

36-55

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons VIRGINIA DAW, widow of S. M. Waters, HERBERT B. WATERS, QUINCY WATERS, SUSIE WATERS WILDERS, WESTON WATERS, LAVERNE WATERS, LAVON WATERS, EDWIN Q. WATERS, MRS. ELMER PETERSON, MARTHA OWEN, and CATHERINE HELMNICK, and their heirs, devisees and assigns if deceased, the unknown heirs, devisees, grantees, personal representatives, and assigns of S. M. Waters, deceased, Virginia Daw, widow of the said S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, to appear and plead, answer or demur, within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Fred S. Grange, as Complainant, against Virginia Daw, et al, as Respondents,.

WITNESS my hand this the 14 day of November, 1955

Deane French
Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

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, IN EQUITY:

Your Complainant, Fred S. Grange, presents this his Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 1 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama,

and also against Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, all being the sole heirs of S. M. Waters, deceased, and against them, and each of their heirs, devisees, grantees, administrators, successors, personal representatives and assigns, and also against any other person, firm or corporation claiming any right, title to, interest in, or encumbrance against said land or any part thereof, and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a resident of Rutheen, Iowa.

2.

That Laverne Waters is a resident of this State and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 42 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 S. Washington Avenue, Mobile, Alabama; that Catherine Helmick is a resident of Poley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose resident is believed to be in the State of Ohio and that after having exercised reasonable diligence, your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address. That all of the above respondents are over the age of twenty-one years.

3.

That Your Complainant is the owner in fee simple and in the actual possession of the lands herein described in Baldwin County, Alabama, and being as follows:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

4.

That no suit is pending to test the Complainant's title to, interest in or rights of possession to said lands; that the Complainant therefore calls upon the Respondents and each of them to set forth and specify what right, title, interest in, lien or encumbrances they have upon said lands or any part or parcel thereof and by what instrument or instruments the same is derived and/or created.

5.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 WS, page 69.

6.

That the title to said lands claimed by your Complainant stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange.

7.

That no one has at any time within ten years next preceding the filing of this bill of complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

8.

That the only person shown by the records of Baldwin County, Alabama, to have any claim against said land or any part thereof within the ten years next preceding the filing of this Complaint is your petitioner.

9.

That your Complainant has made and caused to be made a diligent search and inquiry, having the records searched at Day Minette, Alabama, and also inquiring of various parties in and around Gates wood, Alabama, where the land is located to ascertain the whereabouts of the Respondents if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Virginia Daw, Herbert F. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin C. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick, the unknown heirs, devisees, grantees, personal representatives, successors, and assigns of Virginia Daw, Herbert F. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin C. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick, and any other, person, firm or corporation claiming any right, title to, interest in or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less.

or any part thereof, parties respondents to the Bill of Complaint, and require
them, and each of them to appear and answer or demur to the same within
the time and under the penalties prescribed by law and the practice of this
Honorable Court.

Complainant further prays that upon a final hearing hereof Your Honor
will make and enter a decree ascertaining and determining that the fee
simple title, free from all liens and encumbrances, to the lands herein
described and to each and every part and parcel thereof, is vested in your
Complainant, Fred S. Grange, and that neither Virginia Daw, widow of S. M.
Waters, Weston Waters, Susie Waters Wilders, Herbert B. Waters, Quincy
Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson,
Martha Owen, and Catherine Helnnick, the unknown heirs, devisees, personal
representatives, successors, grantees, and assigns of Virginia Daw, Herbert
B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters,
LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owens, and
Catherine Helnnick, nor any other person, firm or corporation has any
right, title to, interest in or encumbrance upon the lands or any part
or parcel thereof, and that any and all doubts and disputes concerning
the land be cleared up.

Your Complainant prays for such other, further, different or general
relief as he may be in equity and good conscience entitled to receive.

Wilters & Brantley

BY Harry J. Wilters Jr.
Solicitor for the Complainant

STATE OF ALABAMA

BAIRDWIN COUNTY

Before me, the undersigned authority, in and for the County, in said
State, personally appeared Harry J. Wilters, Jr., who is known to me, and
who having been by me first duly sworn, deposes and says that he is
Solicitor for the Complainant in the above styled cause, and is authorized
to make this affidavit; that from information obtainable the facts con-
tained in the foregoing bill of complaint are true and correct.

Sworn to and subscribed before me on this 14 day of November, 1955.

Evelyn Watts
Notary Public, Baldwin County, Alabama

Received in Sheriff's Office
this ~~15~~ day of Nov, 1955
TAYLOR WILKINS, Sheriff

36555

FRED S. GRANCE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

RETURNED 11/23/55
Not found in my County after diligent
search and inquiry.

RAY D. BRIDGES, Sheriff

By J W Martin D. S.

SUBPOENS AND COMPLAINT

FILED

NOV 14 1955

ALICE J. DUCK, Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

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

DUE DILIGENCE NOTICE

It having been made to appear, in the abovestyled cause by proper affidavit that Laverne Waters is a resident of this state and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin C. Waters is a resident of Alabama, and whose address is believed to be 842 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 50 South Washington Avenue, Mobile, Alabama; that Catherine Helmnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 North 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama and whose residence is believed to be in the State of Ohio, and that after having exercised reasonable diligence your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address; that all the above respondents are over the age of twenty-one years; That your Complainant is over the age of twenty-one years and a resident of Rutheon, Iowa, and is the owner in fee simple of and in the actual possession of the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less, in Baldwin County, Alabama.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the

Probate Judge of Baldwin County, Alabama, in Deed Book 62 MS, page 69.

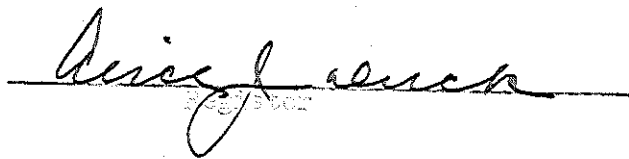
That no one has at any time within ten years next preceding the filing of this Bill of Complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

It is therefore ordered and notice is hereby given that the said

Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin C. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helmnick, the unknown heirs, devisees, personal representatives, grantees, successors, and assigns of Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin C. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helmnick, and any other person, firms or corporations claiming any title to, interest in, lien or encumbrances upon said lands, or any part thereof, to appear in the Circuit Court of Baldwin County, Alabama, in Equity, and plead, answer or demur to the bill of complaint on or before the 19 day of December, 1955, or upon their having failed to do so, upon the expiration of thirty days from said date, a decree pro confesso shall be taken against them, and that this cause shall be at issue.

IT IS FURTHER ORDERED that this order and notice be published in the Baldwin Times, Bay Minette, Alabama, once a week for four consecutive weeks.

IN WITNESS WHEREOF, I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, have hereunto set my hand and seal of office on this the 14 day of November, 1955.


Register

WILLIAMS & BRANTLEY
Solicitors for the Complainant.

STATE OF ALABAMA
BALDWIN COUNTY

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, hereby certify that the foregoing is a full, true, correct and complete copy of notice given by publication in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, in the cause of Fred S. Grange, Complainant, VS Virginia Daw, et al, Respondents, and filed for record in the office of the Judge of Probate of Baldwin County, Alabama, the county in which said lands lie, in accordance with the provisions of the laws of the State of Alabama.

In Witness Whereof, I have hereunto set my hand and seal of office on this the _____ day of November, 1955.

Register

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WARRANTY DEED.

KNOW ALL MEN BY THESE PRESENTS, That S. S. GRANGE, for and in consideration of One Dollar and Love and Affection, to me in hand paid by my son FRED S. GRANGE and hereby bargain, sell and convey and grant unto the said FRED S. GRANGE and their heirs and assigns forever the following described property, to-wit:

The northwest quarter of southeast quarter (NW $\frac{1}{4}$ of SE $\frac{1}{4}$)
Section seven (7) Township four (4) south, Range five
(5) East, Baldwin County, Alabama, containing forty (40)
acres, more or less.

Together with all and singular the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, free from all exemptions and right of homestead.

And he covenants that he is well seized of the said property, and has a good right to convey the same; that it is free of incumbrance and that he, his heirs and assigns, that they, the said grantees, their heirs, executors, administrators and assigns, in the quiet and peaceful possession and enjoyment thereof, against all persons lawfully claiming the same, shall and will forever warrant and defend.

In witness whereof The said S. S. GRANGE has hereunto set his hand this 2nd day of May, A. D. Nineteen Hundred Twelve.

S. S. GRANGE

Signed, sealed and delivered
in the presence of:
DANIEL KELLY
WM. J. FISHER.

