

1210

EDWARD F. MURRAY,  
Complainant,  
VS.  
ALLEN HENDERSON AND ZACK  
HENDERSON,  
Respondents.



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

FINAL DECREE

This cause coming on to be heard on this date is submitted for Final Decree on behalf of the Complainant upon the original Bill of Complaint, Motion for Decrees Pro Confesso on personal service and Decrees Pro Confesso on personal service against the Respondents, Allen Henderson and Zack Henderson and affidavit that the Respondents are not in the military service of the United States of America, upon consideration of all of which the Court is of the opinion that the Complainant is entitled to the relief prayed for in the said Bill of Complaint, whereupon, it is ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. That the Complainant, Edward F. Murray, is, as against the Respondents, Allen Henderson and Zack Henderson, the true and lawful owner in his own right, of the following described real property in Baldwin County, Alabama, to-wit: Lot Numbered Four (4) in Block Numbered Three (3) Unit One (1) Gulf Shores, according to the plat thereof recorded in Map Book 1 at page 148 Baldwin County, Alabama Records.
2. That title to the said land is in the said Edward F. Murray and his title thereto is forever quieted against the said Allen Henderson and Zack Henderson and the Respondents, Allen Henderson and Zack Henderson, are each without any right, title or interest in the said lands or any part thereof and have and hold no encumbrance on the said property or any part thereof or any interest therein.
3. The Register of this Court within thirty days from

the rendition of this Decree, filed a certified transcript hereof for record in the office of the Probate Judge of Baldwin County, Alabama, and taxed the expense thereof as a part of the costs of this suit.

4. Costs of this proceeding are hereby taxed against the Complainant, for which execution may issue.

Ordered, Adjudged and Decreed this 15<sup>th</sup> day of November, 1944.

*F. M. Hare*

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Judge of the Circuit Court of Baldwin  
County, Alabama, Sitting in Equity.

FINAL DECREE

EDWARD F. MURRAY,  
Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

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

*Filed January 16, 1944*  
*W. D. [Signature]*  
*[Signature]*

Mr R. L. Buckle

IN ACCOUNT WITH  
**G. W. ROBERTSON**  
JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
<i>Deed Edward F. Murray vs Allen Henderson</i>					<i>85</i>
<i>Paid</i>					
<i>11/16/44</i>					
<i>G. W. Robertson Judge</i>					
<i>by K. S. Wells</i>					

BAY MINETTE, ALA.

*Oct 12*

194*4*

*R. Edwards*

IN ACCOUNT WITH

**G. W. ROBERTSON**

JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
<i>L.P.</i>	<i>Edw. F. Murray vs. Allen J. Anderson</i>				<i>25</i>
	<i>Paid</i>				
	<i>10/12/44</i>				
	<i>G. W. Robertson</i>				
	<i>Judge</i>				

EDWARD F. MURRAY,

Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

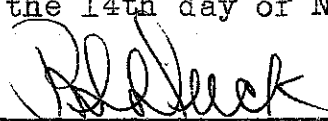
Respondents.

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

DECREES PRO CONFESSO

In this cause it being made to appear to the Register that a copy of the Bill of Complaint filed in this cause, together with a summons requiring the Respondents, Allen Henderson and Zack Henderson to appear and plead, answer or demur to the Bill of Complaint within thirty days from the service of the said summons was served on each of the Respondents by the Sheriff of Escambia County, Alabama, on October 14, 1944; that more than thirty days have elapsed since service on the said Respondents and that they have each failed to appear and plead, answer or demur to the Bill of Complaint filed against them in this cause to the date hereof. It is now, therefore, on motion of the Complainant, ORDERED, AND DECREED that the said Bill of Complaint in this cause be and it hereby is in all things taken as confessed against the said Allen Henderson and Zack Henderson aforesaid.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the Court on this the 14th day of November, 1944.

  
Register.

DECREES PRO CONFESSO

EDWARD F. MURRAY,

Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

EDWARD F. MURRAY,  
Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

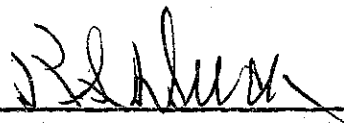
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.  
IN EQUITY.

