to test the complement's title to, interest in or right of possession of said land.

THIRD:

Complainant further shows unto your Honor that he claims the ontire fee simple title in and to said land, having acquired the same as follows by quitelais deed from the known heirs of John Parrish, deceased: Lots 15, 16, 31, 34, 61 and 64 of Maward Addition to the Yewn of Perdido, Alabama, by deed from Mahala P. Cooper, as heir at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 195; Lobs 15, 16, 31, 34, 61, and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Larry W. Dunbar, Mrs. Catherine Lepo and Fete Lepo, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 202; Lots 15, 16, 31, 34, 61 and 64 of Navard Addition to the Town of Perdido, Alabama, by Deed from Reborca Hinote and husband, R. S. Hinote, as heirs at law of John Parrish, deceased, dated September 29, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 201; Lots 15, 16, 31, 34, 61 and 64 of Haward Addition to the Town of Perdido, Alabama, by Deed from Mrs. Geneva L. Phillips, Joseph W. Flynn and Blia Mae Flynn, as heirs at law of John Parrish, deceased, dated August 3, 1952, and of record in the office of the Judge of Probate of Heldwin County, Alabama, is Deed Book 190, mage 200; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mathilda Dyeas and husband, Cecil Isiah Dyess, as heirs at law of John Parrish, deceased, dated October 2, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 199; Lobs 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Mrs. Ann Marcella Dumbar, William H. Dumbar, Maxis Jane Bonnett, Sverett Marion Bonnett, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 189; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Dalay Bell Waldrop, William Menry Parrish, S. V. Toller, Mrs. Mary Bebecca Toller, Mesley R. Dunbar

and Mabel Dunbar, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldein County, Alabama, in Beed Book 190, page 190; Lots 15, 17, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from William R. Marmon and Mrs. Alice C. Marmon, dated August _____, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book ____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Heward Addition to the Town of Perdido, Alabama, by Deed from D. H. Courtney, as heir at law of John Parrish, deceased, dated September 25, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190; page 192; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdice, Alabama, by Deed from Raymond Michard Minote and Svelyn D. Hinote, Burton Julious Dunbar and Alma Mae Dunbar, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Reed Book ____, mage ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Ine Hinote and Mlodia Inez Hinote, as heirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 19h; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdide, Alabama, by Deed from Eleanor M. Forehand, William L. Forehand and Myrtle Collotte, as beins at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 196; Lote 15, 16, 31, 34, 61, and 64 of Havard Addition to the form of Perdide, Alabama, by Deed from Alice Mern, Hilds Levins, Arthur Levins, as heirs at law of John Farrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Beed Book 190, page 197; Lote 15, 16, 31, 34, 61 and 64 of Haward Addition to the Town of Perdido, Alabama, by Deed from Annie Merchant and husband, Ellis W. Merchant, as heirs at law of John Farrish, deceased, dated October 1, 1952, and of record in the office of the Judge of Probate of Buldwin County, Alabama, in Bead Book 190, page 198. Complainant therefore shows unto your Honor that all the said property described herein, covering all of said heirs' interest in the property of John Parrish, deceased, stands in his name on the records of the office of the Judge of Probate of Baldwin County, Alačana.

POURTH

Complainant further shows unto your Honor that he has made a diligent inquiry in the neighborhood of said lands as to the prior exmership of same and possession of same, the whereabouts of any and all persons whe are or may be interested in the same or who claim any interest therein; that your Complainant in this investigation and inquiry has had an abstract of title to said real estate made from the records of Baldwin County, Alabama; that Complainant used diligence in trying to ascertain the names and residences and post effice addresses of the defendants named herein and that he has been unable to do so.

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That each of the said persons from whom complainant purchased the said lands were in possession of the same as heirs of John Farrish, decaused, claiming to can the same at the time of the purchase aforesaid; and that your complainant, immediately upon the purchase of the said lands, went into possession of the same, claiming to own the same, and has continuously each year, commencing with the purchase of said lands, had the same under fence and cultivation, or otherwise visible control; and that all of said possession has been actual, peaceable, continuous and adverse for more than twenty (20) years next preceding the filing of this bill of complaint; and that for more than ten (10) years next preceding the filing of this bill of complaint said property has under the alleged chain of title been annually assessed and taxes paid thereon.

