

3573

THE BALDWIN TIMES

BALDWIN COUNTY

JIMMY FAULKNER
PUBLISHER

Legal Notice

W. L. NASS, Complainant
Vs.

CERTAIN LANDS, and SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL, MARGARET SCHEEL, their heirs, successors or assigns, and any and all persons claiming any interest in title to, lien or encumbrance upon said lands,

Defendants
In The Circuit Court of Baldwin County, Alabama, In Equity.

TO THE SAID

SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL and MARGARET SCHEEL, and any and all persons claiming any title to, interest in, lien or encumbrances on said land, or any part thereof, and

TO ALL OTHER PERSONS interest in said real estate being situated in Baldwin County, Alabama, and described as follows:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East.

TAKE NOTICE THAT W. L. NASS has this day filed his verified bill of complaint in said Court against the abovenamed SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL and MARGARET SCHEEL and any and all persons claiming any title to, interest in, or encumbrances upon the above described real estate, or any part thereof, or any interest therein, and against all other persons, and against said lands for the purpose of establishing the said title in the said W. L. NASS and to clear up all doubts and disputes concerning said real estate, and that said suit is now pending in said Court. Complainant al-

leges in said bill of complaint that the title to said lands stands in the name of W. L. NASS upon the records of the Judge of Probate of Baldwin County, Alabama, and said bill of complaint further alleges that W. L. NASS claims title to said land through and by virtue of a tax deed from MARGARET SCHEEL executed by G. W. Robertson, Judge of Probate, Baldwin County, Alabama, said deed bearing date of September 2, 1939, filed for record September 2, 1939, and recorded in Deed Book 70 NS, at page 279 of the probate records of Baldwin County, Alabama.

Title to said land upon the records of the Probate Court of Baldwin County, Alabama, stands in the name of W. L. NASS, this complainant.

he has claimed said land for more than ten years next preceeding the filing of this bill and has been in actual, peaceable, hostile possession of said land and has annually assessed and paid the taxes thereon, and that during such period no other persons have been in possession of said lands, or any portion thereof, or assessed or paid taxes on said lands or any portion thereof. It is therefore,

ORDERED that all persons to whom this notice is addressed, and any and all persons claiming any title to, interest in, or encumbrance upon the above described real estate or any part thereof or any interest therein

BE, AND THEY ARE HEREBY REQUIRED to plead, answer or demurr to the Bill of Complaint in this case within the expiration

of sixty (60) days from the first publication of this notice, on or by the 19 day of Sept., 1955. It is further

ORDERED that a copy of this notice, certified by the Registrar as being correct, should be recorded as a lis pendens in the office of the Judge of Probate of Baldwin County, Alabama.

Done this the 19 day of July, 1955.

ALICE J. DUCK,
Registrar of the Circuit Court.
J. A. HENDRIX,

Solicitor For Complainant. 27-4tc sworn, deposes and says
Weekly Newspaper published in Baldwin County, Alabama; that the notice hereto attached of

vs. Cert. Lands

COST STATEMENT

ORDS @ 6 $\frac{1}{2}$ cents — — — \$ 40.92
is it correct, due and unpaid (paid).

E. R. Monissette Jr.
Editor Publisher

newspaper for 4 consecutive weeks in the following issues:

on <u>July 21</u>	195 <u>5</u>	Vol. <u>66</u>	No. <u>27</u>
on <u>July 28</u>	195 <u>5</u>	Vol. <u>66</u>	No. <u>28</u>
on <u>Aug. 4</u>	195 <u>5</u>	Vol. <u>66</u>	No. <u>29</u>
on <u>Aug. 11</u>	195 <u>5</u>	Vol. <u>66</u>	No. <u>30</u>

Subscribed and sworn before the undersigned this 11 day of Aug, 1955.

Dorothy Martin
Notary Public, Baldwin County.

E. R. Monissette Jr.
Editor Publisher

W. L. Nass

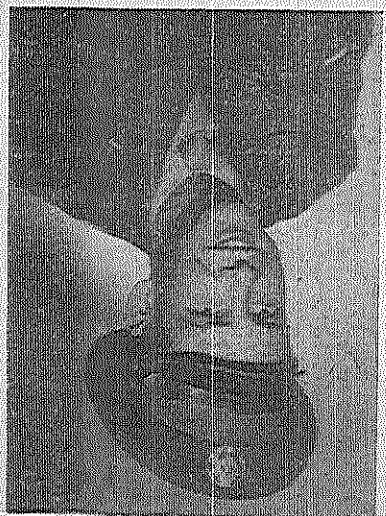
٧٥

Certain Lands



Local Airman is Commended

Altman Joel Clark



Circuit Judge Hubert M. Hall announced a default judgment against Howard C. Ward of Mississippi, Ga., condemning an automobile and 30 cases of illicit whiskey.

Circuit Solicitor Kenneth Cooper said that the car and whiskey were seized by state ABC agents William Bickley and R. E. Jones last of Spanish Fort on Highway 1 on the night of May 27.

The solicitor pointed out that the whiskey was billed as having been sold to Ward by John T. Barnett, Jr., in Vossburg, Miss. The state charged that the automobile was illegally transporting whiskey across Alabama, because Ward had never applied for a permit to transport liquor in Alabama.

