IN THE CIRCUIT COURT IN EQUITY.

STATE OF ALABAMA BALDWIN COUNTY

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

You are hereby commanded to summon Eleazer Tansky, also known as Lezer Tansky, if he be living or, if he be dead, his unknown heirs devisees, grantees, personal representatives and assigns, and each of them, to be and appear in this Court within thirty days after service hereof and therete answer, plead, or demur to a bill of complaint, hereto annexed, filed in this Court by Jesse Hadley, against them. And you are further commanded to make return of this writ with your endorsement thereon to our said Court in accordance with faw, WITNESS MY HAND THIS DAY of November, 1944.

1081001

\*

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

Comes your complainant, Jesse Hadley and brings this his bill of complaint against the following described land in Baldwin County, Alabama namely:

Beginning at the Southeast corner of Northwest Quarter of Southwest Quarter of Section 29, Township 1 South, Range 3 East, run West 1384 feet, thence North 431 feet, thence East 841 feet to road, thence Southeasterly down the road to place of beginning being part of Southwest Quarter of said Section 29.

and against Eleazer Tansky, also known as Lezer Tansky, and if he be dead, against his heirs, devisees, grantees, personal representatives, and assigns, separately and severally and against any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrances upon the said land or any part or parcel thereof, and respectfully represents and alleges unto your Honor and the Court as follows:

- l. Your complainant is over twenty-one years of age and is a bona-fide resident of Baldwin County, Alabama; That Eleazer Tansky, also known as Lezer Tansky, is over twenty-one years of age and is a non-resident of the state of Alabama; That a dilligent search and inquiry has been amde to ascertain and determine his address, but it is unknown, The complainant is the owner in fee simple and in the actual possession of the lands above described.
- 2. No suit is pending to test the complainant's title to, interest in, or right or possession of land.
- 3. The complainant obtained title to said land by conveyances of record in the office of the Probate Judge of Baldwin County, Alabama as follows: J. S. Lowrey, dated May 10, 1943, recorded 78 NS page 568; State Land Commissioner of Alabama, dated April 11, 1935, recorded87NS 29; E. M. Ganey, unmarried, to complainant, dated eptember 25, 1944, recorded 86 NS page 302.

- 4. The title to said land as claimed by complainant stands upon the records of Baldwin County, Alabama in the name of Jesse Hadley, the complainant.
- 5. No one has, within the ten mears next preceding the filing of this bill of complaint, paid any taxes upon or had any possession of said lands except Complainant and those through whom he claims, and complainant and those through whom he claims have paid taxes on said land for ten consecutive years next preceding the filing of this bill of complaint.
- 6. The only persons or corporations known by complainant to claim said land or any part thereof, or interest therein, are the complainant, Jesse Hadley, and the said Elezar Tansky also known as Lezer Tansky. A dilligent search and inquiry has been made from residents of Baldwin County, Alabama, in particular residents of Bay Minette, in said State and county, the vicinity in which said lands are located, and from the various public records in the Court House at Bay Minette, Alabama, to ascertain the present age and addresses of the said Eleazer Tansky, also known as Lezer Tansky, whose address in unknown, and whether or not he is dead, and if dead, the names, ages, and addresses of his heirs, devisees, granteds, personal representative and assins and that they are unknown that from all information obobtainables the respondent or respondents, whose addresses are unknown, are all over the age of twenty-one and non-residents of the state of Alabama.

Wherefore, complainant prays that this Honorable Court will take jurisdiction of the cause made by the bill of complaint and by appropriate process make the said Eleazer Tansky, also known as Lezer Tansky, and his unknown heirs, devises, personal representation or assigns if he be dead, and any other person, firm or corporation claiming any title to, interest in, lien or encumbrance on the said lands, parties to this bill of complaint and by appropriate process require them, and each of them, to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Court

Complainant further prays that upon a final hearing hereof your Honor will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrance, to the said land and to each part and parcel thereof, is vested in complainant as against Eleazer Tansky, also known as Lezer Tansky, if he be living, and if he be dead, his unknown heirs, devisees, grantees, personal representatives and assigns, and any other persons, firms or corporations claiming any right or title to, interest in, claim, lien or encumbrance upon the said lands or any part thereof, and that any and all doubts and disputes concerning the same be cleared up, and complainant pr ays for such other, further, different or general relief as in equity and good conscience shall deem meet and proper-

JA. I. Smith Solicitor for Complainant

#### STATE OF ALABAMA BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, personally appeared Jesse Hadley, who is known to me and who, having been by me first duly sworn, deposes and says that he is the complainant in the foregoing cause, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained, I verily believe and so state the same to be true.

Jenie Janely

Sworn to and subscribed before me this the November, 1944.

day of

Notary Public.

JESSE HADLEY Complainant

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ELEAZER TANSKYet al Respondents

IN THE CIRCUIT COURT OF BALDWIN COUNTY?, ALABAMA

Februar Regular Jesse Hadley,

Complainant,

VS

Eleazer Tansky, also known. as Lezer Tansky, Respondents.