STATE OF IOWA SS
PALO ALTO COUNTY

On this Second day of May, 1912, before me, personally appeared S. S. GRANGE, to me known to be the person named in, and who executed the foregoing instrument and acknowledged that he executed the same as his voluntary act and deed.

T. F. RUTLEDGE, Clerk District Court Palo Alto
County, Iowa BY: E. M. CARNEY, Deputy

SEAL.

STATE OF ALABAMA PROBATE COURT
BALDWIN COUNTY

Filed in office this 3 day of May, 1937 at 2 P M and duly recorded in Deed Book 62 N S
page 69; and I certify that \$--- cts 50 Deed tax has been paid as required by law.
G. W. Robertson, Judge of Probate

G. W. Robertson, Judge of Probate

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The State of Alabama }
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of 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 S. S. Grange to
Fred S. Grange,

as the same appears of record in my office in Deed Book No. 62

Page 69.

Given under my hand and seal of office, this 20th day of April, 1956.

W. R. Stuart

Judge of Probate.

BOOK 020
PAGE 143

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIADAW, ET AL,

RESPONDENTS

CERTIFIED COPY OF DEED

FROM S. S. GRANGE

Filed April 29 1956

*Dee J. French
Registrar*

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL.

RESPONDENTS

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

Now comes the Respondent, Martha Owens, in the above styled cause and by way of disclaimer says that she never had or pretended to have nor has she now nor does she claim or pretend to have any right, title or interest, either legal or equitable, of, in, or to the Northwest quarter of the Southeast quarter of Section 7, Township 4 South, Range 5 East, the subject matter of this suit as set out in the Complainant's Bill of Complaint, or any part thereof; and this Respondent disclaims both individually and in any respective capacity, any right, title and interest in, of, in or to the same, and every part thereof.

Martha Owens

Sworn to and subscribed before me this 28 day of February, 1956.

John Edmond
Notary Public,

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

DISCLAIMER OF MARTHA OWENS

FILED

APR 3 - 1956

MADE
CRIME 1. 1956, Register

FRED S. GRANCE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Now comes the Respondent, Laverne Waters, in the above entitled cause and by way of disclaimer says that he never had or pretended to have nor has he now nor does he claim or pretend to have any right, title or interest, either legal or equitable, of, in, or to the Northwest quarter of the Southeast quarter of Section 7, Township 4 South, Range 5 East, the subject matter of this suit as set out in the Complainant's bill of Complaint, or any part thereof; and this Respondent disclaims, both individually and in any respective capacity, any right, title and interest in, of, in or to the same, and every part thereof.

(Laverne Waters)
L. L. Waters

Sworn to and subscribed before me this 9 day of February, 1956.

W. J. Wilkerson
 Notary Public, Baldwin County, Alabama

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

DISCLAIMER OF LAVERNE WATERS

FILED

APR 2 1956

ALICE J. DUCK, Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
CASE NO. 3655

It appearing to the Court that some of the Respondents in the above styled cause are unknown, and that their names and addresses cannot be ascertained after a diligent search and inquiry.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court that Wilson Hayes, a practicing attorney at Bay Minette, Baldwin County, Alabama, be and he is hereby appointed guardian ad litem to represent and protect the interest of the respondents in the above styled cause, whose names and addresses are unknown, and cannot be ascertained after a diligent search and inquiry.

IT IS FURTHER ORDERED that the said Wilson Hayes, be notified of his appointment, and of the time fixed to take testimony in the cause.

Dated this the 19 day of April, 1956.

Amos A. Vank
Register

I hereby consent to act as guardian ad litem in the above styled cause for all parties whose names and addresses are unknown and cannot be ascertained after a diligent search and inquiry. I, as guardian ad litem for the unknown respondents, deny all the material allegations contained in the bill of Complaint and demand strict proof of the same.

Dated this the 19 day of April, 1956.

Wilson Hayes
Guardian ad Litem

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

APPOINTMENT OF GUARDIAN AD LITEM

AND ACCEPTANCE

Filed April 19, 1956

Wm. J. French
Register

8600 Motion for Decree Pro Confesso on Personal Service.

3107 Code

MPCO.

THE STATE OF ALABAMA, }
Baldwin County }

No. _____ Circuit Court, In Equity.

Fred S. Grange

Complainant.---

Vs.

Virginia Daw, et al,

Defendant. S_

Motion is hereby made for a Decree Pro Confesso against Virginia Daw, Lavon Waters, andMrs. Elmer Peterson , Catherine Helmick

Defendant S_

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 according 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 4 day of April 19 56

Solicitor.

No. _____ Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, In Equity

Fred S. Grange

Vs.

Virginia Daw, etal,

Motion for Decree Pro Confesso on
Personal Service

Filed _____ 19 _____

FILED

Register.

Recorded in _____ 4 1956 _____ Record

Vol. _____ Page _____

Register.

Fred S. Grange

Vs.

Virginia Daw, etal,**CIRCUIT COURT OF
Baldwin County.**

IN EQUITY

In this cause it being made to appear to the Register that on the 15th
day of November, 19 55, a copy of the Bill of Complaint filed in this cause was
sent to Weston Waters

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
21st day of November, 1955, 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 Weston Waters

Defendant.

This the 5 day of April, 19 56

W. J. F. Smith Register.

No. 3655

**CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA**

In Equity.

Fred S. Grange

Vs.

Virginia Daw, et al,

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

Filed in office this _____ day of

FILED

_____, 19____

APR 5 1956

_____, Register

ALICE J. DUCK, Register

Entered in O. B. _____ Page _____

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

Fred S. Grange
Complainant,
Vs. Virginia Daw, et al
Respondent.

In the Circuit Court.
In Equity No. 3655.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent _____

Virginia Daw, Lavon Waters and Mrs. Elmer Peterson

by the Sheriff of Baldwin County, on the 23 day of November,

1945

And it further appears to the Register, that that the said _____

Virginia Daw, Lavon Waters and Mrs. Elmer Peterson

_____ the Respondent^s, having to the date hereof,

failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of Walters & Brantley Solicitors

for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said Virginia Daw, Lavon

Waters, and Mrs. Elmer Peterson

This 5 day of April, 194 56

Walter J. Brantley
Register.

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

Fred S. Grange

Complainant,

Vs.

Virginia Daw, et al,

Respondent.

**DECREE PRO CONFESSO ON
PERSONAL SERVICE.**

Issued this _____ day of _____

194_____

FILED

APR 5 1956

ALICE J. BECK, Register

Register.

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 3655

MOTION FOR DECREE PRO CONFESSO ON PUBLICATION

Now comes the Complainant in the above styled cause and shows unto the court that an order of publication was made on the 11th day of November, 1955, which was duly published in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, in its issues of November 17, November 24, December 1, and December 8, 1955, and was directed to Laverne Waters, Edwin Q. Waters, Martha Owen, Catherine Helmnick, Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, Weston Waters, Quincy Waters, Susie Waters Wilders, Herbert B. Waters, the unknown heirs, devisees, personal representatives and assigns of them and each of them, and any other persons, firms or corporations claiming any title to, interest in, right, lien or encumbrance upon the following described land situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 50 acres, more
or less, in Baldwin County, Alabama.

as Respondents, which required the said Respondents to answer or demur to the bill of complaint within thirty days after the 19th day of December, 1955, which said respondents have to this day failed to do.

WHEREFORE, the Complainant moves the court to grant a decree pro confesso against the Respondents.

Dated this the 4 day of April, 1956.
Wilders & Brantley

Solicitor for the Complainant

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION

FILED

APR 27 1956

ALICE J. DUCK, Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 3655

DECREE PRO CONFESSO ON PUBLICATION

In this cause it appearing to the court that the order of publication heretofore made in this cause was published four consecutive weeks commencing on the 17th day of November, 1955, in the Baldwin Times, a newspaper published in Bay Minette, in Baldwin County, Alabama; that a copy of said order was posted at the Court house door in Baldwin County, Alabama, on the 17th day of November, 1955, and it now further appearing to the court that the said Laverne Waters, Edwin Q. Waters, Martha Owen, Catherine Helnick, Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, Weston Waters, Quincy Waters, Susie Waters Wilders, Herbert B. Waters, the unknown heirs, devisees, grantees, personal representatives and assigns of them and each of them, Respondents, have to date hereof failed to plead, answer or demur to this bill of complaint.

It is therefore on motion of the Complainant, ordered and decreed, by the Court, that the said Bill of Complaint be and it is hereby, in all things, taken as confessed against the Respondents named in this cause.

Witness my hand this the 5 day of April, 1956.

W. J. Helnick
Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

DECREE PRO CONFESSO ON PUBLICATION

No. Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

Fred S. Grange

Vs.

Virginia Daw, et al.