The condemned whiskey will be placed at the disposal of the ABC board for resale. Baldwin will receive \$.50 per pint on the resale cost of the whiskey, which bears federal stamps.

The default judgment was pronounced because neither Ward nor his attorneys was present at the hearing.

Car And Liqueur

IN TIMES COUNTY

by the 19 day of Sept., 1955. It is further

ORDERED that a copy of this notice, certified by the Registrar as being correct, should be recorded as a lis pendens in the office of the Judge of Probate of

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

Nass vs. Cer. Lands

COST STATEMENT

628 WORDS @ 6 1/2 cents — — — \$ 40.82
I hereby certify this it correct, due and unpaid (~~paid~~).

ER Monissette Jr
Editor Publisher

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

Date of 1st publication July 21, 1955 Vol. 66 No. 27

Date of 2nd publication July 28, 1955 Vol. 66 No. 28

Date of 3rd publication Aug. 4, 195⁵ Vol. 66 No. 29

Date of 4th publication Aug. 11, 1954 Vol. 66 No. 30

Subscribed and sworn before the undersigned this 11 day of Aug, 1955

Dorothy Martin
Notary Public, Baldwin County.

E. R. Monissette Jr
Editor Publisher.

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,
Defendants

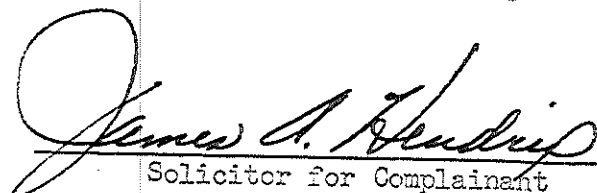
NO. _____

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

MOTION

Comes now the Complainant, by his solicitor, and shows unto the Court that all of the Respondents named in the Bill of Complaint filed in this cause have suffered a decree pro confesso to be taken against them.

Wherefore, Complainant prays that the Court will make and enter a proper order or decree setting this cause for hearing, appointing a Guardian Ad Litem to represent any unknown minors or persons of unsound minds interested in this proceeding, and an attorney to represent any party interested in this proceeding who may be in the military service, and prescribing the method of taking testimony in this cause.


Solicitor for Complainant

W. L. Nass,

Complainant

vs.

Certain Lands, et al,

Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY.
NO. _____

MOTION

FILED
SEP 28 1955
ALICE J. DUCK, Register

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

September 29, 1955

Mrs. Alice Duck
Clerk of Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

In Re: W. L. Nass
vs
Certain Lands, et al

With this, I am handing you my acceptance of service of Guardian Ad Litem in the above mentioned matter. Did Mr. Hendrix make an additional copy of the original bill I would appreciate your mailing it to me, if not, I'll get one from him.

Thanks,

Yours very truly,



EGR/r1

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,
Defendants

NO. _____

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

DECREE

This cause coming on to be heard on this date is submitted on the written motion of the Complainant praying that a proper order be made or decree rendered setting this cause for hearing, that a Guardian Ad Litem be appointed to represent any minor or person of unsound mind interested in this proceeding and that an attorney be appointed to represent any person interested in this proceeding who may be in the military service, and prescribing the method of taking testimony in this cause; upon consideration of all of which, it is, therefore, ORDERED, ADJUDGED AND DECREED by the Court as follows:

1. This said cause shall be and it is hereby set for hearing at ten o'clock a.m. on the 26 day of Oct., 1955.
2. E. G. RICKAREY, JR., an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, who is in all respects a fit and proper person to be appointed as Guardian Ad Litem, shall be and he is hereby appointed as Guardian Ad Litem to represent any minor or person of unsound mind interested in this proceeding.
3. E. G. RICKAREY, JR., an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, shall be and he is hereby appointed as attorney to represent any person interested in this proceeding who may be in the military service of the United States.
4. Testimony of the witnesses for Complainant shall be taken by deposition in the manner provided by Equity Rule No. _____, as amended.

ORDERED, ADJUDGED AND DECREED on this the 28 day of Sept, 1955.

Hubert M. T. Lee
Judge

W. L. MASS,

Complainant

vs.

Certain lands, et al,
Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.
NO. _____

DECREE

FILED
JAN 11 1901
BALDWIN COUNTY, ALA.
CLERK OF COURT

W. L. NASS,

Complainant

vs.

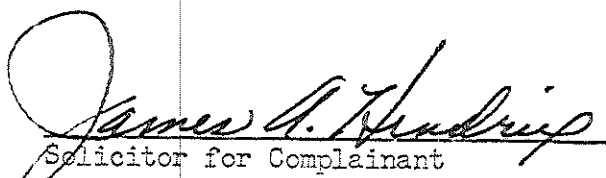
CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT COM-
PANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,
Defendants

NO. _____
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY

TO MRS. ALICE J. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

The Complainant in the above title cause requires and requests the oral
examination of O. P. Grubbs, Sherman Hinote and Howard Brooks
as witnesses for the complainant in support of his bill filed in the above cause,
such examination to be before a special commissioner appointed by you. The said
O. P. Grubbs, Sherman Hinote and Howard Brooks reside in Robertsdale,
Baldwin County, Alabama.

