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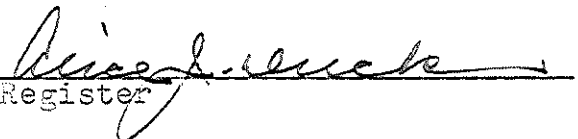
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WE COMMAND YOU, that you summon J. A. Jackson, whose address is 1905 Eagle Drive, Mobile, Alabama, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, 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 Winberg Orchards and Nurseries Co Inc., a corporation, against the said J. A. Jackson, and further to do and perform what said Judge shall order and direct in that behalf and this the defendant shall in no wise omit, under penalty of the law; and we further command that you return this writ, with your endorsement thereof, to our said court immediately upon the execution thereof.

WITNESS, Alice J. Duck, Register of said Circuit Court, this the 5th day of June, 1954.

  
Register

WINBERG ORCHARDS & NURSER-  
IES COMPANY, Inc., A CORPORATION  
COMPLAINANT,

VS

J. A. JACKSON,

DEFENDANT.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE CIRCUIT COURT  
OF BALDWIN COUNTY, ALABAMA:

Comes WINBERG ORCHARDS & NURSERIES COMPANY, INC., a corporation  
and humbly complaining against J. A. Jackson, respectfully  
shows unto your Honor as follows:

FIRST: That your complainant is a corporation organized  
and doing business in the State of Alabama, with its principal  
place of business at Silverhill, Alabama; that the defendant  
is over the age of twenty-one years and his post-office address  
is as follows: J. A. Jackson, 1905 Eagle Drive, Mobile, Ala-  
bama.

SECOND: That the complainant is the owner of and in the  
peaceable possession of the following described lands situated

in the County of Baldwin, State of Alabama, to-wit:

The Northwest quarter of the Northwest quarter  
of Section 34, Township 5 South, Range 3 East.

THIRD: That the said J. A. Jackson claims or is reputed to claim some right, title, claim or interest in, lien, or encumbrance upon the above described lands, or some part thereof, and the complainant calls upon him to set forth and specify his right, title, claim, interest in, lien or encumbrance upon the said lands, or any part thereof, and to show how and by what instrument or instruments the same is derived or created.

FOURTH: That there is no suit pending to enforce or test the validity of the complainant's title to the said lands, or to enforce or test the validity of the defendant's right, title, claim, interest in lien, or encumbrance upon the said lands, or any part thereof.

FIFTY: The complainant further says that it is informed and believes and upon such information and belief alleges that the said defendant claims a right, title, claim or interest in, lien, or encumbrance upon the aforesaid lands, or some portion thereof by virtue of a tax deed issued to J. A. Jackson by the State of Alabama on September 8, 1948, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 134, page 252; that said deed purports to have been executed under a sale of the said lands June 17, 1940, for taxes under an assessment against said Winberg Orchards and Nurseries Company, #5, and this complainant alleges that at the time of the said sale, said Winberg Orchards & Nurseries Company was the owner of the said lands and in possession of the same; that your complainant was the owner of the said lands and in possession thereof at the time of the sale to the State of Alabama, and at the time of the sale of the same by the State of Alabama to the said J. A. Jackson, and that it has been in continuous possession of the said lands from the date of the aforesaid sale to the State of Alabama to this date, and your complainant is now

in possession of the said lands and each and every parcel of the same and is the owner thereof.

SIXTH: Complainant further says that it is informed and believes and upon such information and belief alleges that the said tax title of the said J. A. Jackson is void.

WHEREFORE, Your complainant prays this Honorable Court take jurisdiction of the cause made by this bill of complaint and make the said J. A. Jackson a party defendant hereto, and by appropriate process require him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause this Honorable Court will make and enter an order and decree adjudging and decreeing that the said defendant, J. A. Jackson, has no right, title, claim interest in, lien, or encumbrance upon the said lands, or any part thereof, and that the title to the said lands be quieted and established in this complainant as against the said defendant; and that the said defendant be forever enjoined from asserting or attempting to assert, or from claiming or attempting to claim any right, title, or interest in, lien, or encumbrance upon the said lands, or any part thereof.

Complainant further prays that if it shall be mistaken in the relief prayed for, that this Honorable Court will ascertain the amount of taxes and costs for which the said lands were sold, and interest thereon, and the taxes and interest thereon paid subsequent to the said sale, and that this complainant be permitted to redeem the said lands from the aforesaid tax sale; and this complainant prays for such other, further or different relief as in equity it shall be entitled to receive in the premises.

*Beebe & Sweetinger*  
*J. E. Sweetinger*  
Solicitor for Complainant

WINBERG ORCHARDS & NURSERIES  
COMPANY, INC., A CORPORATION,  
COMPLAINANT,

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

VS

J. A. JACKSON,  
DEFENDANT.

TO WHOM IT MAY CONCERN:

Notice is hereby given that the complainant in this cause has on this date filed in the Circuit Court of Baldwin County, Alabama, Equity side, against the defendant, a suit to quiet complainants' title to the property hereinafter described, and to clear up all doubts and disputes concerning same.

The complainant alleges in his said bill of complaint that he claims to own and is in actual, peaceable possession of the property described in the said suit, namely:

The Northwest quarter of the Northwest quarter of Section 34, Township 5 South, Range 3 East, in Baldwin County, Alabama,

and that no suit is pending to enforce or test the title to the said lands.

The said complainant prays for a decree quieting his title to the said property against the said defendant, and for his general relief.

All persons are cautioned against purchasing the said property, except subject to the rights of the said complainant in this suit.

Dated this the 5th day of June, 1954.

*Hubert A. Swearingin*  
*A. B. Swearingin*  
Solicitor for complainant.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 6-8-54 11 A. M.

Recorded Lis Pend book 46 page 70

*W. B. Stewart*  
Judge of Probate

*6*

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FROM  
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Winberg Orchards & Nurseries,  
59 Inc.

VS:

J. A. Jackson  
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Filed 6-5-54  
A. J. Jackson  
Register

R-75  
Floyd Swearingen

STATE OF ALABAMA  
BALDWIN COUNTY

WINBERG ORCHARDS & NUR-  
SERIES COMPANY, INC., A  
Corporation  
COMPLAINANT

VS

J. A. JACKSON

DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

Upon motion of the complainant in the above styled cause,  
the same is hereby dismissed and the complainant taxed with the  
costs.

Done this the 14 day of August, 1954.

Hubert M. Zeller  
Judge

Winberg

FILED  
AUG 14 1954  
ALICE A. BECK, Register

STATE OF ALABAMA  
BALDWIN COUNTY

WINBERG ORCHARDS & NUR-  
SERIES COMPANY, INC., A  
Corporation  
COMPLAINANT

VS

J. A. JACKSON,  
DEFENDANT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
IN EQUITY

Comes the complainant in the above styled cause, and by  
leave of court first had and obtained, dismisses the foregoing  
suit, the defendant therein having died prior to the filing of the  
Bill of Complaint.

This the 14 day of August, 1954.

BREEBE & SWEARINGEN  
Solicitors for Complainant.

35 *A. E. Swearingen*



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FILED

AUG 14 1954

ALICE J. BUCK, REGISTRAR