

3274

T. H. GILES and
ROSA P. GILES,
Complainants

Vs.

CERTAIN LANDS IN
BALDWIN COUNTY, ALABAMA.

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

NO. 3274

FILED
DEC 22 1954

T. H. GILES, ONE OF THE COMPLAINANTS, BEING FIRST, DULY SWORN,
TESTIFIED AS FOLLOWS:

Examination by Mr. Pipes

Q. You are Mr. T/ H. Giles?

A. Yes, sir.

Q. Are you one of the Complainants in this suit to quiet
title to lands in South Baldwin County?

A. I am

Q. Who is Rosa P. Giles?

A. My wife.

Q. She is also a Complainant?

A. Yes, sir.

Q. Where do you and Mrs. Giles live?

A. Sheffield, Alabama - in Colbert County.

Q. You are both over the age of 21 years?

A. Yes, sir.

Q. Do you have the deed by which you acquired title to this
land?

A. Yes, sir.

Q. What is the description if the land?

A. Fractional West half of the Southeast Quarter of Section 2, Township 9 South, Range 4 East, in Baldwin County, Alabama, lying south of and bounded on the North by the right of way for Inter-Coastal Canal, subject to the right of ways for public roads and the easement for the Intercoastal Canal granted to the United States of America.

Q. Do you claim to own that land in fee simple?

A. Yes, sir.

Q. From whom did you acquire the lands?

A. Albert Elmore.

Q. By written instrument?

A/ Yes, sir.

Q. Is the instrument which you hold in your hands there the instrument by which you acquired the lands?

A. Yes, sir.

Q. That is recorded in Deed Book 127 page 34 in the Probate Office of Baldwin County?

A. Yes, sir.

MR. PIPES: We introduce in evidence the original deed from Albert Elmore and wife, Louise M. Elmore, to T. H. Giles and Rosa P. Giles, dated December 30, 1947, and recorded in Deed Book 127 at page 34, and ask that the Same be identified as the

Complainant's EXhibit 1, with leave to withdraw
the original deed and substitute a photostatic copy
of the same.

Q. What is the date of that Deed?

A. December 30, 1947.

Q. Is it at the correct date on which the deed was given
to you and possession of the lands delivered to you by
Mr. Elmore?

A. Yes, sir.

Q. Other than the present proceeding, are there any suits
pending against you to test the title to this land?

A. No, sir.

Q. Or against your wife, Mrs. Rosa P. Giles?

A. No, sir.

Q. Have you assessed and paid the taxes on this land?

A. Yes, sir.

Q. For what years?

A. We paid the taxes in '48 and on up.

Q. Do you have your tax receipts with you?

A. Yes, sir.

Q. Mr. Giles, other than your self and Rosa P. Giles. has
any one had possession of any part of this land since you
acquired title in 1947?

A. No, sir.

MR. SAM W. PIPES, III, BEING FIRST DULY SWORN, TESTIFIED,
ATTORNEY FOR THE COMPLAINANTS.

As the Attorney for the Complainants in the present suit I have made an investigation to determine who the Southwall Corporation was, and what the present status of that Corporation is; I learned that the Southwall Corporation was a Corporation organized under the Laws of the State of New York; that it was duly qualified to do business in the State of Alabama in the year 1936, and qualified to do business in the State of Alabama for the subsequent years up to January 1, 1947, when it withdrew from the State of Alabama, and after that date it has no longer been qualified to do business in the State of Alabama. I have obtained a certified copy, certified according to the Acts of Congress, from the Secretary of State, for the State of New York, an instrument which is the record of the dissolution of the Southwall Corporation on August 31, 1948, and will introduce that at this time as Complainants' Exhibit 2; that is the certified copy of this certificate of dissolution as shown by said certificate, which shows the sole and only stock holder of Southwall Corporation at the time of its dissolution was Telfair Stockton & Company, a Corporation.

I have investigated and found that this was a Corporation with its principle place of business at 716 Atlantic National Bank Building, Jacksonville, Fla; That corporation has been served with a process in this suit.

by registered mail. I have inquired, and so far as I can find there are no other former stockholders of Southwall Corporation.

I have checked the tax records in Baldwin County, Alabama, from 1943 up to and including the present date, and I find that the property was assessed to Louise Elmore and Albert Elmore from 1943 through 1948 and the taxes paid thereon from 1948 to date, and the property assessed, by the Complainants, and the taxes paid. I have further investigated and found that there is no double assessments and no one other than the Complainants and those through whom they claim title have assessed or paid taxes on said lands during said period of time; from my check of said tax records I find that the title of the Complainants in this case passes back from Albert Elmore by deed from the State of Alabama, dated June 19, 1946, which deed is recorded in Deed Book 108, at page 357, and at this time we introduce in evidence a certified copy of said deed and ask that it be identified as Complainant's Exhibit 3.

We also find record of delinquent tax docket, real estate of Baldwin County, Alabama, tax sale docket 19, page 45, where the property described in the bill of complaint was sold for non-payment of taxes, on June 14, 1943, and that at said sale the State of Alabama was the purchaser of said property, and we introduce at this time, as Complainants' exhibit 4, a certified copy of the delinquent tax docket sales sheet, Book 19, page 45.

The Complainants in this case have obtained an abstract of the title of the property, which abstract was made by Baldwin County Abstract Company and certified to by Mr. Ertzinger. I have examined the abstract of title and find that the title to the property in 1943, at the time of the sale for taxes, was vested in the Southwall Corporation, and from the Southwall Corporation the title passes by tax deed to the State of Alabama, and from the State of Alabama to Albert Elmore and from Albert Elmore to the Complainants in this case.

THE COURT: There are no other claimants in the chain of title?

MR. PIPES: There are no other claimants in the chain of title and there have been no taxes paid by any one other than the Complainants in this case since they acquired the title to these lands.

