

B. W. PITTMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 2502

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:

Bert W. Pittman, Irvington, Alabama

James R. Hayes

It is hereby requested that they be given proper and legal notice and that Evelyn Watts be appointed as special commissioner, to take testimony of said witnesses, and that due and legal notice be given as required by law.

Dated this the 11 day of Oct, 1950.



Solicitor for the Complainant

RECORDED

Filed 10-11-50.

Reisner
Reisner

B. W. Pittman

Vs.

Ernie Ericson, et alCIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 27
day of July, 19450, a copy of the Bill of Complaint filed in this cause was
sent to Luverne White

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
12 day of July, 19450, 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 Luverne White

Defendant

This the 9 day ofOct, 19450Wing. Leuck Register.

RECORDED

No. 2502

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

R. W. Pittman

Vs.

Ernie Ericson, et al

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 14th 9th 50 day of

Oct, 1950

W. J. French, Register

Entered in O. B. _____ Page _____

B. W. Pittman

Vs.

Ernie Ericson, et alCIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 7th
day of July, 1945, a copy of the Bill of Complaint filed in this cause was
sent to Earlie A. Matheny, Jr. and Monroe Matheny

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
15 day of July, 1945, 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 Earlie A. Matheny Jr. and Monroe Matheny

Defendant

This the 9 day ofOct, 1945Lucy J. Alcock

Register.

RECORDED

No. _____

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

B. W. Pittman

Vs.

Ernie Ericson, et al,

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 9 day of
Oct, 1940

, Register

Entered in O. B. _____ Page _____

The Baldwin Times, Bay Minette, Ala.

100 9255 - 5566 007

CIRCUIT COURT OF
Baldwin County.

IN EQUITY

Vs.

Ernie Ericson, et al.

In this cause it being made to appear to the Register that on the 7th
day of July, 1945, a copy of the Bill of Complaint filed in this cause was
sent to Norma Lou Kelly and Leontene Matheny

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
21 day of July, 1945, 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 Norma Lou Kelly and Leontene Matheny

Defendant

This the 9 day of Oct, 1945

Register.

RECORDED

No. 2502

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

B. W. Pittman

Vs.

Ernie Ericson, et al

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 9 day of

Oex

1940

, Register

Entered in O. B. Page

E. W. Pittman

Vs.

Ernie Ericson, et alCIRCUIT COURT OF
Baldwin County.

IN EQUITY

In this cause it being made to appear to the Register that on the 7th
day of July, 1945, a copy of the Bill of Complaint filed in this cause was
sent to Eddie R. Matheny

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
26th day of July, 1945, 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 Eddie R. Matheny

This the 9 day of Oct, 1945 Defendant
Reidy. Henske Register.

RECORDED

No. 2502

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

B. W. Pittman

Vs.

Ernie Ericson, et al

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 9 day of
Oct, 1945
Register

Entered in O. B. Page

E. G. PittmannCIRCUIT COURT OF
Baldwin County.

Vs.

Ernie Ericson, et al

IN EQUITY

In this cause it being made to appear to the Register that on the 27
day of July, 19450, a copy of the Bill of Complaint filed in this cause was
sent to Franklin Lambert, Toolen Lambert, Ernie Ericson, Grace M. Koepfer,
Daisy Matheny Flowers, and Zladie Matheny

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
11th day of July, 19450, 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 Franklin Lambert, Toolen, Ernie Ericson, Gracie

M. Koepfer, Daisy Matheny, and Zladie Matheny

Defendant

This the 9 day of Oct, 19450W. J. Henshaw Register.

RECORDED

No. 2502

CIRCUIT COURT OF BALDWIN
COUNTY, ALABAMA

In Equity.

B. W. Pitmann

Vs.

Ernie Ericson, et al

DECREE PRO CONFESSO AFTER
NOTICE BY REGISTERED MAIL

Filed in office this 9 day of
Oct, 1950
_____, Register

Entered in O. B. _____ Page _____

The Baldwin Times, Bay Minette, Ala.

B. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 2502

MOTION FOR DECREE PRO CONFESSO ON PUBLICATION

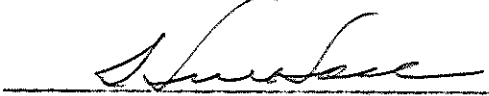
Comes the Complainant in the above styled caused and shows unto the Court that an order of publication was made on the 5th day of July, 1950, which was duly published in the Baldwin Times a newspaper published in Bay Minette, Alabama, and was directed to Ernie Ericson, Fred Matheny, Eddie Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., NormaLou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, grantees, personal representatives and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lamber, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, and any other persons firm or corporations claiming any title to, right, interest in, lien or encumbrances upon the following described land situated in Baldwin County, Alabama, to-wit:

East half of the Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

as respondents, which required the said Respondents to answer or demur to the bill of complaint within thirty days after the 4th day of August, 1950, and which said Respondents have to this day failed to do.

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

Dated this the 7 day of Oct, 1950.


Solicitor for the Complainant

RECORDED

Filed 10-7-50

Alvin J. French
Register

B. W. PITMAN

COMPLAINANT

VS

EARNE ERICSON, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 2502

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 for four consecutive weeks commencing on the 6th day of July, 1950, in the Baldwin Times, a newspaper published in Bay Minette in Baldwin County, Alabama; that a copy of said order was posed at the Court house door in Baldwin County, Alabama, on the 6th day of July, 1950,; and it now further appearing to the court that the said Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolem Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers Respondents, have to date hereof failed to plead, answer or demur to this bill of complaint in this cause.

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

Witness my hand and seal of office this the 9 day of Oct, 1950.

Reid A. Smith
Register

RECORDED

Filed 10-9-50

Wm. J. Henshaw
Register

The State of Alabama,
Baldwin County.

No. 2502 CIRCUIT COURT, IN EQUITY.

B. W. Pittman

Complainant

Vs.

Ernie Ericson, et al

Defendant

Motion is hereby made for a Decree Pro Confesso against

Eddie R. Matheny

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..... failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 7 day of Oct, 1950

Solicitor.

No. **RECORDED** Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

B. W. Pittman

Vs.

Ernie Ericson, et al

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 10-7, 1928

Amie L. Neusta
Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama,
Baldwin County.