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed, 19.....

FILED

APR 14 1956

Register.

Recorded in Record,

Vol. Page

Register.

8600 - Motion for Decree Pro Confesso After Service by Registered Mail.

B.T. 1-47-200

The State of Alabama,
Baldwin County.

No. 3655 CIRCUIT COURT, IN EQUITY.

Fred S. Grange

Complainant

Vs.

Virginia Daw, et al,

Defendant

Motion is hereby made for a Decree Pro Confesso against Weston Waters and

Quincy Waters

Defendant

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

This 4th day of April, 1956

Henry J. Withers, Solicitor.

Fred S. Grange

Vs.

Virginia Daw, et al,

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 15
day of November, 19 55, a copy of the Bill of Complaint filed in this cause was
sent to Quincey Waters

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
18th day of November, 19 55, 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 Quincey Waters

Defendant

This the 5 day of April, 19 56

Quincey Waters Register.

No. _____

**CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA**

In Equity.

Fred S. Grange

Vs.

Virginia Daw, et al,

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

Filed in office this _____ day of

_____, 19____

_____, Register

Entered in O. B. _____ Page _____

CIRCUIT COURT COMPLAINT

Printed by the Baldwin Times, Bay Minette, Alabama.

Fred S. Grange
Complainant,
Vs. Virginia Daw, et al,
Respondent.

In the Circuit Court.
In Equity No. 3655.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent

Catherine Helmick

by the Sheriff of Baldwin County, on the 29 day of November,
1945.

And it further appears to the Register, that that the said

Catherine Helmick

the Respondent, having to the date hereof,

failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore,

on motion of Wilters & Brantley Solicitors

for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be,

and it hereby is, in all things taken as confessed against the said

Catherine Helmick

This 5 day of April, 1945.

Marie J. Newkirk
Register.

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3655

NOTE OF TESTIMONY

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

1. Original summons and complaint.
2. Lis Pendens filed for record in the Probate Office.
3. Proof of publication of notice in the Baldwin Times.
4. Decree pro confesso by publication.
5. Decrees pro confesso on registered mail.
6. Decrees pro confesso on personal service.
7. Requests for appointment of commissioners.
8. Commissions to take depositions.
9. Notices of time of taking testimony.
10. Appointment of guardian ad litem and acceptance.
11. Disclaimer of Martha Owens .
12. Disclaimer of Laverne Waters.
13. Oral depositions of Fred S. Grange and O. W. Lyles, with exhibits attached.

Dated this the 21 day of April, 1956.

Walters & Brantley

BY: Henry J. Walters, Jr.
Solicitors for the Complainant.

Lucas J. Brantley
Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons VIRGINIA DAW, widow of S. M. Waters, HERBERT B. WATERS, QUINCY WATERS, SUSIE WATERS WILDERS, WESTON WATERS, LAVERNE WATERS, LAVON WATERS, EDWIN Q. WATERS, MRS. ELMER PETERSON, MARTHA OWEN, and CATHERINE HELNNICK, and their heirs, devisees and assigns if deceased, the unknown heirs, devisees, grantees, personal representatives, and assigns of S. M. Waters, deceased, Virginia Daw, widow of the said S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnnick, to appear and plead, answer or demur, within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Fred S. Grange, as Complainant, against Virginia Daw, et al, as Respondents,.

WITNESS my hand this the 14 day of November, 1955

David J. Grange
Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

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, IN EQUITY:

Your Complainant, Fred S. Grange, presents this his Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama,

and also against Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnnick, all being the sole heirs of S. M. Waters, deceased, and against them, and each of their heirs, devisees, grantees, administrators, successors, personal representatives and assigns, and also against any other person, firm or corporation claiming any right, title to, interest in, or encumbrance against said land or any part thereof, and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a resident of Rutheen, Iowa.

2.

That Laverne Waters is a resident of this State and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 42 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 S. Washington Avenue, Mobile, Alabama; that Catherine Helnnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose resident is believed to be in the State of Ohio and that after having exercised reasonable diligence, your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address. That all of the above respondents are over the age of twenty-one years.

3.

That Your Complainant is the owner in fee simple and in the actual possession of the lands herein described in Baldwin County, Alabama, and being as follows:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

4.

That no suit is pending to test the Complainant's title to, interest in or rights of possession to said lands; that the Complainant therefore calls upon the Respondents and each of them to set forth and specify what right, title, interest in, lien or encumbrances they have upon said lands or any part or parcel thereof and by what instrument or instruments the same is derived and/or created.

5.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 NS, page 69.

6.

That the title to said lands claimed by your Complainant stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange.

7.

That no one has at any time within ten years next preceding the filing of this bill of complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

8.

That the only person shown by the records of Baldwin County, Alabama, to have any claim against said land or any part thereof within the ten years next preceding the filing of this Complaint is your petitioner.

9.

That your Complainant has made and caused to be made a diligent search and inquiry, having the records searched at Bay Minette, Alabama, and also inquiring of various parties in and around Gates wood, Alabama, where the land is located to ascertain the whereabouts of the Respondents if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnnick, the unknown heirs, devisees, grantees, personal representatives, successors, and assigns of Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnnick, and any other, person, firm or corporation claiming any right, title to, interest in or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less.

or any part thereof, parties respondents to the Bill of Complaint, and require
them, and each of them to appear and answer or demur to the same within
the time and under the penalties prescribed by law and the practice of this
Honorable Court.

Complainant further prays that upon a final hearing hereof Your Honor
will make and enter a decree ascertaining and determining that the fee
simple title, free from all liens and encumbrances, to the lands herein
described and to each and every part and parcel thereof, is vested in your
Complainant, Fred S. Grange, and that neither Virginia Daw, widow of S. M.
Waters, Weston Waters, Susie Waters Wilders, Herbert B. Waters, Quincy
Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson,
Martha Owen, and Catherine Helnick, the unknown heirs, devisees, personal
representatives, successors, grantees, and assigns of Virginia Daw, Herbert
B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters,
LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owens, and
Catherine Helnick, nor any other person, firm or corporation has any
right, title to, interest in or encumbrance upon the lands or any part
or parcel thereof, and that any and all doubts and disputes concerning
the land be cleared up.

Your Complainant prays for such other, further, different or general
relief as he may be in equity and good conscience entitled to receive.

Wilters & Brantley

BY Harry J. Wilters, Jr.
Solicitors for the Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for the County, in said
State, personally appeared Harry J. Wilters, Jr., who is known to me, and
who having been by me first duly sworn, deposes and says that he is
Solicitor for the Complainant in the above styled cause, and is authorized
to make this affidavit; that from information obtainable the facts con-
tained in the foregoing bill of complaint are true and correct.

Sworn to and subscribed before me on this 14 day of November, 1935.

Evelyn Watts
Notary Public, Baldwin County, Alabama

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons ✓ VIRGINIA DAW, widow of S. M. Waters, ✓ HERBERT B. WATERS, ✓ QUINCY WATERS, SUSIE WATERS WILDERS, WESTON WATERS, ✓ LAFERNE WATERS, ✓ LAVON WATERS, EDWIN Q. WATERS, ✓ MRS. ELMER PETERSON, MARTHA OWEN, and CATHERINE HELMNICK, and their heirs, devisees and assigns if deceased, the unknown heirs, devisees, grantees, personal representatives, and assigns of S. M. Waters, deceased, Virginia Daw, widow of the said S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, to appear and plead, answer or demur, within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Fred S. Grange, as Complainant, against Virginia Daw, et al, as Respondents.

Witness my hand this the 14 day of November, 1955.


Fred S. Grange

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

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§

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, IN EQUITY:

Your Complainant, Fred S. Grange, presents this his bill of complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less in Baldwin County, Alabama,

and also against Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helmnick, all being the sole heirs of S. M. Waters, deceased, and against them, and each of their heirs, devisees, grantees, administrators, successors, personal representatives and assigns, and also against any other person, firm or corporation claiming any right, title to, interest in, or encumbrance against said land or any part thereof, and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a resident of Ruthean, Iowa.

2.

That Laverne Waters is a resident of this State and whose address is believed to be 2723 W. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 42 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 56 S. Washington Avenue, Mobile, Alabama; that Catherine Helmick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gaterwood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose resident is believed to be in the State of Ohio and that after having exercised reasonable diligence, your Complainants has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address. That all of the above respondents are over the age of twenty-one years.

3.

That Your Complainant is the owner in fee simple and in the actual possession of the lands herein described in Baldwin County, Alabama, and being as follows:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

4.

That no suit is pending to test the Complainant's title to, interest in or rights of possession to said lands; that the Complainant therefore calls upon the Respondents and each of them to set forth and specify what right, title, interest in, lien or encumbrances they have upon said lands or any part or parcel thereof and by what instrument or instruments the same is derived and/or created.