C E R T I F I C A T E:

I hereby certify that the foregoing, consisting of pages 1 to 6 both inclusive, correctly sets forth a true and correct transcript of the testimony as taken by me in open Court, before Hon. Hubert M. Hall, Judge of said Court, on the 22nd day of December, 1954.

This 22nd day of December, 1954.

Louise Dusenbury
Official Court Reporter

THE STATE OF ALABAMA,
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of the Probate Court in and for said State and County, hereby certify

that the within and foregoing One photostatic pages

contain a full, true and complete copy of the Deed from W. R. Stuart, Probate Judge

to Albert Elmore,

as the same appears of record in my office in Deed Book No. 108

Page 357.

Given under my hand and seal of office, this 22nd day of December, 1954.

W. R. Stuart
Judge of Probate.

T. H. GILES AND ROSA P. GILES,) IN THE CIRCUIT COURT
 COMPLAINANTS.) OF BALDWIN COUNTY,
 -vs-) ALABAMA.

LANDS DESCRIBED IN THE BILL OF)
 COMPLAINT AND TELFAIR STOCKTON &)
 COMPANY, INC., A Corporation,) IN EQUITY NO. 3274
 SOUTHWALL CORPORATION, A Dissolved)
 Corporation, AND THE UNKNOWN STOCK-)
 HOLDERS OF THE SOUTHWALL CORPORATION,)
 A Dissolved Corporation, IF ANY.)

RESPONDENTS.)

TO:

TELFAR STOCKTON & COMPANY, Inc., A Corporation, 716 Atlantic
 National Bank Building, Jacksonville, Florida.
 SOUTHWALL CORPORATION, A Dissolved Corporation.
 AND THE UNKNOWN STOCKHOLDERS OF SOUTHWALL CORPORATION, A
 Dissolved Corporation, if any, whose addresses are
 unknown.

You are hereby notified that bill of complaint in the
 above entitled suit was filed in the circuit court of Baldwin
 County, Alabama, on the ~~15th~~ day of June, 1954, against the following
 described land in the County of Baldwin, State of Alabama, to-wit:

West One-half ($W\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Two(2)
 Township Nine South, Range Four East; SUBJECT to the easements over
 and across said property for public roads and for the Intercoastal
 Canal.

That the complainants T. H. Giles and Rosa P. Giles
 claim to own the fee simple title to said lands by virtue of a
 warranty deed from Albert Elmore, and wife, dated December 30, 1947,
 and recorded in Deed Book 127 N. S. page 34, Probate Records of
 Baldwin County, Alabama; that Albert Elmore obtained title to said
 land from the State of Alabama by assignment of a certificate of
 sale for non-payment of taxes at the tax sale held on June 14, 1943;
 and by tax deed from the State of Alabama dated June 19, 1946, and
 recorded in Deed Book 108 page 357, Probate Records of Baldwin County,
 Alabama. You are further directed to plead, answer or demur to the
 bill of complaint before the 16th day of August, 1954.

You are further notified that copy of this notice has
 been recorded as a lis pendens in the office of the Probate Judge
 of Baldwin County, Alabama.

BOOK 04 PAGE 71

Dated this the 15th day of June, 1954.

BOOK 016 PAGE 109

Reice J. Duck
REGISTER IN CHANCERY

BOOK

04 PAGE 72

STATE OF ALABAMA

COUNTY OF BALDWIN

I, Reice J. Duck, Register in
Chancery of the Circuit Court of Baldwin County, Alabama, do
hereby certify that the above and foregoing is a true and
correct copy of the notice of the pendency of the bill of
complaint in the above entitled suit, which said notice is
being published in the Baldwin Times, a newspaper published in
Baldwin County, Alabama,

Witness my hand this the 15th day of June, 1954.

Reice J. Duck
Register, Circuit Court
of Baldwin County, Ala.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 6/16/54 2: P.M.

Recorded Li Pond book 4 page 71-2

W. R. Stuart
Judge of Probate WRS

T. H. GILES & ROSA P. GILES,)	IN THE CIRCUIT COURT OF
Complainants)	BALDWIN COUNTY, ALABAMA.
-vs-)	
LANDS DESCRIBED IN THE BILL OF)	IN EQUITY NO. 3274.
COMPLAINT, et al.)	
Respondents.)	

F I N A L D E C R E E .

This cause coming on to be heard upon the bill of complaint, decrees pro confesso against the respondents, the answer of James R. Owen, as guardian ad litem for the unknown defendants, and as attorney ad litem for any of said defendants who may be in the armed forces of the United States, and upon the testimony taken in oral court, and the exhibits introduced in evidence, all as noted in the note of evidence on file in this cause, and it appearing to the Court that the respondent Telfair Stockton & Company, Inc., a corporation, was duly and legally served by registered mail, and that service was had upon the Southwall Corporation, a dissolved corporation, and upon the unknown stockholders of the Southwall Corporation, a dissolved corporation, if any, by publication, in the Baldwin Times, a newspaper published in the County of Baldwin, State of Alabama, and it further appearing that the Honorable James R. Owen was duly and legally appointed as guardian ad litem for the unknown defendants, and also as attorney ad litem for any of the defendants who may be in the armed forces of the United States of America, and that said guardian and attorney duly filed an answer in this cause, and appeared at the hearing and attended the taking of the testimony in this cause, and it appearing to the Court that all of the respondents are properly before this court; and it further appearing to the court that notice of the filing of the bill of complaint was recorded as a lis pendens in the office of the probate judge of Baldwin County, Alabama; and it appearing to the court from the testimony and exhibits on file in this cause, that the complainants claim to own the land hereinafter described in fee simple, and that they are in peaceable possession thereof, and that they together with those through whom they claim, have held color of title and have paid taxes on said land for a

period of more than ten consecutive years next preceding the filing of the bill of complaint in this cause, and that no other person has paid any taxes assessed against any of the said property during any of said period of time; and that there is no suit pending to contest the complainants' title or their right to possession of said land; that no person other than the complainants and their predecessors in title have ever had any possession of the lands hereinafter described within ten years next preceding the filing of the bill of complaint in this cause; and that no one other than the complainants and the respondents named herein, claim any of said lands or any part thereof, or any interest therein, whether such interest be present, future, contingent, reversionary, or otherwise; and that the complainants are the owners in fee simple of said property and as such owners are entitled to the relief prayed for in the bill of complaint, WHEREFORE