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

#### NOTE OF TESTIMONY.

En in the This cause is submitted on behalf of complainant upon the following:

Original Bill of Complaint.

Copy of notice published in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama.

Proof of publication by said newspaper.

Notice filed in the Lis Pendens record in office of the Probate Judge of Baldwin County, Alabama.

Motion for decree pro confesso filed by complainant against respondents.

Decree pro confesso against respondents.

Request for taking orally the testimony of Jesse Hadley, the complainant, J. S. Lowrey and E. N. Ganey, on behalf of complainant.

Notice of time set for taking such testimony.

Testimony of Jesse Hadley, J. S. Lowrey and E. M. Ganey, witnesses on behalf of complainant.

Conveyances attached to testimony of Jesse Hadley. Request for decree.

note of Interess

Help John 41940

EDITOR AND PUBLISHER

# MEBALDWIN ALABAMA'S BEST COUNTY'S- MESS BEST NEWSPAPER

NOTICE

Vs ELEAZER TANSKY, also known as Lezer Tansky, et al,

Respondents:

HADEEY, Complainant

BAY MINETTE, ALABAMA

#### AFFIDAVIT OF PUBLICATION

No					
IN THE CIRCUIT COURS	AFFIDAVIT OF PUBLICATION				
OF BALDWIN COUNTY,	MIIIDIAII OI I ADDIOIIIION				
ALABAMA, IN EQUITY. It having been made to appear the above cause by the affida- of Jesse Hadley, that Eleazer osky also known as liezer. Tan- if he be living or if he be d, his ners, devisees, grantees sonal representatives or assigns	BALDWIN COUNTY.  John Marketter of the BALDWIN TIMES, a Weekly Newspaper pub-				
non-residents of the State of barner their addresses being snown; that Jesse Hadley owns	notice				
es simple the following descri- dands in Baldwin County; Ala- na, to wit:255					
Beginning: at the Southeast orner of Northwest Quarter of outhwest Quarter of Section					
9 Township 1 South, Range 3 est, run West 1384 feet, thence forth: 431 feet, thence East 841 et to the road, thence South-					
asterly down the road to place theginning being part of South est Quarter of said Section 29	cause, except Jesse Hadley and those through whom he claims by mesne conveyance.  COST STATEMENT				
ing acquired the same by con- ances of record in office of Pro- Judge of Beldwin, County	and notice is hereby given that the DS @ 42 cents \$ 20.833 said respondent, Eleazer Tansky				
barna, as follows: J. S. Lowery, 3d Mayr 10, 1943, recorded 78 NS e 568; State Eands Commis-	also known as Lezer Tansky, if he is correct, due and unpaid (paid). be living, or, if he be dead, his helps, devisees, grantees or assigns				
er for Alabama, dated April 1935, recorded 87 NS 29, E. M. ev, pamarried, to complainant, de Seplember 25, 1944, recorde	and any other person firm or corporation claiming any right or title to, interest in lien or enound brance forms and lands or any part				
869 NS page 302, that title to lands stands on the records he Probate office of Baldwin	thereof appear in this Court and please answer or demur to the vspaper for Liconsecutive weeks in the following issues:				
nty, Alabama, in the name of e. Hadley, that no person is whose have paid taxes upon	or before the 1st day of January, 2015 No. 44  1945, and upon their failure to do  so, at the expiration of thirty days.				
ession of said lands or any thereof within ten years next	at issue  IT IS FURTHER ORDERED Dec. /4, 1944 Vol. 55 No. 46				
	that this order and inolice be published in Baldwin County Alabama once a work.				
	County, Alabama, once a week for efore the undersigned this day of 194 four consecutive weeks.  IN WITNESS WHEREOF, I. R. S. Duck, as Register, have here				
	unto Set, my hand and seal this County.  the 28th day of November, 1944.  R. S. DÜCK.				
	Register of the Circuit Count of Baldwin County, Publisher.				

H. E. SMITH Solicitor for complainant.

SDITOR AND PUBLISHER

### BAL/DWIN ALABAMA'S BEST COUNTY'S- WWES BEST NEWSPAPER

BAY MINETTE, ALABAMA

#### AFFIDAVIT OF PUBLICATION

that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of
Notice
COST STATEMENT  463 WORDS @ 42 cents \$ 20.83 / 2
I hereby certify this is correct, due and unpaid (paid).  Publisher.
I uprisiter.
Was published in said newspaper for Liconsecutive weeks in the following issues:  Date of 1st publication 20, 194 4 Vol. 55 No. 44
Date of 2nd publication Dec. 7, 1944, Vol. 55 No. 43
Date of 3rd publication Dec. 14, 1944 Vol. 55 No. 46
Date of 4th publication Dec 2/, 194 Vol. 55 No. 47
Subscribed and sworn before the undersigned thisday of194
Notary Public, Baldwin County.
Publisher.