No. 2502 CIRCUIT COURT, IN EQUITY.

B. W. Pittman

Complainant

Vs.

Ernie Ericson, et al

Defendant

Motion is hereby made for a Decree Pro Confesso against Lavern S. White

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 7 day of Oct, 1950.

L. L. Lunsford, Solicitor.

RECORDED

No. Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

B. W. Pittman

Vs.

Ernie Ericson, et al

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 10-9, 1950

Luci French
Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama,
Baldwin County.

No. 2502 CIRCUIT COURT, IN EQUITY.

E. M. Pittman

Complainant.....

Vs.

Ernie Ericson, et al

Defendant.....

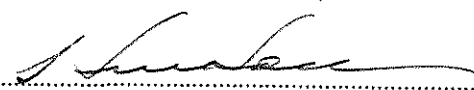
Motion is hereby made for a Decree Pro Confesso againstLeontine Matheny.....

and Norma Lou Kelly

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..... has failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This.....7..... day ofDec....., 1950

.........., Solicitor.

RECORDED

No. Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

D. W. Pittman

Vs.

Ernie Ericson, et al

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 10-7, 1920

W. J. W. W. W.
Register.

Recorded in Record,

Vol. Page

Register.

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

The State of Alabama,
Baldwin County.

No. 2502 CIRCUIT COURT, IN EQUITY.

B. W. Pitman

Complainant.....

Vs.

Ernie Ericson, et al.

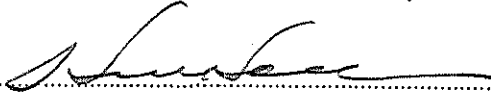
Defendant.....

Motion is hereby made for a Decree Pro Confesso against Franklin Lambert, Toolen Lambert

Ernie Ericson, Grace M. Koeper, Daisy Matheny Flowers, Zladie Matheny 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 by Registered Mail, 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 7 day of Oct, 1950

 Solicitor.

RECORDED

No. Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

B. W. Pittman

Vs.

Ernie Ericson, et al

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 10-9, 1950

W. J. H. H. H.
Register.

Recorded in Record,

Vol. Page

Register.

The State of Alabama,
Baldwin County.

No. 2502 CIRCUIT COURT, IN EQUITY.

B. W. Pettimen

Complainant

Vs.

Ernie Ericson, et al

Defendant

Motion is hereby made for a Decree Pro Confesso against

Monroe Matheny and Earbie A. Matheny Jr.

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...^sha^{vs} failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 7 day of

Oct, 1950

Solicitor.

RECORDED Page

No.

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, IN EQUITY

B. W. Pittman

Vs.

Ernie Ericson, et al

MOTION FOR DECREE PRO CONFESSO
AFTER NOTICE BY REGISTERED MAIL

Filed 10-7, 1950

W. J. [Signature]
Register.

Recorded in Record,

Vol. Page

Register.

B. W. PITMAN
COMPLAINANT
VS
ERNIE ERICSON, ET AL,
RESPONDENTS


IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
IN EQUITY
NO. 2502

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 by registered mail against Eddie R. Matheny, Leontine Matheny, Norma Lou Kelly, Luverne S. White, Franklin Lambert, Toolem, Lamber, Ernie Ericson, Grace M. Koeper, Daisy Matheny Flowers, Gladie Matheny, Monroe Matheny and Barbie A. Matheny Jr.
6. Request for appointment of commissioner.
7. Appointment of commissioner.
8. Commission to take deposition.
9. Notice of time of taking testimony.
10. Oral depositions of B. W. Pittman and James R. Hayes, with exhibits attached.

Dated this the 7 day of Jan, 1951.


Solicitor for the Complainant


Register

RECORDED

Feb 1-2-51

Recd. Encls
Register

B. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

NO. 2502

TO: Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Keeper,
Euvern White, Franklin Lambert, Toolam Lambert, Harvey White,
Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny
Jr., Norma Lou Kelly, Daisy Matheny Flowers;

Notice is hereby given that the Complainant will on the 16 day of
October, 1950, before Evelyn Watts, as special commissioner take the testi-
mony of the following witnesses:

Bert W. Pitman, Irvington, Alabama

James R. Hayes,

Dated this the 17 day of Oct, 1950.

J. S. Surrace
Solicitor for the Complainant

Evelyn Watts
Special Commissioner

Filed 10-12-50

Wm. J. Neuch
Registered

APPLICATION FOR POSTAL REGISTRATION AND CERTIFICATE OF DECLARED VALUE OF MATTER SUBJECT TO POSTAL SURCHARGE

(No collection of surcharge is required on international registered mail)

The undersigned sender hereby applies for the registration of the articles described on this sheet and certifies that the amounts of the declared values set forth on the sheet are the full values of the articles listed, or the known or estimated cost of duplication in the case of nonnegotiable securities and that the amounts of commercial insurance placed on the matter to be registered as stated on this sheet are also correct.

(Signature of sender)

13 RECEIVED from Alice J. Dunk (Clerk) the following-described
pieces of Registered mail.
(Insert "Registered" or "Registered O. O. D.")

NOTE.—Additional receipted copies of this bill will be furnished as certificates of mailing only, upon payment of one cent for each article listed on each additional copy of the bill. Claims for indemnity may not be paid unless articles are properly packed and indorsed, and unless claims are filed within the prescribed time limits. (See postmaster for detailed information.)

(1) NUMBER OF ARTICLE	(2) NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	(3) CLASS	(4) Postage (exclusive of other charges or fees)	(5) Registry fee	(6) Fee paid for return receipt	(7) Special delivery fee	(8) Amount due sender if C. O. D.	(9) *Indorse- ment on article if fragile	(10) Delivery restricted —Fee paid	(11) Value of any contents on which surcharge is based on value only or value and length of haul instead of cost of duplication. If of no value, so state	(12) Known or esti- mated cost of du- plication of con- tents on which surcharge is based on cost of dupli- cation, as dis- tinguished from the full value	(13) Total of items 11 and 12	(14) Total surcharge on entire contents of article	(15) Total contents covered by commercial insurance in amount of—	(16) Remarks
6264	Marcel Matheny Pensacola Fla	1	3	25	05				20						
6265	Zadie " " "	1	3	25	05				20						
6266	Edna R " " "	1	3	25	05				20						
6267	Bracie M Kozar " " "	1	3	25	05				20						
6268	Norma Law Kelly " " "	1	3	25	05				20						
6269	Leisy Matheny Flowers " " "	1	6	25	05				20						
6270	Leontine Matheny " " "	1	3	25	05				20						
6271	Ernie Ericson " " "	1	3	25	05				20						
6272	Fred Matheny " " "	1	3	25	05				20						
6273	Lupern White " " "	1	3	25	05				20						
6274	Earlie A Matheny Jr " " "	1	3	25	05				20						
6275	Franklin Lambert " " "	1	3	25	05				20						
6276	Dadum " " "	1	3	25	05				20						
14															
15															

* Mark "F" if "Fragile."

