3381

STATE OF ALABAMA BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons ROBERT SUAREZ 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 $^{\rm B}$ aldwin County, Alabama, in Equity, by ANNIE G. SUAREZ as Complainant, and against Robert Suarez, as Respondent.

WITNESS my hand this the / day of October, 1954.

Resister Duck

ANNIE G. SUAREZ

COMPLAINANT

VS

ROBERT SUAREZ

RESPONDENT

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

TO THE HONORABLE HUBERT M. HALL, JUDGE OF THE TWENTY EIGHTH JUDICIAL CIRCUIT OF ALABAMA, IN EQUITY SITTING:

1.

That the Complainant and Respondent are each over the age of twenty-one years; that your Complainant is a non-resident of the State of Alabama; that the Respondent is a bona fide resident-citizen of the State of Alabama.

2.

That the Complainant and Respondent are joint owners and tenants-in-common of the following described land located in Baldwin County, Alabama, to-wit:

Starting at the Southwest corner of the Southeast quarter of Northwest quarter of Section 28, Township 7 South, Range 6 East, run East 270.6 feet to the point of beginning, run thence North 315 feet, thence run East 250 feet, thence run South 315 feet, thence run West 250 feet to the point of beginning, containing 1.8 acres, more or less.

3.

That the Complainant and Respondent each own an undivided one half interest in the lands described in Section 2 of this complaint.

4.

The Complainant alleges that there is a house located on this land, hence the land is such that it cannot be equitably partitioned or divided.

That the Complainant is desirous of a termination of her tenancy-in-common and avers that a sale of the land would be to the best interest of the joint

The Complainant alleges that it has become necessary for her to employ a Solicitor to represent her in this proceedings and that she has employed the Firm of Wilters & Brantley as such Solicitors.

6.

That the Baldwin County Savings & Loan Association holds a mortgage on the aforesaid land with an unpaid balance in the amount of EIGHTEEN HUNDRED (\$1800.00) DOLLARS.

The Complainant offers to do equity.

PRAYER FOR PROCESS

WHEREFORE, the premises considered, your Complainant prays that Your Honor will by proper processmake the said Robert Suarez party Respondent to this bill of Complaint requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

PRAYER FOR RELIEF

Premises, considered, your Complainant prays that this Honorable Court will render a decree ordering a sale of said lands for a division of the proceeds therefrom among the joint owners and tenants-in-common.

Your Complainant further prays that Your Honor will cause the indebtedness to the Baldwin County Savings & Loan Association to be paid out of the proceeds of this sale.

Complainant further prays that Your Honor will fix a reasonable attorneys fee for the firm of Wilters & Brantley and order the same paid out of the proceeds of said sale.

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

Wilters & Brantley

Solicitors for the Complainant

this Slay of Oct, 1957 TAYLOR WILKINS, Shorts m 338)

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TAY OR WILLIAM Shoriff

ANNIE G. SUAREZ

COMPLAINANT

VS

ROBERT SUAREZ

RESPONDENT

BILL OF COMPLAINT

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