5.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 W3, page 69.

6.

That the title to said lands claimed by your Complainant stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange.

7.

That no one has at any time within ten years next preceding the filing of this bill of complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant,

8.

That the only person shown by the records of Baldwin County, Alabama, to have any claim against said land or any part thereof within the ten years next preceding the filing of this complaint is your petitioner.

9.

That your Complainant has made and caused to be made a diligent search and inquiry, having the records searched at Bay Minette, Alabama, and also inquiring of various parties in and around Gateswood, Alabama, where the land is located to ascertain the whereabouts of the Respondents if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Virginia Daw, Herbert E. Waters, Quincy Waters, Susie Waters, Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmick, the unknown heirs, devisees, grantees, personal representatives, successors and assigns of Virginia Daw, Herbert E. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmick, and any other person, firm or corporation claiming any right, title, to, interest in or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 14 South, Range 5 East, containing 40 acres, more
or less.

or any part thereof, parties respondents to the bill of complaint, and require
them, and each of them, to appear and answer or demur to the same within
the time and under the penalties prescribed by law and the practice of this
Honorable Court.

Complainant further prays that upon a final hearing hereof Your Honor
will make and enter a decree ascertaining and determining that the fee
simple title, free from all liens and encumbrances, to the lands herein
described and to each and every part and parcel thereof, is vested in your
Complainant, Fred S. Grange, and that neither Virginia Daw, widow of S. M.
Waters, Weston Waters, Susie Waters Wilders, Herbert B. Waters, Quincy
Waters, Laverne Waters, LaVon Waters, Edwin G. Waters, Mrs. Elmer Peterson,
Martha Owen, and Catherine Helnnick, the unknown heirs, devisees, personal
representatives, successors, grantees, and assigns of Virginia Daw, Herbert
B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters,
LaVon Waters, Edwin G. Waters, Mrs. Elmer Peterson, Martha Owens, and
Catherine Helnnick, nor any other person, firm or corporation has any
right, title to, interest in or encumbrance upon the lands or any part
or parcel thereof, and that any and all doubts and disputes concerning
the land be cleared up.

Your Complainant prays for such other, further, different or general
relief as he may be in equity and good conscience entitled to receive.

Walters & Brantley

By Harry J. Walters, Jr.
Solicitor for the Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for the County, in said
State, personally appeared Harry J. Walters, Jr., who is known to me, and
who having been by me first duly sworn, deposes and says that he is
Solicitor for the Complainant in the above styled cause, and is authorized
to make this affidavit; that from information obtainable the facts con-
tained in the foregoing bill of complaint are true and correct.

Sworn to and subscribed before me on this 14 day of November, 1955.

Evelyn Watts
Notary Public, Baldwin County, Alabama

JIMMY FAULKNER
PUBLISHER

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

Disabled Vets To Meet Friday

The Arnold-Byers chapter 45, Disabled American Veterans, and the Auxiliary will meet Friday, Dec. 9, at 8 p. m. at the Silverhill Town Hall.

Martin W. Krchak, publicity officer for the chapter, said that the Alabama State Commander of the D. A. V. and other State officers will be present.

He urges all members and interested disabled veterans to be in attendance for the meeting.

He was tapped in Blue Key, a national honor society.

Childress was a student leader in honor.

County A Meaning

The outcome of the marketing quota referendum held throughout the cotton-growing area will determine whether the price support for cotton.

The referendum is a vital concern to the cotton grower, says W. L. man of the Baldwin cultural Stabilization Commission.

In that case, price support will be available for upland cotton at 75 and 90 per cent quota penalties for excess cotton.

If more than 50 per cent of the votes are again in favor, the price support for cotton growers would be of parity.

The marketing program will be in operation for the 1956 crop, the chairman said. At least two-thirds of the growers in the referendum must approve the program.

Chairman Coe said that even though the cotton allotment for 1956 has not yet been approved, the marketing program will be in effect even though the decision will be made by the growers.

(Turn to back page)

MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

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

Fred L. Strange vs. Virginia Daw

COST STATEMENT

909 WORDS @ 6 1/2 cents = \$ 59.08

I hereby certify this is correct, due and unpaid (paid).

E. R. Mounsett, Jr.
Editor Publisher.

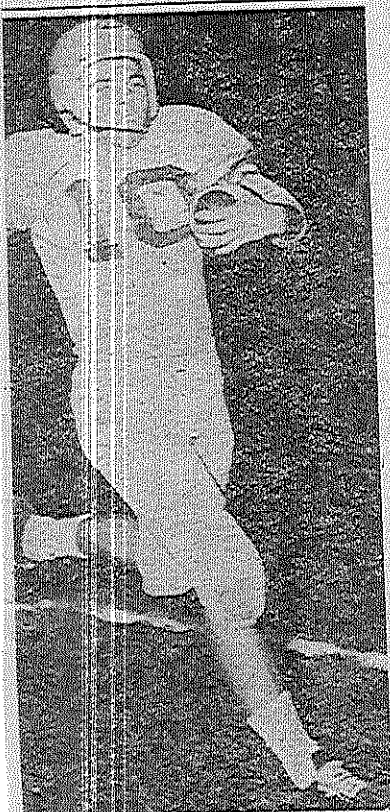
The marketing program published in said newspaper for 4 consecutive weeks in the following issues:

1st publication	<u>Nov-17</u>	195 <u>5</u>	Vol. <u>44</u>	No. <u>66</u>
2nd publication	<u>Nov 24</u>	195 <u>5</u>	Vol. <u>45</u>	No. <u>66</u>
3rd publication	<u>Dec-1</u>	195 <u>5</u>	Vol. <u>46</u>	No. <u>66</u>
4th publication	<u>Dec-8</u>	195 <u>5</u>	Vol. <u>47</u>	No. <u>66</u>

Subscribed and sworn before the undersigned this 9 day of Dec, 1955.

Chairman Coe
Chairman of the Marketing Program
Public, Baldwin County.

E. R. Mounsett, Jr.
Editor Publisher.



school (left), Wednesday morning. The 185-pound six-footer is the main played offensive tackle and the grant-in-aid with Auburn Wednesday during the 1955 season. He was interviewed by the Montgomery News-Beach. (Photos by Harry Raske)

Received 15 day of Nov 1955
and on 23 day of Nov 1955
I served a copy of the within SEC
on _____

By service on Virginia Dow Lamm
Waters + Mrs. Elmer Peterson
TAYLOR WILKINS, Sheriff
By J. D. Horn D. S.
44 miles Yateswood

Received 15 day of Nov 1955
and on 29 day of Nov 1955
I served a copy of the within SEC
on Catharine Almuck

By service on _____
72 mi TAYLOR WILKINS, Sheriff
By Doyle Charles Rogers D. S.

Returned 23 day of Nov 1955
Not found in my county after diligent search and in-
quiry. as to Susan Waters + child
Taylor Wilkins, Sheriff
By J. D. Horn Deputy Sheriff

3655

FRED S. GRADIS
COMPLAINANT
VS
VIRGINIA DAW, ET AL,
RESPONDENTS

SUMMONS AND COMPLAINT

FILED

NOV 14 1955

CLERK, REGIST.

THE BALDWIN TIMES

BALDWIN COUNTY

Alabama's Best County's Best Newspaper

JIMMY FAULKNER
PUBLISHER

Legal Notice

FRED S. GRANGE,
Complainant

vs.

VIRGINIA DAW, ET AL,
Respondents

In The Circuit Court of Baldwin
County, Alabama, in Equity
No. 3655

LIS PENDENS NOTICE

It having been made to appear, in the above styled cause by proper affidavit that Laverne Waters is a resident of this state, and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 342 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 South Washington Avenue, Mobile, Alabama; that Catherine Helnnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 North 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose residence is believed to be in the State of Ohio, and that after having exercised reasonable diligence your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York,

and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address; that all the above respondents are over the age of twenty-one years; That your Complainant is over the age of twenty-one years and a resident of Rutheen, Iowa, and is the owner in fee simple of and in the actual possession of the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 NS, page 69. That no one has at any time within ten years next preceding the filing of this Bill of Complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

It is therefore ordered and notice is hereby given that the said Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helnnick, the unknown heirs, devisees, personal representatives, grantees, successors, and assigns of Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helnnick, and any other person, firms or corporations claiming any title to, interest in, lien or encumbrances upon said lands, for any part

thereof, to appear in the Circuit Court of Baldwin County, Alabama, in Equity, and plead, answer or demur to the Bill of complaint on or before the 19 day of December, 1955, or upon their having failed to do so, upon the expiration of thirty days from said date, a decree pro confesso shall be taken against them, and that this cause shall be at issue.

