

A. FRANKLIN SMART, COMPLAINANT

VS

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

NILS ANDERSON, ET AL RESPONDENTS

In this cause, it appearing to the Court, from the affidavit of A. Franklin Smart, that the Respondents Dorothy Anne Knudson, Marilyn Knudson and Charles Knudson are minors eighteen, fourteen and nine years of age respectively, and that no person has been nominated to act as guardian ad litem for said minor respondents, and H. E. SMITH having filed his consent in writing to act as such guardian ad litem on the hearing of said cause, and he being a fit, and suitable person, it is now ordered by the Court that H. E. SMITH, ESQ., be, and he is hereby appointed guardian ad litem for, and to represent the interests of the said minors in this cause.

Done this 22nd, day of January, 1944.

Register.

A. FRANKLIN SMART
COMPLAINANT

٧S

NILS ANDERSON, ET ALS DEFENDANT IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
IN EQUITY.

TO HONORABLE R. S. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

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

A. Franklin Smart
John E. Smart

It is hereby requested that you give proper and legal notice, and that Bernice S. Reid be duly appointed as special commissioner to take the testimony of said witnesses, and that due and legal notice of said request and appointment be given as required by law.

BEEBE & HALL

BY MASSAC

A. FRANKLIN SMART,

COMPLAINANT

VS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

IN EQUITY. .

NILS ANDERSON, ET AL RESPONDENTS

Come Dorothy Anne Knudson, Marilyn Knudson, and Charles Knudson, by their duly appointed guardian ad litem and for answer to the original bill of complaint in the above styled cause, jointly and severally deny all of the allegations contained in said bill of complaint, and demand strict proof of the same.

Guardian ad litem.

A. FRANKLIN SMART,

COMPLAINANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

NILS ANDERSON, ET AL

RESPONDENT

IN EQUITY.

I, H. E. SMITH, hereby consent to act as guardian ad litem for Dorothy Anne Knudson, Marilyn Knudson, and Charles Knudson upon the hearing of the above cause.

Witness my hand this 22nd day of January, 1944.

Guardian Ad Litem.

STATE OF ALABAMA BALDWIN COUNTY.

TO ANY SECRIFF OF THE STATE OF ALABAMA -- GREETING:

WE COMMAND YOU, That you summen DOROTHY ANNE KNUDSON, MARILYN KNUDSON, CHARLES KNUDSON, ANNE O. KNUDSON, WILS ANDERSON, JOHN A. BIRKENMAIER, SALLIE B. SHORT, FAMNIE BAKER, AND FANNIE B. CARPENTER, if they be living, or if they be dead, their unknown heirs, devisees, grantees, personal representatives and assigns, and each of them, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery Jurisdiction, within thirty days after the service of summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by A. FRANKLIN SMART against said above named, and further to do and perform what the said Judge shall order and direct in that behalf. And this the Respondents shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

weringsad januaritation was all a superior of the superior of

A. FRANKLIN SMERT

COPLAINART

VIII.

WILS ANDERSON, BY AL RESPONDENTS IN THE CIRCUIT COURT OF

BALDTIN COUNTY, ALABAMA

IN MARTINE

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

Comes your Complainant, A. FRANKLIN SMART and presents this Bill of Complaint against the following described lands in Baldwin County, Alabama, to-wit:

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter; Southeast Northwest Quarter of the Northwest Quarter; Southeast Quarter of the Southeast Quarter of Section 7; and the Nest Cifteen sores of the Southwest Quarter of the Southwest Quarter of Section 8, all being in Township Six South Range Three East;

and against Derothy Anne Knudson, Marilyn Knudson, and Charles Knudson, Anne O. Knudson, non-residents of the State of Alabama, their address being care Walter Oberg, 2415 West Fourteenth Street, Chicago, Illinois; Mils Anderson, John A. Birkenmaier, Sallie B. Short, Pannie Baker, and Fannie B. Carpenter, and against each of them, separately and severally, and if either of any of them be dead, then against their and each of

their heirs, devisees, grantees, personal representatives and assigns, separately and severally; and against any and all other persons, firm or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part of percel thereof, and respectfully represent and show unto your Homor and this Honorable Court as follows:

and a bona fide resident of Baldwin County, Alabama; that the Respondents bereinabove named are all over twenty one years of age except Dorothy Anne Knudson, Marilya Knudson, and Charles Knudson, who are minors eighteen, fourteen, and nine years of age respectively; that the Complainant is the owner in fee simple and in the actual possession of said lands in Baldwin County, Alabama, described as follows, to-wit:

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter of Section 6; Northwest Quarter; Southeast Quarter of the Northwest Quarter; Southeast Quarter of Section 7; and the West fifteen acres of the Southwest Quarter of the Southwest Quarter of Section 8, all being in Fownship Six South Range Three East;

- 2. That no suit is pending to test the complainant's title to, interest in or his right of possession of said lands.
- S. That the Complainant obtained title to said lands by purchases as follows: Southeast Quarter of the Northeast Quarter of Section 6, Township 6 South Range 3 East, and the Northwest Quarter of the Northwest Quarter of Section 7, Township 6 South Range 3 East from Walter 8. Oberg by deed dated May 15th, 1943, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Beed Book 79 MS pages 528-529; Southeast Quarter of the Southeast Quarter of the Southeast Quarter of Section 7, Township 6 South Range 3 East, and the West fifteen acres of the Southwast Quarter of the Southwest Quarter of Section 8, Township 6 South Range 3 East, by deed from E. S. Sibley and Mary C. Sibley, his wife, dated January 22nd, 1945, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 78 NS pages 464-465; Northeast Quarter of the Southeast Quarter of Section 6, Township 6 South Range 3 East, by deed from John F. Smart and Myrtle E. Smart, his wife, dated May 18th, 1942, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 77 NS page 506.
 - 4. That the title to said lands claimed by the Complainant

stands upon the record in the Probate Court of Baldwin County, Alabama, in the names of A. Franklin Smart, Dorothy Anne Anudson, Marilyn Knudson, Charles Knudson Anne O. Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fennie Beker, and Famile D. Carpenter.

5. That no one has at any time within ten years next preceding the filing of this bill of complaint paid any taxes upon or had any possession of said lands, or any part thereof, except A. F. Smart, Walter Oberg, M. S. Sibley, Ida C. Knudson, Chas. B. Knudson, John A. Birkenmaier, Nils Anderson and Myrtle N. Smert.

6. That the only persons known by your complainants to claim said lands, or any part theroof, or any interest therein, are: A. Franklin Smart, Dorothy Anne Knudson, Marilyn Knudson, Charles Knudson, Anne O. Knudson, Nils Anderson, John A. Birkenmaier, Sallis B. Short, Fannie Baker, and Funnie B. Carpenter; that a diligent search and inquiry has been made from residents in the vicinity of said lands, from residents of Fairhope, Silverhill. and Bay Minette, in Baldwin County, Alabama, and from the records at Bay Minette, the County seat of Beldwin County, Alabama, to ascertain the present addresses of said parties whose addresses are unknown, and whether or not they or any of them are deed, and if deed, the names, ages and addresses of their and each of their heirs, and they are unknown, that from such information obtainable, all are over twenty one years of age except Derothy Anne Knudson, Marilyn Knudson, and Charles Anudson, who are minors eighteen, fourteen and nine years of age respectively; and non-residents of the State of Alabama:

WEERFORE, Your complainant prays that this Monorable Court will take jurisdiction of the cause made by this bill of complaint, and by appropriate process make the said Dorothy Anne Enudson, Marilyn Enudson, Charles Knudson, Anne O. Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker and Fannie B. Carpenter, and each of them, and the unknown heirs, devisees, personal representatives and assigns of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title te, interest in, lien or encumbrance upon said lands, to-wit:

> Southeast Quarter of the Mortheast Quarter; Mortheast Quarter of the Southeast Quarter of Section 6; Mortiwest Quarter of the Mortiwest Quarter; Southeast quarter of the Southeast Quarter of Section 7, and the Nest 15 acres of the Southwest Querter of the Southwest Quarter of Section 8, all being in Township 6 South Range

Three Last.