Complainant suggests that Gertrude Bankester, who resides in the Town of
Robertsdale, Baldwin County, Alabama, is a disinterested person, as the person
to be appointed commissioner to take said testimony and complainant requests her
appointment.


Solicitor for Complainant

REQUEST FOR ORAL EXAMINATION

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, ET AL,

Defendants

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

Filed 9-27-55
Alice French
Rcy

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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

CERTIFICATE

I, Alice J. Duck, as Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify as follows:

1. The notice of pendency of the bill of complaint in this cause was filed for record in the office of the Judge of Probate, Baldwin County, Alabama, on the 19 day of July, 1955.

2. Notice of pendency of the bill of complaint in this cause was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, which said notices appeared in the issues of said paper published on July 21st, July 28th, August 4th and August 11th, 1955.

3. A copy of the notice of the bill of complaint in this cause was posted at the front door of the court house in Baldwin County, Alabama, on July 21, 1955.

Dated this 27 day of Sept, 1955.

Alice J. Duck
Register

CERTIFICATE OF REGISTER

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, ET AL,

Defendants

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

Filed 9-27-55
Rice, French
Ry

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

NOTICE OF APPOINTMENT OF GUARDIAN AD LITEM AND ATTORNEY TO
REPRESENT PARTIES IN MILITARY SERVICE

TO E. G. RICKARBY, JR., ESQ.:

You are hereby notified that by a decree of this Court heretofore rendered
in this cause, you have been appointed as Guardian Ad Litem to represent any un-
known minors or insane persons interested in this proceeding and as attorney to
represent any unknown parties interested in this proceeding who may be in the
military service of the United States.

Dated this 28 day of Sept, 1955.

W. L. Nass
As Register of the Circuit Court,
Baldwin County, Alabama, In Equity.

STATE OF ALABAMA)

BALDWIN COUNTY)

I, the undersigned E. G. Rickarby, Jr., do hereby accept appointment as
Guardian Ad Litem and as attorney to represent any unknown parties interested in
this proceeding who may be in the military service of the United States.

Dated this 29 day of Sept, 1955.

E. G. Rickarby, Jr.
As Guardian Ad Litem and as attorney
representing parties of the military
service.

RECORDED

W. L. NASS,

Complainant

vs.

Certain lands, et al,

Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.
NO. 3573

NOTICE OF APPOINTMENT OF GUARDIAN
AD LITEM AND ATTORNEY TO REPRESENT
PARTIES IN MILITARY SERVICE.

FILED

OCT 4 1955

ALICE J. DUCK, Register

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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

DECREE PRO CONFESSO

In this cause it appearing to the Register that the notice of pendency of the bill of complaint in this cause was published for four consecutive weeks commencing on the 21st day of July, 1955, in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama; that a copy of the said notice was posted at the court house door in Baldwin County, Alabama, on the 21st day of July, 1955; and it further appearing to the Register that the said respondents above and hereinafter named have to the date hereof failed to plead, answer and demur to the bill of complaint in this cause:

It is, therefore, on motion of the complainant, ORDERED AND DECREED by the Register that the said bill of complaint be and it is hereby in all things taken as confessed against the said John Scheel, Margaret Scheel, Southern Plantation Development Company, their heirs, successors or assigns; the Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East, and any and all persons claiming any interest in, title to, lien or encumbrance upon said land or any part thereof.

ORDERED AND DECREED on this the 27 day of Sept, 1955.

David J. [Signature]
Register

RECORDED

DECREE PRO CONFESSO

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, ET AL,

Defendants

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

Filed 9-27-53
Alice French
Reg.

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY.

MOTION FOR DECREE PRO CONFESSO

Motion is hereby made for a Decree Pro Confesso against John Scheel, Margaret Scheel, Southern Plantation Development Company, their heirs, successors or assigns, the Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East, and any and all persons claiming any interest in, title to, lien or encumbrance upon said land on the ground that the notice of pendency of the bill of complaint in this cause was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, which notices appeared in the issues of said paper which were published on July 21st, July 28th, August 4th and August 11th, 1955, which notice contained a provision regarding all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the lands described in the said notice or any part thereof, which are the lands described in the bill of complaint that was filed in this cause must appear in this court and plead, answer or demur to the bill of complaint before the 19th day of September, 1955, or at the expiration of that time a Decree Pro Confesso would be taken against them; and said period having expired and no person, firm or corporation named above has appeared in this cause, the complainant is entitled to a Decree Pro Confesso against all of the persons, firms and corporations named above.

Wherefore, complainant moves the register to make and enter a Decree Pro Confesso against the above named respondents and each of them. Complainant further shows unto the register that a copy of the notice of pendency of the

bill of complaint in this cause was posted at the front door of the court house in Baldwin County, Alabama, on the 21st day of July, 1955.

Dated this 27 day of Sept, 1955.

James A. Hendrix
Solicitor for Complainant.

EXHIBIT AND INDEX TO COMPLAINT

Pl. Ex. 1-1000

Pl. Ex. 1-1000

Pl. Ex.