IT IS FURTHER ORDERED that this order and notice be published in the Baldwin Times, Bay Minette, Alabama, once a week for four consecutive weeks. IN WITNESS WHEREOF, I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, have hereunto set my hand and seal of office on this the 14 day of November, 1955.

ALICE J. DUCK,
Register.

Wilters & Brantley
Solicitors for the Complainant.
STATE OF ALABAMA,
BALDWIN COUNTY

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, hereby certify that the foregoing is a full, true, correct and complete copy of notice given by publication in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, in the cause of Fred S. Grange, Complainant, VS Virginia Daw, et al, Respondents, and filed for record in the office of the Judge of Probate of Baldwin County, Alabama, the county in which said lands lie, in accordance with the provisions of the laws of the State of Alabama.

In Witness Whereof, I have hereunto set my hand and seal of office on this the 14 day of November, 1955.

ALICE J. DUCK,
Register.
44-4tc.

ON

orn, deposes and says
weekly Newspaper pub-
lice hereto attached of

ia Daw

59 0 8

d).

[Signature]
Publisher.

in the following issues:

Vol. 44 No. 66

Vol. 45 No. 66

Vol. 46 No. 66

Vol. 47 No. 66

of Dec, 1955

[Signature]
Publisher.

FRED S. GRANCE
COMPLAINANT
VS
VIRGINIA DAW, ET AL,
RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
CASE NO. 3655

FINAL DECREE

This cause coming on to be heard was submitted for final decree upon the pleadings, decrees pro confesso and proof as noted by the Register, and it appearing to the satisfaction of the court that the Complainant is the owner in fee simple of, is now and was at the time of the filing of the Bill of Complaint in this cause, in the actual and peaceable possession of the said land, and each and every part and parcel thereof; that service was perfected by Registered Mail upon Weston Waters and Quincy Waters; that service was perfected by personal service upon Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, and Catherine Helmnick; that service was perfected upon all the Respondents herein by publication in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, for four consecutive weeks commencing on the 17th day of November, 1955; that service was perfected by publication in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, for four consecutive weeks beginning with its issue of November 17, 1955, against the unknown heirs, devisees, grantees, personal representatives, and assigns of the Respondents herein, and each of them, and any and all other persons, firms or corporations claiming any right, title to, interest in, lien or encumbrance upon the said land or any part or parcel thereof; that notice of the pendency of said suit was given by the filing of a Lis Pendens notice in the office of the Probate Judge of Baldwin County, Alabama, and by posting at the court house door in Bay Minette, Alabama; that the Respondents and each of them, having failed to appear and plead, answer or demur to the Bill of Complaint, as required by law, a decree pro confesso was entered against them and each of them; that Wilson Hayes, a practicing attorney at law, in Bay Minette, Baldwin County, Alabama, was appointed Guardian ad Litem to represent the Respondents whose names were

unknown, and duly filed his appearance agreeing to act as Guardian ad Litem, and filed answer denying all the material allegations of the Complaint, and appeared and cross examined the witness for the Complainant; that the title of the Complainant has been duly and legally established by legal and competent evidences, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, by the Court that the Respondents, Virginia Daw, widow, of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, the unknown heirs, devisees, grantees, personal representatives and assigns of them and each of them, and also any and all persons, firms or corporations claiming any right, title to, interest in, lien or encumbrance upon the said land, or any part or parcel thereof, have no right, estate, claim, interest in or encumbrance upon the following lands or any part or parcel thereof in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama,.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the full fee simple title to the said land in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama, is vested absolutely in the Complainant,

Fred S. Grange.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that a certified copy of this decree be recorded in the office of the Probate Judge of Baldwin County, Alabama, in the direct index in the names of Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, Catherine Helmnick and in the indirect index in the name of Fred S. Grange.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Register shall within thirty days from the rendition of this decree file a certified copy hereof in the office of the Judge of Probate of Baldwin County, Alabama, and that the costs thereof be taxed in the costs of this cause.

IT IS FURTHER ORDERED that the Complainant pay the costs of this cause
for which execution may issue.

Dated at Bay Minette, Baldwin County, Alabama, this the 23 day of
April, 1956.

Hubert M. Hall
JUDGE

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

FINAL DECREE

Filed 4-23-56
Reice Jones R
Roy
✓

THE STATE OF ALABAMA
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Fred S. Grange

Complainant

VS.

Virginia Daw, et al,

Respondent

I, William Erennan, Ruthven, Iowa,

as Register and Commissioner

have called and caused to come before me Fred S. Grange

witness named in the Requirement for Oral Examination, on the 13 day of April
19456, at the office of W. Erennan
in Ruthven, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Fred S. Grange
doth depose and say as follows:

My name is Fred S. Grange, and I am the Complainant in this cause. I am over the age of twenty-one and a resident of Ruthven, Iowa; that Laverne Waters, Edwin Q. Waters, Martha Owens, Catherine Helnick, Virginia Daw, Lavon Waters, and Mrs. Elmer Peterson are all residents of the State of Alabama; that Winston Waters is a non-resident of the State of Alabama, whose address is 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, whose address is Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose address is believed to be in the State of Ohio; that Herbert E. Waters is a non-resident of the State of Alabama, whose address is believed to be New York, New York; that after exercising reasonable diligence, I was unable to ascertain the latter two respondents' address more particularly; that all of the above respondents are over the age of 21 years;

I am the owner in fee simple and in the actual possession of the lands described in this complaint; I further say that no suit is pending to test my title to, interest in, or rights of possession to the said lands and that I acquired title to the said lands by a conveyance from S. S. Grange dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 NS, page 69. That the title to the said lands claimed by me stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange; that no one has at any time within ten years next preceding the filing of this complaint, paid any taxes upon said lands, or had any possession thereof other than myself; that the only person shown by the records of Baldwin County, Alabama, to have any claim against said lands or any part thereof within ten years next preceding the filing of this complaint is your petitioner, that I have made and caused to be made a diligent search and inquiry, having the records searched at Bay Minette, Alabama, and also inquiring of various parties in and around Gateswood, Alabama, where the land is located, to ascertain the whereabouts of the respondents, if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown insofar as those which have not been served.

In the year of 1947 or 1948 I sold some of the timber on this land and also in May of 1950 I sold some to P. M. Adams, Inc. I have paid taxes on this land for more than 20 years.

Fred S. Grange

ORAL EXAMINATION.

William
I, Walter Brennan, 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 _____ and read over to him and he signed the same in the presence of
myself Walter Brennan

at the time and place herein mentioned; that I have personal knowledge of personal identity of
said witness _____ or had proom made before me of the identity of said witness _____; that I am not of
counsel or of 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 13 day of April, 1956

Walter Brennan (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

Fred S. Grange.

vs. Complainant

Virginia Daw, et al,

Respondent.

Oral Deposition

Filed April 21, 1956

Augustine, Register.

Recorded in

Record

Vol. _____ Page _____

Register.

BOOK 239 PAGE 520

FRED S. GRANCE
COMPLAINANT
VS
VIRGINIA DAW, ET AL,
RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
CASE NO. 3655

FINAL DECREE

This cause coming on to be heard was submitted for final decree upon the pleadings, decrees pro confesso and proof as noted by the Register, and it appearing to the satisfaction of the court that the Complainant is the owner in fee simple of, is now and was at the time of the filing of the Bill of Complaint in this cause, in the actual and peaceable possession of the said land, and each and every part and parcel thereof; that service was perfected by Registered Mail upon Weston Waters and Quincy Waters; that service was perfected by personal service upon Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, and Catherine Melnick; that service was perfected upon all the Respondents herein by publication in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, for four consecutive weeks commencing on the 17th day of November, 1955; that service was perfected by publication in the Baldwin Times, a newspaper published at Bay Minette, in Baldwin County, Alabama, for four consecutive weeks beginning with its issue of November 17, 1955, against the unknown heirs, devisees, grantees, personal representatives, and assigns of the Respondents herein, and each of them, and any and all other persons, firms or corporations claiming any right, title to, interest in, lien or encumbrance upon the said land or any part or parcel thereof; that notice of the pendency of said suit was given by the filing of a Lis Pendens notice in the office of the Probate Judge of Baldwin County, Alabama, and by posting at the court-house door in Bay Minette, Alabama; that the Respondents and each of them, having failed to appear and plead, answer or demur to the Bill of Complaint, as required by law, a decree pro confesso was entered against them and each of them; that Wilson Hayes, a practicing attorney at law, in Bay Minette, Baldwin County, Alabama, was appointed Guardian ad Litem to represent the Respondents whose names were