TEAMS M. D. M. S. T.

or any part thereof, to be made parties respondent to this bill of complaint, and by appropriate process require them, and each of them, to separately and severally plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Bonorable Courts

Tour Complainant further prays that upon a final hearing of this sause, this Monorable Court will make and enter a decree escertaining and decreeing the the fee simple title, free of encumbrance, to the said lands and to each part and parcel thereof, is vested in your Complainant, A. Franklin Smart, as against Dorothy Anne Anudson, Mari Von Knudson, Charles Knudson, Anne O. Thudson, Mils Anderson, John A. Birkenmeter, Sallie B. Short, Fannie Baker, and Fannie B. Carpenter, if they be living, and if dead, their and each of their unknown beirs, devisees, grantees, personal representatives and assigns, and any and all persons, firms or corporations claiming any title to, interest in, lien or snoumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same be cleared up. And your Complainant prays for such other, further, different or general relief as in equity and good conscience shall seem meet and proper.

BERRY & HALL,

By H. W. Hall Solicitors for Complainant.

STATE OF ALABAMA DALIMIN COUNTY.

Before me, the undersigned authority in and for said County, in said State, personally appeared A. Franklin Smart, who is known to me, and who having been by me first duly sworn, deposes and says that he is 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.

A. Franklin Smort

Sworn to and subscribed before me on this the 17th day of November, 1943.

H. M. Hall

Notary Fublic, Belowin County, Alabama.

Form 3877, APPLICATION FOR POSTAL REGISTRATION AND CERTIFICATE OF DECLARED VALUE OF MATTER SUBJECT TO POSTAL SURCHARGE (Rev. 10-13-41) APPLICATION FOR POSTAL SURCHARGE (Rev. 10-13-41)

The undersigned sender hereby applies for the registration of the articles described on this sheet and certifies that the amounts of the declared values set forth on the sheet are the full values of the articles listed, or the known or estimated cost of duplication in the case of nonnegotiable securities and that the amounts of commercial insurance placed on the matter to be registered as stated on this sheet are also correct.

f 1		H			1			١.		1	1		1	i	1			•	ļĪ			7	
	mished as tch article ty may net nd unless naster for	(16)	Remarks																				
	s bill will be fur one cent for ea ims for inderruit and indorsed, a nits. (See posts	(16)	Total contents covered by connectal insurance in anount of—				***								Andread of State of S				this bill				
sender)	ppies of thi payment of e bill. Cla ry packed	(14)	Total surcharge on entre contents of article																al copies of	ASS.	TE		of receipt
(Signature of sender)	NOTE.—Additional receipted copies of this bill will be farmished as carificates of mailing only, upon payment of one cent for each article listed on each additional copy of the bill. Claims for indeernity may not be paid unless articles are properly packed and indorsed, and unless define are fifted within the prescribed time limits. (See postmaster for defailed informatica.)	(13)	Total of items 11 and 12																Affix stamp here for additional copies of this bill			, S	Postmark and date of receipt
	NOTE	(12) Known or est	materi cost of de- plication of con- tents on which surcharge is based on cost of dupit- canton, as dis- fargushed from the full value									,							Affix st			E Ø A	
	the following-described	(11)	Value of any contents on which surcharge in based on value outly or value and length of the light of duplication. If of upplication.						-		the second											September 1 September 1	
,	ojuĝ-c	(10)	Delivery restricted —Fee paid		7		1		1	,	100												
	follo	6	*Indorse- ment on article if fragile																				
	the last	(8)	Amount aire serder if C. O. D.																			(9a)	
		€	Special delivery fee											:		<u>. </u>	•				1	receiving employee)	
		9	Fee y paid for refurn rescipt	,	M		# / / / /	\	M			<u> </u>								*	5	Teceiviz	•
•		(9)	of Registry		73		2		\\ \times \\ \ti		-									, •		Wash.	
	3	(4)	Postage (exclusive of otier charges or fees)		W		1		3		\$\square 1)									treese an way	7	-
<		(8)	CLASS		_		-	· ·	*	-	*	\$									N\$/		
M 1 11	from the the the the mail.	(3)	NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	10 O Kandon Mother about	The Note of Chineses and	M. Kander M. Mater Covers	M. HOST Che an ONG-1	in the Contraction of the Con	IN LEWY, QUOSES ON	man Kan Gran Miller Mary	M. War St Minn all									Note.—Diagonal mark must be drawn through lines not used.	1	Total number of pieces received at post office	.eice 16—8799-1
	RECEIVED of			Ber 1 Hum	244.5	9	124,54	75/9/1/	9	V POST	8 246	6	10	Ħ	77	27	캠	15	* Mark "F" If "Fregile,"	-Diagonal mark	al number of	al number of	U. S. GOVERNMENT PRINTING OFFICE
•	R pieces of	3	NUMBER OF ARTIOLE	4025		4026		412	•	2						,			* Mark	- HION	Tot	Tot	4. S. GOVE

June Juny 25 1944

The Manuel Sing

A. FRANKLIN SMART COMPLAINANT

NILS ANDERSON, ET AL DEFENDANTS.

A. FRANKLIN SMART COMPLAINANT

Ω

NILS ANDERSON, ET AL DEFENDANTS.

NOTICE OF TIME OF TAKING TESTIMONY.

Filed January 18th, 1944.

Epanc)

or any part thereof, to be made parties respondent to this bill of completet, and by appropriate process require them, and each of them, to asparately and severally plead, answer or deaur to the same within the time and under the penalties prescribed by low and the practice of this Honorable

this years, this honorable Court will make and enter a decree ascertaining this years, this honorable Court will make and enter a decree ascertaining lands, and to each part and parcel thereof, is veried in your Complainant.

A. Francisco Smart as against Derechy Anne Anudson, Marilyon Knudson, Charles Anudson's Anne O. Enudson, Wile Anderson, John A. Officement, Sallie B. Short, Fennie Baker, and Fannie B. Carpenter, if they be living, and if dead, their and each of their unknown heirs, devisees, grantee, personal representatives and each of their unknown heirs, devisees, grantee, personal representatives to, interest in, lies or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same be cleared up.

And your Complainant prays for such other, further, different or seneral relief as in equity and good conscience shall seem meet and proper.

DEEDE & HALL

By H. W. Hall Solicitors for Complainante

STATE OF ALABAMA HALLWIN COUNTY.

Sefore me, the undersigned authority in and for said County, in said State, personally appeared A. Franklin Smart, who is known to me, and who having been by me first duly sworn, deposes and says that he is 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.

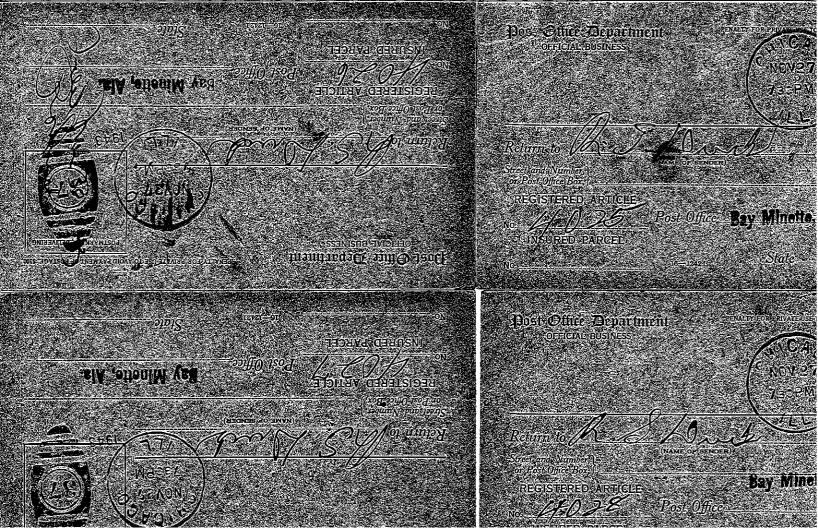
A. Franklin Smart

Sworm to and subscribed before me on this the like day of hovember, 1945.

H. M. Hell

Sotery Tublic, Beldwin County, Alabana.

RETURN RECEIPT RETURNIREGENET Received from the Postmaster the Registered of Insured Article the original number of which appears on the face of this Cards A Received from the Postmaster the Registered or Insured number of which appears on the face of this Card. **Deliver** to Addressee Only. Deliver to Addressee Only RETURN RECEIPT RETURNORECEIPT Received from the Postmaster the Registered or Insured number of which appears on the face of this Card. Received from the Postmaster the Registered or Insured Article, the original of schick appears on the face of this Card. Deliver to Addressee Univ



THE STATE OF ALABAMA (Baldwin County

to ascertain the same.

. FRANKLIN SMART

· VS.