Pl. Ex. 1-1000

Pl. Ex. 1-1000

Pl. Ex. 1-1000

Pl. Ex. 1-1000

MOTION FOR DECREE PRO CONFESSO

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, ET AL,

Defendants

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

RECORDED

Filed 9-27-55
Anie French
Clerk

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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

NOTE OF TESTIMONY

This cause is submitted for a final decree on behalf of complainant upon the following:

1. Original verified Bill of Complaint.
2. Order designating newspaper in which notice of pendency of bill of complaint shall be published.
3. Notice of pendency of bill of complaint.
4. Proof of publication of notice of pendency of bill of complaint.
5. Register's certificate as to service.
6. Motion for Decree Pro Confesso.
7. Decree Pro Confesso.
8. Motion of complainant for an order or decree setting cause for hearing, appointing a guardian ad litem to represent unknown minors, and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States.

9. Decree dated 27 day of Sept, 1955, setting this cause for hearing on this day, appointing E. G. Rickarby, Jr., Attorney at Law, Fairhope, Alabama, as Guardian Ad Litem to represent any unknown minor, person or person of unsound mind interested in this proceeding, and an attorney to represent any person interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainant be taken by deposition in manner provided by the Equity

Rules as set out in the Code of 1940 as amended.

10. Notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment.

11. Answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States.

12. Testimony of Sherman Hinote, a witness for complainant, taken by deposition in the manner prescribed above.

13. Testimony of Howard Brooks, a witness for complainant, taken by deposition in the manner prescribed above.

14. Testimony of O. P. Grubbs, a witness for complainant, taken by deposition in the manner prescribed above.

15. Testimony of Howard Brooks, Sherman Hinote and O. P. Grubbs on cross-examination by Mr. E. G. Rickarby, Jr.

Dated this 27 day of October, 1955.

Richard J. Davis
Register.

James G. Hendrix
Solicitor for Complainant.

NOTE OF TESTIMONY

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, ET AL,

Defendants

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

FILED

OCT 27 1955

ALICE J. DUCK, Register

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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

ANSWER

Comes E. G. Rickarby, Guardian Ad Litem and Attorney Ad Litem, representing
all minors or persons of unsound mind and parties in the military service of the
United States who may be interested in said proceeding and denies each and every
paragraph of the Bill of Complaint and demands strict proof thereof.

FILED

9/29 - 1955

ALICE J. DUCK, Register

E. G. Rickarby

W. L. NASS
Complainant
vs.
CERTAIN LANDS, and SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL, MARGARET SCHEEL, their heirs, successors or assigns, and any and all persons claiming any interest in, title to, lien or encumbrance upon said land,
Defendants

NO. _____
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY.

TO THE SAID

SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL and MARGARET SCHEEL, and any and all persons claiming any title to, interest in, lien or encumbrances on said land, or any part thereof, and

TO ALL OTHER PERSONS interest in said real estate being situated in Baldwin County, Alabama, and described as follows:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East.

TAKE NOTICE THAT W. L. NASS has this day filed his verified bill of complaint in said Court against the abovenamed SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL and MARGARET SCHEEL and any and all persons claiming any title to, interest in, or encumbrances upon the above described real estate, or any part thereof, or any interest therein, and against all other persons, and against said lands for the purpose of establishing the said title in the said W. L. NASS and to clear up all doubts and disputes concerning said real estate, and that said suit is now pending in said Court. Complainant alleges in said bill of complaint that the title to said lands stand in the name of W. L. NASS upon the records of the Judge of Probate of Baldwin County, Alabama, and said bill of complaint further alleges that W. L. NASS claims title to said land through and by virtue of a tax deed from MARGARET SCHEEL executed by G. W. Robertson, Judge of Probate, Baldwin County, Alabama, said deed bearing date of September 2, 1939, filed for record September 2, 1939, and recorded in Deed Book 70 NS, at page 279 of the probate records of Baldwin County, Alabama.

Title to said land upon the records of the Probate Court of Baldwin County, Alabama, stands in the name of W. L. NASS, this complainant.

Complainant further claims that he has claimed said land for more

than ten years next preceeding the filing of this bill and has been in actual, peaceable, hostile possession of said land and has annually assessed and paid the taxes thereon, and that during such period no other persons have been in possession of said lands, or any portion thereof, or assessed or paid taxes on said lands or any portion thereof. It is, therefore,

ORDERED that all persons to whom this notice is addressed, and any and all persons claiming any title to, interest in, or encumbrance upon the above described real estate or any part thereof or any interest therein

BE, AND THEY ARE HEREBY REQUIRED to plead, answer or demurr to the Bill of Complaint in this case within the expiration of sixty (60) days from the first publication of this notice, on or by the 19 day of Sept, 1955. It is further

ORDERED that a copy of this notice, certified by the Registrar as being correct, should be recorded as a lis pendens in the office of the Judge of Probate of Baldwin County, Alabama.

Done this the 19th day of Sept, 1955.

Archie J. French
Registrar of the Circuit Court

W. L. NASS

Complainant

vs.