The Complainant calls upon the several persons hereinabove named as defendants or any one else interested to set forth or specify his, here or its interest in, title to, or lien or encombrance upon said land and how and by what instrument or otherwise the same is derived or created.

PRAYER FOR PROCESS

To the end, therefore, that equity may be had in the premises, Complainant prays that your Monor cause the usual writ of process to be issued to the following named defendants, viz:- Menry Mavard, Georgia Havard, John Parrish, and Perdido Grocery Company, if they be living and if they be dead, their unknown heim, devisees or personal representatives of them and each of them and to any and all persons, firms or corporations claiming any interest in the above described land in the usual form and according to the practices of this H norable Court, requiring them to plead, answer or demur to the same within the time required by law and the practices of this Honorable Court and that your Honor will cause Notice to be published of the presentings instituted by the filing of this Hill of Complaint as required by the laws of the State of Alabama, authorizing the quieting of title by proceedings in rem; that your Monor will also order that notice be given of the filing of this Bill of Complaint to the aforesaid defendants, whose residences and post office addresses are unknown, by publication in some newspaper published in Baldwin County, Alabama, making them parties to this Bill of Complaint and requiring them to plead, answer or demur to the same within the time as required by law.

PRAYER YOR RELIEF

Complainant further prays that on hearing of this cause that your Henor will establish Complainant's right to title to said lands and will decree that the Complainant is the owner in fee simple of the land herein described and that no other person, firm or corporation has any title to, interest in, or lien or encumbrance upon said lands or any part thereof and expectally that Henry Havard Georgia Havard, John Parrish, and Perdide Grocery Company, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them and all other persons, firms or corporations claiming any interest in the above described land have no right, title or interest in or lion or ensumbrance upon said lands, and that in said decree your Memor will cause a certified copy of the decree to be filed in the Probate Office of Maldwin County, Alabama, and to be recorded therein and that /in said decree your Honor will direct in whose name it shall be indexed in the direct and indirect indexes of the records thereof in said Probate Court of Baildvin County, Alabama; and Complainant further prays for such other, further, different and general relief as in equity may seem just and meet as Complainant will every pray.

Solicitor for the Compalinant

STATE OF ALABAMA BALDWIE COUNTY Before as, Aller M. Brander, a Notary Public, in and for said County in said State, personally appeared G. LeMeir Thompson, who upon
cath deposes and says that he is the agent of, and the attorney for the Complainant in the above styled cause and is therefore duly authorized to make this cath; that in the belief of the affiant, all of the defendants named in the foregoing Bill of Complement are over the age of twenty-one years and all are non-residents of the State of Alabama, their places of residence and post office addresses being unknown to your affiant; that he has made a diligent inquiry to ascertain the same and has been unable to do so; that if any of the above named persons are dead, the names of their heirs, devisees or grantees are unknown and that all, other matters and facts stated in the foregoing Bill of Complaint are upon 'knowledge true; that he is informed as to the facts stated upon information and belief and verily believes and so states that the same are true.

Sworn to and subscribed before me, a Notary Public, on this, the <u>26 th</u> pay of Ostober, 1953.

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esth deposes and says that he is the spent of, and the stieur for the Complainst in the store styled enuse and is therefore duly astherized to make this cath; that is the belief of the affrant, all of the defensation and in the frequing sill of Completent are over the age of swaty-one years and all are non-residents

of the State of Alabana, their places of residence and post office addresses bring inducion to your altiant; that he has node a diligent inquiry pararial the same and has been anable to do so; that if any of the shore manipale. In dead, the cares of their beirs, devisees or grantess are gote in the other satters and lasts stared in the foregoing Mill of formulate are goo perlodge true; hat he is informed as to the inclus started are formation and and verify bolleves and so at the the same starte are formation.

> Sacra to and subsortled baters as, a Notary Fubilo, on this, the <u>Alaid</u> day of Ostober, 1953.

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J. C. WRIGHT.