Circuit Court of Baldwin County, Alabama, (In Equity)

COMPLAINANT

•	NILS ANDERSON, ET AL	RESI	PONDENT	. -
I,	Rernice S. Reid			
og Dogigton og d	Commissioner			
-	Commissioner —	•		
have called and	d caused to come before me	A. Franklin Sm	art and John E. Smar	<u>. t</u>
•			·	
	:	·		·
witness_es_ n	amed in the requirement for Oral E	xamination, on the 2	2nd day of January	
194 <u>4</u> , at the	e office of Beebe & Hall	ę		<u></u>
in Bay Mi	nette, Alabama, and	having first sworn said	d witnesses_ to speak	the
truth, the who	le truth, and nothing but the truth,	the said A. FRAN	KLIN SMART	· · · ·
·		loth depose and say as	follows:	
age and a bo	My name is A. Fra na fide rexident of Baldwin	nklin Smart. I a County, Alabama.	m over twenty one y	ears of
of the State 2415 West 14 address bein Nils Anderso Carpenter, i twenty one y addresses of	The Respondents, Dorothy Neighteen, fourteen and nine ye of Alabama, their addressbeth Street; Anne O. Knudson is care Walter Oberg, 2415 Ween, John A. Birkenmaier, Sall of they be living, are non-revears of age. I have made a the said parties, and wheth sees, grantees, personal representations.	rears of age respecting Chicago, Illin as a non-resident of street, Chie B. Short, Fanni sidents of the State diligent search and are or not they are	etively, and are non cois, care Walter Ob of the State of Alabaicago, Illinois; the Baker and Fannie ate of Alabama, and and inquiry to find e dead and, if dead,	-residents erg, ama, her e Respondent B. over out the their

I have made inquiries at Fairhope, being the vicinity in which the land is located, Silverhill, and at Bay Minette, but have been unable to obtain any definite information. \mathbb{I}

I am the owner in fee simple and in the actual possession of the lands in Beldwin County, Alabama, and described in this proceeding as follows, to-wit:

Southeast Quarter of the Northeast Quarter; Northeast Quarter of Southeast Quarter of Section Six; Northwest Quarter of the Northwest Quarter; Southeast Quarter of the Southeast Quarter of Section Seven; and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section Eight, all being in Township 6 South Range 3 East.

There is no suit pending to test my title to, interest, in, or rights of possession of said land.

I obtained title to the said lands as follows: Southeast Quarter of the Northeast Quarter of Sec. 6, Tp. 6 South Range 3 East and the Northwest Quarter of Northwest Quarter of Sec. 7, Tp. 6 S. Range 3 East by Warranty deed from Walter W. Oberg dated May 15th, 1943, and of record in the office of the Probate Judge of Baldwin County, in deed Book 79 NS, pages 528-9; and to the Northeast Quarter of the

I, Bernice S. Reid	as Register and Commissioner hereby certify
that the foregoing deposition on Oral Examination	was taken down in writing by me in the words of
the witness es and read over to them and	they signed the same in the presence of my-
self and of H. M. Hall	
at the time and place herein mentioned; that I have	e personal knowledge of personal identity of said
witness es or had proof made before me of the id	lentity of said witness as; that I am not of
counsel or of kin to any of the parties to said cause	e, or any manner interested in the result thereof.
I enclose the said Oral Examination in an enve	elope to the Register of said Court.
Given under my hand and seal, this 22nd	day of January 1944. Dernier S Paid (L. S.)
Page RESPONDENT RECORDED IN Register Record Register Register Record Register	THE STATE OF ALABAMA, BALDWIN COUNTY IN CIRCUIT COURT, IN EQUITY A. FRANKLIN SMART VS. NILS ANDERSON, ET AL

A. No, not given to me. I have a deed given to Oberg on a conveyance from the Knudsons.

Q. Then there is a deed from E. S. Sibley and wife dated January 22nd 1943 to you and your wife conveying 55 acres of this land. Is that correct?

A. Yes.

Q. Then there is another deed by John R. Smart and Myrtle E. Smart dated May 18th, 1942, conveying forty acres of land?

A. Yes.

Q. You do not have any other evidences of title except these deeds, together with the tax deed shown by the abstract? A. No.

A Franklin Smart

John F. Smart, a witness for the Complainant being first duly sworn, deposes and says:

My name is John F. Smart. I live at %Silverhill, in Baldwin County, Alabama. I am personally acquainted with the land described in the bill of complaint now pending in the Circuit Court in the name of A. Franklin Smart vs Nils Anderson, et al, being $^{\rm M}$ o. 1025. I have personally known and lived near these lands for the past twenty nine years.

The land described as the Southeast Quarter of the Northeast quarter of Sec. 6, Township 6 South Range three East has been open land until about two months ago, when it was fenced by A. Franklin Smart, the Northwest Quarter of the Northwest Quarter of Section 7, Township 6 South Range 3 East was fenced about twenty years ago or more and twenty acres planted to pecans; all of the tract was put under fende and the fence has been maintained until this time. The property was formerly owned, so far as I know, by C. B. Knudson, now deceased. After his death I received correspondence from his son, C. Burnett Knudson advising that I should care for the land and take all tax receipts made out to W. W. Oberg. W. W. Oberg some time ago secured title to both tracts and conveyed it to A. Franklin Smart by deed dated May 15th, 1943. The Complainant, A. Franklin Smart is now in the actual, peaceable possession of the said land, claiming to own the same by conveyances of record; the Northeast Quarter of the Southeast Quarter of Section 6, Township 6 South Range 3 East was conveyed be me and my wife to A. Franklin Smart on May 18th, 1942. I acquired title to these lands under a tax sale in the name of John A. Birkenmaier and immediately went into possession and remained in possession until I conveyed to the complainant, who immediately went into the possession thereof and has remained in such possession until this time. The Southeast Quarter of the Southeast Quarter of Sec. 7, Township 6 South Range 3 East and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Sec. 8, Township 6 South Range 3 East formerly belonged to Nils Anderson and sold, and the title later acquired by E. S. Sibley from J. R. Prine, and by Sibley then conveyed to the Complainant. The complainant is now in the actual possession of this land and no one has made any claim thereto other than the complainant, and those through whom he holds, for more than ten years.

The complainant is now in the actual possession of all the lands described in the bill of complaint, claiming to own the same and paying the taxes thereon.

CROSS EXAMINATION BY H. E. SMITH, GUARDIAN AD LITEM.

- Q. I believe you said you owned this land and deeded it to A. Franklin Smart? A. Yes.
- Q. When did you go into the actual possession of this Knudson piece of land? A. Prior to 1920. Twenty years or more.
- Q. Did you hold that under lease from Knudson?
- A. An oral lease. Never an instrument of writing, expept personal letters.
- Q. Up until what date did you hold under lease?
- A. I have had a personal interest in it for about five years, until the time of the deed to A. Franklin Smart.
- Q. What is the nature of this land? Are there any improvements on it?
- A. For twenty years it has been farmed, and 20 acres set out in pecan trees.
- Q. And is it all underfence?
- A. Yes.
- Q. How long has the fence been there?
- A. For twenty years at least as to twenty acres, the other twenty acres for five years.

of the Southeast Quarter of Sec. 6, Tp. 6 South Range 3 East by Warranty Deed from John F. Smart and Myrtle E. Smart dated May 18th, 1942, and of record in the office of the Probate Judge of Baldwin County, Alabama, in deed book 77 NS pages 506; and to the Southeast Quarter of the Southeast Quarter of Section 7, Township 6 South Range 3 East, and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Sec. 8, Tp. 6 South Range 3 East from E. S. Sibley and Mary G. Sibley by deed dated January 22nd, 1943, a and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 78 NS pages 464-5; and from Mildred B. Smart conveying the Southeast Quarter of the Northwest Quarter of Sec. 6, Tp. 6 South Range 3 East; Northwest Quarter of the Northwest Quarter of Sec. 7, Township 6 South Range 3 East; Southeast Quarter of the Southeast Quarter of Sec. 7 Township 6 South Range 3 East, and the West 15 acres of SW of SW of Sec. 8, Township 6 South Range 3 East; that said deeds are offered in evidenced and asked to be taken as a part of this testimony and to be identified as exhibite 1, 2, 3 and 4 to the testimony of the complainant.

I have had the records of the Probate Court of Baldwin County, Alabama, searched as to how the title stands, and the only ones shown by the records are A. Franklin Smart, Dorothy N. Knudson, Marilyn Knudson, Charles Knudson, Anne O. Knudson Nils Anderson, John A. Birkenmaier, Sallie B. Short and Fannie Baker, and Fannie B. Carpenter.

No one has at any time within the ten years next preceding the filing of this bill of complaint paid anytexes upon, or had any possession of said lands except the complainant, Walter Oberg, E. S. Sibley, Ida C. Knudson, Charles B. Knudson, John A Birkenmaier, Nils Anderson and Myrtle E. Smart; that no other person is known to have any claim to said lands or any part thereof or any interest therein, other than the parties herein named.