NOTICE SE HADLEY, Complainant ELEAZER PANSKY, also known as Lezer Tansky, et al, 🕖 Respondents No. IN THE CIRCUIT COURT OF BALDWIN, COUNTY, ALABAMA, IN EQUITY. It having been made to appear m the above cause by the affida-vit of Jesse Hadley, that Eleazer Tansky, also known as Pezer, Tansky, if he be living or if he be dead, his news devisees, grantees, personal representatives or assign are non-residents of the State of Adabame their addresses being binknown; that Jesse Hadley owns in fee simple the following descri bed lands in Baldwin County, Aladama to with Beginning at the Southeast corner of Northwest Quarter of Southwest Quarter: of Section 29 Township 1 South Range 3 East, run West 1384 feet, thence HVIH:02 Prones 704 & 2022 conaent Nov Sout is a cific FORALL nikAlasion )311± irye of eal, ieal hay uning orto P.

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## The State of Alabama,

CIRCUIT COURT., (Equity)

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Entering Appearances, each		25	Sheriff's Commissions	
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Entering Return of Same, each			Total Sheriff's Fees	
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Order Appointing Guardian Ad Litem, each1.00*	****	46		
Issuing Commissions to Take Testimony, each50				
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		50	Guardian Ad Litem	
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Per 100 words over 500		75	Solicitor's Fees	
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Certificates or Affidavits, with Seal, each			Total Fees, Costs, and Judgment	
Certificates or Affidavits without Seal, each25				
Issuing Scire Facias or other Notice, each 50				
Other Orders of Register, except Cont., each50				
Entering Certificates of Supreme Court, each 50				150
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Additional Copies, per 100 words				
Appeal Bond, each1.00				
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Report to State Board of Health, each case				
Certificate of Judgment, each				
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vs.

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The State of Alabama, BALDWIN COUNTY

CIRCUIT COURT

Defendant....

EQUITY COST BILL

Term, 19-

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Plaintiff's Attorney.

Defendant's Attorney.

Moore Printing Co., Bay Minette, Ala.

Al Duck

IN ACCOUNT WITH

#### G. W. ROBERTSON

JUDGE OF PROBATE, BALDWIN COUNTY

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STATE OF ALABAMA BALDWIN COUNTY

IN THE CIRCUIT COURT IN EQUITY.

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

You are hereby commanded to summon Eleazer Tansky, also known as Lezer Tansky, if he be living or, if he be dead, his unknown heirs devisees, grantees, personal representatives and assigns, and each of them, to be and appear in this Court within thirty days after service hereof and thereto answer, plead, or demur to a bill of complaint, hereto annexed, filed in this Court by Jesse Hadley, against them. And you are further commanded to make return of this writ with your endorsement thereon to our said Court in accordance with law,

ROBISTOFILE

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

Comes your complainant, Jesse Hadley and brings this his bill of complaint against the following described land in Baldwin County, Alabama namely:

Beginning at the Southeast corner of Northwest Quarter of Southwest Quarter of Section 29.
Township I South, Range 3 East, run West 1384 feet, thence North 431 feet, thence East 841 feet to road, thence Southeasterly down the road to place of beginning being part of Southwest Quarter of said Section 29.

and against Eleazer Tansky, also known as Lezer Tansky, and Mf he be dead, against his heirs, devisees, grantees, personal representstives, and assigns, separately and severally and against any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrances upon the said land or any part or parcel thereof, and respectfully represents and alleges unto your Honor and the Court as follows:

- 1. Your complainant is over twenty-one years of age and is a bona-fide resident of Baldwin County, Alabama; That Hleazer Tansky, also known as Lezer Tansky, is over twenty-one years of age and is a non-resident of the state of Alabama; That a dilligent search and inquiry has been amde to ascertain and determine his address, but it is unknown, The complainant is the owner in fee simple and in the actual possession of the lands above described.
- 2. No suit is pending to test the complainant's title to, interest in, or right or possession of land.
- The complainant obtained title to said land by conveyances of record in the office of the Probate Judge of Baldwin County, Alabama as follows: J. S. Lowrey, dated May 10, 1943, recorded 78 NS page 568; State Land Commissioner of Alabama, dated April 11, 1935, recorded 8MS 29; E. M. Ganey, unmarried, to complainant, dated eptember 25, 1944, recorded 86 NS page 302.

- 4. The title to said land as claimed by complainant stands upon the records of Baldwin County, Alabama in the name of Jesse Hadley, the complainant.
- 5. No one has, within the ten pears next preceding the filing of this bill of complaint, paid any taxes upon or had any possession of said lands except Complainant and those through whom he claims, and complainant and those through whom he claims have paid taxes on said land for ten consecutive years next preceding the filing of this bill of complaint.
- 6. The only persons or corporations known by complainant to claim said land or any part thereof, or interest therein, are the complainant, Jesse Hadley, and the said Elegar Tansky also known as leser ansky. A dilligent search and inquiry has been made from residents of Baldwin County, Alabama, in particular residents of Bay Winette, in said State and sounty, the vicinity in which said lands are located, and from the various public records in the Court House at Bay Winette, Alabama, to ascertain the present age and addresses of the said Elegar Tansky, also known as lezer Tansky, whose address in unknown, and whether or not he is dead, and if dead, the names, ages, and addresses of his heirs, devisees, granteds, personal representative and assins and that they are unknown that from all information obobtainables the respondent or respondents, whose addresses are unknown, are all over the age of twenty-one and non-residents of the state of Alabama.