STATE OF ALABAMA, BALDWIN COUNTY
Filed 6-27-56 3 P. M.
Recorded Shad book 239 page 520
MC Blunt
Judge of Probate
6

unknown, and duly filed his appearance agreeing to act as Guardian ad Litem, and filed answer denying all the material allegations of the Complaint, and appeared and cross examined the witness for the Complainant; that the title of the Complainant has been duly and legally established by legal and competent evidences, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED, by the Court that the Respondents, Virginia Daw, widow, of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick, the unknown heirs, devisees, grantees, personal representatives and assigns of them and each of them, and also any and all persons, firms or corporations claiming any right, title to, interest in, lien or encumbrance upon the said land, or any part or parcel thereof, have no right, estate, claim, interest in or encumbrance upon the following lands or any part or parcel thereof in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama,.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the full fee simple title to the said land in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama, is vested absolutely in the Complainant,

Fred S. Grange.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that a certified copy of this decree be recorded in the office of the Probate Judge of Baldwin County, Alabama, in the direct index in the names of Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, Catherine Helnick and in the indirect index in the name of Fred S. Grange.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED, by the Court, that the Register shall within thirty days from the rendition of this decree file a certified copy hereof in the office of the Judge of Probate of Baldwin County, Alabama, and that the costs thereof be taxed in the costs of this cause.

BOOK 230 PAGE 522

IT IS FURTHER ORDERED that the Complainant pay the costs of this cause for which execution may issue.

Dated at Bay Minette, Baldwin County, Alabama, this the 23 day of April, 1956.

Hubert M. Hall
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 entered in the above stated cause, which said decree is on file in my office.

WITNESS MY HAND AND SEAL THIS 23 day of Apr, 19 56

ALICE J. DUCK
REGISTER

Alice J. Duck
Register of Circuit Court, in Equity

COMPLAINT

INDEMNITY

3-20-56

23/4/56

BOOK 530 PAGE 253

IT IS FURTHER ORDERED that the Complainant pay the costs of this cause

for which execution may issue.

Dated at Bay Minette, Baldwin County, Alabama, this the 23 day of

April, 1956.

Robert M. Hall

JUDGE

FINAL DECREE

WITNESS MY HAND AND SEAL OF OFFICE this 23rd day of April, 1956.

FRED S. GRANGE

COMPLAINANT

PROBATE COURT

TESTIMONY

Bay Minette Court in Baldwin County

3658

237-56-1

4-29-56

Alvin Brock

FRED S. GRANGE
COMPLAINANT
VS
VIRGINIA DAW, ET AL,
RESPONDENTS

IN THE CIRCUIT COURT OF
BALEWIN COUNTY, ALABAMA,
IN EQUITY
CASE NO. 3655

NOTICE OF TIME OF TAKING TESTIMONY

TO: Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters,
Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q.
Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick;

Notice is hereby given that the Complainant will on the 13th day of
April, 1956, before William Brennan, as Special Commissioner take the
testimony of the following witnesses:

Fred S. Grange, Ruthven, Iowa.

Dated this the 10th day of April, 1956.

Walters & Brantley

By:

Gray J. Walters, Jr.
Solicitors for the Complainant

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

NOTICE OF TIME OF TAKING TESTIMONY

Filed: April 10, 1956

*~~Deputy Clerk~~
Register*

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3655

REQUEST FOR APPOINTMENT OF COMMISSIONER

TO: Mrs. Alice J. Duck, Register of the Circuit Court of Baldwin County,
Alabama:

The Complainant wishes to take orally, on behalf of the Complainant,
the testimony of the following witnesses:

Fred S. Grange, Ruthven, Iowa.

It is hereby requested that they be given proper and legal notice and
that William Brennan be appointed as Special Commissioner, to take testimony
of said witness, and that due and legal notice be given as required by law.

Dated this the 23 day of March, 1956.

Walters A. Brantley

BY:

Walters A. Brantley
Solicitor for the Complainant

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIADAW, ET AL,

RESPONDENTS

REQUEST FOR APPOINTMENT

OF COMMISSIONER

Filed March 23, 1956

Deirdre J. Duck
Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3655

REQUEST FOR APPOINTMENT OF COMMISSIONER

TO: Mrs. Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama;

The Complainant wishes to take orally, on behalf of the Complainant, the testimony of the following witness:

O. W. Lyles, Bay Minette, Alabama.

It is hereby requested that he be given proper and legal notice and that Evelyn Watts be appointed as Special Commissioner, to take testimony of said witness, and that due and legal notice be given as required by law.

Dated this the 19th day of April, 1956.

Walters & Brantley

BY:

Ray J. Wilton
Solicitors for the Complainant

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

REQUEST FOR APPOINTMENT
OF COMMISSIONER

Filed April 19, 1956

*Marie J. Mearns
Registrar*

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

CASE NO. 3655

NOTICE OF TIME OF TAKING TESTIMONY

TO: Virginia Daw, widow, of S. M. Waters, Herbert E. Waters, Quincy Waters, Gusie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnnick;

Notice is hereby given that the Complainant will on the 20th day of April, 1956, before Evelyn Watts, as Special Commissioner take the testimony of the following witness:

O. W. Lyles, Bay Minette, Alabama.

Dated this the 19 day of April, 1956.

Walters & Brantley

BY:

Ray J. Walters
Solicitors for the Complainant

Evelyn Watts
Special Commissioner

FRED S. GRANGE

COMPLAINANT .

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

NOTICE OF TIME OF TAKING TESTIMONY

Filed April 19, 1956

Aircraft
Register

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons VIRGINIA DAW, widow of S. M. Waters, HERBERT B. WATERS, QUINCY WATERS, SUSIE WATERS WILDERS, WESTON WATERS, LAVERNE WATERS, LAVON WATERS, EDWIN Q. WATERS, MRS. ELMER PETERSON, MARTHA OWEN, and CATHERINE HELMNICK, and their heirs, devisees and assigns if deceased, the unknown heirs, devisees, grantees, personal representatives, and assigns of S. M. Waters, deceased, Virginia Daw, widow of the said S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, Lavon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catharine Helmnick, to appear and plead, answer or demur, within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Fred S. Grange, as Complainant, against Virginia Daw, et al, as Respondents.

Witness my hand this the 14 day of November, 1955.

Reed J. Luck
Register

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

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, IN EQUITY:

Your Complainant, Fred S. Grange, presents this his bill of complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less in Baldwin County, Alabama,

and also against Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, Lavon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen, and Catharine Helmnick, all being the sole heirs of S. M. Waters, deceased, and against them, and each of their heirs, devisees, grantees, administrators, successors, personal representatives and assigns, and also against any other person, firm or corporation claiming any right, title to, interest in, or encumbrance against said land or any part thereof, and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a resident of Ruthean, Iowa.

2.

That Laverne Waters is a resident of this State and whose address is believed to be 2723 W. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 112 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 S. Washington Avenue, Mobile, Alabama; that Catherine Helnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose resident is believed to be in the State of Ohio and that after having exercised reasonable diligence, your Complainants has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address. That all of the above respondents are over the age of twenty-one years.

3.

That Your Complainant is the owner in fee simple and in the actual possession of the lands herein described in Baldwin County, Alabama, and being as follows:

The Northwest quarter of Southeast quarter of Section 7, Township 1 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

4.

That no suit is pending to test the Complainant's title to, interest in or rights of possession to said lands; that the Complainant therefore calls upon the Respondents and each of them to set forth and specify what right, title, interest in, lien or encumbrances they have upon said lands or any part or parcel thereof and by what instrument or instruments the same is derived and/or created.

5.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 N6, page 69.

6.

That the title to said lands claimed by your Complainant stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange.

7.

That no one has at any time within ten years next preceding the filing of this bill of complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

8.

That the only person shown by the records of Baldwin County, Alabama, to have any claim against said land or any part thereof within the ten years next preceding the filing of this complaint is your petitioner.

9.

That your Complainant has made and caused to be made a diligent search and inquiry, having the records searched at Bay Minette, Alabama, and also inquiring of various parties in and around Gateswood, Alabama, where the land is located to ascertain the whereabouts of the Respondents if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters, Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, the unknown heirs, devisees, grantees, personal representatives, successors and assigns of Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, and any other person, firm or corporation claiming any right, title, to, interest in or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less.

or any part thereof, parties respondents to the bill of complaint, and require
them, and each of them, to appear and answer or demur to the same within
the time and under the penalties prescribed by law and the practice of this
Honorable Court.