I have been in the actual possession of said lands since purchasing the same and have annually assessed and paid the taxes thereon, and have lived near the lands all my life and know of my own personal knowledge that no one has at any time made any claim to the said lands or any part thereof other than E. S. Sibley, John F. Smart and Walter W. Oberg, from whom I hold deeds.

I know of my own personal knowledge that there has been no taxes paid on said land or any claim made thereto for more than ten years, and a part of it has not been claimed for more than twenty years.

CROSS EXAMINATION BY H. E. SMITH, GUARDIAN AD LITEM OF DOROTHY N. KNUDSON, MARILYN KNUDSON AND CHARLES KNUDSON

- Q. Mr. Smart, are there any improvements on the Southeast Quarter of the Northeast Quarter of Sec. 6, Tp. 6 South Range 3 East?
 - A. All under fence. I fenced it myself. There are no buildings.
 - Q. When did you fence it?
 - A. About six weeks ago.
 - Q. Were there any houses, or isit vacant land?
 - A. Just wild land up until the time I fenced it.
- Q. How about the Northwest Quarter of the Northwest Quarter of Sec. 7, Township 6 South Range 3 East? Are there any improvements on this fortwacres?

 A. Twenty acres clear, and set with about 250 pecan trees. Dad and I have farmed it for the past twenty years. It is all under fence.
- Q. Did you ever pay anybody any rent for this land?
 A. We farmed it for the old C. B. Knudson up until his death. The care of the pecan trees, and the setting of the trees, was the only rent.
- Q. Do you know when Mr. C.Burnett Knudson died?
 A. To my information and belief, Mr. Knudson died in May, 1938. This was written to us by his brother.
- Q. You do not have any other evidences of title or deeds except these three deeds from W. W. Oberg to A. Franklin Smart and Mildeed B. Smart, dated May 15th, 1943, conveying these two forty acres pieces of land?

- Have any of the Knudsons ever assetted any claim against this land since A. Franklin Smart has been in possession?

- Q. Did you deed this to him? A. No, I did not. He holds under a deed from Oberg.
- Q. Do you know when A. Franklin Smart acquired title? A. Well, it was in 1943. I believe the deed was dated May 15th, 1943.
- Q. No one has questioned his ownership, to your knowledge? A. No.

John F. Smust

A. FRANKLIN SMART,

COMPLAINANT

WS.

DOROTHY ANNE KNUDSON, MARILYN KNUDSON, CHARLES KNHDSON, ANNE O. KNUDSON, NILS ANDERSON, JOHN A. BIRKENMAIER, SALLIE B. SHORT, FANNIE BAKER AND FANNIE B. CARPENTER, if they be living, AND IF DEAD THE UNKNOWN HEIRS, DEVISEES, GRANTEES, PERSONAL REPRESENTATIVES AND ASSIGNS AND EACH OF THEM, AND ANY AND ALL OTHER PERSONS, FIRMS OR CORPORATIONS CLAIMING ANY TITLE TO, INTEREST IN, LIEN OR ENCUMBRANCE UPON THE SAID LANDS, OR ANY PART OR PARCEL THEREOF, AND THE FOLLOWING DESCRIBED LANDS IN BALDWIN COUNTY, ALABAMA: SOUTHEAST QUARTER OF THE NORTHEAST QUARTER, NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, OF SECTION SIX; NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION SEVEN: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION SEVEN; AND THE WEST FIFTEEN ACRES OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION EIGHT, ALL BEING IN TOWNSHIP SIX SOUTH OF RANGE THREE EAST.

DEFENDANTS.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN EQUITY.

No. 1025.

This cause, coming on to be heard, was submitted for final decree upon the pleadings, decrees pro confesso and proof as noted by the Register, and it appearing to the Court that the Complainant is the owner of and in the peaceable possession of the said lands, and each and every parcel thereof, and that the title of the Complainant has been duly and justly proven by legal and competent evidence, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

Dorothy Anne Knudson, Marilyn Knudson, Anne O. Knudson, and Charles Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker, and Fannie B. Carpenter, and the unknown heirs and devisees of Dorothy Anne Knudson, Marilyn Knudson, Charles Knudson, Anne O. Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker, and Fannie B. Carpenter, and each of them, and any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon said lands or any part or parcel thereof, have no estate, right,

claim, interest in, or encumbrances upon the following described lands or any part or parcel thereof in Baldwin County, Alabama, to-wit:

8 2 ET.

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter of Section Six; Northwest Quarter of the Northwest Quarter, Southeast Quarter of the Southeast Quarter of Section Seven, and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section Eight, all being in Township 6 South Range 3 East.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the full fee simple title to the said lands, to-wit:

> Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter of Section Six; Northwest Quarter of the Northwest Quarter, Southeast Quarter of the Southeast Quarter of Section Seven, and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section Eight, all being in Township 6 South Range 3 East.

is vested absolutely in the Complainant, A. Franklin Smart.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that a certified copy of this decree be recorded in the office of the Judge of Probate of Baldwin County, Alabama, in the direct index in the names of Dorothy Anne Knudson, Marilyn Knudson, Charles Knudson, Anne O. Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker and Fannie B. Carpenter, and the unknown heirs, devisees, grantees, personal representatives and assigns of Dorothy Anne Knudson, Marilyn Knudson, Charles Knudson, Anne O. Knudson, Nils Anderson, John A. Birksnmaier, Sallie B. Short, Fannie Baker and Fannie B. Carpenter, and in the indirect index in the name of A. Franklin-Smart.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register shall within thirty days from the rendition of this decree, file a certified copy thereof in the Office of the Judge of Probate of Baldwin County, Alabama, for record and that the costs thereof be taxed in the costs of this cause.

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

Done at Bay Minette Alabama, on the 3/2 day of January, 1944.

of Alabama.

Deal James 31 1944

RECORDED

1045

A. FRANKLIN SMART. CONFLAINANT

NILS ANDERSON, ET AL., RESPONDENTS. IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY.

LIS PENDENS NOTICE.

It having been made to appear in the above cause, by the affidavit of A. Franklin Smart, Complainant in the above cause, that Dorothy Anne Knudson, Marilyn Knudson and Charles Knudson, are minors eighteen, fourteen and nine years of age, respectively, and Anne O. Knudson, are non-residents of the State of Alabama, their address being Care Walter Oberg, 2415 West Fourteenth Street, Chicago, Illinois; Wils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker, and Fannie B. Carpenter, if they be living, or if they be dead, their beirs, devisees, grantees, personal representatives and assigns, are non-residents of the State of Alabama, their address being unknown;

That the said Complainant owns in fee simple the following described lands in Baldwin County, Alabama, to-wit:

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter of Section 6; Northwest Quarter of Section 7; Southeast Quarter of the Southeast Quarter of Section 7; and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section 8, all being in Township Six South Range Three Bast:

having acquired the same by conveyances from Walter W. Oberg, a backelor, E. S. Sibley and Mary C. Sibley, his wife, and John F. Smart and Myrtle E. Smart, his wife, that the title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, the county in which said lands lie, in the names of the parties hereinabove named; that no person isknown to have paid taxes upon said lands or to have been in possession of said lands or any part thereof, within ten years next preceding the filing of this bill of complaint, except A. F. Smart, Walter Oberg, E. S. Sibley, Ida C. Knudson, Chas. B. Knudson, John A. Birkenmaier, Nils Anderson and Myrtle E. Smart;

IT IS THEREFORE ORDERED and notice is hereby given that said Respondents Dorothy Anne Knudson, Marilyn Kaudson, Charles Knudson, Anne O.

Knudson, Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker and Fannie B. Carpenter, if they be living or if they be dead, their heirs, devisees, grantees, personal representatives and assigns, or any other person, firm or corporation claiming any right, title, to, interest in or encumbrance upon, said lands herein described in Baldwin County, Alabama, or any part of parcel thereof, appear in this Court and plead, answer or demur to the bill of complaint in this cause filed on or before December 10th, 1943, or upon their having failed to do so at the expiration of thirty days from said date, a decree pro confesso be taken against them.

IT IS FUNTAIN ORDERED that this order and notice be published in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, once a week for four consecutive weeks.

IN WITNESS WHEREOF, I. R. S. DUCK, as Register, have hereunto set my hand and seal on this the 11th day of November, 1943.

Solibitors/for Completenant STATĖ OF ALKRAM BALLWEIN COMMY.