Wherefore, complainant prays that this Honorable Court will take jurisdiction of the cause made by the bill of complaint and by appropriate process make the said Eleaser Tansky, and his unknown heirs, devises, personal representation or assigns if he be dead, and any other person, firm or corporation claiming any title to, interest in, lien or encumbrance on the said lands, parties to this bill of complaint and by appropriate process require them, and each of them, to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Court

Complainant further prays that upon a final hearing hereof your Honor will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrance, to the said land and to each part and parcel thereof, is vested in complainant as against Rleazer Tansky, also known as Lezer Tansky, if he be living, and if he be dead, his unknown heirs, devisees, grantees, personal representatives and assigns, and any other persons, firms or corporations claiming any right or title to, interest in, claim, lien or encumbrance upon the said lands or any part thereof, and that any and all doubts and disputes concerning the same be cleared up, and complainant pr ays for such other, further, different or general relief as in equity and good conscience shall deem meet and proper-

Solicitor for Complainant

STATE OF ALABAMA BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, personally appeared Jesse Hadley, who is known to me and who, having been by me first duly sworn, deposes and says that he is the complainant in the foregoing cause, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained, I verily believe and so state the same to be true.

Sworn to and subscribed before me this the

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Jesse Hadley,

Complainant,

vs

Lands in Baldwin County, Alabama, described as follows: Beginning at the southeast corner of northwest quarter of Section 29 in Township 1 South Range 3 East, run west 1384 feet, thence north 431 feet, thence east 841 feet to road, thence southeasterly down the road to place of beginning, being a part of the southwest quarter of said Section; and against Eleazer Tansky, also known as Lezer Tansky, if he be living or if he be dead, the unknown heirs, devisees, grantees, personal representatives, and asail signs of them and each of them, Respondents.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.

IN EQUITY.

NO: -\_\_\_-

#### DECREE.

This cause coming on to be heard was submitted for final decree upon the pleadings, decree pro confesso and proof as noted by the Register, and it appearing to the Court that complainant is the owner of and in the peaceable possession of the said lands and each and every parcel thereof and that the title of the complainant has been duly and justly proven by legal and competent evidence, the Court is of the opinion that complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED AND DECREED that the respondents, Eleazer Tansky also known as Lezer Tansky and the unknown heirs, devisees, grantees, personal representatives and assigns of the said Eleazer Tansky also known as Lezer Tansky, and each of them, and any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon said lands or any part or parcel thereof, have no estate, claim, interest in or encumbrance upon the following described lands, or any part or parcel thereof, in Baldwin County, Alabama, namely: Beginning at the southeast corner of the northwest quarter of the southwest quarter of Section 29 in Township 1 South of Range 3 East, run west 1384 feet, thence north 431 feet, thence east 841 feet to road, thence southeasterly down the road to place of beginning, being a part of the southwest quarter of said Section 29.

IT IS FURTHER ORDERED, ADJUDGED AND BECREED that the full fee simple title to the said lands, namely: Beginning at the southeast corner of the northwest quarter of the southwest quarter of Section 29 in Township 1 South of Range 3 East, run west 1384 feet, thence north 431 feet, thence east 841 feet to road, thence southeasterly down the road to place of beginning, being a part of the southwest quarter of said Section 29 in Baldwin County, Alabama, be and the same hereby vested absolutely in complainant, Jesse Hadley.

.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that a certified copy of this decree be recorded by the Register of this Court in the office of the Judge of Probate of Baldwin County, Alabama, and indexed in said office in the direct index in the names of Eleazer Tansky also known as Lezer Tansky and the unknown heirs, devisees, grantees, personal representatives, and assigns of Eleazer Tansky also known as Lezer Tansky, and in the indirect or reverse index in said office in the name of Jesse Hadley.

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

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

this the 7th day of February, 1945.

Alabama,

Judge.

John Hodly

Dune

Find John 5/945

JESSE HADLEY

Complainant

-VS-

ELEAZER TANSKY, also known as Lezer Tansky, et al, Respondents. No.
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY.

It having been made to appear in the above cause by the affidavit of Jesse Hadley, that Eleazer Tansky, also known as Lezer Tansky
if he be living or if he be dead, his heirs, devisees, grantees, personal representatives or assigns are non-residents of the State of Alabama, their addresses being unknown; that Jesse Hadley owns in fee aim ple the following described lands in Baldwin County, Alabama, to wit:

Beginning at the Southeast corner of Northwest Guarter of Southwest Quarter of Section 29, Township 1 South, Range 3 East, run West 1384 feet, thence North 431 feet, thence East 841 feet to road, thence Southeasterly down the road to place of beginning being part of Southwest Quarter of said Section 29.

having acquired the same by conveyances of record in office of Probate Judge of Baldwin County, Alabama as follows: J. S. Lowrey, dated May 16, 1943, recorded 78 NS page 568; State Land Commissioner of Alabama, dated April 11, 1935, recorded 87 NS 29; M. Ganey, unmarried, to complainant, dated September 25, 1944, recorded 86 NS page 302; that title to said lands stands on the records of the Probate office of Baldwin County, Alabama, in the name of Jesse Hadley; that no person is known to have paid taxes upon the said lands or to have been in possession of said lands or any part thereof within ten years next preceding the filing of this Bill of Complaint in the above entitled cause, except Jesse Hadley and those through whom he claims by mesne conveyance.