NO. _____

CERTAIN LANDS, and SOUTHERN
 PLANTATION DEVELOPMENT COM-
 PANY, A CORPORATION, JOHN
 SCHEEL, MARGARET SCHEEL, their
 heirs, successors or assigns,
 and any and all persons claiming
 any interest in, title to, lien
 or encumbrance upon said land
 Respondent

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 now your complainant, W. L. NASS and respectfully represents and shows
 unto your Honor as follows:

1. That he is over the age of twenty-one years and a bona fide resident of
Miami, Florida.
2. That the land in controversy is situated in Baldwin County, Alabama, and
 more particularly described as follows, to-wit:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of
 Section Thirty-six (36), Township Five (5) South, Range Four
 (4) East,

and that the complainant in his own right claims to own said land by tax deed
 from Margaret Scheel, executed by G. W. Robertson, Judge of Probate, Baldwin
 County, Alabama, said deed bearing date of September 2, 1939, filed for record
 September 2, 1939, and recorded in Deed Book 70 NS at page 279 of the probate
 records of Baldwin County, Alabama.

3. Complainant further avers that he is in the peaceful and actual posses-
 sion of the aforesaid lands and has been in such possession since about to-wit,
 September 2, 1939.

4. Title to said land stands on the record of the Judge of Probate of
 Baldwin County, Alabama, in the name of your complainant by virtue of the deed
 hereinabove mentioned in paragraph 2.

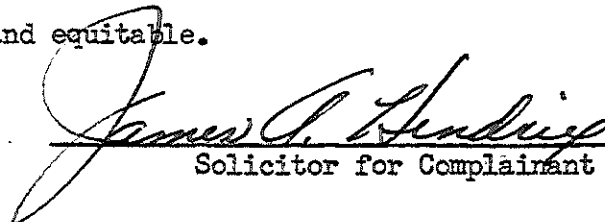
5. That no one but your complainant has paid taxes on said land within ten
 years next preceding the filing of this bill.

6. Complainant further states that he does not know of any one, or any
 person, corporation, firm or otherwise that claims said land, or had any interest
 in same, or any title to, interest in, lien or encumbrance thereon, or any part

thereof, except the SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, JOHN SCHEEL and MARGARET SCHEEL; and that the residency and addresses of these possible claimants are unknown to your complainant, and he has exercised a diligent search to find their residence and addresses by inquiring among the older residents of the community and neighbors; and that no one, except your complainant has had possession of said land, or paid any taxes on said land in the last ten years next preceding the filing of this bill of complaint.

7. Complainant avers that no suit is now pending to test his interest or title to or possession of said land.

The premises considered, complainant files this his verified bill of complaint against the said SOUTHERN PLANTATION DEVELOPMENT COMPANY, A CORPORATION, and JOHN SCHEEL, MARGARET SCHEEL, their heirs, successors or assigns, and any and all persons claiming any interest in, title to, lien or encumbrance upon said land or any part thereof and to establish the right or title to said land and to clear up all doubts or disputes concerning the same and that the said parties hereinabove named shall be made respondents to this bill of complaint and that process be served on them or publication be made requiring them to plead, answer or demur to the same within the time required by law or decree pro confesso may be entered against them, and prays that this court will make and enter all orders, judgments and decrees that may be meet and proper in the premises and that upon final hearing of this cause will decree that complainant W. L. NASS has a fee simple title thereto free of all liens and encumbrances; and will grant to the complainant such other, further or different relief as it may appear to the court to be just and equitable.


Solicitor for Complainant

STATE OF ALABAMA)

BALDWIN COUNTY)

Before me, _____, a Notary Public, in and for said County in said State, personally appeared _____, who is known to me, and who being by me first duly sworn, deposes and says: That he is agent for the complainant in this case and that he has read the above bill of complaint, and knows the contents thereof, and that the statement of facts contained therein are true.



Subscribed and sworn to before me this
the _____ day of _____, 1955.

Notary Public, Baldwin County, Alabama.

FILED
July 19, 1955
ALICE J. BUCK, Register

THE STATE OF ALABAMA

Baldwin County

Circuit Court

TO: Gertrude Bankester

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, as such time and place as you may appoint, to call before you and examine Sherman Hinote and Howard Brooks

a witnesses in behalf of W. L. Nass in a cause pending in our Circuit Court in Baldwin County, of said State, wherein W. L. Nass is

Complainant and Southern Plantation Development Company, a Corporation, John Scheel, Margaret Scheel, their heirs, successors or assigns, and any and all persons claiming any interest in, title to, lien or encumbrance upon the following described land:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section 36, Township 5 South, Range 4 East.

Respondents on oath, to be by you administered, upon them to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 28 day of Sept, 1951

Deice J. French Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

W. L. Nass

Complainant

VS.

Certain Lands, et al

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Gertrude Bankester

WITNESSES:

Sherman Hinote

Howard Brooks

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

W. L. NASS

Complainant

VS.

CERTAIN LANDS AND OTHERS

Respondent

I, Gertrude Bankester

as ~~Register and~~ Commissioner

have called and caused to come before me O. P. GRUBES, HOWARD BROOKS AND SHERMAN HINOTE

witnesses named in the Requirement for Oral Examination, on the 25th day of October 1955, at the office of James A. Hendrix, Attorney at Law in Robertsdale, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said O. P. GRUBES, HOWARD BROOKS AND SHERMAN HINOTE doth depose and say as follows:

Testimony appears on three separate pages attached hereto.