Complainant,

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IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

In Spill

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1075 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 OF HAVARD'S ADDITION TO THE TOWN OF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book Ho. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. CHORDIA HAVARD, JEHN MARRISH, MRS. GEORGIA PARCISH, and PERDIDO CHOCKNY OCMFANT, if they be living, and if they be dead, their unknown heirs, devisees, cr personal representatives of them and cach of them, and any and all persons, firms, or corporations claising any interest in or title to the above described lands,

Defendants.

It having been made to appear in the above styled cause from the affidavit of G. LeNoir Thompson, the solicitor of record for the completinant in said cause, that the defendants above named, or their heirs or devisees are non-residents of the State of Alabama, their residences and post office addresses being unknown to complainant,

NOTION IS HEADEY CIVEN to Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grocery Gompany, if they be living, and if they be dead, their unknown heirs, devisees or personal representatives of them and each of them, and any and all persons, firms or corporations claiming any interest in or title to the above described lands, that on the 2022 day of Gets, 1953, J. G. Wright filed in the equity side of the Gircuit Gourt of Baldwin County, Alabama, his bill of complaint against the following described lands in Baldwin Gounty, Alabama, viz:

> Lots 15, 16, 17, 15, 31, 32, 33, 34, 61, 62 and 63 of Havard's Addition to the Town of Perdido, as recorded in the Probate Office of Heldwin County, Alabama, in Map Book No. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63,

and against the defendants hereinabove named and all persons, firms, or corporations claiming any interest in, lien or encumbrance upon said land, and you are hereby notified to appear and plead, answer or demur within thirty (30) days of the $2/2^{(1)}$ day of Oct., 1953, or a decree pro confesso will be rendered against you; that said bill of complaint was and is filed for the purpose of quieting his title therete and clearing up all doubts and disputes concerning the same; that title to said lands stands in the name of complainant on the records of the office of the Judge of Probate of Baldwin County, Alabama; that the complainant acquired title toLots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Term of Perdido, Alabama, by Deed from Mahala P. Cooper, as heir at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Beed Book 190, page 195; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Beed from Larry W. Hunbar, Mrs. Catherine Lepo and Pete Lepo, as heirs at law of John Farrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 202; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alebama, by Deed from Bobecca Hinote and husband, R. S. Hinote, as heirs at law of John Farrish, deceased, dated September 29, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabams, in Deed Book 190, page 201; Lets 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Ferdido, Alabama, by Deed from Mrs. Geneva L. Phillips, Joseph F. Flynn and Ella Eas Flynn, as heire at law of John Parrish, deceased, dated August 3, 1952, and of record in the office of the Judge of Probate of Balderin Security, Alabama, in Beed Book 190, page 200; Lote 15, 16, 31, 34, 61 and 64 of Mavard Addition to the form of Perdido, Alabama, by Deed from Mathilda Dyess and husband. Gecil Islah Dyess, as heirs at law of John Parrish, deceased, dated October 2, 1952, and of record in the office of the Judge of Probate of Reldwin County, Alabama, in Deed Book 190, page 199; Lots 15, 16, 31, 34, 61 and 64 of Mavard Addition to the Town of Ferdido, Alabama, by Deed from Mrs. Ann Marcella Dumbar, William H. Dumbar, Maxie Jane Monmett, Sverett Marion Remnett, as heirs at law of John Particula, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 190, page 189; Lots 15, 16, 31, 35, 61 and 64 of Havard Addition to the Town of Ferdido, Alabama, by Deed from Daisy Bell Maldrop, William Honry Parrish, S. V. Toller, Srs. Mary Sebecca Follor, Wesley H. Dunbar and Mabel Dembar, as heirs at law of John Parrish, deceased, dated August 27, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in