IT IS THEREFORE ORDERED and notice is hereby given that the said respondent, Eleazer Tansky, also known as Lezer Tansky, if he be living, or, if he be dead, his heirs, devisees, grantees, or assigns, and any other person, firm or corporation claiming any right or title to, interest in, lien or encumbrance on said lands or any part thereof appear in this Court and plead, answer, or demur to the Bill of Complaint in this cause on or before the lated day of December 1944, and upon their failure to do so, at the expiration of thirty days from said date this cause shall be at issue.

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

IN WITNESS WHEREOF, I, R. Duck, as Register, have hereunto set my hand and seal this the 8. day of November, 1944.

Register of the Circuit Court of Baldwin County, Alabama.

H. E. Smith Solicitor for Complainant.

#### STATE OF ALABAMA BALDWIN COUNTY

I, R. S. DUCK, Register in the Circuit Court of Baldwin County, Alabama, in Equity, hereby certify that the above is a full, true, correct and complete copy of notice given by publication in the Baldwin Times, a newspaper published at Bay-Minette, Alabama, in the cause of Jesse Hadley, complainant, vs Eleazer Tansky, also known as Lezer Tansky, respondent, and filed in the office of the Probate Judge 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 this the Saday of November, 1944.

Register of the Circuit Court of Baldwin County, Alabama.

Filed FOR Record Nov. 28,1944
Recorded Lis Parasans BK1. page 239-40.

Juse Hadley 5-1. Eleager Jansky

STATE OF ALABAMA, BALDWIN COUNTY

WOV 28 1944

Filed WOV 28 1944

Recorded School page 22 2-40

and I certify that the following Privilege Tax has been paid.

Deed Tax

Mortgage Tax

Judge of Probate

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#### THE STATE OF ALABAMA Baldwin County

Circuit Court of Baldwin County, Alabama, (In Equity)

- i	Jesse Hadl <b>ey</b>	COMPLAINANT
	<b>vs</b>	
	Eleazer Tansky et	als Respondent
• •		
Ĭ,	R. S. Duck	
· ·		•
egister and Commissio	ner	
	Тал-а Па	23 The Manager of T. M.
e called and caused to	come before me Jesse Ha	dley, E. M. Ganey and J. S.
Lowrey		
Dowley		
•		·
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<u> </u>		
ness es named in the	requirement for Oral Examinatio	n, on the 5th day of February
	- 4	•
$\frac{5}{}$ , at the office of -	mysia myself	
Pow Minotto		
Day Mille 5 68 ,	, Alabama, and having fir	st sworn said witness <u><b>GS</b></u> to speak the
v1 v1 1 1 v v1 .	The state of the treath the gold	Jesse Hadley
in, the whole truth, and	I nothing but the truth, the said —	
	doth denose	e and say as follows:
	in This course	
I am the	complainant and bring t	his my bill of complaint a

ast the following described land in Baldwin County, Alabama namely:

> Beginning at the Southeast corner of Northwest & of Southwest & of Section 29 Township 1 South, Range 3 East, run West 1384 feet, thence North 431 feet, thence East 841 feet to road, thence Southeasterly down the road to place of beginning being part of Southwest Quarter of said Section 29.

and against Eleazer Tansky, also known as Lezer Tansky, and if he be dead, against his heirs, devisees, grantees, personal representatives and assigns, separately and severally and against any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrances upon the said land or any part or parcel thereof, and respectfully represents and alleges unto your Honor and the Court as follows:

- 1. I am over twentyeons years of age and is a bona-fide resident of Baldwin County, Alabama; That Eleazer Tansky, also known as Lezer Tansky, is over twenty-one years of age and is a non-resident of the state of Alabama; That a dilligent search and inquiry has been made to ascertain and determine his address. quiry has been made to ascertain and determine his address, but it I am the owner in fee simple and in the actual possis unknown. ession of the lands above described.
- 2. No suit is pending to test my title to, interest in, or right or possession of land.
- 3. I obtained title to said land by conveyances of record in the office of the Probate Judge of Baldwin County, Alabama as follows: J. S. Lowrey, dated May 10, 1943, recorded 78 NS page 568; State land Commissioner of Alabama, dated April 11, 1935, recorded 87 NS 29; E. M. Gainey, unmarried, to me, dated September 25, 1944, recorded 86 NS page 302. These deem are attached to my testimony as Takibito 'a", 'B" and 'C" respectively

#### THE STATE OF ALABAMA

KNO	VΑ	LL N	IEN:	BY	THE	$SE_{\cdot}$	PRESE	NTS:
	- 76	Activities and the	44.000.00	10/2007	Constitution and the	14 4 15	and four mounts of an	<ul> <li>35 (6)</li> </ul>

THAT WHEREAS, on

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May

, A. D. 19 **52** , the Probate

Court of Beldwin

County rendered a decree for the sale of lands hereinafter described

and conveyed, for the payment of State and County taxes then due from Lorer Tansky

day of

the owner of said lands, and for the payment of the fees, costs, and expenses of and under said decree, and the sale had in execution thereof.