IT IS ORDERED, ADJUDGED AND DECREED by the court that, neither Telfair Stockton & Company, Inc., a corporation, nor Southwall Corporation, a dissolved corporation, nor the unknown stockholders of the Southwall Corporation, a dissolved corporation, if any, or any of them, have any right, title or interest in and to the property hereinafter described, nor any part thereof; and,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the fee simple title to all that property in the County of Baldwin, State of Alabama, to-wit:

West One-half ($W\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Two (2), Township Nine South, Range Four East; SUBJECT to the easements over and across said property for public roads and for the Inter-coastal Canal.

be and the same hereby is held to be vested in T. H. Giles and Rosa P. Giles, the complainants in this cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court, that James R. Owen be allowed a guardian ad litem's fee and attorney ad litem's fee of *thirty-five* ————— Dollars, and that said sum be assessed as and included in the costs of this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court,
that a copy of this decree be recorded in the probate court of Baldwin
County, Alabama.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court,
that the costs of this proceeding be and the same hereby are taxed
against the complainants, for which let execution issue.

DONE this 27 day of December, 1954.

Hubert M. Hall
CIRCUIT JUDGE.

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FILED
DEC 28 1954
ALICE J. DUCK, Registered

T. H. GILES AND ROSA P. GILES,) IN THE CIRCUIT COURT
COMPLAINANTS.) OF BALDWIN COUNTY,
-vs-) ALABAMA.

LANDS DESCRIBED IN THE BILL OF)
COMPLAINT AND TELFAIR STOCKTON &)
COMPANY, INC., A Corporation,) IN EQUITY NO. 3274.
SOUTHWALL CORPORATION, A Dissolved)
Corporation, AND THE UNKNOWN STOCK-)
HOLDERS OF THE SOUTHWALL CORPORATION,)
A Dissolved Corporation, IF ANY.)
RESPONDENTS.)

TO THE HONORABLE HUBERT HALL, JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY.

Come now your complainants T. H. Giles and Rosa P. Giles, and show and represent unto your Honor as follows:

ONE.

Your complainants are over the age of twenty-one years and of sound mind, and are residents of Colbert County, Alabama.

TWO.

The respondent Southwall Corporation was a corporation incorporated under the laws of the State of New York; that said corporation was qualified to do business in the State of Alabama but withdrew from the State of Alabama on January 18, 1947, and has not been qualified to do business in the State of Alabama since said date; that said corporation was dissolved on the 31st day of August, 1948; that the sole and only stockholder of said corporation at the time of its dissolution, was the respondent Telfair Stockton & Company, Inc.; that Telfair Stockton & Company, Inc., is a corporation whose address is 716 Atlantic National Bank Building, Jacksonville, Florida; that the complainants have made diligent inquiry to ascertain if there any stockholders of the Southwall Corporation, except the respondent Telfair Stockton & Company, Inc., but has been unable to locate any such other stockholders, and on information and belief avers that there are no such other stockholders of such corporation other than those named herein. If, however, your complainants are mistaken and

there are stockholders of such corporation other than those named herein as respondents, your complainants make such party or parties respondents hereto as unknown parties.

THREE.

The lands against which this suit is brought, are more particularly described as all that real property in the County of Baldwin, State of Alabama, described as follows, to-wit:

West One-half ($W\frac{1}{2}$) of the Southeast Quarter ($SE\frac{1}{4}$) of Section Two(2) Township Nine South, Range Four East; SUBJECT to the easements over and across said property for public roads and for the Intercoastal Canal.

FOUR.

Complainants allege that they claim in their own right to own the lands hereinabove described, in fee simple, and that they are in the actual peaceable possession thereof; that they, together with those through whom they claim, have held color of title and have paid taxes on the land hereinabove described, for a period of more than ten consecutive years next preceding the filing of this bill of complaint, and that no other person has paid any taxes assessed against said property during any of said period of time. Complainants further allege that no suit is pending to test the complainants' title to or their right to possession of the lands hereinabove described, wherefore complainants do hereby file this their bill of complaint against the lands hereinabove described and any and all persons claiming, or reputed to claim, any title to, lien or encumbrance thereon, to establish your complainants' right and title to said lands, and to clear up all doubt or disputes concerning the same.

FIVE.

The complainants claim to own the fee simple title to the lands hereinabove described by warranty deed from Albert Elmore, and wife, dated December 30, 1947, and recorded in Deed Book 127 N. S. page 34, Probate Records of Baldwin County, Alabama; that Albert Elmore obtained title to said land from the State of Alabama by assignment of a certificate of sale for non-payment of taxes at the tax sale held on June 14, 1943; and by tax deed from

the State of Alabama dated June 19, 1946, and recorded in Deed Book 108 page 357, Probate Records of Baldwin County, Alabama.

SIX.

Complainants allege that no persons other than the complainants and their predecessors in title have ever had any possession of the lands herein described within ten years next preceeding the filing of this bill; that there is no one other than the complainants claiming said lands or any part thereof, or any interest therein, whether such interest be present, future, contingent, reversionary or otherwise, other than the parties set forth in the bill of complaint; that no one other than the complainants and their predecessors in title, have within any time within the ten years next preceeding the filing of this bill of complaint, assessed or paid any taxes upon said land or any part thereof, or any interest therein. Complainants allege that the record title to the property was in 1943 vested in the Southwall Corporation; that the respondent Telfair Stockton & Company, Inc., is the sole stockholder of said Southwall Corporation.