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Deed Book 190, page 190; Lots 15, 17, 31, 35, 61 and 64 of Havard Addition to the Town of Ferdido, Alabama, by Deed from William R. Harmon and Mrs. Alics C. Harmon, dated August _____, 1952, and of record in the office of the Judge of Probate of Baldwin Sounty, Alabama, in Beed Book _____, page ____; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Ferdido, Alabama, by Deed from D. N. Courtney, as heir at he of John Parrish, deceased, dated September 26, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, In Bread Book 190, page 192; Lots 15, 16, 31, 3h, 51 and 6h of Mavard Alabama, gin Bred Book 190, space 192; Lots 15, 16, 31, 3h, 51 and 64 of Mavard Alabama, by Bood from Raymond Richard, Buote and Twelyn M. Himote; Burten Julious Dunbar and Alma Mae Dunbar, as heirs at Inv of John Parrish, daceaged, dated August 21, 1952, and of record in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book Fages 2 7 Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Mabama, by Deed from Ira Hinote and Elodia Ines Hinote, as beirs at law of John Parrish, deceased, dated August 21, 1952, and of record in the Biffide of the Judge of Probate of Baldsin County, Alabama, in Deed Book 190, を関 page 194; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Deed from Eleanor M. Forehand, William L. Forehand and Myrtle Gollotte, as heirs at law of John Parrish, deceased, dated September 3, 1952, and of record in the office of the Judge of Probate of Baldwin Sounty, Aladama, in Deed Book 190, page 196; Lots 15, 16, 31, 34, 61 and 64 of Havard Addition to the Town of Perdido, Alabama, by Beed from Alice Kern, Arthur Levins and Hilds Levins, as heirs at br of John Farrish, deceased, dated September), 1952, and of record in the office of the Judge of Probate of Deldein County, Alabama, in Deed Book 190, page 197; Lots 15, 16, 31, 34, 61 and 64 of Haward Addition to the Town of Perdido, Alabama, by Deed from Annie Merchant and husband, Ellis W. Merchant, as heirs at he of John Parrish, deceased, dated Ostober 1, 1952, and of record in the office of the Judge of Probate of Haldwin County, Alabama, in Deed Book 190, page 198. Complainant further alleges that taxes were paid by the widow of the decensed John Parrish until her death, and that since purchasing title as set forth, supra, your complainant has assessed and paid taxes on the same, and that he is in the quist, peaceable, open, notorious possession of said land, claiming to own the same absolutely and in fee simple. MITHESS my hand this the 26 day of Oct., 1953.

> As Register of the Circuit Court of Baldwin Sounty, Alabama

C. LONCIE THOMPSON Solicitor for Complainant

JAMELAL CONO

J. C. WRICHT,

Complainant,

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LOTS 15, 16, 17, 18, 31, 32, 33, 34, and 63 of HAVARD'S ADDITION 62 61.

TOWN OF PERDIDO. as recorded TOTHE in the Probate Office of Haldwin Alabama, in Map Book No. 1, County, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, GEORGIA HAVAND, JOHN PARRISH MRS. GEORGIA PARRISH, and PERDIDO liRS. 5.2 57) 80 OROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal repre-sentatives of them and each of them and any and all persons, firms, or ڙسٽ (7) وو of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands Defendants ې بېږ 31) 8-1-1 2.8.2 207 - 1 1945 - 1 O DOMENT OF 100 E and the second A State of the second second 4 80° 708 4 ্র 4 <u>秋季</u> グイ ● ₹ हर्दाक्ष00 19 Courses > and the second 2.42.5 د م الج الج D'LAV AL Second Strategy and a line ينغ المراجع المراجع المراجع المراجع المراجع المراجع 10. je 1 Jus Leag Brit a set a star in the 「「「「「「「」」」 できたませいたい NOT ICE なななどを言いい 2 CM 1 and a contract the second and the second and the second ŝ <u>्</u> 19. 2 の語を言いた。 And the Charles \$* \$* 1980 C * 1749 1749 うに登 动物 F. Control State State ्From the Law Office[®]of Å. LeNoir Thompton torney at Law C. ANT I WAS Attorney -1×1 $\langle g \rangle$ ः अग्नरः ALICE I. DUCK, Registor