NOTE.—Diagonal mark must be drawn through lines not used.

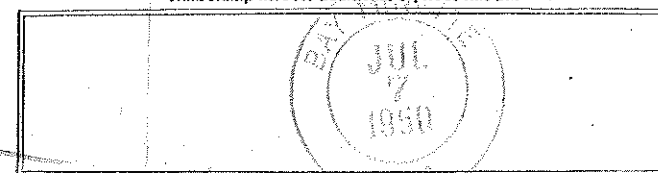
Total number of pieces listed by sender 13

(Write number here in words)

Total number of pieces received at post office 13Postmaster, per St. Nelson

(Name of receiving employee)

Affix stamp here for additional copies of this bill



Postmark and date of receipt

COMMISSION TO TAKE DEPOSITIONS

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO:

Lorelyn Watts

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

B. W. Pittman and James R. Hayes

as witnesses in behalf of *Complainant* in a cause pending in our Circuit Court in Baldwin County, of said State, wherein

_____, Complainant
and _____

_____, 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.

Witness *12th* day of *Oct*, 195*0*.

Alvin J. Luck
Register.

Commissioner's Fee, \$ _____

Witness' Fees, \$ _____

2502

and Lela E. Pitman. I have checked over the names of the respondents in this cause and find that there are included therein all of the heirs of R. M. Matheny and Lela E. Pitman. E. W. Pitman and J. P. Pulliam have been in the actual possession either in person or by tenant for the past ten years.

There is now a house on the property and about eighteen acres in cultivation, and under fence.

No cross examination by guardian ad litem.

James R. Hayes

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama

(In Equity)

B. W. Pitman

Complainant

VS.

Ernie Ericson, et al

Respondent

I, Evelyn Watts

as Register and Commissioner

have called and caused to come before me B. W. Pitman and James R. Hayes

witnesses named in the Requirement for Oral Examination, on the 15 day of Oct

1940, at the office of Hubert W. Hall

in Bay Minette

Alabama, and having first sworn said Witness to speak the

truth, the whole truth, and nothing but the truth, the said B. W. Pitman and James R. Hayes

doth depose and say as follows:

My name is B. W. Pitman. I am over twenty-one years of age and a resident of Irvington, Mobile County, Alabama. I am the owner in fee simple and in the actual possession of the lands described in the bill of complaint in this cause situated in Baldwin County, Alabama, and being the East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East. There is no suit pending in any court to test my title to, interest in, or rights of possession to said land.

I have made a diligent search and inquiry to ascertain and determine the names and addresses of any parties that may have any claim against the said property and they are as stated in my original bill of complaint in this cause.

I acquired title to the said land by conveyance from Fronie Rogillio and others by deed dated November 29, 1918, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 139 pages 497-500. The grantors in this deed are the sole and only surviving heirs and next of kin of Lola Pullium, whom I married some years before her death. The grantors in this deed are also the sole and only surviving heirs of Natham Pullium. The land under consideration is now and has been under fence for more than twenty years. Since acquiring title to the property I have been in possession thereof through tenants and prior to my possession it was in the possession of the father and mother of the grantors in the deed to me for a number of years and then under the grantors in the deed to me. I have, together with those through whom I claim been in the actual possession of the said property for more than ten years ever claiming to own the same.

The title to the said lands stand upon the record in my name. No one has at any time within ten years next preceding the filing of the bill of complaint in this cause paid any taxes upon the said land or any part thereof, other than myself, Eddie Matheny and Mrs. Emma Ard. Neither Eddie Matheny nor Mrs. Ard has had any possession of the property for more than ten years before the filing of this bill of complaint.

I have in an effort to determine any claimants against the property caused an abstract to be made and a search of the records in the offices of the Tax Assessor, Tax Collector and Probate Judge of Baldwin County, Alabama, and the only ones found that might have any claim against the said land are those mentioned as respondent in this suit. None of the respondents have for more than ten years before the filing of this suit in this cause exercised or attempted to exercise any title to or rights of possession to the said land.

No cross examination by guardian ad litem.

Bert W. Pitman

James R. Hayes, a witness for the Complainant being first duly sworn, deposes and says:

My name is James R. Hayes. I am a resident of Baldwin County, Alabama. I formerly lived about one mile and one-half from the property involved in this suit. I have known the property for the past thirty-five years. It has been under fence and in cultivation as long as I can remember. It was at one time owned by R. M. Matheny. There have been various parties in possession of the property during the time I have known it. J. O. Pullium and Nora Mae Pullium, his wife, at one time, owned the property and sold it to B. W. Pitman

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 es and read over to them and they signed the same in the presence of myself and Hubert W. Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness es or had proom made before me of the identity of said witness es; that I am not of counsel or 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 25 day of Oct, 1940

Evelyn Watts (L.S.)

NO. 2502 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

B. W. Pitgen

vs. Complainant

Ernie Wricson, et al

Respondent.

Oral Deposition

Filed 10-28, 1940

Register.

Recorded in

Record

Vol. 1 Page 1

Register.

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon ERNIE ERICSON, FRED MATHENY, EDDIE R. MATHENY, GRACIE M. KOEPEL, LUTHERN WHITE, FRANKLIN LAMBERT, TOOLEN LAMBERT, HARVEY WHITE, ELADIE MATHENY, MONROE MATHENY, LEONTENE MATHENY, MARBLE A. MATHENY JR., NORMA LOU KELLY, DAISY MATHENY FLOWERS, 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 E. W. PITMAN, as Complainant, and against Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koepel, Luvern White, Franklin Lambert, Tooleen Lambert, Harvey White, Eladie Matheny, Monroe Matheny, Leontene Matheny, Marble A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, as Respondents.