Complainant further prays that upon a final hearing hereof Your Honor
will make and enter a decree ascertaining and determining that the fee
simple title, free from all liens and encumbrances, to the lands herein
described and to each and every part and parcel thereof, is vested in your
Complainant, Fred S. Grange, and that neither Virginia Daw, widow of S. M.
Waters, Weston Waters, Susie Waters Wilders, Herbert B. Waters, Quincy
Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson,
Martha Owen, and Catherine Helnnick, the unknown heirs, devisees, personal
representatives, successors, grantees, and assigns of Virginia Daw, Herbert
B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters,
LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owens, and
Catherine Helnnick, nor any other person, firm or corporation has any
right, title to, interest in or encumbrance upon the lands or any part
or parcel thereof, and that any and all doubts and disputes concerning
the land be cleared up.

Your Complainant prays for such other, further, different or general
relief as he may be in equity and good conscience entitled to receive.

Wilters & Brantley

By: Harry J. Wilters, Jr.
Solicitors for the Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for the County, in said
State, personally appeared Harry J. Wilters, Jr., who is known to me, and
who having been by me first duly sworn, deposes and says that he is
Solicitor for the Complainant in the above styled cause, and is authorized
to make this affidavit; that from information obtainable the facts con-
tained in the foregoing bill of complaint are true and correct.

Sworn to and subscribed before me on this 14 day of November, 1955.

Evelyn Watts
Notary Public, Baldwin County, Alabama

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons VIRGINIA DAW, widow of S. M. Waters, HERBERT B. WATERS, QUINCY WATERS, SUSIE WATERS WILDERS, WESTON WATERS, LAVERNE WATERS, LAVON WATERS, EDWIN Q. WATERS, MRS. ELMER PETERSON, MARTHA OWEN, and CATHERINE HELMICK, and their heirs, devisees and assigns if deceased, the unknown heirs, devisees, grantees, personal representatives, and assigns of S. M. Waters, deceased, Virginia Daw, widow of the said S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, to appear and plead, answer or demur, within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama, in Equity, by Fred S. Grange, as Complainant, against Virginia Daw, et al, as Respondents,.

WITNESS my hand this the 14 day of November, 1955


Register

FRED S. GRANGE

COMPLAINANT

VS.

VIRGINIA DAW, ET AL,

RESPONDENTS

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, IN EQUITY:

Your Complainant, Fred S. Grange, presents this his Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less, in Baldwin County, Alabama,

and also against Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helmnick, all being the sole heirs of S. M. Waters, deceased, and against them, and each of their heirs, devisees, grantees, administrators, successors, personal representatives and assigns, and also against any other person, firm or corporation claiming any right, title to, interest in, or encumbrance against said land or any part thereof, and respectfully represents and shows unto Your Honor as follows:

1.

That your Complainant is over the age of twenty-one years and a resident of Rutheen, Iowa.

2.

That Laverne Waters is a resident of this State and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 42 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 S. Washington Avenue, Mobile, Alabama; that Catherine Helnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 N. 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama, and whose resident is believed to be in the State of Ohio and that after having exercised reasonable diligence, your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address. That all of the above respondents are over the age of twenty-one years.

3.

That Your Complainant is the owner in fee simple and in the actual possession of the lands herein described in Baldwin County, Alabama, and being as follows:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

4.

That no suit is pending to test the Complainant's title to, interest in or rights of possession to said lands; that the Complainant therefore calls upon the Respondents and each of them to set forth and specify what right, title, interest in, lien or encumbrances they have upon said lands or any part or parcel thereof and by what instrument or instruments the same is derived and/or created.

5.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 62 NS, page 69.

6.

That the title to said lands claimed by your Complainant stands upon the records of the Probate Court of Baldwin County, Alabama, in the name of Fred S. Grange.

7.

That no one has at any time within ten years next preceding the filing of this bill of complaint, paid any taxes upon said lands, or had any possession thereof other than your Complainant.

8.

That the only person shown by the records of Baldwin County, Alabama, to have any claim against said land or any part thereof within the ten years next preceding the filing of this Complaint is your petitioner.

9.

That your Complainant has made and caused to be made a diligent search and inquiry, having the records searched at Bay Minette, Alabama, and also inquiring of various parties in and around Gates wood, Alabama, where the land is located to ascertain the whereabouts of the Respondents if living or dead, their devisees, grantees, successors, personal representatives and assigns, but after such diligent search the information is unknown.

WHEREFORE, the premises considered, Your Complainant prays that Your Honor will by proper process make the said Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick, the unknown heirs, devisees, grantees, personal representatives, successors, and assigns of Virginia Daw, Herbert B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owen and Catherine Helnick, and any other, person, firm or corporation claiming any right, title to, interest in or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7,
Township 4 South, Range 5 East, containing 40 acres, more
or less.

or any part thereof, parties respondents to the Bill of Complaint, and require
them, and each of them to appear and answer or demur to the same within
the time and under the penalties prescribed by law and the practice of this
Honorable Court.

Complainant further prays that upon a final hearing hereof Your Honor
will make and enter a decree ascertaining and determining that the fee
simple title, free from all liens and encumbrances, to the lands herein
described and to each and every part and parcel thereof, is vested in your
Complainant, Fred S. Grange, and that neither Virginia Daw, widow of S. M.
Waters, Weston Waters, Susie Waters Wilders, Herbert B. Waters, Quincy
Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson,
Martha Owen, and Catherine Helnnick, the unknown heirs, devisees, personal
representatives, successors, grantees, and assigns of Virginia Daw, Herbert
B. Waters, Quincy Waters, Susie Waters Wilders, Weston Waters, Laverne Waters,
LaVon Waters, Edwin Q. Waters, Mrs. Elmer Peterson, Martha Owens, and
Catherine Helnnick, nor any other person, firm or corporation has any
right, title to, interest in or encumbrance upon the lands or any part
or parcel thereof, and that any and all doubts and disputes concerning
the land be cleared up.

Your Complainant prays for such other, further, different or general
relief as he may be in equity and good conscience entitled to receive.

Wilters & Brantley

BY Harry J. Wilters, Jr.
Solicitors for the Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, in and for the County, in said
State, personally appeared Harry J. Wilters, Jr., who is known to me, and
who having been by me first duly sworn, deposes and says that he is
Solicitor for the Complainant in the above styled cause, and is authorized
to make this affidavit; that from information obtainable the facts con-
tained in the foregoing bill of complaint are true and correct.

Sworn to and subscribed before me on this 14 day of November, 1955.

Evelyn Watts
Notary Public, Baldwin County, Alabama

THE STATE OF ALABAMA
Baldwin County

Circuit Court

TO: Evelyn Watts

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 O. W. Lyles

a witnesses in behalf of Complainant in a cause pending in our Circuit Court in Baldwin County, of said State, wherein Fred S. Grange is

, Complainant
and Virginia Daw, et al, are

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

Witness 19 day of April, 1956

Arice J. Lyles
Register.

Commissioner's Fee, \$

Witness' Fees, \$

No. _____

**THE STATE OF ALABAMA,
Baldwin County**

CIRCUIT COURT

Fred S. Grange

Complainant

VS.

Virginia Daw, et al,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

Evelyn Watts

WITNESSES:

O. W. Lyles

Filed: April 19, 1956

Registered

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Fred S. Grange

Complainant

VS.

Virginia Daw, et al,

Respondent

Evelyn Watts

I,

as ~~Register and~~ Commissioner

have called and caused to come before me O. W. Lyles

witness named in the Requirement for Oral Examination, on the 20 day of April

1956, at the office of Wilters & Brantley

in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said O. W. Lyles

doth depose and say as follows:

My name is O. W. Lyles. I am in the business of buying and selling timber and lands throughout Baldwin County. In the summer of 1950 I was employed by S. M. Adams Inc., and in May of that year I purchased the timber on Mr. Grange's land for S. M. Adams. I am familiar with the lands involved in this case and I know that it is generally recognized in and around Gateswood, where this land lies, that Fred S. Grange is the owner. I do not know of any one who has disputed his title to this land. I have known this land for more than 20 years.

O. W. Lyles

The Complainant offers in evidence a certified copy of a deed from S. S. Grange to Fred S. Grange dated May 3, 1912, and recorded in Deed Book 62, page 69, covering the following described lands in Baldwin County, Alabama, to-wit:

Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East.

Evelyn Watts
Commissioner

ORAL EXAMINATION

I, Evelyn Watts, 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...and read over to him and he signed the same in the presence of myself

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness... or had proom made before me of the identity of said witness...; that I am not of counsel or of 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 20th day of April, 1956

Evelyn Watts (L. S.)