all the second tan Selar 17. TANK 0.011.14 * ANTERIAL and the second 日本 まん かない š.] 記述にお 1913 AN na a 記事が読 State of the state 001220 1 a distant de La 1. 1. j. e o With Street in Ô No. ్రతిత్య ې د د د د د د د د د د د 192 19 C (the constant 8.4 8.4 - 20 642) 5.400.000 \$ Land on the n teanin Lag 14 (1933) 14 10000000 1 1 1 1 1 1 M. Contraction 10.02 ないないな W. M. W. and the second second 16.) 6.) 訪 -- M Sam Party Ç, 1 94 L 1 ана 81 ないのない。 行行 シュアン学会 and the state of r i' Kirk 110 10 K 1 2 5 4 「日本の書を の後の後の後の日 ь. 1 ي ي ي ся С a sussection is 1 2.23 (³ A State Apple 5.0 M $\mathcal{F}_{\mathcal{F}}$ 117.255 117.255 時間のでは、 ッ-1 15月 Lente nalttañ mol 3 11307 200 Maria Social SHARE BY A THE THE WAY \$~4 \$`()² ** ing 17.) 18 n Cruth ROAL 「「「「「「「「「」」」」 ŧ., Ş i a rate in the ない意見に聞いていないね · linearook 24 20 M in a contrain ないないない 2.2.2.2.2.2 (7.0W) 54.0 Dates * 0.00%#@0000 17) (* 3 e est <u>ر</u> به の二二十二日の 2 Land Car 0 一方门 网络分裂 4.tit addi 三部町町町間町台 Cartan and . . and the second second a shi ka shi dhi **1**944年1月 $\sum_{i=1}^{n} \sum_{j=1}^{n} \sum_{i=1}^{n} \sum_{j=1}^{n} \sum_{j=1}^{n} \sum_{i=1}^{n} \sum_{j=1}^{n} \sum_{j=1}^{n} \sum_{i=1}^{n} \sum_{j=1}^{n} \sum_{i$ 1°20' 際に合 2007 MAR A. a stragger of 10100 CALAR GE The second card いたま 0000 000 X た時に見 E. S. L.S. and with

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Mr. R. D. McKenzie, a witness for the Complainant, being first duly sworn deposes and says that:

My name is R. D. McKenzie, I have live at Perdido, Baldwin County, Alabama more than 50 years, I am personally aquainted with and have known the Complainant J. C. Wright since his birth. I know he is over the age of 21 years, and a resident of Baldwin County, Alabama, I know the property described in the Complaint as the property of the Late John Parrish, who was in peaceable possession of this property since he purchased it more than 30 years age. I know that John Parrish and his late widow, Mrs. Georgia Parrish had no children of their own. Mrs. Georgia Farrish resided on the property as the widow of John Parrish during her life time and died without issue and so far as I know the heirs of John Parrish named in the bill of complaint were not contested in their right to the property by anyone. I have been on the property and have lived where I could see the property and at no time have I found any adverse claimants to the property known as the John Parrish property of the Georgia Parrish property during the time I have known it, which is more than 30 years.

J. C. Wright having bought the interest of the numerous heirs of John Parrish, deceased, now owns the property having been in full possession of this property since the purchase.

So far as I know no one has at any time within the past 10 years paid taxes on the property or claimed the property or had any possession of the property other than Georgia Parrish as the widow of John Parrish and J. C. Wright having purchased the property from the heirs of John Parrish or those through whom he claims by mesna conveyances.

Cross Examination by Guardian ad litem:

Q: You knew John Parrish during his life time?

- A: Yes Sir
- Q: You knew his wife when they lived together as husband and wife in Perdido Alabama?

A: Yes Sir, I have known him all of my life

Q: Did you know whether or not Mr. Parrish ever sold the property?

A: No Sir, he never did.

Q: Did you know of Mrs. Parrish ever selling the property:

A: No Sir

Q: And you know her up til she died?

- A: Yes Sir
- Q: Did you ever know of anyone else claiming the property or rumor of anyone claiming?
- A: Never heard anyone claim it, or never heard any rumor of anyone claiming.

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J. C. MIGHT,	X	in the group other of
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HAVIDD, ET AL.,	Ŋ	
RESPONDENTS.	N 1	

This cause is submitted on behalf of the Corplainants upon the following:

1. Original summons and complaint.

2. Lis Fendens filed for record in the Probute Office.

3. Proof of publication of notice in the Baldwin Times.

4. Decree pro confesso by publication.

5. Decree pro confesso on publication.

6. Request for appointment of commissioner.

7. Appointment of commissioner

3. Commission to take deposition.

9. Notice of time of taking testimony.

10. Oral desposition of J. C. Wright and R. D. McKensie with exhibits attached.

Dated this the 20th day of March, 1954.