WITNESS my hand this the 6 day of July, 1950.

Daisy J. Welch
Register

E. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

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

TO HONORABLE TILFAIR J. BASHBURN, JR., JUDGE OF THE CIRCUIT COURT
OF BALDWIN COUNTY, ALABAMA:

Your Complainant, E. W. Pitman, respectfully represents and shows
unto your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age and a resident
of Irvington, Mobile County, Alabama.

2.

That your Complainant is the owner in fee simple and in the actual
possession of the following described lands situated in Baldwin County,
Alabama, to-wit:

East half of Southwest quarter of Northeast quarter of
Section 17, Township 5 South, Range 1 East.

3.

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

4.

That the Respondents, Ernie Ericson, Fred Matheny, Eddie R. Matheny, Luvern White, are over twenty-one years of age and non-residents of the State of Alabama, their address being 350 South "D" Street, Pensacola, Florida; that Gracie M. Keeper is over twenty-one years of age and a non-resident of the State of Alabama, her address being 115 South DeVilliers Street, Pensacola, Florida; that Gladie Matheny, Monroe Matheny, Leontane Matheny, Harbie A. Matheny Jr., Norma Lou Kelly and Daisy Matheny Flowers are over twenty-one years of age and non-residents of the State of Alabama, their address being 1121 West Pottery Road, Pensacola, Florida; that Harvey White is over twenty-one years of age and a non-resident of the State of Alabama, his address being somewhere in Canada; that his post office address is not known and cannot be ascertained after a diligent search and inquiry; that Franklin Lambert is a minor nineteen years of age and Toolen Lambert is a minor seventeen years of age, both being non-residents of the State of Alabama, their address being 350 South "D" Street, Pensacola, Florida.

5.

That your Complainant acquired title to the said land by conveyance from Frankie Rogillio, et al, by deed dated November 29, 1948, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 139 Pages 497-500.

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 E. W. Pitman.

7.

That no one has at any time within ten years next preceding the filing of the bill of complaint in this cause, paid any taxes upon said lands or any part thereof other than your Complainant, Eddie Matheny, and Mrs. Emma Ard.

8.

That the only person shown by the records of Baldwin County, Alabama, to claim said lands or any part thereof, or any interest therein is your Complainant, E. W. Pitman.

That this suit is brought against the Respondents herein named:

Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, Grantees and assigns of them and each of them, also the property herein described:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East, Baldwin County, Alabama.

and also against any persons, firms or corporations claiming any right, title to, interest in, lien or encumbrances upon the said lands or any part or parcel thereof.

10.

That a diligent search and inquiry has been made and an abstract of title been prepared to ascertain the names of any and all persons claiming any right, title, interest in, lien or encumbrances upon the said land or any part thereof, and whether or not any of said claimants are dead and if so their names, ages and addresses.

WHEREFORE your Complainant prays that your Honor will by proper process make the said Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, grantees, personal representatives and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers and any other persons, firms or corporations claiming any right, title to, interest in, or encumbrance upon the said land in Baldwin County, Alabama, to-wit:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

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

Your 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 to-wit:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East, Baldwin County, Alabama,

and to each and every part and parcel thereof is vested in your Complainant B. W. Pitman, and that neither Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Lavern White, Franklin Lambert, Toolen Lambert, Harvey White, Eladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny, Jr., Norma Lou Kelly and Daisy Matheny Flowers, the unknown heirs, devisees, grantees, personal representatives and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Lavern White, Franklin Lambert, Toolen Lambert, Harvey White, Eladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, nor any other person, firm or corporation has any right, title to, interest in or encumbrance upon the said land or any part or parcel thereof and that any and all doubts and disputes concerning the said 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.

H. M. Hall
Solicitor for the Complainant

STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned authority in and for said County, in said State personally appeared H. M. Hall, 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 authorized to make this affidavit; that from all information obtainable the facts contained in the foregoing bill of complaint are true and correct.

H. M. Hall

Sworn to and subscribed before me on this the 6 day of July, 1950.

Le Roy Thompson
Notary Public, Baldwin County, Ala.

No 2502

B. W. PITMAN
COMPLAINANT
VS
ERNIE ERICSON, ET AL,
RESPONDENTS

BILL OF COMPLAINT

FILED

JUL 6 1950

ALICE J. DUCK, Register

WILLIAM CONNOR
CLERK OF DISTRICT

[Handwritten signature]
WILLIAM CONNOR
CLERK OF DISTRICT

[Handwritten signature]
WILLIAM CONNOR
CLERK OF DISTRICT

[Handwritten signature]
WILLIAM CONNOR
CLERK OF DISTRICT

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

B. W. PITTMAN, Complainant

VS.

ERNIE ERICSON, ET AL, Respondents
LIS PENDENS NOTICE

It having been made to appear in the above styled cause, by proper affidavit that Ernie Ericson, Fred Matheny, Eddie R. Matheny, Luvern White are over twenty-one years of age and non-residents of the State of Alabama their addresses being 350 South "D" Street, Pensacola, Florida; that Gracie M. Kooper is over twenty-one years of age and a non-resident of the State of Alabama, her address being 115 South De Villars Street, Pensacola, Florida; that Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly are over twenty-one years of age and non-residents of the State of Alabama, their addresses being 4121 West Pottery Road, Pensacola, Florida; that Harvey White is over twenty-one years of age and a non-resident of the State of Alabama, and that his address cannot be ascertained after a diligent search and inquiry; that Franklin Lambert and Toolem Lambert are minors over seventeen years of age and non-residents of the State of Alabama, their addresses being 350 South "D" Street, Pensacola, Florida; that the Complainant is the owner in fee simple and in the actual possession of the following described land in Baldwin County, Alabama, to-wit:

East half of the Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

That he acquired title by conveyance from Fronie Rogillio, et al. by deed dated November 29, 1948 and recorded in Deed Book 139 pages 497-500; that no person is known to have paid any taxes on said land or to have been in possession thereof within ten years next preceding the filing of the bill of complaint in this cause except B. W. Pittman, Eddie Matheny and Mrs. Emma Ard.