Regimber Court

3 ်

I, R. S. Duck, Register of the Circuit Court of De Lawin County, Alabama, in Equity, hereby certify that the above is a gull, true, correct and complete copy of notice given by publication in the Haldwin Times, as newspaper published at Bay Minette, Alabama, in the cause of A. Franklin Smart, Complainant, vs Wils Anderson, St al. Respondents, and filed En the office of the Prebate Judge of Saldwin County, Alabama, the county in which esta lands lie, in especiance with the provisions of Article 2, Chapter 536 of the 1925 Code of Alabama. 12.3

IN WITNESS WHIREOF, I have hereunto set my hand and seal of office on this the 11 day of porture, 1943.

Register of the Circuit Court of Baldwin County, Alabama.

anderson 11-11-43 Les Gent Miles a. Franklin Smat Nels anderson : John a. Berkenmer Fillie & Short of James Laker III James R. Layers STATE OF ALABAMA, BALDWIN COUN Les Tend book / page 226 and I certify that the following Privilege Ta Neen paid.

The State of Alabama, BALDWIN COUNTY

CIRCUIT COURT. (Equity)

January 31st Term. 194

A.Franklin Smart, 1025,

No.____

Nils Anderson et als.

	BILL	OF COSTS	
REGISTER'S FEES	AMOUN	T SHERIFFS FEES:	AMOUNT
Fees in Circuit Court—	1 00	Summoning on Bill, Each Defendant:	
Docketing Cause, One fee only of	-		
Issuing Summons on Bill, each	1 40	The all the second of the seco	
Issuing Copies Thereof, each		Executing Writs of Possession, each	
Entering Return of Same, each	. 1.00	Executing Scire Pacias or Notice, each	6
Filing Bill or Other Paper, each	ALL LOS CO	Taking and Approving Bonds, each 100	
Copies of Same, Per 100 Words	72,00	Impaneling Jury	
Entering Appearances, each 25*	. 50	Collecting Execution for Costs Only, each1.50	
Issuing Writs of Injunction, Ne Exeat, each 1.50		Sheriff's Commissions	A 5
Issuing Copies Thereof, each			
Entering Return of Same, each			
Decrees Pro Confesso, each		Total Sheriff's Fees	
Order Appointing Guardian Ad Litem, each 1.00*	T 00		
Issuing Commissions to Take Testimony, each50	50		1
Taking Testimony, Per Day		SUMMARY OF FEES, COSTS, AND JUDGMENT	
Taking Testimony, Per 100 words20		Fees in Circuit Court—	1 E OA
Receiving and Filing Depositions, each pkg., 10		Register's Fees	12 S0
Indorsing Depositions Published, each pkg.,10		Ex-Register's Fees	
All Entries on Commission Docket, Each Cause 50	 .	Sheriff's Fees	
Entering Order Submitting Cases for Decree, each50		Ex-Sheriff's Fees	
Other Orders of Court, each	En	Witness Fees	LO 80
Noting Testimony on Hearing of Cause, each 50	75	Commissioner's Fees)
Entering Decrees, of 500 Words of Less, each	75	Guardian Ad Litenbaldwin inch.	X YX
Per 100 words over 500		Publisher's Fees	
Taking Accounts, etc., on Ref., per Day3.00* Taking Testimony on Reference Relating to		Solicitor's Fees	
Trustee, etc., per 100 words		Court Reporter's Fees, Per Day or fraction thereof .5.00	3 00
Reference and Reports, each2.00*		"edording Decree and Les ben.	5 00
Reports of 500 Words or Less	,		
Per 100 Words over 500			
Issuing Subpoenas for Witnesses, each		Fees and Costs in Inferior Court:	
All Entries on Subpoena Docket, each Cause		Clerk of Inferior Court Fees	
Taking and Approving Bonds, each	- Garan	Sheriff's Fees	
Making Complete Record, per 100 Words	630	Witness Fees	
Hearing, etc., Regarding Appointment of Re-			
cerver or Trustee		80	3.53
Settlements with Receiver or Trustee, each3.00 Examining Vouchers in Settlements, each		Total Fees and Costs in Inferior Court	
Examining Answers on Exceptions, each Answer 3.00			
Removal Disabilities on Non-Age			
Commissions on Sales	, '	Total Fees and Costs	
Making Deeds to Property Sold, each2.00		Judgment	
Receiving and Paying Out Money Other Than	, ,	÷	171
That Arising from Sales Certificates or Affidavits, with Seal, each		Total Fees, Costs, and Judgment	_/_/_
Certificates or Affidavits without Seal, each			
Issuing Scire Facias or other Notice, each	. 1		
Other Orders of Register, except Cont., each 50			
Entering Certificates of Supreme Court, each 50			
Transcript for Supreme Court, per 100 words, each. 15			
Additional Copies, per 100 words			ile de la constantina della co
Appeal Bond, each	1 ×		
Certificate of Appeal, each	. *		
Notice of Appeal, each			
Report to State Board of Health, each case 59			
Certificate of Judgment, each			
Issuing Executions, each			1
			7
	15 20		The state of the s
Total Register's Fees	***		
	<u> </u>		

The State of Alabama, Baldwin County

CIRCUIT COURT

		•
KNOW YE: That we, having full faith in your prud	ence and competency have a	nnointed a
missioner, and by these presents do authorize you, at such time	op and place or record	bboured And Co
A Franklin Sunt	re and place as you may appor	nt, to call before y
and examine A. Franklin Smart. and Joh	n E mart.	· · · · · · · · · · · · · · · · · · ·
ng mitnegree in L. I. C. C		
as witnesses in behalf of <u>Complainant</u> .	in a cause pe	ending in our Eirce
Court of Baldwin County, of said State, wherein A Frankl	in Smart.	·
·		
•		_ Complainant_
nd Nils Anderson. et alas.		
,		· · · · · · · · · · · · · · · · · · ·
		—— Defendan
n oath to be by troy administration to Them		——— Defendan
n oath to be by you administered, uponThem.	· · · · · · · · · · · · · · · · · · ·	
take and certify the deposition of the witness and ret	urn the same to our Court,	with all convenier
peed, under your hand.	<i>,</i>	•
•		,
Witness 22nd day of January.	1944	
	19 44	
	1 KKI	likk