IN THE CREATE MARY OF BILLIN COUNTY, ALLENN IN EQUITY 教教教教教教教学教教教教教教教教教 J. C. WRICHT, COPLANDAR, VS CENTAIN LEDS AND HENRY HAVARD, e er al., hesercheiters. ********** llote of Testimony N 84 * * *** E VILLE 1954 E.P.H. L. MILL. ROUTER C. LeNeir Thomason Attorney at Law Bay Einette, Alalama

J. C. WRIGHT,

Complainant,

vs.

LOTS 15, 16, 17, 18, 31, 32, 33, 34, 61, 62 and 63 CF HAVARD'S ADDITION TO THE TOWN CF PERDIDO, as recorded in the Probate Office of Baldwin County, Alabama, in Map Book Nc. 1, on Page 5, except a strip twenty (20) feet wide along the South line of Lots 61, 62 and 63, HENRY HAVARD, MRS. GEORGIA HAVARD, JOHN PAPRISH, MRS. GEORGIA PARRISH, and PERDIDO GROCERY COMPANY, if they be living, and if they be dead, their unknown heirs, devisees, or personal representatives of them and each of them, and any and all persons, firms, or corporations claiming any interest in or title to the above described lands,

Defendants.

It appearing to the Court that some of the respondents in the above styled cause are unknown, and that their names and addresses cannot be ascertained after a diligent search and inquiry.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by the Court, that <u>Milson</u> <u>M. Haylo</u>, a practicing attorney at Bay Minette, Baldwin County, Alabama, be and he is hereby appointed guardian ad litem to represent and protect the interest of the respondents, in the above styled cause, whose names and addresses are unknown, and cannot be ascertained after a diligent search and inquiry.

IT IS FURTHER ORDERED that the said <u>Milson M.) Sayes</u> be notified of his appointment, and of the time fixed to take testinony in the cause. Dated this the <u>18</u> day of <u>Fiburary</u>, 1954.

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I hereby consent to act as guardian ad litem in the above styled cause for all parties whose names and addresses are unknown and cannot be ascertained after a diligent search and inquiry. I, as guardian ad litem for the unknown respondents, deny all the material allegations contained in the bill of complaint and demand strict proof of the same.

Dated this 13th day of February

Wilm Mitte

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY COMMISSION TO TAKE DEPOSITIONS

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and	Baldwin County.	CIRCUIT COURT
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HAVARD, BT AL.,	Å	
RESPONDENTS.	X	

REQUEST FOR APPOLIUMENT OF CON ISSIGNER

TO: Mrs. Alice J. Duck, Register of the Grouit Court of Baldwin County, Alabama:

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

J. C. Wright Bay Minette, Alabama

R. D. McKenzie Perdido, Alucara.

ORAL DEPOSITION

The State of Alabama, Circuit Court of Baldwin County, Alabama Baldwin County. (In Equity)

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witness 25 named in the Requirement for Oral Examination, on the 22th day of <u>Anarch</u> 19.54, at the office of <u>C. LeNcir Thompson</u>

in <u>Bay Minethe</u>, Alabama, and having first sworn said Witness SE to speak the truth, the whole truth, and nothing but the truth, the said <u>J. C. Wright and R. D. McKenzie</u>