It is therefore ordered and notice is hereby given, that Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Kooper, Luvern White, Franklin Lambert, Toolem Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, personal representatives, grantees and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Kooper, Luvern White, Franklin Lambert, Toolem Lambert, Harvey White, Zladie Matheny,

Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers and any other person, firms or corporations claiming any title to, right, interest in, lien or encumbrance upon said land or any part thereof to appear in this court and plead, answer or demur to this bill of complaint on or before the 4th day of August, 1950, or upon their having failed to do so upon the expiration of thirty days from that date a decree pro confesso shall be taken against them and this cause shall be at issue.

It is further ordered that this order and notice be published in the Baldwin Times, a newspaper published in Bay Minette, in Baldwin County, 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 5th day of July, 1950.

ALICE J. DUCK
Register

H. M. HALL
Solicitor 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 B. W. Pittman Complainant VS Ernie Ericson et al, Respondents and filed for record in the office of the Judge of Probate in Baldwin County, Alabama, the county in which said land lies in accordance with the provisions of the law of the State of Alabama.

IN WITNESS WHEREOF I have hereunto set my hand and seal of office on this the 5th day of July, 1950.

ALICE J. DUCK, Register 24-41c

JIMMY FAULKNER

EDITOR AND PUBLISHER

The **BALDWIN**
TIMES
BAY COUNTY'S-
BAY MINETTE, ALABAMA
BEST NEWSPAPER

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA.
BALDWIN COUNTY.

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

B. W. Pittman

COST STATEMENT

666 WORDS @ 4 1/2 cents — — — \$ 29 97

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

Jimmy Faulkner
Publisher.

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

Date of 1st publication July 6, 1949 Vol. 61 No. 24

Date of 2nd publication July 13, 1949 Vol. 61 No. 25

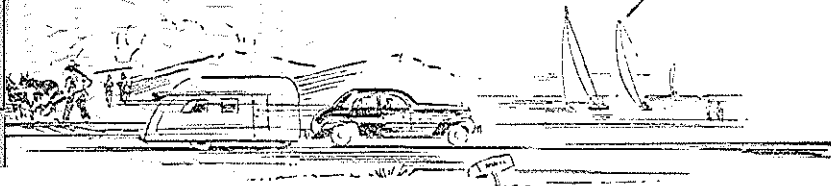
Date of 3rd publication " 20, 1949 Vol. 61 No. 26

Date of 4th publication " 27, 1949 Vol. 61 No. 27

Subscribed and sworn before the undersigned this 27 day of July, 1949

Dorothy Martin
Notary Public, Baldwin County.

Jimmy Faulkner
Publisher.



STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

✓ You are hereby commanded to summon ERNIE ERICSON, FRED MATHENY, EDDIE R. MATHENY, GRACIE M. KOEPER, LUVERN WHITE, FRANKLIN LAMBERT, TOOLEM LAMBERT, HARVEY WHITE, ZLADIE MATHENY, MONROE MATHENY, LEONTENE MATHENY, BARBIE A. MATHENY JR., NORMA LOU KELLY, DAISY MATHENY FLOWERS, 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 B. W. PITMAN as Complainant, and against Ernie Erickson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolem, Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, as Respondents.

WITNESS My hand this the 6 day of July, 1950.

Cliff J. Wacker
Register

B. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

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

TO HONORABLE TELFAIR J. WASHBURN, JR., JUDGE OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA;

Your Complainant, B. W. Pitman, respectfully represents and shows
unto your Honor and this Honorable Court as follows:

1.

That Your Complainant is over twenty-one years of age and a resident
of Irvington, Mobile County, Alabama.

2.

That Your Complainant is the owner in fee simple and in the actual
possession of the following described lands situated in Baldwin County,
Alabama, to-wit:

East half of Southwest quarter of Northeast quarter of
Section 17, Township 5 South, Range 4 East.

3.

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

4.

That the Respondents, Ernie Ericson, Fred Matheny, Eddie R. Matheny Luvern White are over twenty-one years of age and non-residents of the State of Alabama, their address being 350 South "D" Street, Pensacola, Florida; that Gracie M. Koeper is over twenty-one years of age and a non-resident of the State of Alabama, her address being 115 South DeVillers Street, Pensacola, Florida; that Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., NormaLou Kelly and Daisy Matheny Flowers are over twenty-one years of age and non-residents of the State of Alabama; their address being 4121 West Pottery Road, Pensacola, Florida; that Harvey White is over twenty-one years of age and a non-resident of the State of Alabama, his address being somewhere in Canada; that his post office address is not known and cannot be ascertained after a diligent search and inquiry; that Franklin Lambert is a minor nineteen years of age and Toolem Lambert is a minor seventesh years of age, both being non-residents of the State of Alabama, their address being 350 South "D" Street, Pensacola, Florida.

5.

That your Complainant acquired title to the said land by conveyance from Fronie Rogillio, et al, by deed dated November 29, 1948, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 139 pages 497-500.

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 B. W. Pitman.

7.

That no one has at any time within ten years next preceding the filing of the bill of complaint in this cause, paid any taxes upon said lands or any part thereof other than your Complainant, Eddie Matheny, and Mrs. Emma Ard.

8.

That the only person known by the records of Baldwin County, Alabama, to claim said lands or any part thereof, or any interest therein is your Complainant, B. W. Pitman.

That this suit is brought against the Respondents herein named:

Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, Grantees and assigns of them and each of them, also the property herein described:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East, Baldwin County, Alabama.

and also against any persons, firms or corporations claiming any right, title to, interest in, lien or encumbrances upon the said lands or any part or parcel thereof.

10.

That a diligent search and inquiry has been made and an abstract of title been prepared to ascertain the names of any and all persons claiming any right, title, interest in, lien or encumbrances upon the said land or any part thereof, and whether or not any of said claimants are dead and if so their names, ages and addresses.