No.	Page
The State of Alabama	
Baldwin County.	
In Circuit Court, In Equity	
Fred S. Granger	
vs.	Complainant
Virginia Daw, et al,	
Respondent	
Oral Deposition	
Filed <u>April 20</u> , 19 <u>56</u>	
<u>Levie J. Lewis</u> , Register	
Recorded in	Record
Vol.	Page
, Register	

The State of Alabama,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Fred S. Grange

Complainant

VS.

Virginia Daw, et al,

Respondent

I, Evelyn Watts

as ~~Register and~~ Commissioner

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witness named in the Requirement for Oral Examination, on the 20 day of April

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in Bay Minette, Alabama, and having first sworn said Witness to speak the

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Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East.

Evelyn Watts
Commissioner

THE STATE OF ALABAMA
Baldwin County

Circuit Court

WILLIAM BRENNAN, Ruthven, Iowa

TO:

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
F.S. GRANGE

a witnesses in behalf of _____ in a cause pending in our
Circuit Court in Baldwin County, of said State, wherein
F.S. GRANGE

_____, Complainant
and VIRGINIA DAW, et al

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

23 March 6
Witness _____ day of _____, 195

Reice J. Luck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Fred S. Grange

Complainant

VS.

Virginia Daw, et al,

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

William Brennan

WITNESSES:

Fred S. Grange

Filed March 13, 1956

Registrar

FRED S. GRANGE

COMPLAINANT

VS

VIRGINIA DAW, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 36551

BOOK 004 PAGE 227

LIS PENDENS NOTICE

It having been made to appear, in the abovestyled cause by proper affidavit that Laverne Waters is a resident of this state and whose address is believed to be 2723 N. Thompson Drive, Mobile, Alabama; that Edwin Q. Waters is a resident of Alabama, and whose address is believed to be 842 Chestnut Street, Gadsden, Alabama; that Martha Owen is a resident of the State of Alabama, whose address is believed to be 58 South Washington Avenue, Mobile, Alabama; that Catherine Helnick is a resident of Foley, Baldwin County, Alabama; that Virginia Daw, LaVon Waters, Mrs. Elmer Peterson, are residents of Gateswood, Baldwin County, Alabama; that Weston Waters is a non-resident of the State of Alabama, and whose address is believed to be 729 North 61st Street, Pensacola, Florida; that Quincy Waters is a non-resident of the State of Alabama, and whose address is believed to be Cantonment, Florida; that Susie Waters Wilders is a non-resident of the State of Alabama and whose residence is believed to be in the State of Ohio, and that after having exercised reasonable diligence your Complainant has been unable to ascertain more particularly her address; that Herbert B. Waters is a non-resident of the State of Alabama, and whose residence is believed to be in New York, New York, and that after exercising reasonable diligence your Complainant has been unable to ascertain more particularly his address; that all the above respondents are over the age of twenty-one years; That your Complainant is over the age of twenty-one years and a resident of Rutheen, Iowa, and is the owner in fee simple of and in the actual possession of the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest quarter of Southeast quarter of Section 7, Township 4 South, Range 5 East, containing 40 acres, more or less, in Baldwin County, Alabama.

That your Complainant acquired title to the said lands by a conveyance from S. S. Grange, dated May 3, 1912, and recorded in the office of the

Probate Judge of Baldwin County, Alabama, in Deed Book 62 MS, page 69.
That no one has at any time within ten years next preceding the filing
of this Bill of Complaint, paid any taxes upon said lands, or had any
possession thereof other than your Complainant.

It is therefore ordered and notice is hereby given that the said
Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters, Susie
WatersWilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin Q. Waters
Mrs. Elmer Peterson, Martha Owen, and Catherine Helnick, the unknown heirs,
 devisees, personal representatives, grantees, successors, and assigns of
Virginia Daw, widow of S. M. Waters, Herbert B. Waters, Quincy Waters,
Susie Waters Wilders, Weston Waters, Laverne Waters, LaVon Waters, Edwin
Q. Waters, Mrs. Elmer Peterson, Martha Owen, and Catherine Helnick, and
any other person, firms or corporations claiming any title to, interest in,
lien or encumbrances upon said lands, or any part thereof, to appear in the
Circuit Court of Baldwin County, Alabama, in Equity, and plead, answer or
demur to the bill of complaint on or before the 19 day of December,
1955, or upon their having failed to do so, upon the expiration of thirty
days from said date, a decree pro confesso shall be taken against them,
and that this cause shall be at issue.

IT IS FURTHER ORDERED that this order and notice be published in the
Baldwin Times, Bay Minette, Alabama, once a week for four consecutive weeks.

IN WITNESS WHEREOF, I, Alice J. Duck, Register of the Circuit Court of
Baldwin County, Alabama, have hereunto set my hand and seal of office on
this the 14 day of November, 1955.

Alice J. Duck
Register

WILTERS & BRANTLEY
Solicitors for the Complainant.

STATE OF ALABAMA
BALDWIN COUNTY

I, Alice J. Duck, Register of the Circuit Court of Baldwin County,
Alabama, hereby certify that the foregoing is a full, true, correct and
complete copy of notice given by publication in the Baldwin Times, a
newspaper published in Bay Minette, Baldwin County, Alabama, in the cause
of Fred S. Grange, Complainant, VS Virginia Daw, et al, Respondents, and
filed for record in the office of the Judge of Probate of Baldwin County,
Alabama, the county in which said lands lie, in accordance with the
provisions of the laws of the State of Alabama.

In Witness Whereof, I have hereunto set my hand and seal of office
on this the 14 day of November, 1955.

Alice J. Duck
Register

STATE OF ALABAMA, BALDWIN COUNTY

Filed 11-14-55 4 P. M

Recorded 11-14-55 4 page 227

W.D. Stuntz
Judge of Probate

RECEIPT FOR REGISTERED ARTICLE No.

Fee paid 40

(Date)

11-15-53, 19 53

Class postage paid 1st

Return receipt fee 7

Special delivery fee

Declared value, \$ none

Restricted delivery
(Accepting employee will place
initials in proper space)

in person no

or order

Surcharge paid, \$

Fee paid

From

Allice J. Leneb

(Street and number)

(Sender)

(Post office and State)

Addressed to

Quincy Water
Montgomery

(Address)

(Street and number)

GPO c9-16-12686-5

(Post office and State)

Postmaster, per jm



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From

Allice J. Leneb

(Street and number)

(Sender)

(Post office and State)

Addressed to

Quincy Water
729 N. 61st St.
St. Petersburg

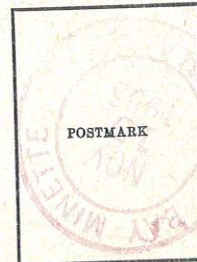
(Address)

(Street and number)

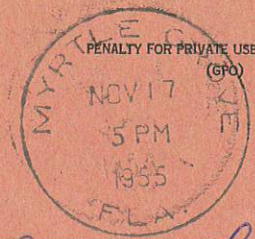
GPO c9-16-12686-5

(Post office and State)

Postmaster, per jm



Post Office Department
OFFICIAL BUSINESS



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

POSTMARK OF DELIVERING
OFFICE

Return to

Alvin J. Duck

(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No.

163

Post Office

Bay Minette

INSURED PARCEL

No.

18-12421

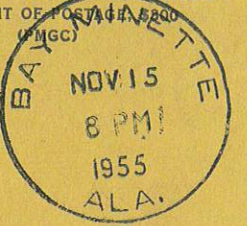
State

Ala

POST OFFICE DEPARTMENT
POST OFFICE, Bay Minette, Ala.

OFFICIAL BUSINESS
(No. 4)

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE
(PMGC)



Mrs Alice J Luck
City

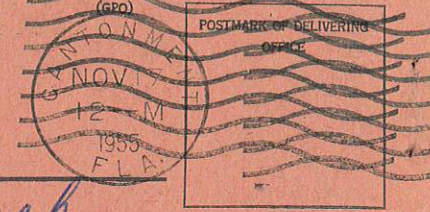
Bay Minette

3655

Post Office Department
OFFICIAL BUSINESS



3655
PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300



Return to Alice J. Duck
(NAME OF SENDER)

Street and Number,
or Post Office Box,

REGISTERED ARTICLE

No.

INSURED PARCEL

No.

10-12421

Post Office

State

Bay Minette
Ala

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 Mr. Quincy Watson
(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 11-17-55, 1955

Form 3811
Rev. 4-54

U. S. GOVERNMENT PRINTING OFFICE 16-12421-3

3655

FILED
NOV 18 1955
R-1

DELIVERING
EMPLOYEE

☒

3055
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 *Mr. Weston Waters*
(Signature or name of addressee)

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

Date of delivery *NOV 17 1955*, 19____

FORM 3811
Rev. 4-54

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