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STATE OF ALABAMA
BALDWIN COUNTY

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

WE COMMAND YOU, that you summon LEILA DONALDSON to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising chancery jurisdiction within sixty days after the service of the summons, and there to plead, answer or demur without oath to a bill of complaint lately exhibited by MITT WOODARD, Complainant, against the said LEILA DONALDSON and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent 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.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 21 day of July, 1944.

R. S. Duck
Register

MITT WOODARD,
COMPLAINANT
VS
LEILA DONALDSON,
RESPONDENT.

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

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

Now comes your Complainant, Mitt Woodard, and humbly complaining against the Respondent, Leila Donaldson, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That the Complainant and Respondent are both bona fide residents of Bay Minette, Baldwin County, Alabama, and over 21 years of age;

2.

That your Complainant and the Respondent own as joint tenants or tenants in common the following described personal property situated in Bay Minette, Baldwin County, Alabama, to-wit: The Theater Cafe including refrigerators, cash registers,

gas range, counters, stools, dishes, kitchen utensils and all other equipment used in connection with the said Cafe;

3.

That the Complainant owns an undivided three-fifths (3/5) and the Respondent an undivided two-fifths (2/5) in and to said equipment;

4.

That the said property cannot be equitably divided without the sale thereof;

5.

That the Complainant has necessarily had to employ counsel to prosecute this suit, and is to the common benefit of both the Complainant and Respondent;

WHEREFORE the premises considered, your Complainant prays that your Honor will by the proper processes, make the said Leila Donaldson party respondent to the Bill of Complaint requiring her 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 the final hearing hereof your Honor make and enter an order and decree that the said property cannot be equitably divided between the owners thereof and ordering it to be sold in accordance with the statutes of the State of Alabama; that your Honor will fix a reasonable attorney's fee to be paid to be paid to the Complainant attorney in the prosecution of this suit; that your Honor will grant to the Complainant such other, further different and general relief as he may in equity and good conscience entitled to receive, and as in duty bound he will ever pray.

BEEBE & HALL

BY *[Signature]*
Solicitors for Complainant

~~875~~ 1106

Executed 7/22 1944
by serving copy of within Summons and
Complaint on

Letta Donaldson

WTT Woodard
By WTT Woodard Deputy Sheriff

SUMMONS & COMPLAINT

WTT WOODARD,
COMPLAINANT

VS

LETTA DONALDSON,
RESPONDENT.