WHEREFORE your Complainant prays that your Honor will by proper process make the said Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, grantees, personal representatives and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers and any other persons, firms or corporations claiming any right, title to, interest in, or encumbrance upon the said land in Baldwin County, Alabama, to-wit:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

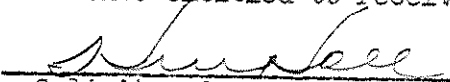
and any part thereof, party Respondent to this bill of complaint and require them and each of them to appear and plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Your 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 to-wit:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East, Baldwin County, Alabama,

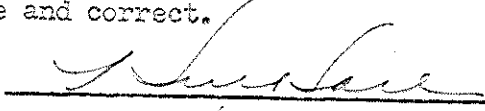
and to each and every part and parcel thereof is vested in your Complainant B. W. Pitman, and that neither Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Lubern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly and Daisy Matheny Flowers, the unknown heirs, devisees, grantees, personal representatives and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, nor any other person, firm or corporation has any right, title to, interest in or encumbrance upon the said land or any part or parcel thereof and that any and all doubts and disputes concerning the said land be cleared up.

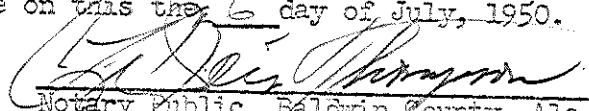
Your Complainant prays for such other, further, different or general relief as he may be in equity and good conscience entitled to receive.


Solicitor for the Complainant

STATE OF ALABAMA
BALDWIN COUNTY

Before me the undersigned authority in and for said County, in said State personally appeared H. M. Hall, 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 authorized to make this affidavit; that from all information obtainable the facts contained in the foregoing bill of complaint are true and correct.


Sworn to and subscribed before me on this the 6 day of July, 1950.


Notary Public, Baldwin County, Ala.

17 File
W 2502

RECORDED

B. W. PITMAN
COMPLAINANT
VS
ERNIE ERICSON, ET AL
RESPONDENTS

BILL OF COMPLAINT

Filed 7-16-50
Wichita
Register

B. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

LIS PENDENS NOTICE

It having been made to appear in the above styled cause by proper affidavit that Ernie Ericson, Fred Matheny, Eddie R. Matheny, Luvern White are over twenty-one years of age and non-residents of the State of Alabama their addresses being 350 South "D" Street, Pensacola, Florida; that Gracie M. Koeper is over twenty-one years of age and a non-resident of the State of Alabama, her address being 115 South De Villiers Street, Pensacola, Florida; that Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly are over twenty-one years of age and non-residents of the State of Alabama, their addresses being 4121 West Pottery Road, Pensacola, Florida; that Harvey White is over twenty-one years of age and a non-resident of the State of Alabama, and that his address cannot be ascertained after a diligent search and inquiry; that Franklin Lambert and Toolen Lambert are minors over seventeen years of age and non-residents of the State of Alabama their addresses being 350 South "D" Street, Pensacola, Florida; that the Complainant is the owner in fee simple and in the actual possession of the following described land in Baldwin County, Alabama, to-wit:

East half of the Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

That he acquired title by conveyance from Fronie Rogillan, et al, by deed dated November 29, 1948 and recorded in Deed Book 139 pages 497-500; that no person is known to have paid any taxes on said land or to have been in possession thereof within ten years next preceding the filing of the bill of complaint in this cause except B. W. Pitman, Eddie Matheny and Mrs. Emma Ard.

It is therefore ordered and notice is hereby given, that Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers, the unknown heirs, devisees, personal representatives,

016-200
Baldwin

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grantees and assigns of Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen, Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny, Jr., Norma Lou Kelly, Daisy Matheny Flowers and any other person, firms or corporations claiming any title to, right, interest in, lien or encumbrance upon said land or any part thereof to appear in this court and plead, answer or demur to this bill of complaint on or before the 4th day of August, 1950, or upon their having failed to do so upon the expiration of thirty days from that date a decree pro confesso shall be taken against them and this cause shall be at issue.

It is further ordered that this order and notice be published in the Baldwin Times, a newspaper published in Bay Minette, in Baldwin County, 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 5th day of July, 1950.

Alice J. Duck
Register

H. M. Hall
Solicitor 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 B. W. Pitman Complainant VS Ernie Ericson et al, Respondents, and filed for record in the office of the Judge of Probate in Baldwin County, Alabama, the county in which said land lies in accordance with the provisions of the law of the State of Alabama.

IN WITNESS WHEREOF I have hereunto set my hand and seal of office on this the 5th day of July, 1950.

Alice J. Duck
Register

STATE OF ALABAMA, BALDWIN COUNTY
Filed 7-7-50 10 A.M.
Recorded book page
.....
Judge of Probate

[Handwritten signature]

1. The first step in the process of the development of the new type of machine is the selection of the material for the machine. The material should be strong, durable, and easy to work with. The second step is the design of the machine. The design should be simple, efficient, and easy to use. The third step is the construction of the machine. The construction should be done in a way that is safe, sound, and follows the design. The fourth step is the testing of the machine. The testing should be done in a way that is thorough, accurate, and follows the design. The fifth step is the production of the machine. The production should be done in a way that is efficient, cost-effective, and follows the design. The sixth step is the distribution of the machine. The distribution should be done in a way that is timely, accurate, and follows the design. The seventh step is the maintenance of the machine. The maintenance should be done in a way that is regular, thorough, and follows the design. The eighth step is the repair of the machine. The repair should be done in a way that is timely, accurate, and follows the design. The ninth step is the replacement of the machine. The replacement should be done in a way that is timely, accurate, and follows the design. The tenth step is the disposal of the machine. The disposal should be done in a way that is timely, accurate, and follows the design.

SECRET

CONFIDENTIAL

7-5-50

W 2502

LIST PENDING NOTICE

B. 1.35
Mar. Dub.

[illegible]

B. W. PITMAN)
Complainant)
VS.)
ERNIE ERICSON, ET AL,)
Respondents)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN
EQUITY, NO. 2502

APPOINTMENT OF GUARDIAN AD LITEM

In this cause, it appearing to the Register, Alice J. Duck, that FRANKLIN LAMBERT AND TOOLEM LAMBERT, of 350 South "D" Street, Pensacola, Florida, are minors, and,

In the said proceeding it being made to appear to the Register, Alice J. Duck, that the said minors are interested in the result of said proceedings to sell lands.