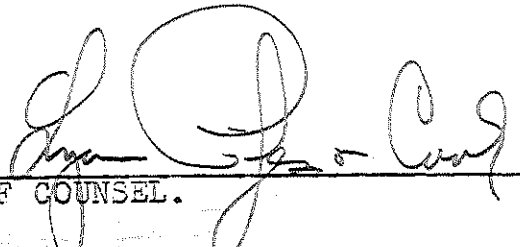
PRAYER FOR PROCESS

Wherefore Complainants pray that service of process be had upon the respondent Southwall Corporation, a dissolved corporation, and upon the unknown stockholders of said Southwall Corporation, if any, by publication as provided by Title 7, Paragraph 1117-1121 Code of Alabama of 1940 as amended; that service of process be had upon the respondent Telfair Stockton & Company, Inc., by registered mail and by publication as provided by Title 7, Paragraph 1117-1121; and that copy of the notice of the pendency of the bill be filed for record as a lis pendens in the office of the Judge of Probate of Baldwin County, Alabama.

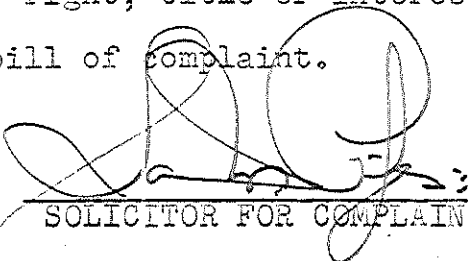
PRAYER FOR RELIEF.

Upon a hearing of this cause your complainants pray that this Honorable Court will order, adjudge and decree that the fee simple title to the land against which this bill is brought, is in your complainants and that neither the Southwall Corporation,

a dissolved corporation, nor any of its stockholders, nor Telfair Stockton & Company, Inc., have any right, title or interest in or to the property described in the bill of complaint.


OF COUNSEL.

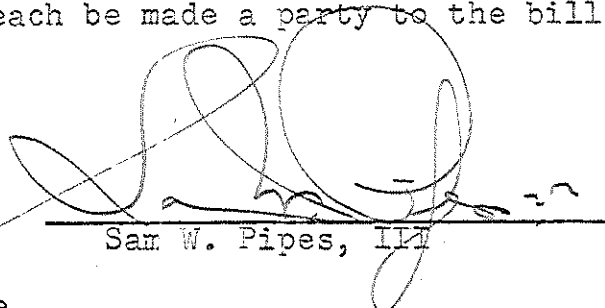
STATE OF ALABAMA
COUNTY OF MOBILE


SOLICITOR FOR COMPLAINANTS

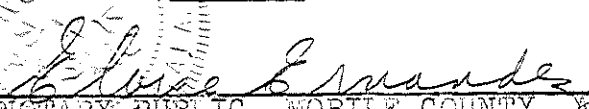
BOOK 016 PAGE 105

Personally appeared before me the undersigned authority, Sam W. Pipes, III, Solicitor for the Complainants, who being by me first duly sworn deposes and says:

As attorney for the complainants in said cause I am informed and believe, and on such information and belief aver that the Southwall Corporation, a dissolved corporation, and Telfair Stockton & Company, Inc., a corporation, are non-residents of the State of Alabama, and their addresses are as stated in the bill of complaint, and the unknown stockholders of Southwall Corporation are over the age of twenty-one years, and that their addresses are unknown, and cannot be ascertained after reasonable diligence; that affiant has made diligent inquiry to locate said unknown stockholders without success, and prays that each be made a party to the bill of complaint by publication.


Sam W. Pipes, III

Subscribed and sworn to before me
this the 14th day of June, 1954.


NOTARY PUBLIC, MOBILE COUNTY, ALA.

FILED

6-12-54

ALICE J. DUCK, Register

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS
SAM W. PIPES, III
WALTER M. COOK

June 14th, 1954.

Register of the Circuit Court
Baldwin County
Bay Minette, Alabama.

Dear Sir:

We enclose herewith original and one copy of the bill of complaint which we ask that you file in the case of T. H. and Rosa Giles v. Southwall Corporation, et al. We ask that service of process be had upon the respondent Telfair Stockton, Inc., by registered mail, also that service of process be had upon the Southwall Corporation, a dissolved corporation, and upon the unknown stockholders of the Southwall Corporation, and upon Telfair Stockton, Inc., by publication.

We also enclose the original and two copies of notice to be completed by you, one copy filed as a lis pendens in the probate records, and one copy published once a week for four consecutive weeks in the Baldwin Times. When you sign and date the lis pendens notice please fill in on the first page thereof the appropriate date in August that is 61 days from the date that the notice is filed in the probate court.

We enclose herewith check in the sum of \$3.00 to cover registered mail fees and recording fees in the probate court. The difference between the check and the recording fees may be credited by you on the court costs. At the time you furnish the advertisement to the Baldwin Times please advise them that they should send the bill direct to us at P. O. Box 265, Mobile.

Very truly yours,

LYONS, PIPES & COOK

Sam W. Pipes, III

SWP:ee

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

No. _____, Term, 19____

T. H. GILES and ROSA P. GILES

Complainant_____

Vs.

CERTAIN LANDS, TELFAIR STOCKTON & Co et als _____ Defendant_____

In this cause it appears to the Register Alice J. Duck that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 17th day of June, 1954, in the Baldwin Times a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 17th day of June 19454 and _____

And it now further appearing to the Register Alice J. Duck that the said Southwall Corporation

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant_____, ordered and decreed by the Register Alice J. Duck _____ that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said Southwall Corporation

This 14th day of December 1954

Alice J. Duck Register.