NOTE OF TESTIMONY

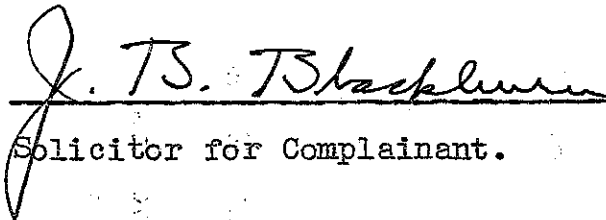
This cause is submitted on behalf of the Complainant  
upon the following:

1. Original Bill of Complaint.
2. Motion for Decrees Pro Confesso on personal service.
3. Decrees Pro Confesso on personal service.
4. Affidavit of non military service.

Dated this 14th day of November, 1944.



Register.



Solicitor for Complainant.



NOTE OF TESTIMONY

EDWARD F. MURRAY,

Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

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

Dated and filed this 14th day of  
November, 1944.

A handwritten signature in dark ink, appearing to be "R. D. [unclear]", is written over the date and location information.

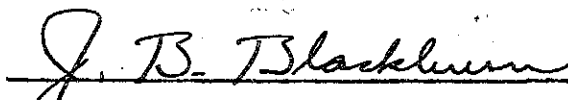
EDWARD F. MURRAY,  
Complainant,  
VS.  
ALLEN HENDERSON AND ZACK  
HENDERSON,  
Respondents.

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

LIS PENDENS NOTICE

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, a suit against the said Respondents to quiet Complainant's title to the said property hereinafter described and to clear up all doubts and disputes concerning the same. The Complainant alleges that he claims to own and is in the actual, peaceable possession of the property described in the said suit, namely, Lot Numbered Four (4) in Block Three (3) Unit One (1) Gulf Shores, according to the plat thereof recorded in Map Book 1 at page 148, Baldwin County, Alabama Records, which said property is in Baldwin County, Alabama, and prays for a decree quieting his title to the said property against the said Respondent. All persons are cautioned against purchasing the said property except subject to the rights of the said Complainant.

Dated this 11th day of October, 1944.

  
Solicitor for Complainant.

1210

LIS PENDENS NOTICE

EDWARD F. MURRAY, 49  
Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON, 61  
Respondents.

10-11-44

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.  
STATE OF ALABAMA, BALDWIN COUNTY

Filed Oct 12-1944 8:20 AM

Recorded in Geo. Cook book 1 page 236  
and I certify that the following Privilege Tax has  
been paid.

Deed Tax \_\_\_\_\_

Mortgage Tax \_\_\_\_\_

E. J. Robertson  
Judge of Probate

By RS

R. J. ...

25

AFFIDAVIT

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority within and for said County in said State, personally appeared J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is solicitor for Complainant in the above entitled cause; that he is informed and believes and on such information and belief states the fact to be that the Respondents, Allen Henderson and Zack Henderson, each reside in Brewton, Alabama, and that each of the said parties is not now in the military service of the United States of America.

*J. B. Blackburn*

Sworn to and subscribed before me  
on this the 14th day of November, 1944.

*Ora S. Nelson*

Notary Public, State of Alabama at Large.

AFFIDAVIT

EDWARD F. MURRAY,

Complainant,

VS.

ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed November 14, 1944.

A handwritten signature in dark ink, appearing to be "Ed. F. Murray", is written over the typed name of the complainant.

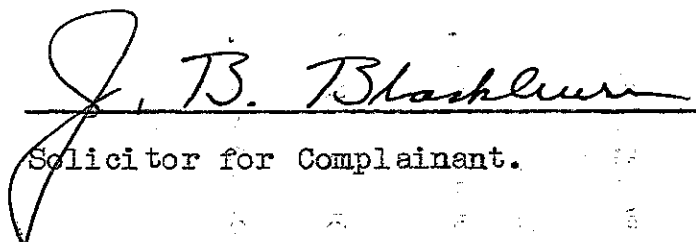
EDWARD F. MURRAY,  
Complainant,  
VS.  
ALLEN HENDERSON AND ZACK  
HENDERSON,  
Respondents.