Quit Claim

THIS DEED made this 22 day of JERURTY. 1945. between E.S. Sibley. and Mary. G. Sibley. his wifs. Partice. of the first part, and AFTERNALIN. SMART and MATCHES. Smart DERTISES. of the first part, in consideration of OO Two Hundred Seventy-five DOLLARS to US in head paid by the part 188 of the second part, the receipt of which is hereby acknowledged, have remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said partices of the second part. their. County, Alabama, described as follows towit: The SET of the SET of Section Seven(7) in Ownship 6 south Renge 3 East. And the West 15 acres of the SW of 182 of Section Eight (8) in Township 8 south Range 3 East. Containing 55 acres more or less. Containing 55 acres more or less and single or may, by any ways or the first part. heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party or the first part. Herefore and shall be, by these presents, Forever Removed or the party of the first part have hereunto set. the 12 hand, and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRISENCE OF	BALDW	IN County				, , , , , , , , , , , , , , , , , , , ,	
between E.S. Sibley and Mary. G. Sibley his wife			1				
DETTIES of the first part, and	THIS	DEED made this	12	day of <u>រិគ</u>	nuary	1	9.43
Darties	between	E.S.Sibley 8	and Mary.G.	.Sibley_h	is_wife		
WITNESSETH, that the part 100 of the first part, in consideration of the first part, in hand paid by the part 100 of the second part, the receipt of which is hereby acknowledged, hare remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said part 00 of the second part. Their county, Alabama, described as follows to-wit: The SE2 of the SE3 of Section Seven(7) in counship 6 south Range 3 East. And the West 15 acres of the SE3 of the SE3 of the SE4				parties		of the first part	, and
WITNESSETH, that the part 100 of the first part, in consideration of the first part, in hand paid by the part 100 of the second part, the receipt of which is hereby acknowledged, hare remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said part 00 of the second part. Their county, Alabama, described as follows to-wit: The SE2 of the SE3 of Section Seven(7) in counship 6 south Range 3 East. And the West 15 acres of the SE3 of the SE3 of the SE4	A.Fra	nklin Smart <i>e</i>	and WMAdrec	B. Smar	 . t		
WITNESSETH, that the part Y.E of the first part, in consideration of two Hundred Seventy-five DOLLARS to He is in hand paid by the part 188 of the second part, the receipt of which is hereby acknowledged, have remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said part 8 of the second part. the IT heirs and assigns forever, all the real property in Baldwin County, Alabama described as follows to-wir: The SEA of the SEA of Section Seven(7) in ownship 6 south Range 2 East. And the West 1E acres of the SWA of 180 of Section Eight (8) in Township 6 south Range 3 East. Containing 55 acres more of less Containing 55 acres more of less Containing 55 acres more of less In the first part heirs or assigns nor any other person in trust for E. Sieley A. Mary G. S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or tile thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESSE WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written.						4. A. A.	l na rí
DOLLARS to		****	La territoria				
in hand paid by the part 168 of the second part, the receipt of which is hereby acknowledged, have remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said part 68 of the second part. their heirs and assigns forever, all the real property in Beldwin County, Alabama, described as follows to-wit: The SEt of the SEt of Section Seven(7) in Ownship 6 south Range 3 East. And the West 15 acres of the SWt of the SWt of Section Eight (8) in Township 6 south Range 3 East. Containing 55 acres more or leas. Containing 55 acres more or leas. Containing 55 acres more or leas. Containing 55 acres more or lease. Their name shall or will, can or may, by any ways o means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any party thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DiffARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand, and seal the day and year first above written.	OO Two		1				f=
acknowledged, hWC remised, released and quit-claimed and by these presents do remise, release and forever quit-claim unto the said part es of the second part. their heirs and assigns forever, all the real property in	tous	in hand pa	iid by the part 1e	*9	nd part, the rec	eipt of which is h	ereby
and forever quit-claim unto the said parties of the second part. their heirs and assigns forever, all the real property in					••		
heirs and assigns forever, all the real property in			•				
described as follows to wit: The SEt of the SEt of Section Seven(7) in Ownship 6 south Range 3 East. And the West 1E acres of the SEt of the Section Eight (8) in Township 6 south Range 3 East. Containing 55 acres more or less. Containing 55 acres more or less. To have and bithered B. Shart heirs and assigns forever; So that neither the party of the first part heirs or assigns nor any other person in trust for E.S. Sitley A Mary. G. S. or in their mame shall or will, can or may, by any ways of means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF		•					bama
TO HAVE AND TO HOLD the said released premises unto the saidA. Franklin Smart and Myndred B. Smart heirs and assigns forever; So that neither the party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set		· ·				W.	
Containing 55 acres more or less. TO HAVE AND TO HOLD the said released premises unto the said. A.Franklin Smart. and Mytdred B. Smart heirs and assigns forever; So that neither the party of the first part heirs or assigns nor any other person in trust for E.S.Sikley & Mary G.S. or in their have or claim any right or title thereto; BUT THAT the said party of the first part. heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any, part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF							
TO HAVE AND TO HOLD the said released premises unto the said. A.Franklin Smart. and Markered B. Smart heirs and assigns forever; So that neither the party of the first part heirs or assigns nor any other person in trust for. E.S. Sibley & Mary. G. S. or in. their mame shall or will, can or may, by any ways of means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part. heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF							
TO HAVE AND TO HOLD the said released premises unto the said. A.Franklin Smart. and Middled B. Smart heirs and assigns forever; So that neither the party of the first part heirs or assigns nor any other person in trust for E.S. Sikley A. Mary. G.S. or in their heirs or assigns nor any other person in trust for many shall or will, can or may, by any ways of means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF				·			
the first part heirs or assigns nor any other person in trust for E.S. Sibley & Mary G.S. or in	7		:				
the first part heirs or assigns nor any other person in trust for E.S.Sibley & Mary G.S. or in			·				, b
the first part heirs or assigns nor any other person in trust for E.S. Sibley & Mary G.S. or in							
the first part heirs or assigns nor any other person in trust forE.S. inley & Mary G.S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their _ hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF	<u>:</u>						
the first part heirs or assigns nor any other person in trust for E.S. Sibley & Mary G.S. or in	<u>.</u>				<u></u> .		
the first part heirs or assigns nor any other person in trust forE.S. inley & Mary G.S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their _ hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF							
the first part heirs or assigns nor any other person in trust forE.S. inley & Mary G.S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their _ hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF		,			<u> </u>		\
the first part heirs or assigns nor any other person in trust forE.S. inley & Mary G.S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their _ hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF			·		· 		
the first part heirs or assigns nor any other person in trust forE.S. inley & Mary G.S. or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first part heirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their _ hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF	mo HAVE	AND TO HOLD	the acid volcand as	comicae unto the	reid A T	ranklin Sma	rr 1 .
the first part heirs or assigns nor any other person in trust for				emises unto the	Jaiu	<u> </u>	
or in	and	ENTROPESO D.	Smart	heirs and assign	as forever; So	that neither the pa	irty .o
or in	the first part	heirs or assigns no	or any other perso	n in trust for	E.S.Sib	ley_&_Mary.(- - S:
means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said party of the first partheirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF				*		•	
the first partheirs and assigns, each and every one of them from all estate, right, title, interest or claim and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF	01	oaver hereofter have					
and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by thes presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF			1				
presents, FOREVER EXCLUDED AND DEBARRED. IN WITNESS WHEREOF, the party of the first part have hereunto set their hand and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF	11 11 11 11 11 11 11 11 11 11 11 11 11		· ·	(P			
and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF		and the second second		· · · · · · · · · · · · · · · · · · ·			
and seal the day and year first above written. SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF	and demand	REVER EXCLUDE			1	their 1	
5-5-8, Clar	and demand presents, FO			rst part ha ve	nereunto set_		and_
5-5-8, Class	and demand presents, FO	SS WHEREOF, the p	party of the fi	rst part ha ve	nereunto set.		and_
J. J. L. CHALLES EAL	and demand presents, FO IN WITNES and seal the	SS WHEREOF, the place and year first about	party of the fi				and_
	and demand presents, FO IN WITNES and seal the	SS WHEREOF, the place and year first about	party of the fi				and_

The State of Alabama, BALDWIN COUNTY

Five Hundred (\$500.00) Dollars
to us in hand paid by A. F. Smart
the receipt whereof is hereby acknowledged we, John F. Smart and Myrtle E. Smart
husband and wifedo grant, bargain, sell and convey unto the said
A. F. Smart
the following described lands situated in Baldwin County, Alabama, to-wit:
The Northeast Quarter of the Southeast Quarter (NE4 of SE4) of Section
Six (6), Township Six (6) South, Range Three (3) East, and
The East Half of the Southeast Quarter of the Northeast Quarter
(Eg of SE of NE of NE to of Section Seven (7), Township Six (6) South, Range
Three (3) East, containing in all mixty (60) acres more or less,
TO HAVE AND TO HOLD to the said A. F. Smart, his
heirs and assigns forever
And do covenant with the said A. F. Smart.
that we are seized in fee of the abov
described premises; that we have the right to sell and convey the same; that the said
premises are free from all incumbrances; and thatwewill, andourheir
executors and administrators shall forever WARRANT AND DEFEND the same to the said
A. F. Smart, his
heirs and assigns, against the lawful claims of all persons whomsoever.
Witness our hand and seal this 18th day of May , 1942
WITNESS John F. Smart L. S
Mr M. Mm. mystle E. Smart L. S

State of Alabama,	Baldwin	County
I, Orvis M. Brown		, a Notary Public
in and for said County and State,	, hereby certify that	t John F. Smart and Myrtle E. Smart
husband and wife	_whose name s a	signed to the foregoing conveyance and who
are known to me, a	icknowledged before	e me, on this day, that being informed of the contents
of the conveyance they	—— executed the s	same voluntarily on the day the same bears date.
Given under my hand and of		Im the Arm
		Netary Fublic, Baldwin County, Ala. My Commission exp. April 2nd, 1943
State of Alabama, Ba		
I, Orvis M. Brown	2	, a Notary Public
in and for said County and State,	do hereby certify t	that on the 18th day of May, 19 42
came before me the within name	d Myrtle E. S	Smart
known to me to be the wife of the	he within named	John F. Smart
the state of the s		usband, touching her signature to the within convey-
ance, acknowledged that she sign	ed the same of her	own free will and accord, and without fear, constraint
or threats on the part of the husb	and.	
In Witness Whereof, I hereu	nto set my hand an	d official seal this 18th day
of May	_ 19 <u>42</u>	
<i>t</i> .		Notary Public, Baldwin County, Ala. My Commission Exp. April 2nd, 1943

WARRANTY DEED

PROM

TO

A ADDAL TO

THE STATE OF ALABAMA

THE STATE OF ALABAMA

OPPICE OF THE OF ALABAMA

OF THE STATE OF ALABAMA

OF THE STATE OF ALABAMA

THE STATE OF ALABAMA

OPPICE OF THE OF ALABAMA

OF THE STATE OF ALABAMA

THE STATE OF ALABAMA

OPPICE OF THE OPPICE

AND OPPICE OPPICE

AND OPPICE

AND OPPICE OPPICE

A

The State of Alabama
BALDWIN COUNTY
CIRCUIT COURT

Complainant

vs.