ORAL EXAMINATION.

I, Gertrude Bankester, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness es and read over to them and they signed the same in the presence of myself, Gertrude Bankester, E. G. Rickarby, Jr. and James A. Hendrix at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witness es; that I am not of counsel or kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 25th day of October, 1955

Gertrude Bankester (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent.

Oral Deposition

Filed _____, 195_____

Register.

Recorded in

Record

Vol. _____ Page _____

Register

My name is Howard Brooks, I am over twenty-one years old and a resident of Robertsdale, Alabama, and have so resided for more than the past 27 years. I am familiar with and have known for many years that certain property now owned by W. L. Nass and described as follows:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East.

I have known, seen frequently and been familiar with the above described property for more than the past 20 years. W. L. Nass purchased this property at a tax sale in Bay Minette, Alabama, and obtained a deed to same on September 2, 1939. He immediately went into possession of same, fenced it, cut timber off of it, farmed a portion of it and grew timber on the balance; he has annually assessed and paid taxes on said property and further, that since said date, September 2, 1939, no other person, firm or corporation has been in possession of any portion of said land nor to my knowledge has any person, firm or corporation claimed any interest in or title to any portion of said property other than the said W. L. Nass, that since September 2, 1939, W. L. Nass has paid all taxes on said property and for more than the past ten years he has been in the continuous, peaceable and uninterrupted possession of said property. He has been in possession of the building thereon either in person or by tenant since September 2, 1939, and since that date his title nor possession have been disputed in any way.

WITNESS MY HAND AND SEAL this the 25th day of October, 1955

H. Brooks (SEAL)

My name is O. P. Grubbs, I am over twenty-one years old and a resident of Robertsdale, Alabama, and have so resided for more than the past forty years. I am familiar with and have known for many years that certain property now owned by W. L. Nass and described as follows:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East.

I have known, seen frequently and been familiar with the above described property for more than the past 20 years. W. L. Nass purchased this property at a tax sale in Bay Minette, Alabama, and obtained a deed to same on September 2, 1939. He immediately went into possession of same, fenced it, cut timber off of it, farmed a portion of it and grew timber on the balance; he has annually assessed and paid taxes on said property and further, that since said date, September 2, 1939, no other person, firm or corporation has been in possession of any portion of said land nor to my knowledge has any person, firm or corporation claimed any interest in or title to any portion of said property other than the said W. L. Nass, that since September 2, 1939, W. L. Nass has paid all taxes on said property and for more than the past ten years he has been in the continuous, peaceable and uninterrupted possession of said property. He has been in possession of the building thereon either in person or by tenant since September 2, 1939, and since that date his title nor possession have been disputed in any way.

We have made a diligent search to ascertain the whereabouts of any known heirs to said property or any one who claims any title to or interest in said property by inquiring in the neighborhood and surrounding territory and have been unable to find any one who is familiar with any person claiming any interest in or title to said property.

WITNESS MY HAND AND SEAL this the 25th day of October, 1955.

O P Grubbs (SEAL)

My name is Sherman Hinote, I am over twenty-one years old and have lived in Robertsdale, Alabama, for more than the past 45 years. I have been familiar with the following described property which is owned by W. L. Nass for more than the past 20 years:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East.

I have frequently seen this property and have been familiar with same for more than the past 20 years. W. L. Nass obtained title to this property by a tax deed bearing date of September 2, 1939, and since that time he has been in the continuous, peaceable and uninterrupted possession of said property since that date; that upon obtaining said deed he immediately went into possession of same and occupied the house thereon either in person or by tenant continuously since September 2, 1939; that he fenced said property, farmed a portion of it, cut timber off of it and has exercised all rights of ownership incident thereto since September 2, 1939; that since said date no person, firm or corporation has been in possession nor to my knowledge has any such person, firm or corporation claimed any interest in or title to said property other than the said W. L. Nass. Further, that I have personal knowledge of the statements contained herein.

WITNESS MY HAND AND SEAL this the 25th day of October, 1955.

Sherman Hinote (SEAL)

On cross examination by Mr. Rickarby on October 25, 1955, at the office of James A. Hendrix at Robertsdale, Alabama, O. P. Grubbs makes following statements:

I know that Mr. W. L. Nass had this place fenced within five years from the date he took a deed to it.

I have inquired about the parties defendant to this bill by asking questions about them to the old residents of the community but could not learn about them, also Mr. Hendrix tried to locate them. I have been looking after this land for Mr. Nass and have never heard of any suits filed about it except this one.

On cross examination by Mr. Rickarby, Sherman Hinote answers as follows:

I know that Mr. W. L. Nass had possession of this property because within two years after he took deed to this place he started cutting timber on it. I see this property almost daily as I have to pass it going to work.

On cross examination by Mr. Rickarby, Howard Brooks answers as follows:

I know that Mr. Nass had a house on this property and it has been there for over ten years. That this property has been farmed by Mr. Nass or his tenants for at least five years.