It is therefore ordered, by the Register that C. Le Noir Thompson be and he is hereby appointed Guardian Ad Litem to represent the said FRANKLIN LAMBERT AND TOOLEM LAMBERT, upon hearing of the said application,

Done this 17th day of Oct, 1950.

Alice J. Duck
Register

CONSENT TO ACT

I, C. Le Noir Thompson, hereby consent to act as Guardian Ad Litem for FRANKLIN LAMBERT and TOOLEM LAMBERT, minors, upon hearing of the above cause.

Witness my hand this 17th day of Oct, 1950.

C. Le Noir Thompson
Guardian Ad Litem

B. W. PITMAN

COMPLAINANT

VS

ERNIE ERICSON, ET AL,

RESPONDENTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA;

IN EQUITY

NO. 2502

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 the Respondents, Ernie Ericson, Eddie R. Matheny, Grace M. Koeper, Franklin Lambert, Toolen Lambert, Luvern White, Zladia Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny Jr., Norma Lou Kelly and Daisy Matheny Flowers; that service was perfected by publication in the Baldwin Times, a newspaper published in Bay Minette in Baldwin County, Alabama, in its issues of July 6, July 13, July 20 and July 27, 1950, upon the Respondents Ernie Ericson, Fred Matheny, Eddie R. Matheny, Grace M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladia Matheny, Monroe Matheny, Leontene Matheny, Barbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers, and 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 encumbrances upon the lands, or any part thereof, and decrees pro confesso duly issued against the said parties and each of them; that C. LeNoir Thompson a practicing attorney in the Baldwin County Bar has been duly appointed as guardian ad litem for the minors Franklin Lambert and Toolen Lambert, and has filed his acceptance of said appointment, willingness to serve and general appearance denying all the allegations of the Complainant's bill of complaint, as required by law; and that the title of the Complainant has been fully, duly and justly proven by legal and competent evidence, 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, Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly, Daisy Mathen Flowers, and also any and persons, firms or corporations claiming any right, title to, interest in, lien or encumbrance, upon the said land, or any part thereof have no right, title, claim, estate, interest in or encumbrance upon the following described land, or any part thereof in Baldwin County, Alabama, to-wit:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East.

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:

East half of Southwest quarter of Northeast quarter of Section 17, Township 5 South, Range 4 East,

is vested absolutely in the Complainant, E. W. Pitman.

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 Ernie Ericson, Fred Matheny, Eddie R. Matheny, Gracie M. Koeper, Luvern White, Franklin Lambert, Toolen Lambert, Harvey White, Zladie Matheny, Monroe Matheny, Leontene Matheny, Earbie A. Matheny Jr., Norma Lou Kelly, Daisy Matheny Flowers, and in the indirect index in the name of E. W. Pitman.

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 taxes in the costs of this cause.

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

Done at Bay Minette, Baldwin County, Alabama, on this the 20th day of

January, 1951.

Jelfair J. Madisbury, Jr.
JUDGE

Quit Claim Deed.

Moore Printing Co., Bay Minette

The State of Alabama,

Baldwin

County

THIS DEED made this 3 November 1943 day of 19

between J.O. Pulliam and Nora Mae Pulliam husband and wife

parties

of the first part, and

B.W. Pittman and Lela E. Pittman, husband and wife

parties

of the second part

WITNESSETH, that the parties of the first part, in consideration of One dollar and other good and valuable consideration DOLLARS

to us in hand paid by the parties of the second part, the receipt of which is hereby

acknowledged, have remised, released and quit-claimed and by these presents do remise, release

and forever quit-claim unto the said parties of the second part their

heirs and assigns forever, all the real property in Baldwin County, Alabama,

described as follows to-wit: The East half (E $\frac{1}{2}$) of the Southwest quarter (S.W. $\frac{1}{4}$) of the Northeast quarter (N.E. $\frac{1}{4}$) of Section Seventeen (17) Township Five (5) South of Range Four (4) East containing Twenty acres more or less

TO HAVE AND TO HOLD the said released premises unto the said B.W. Pittman and Lela E. Pittman, their

heirs and assigns forever; So that neither the party of their the first part heirs or assigns nor any other person in trust for them

or in their name shall or will, can or may, by any ways or means whatsoever, hereafter, have or claim any right or title thereto; BUT THAT the said parties of the first part, their heirs and assigns, each and every one of them from all estate, right, title, interest or claim, and demand whatsoever, in or to the said premises, or any part thereof, are, is, and shall be, by these presents, FOREVER EXCLUDED AND DEBARRED.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hand and seal the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF

J.O. Pulliam (SEAL)
Nora Mae Pulliam (SEAL)

State of Alabama, Baldwin County.
Thomas Vonashek Notary Public
I, _____, a _____
in and for said County and State, hereby certify that ~~J.O. Pulliam and Nora May Pulliam~~
_____ whose name are _____ signed to the foregoing conveyance, and who
are _____ known to me, acknowledged before me on this day that being informed of the contents
of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 3 day of November 1943 A. D., 19

Thomas Vonashek, N.P.

My comm. exp Jan 15-1945

State of Alabama, Baldwin County.
Thomas Vonashek Notary Public
I, _____, a _____
in and for said County and State, do hereby certify that on the 3 day of November 1943
came before me the within named Nora May Pulliam

known to me to be the wife of the within named J.O. Pulliam
who being examined separate and apart from her husband, touching her signature to the within conveyance
acknowledged that she signed the same of her own free will and accord, and without fear, constraint or
threats on the part of the husband.

IN WITNESS WHEREOF, I hereunto set my hand and official seal this 3 day of
November 1943 19

Thomas Vonashek, N.P.

State of Alabama _____ County.

I, _____
in and for said County and State, hereby certify that _____ subscribing
witness to the foregoing conveyance, known to me appeared before me this day, and being sworn stated
that _____ the grantor voluntarily
executed the same in his presence, and in the presence of other subscribing witness on the day the same
bears date; that he attested the same in the presence of the grantor _____ and of the other
witness, and that such other witness subscribed his name as witness in his presence.

Given under my hand and seal this the _____ day of _____ 19

Quit-Claim Deed

FROM

8.3
J. O. Pulliam & wife
TO
B. W. Pittman & wife
11-3-43

STATE OF ALABAMA

COUNTY.