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

I certify that the within is a true and correct Bill of Costs in the within styled cause, ATTEST: Register Circuit Court, Baldwin County, Ala. Received payment this_____ -day of ATTEST: Register Circuit Court, Baldwin County, Ala. Moore Printing Co., Bay Minette, Ala. EQUITY COST BILL CIRCUIT COURT BALDWIN COUNTY S. Defendant's Attorney. Plaintiff's Attorney. Term, Defendant... Plaintiff ...

A. FRANKLIN SMART, COMPLAINANT

IN THE CIRCUIT COURT OF

. VS

BALDWIN COUNTY, ALABAMA

NILS ANDERSON, ET AL DEFENDANTS.

IN EQUITY.

NOTE OF TESTIMONY.

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

Original Bill of Complaint;

Copy of notice published in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama;

Proof of publication of notice in the Baldwin Times;

Notice filed in the Lis Pendens Record in the office of the Probate Judge of Baldwin County, Alabama;

Motion for decree pro confesso on service by registered mail against Dorothy Anne Knudson, Marilyn Knudson, Charles Knudson and Anne O. Knudson:

Motion for decree pro confesso on service by publication against
Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker, and Fannie
B. Carpenter, and the unknown heirs and devisees of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest in, or encumbrance upon, the following described lands in Baldwin County, Alabama, to-wit:

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter, of Section Six; Northwest Quarter of the Northwest Quarter; Southeast Quarter of the Southeast Quarter, Section Seven; and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section 8, all being in Township 6 South Range 3 East;

Decree pro confesso on service by registered mail against Anne O. Knudson;

Decree pro confesso on service by publication against Nils Anderson, John A. Birkenmaier, Sallie B. Short, Fannie Baker, and Fannie B. Carpenter, and the unknown heirs and devisees of them, if either or any of them should be dead, and any other person, firm or corporation claiming any right, title to, interest

in, or encumbrance upon the following described lands in Baldwin County, Alabama, to-wit:

عاد ال^الاد الا

Southeast Quarter of the Northeast Quarter; Northeast Quarter of the Southeast Quarter, of Section Six; Northwest Quarter of the Northwest Quarter; Southeast Quarter of the Southeast Quarter, Section Seven; and the West 15 acres of the Southwest Quarter of the Southwest Quarter of Section 8, All being in Township 6 South Range 3 East;

Appointment and acceptance of appointment of H. E. SMITH as Guardian ad litem for Dorothy Anne Knudson, Marilyn Knudson, and Charles Knudson;

Request for taking orally the testimony of witnesses A. Franklin Smart and John E. Smart;

Appointment of Bernice S. Reid as special commissioner;

Notice of time set for taking testimony of witnesses on behalf of the complainant: A. Franklin Smart and John E. Smart before Bernice S. Reid, as special commissioner;

Commission issued by the Register to Bernice S. Reid as Special commissioner;

Testimony of A. Franklin Smart and John E. Smart;

Request for decree in vacation;

And the following instruments introduced in evidence:

Warranty Deed from Walter W. Oberg to A. Franklin Smart and Mildred B. Smart, dated May 15th, 1943, and recorded in the Probate Records of Baldwin County, Alabama in Deed Book 79 NS pages 528-9;

Warranty deed from John F. Smart and Myrtle E. Smart to A. F. Smart, dated May 18th, 1942, and recorded in the Probate Records of Baldwin County, Alabama, in Book 77 NS page 506;

Quit Claim Deed from E. S. Sibley and Mary G. Sibley, his wife, to A. Franklin Smart and Mildred B. Smart, his wife, dated January 22nd, 1943, of record in the Probate Records of Baldwin County, Alabama in Deed Book 77 NS pages 464-5;

Quit Claim Deed from Mildred B. Smart to A. Franklin Smart, dated November 1st, 1943.

Phluel

A. FRANKLIN SMART,

COMPLA INANT

VS

NILS ANDERSON, ET AL

DEFENDANTS.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. 1025

And now comes H. E. SMITH, Guardian ad litem for Dorothy Anne Knudson, Marilyn Knudson and Charles Knudson, and denies each and every allegation contained in the said Bill of Complaint, and demands strict proof of the same.

Guardian ad litem for Dorothy Anne Knudson, Marilyn Knudson, and Charles Knudson.

A. FRANKLIN SMART COMPLAINANT

S.

NILS ANDERSON, ET AL RESPONDENT.

Filed January 22nd, 1944.

1625 RECORDED

A: FRANKLIN SMART COMPLAINANT

NILS ANDERSON, ET AL DEFENDANTS

NOTE OF TESTIMONY.

The State of Alabama,

Baldwin COUNTY.

Know All Men By These Presents,

THAT Walter W.	Oberg. also k	nown as W. W	. Oberg, a	7. ⁵
Bachelor				
			for and in	consideration of
he sum of One (\$1.00)	and other goo	d and valuab	<u>le consider</u>	ationsollars,
o him in hand paid by			and the second s	
wife				
the receipt whereof	1s	hereb	y acknowledge, h	ave GRANTED,
BARGAINED, and SOLD, a	and by these presents	do hereby GRAN	T, BARGAIN, S	SELL and CON-
VEY unto the said A.			· ·	· ·
their heirs	and assigns, the follor	ving described Rea	l Estate, situated	in the county of
Baldwin	and State	of Alabama, to-wit	:	
sel of Nel o	f Section 6, T	6 S. R 3 E.	and NW1 of	NM Ţ
		-		
of Section ?	<u>, т 6 S, R 3 E</u>			
DOGUMENTARY	NENTATIV	·		

THE STATE OF ALABAMA.	STATE OF THE PERSON NAMED IN
COUNTY.	an (42) yekir yili (yazızı
Warranty Deed	Andrews of the second of the
FROM 5-/5-45	
walter w. Oberg 63	
a. Franklin Smart	Section of the sectio
WIN COUNTY 99	te (Configuration of Section 2008)
THE STATE OF ALABAMA, 19 page, as has	Mark of Charles
I this office for record on the	
been and colly regarded in Deed Record Book	
MoPage and examined. Judge of Probate.	
BROWN PRINTING GO., MONTGOMERY, A.A. 1940	٠ ا