_____doth depose and say as follows:

J. C. Wright a witness for the Complainant being duly sworn deposes and says:

That my name is J. C. wright, I live in may idnette in BaldwinCounty, Alabama, I am over the age of 21 years, and have been a resident of Baldwin County, "Habama, all of my life, I made a full inquiry and thorough investigation and a wide inquiry as to any parties that might have a claim to the property described in the complaint, I employed C. LeWoir Thompson, an attorney at Equ Minatte Alabama, to search the records in the Caffice of the Probate Judge of Baldwin County, Alabama and to determine as to any claims the parties named in the bill of complaint as respondents are the only ones found that might have any claims against the said property, and any claim that any of the named respondents might have had has long since been barred by estoppel and the posfession on the part of myself and those of whom I claim. The address of the Respondents were presently residents of the State of Alabama, but if there were unknown heirs, devisees, or personal representatives, they were either non-residents or were dead, none of the possible claiments being residents of the State of Alabama. The Complaint is the count in fee simple and in actual possession of the following parcels of land as described in the bill of complaint which parcels are lots 15, 16, 17, 31, 32, 33, 31, and all of lot 61 except 20 feet on the west side of said lot and a strip 20feet wide on the west side of bot 62 and lots 63 and 64 all of which lots being rundered in Haward's A.dition to the Yown of Ferdido, as recorded in the fiftee of Judge of Trobate of Faldwin County, "Habama; and having aquired the same by conveyance from the individuals named in said bill of complaint and all taxes having been raid by J. O. Wright complaint in this cause or by his predecessors in title, to-wit, John Farrish now deceased, or his heirs at law, and no one has had any possession of this property except those under whom J. C. Wright claims by mean conveyances. I know that during the said time, informs has claims to runershe to exercise any claims or rights of posse

hright

- Cross Buamination by Guardian ad litem?

Q. Did you check in making your full inquiry to any State other than Alabama? A. Yes, Mississippi and Florida.

Q. If and when you found any of the heirs of John Parrish did you obtain deeds from them?

- A. Yes sir
- Q. From each of the heirs? A. Yes sir.

2. Do you know of any that you do not have deads and could lind? A. No sir. Q. Do you know of anyother person other than the heirs who may have claimed the property described in the complaint? A. No sir Q. Have you heard of any in the inquiry? A. No sir.

J. C. WRIN	HT,) L	IN THE CIRCUIT COURT OF
	COMPLAINANT,	Ĭ	BALDWIN OCONTY, ALABAMA
VS		Q	IN EQUITY
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	RESPONDENT.	X	
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NCTICE OF DAY SET FOR TAKING TESTREOMY AND SUBERISSICE FOR FILLL DECREE

To Wilson Hayes, Guardian Ad Lites for the unknown parties.

You are hereby notified that testimony will be taken in the above styled cause orally in open court on Saturday, March 20, 1954, at 10:00 o'clock a.m. and that the above styled cause will be submitted for final decree on said date.

STATE OF ALABARA

BALDWIN COUNTY

I, Wilson Hayes, the Guardian Ad Liter for the unknown parties in the above styled cause, do horeby accept service of a copy of the above notice and do hereby wrive any further notice to se of the filing of said notice, the day set for taking testimony or the date of submission for final decree.

Dated the 16th day of March, 1951.

Wilson Hayes

Filed 3. 20-5-4 auca frances

C. LeNeir Thompson Attorney At Law Bay Linetto, Alabara

J. C. WRIGHT,

VS

COMPLATEANT,

nespendent

NOTICE OF DAY SET FOR TAKING TESTI-MONY AND SUEMISSION FOR FINAL DECREE

CERTAIN LANDS AND HENRY HAVARD, ET AL.

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J. C. WRICHT,		IN THE CIRCUIT COULT OF
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OTRIAIN LANDS AND MENRY	¥ U	
HAVARD, ET AL.,	N.	
RESPONDENT.	×	1 1 10

TC: Henry Havard, Mrs. Georgia Havard, John Parrish, Mrs. Georgia Parrish and Perdido Grocery Company,:

Notice is hereby given but the Complainant will on the 20th day of Murch, 1954, before Lyrleene Mixon, as Special Commissioner take the testimony of the following witnesses:

J. C. Marijat

R. D. McKenzie

Dated this the 16 day of March

Perdido, Alabama

Bay Minatte, Alabara

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RESPONDENTS. **************** Notice of Time of Taking Testimeny Filed 3.20.54 acception

C. LeMoir Thompson Attorney At Law Bay -inette, Alabama

IN THE CIRCUIT COURT OF

BALD.IN COUNTY, ALABATA

CERTAIN LANDS AND HARRY HAVAND,

COMPLANANT,

IN SQUITY

J. C. WELOHT,

VS

ST AL.,