W. L. NASS

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN
SCHEEL, MARGARET SCHEEL, their
heirs, successors or assigns,
and any and all persons claim-
ing any interest in, title to,
lien or encumbrance upon the
following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the
Northwest quarter (NW $\frac{1}{4}$) of Sec-
tion Thirty-six (36), Township
Five (5) South, Range Four (4)
East,

Defendants

NO. _____

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

IT IS ORDERED in this cause that the notice provided for in Section
1119, Title 7, 1940 Code of Alabama, be published in Baldwin Times,
which is a newspaper having general circulation and published in the County of
Baldwin, State of Alabama, where the lands described in the bill of complaint
lie.

Done this the 19 day of July, 1955.

Robert M. Hall
Judge of the Circuit Court.

ND 3573

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

FILED

JUL 19 1955

ALICE J. DUCK, Registrar

RECEIVED

RECEIVED

RECEIVED

RECEIVED

RECEIVED

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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 a final decree on behalf of the complainant upon the original verified bill of complaint; order designating newspaper in which notice of pendency of bill of complaint shall be published; notice of pendency of bill of complaint; proof of publication of notice of pendency of bill of complaint; register's certificate as to service; motion for decree pro confesso; decree pro confesso; motion of complainant for an order or decree setting cause for hearing, appointing a guardian ad litem to represent unknown minors and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States; decree dated 29 day of Sept., 1955, setting this cause for hearing on this day, appointing E. G. Rickarby, Jr., Attorney at Law, Fairhope, Alabama, as Guardian Ad Litem to represent any unknown minor, person or persons of unsound mind interested in this proceeding, and an attorney to represent any person interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainant be taken by deposition in manner provided by the Equity Rules as set out in the Code of 1940 as amended; notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment; answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States; testimony of

Sherman Hinote, a witness for complainant, taken by deposition in the manner prescribed above; testimony of Howard Brooks, a witness for complainant, taken by deposition in the manner prescribed above; testimony of O. P. Grubbs, a witness for complainant, taken by deposition in the manner prescribed above; testimony of Howard Brooks, Sherman Hinote and O. P. Grubbs on cross-examination by Mr. E. G. Rickarby, Jr., all of which has been noted by the register; upon consideration of all of which it appears to the court that all persons, firms or corporations named in the bill of complaint filed in this cause have suffered or permitted a decree pro confesso to be taken against them; that each and every allegation of the said bill of complaint is true and that the complainant is entitled to a decree quieting title to the lands described in the said bill of complaint, upon consideration all of which it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the complainant, W. L. Nass, is the lawful owner in fee simple of the following described lands situated in Baldwin County, Alabama, to-wit:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East;

that the absolute fee simple title to the said lands and each and every part thereof and all interest therein is in the said complainant, W. L. Nass, free and clear of and from the claim or claims of all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, or any interest therein; that the said complainant has and is hereby given judgment against the said lands and against all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof.

2. The complainant's title to said lands is hereby quieted against Southern Plantation Development Company, a Corporation, John Scheel, Margaret Scheel, also known as Maggie Scheel, their heirs, successors or assigns and against the heirs and devisees of such of said parties as may be dead and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof, and all such claims are hereby adjudged and decreed to be invalid, groundless and of any effect.

3. The register of this court shall, within thirty (30) days from the rendition of this decree, file a certified copy hereof in the office of the

Judge of Probate of Baldwin County, Alabama, for record therein and tax the cost of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama, shall record the said certified copy of this decree in the same book and manner in which deeds are recorded, and shall index the same in the direct index in the names of Southern Plantation Development Company, a Corporation, John Scheel and Margaret Scheel, and shall index the same in the reverse index of said records in the name of W. L. Nass.

5. The title hereby adjudged to be in the said complainant, W. L. Nass, shall inure to the benefit of all persons who derive title to the said lands or any part thereof, or any interest therein, from or through the said complainant, and such title or interest shall be at all times treated and considered as though it had been established in favor of the person or persons so procuring or deriving from the said complainant.

6. The costs of this proceeding are hereby taxed against the complainant for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 27th day of October, 1955.

Robert M. Hall

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

RECORDED
FINAL DECREE

W. L. NASS,
Complainant
vs.
CERTAIN LANDS, ET AL,
Defendants

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

FILED
OCT 27 1955
W. L. NASS, Register

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

Defendants

NO. _____

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 a final decree on behalf of the complainant upon the original verified bill of complaint; order designating newspaper in which notice of pendency of bill of complaint shall be published; notice of pendency of bill of complaint; proof of publication of notice of pendency of bill of complaint; register's certificate as to service; motion for decree pro confesso; decree pro confesso; motion of complainant for an order or decree setting cause for hearing, appointing a guardian ad litem to represent unknown minors and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States; decree dated 29 day of Sept, 1955, setting this cause for hearing on this day, appointing E. G. Rickarby, Jr., Attorney at Law, Fairhope, Alabama, as Guardian Ad Litem to represent any unknown minor, person or persons of unsound mind interested in this proceeding, and an attorney to represent any person interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainant be taken by deposition in manner provided by the Equity Rules as set out in the Code of 1940 as amended; notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment; answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States; testimony of