The State of Alabama,
Baldwin County. }

No. 3274 CIRCUIT COURT, IN EQUITY.

T. H. GILES AND ROSA P. GILES Complainant.....

Vs.

LANDS DESCRIBED IN THE BILL OF COMPLAINT, ET C. Defendant.....

Motion is hereby made for a Decree Pro Confesso against Southwall Corporation, a

dissolved corporation, and Telfair Stockton & Company/ Defendant. S.
Inc., a corporation,

in the above stated cause, on the ground that more than thirty days have elapsed since service of
summons upon said Defendant. S., and that said summons was duly served by Registered Mail, ac-
cording to law, and that said Defendant. S. have failed to demur, plead to or answer the Bill of
Complaint in this cause to this date.

This 8th day of December, 19 54


Solicitor.

No.

Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

T. H. GILES, ET AL.

Complainants.

Vs.

LANDS DESCRIBED IN THE BILL,
ET AL., Respondents.

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 12-8, 1924

Reed W. ...
Register.

Recorded in Record,

Vol. Page

Register.

T. M. GILES & ROSA P. GILES,
COMPLAINANTS.

No. 3274 VS.

LANDS DESCRIBED IN THE
BILL OF COMPLAINT, et al.
Respondents.

ORDER OF SUBMISSION

This cause coming on to be heard, is submitted for decree on the pleadings and on the proof
as noted.

Dated,

NOTE OF EVIDENCE

At the hearing of this cause the following note of evidence was taken to wit:

FOR COMPLAINANT

FILED, 12-27-54
Wesley French Register

Bill of complaint, decrees pro
confesso against respondents,
answer of guardian ad litem and
attorney ad litem, testimony
taken in open court of T. H. Giles
and Sam W. Pipes, III, and exhibits
introduced in evidence in open court.

Wesley French
Solicitor for Complainant.

FOR RESPONDENT

Sam R. O.
Solicitor for Respondent

T. H. GILES and ROSA P. GILES

Vs.

CERTAIN LANDS, TELFAIR STOCKTON ET ALACIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 15th
day of June, 19 54, a copy of the Bill of Complaint filed in this cause was
sent to Telfair Stockton & Co

Defendant, by registered mail, postage prepaid, marked "For delivery only to the person to whom
addressed," and return receipt demanded addressed to the Register of this Court; and that on the
19th day of June, 19 54, such receipt was duly
received and filed in this cause:

And it further appearing to the Register that the said Defendant has failed to plead, answer
or demur to the said Bill to the date hereof, it is now, therefore, on motion of Complainant, ordered,
adjudged and decreed by the Register that the said Bill of Complaint be, and it hereby is in all things
taken as confessed against the said Telfair Stockton & Co

Defendant
This the 14th day of December, 19 54

Amie J. Hester Register.

No. _____

**CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA**

In Equity.

Vs.

**DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL**

Filed in office this 14 day of

Dec, 1954

David J. Dicks, Register

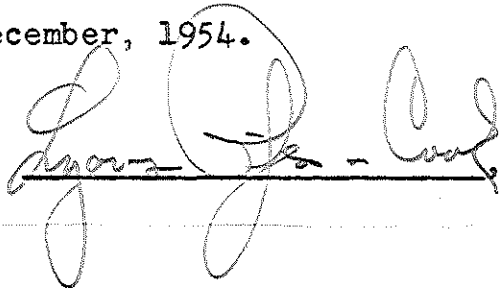
Entered in O. B. _____ Page _____

The Baldwin Times, Bay Minette, Alabama

T. H. GILES AND ROSA P. GILES,)	IN THE CIRCUIT COURT OF
Complainants)	BALDWIN COUNTY, ALABAMA.
vs.)	
LANDS DESCRIBED IN THE BILL OF COMPLAINT, ETC. ET AL.)	IN EQUITY NO. 3274.
Respondents)	

Motion is hereby made for a Decree Pro Confesso against Southwall Corporation, a dissolved corporation, defendant in the above entitled cause, on the grounds that more than thirty (30) days have passed since service upon said defendant by publication, according to the law, and that said defendant has failed to demur, plead or answer to the bill of complaint in this cause to this date.

This 8th day of December, 1954.


Solicitor

FILED

12-8-54

ALICE J. DUCK, Register

Figure 1. The structure of the proposed model. The model is composed of three main parts: a feature extraction module, a classification module, and a fusion module. The feature extraction module uses a combination of a Convolutional Neural Network (CNN) and a Recurrent Neural Network (RNN) to process the input data. The classification module uses a Support Vector Machine (SVM) to classify the extracted features. The fusion module combines the results of the classification module with the input data to produce the final output.

T. H. GILES & ROSA P. GILES)	
Complainant,)	IN THE CIRCUIT COURT OF
VS.)	BALDWIN COUNTY, ALABAMA
CERTAIN LANDS & TELFAIR STOCKTON, et al.)		IN EQUITY NO. 3274
Respondent)	

ORDER APPOINTING GUARDIAN AD LITEM AND ATTORNEY AT LITEM

This cause is submitted on the Complainant's motion for the appointment of a Guardian Ad Litem and an Attorney Ad Litem, upon consideration, it is ordered, adjudged and decreed by the Register in Chancery of said Court that James R. Owen, who is a practicing attorney of the Baldwin Bar, be and hereby is appointed Guardian Ad Litem for the unknown Defendants to represent them throughout this proceeding, and also Attorney Ad Litem for any of the Defendants who may be in the Armed Forces of the United States of America.

Dated this 9th day of December, 1954.

Alice J. Duck
Register in Chancery

ACCEPTANCE

Comes James R. Owen, attorney, and accepts the appointment by this Court of him as guardian ad litem for all unknown defendants in this proceeding who may be in the Armed Forces of the United States of America.