OFFICE OF JUDGE OF PROBATE

I hereby certify that the within Deed was

filed in this office for record on the _____ day

of _____ A. D. 19

at _____ o'clock _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

Recorded in Book _____ of Mortgages, page _____

and examined.

B.W. Pittman
RFD-Rdale
11/3/43

2502

BOOK 139 PAGE 497

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, That we, FRONIE Rogillio
Rogillio, and CHARLIE Rogillio, her husband, ELIZABETH
HARRELL and L. H. HARRELL, her husband, NATHAN PULLIAM and RUTH PULLIAM,
his wife, EDITH McBRYER and TOM McBRYER, her husband, J. O. PULLIAM,
and OLA MAE PULLIAM, his wife, L. W. PULLIAM, single, Grantors, for and
in consideration of the sum of ONE (\$1.00) DOLLAR, and other good and
valuable considerations to us in hand paid by B. W. PITMAN, Grantee,
the receipt of which is hereby acknowledged, do hereby REMISE, RELEASE,
QUIT CLAIM AND CONVEY unto the Grantee all our right, title and in-
terest in and to the following described real property, situated in
Baldwin County, Alabama, to-wit:

East half of Southwest quarter of Northeast
quarter of Section 17, Township 5 South,
Range 4 East, containing 20 acres, more or
less.

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

IN WITNESS WHEREOF, we have hereunto set our hands and
seals on this the ___ day of November, 1948.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 4/17/49 8a.M.

Recorded Book 139 page 497-500
and I certify that the following Franchise Tax
has been paid.

Deed Tax 1.00

Mortgage Tax

W.R. Stuart
Judge of Probate

By B-

Fronie Rogillio (SEAL)

Charlie Rogillio (SEAL)

Elizabeth Harrell (SEAL)

L.H. Harrell (SEAL)

Nathan Pulliam (SEAL)

Ruth Pulliam (SEAL)

Tom McBryer (SEAL)

Edith McBryer (SEAL)

J.O. Pulliam (SEAL)

Ola Mae Pulliam (SEAL)

L.W. Pulliam (SEAL)

BOOK 139 PAGE 498

STATE OF TENNESSEE
Hamilton COUNTY

I, A. L. Lasater, a Notary Public, in and for said County, in said State, hereby certify that Edith McBryer and Tom McBryer, her husband, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of said conveyance they executed the same voluntarily on the day the same bears date.

I further certify that on the 21 day of ~~November~~ ^{February}, 1949, came before me the within named Edith McBryer, known to me to be the wife of the within named Tom McBryer, and who being examined separate and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraints or threats on the part of her husband.

Given under my hand and seal on this the 21 day of ~~November~~ ^{February}, 1949.

A. L. Lasater
Notary Public, Hamilton County,
Tennessee.

STATE OF ALABAMA
BALDWIN COUNTY

I, Grady P. Guebert, a Notary Public, in and for said County, in said State, hereby certify that Elizabeth Harrell and L. H. Harrell, her husband, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of said conveyance, they executed the same voluntarily on the day the same bears date.

I further certify that on the 30 day of November, 1948, came before me the within named Elizabeth Harrell, known to me to be the wife of the within named L. H. Harrell, and who being examined separate and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraints or threats on the part of her husband.

Given under my hand and seal on this the 30 day of November, 1948.

Grady P. Guebert
Notary Public, Baldwin County, Alabama.
My Comm. expires 4/9/52

STATE OF ALABAMA
BALDWIN COUNTY

I, Grady P. Guebert, a Notary Public, in and for said County, in said State, hereby certify that Nathan Pulliam and Ruth Pulliam, his wife, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of said conveyance, they executed the same voluntarily on the day the same bears date.

I further certify that on the 29 day of November, 1948, came before me the within named Ruth Pulliam, known to me to be the wife of the within named Nathan Pulliam, and who being examined separate and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own will and accord and without fear, constraints or threats on free

the part of her husband.

Given under my hand and seal on this the 29th day of November, 1948.

Book 139 Page 499
Grady P. Gullett
Notary Public, Baldwin County, Alabama
My Comm. expires 4/9/52

STATE OF ALABAMA
BALDWIN COUNTY

I, Grady P. Gullett, a Notary Public, in and for said County, in said State, hereby certify that J. O. Pulliam and Ola Mae Pulliam, his wife, whose names are signed to the foregoing conveyance, and who are known to me acknowledged before me on this day the being informed of the contents of said conveyance, they executed the same voluntarily on the day the same bears date.

I further certify that on the 18th day of January, 1949, came before me the within named Ola Mae Pulliam, known to me to be the wife of the within named J. O. Pulliam, and who being examined separate and apart from her husband, touching her signature to the within conveyance, acknowledged that she signed the same of her own free will and accord and without fear, constraints or threats on the part of her husband.

Given under my hand and seal on this the 18th day of January, 1949.

Grady P. Gullett
Notary Public, Baldwin County, Ala.
My Comm. expires 4/9/52

Louisiana
STATE OF ~~TEXAS~~
Acadia COUNTY Parish

I, Mary Bertha Doty, a Notary Public, in and for said County, in said State, hereby certify that L. W. Pulliam, single, 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 said conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 14 day of November, March 1948. 1949.

Mary Bertha Doty
Notary Public, Acadia County, Texas
Parish Louisiana

STATE OF TEXAS
WHEELER COUNTY

I, R. F. VANN, a Notary Public, in
and for said County, in said State, hereby certify that FRONIE Rogillio
and CHARLIE Rogillio, her husband, whose names are
signed to the foregoing conveyance, and who are known to me, acknowledged
before me on this day that being informed of the contents of said con-
veyance, they executed the same voluntarily on the day the same bears
date.

I further certify that on the 23 day of FEB. 1949
came before me the within named Fronie ROGILLIO known to me to be
the wife of the within named Charlie ROGILLIO, and who being
examined separate and apart from her husband, touching her signature
to the within conveyance, acknowledged that she signed the same of her
own free will and accord and without fear, constraints or threats on
the part of her husband.

Given under my hand and seal on this the 23 day of FEB.
ber, 1949.

(R. F. Vann) R. F. Vann
Notary Public, WHEELER County, Texas