AND WHEREAS, thereafter, to-wit, on the

15th

day of

Tananagilas a

and in pursuance of/said decree, said lands were regularly offered for sale by the Tax Collector of County for said taxes, fees, costs, and expenses, and no person having bid a sufficient sum for said lands to pay the

same, said lands were bid in for the State for the sum of said taxes, fees, costs, and expenses. AND WHEREAS, the time allowed by law for the redemption of said lands has elapsed since said sale, and the

That Commissioner of the State of Alabama, with the approval of the Governor, has fixed the price of said land, and ascertained that the sum of Thirty-three and no/100 (\$35.00) Dollars is sufficient to cover and satisfy all claims of the State and County against said lands for or on account of taxes, interest, fees, and costs, and officers' fees which were due upon or have accrued against said lands, as provided for by law.

AND WHEREAS, application has been made to the State and Commissioner of the State of Alabama by

J. S. Lowrey

to purchase said lands, and said sum of

Thirty-three and no/100 (\$35.00)

has been paid into the State Treasury of the State of Alabama, by virtue of and in accordance with the authority in him vested by law, with the approval of the Governor of Alabama, and in consideration of the premises above set out, has this day granted, bargained, sold, and conveyed, and by these presents does grant, bar-, without warranty

gain, sell, and convey unto the said **J. S. Lowrey**, without warranty or covenant of any kind on the part of the State, express or implied, all right and title of the State of Alabama in and to said lands, described as follows:

> Dogs on W side Stockton rd at NE cor land in Sec 29 Tp 1s R 3e, W 2200 ft W 431 ft E 1800 ft, thence in SE direction along W line of R/W of Stockton rd 565 ft to begn in SW Sec. 29 Tp ls R Se,

lying and being situate in said County and State, to have and to hold the same, the said right and title of the State in the lands aforesaid, unto  $\c J_*$  S. Lowrey and 1118 🕟 heirs and assigns forever.

, 19 35 In testimony whereof I have hereunto set my hand and seal this the 11th day of April , proved STATE AND COMMISSIONER OF ALABAMA, Approved

Bibb Graves

Governor

Long  $_{
m By}$  Henry 5. Fresident

Sidio Local Company and Table .

THE STATE OF ALABAMA, MONTGOMERY COUNTY.

, a Notary Public in and for said County, in said State, I, hereby certify that resident of the , whose na is signed to the foregoing conveyance as State A and Commissions, and who is known to me, acknowledged before , whose name on this day that, being informed of the contents of this conveyance, he, in his capacity as such State President, storier, executed the same voluntarily on the day the same bears date.

Given under my hand this the 11th day of April

, 19 55

Julia Klinge

\_. Notary Public

EXHIBIT "B" to testimony of Jesse Hadley:

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1854 186 kg

#### AMARA IA TO UTATA

I, H. G. Dowling, as State Land Commissioner of the State of Alabama, hereby certify that the foregoing is a true and correct copy of the duplicate deed #328 issued to J. S. Lowrey, April ll, 1935, on file in my office. Hill riedbigskus simus bag etsill in kestiggi ett vill kvissever

and size and has secure him secure has a Dated this the 16 day of November, 1944. to the second se

to control and our or one of Modelle Miller possession because of the sell ter or chool place and done languages.

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As State Land Commissioner of the State of Alabama

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EXHIBIT "B" to teatimony :yalbeH recet

STATE OF ALABAMA) BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS, that I, E. M. Ganey, a single man, for and in consideration of the sum of Ten dollars and other good and valuable consideration to me in hand paid by Jesse Hadley, the receipt of which is hereby acknowledged, do hereby remise, quit claim, release and convey unto said grantee, Jesse Hadley, all my right, title, and interest in and to the following described real property, situated in Baldwin County, Alabama, to-wit:

Beginning at the Southeast former of the Northwest Quarter of the Southwest Quarter, or Northeast corner of the Southwest quarter of Section 29, run West 1384 feet; thence North 431 feet, thence East 841 feet to road, thence Southeasterly down the road to place of beginning, being part of the Southwest quarter of Section 29, Township 1 South Range 3 East, containing 14.5 acres.

To Have and To Hold with the appurtenances thereunto belonging unto the said Grantee, Jesse Hadley, his heirs and assigns forever

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 25th day of September, A.D. 1944.