FILED

12-9-54

ALICE J. DUCK, Register

James R. Owen

12-9-34

RECEIVED 12-9-34

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FILED

12-9-34

ALICE J. DUCK, CLERK

RECEIVED 12-9-34

RECEIVED 12-9-34

RECEIVED 12-9-34

RECEIVED 12-9-34

Nº 2442

W. R. STUART

PROBATE JUDGE

Bay Minette, Ala., 2-9, 1955

Received of Mrs. Duck

[illegible]

FOR RECORD

TOTAL \$

Judge of Probate.

T. H. GILES & ROSA P. GILES,) IN THE CIRCUIT COURT OF
Complainants) BALDWIN COUNTY, ALABAMA.
-vs-)
LANDS DESCRIBED IN THE BILL OF) IN EQUITY NO. 3274.
COMPLAINT, et al.)
Respondents.)

FINAL DECREE.

This cause coming on to be heard upon the bill of complaint, decrees pro confesso against the respondents, the answer of James R. Owen, as guardian ad litem for the unknown defendants, and as attorney ad litem for any of said defendants who may be in the armed forces of the United States, and upon the testimony taken in oral court, and the exhibits introduced in evidence, all as noted in the note of evidence on file in this cause, and it appearing to the Court that the respondent Telfair Stockton & Company, Inc., a corporation, was duly and legally served by registered mail, and that service was had upon the Southwall Corporation, a dissolved corporation, and upon the unknown stockholders of the Southwall Corporation, a dissolved corporation, if any, by publication, in the Baldwin Times, a newspaper published in the County of Baldwin, State of Alabama, and it further appearing that the Honorable James R. Owen was duly and legally appointed as guardian ad litem for the unknown defendants, and also as attorney ad litem for any of the defendants who may be in the armed forces of the United States of America, and that said guardian and attorney duly filed an answer in this cause, and appeared at the hearing and attended the taking of the testimony in this cause, and it appearing to the Court that all of the respondents are properly before this court; and it further appearing to the court that notice of the filing of the bill of complaint was recorded as a lis pendens in the office of the probate judge of Baldwin County, Alabama; and it appearing to the court from the testimony and exhibits on file in this cause, that the complainants claim to own the land hereinafter described in fee simple, and that they are in peaceable possession thereof, and that they together with those through whom they claim, have held color of title and have paid taxes on said land for a

period of more than ten consecutive years next preceding the filing of the bill of complaint in this cause, and that no other person has paid any taxes assessed against any of the said property during any of said period of time; and that there is no suit pending to contest the complainants' title or their right to possession of said land; that no person other than the complainants and their predecessors in title have ever had any possession of the lands hereinafter described within ten years next preceding the filing of the bill of complaint in this cause; and that no one other than the complainants and the respondents named herein, claim any of said lands or any part thereof, or any interest therein, whether such interest be present, future, contingent, reversionary, or otherwise; and that the complainants are the owners in fee simple of said property and as such owners are entitled to the relief prayed for in the bill of complaint, WHEREFORE

IT IS ORDERED, ADJUDGED AND DECREED by the court that, neither Telfair Stockton & Company, Inc., a corporation, nor Southwall Corporation, a dissolved corporation, nor the unknown stockholders of the Southwall Corporation, a dissolved corporation, if any, or any of them, have any right, title or interest in and to the property hereinafter described, nor any part thereof; and,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the fee simple title to all that property in the County of Baldwin, State of Alabama, to-wit:

West One-half (W $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) of Section Two (2), Township Nine South, Range Four East; SUBJECT to the easements over and across said property for public roads and for the Inter-coastal Canal.

be and the same hereby is held to be vested in T. H. Giles and Rosa P. Giles, the complainants in this cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court, that James R. Owen be allowed a guardian ad litem's fee and attorney ad litem's fee of THIRTY-FIVE Dollars, and that said sum be assessed as and included in the costs of this proceeding.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 2-9-55 10 A.M.
Recorded *Stuart* book 217 page 456-8
I *Stuart*
Judge of Probate *6*

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court,
that a copy of this decree be recorded in the probate court of Baldwin
County, Alabama.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court,
that the costs of this proceeding be and the same hereby are taxed
against the complainants, for which let execution issue.

DONE this 27th day of December, 1954.

Hubert M. Hall
CIRCUIT JUDGE.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County,
Alabama, do hereby certify that the foregoing is a correct copy of the
original decree rendered by the Judge of the Circuit Court in above stat-
ed cause, which said decree is on file and enrolled in my office.

WITNESS MY HAND AND SEAL THIS 27th day of Dec 1954

Alice J. Duck
Register of Circuit Court, in Equity

BOOK 217 PAGE 458

Nº

W. R. STUART

Received of

Bay Minette, Ala.,

6/16

1954

No.

T. J. Giles, et al - B-Tellin Stockton, et al	\$
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Deed Tax

\$		Cts.
----	--	------

Mortgage Tax

\$ 1 Cts

Recording Fees

	Fees
\$	Chg-

Total

\$		Cts.
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1	20
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1	20
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FOR RECORD

TOTAL \$

W. R. Stuart

Judge of Probate.

3274

Form 3811
Rev. 1-52

RETURN RECEIPT

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

1

(Signature or name of addressee)

Deliver to Addressee Only

2

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

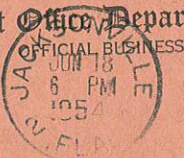
Date of delivery

19

U. S. GOVERNMENT PRINTING OFFICE 16-12421-2

Filed 6-19-54
Quick-Post
J. J. Lockton & Co.

Post Office Department



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

FIGHT
YOUR INSEC
ENEMIES

(GPO)

POSTMARK OF DELIVERING
OFFICE

Return to

Archie J. Drake
(NAME OF SENDER)
Box 239

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No.