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

MOTION FOR DECREES PRO CONFESSO

Motion is hereby made for Decrees Pro Confesso against the Respondents, Allen Henderson and Zack Henderson on the ground that a copy of the Bill of Complaint, together with a summons requiring each of the said Respondents to appear and plead, answer or demur to the Bill of Complaint filed against them in this cause was served on them by the Sheriff of Escambia County, Alabama, on the 14th day of October, 1944; that more than thirty days have expired since the said date and that each of the said Respondents has failed to appear and plead, answer or demur to the Bill of Complaint.

Dated this 14 day of November, 1944.

  
Solicitor for Complainant.

MOTION FOR DECREES PRO CONFESSO

EDWARD F. MURRAY,

Complainant,

VS.

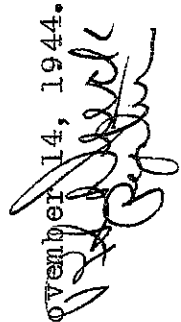
ALLEN HENDERSON AND ZACK  
HENDERSON,

Respondents.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed November 14, 1944.

A handwritten signature in black ink, appearing to be "W. B. [unclear]", written over the typed date.

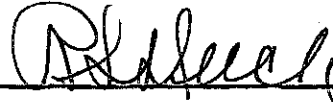
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Allen Henderson and Zack Henderson to appear within thirty days from the service of this writ in the Circuit Court, Equity Side, to be held for said county at the place of holding same, and then and there demur, plead to or answer the Bill of Complaint filed against them by Edward F. Murray.

Witness my hand this 11<sup>th</sup> day of October, 1944.



As Register of the Circuit Court of  
Baldwin County, Alabama in Equity.

Respondents reside at Brewton, Alabama.



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

Your Orator, Edward F. Murray, presents this Bill of Complaint against Allen Henderson and Zack Henderson, and thereupon your Orator complains and shows unto the Court as follows:

1. Your Orator is over twenty-one years of age and a resident of Mobile County, Alabama. The Respondents, Allen Henderson and Zack Henderson are each over twenty-one years of age and residents of Escambia County, Alabama.

2. Your Orator claims to own and is in the actual, quiet and peaceable possession of the following described real property situated in Baldwin County, Alabama, to-wit: Lot Numbered Four (4) in Block Numbered Three (3) Unit One (1) Gulf Shores, according to the plat thereof recorded in Map Book 1 at page 148, Baldwin County, Alabama Records.

3. The Respondents claim or are reputed to claim some right, title or interest in or encumbrance upon the said lands; no suit is pending to enforce or test the validity of such title, interest in, lien or encumbrance upon the said lands and your Orator brings this Bill of Complaint against the said Respondents to settle the title to the said lands and to clear up all doubts and disputes concerning the same. Your Orator here and now calls upon the said Respondents to set forth and specify their right, title or interest in, lien or encumbrance on the said lands or any part thereof and how and by what instrument the same is derived and created.


#### PRAYER FOR PROCESS

Your Orator prays that the said Allen Henderson and Zack Henderson be made parties Respondent to this Bill of Complaint and that the usual process of this Honorable Court do forthwith issue to them.

#### PRAYER FOR RELIEF

Your Orator further prays that upon a final hearing of this cause your Orator will make and enter a Decree against the

said Respondents quieting the title to the said lands and adjudging and decreeing that your Orator is the owner thereof in his own right, that title thereto is in him, forever quieting your Orator's title against the said Allen Henderson and Zack Henderson, adjudging and decreeing that they are each without right, title or interest in the said lands and have and hold no encumbrance thereon. Your Orator further prays for such other, further and general relief as he may be equitably entitled to the premises considered.

  
Solicitor for Complainant.

7310

SUMMONS AND BILL OF COMPLAINT.

EDWARD F. MURRAY,

Complainant,

VS.

ALLEN HENDERSON AND ZACK HENDERSON,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

IN EQUITY.

Filed 10/14/44

*[Handwritten signature]*

*Executed on this*

*Oct 14, 1944 by*

*Allen Henderson*

*& Zack Henderson together*

*with copies of*

*complaint or*

*Allen Henderson &*

*Zack Henderson,*

*Respondents,*

*Edward F. Murray*

*Baldwin County Ala*

*County Ala*