En Goner (SEAL)

BALD IN COUNTY.

a Notary Public in and for said County, in said State, hereby certify that E. M. Ganey, who se name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 25th day of September, A.D. 1944.

While of The Notary Public, Baldwin County, Ala.,

one Woughter Rosa Hadley

EXHIBIT "C" to testimony of Jesse Hadley;

Register

E. M. Haney3/20-14

Jesse Wadley
57

STATE OF ALABAMA, BALDWIN COUNTY

Filed Och 141944 S D M

Recorded Cless book to page 312

and I certify that the following Privilege Tax has been paid.

Deed Tax

Mortgage Tax

Judge of Probate

By

Day Minester of

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- The title to said land as claimed by me stands upon the records of Baldwin County, Alabama in my name, Jesse Hadley.
- No one has, within the ten years next preceding the filing of this bill of complaint, paid any taxes upom or had any possession of said lands except me and those through whom I claim, and I and those through whom I claim have paid taxes on said land for ten consective years next preceding the filing of this bill of complaint.
- 6. I and Elezar Tansky also known as Lezer Tansky, are the only persons or corporations known by me to claim said land or any part thereof, or interest therein, a dilligant search and inquiry has been made from residents of Baldwin County, Alabama, in particular residents of Bay Minette, in said State and county, the vicinity in which said lands are located, and from the various public records in the Count House at Bay Minette, Alabama, to ascertain the present age and addresses of the said Eleazer Tansky, also knwon as Lezer Tansky, whose address is unknown, and whether or not he is dead, and if dead, the names, aages, and addresses of his heirs, devisees, grantees, personal representative and assigns and that they are unknown that from all information obtainable the respondent or respondents, whose addresses are unknown, are all respondent or respondents, whose addresses are unknown, are all over the age of twenty-one and non-residents of the State of Alabama.

When I purchased this property in May, 1943, I immediately built a house on in and have been living on it ever since that time and I have paid the taxes on in each year. No one has ever in any way questioned my ownership of the property and no one since that time, to my knowledge, has disputed my claim to ownership of it in fee simple.

J. S. Lowrey, a witness for complainant, being first by me duly sworn, testified in substance as follows:

My name is J. S. Lowrey. I am a bona fide resident of Bay Minette, Baldwin County, Alabama. On April 11, 1935, I purchased the land described in the bill of complaint from the State Land Commission of Alabama as shown by Exhibit "B" attached to the testimony of Mr. Jesse Hadley. Within a month or two thereafter, that is, after April 11, 1935, I sold the pulpwood and timber on the land and had the actual and peaceable possession of it and my ownership was never questioned. The land was also posted and was known as my own until on May 10, 1943, I sold and conveyed the land to Jesse Hadley and E. M. Ganey by deed marked Exhibit "A" to the testimony of Jesse Hadley, the complainant:
I endeavored to locate Mr. Eleazer Tanksy also known as

Lezer Tansky but all the information I could get was that he was

a non-resident and I could not locate him.

Jesse HNders

E. M. Ganey, witness for complainant, being first by me duly sworn, testified in substance as follows:

My name is E. M. Ganey. I am a resident of Bay Mimette, Baldwin County, Alabama, and have been such resident for many years. On May 10, 1943, I and Jesse Hadley purchased from J. S. Lowrey the land described in the bill of complaint, and he, the said Jesse Hadley, immediately built a house on this land, and has lived on it ever since that last date. On the date of September 25, 1944, I sold and conveyed my interest in this land to Jesse Hadley and he, already having possession of the property, is still living in the house on the land and I I have stayed with him most of the time. No one has ever questioned the ownership to the property and I know of my own knowledge that the facts stated in the bill of complaint in this cause and in the testimony of Mr. Lowrey and Mr. Hadley are true and correct. The land has been in the actual and adverse possession of all parties to the foregoing deeds for more than three years and also for more than ten years next preceding the filing of the bill of complaint in this cause.

Em: Sour

I,R.	S. Duck	as Register and Commissioner hereby co	ertify
that the foregoing dep	osition on Oral Exan	nination was taken down in writing by me in the wor	ds of
the witness es and a	read over to _them_	andthey signed the same in the presence o	f my-
self and H.	E. Smith, Soli	citor for Complainant	<del></del>
at the time and place	herein mentioned; th	hat I have personal knowledge of personal identity o	f said
witness es or had pr	coof made before me	of the identity of said witness es; that I am n	ot of-
counsel or of kin to a	ny of the parties to s	said cause, or any manner interested in the result the	ereof.
I enclose the sai	d Oral Examination i	in an envelope to the Register of said Court.	
Given under my	y hand and seal, this	5th day of February 194 5	
	·		L. S.)
		Register.	
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—, Register.