INSURED PARCEL

Post Office

Bay Minette

State

Ala.

No.

16-12421

THE STATE OF ALABAMA:

BALDWIN COUNTY:

KNOW ALL MEN BY THESE PRESENTS, That we, ALBERT ELMORE, also known as ALBERT S. ELMORE and LOUISE M. ELMORE, his wife, for and in consideration of the sum of ONE DOLLARS (\$1.00) and other valuable consideration, to us in hand paid by T.H. GILES and ROSA P. GILES, husband and wife, the receipt whereof is, upon the delivery of these presents, hereby acknowledged, have GRANTED, BARGAINED and SOLD and by these presents do hereby GRANT, BARGAIN, SELL and CONVEY unto the said T.H. GILES and ROSA P. GILES, their heirs and assigns, the following described real estate, situated in the County of Baldwin, State of Alabama, to-wit:

Fractional West half of the Southeast Quarter of Section 2 Township 9 South, Range 4 East, in Baldwin County, Alabama, lying South of and bounded on the North by the right of way for Inter-Coastal Canal, subject to the right of ways for public roads and the easement for the Entercoastal Canal granted to the United States of America..

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in any wise appertaining.

TO HAVE AND TO HOLD, the aforegranted premises to the said T.H. GILES and ROSA P. GILES, during their joint lives, and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever. And we do covenant with the said T.H. GILES and ROSA P. GILES, their heirs and assigns, that we are lawfully seized in fee simple of the aforementioned premises; that they are free from all encumbrances; that we have a good right to sell and convey the same to the said T.H. GILES and ROSA P. GILES, their heirs and assigns, and that we will forever WARRANT AND DEFEND the premises to the said T.H. GILES and ROSA P. GILES, their heirs and assigns forever, against the lawful claims and demands of all persons whatsoever.

30 IN WITNESS WHEREOF, we have hereunto set our hands and seals this the day of December, 1947.

Albert Elmore (SEAL)
Louise M. Elmore (SEAL)

THE STATE OF ALABAMA:

MOBILE COUNTY:

I, James Morris, a Notary Public in and for said County and State, do hereby certify that Albert Elmore and Louise M. Elmore, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the said conveyance, they executed the same voluntarily on the day the same bears date.

And I do further certify that on the 30 day of December, 1947, personally appeared before me the within named Louise M. Elmore, known to me to be the wife of the within named Albert Elmore, who, being examined separate and apart from the husband, touching her signature to the within conveyance, acknowledged that she executed the same of her own free will and accord, and without fear, constraint or threats on the part of the husband.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this the 30 day of December, 1947.

James Morris
Notary Public

My commission expires:

Nov. 18, 1948

Florida }
of Duval }

ss

I, LEONARD W. THOMAS, Clerk of the Circuit Court in and for Duval County, Florida, the same being a

Court of record Do Hereby Certify, that

Florence Winterburn

whose name is subscribed to the attached certificate of acknowledgment, proof or affidavit, was at the time of taking said acknowledgment, proof or affidavit, a Notary Public for the State of Florida at large duly commissioned and sworn and residing in said County; and was, as such, an officer of said State, duly authorized by the laws thereof to take and certify the same, as well as to take and certify the proof and acknowledgments of deeds and other instruments in writing to be recorded in said State; and I further certify that I am well acquainted with the handwriting, and verily believe that the signature to the attached Certificate is the genuine signature of said Notary Public.

In Witness Whereof, I have hereunto set my hand and affixed my official seal at Jacksonville,

Florida, this

Sept. 1st

A. D. 1948

Leonard W. Thomas
Clerk Circuit Court, Duval County, Florida

By

Deputy Clerk

7381-65-3-

<u>NAME</u>	<u>TITLE</u>	<u>POST OFFICE ADDRESS</u>
J. P. LeMaster	President	716 Atlantic Natl. Bank Bldg., Jacksonville, Florida
G. J. Hoffmann, Jr.	Vice-President and Secretary	100 West Bay Street, Jacksonville, Florida
Marvin M. Wynne	Treasurer	2810 Gulf Building, Houston, Texas

IN WITNESS WHEREOF, the undersigned has subscribed
and acknowledged this Certificate this 31st day of August
1948.

TELFAIR STOCKTON & COMPANY, INC.

By- J. P. LeMaster
Vice-President

STATE OF FLORIDA

SS.:

COUNTY OF DUVAL

On this 31st day of August 1948, before me personally came J. P. LeMASTER, to me known who being by me duly sworn, did depose and say that he resides at 4012 San Jose Boulevard, in the City of Jacksonville State of Florida; that he is Vice-President of TELFAIR STOCKTON & COMPANY, INC., the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that he signed his name thereto by like order.

Florence Winterburn

Notary Public, State of Florida at Jacksonville
My commission expires March 21, 1951.



7381-65-2-

State of Florida }
County of Duval }

ss

I, LEONARD W. THOMAS, Clerk of the Circuit Court in and for Duval County, Florida, the same being a

Court of record Do Hereby Certify, that

Florence Mintzburn

whose name is subscribed to the attached certificate of acknowledgment, proof or affidavit, was at the time of taking said acknowledgment, proof or affidavit, a Notary Public for the State of Florida at large duly commissioned and sworn and residing in said County, and was, as such, an officer of said State, duly authorized by the laws thereof to take and certify the same, as well as to take and certify the proof and acknowledgments of deeds and other instruments in writing to be recorded in said State; and I further certify that I am well acquainted with the handwriting, and verily believe that the signature to the attached Certificate is the genuine signature of said Notary Public.