Sherman Hinote, a witness for complainant, taken by deposition in the manner prescribed above; testimony of Howard Brooks, a witness for complainant, taken by deposition in the manner prescribed above; testimony of O. P. Grubbs, a witness for complainant, taken by deposition in the manner prescribed above; testimony of Howard Brooks, Sherman Hinote and O. P. Grubbs on cross-examination by Mr. E. G. Rickarby, Jr., all of which has been noted by the register; upon consideration of all of which it appears to the court that all persons, firms or corporations named in the bill of complaint filed in this cause have suffered or permitted a decree pro confesso to be taken against them; that each and every allegation of the said bill of complaint is true and that the complainant is entitled to a decree quieting title to the lands described in the said bill of complaint, upon consideration all of which it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the complainant, W. L. Nass, is the lawful owner in fee simple of the following described lands situated in Baldwin County, Alabama, to-wit:

The Southwest quarter (SW $\frac{1}{4}$) of the Northwest quarter (NW $\frac{1}{4}$) of Section Thirty-six (36), Township Five (5) South, Range Four (4) East;

that the absolute fee simple title to the said lands and each and every part thereof and all interest therein is in the said complainant, W. L. Nass, free and clear of and from the claim or claims of all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, or any interest therein; that the said complainant has and is hereby given judgment against the said lands and against all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof.

2. The complainant's title to said lands is hereby quieted against Southern Plantation Development Company, a Corporation, John Scheel, Margaret Scheel, also known as Maggie Scheel, their heirs, successors or assigns and against the heirs and devisees of such of said parties as may be dead and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands or any part thereof, and all such claims are hereby adjudged and decreed to be invalid, groundless and of any effect.

3. The register of this court shall, within thirty (30) days from the rendition of this decree, file a certified copy hereof in the office of the

323
20. *Platation Book*
11
Judge of Probate of Baldwin County, Alabama, for record therein and tax the cost of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama, shall record the said certified copy of this decree in the same book and manner in which deeds are recorded, and shall index the same in the direct index in the names of Southern Plantation Development Company, a Corporation, John Scheel and Margaret Scheel, and shall index the same in the reverse index of said records in the name of W. L. Nass.

5. The title hereby adjudged to be in the said complainant, W. L. Nass, shall inure to the benefit of all persons who derive title to the said lands or any part thereof, or any interest therein, from or through the said complainant, and such title or interest shall be at all times treated and considered as though it had been established in favor of the person or persons so procuring or deriving from the said complainant.

6. The costs of this proceeding are hereby taxed against the complainant for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 27th day of October

1955.

Hubert M. Hall

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

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 stated cause, which said decree is on file and enrolled in my office.

WITNESS MY HAND AND SEAL THIS THE 22 day of Oct, 1955

Alice J. Duck
Register of Circuit Court, in Equity

STATE OF ALABAMA, BALDWIN COUNTY

Filed 11-9-55 11:45 A.M.

Recorded *Heed* book 233 page 27-33

McOstrut
Judge of Probate

W. L. NASS,

Complainant

vs.

CERTAIN LANDS, and
SOUTHERN PLANTATION DEVELOPMENT
COMPANY, A CORPORATION, JOHN SCHEEL,
MARGARET SCHEEL, their heirs, suc-
cessors or assigns, and any and all
persons claiming any interest in,
title to, lien or encumbrance upon
the following described land: The
Southwest quarter (SW $\frac{1}{4}$) of the North-
west quarter (NW $\frac{1}{4}$) of Section Thirty-
six (36), Township Five (5) South,
Range Four (4) East,

NO. _____

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Defendants

NOTICE OF APPOINTMENT OF GUARDIAN AD LITEM AND ATTORNEY TO
REPRESENT PARTIES IN MILITARY SERVICE

TO E. G. RICKARBY, JR., ESQ.:

You are hereby notified that by a decree of this Court heretofore rendered
in this cause, you have been appointed as Guardian Ad Litem to represent any un-
known minors or insane persons interested in this proceeding and as attorney to
represent any unknown parties interested in this proceeding who may be in the
military service of the United States.

Dated this 28 day of Sept, 1955.

Reice J. French
As Register of the Circuit Court,
Baldwin County, Alabama, In Equity.

STATE OF ALABAMA)

BALDWIN COUNTY)

I, the undersigned E. G. Rickarby, Jr., do hereby accept appointment as
Guardian Ad Litem and as attorney to represent any unknown parties interested in
this proceeding who may be in the military service of the United States.

Dated this _____ day of _____, 1955.

As Guardian Ad Litem and as attorney
representing parties of the military
service.

3574
DELIVERING
EMPLOYEE

☐ Deliver ONLY to addressee
☐ Show address where delivered

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

1 *Jarvis G. Dykes*
(Signature or name of addressee)
2 *Deliver to Addressee Only*
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery *7-23-55*
7:20 Am

Form 3811
Rev. 4-54

U. S. GOVERNMENT PRINTING OFFICE 16-12421-8

RECEIPT FOR
REGISTERED ARTICLE NO. 29

Date _____

Value \$ none Special delivery fee _____¢

Fee \$ 40 Return receipt fee 7¢

Surcharge \$ _____ Restricted delivery fee 20¢

Postage \$ 3 ☐ Airmail

From Albee J. Lamb
B. M. A.
(Address)

Addressed to

Wanda A. Payne
Box 783 Oakland Miss
(Address)

(Accepting employee)

GPO 09-16-12666-8