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RESPONDENT

COMPLAINANT

#### STATE OF ALABAMA BALDWIN COUNTY.

KNOW ALL MEN BY THESE PRESENTS that I, J. S. Lowrey, Grantor, for and in consideration of the sum of TEN DOLLARS and other good and valuable consideration to me in hand paid by E. M. GANEY and JESSE HADLEY, Grantees, the receipt of which is hereby acknowledged, do hereby REMISE, QUIT CLAIM, RELEASE AND CONVEY unto the said Grantees, all my right, title and interest in and to the following described real property, situated in Baldwin County, Alabama, to-wit:

Beginning at the Southeast corner of the Northwest Quarter of the Southwest Quarter, or Northeast Corner of the Southwest Quarter of the Southwest Quarter, of Section 29, run West 1384 feet; thence North 431 feet, thence East 841 feet to toad, thence Southeasterly down the road to place of beginning, being part of the Southwest Quarter of Section 29, Township 1 South Range 3 East, containing 14.5 acres,

TO HAVE AND TO HOLD with the appurtenances thereunto belonging unto the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 10 day of May, 1943.

/ CDAT

STATE OF ALABAMA BALDWIN COUNTY.

Ç,

I, Ampha, a Notary Public in end for said County, in said State, hereby certify that J. S. LOWREY, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the \_/O day of May, 1943.

Notary Public, Baldwin County, Alabama

EXHIBIT "A" to testimony of Jesse Hadley:

MANUA

JESSE HADLEY,
COMPLAINANT

WS

BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO\_\_\_\_

Notice is hereby given that the Complainant will, on the last day of February, 1945, before R. S. Duck, Register, take the testimony orally of the following witnesses on behalf of the complainant:

J. S. Lowrey E. M. Ganey Jesse Hadley

Dated this the 1st day of February, 1945.

Solicitor for Complainant.

Fred Lat 1945

JESSE HADLEY, ET AL COMPLAINANTS IN THEE CIRCUIT COURT OF

VS BALDWIN COUNTY, ALABAMA.

ELEAZER TANSKY ET AL IN EQUITY

RESPONDENTS NO

TO HONORABLE R. S. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

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

J. S. Lowrey E. M. Ganey Jesse Hadley

It is hereby requested that you give proper and legal notice and that you as Register of said Court take the testimony of the said witnesses and that due and legal notice of said request and said appointment be given as required by law.

H. E. Smith Solictor for Complet.

12 May 10 20

Jesse Hadley,

Complainant,

vs

Eleazer Tansky, also known as Lezer Tansky, et als Respondents. IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY.

#### DECREE PRO CONFESSO

In this cause it appears to the Register, R. S. Duck, that the order of publication heretofore made in this cause was published once a week for/four successive weeks, commencing on the day of becamer; 1944, in the Baldwin Times a newspaper published in Bay Minette, Baldwin County, Alabama, that a copy of said order was posted at the Court House Door in Bay Minette, Baldwin County, Alabama, on the day of bear, 1944, and it now appearing to the Register, R. S. Duck, that the said respondents, Eleazer Tansky, also known as Lezer Tansky, and the unknown heirs, devisees, grantees, personal representatives and assigns of the said Eleazer Tansky also known as Lezer Tansky and each of them, and any and all other persons, firms of corporations claiming any title to, interest in, lien or encumbrance upon the following described lands, namely: Beginning at the southeast corner of the northwest quarter of the southwest quarter of Section 29 in Township 1 South of Range 3 East, run west 1384 feet, thence north 431 feet, thence east 841 feet to road, thence southeasterly down the road to the place of beginning, having, to the date hereof, failed to demur, plead to or answer the bill of complaint in this cause, it is now, therefore, ordered and decreed by the Register, R. S. Duck, that the bill of complaint in this cause be, and it hereby is, in all things, taken as confessed against the said respondents and each of them.

DATED this the /v day of February, 1945.

Regist**er.** 

JESSE HADLEY, ET AL COMPLAINANTS

VS

ELEAZER TANSKY, ET ALS
ALSO KNOWN AS LEZER TANSKY, if he
be living or if he be dead, the
unknown heirs, devisees, grantees,
personal representatives, and
assigns of them and each of them,
Respondents.

IN	THE	CIRCUIT	COURT	OF
BAI	LDWI	COUNTY,	, ALAB	AMA
	14.	EQUITY	Arrasi ingga pa Arrasi ingga pa	

NO:

Motion is hereby made for a decree pro confesso against
Eleazer Tansky, also known as Lezer Tansky, if he be living or if he be
dead, the unknown heirs, devisees, grantees, personal representatives,
and assigns of them and each of them, and any and all other persons, firms
or corporations claiming any title to, interest in, lien or encumbrance
upon the lands or any part or parcel thereof, in Baldwin County, Alabama,
namely: Beginning at the southeast corner of the northwest quarter of the
southwest quarter of Section 29 in Township 1 South of Range 3 East, run
west 1384 feet, thence north 431 feet, thence east 841 feet to road, thence
southeasterly flown the road to place of beginning, being a part of the
southwest quarter of said Section 29.

Defendants, in the above stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendants from mon-resident; of the State of Alabama, and have failed to answer, plead or demur to the Bill in this cause, to the date hereof.

Dated this the day of February, 1945.

Solicitor for Complainants.

(R)

Bro Conflows.

July Jul 1 w/ 1945