In Witness Whereof, I have hereunto set my hand and affixed my official seal at Jacksonville,

Florida, this

October 21

A. D. 194

Leonard W. Thomas
Clerk Circuit Court, Duval County, Florida

By

Deputy Clerk

7381-65-5-

STATE OF FLORIDA)

ss:

COUNTY OF DUVAL)

J. P. LeMASTER and G. J. HOFFMANN, JR.,
being duly sworn, depose and say and each for himself
deposes and says: that J. P. LeMaster is the president
of SOUTHWALL CORPORATION; that G. J. Hoffmann, Jr. is
the secretary of said corporation; and that the persons
who have subscribed the foregoing certificate of dis-
solution, in person or by proxy, constitute the holders
of record of all of the outstanding shares of the cor-
poration entitled to vote on a dissolution of the cor-
poration.

J. P. LeMaster
G. J. Hoffmann Jr

Subscribed and sworn to before me

this 20th day of October, 1948.

Florence Winterbourn
Notary Public

Notary Public, State of Florida at Large.
My commission expires March 21, 1951.

7381-65-4-

PN

State of New York
DEPARTMENT OF STATE

ss.:

13232

I CERTIFY That I have compared the preceding
copy with the original Certificate of Dissolution of

Southwall Corporation,

filed in this department on the 27th day of October, 1948, and that such
copy is a correct transcript therefrom and of the whole of such original.

Witness my hand and the official seal of the Department of State at the
City of Albany, this fifteenth day
of October, one thousand nine hundred
and fifty-three.

Sidney B. Gordon

50 CT (3-48) M 10,000



STATE OF NEW YORK
DEPARTMENT OF TAXATION AND FINANCE
CORPORATION TAX BUREAU
ALBANY 1, N. Y.

Pursuant to the provisions of Section 105 of Article 10 of the Stock Corporation Law, the STATE TAX COMMISSION hereby consents to the filing of the certificate of dissolution of

Southwall Corporation

Dated *10/14/48*

This consent good only to

10/30/48

STATE TAX COMMISSION

By *L. W. Burton*
R.

Deputy Tax Commissioner

7381-65-6-

11/14/35 myCo 4913-94

7381

R
65

CERTIFICATE OF DISSOLUTION

- of -

SOUTHWALL CORPORATION

M

STATE OF NEW YORK
DEPARTMENT OF STATE

FILED OCT 27 1948

TAX \$.....

FILING FEE \$.....

Thomas J. Curran
SECRETARY OF STATE

BY

SHEARMAN & STERLING & WRIGHT
ATTORNEYS AND COUNSELORS AT LAW
20 EXCHANGE PLACE
NEW YORK 5, N. Y.

Don Cup

7381-65-7-

In The Circuit Court of Baldwin
County, Alabama
In Equity No. 3274
T. H. GILES AND ROSA P.
GILES, Complainants.

vs.
LANDS DESCRIBED IN THE
BILL OF COMPLAINT AND
TELFAIR STOCKTON & COM-
PANY, INC., A Corporation,
SOUTHWALL CORPORATION,
A Dissolved Corporation, AND
THE UNKNOWN STOCKHOLD-
ERS OF THE SOUTHWALL
CORPORATION, A Dissolved
Corporation, IF ANY.

Respondents.

TO:
TELFAIR STOCKTON & COM-
PANY, Inc., A Corporation, 716
Atlantic National Bank Build-
ing, Jacksonville, Florida.
SOUTHWALL CORPORATION,
A Dissolved Corporation.
AND THE UNKNOWN STOCK-
HOLDERS OF SOUTHWALL
CORPORATION, A Dissolved
Corporation, if any, whose ad-
dresses are unknown.

You are hereby notified that
bill of complaint in the above en-
titled suit was filed in the circuit
court of Baldwin County, Ala-
bama, on the 15th day of June,
1954, against the following des-
cribed land in the County of
Baldwin, State of Alabama, to-
wit:

West One-half (W $\frac{1}{2}$) of the
Southeast Quarter (SE $\frac{1}{4}$) of
Section Two (2) Township
Nine South, Range Four East;
SUBJECT to the easements
over and across said property
for public roads and for the
Intercoastal Canal.

That the complainants T. H.
Giles and Rosa P. Giles claim to
own the fee simple title to said
lands by virtue of a warranty
deed from Albert Elmore, and
wife, dated December 30, 1947,
and recorded in Deed Book 127
N.S. page 34, Probate Records of
Baldwin County, Alabama; that
Albert Elmore obtained title to
said land from the State of Ala-
bama by assignment of a certi-
ficate of sale for non-payment of
taxes at the tax sale held on June
14, 1943; and by tax deed from
the State of Alabama dated June
19, 1946, and recorded in Deed
Book 108 page 357, Probate Re-
cords of Baldwin County, Ala-
bama. You are further directed
to plead, answer or demur to the
bill of complaint before the 16th
day of August, 1954.

You are further notified that
copy of this notice has been re-
corded as a lis pendens in the of-
fice of the Probate Judge of Bald-
win County, Alabama.

Dated this the 15th day of
June, 1954.

ALICE J. DUCK
Register in Chancery
22-4tc.

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

E. R. Monizette, Jr., being duly sworn, deposes and says
that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper pub-
lished at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

T. H. Giles vs. ex. Lands

COST STATEMENT

343 WORDS @ 6¹/₂ cents — — — \$ 22 ³⁰/₁₀₀
I hereby certify this it correct, due and unpaid (paid).

E. R. Monizette, Jr.
Editor Publisher

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication June 17, 1954 Vol. 6¹/₂ No. 22

Date of 2nd publication June 24, 1954 Vol. 6¹/₂ No. 23

Date of 3rd publication July 1, 1954 Vol. 6¹/₂ No. 24

Date of 4th publication July 8, 1954 Vol. 6¹/₂ No. 25

Subscribed and sworn before the undersigned this 15 day of July, 1954

Dorothy Mintz
Notary Public, Baldwin County.

E. R. Monizette, Jr.
Editor Publisher