Bank & Thore

3

I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor, voluntarily executed the same in its presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 1943 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 per same before me the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of	THE STATE OF REALIZED	County.
whose name. 18. signed to the foregoing conveyance, and who	_{I,} Melvin S. Nelson	a Notary Public said county, in said Sta
conveyance, and who 1.s. known to me, acknowledged before me on this day, that, being incomed of the contents of this conveyance, he executed the same voluntarily, on the day the ame bears date. Given under my hand this the 15th day of COUNTY. I, Melvin S. Nelson a Notary Public in and for subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, that, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor voluntarily executed the same in sis presence, and in the presence of the other subscribing witness, on the day the same bears date; hat he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of 194 a in and for a in and for ladder the within named and county and State, do hereby certify that on the day of 194 arms before me the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known to me to be the wife of the within named known free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19	nereby certify that Walter W. Ob	perg, also known as W. W. Oberg, a bach
cormed of the contents of this conveyance, he executed the same voluntarily, on the day the same bears date. Given under my hand this the 15th day of D. 1945 THE STATE OF EXERCISES. Gook COUNTY. I, Melvin S. Nelson a Notary Public in and for subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of Service of the within named known to me to be the wife of the within named known to me to be the wife of the within named who, being examined separate and spart from the husband touching her signature to the without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have hereunto set my hand, this day of In Witness Whereof, I have here witness the manual production of In Witness Whereof, I have here witness the manual production of In Witness Whereof, I		whose name is signed to the forego
Given under my hand this the 15th day of COUNTY. I, Melvin S. Nelson a Notary Public in and for a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor and of the other witness, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of Signature to the within named known to me to be the wife of the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of		
Given under my hand this the 15th day of COUNTY. I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a backelor the attested the same in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 1945 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 each of the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19		ince, executed the same voluntarily, on the day
THE STATE OF TILLINOIS I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor the grantor the attested the same in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of THE STATE OF ALABAMA COUNTY. I, a in and for said County and State, do hereby certify that on the day of the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19.	•	A D 104 5
I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a backelor the grantor voluntarily executed the same in his presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 194 5 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19	Given under my hand this the 131	day of Hay
I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a backelor the grantor voluntarily executed the same in his presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 194 5 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19		A. t.
I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a backelor the grantor voluntarily executed the same in his presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 194 5 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19		- I was xaurus
I, Melvin S. Nelson a Notary Public in and for said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor the grantor, voluntarily executed the same in his presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of JD. 1945 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 , same before me the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19.	ILLINOIS	
said State and County aforesaid, hereby certify that Myron E. Nelson a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a backelor		
a subscribing witness to the foregoing conveyance, known to me, appeared before me on this day, and, being sworn, stated that Walter W. Oberg, also known as W. W. Oberg, a bachelor the grantor would not be grantor witness, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 194.5 I, a in and for said County and State, do hereby certify that on the day of 194 seame before me the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of	I, Melvin S. Nelson	a Notary Public in and
a backelor the grantor voluntarily executed the same in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of 1945 THE STATE OF ALABAMA. COUNTY. I, a in and for said County and State, do hereby certify that on the day of 194 came before me the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of		
the grantor, voluntarily executed the same in his presence, and in the presence of the other subscribing witness, on the day the same bears date; that he attested the same in the presence of the grantor and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of	a subscribing witness to the foregoin	g conveyance, known to me, appeared before me on this d
country. I,	and, being sworn, stated that Walter	r W. Oberg, also known as W. W. Oberg,
that he attested the same in the presence of the grantor—and of the other witness, and that such other witness subscribed his name as a witness in his presence. Given under my hand this the 15th day of D. 1945 THE STATE OF ALABAMA. COUNTY. I,	a bachelor	the grantor, voluntarily executed the same
Given under my hand this the 15th day of COUNTY. I, a in and for said County and State, do hereby certify that on the day of known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19	his presence, and in the presence of th	e other subscribing witness, on the day the same bears da
Given under my hand this the 15th day of COUNTY. I, a in and for said County and State, do hereby certify that on the day of hereby certify that on the known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, this day of A. D. 19	that he attested the same in the presen	ce of the grantorand of the other witness, and that st
THE STATE OF ALABAMA. COUNTY. I,		Λ
I,	Given under my hand this the 1	5th day of
I,	,	The state of the s
I,		The Mulli
I,		
came before me the within namedknown to me to be the wife of the within namedwho, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint for threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of A. D. 19	THE STATE OF ALABAMA,	COUNTY.
came before me the within namedknown to me to be the wife of the within namedwho, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint for threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of A. D. 19	I	ain and
came before me the within named known to me to be the wife of the within named who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19	,	
who, being examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19		
examined separate and apart from the husband touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19		
acknowledged that she signed the same of her own free will and accord, and without fear, constraint or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19		
or threats on the part of her husband. In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19		
In Witness Whereof, I have hereunto set my hand, thisday of, A. D. 19	-	
A. D. 19	· · · · · · · · · · · · · · · · · · ·	ito set my hand, thisday of
	A. D. 19	-

A. Franklin Smart and Mildred B. Smart, his wife,
And I do covenant with the said A. Franklin Smart and Mildred B. Smart
their heirs and assigns, that I am lawfully seized in
fee simple of the aforementioned premises; that they are free from all encumbrance; that
ha ve a good right to sell and convey the same to the said A. Franklin Smart and
Mildred B. Smart, his wife,
their heirs and assigns, and that I will WARRANT
AND DEFEND the premises to the said A. Franklin Smart and Mildred B. Smart,
his wife, and their heirs and
assigns forever, against the lawful claims and demands of all persons.
In Witness Whereof have hereunto set hand
and seal_this the 15th day of May in the year of
cur Lord One Thousand Nine Hundred and 43.
Signed, Sealed and Delivered in Presence of Action 1000 (E. S.)
me so Ma (also known as, t
Mayor (L. S.)
Sillian Wijaichowster (L. S.)

العالمة المالية

EDITOR AND PUBLISHER

ME BALDWIN COUNTY'S- MESS BEST NEWSPAPER

BAY MINETTE, ALABAMA

LIS PENDENS NOTICE If have been made to appear in the above cause, by the affidavit of A. Franklin Smart. Complainant in the above cause, that Dorothy Anne Knudston, are minors eighteen, fourteen and Charles Knudson, are minors eighteen, fourteen and nine years of age, respectively, and anne of Knudson are non-residents of the State of Alabama, their address being Care Waiter Obers. 2415. West Fourteenth Street, Chicago, Illinois, 1945. Anderson, John A. Birkenmaier, Saille B. Short, Fannie Baker, and Francie B. Carpenter, If they beel ving, or the resident for the State of Alabama, their address being Care Waiter Obersonal representatives and assigns, are non-residents, of the State of Alabama, their address being unknown. That the said Complainant owns in That the said Complainant owns in That the said Complainant owns in Southeast Quarter of the Northeast Quarter, Northeast Quarter, Of the Southeast Quarter of the Northeast Quarter, Northeast Quarter of the Northeast Quarter, Northeast Quarter of the Southesst Quarter of the Northeast Quarter of the Southeast Quarter of the Northeast Quarter of the Southesst Quarter of the Northeast Quarter, Northeast Quarter of the Southesst Quarter of the Northeast Quarter of the Southesst Quarter of the Northeast Quarter of the South Modern of the Modern of t	AFFIDAVIT OF PUBLICATION STATE OF ALABAMA, BALDWIN COUNTY JOHN OF MALABAMA, BALDWIN COUNTY JOHN OF MALABAMA, BALDWIN COUNTY JOHN OF MALABAMA, BALDWIN TEMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of H. FRANKLIN SMALLE, Conformation W., S. COST STATEMENT JAMES OF MALABAMA, BALDWIN TEMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of H. FRANKLIN SMALLE, Conformation W., S. COST STATEMENT JAMES OF MALABAMA, Publisher. Was published in said newspaper for H. consecutive weeks in the following issues: Date of 1st publication Malabamala 15, 1943 Vol.54 No. 43 Date of 3rd publication Malabamala 25, 1943 Vol.54 No. 443 Date of 3rd publication Malabamala 2, 1943 Vol.54 No. 444
	Notary Public, Baldwin County.

Publisher.

(1025)

446/ Spring James

STATE	and the second second	1 4	IA,			CIŖ	CUIT COURT	, IN EQUITY.
BALI	DWIN C	YTMUO) ₁	To. 102	5	·	Term, 194
		1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -	. :			:		
	A. F	RANKLIN	SMART	<u> </u>				, Complainant
					$\mathbf{v}_{\mathbf{s}}$			
		1						
	NILS	AN DERSC	N, ET	AL		V . C.,		, Defendant_S
				, ;		\ \ !		

In the above stated cause a Decree Pro Confesso having been taken against the Defendant, and
evidence having been taken, and the cause being ready for submission for final decree, and no
defense having been interposed, the Complainant, by BEEBE & HALL
Solicitors of record, now files with the Register of this
Court this written request to deliver the papers in this cause to the Judge for final decree in vacation. BEEBE & HALL BY
Solicitor for Complainant.

IN ACCOUNT WITH

G. W. ROBERTSON

JUDGE OF PROBATE, BALDWIN COUNTY

Please Keturn	Bill with Remittance				
Recording	from ·	to	Privilege Tax	Rec. Fee	Total
A	and the second s	T VS nils a	rederon t		/35
lleca	Pane	15 Coratery	E'threedon C		300
		Taid)			
		13 par			
- ·				10 m 10 m 10 m 10 m 10 m 10 m 10 m 10 m	The state of the s
					A the state of the

RECORDED

No	```	1		Pag	ge—	
	The	Sta	te of	Alak	ama	
		Bal	dwin	County		
	CIRC	UIT (COUR	T, IN I	EQUIT	Y
· · · · · · · · · · · · · · · · · · ·	Α.	FRANK	LIN S	SMART		
			· 	COMPL	<u>a inan</u> :	FI
	33.7 m		Vs.			: :
	NILE	AN DE	rson,	ET A	با	
				DEFE	DANTS	
Filed		Qa.	ACA	Z G		_,1944
		$\mathbb{C}_{\mathbb{F}}$	X	Nl	KK	· · · · · ·
	1				Reg	ister.
	1 1 4.					
Reco	rded i	n				_Record
			<u> </u>			17
Vol	12.		_Pag	e		
	<u> </u>	— t——.			Reg	ister.

文章 不是 医神经病 医医神经病

;