

LESLIE BUZBEE,

Complainant,

vs.

STELLA BUZBEE BYRD, MILDRED
BUZBEE ROBERTSON, LOUISE
BUZBEE DISMUKES, MIKE BUZBEE,
JR., HORACE BUZBEE, SARAH
BUZBEE CHESTANG, ALFRED BUZBEE,
and STELLA MAE BUZBEE WILSON,

Respondents.

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

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY,
AND TO THE HONORABLE TELFAIR J. WASHBURN, JR., JUDGE THEREOF:

Comes your Complainant, Leslie Buzbee, and shows unto your
Honor and unto this Court as follows:

FIRST:

That your Complainant and all of the Respondents are over the
age of twenty-one years, except Stella Mae Buzbee Wilson, who is a
married woman over the age of eighteen years; that your Complainant
is a resident citizen of Baldwin County, Alabama, and all of the
Respondents are resident citizens of Baldwin County, Alabama, except
Louise Buzbee Dismukes, who is a resident of Mobile County, Alabama,
residing at Satsumma, Alabama.

SECOND:

Your Complainant further shows unto your Honor that he and all
of the Respondents each own an undivided one-nineth (1/9th) interest
in and to the following described real property situated in Baldwin
County, Alabama, to-wit:-

Lot A in the Northwest Quarter of Section 17, Township
4 South, Range 2 East, containing 61 acres, more or less.

THIRD:

Your Complainant further shows unto your Honor that the above
described property consists of some land that is suitable for
farming purposes and some that is not and a part of said land is
water front property on Bay Minette Creek, and because of the kind
and character of such land that such property cannot be equitably
divided or partitioned without a sale thereof and that such land
should be ordered sold by the Register of this Court after due notice,

2770

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson 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 Leslie Buzbee, as Complainant, against Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson as Respondents.

Witness my hand this 28th day of January, 1952.

Leslie Buzbee
Register.

at public outcry, to the highest bidder for cash and the proceeds of such sale, after deducting the costs and other amounts hereinafter set out, should be divided among the joint owners as their interest may appear.

FOURTH:

Your Complainant further shows unto your Honor that he has paid taxes on said land for the last ten years, the first six years being paid by him in the name of his mother, Stella Buzbee Byrd, and the last four years being paid in the name of your Complainant. Your Complainant further shows that he has erected a house on said property at a cost of approximately \$800.00 and that he spent approximately \$1200.00 filling in the water front property to make it useable and that he had a right of way cleared for a road into said property at a great expense to him and that he has spent additional money in maintaining said property in the past ten years.

FIFTH:

Your Complainant further shows unto your Honor that in order to bring about a partition and division of said land as herein set out that it has been necessary for your complainant to employ Solicitors for that purpose and that he has employed ~~the~~ law firm of Chason & Stone of Bay Minette, Alabama, as such Solicitors to prosecute this proceeding.

PRAYER FOR PROCESS:

To the end that equity may be had in the premises your Complainant prays that your Honor will cause the usual writ or process to issue to Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson, requiring them to plead, answer or demur to this Bill of Complaint within the time and in the manner prescribed by law and the rules of this Court.

PRAYER FOR RELIEF:

The premises considered your Complainant prays that your Honor will ascertain and declare the rights, titles and interests of all the parties to this suit and that your Honor will order that such property be sold by the Register of this Court for partition and division among the joint owners thereof. That your Honor will also

order a reference to be held to ascertain the amount which has been expended by your Complainant in improving such property to which he shall be entitled out of the proceeds of such sale before a division thereof and the amount of Solicitors fee due Chason & Stone for their services in prosecuting this cause and that your Honor will order that an Abstract of Title be prepared covering the above described property, the cost of such abstract to be taxed as a part of the costs of court in such cause and that your Complainant prays for such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

CHASON & STONE

By:

John Chason
Solicitors for Complainant

STATE OF ALABAMA)
)
BALDWIN COUNTY)

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Leslie Buzbee
Register.

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Complainant,

vs.

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BUZBEE ROBERTSON, LOUISE
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age of twenty-one years, except Stella Mae Buzbee Wilson, who is a
married woman over the age of eighteen years; that your Complainant
is a resident citizen of Baldwin County, Alabama, and all of the
Respondents are resident citizens of Baldwin County, Alabama, except
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residing at Satsumma, Alabama.

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described property consists of some land that is suitable for farm-
ing purposes and some that is not and a part of said land is water
front property on Bay Minette Creek, and because of the kind and
character of such land that such property cannot be equitably divided
or partitioned without a sale thereof and that such land should be
ordered sold by the Register of this Court after due notice, at

public outcry, to the highest bidder for cash and the proceeds of such sale, after deducting the costs and other amounts hereinafter set out, should be divided among the joint owners as their interest may appear.

FOURTH:

Your Complainant further shows unto your Honor that he has paid taxes on said land for the last ten years, the first six years being paid by him in the name of his mother, Stella Buzbee Byrd, and the last four years being paid in the name of your Complainant. Your Complainant further shows that he has erected a house on said property at a cost of approximately \$800.00 and that he spent approximately \$1200.00 filling in the water front property to make it useable and that he had a right of way cleared for a road into said property at a great expense to him and that he has spent additional money in maintaining said property in the past ten years.

FIFTH:

Your Complainant further shows unto your Honor that in order to bring about a partition and division of said land as herein set out that it has been necessary for your Complainant to employ Solicitors for that purpose and that he has employed the law firm of Chason & Stone of Bay Minette, Alabama, as such Solicitors to prosecute this proceeding.

PRAYER FOR PROCESS

To the end that equity may be had in the premises your Complainant prays that your Honor will cause the usual writ or process to issue to Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson, requiring them to plead, answer or demur to this Bill of Complaint within the time and in the manner prescribed by law and the rules of this Court.

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division among the joint owners thereof. That your Honor will also order a reference to be held to ascertain the amount which has been expended by your Complainant in improving such property to which he shall be entitled out of the proceeds of such sale before a division thereof and the amount of Solicitors fee due Chason & Stone for their services in prosecuting this cause and that your Honor will order that an Abstract of Title be prepared covering the above described property, the cost of such abstract to be taxed as a part of the costs of court in such cause and that your Complainant prays for such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

CHASON & STONE

By:


Solicitors for Complainant.

Received in Sheriff's Office
this 29 day of Jan, 1952
TAYLOR WILKINS, Sheriff

92770 399
SUMMONS AND BILL OF COMPLAINT

4
LESLIE BUZBEE,

Complainant,

vs.

STELLA BUZBEE BYRD, ET AL.,

Respondents.

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

9 X
Filed: January 28th, 1952.

W. H. Holcombe
Register.

Received 4 Day of Jan 1952
and on 9 Day of Feb 1952
I served copy of the
on James Byrd & W. H. Holcombe

by service on

W. H. HOLCOMBE, Sheriff

By

STATE OF ALABAMA)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

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Witness my hand this 28th day of January, 1952.

Archie French
Register.

LESLIE BUZBEE,

Complainant,

vs.

STELLA BUZBEE BYRD, MILDRED
BUZBEE ROBERTSON, LOUISE
BUZBEE DISMUKES, MIKE BUZBEE,
JR., HORACE BUZBEE, SARAH
BUZBEE CHESTANG, ALFRED BUZBEE,
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Respondents.

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

TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY,
AND TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE THEREOF:

Comes your Complainant, Leslie Buzbee, and shows unto your
Honor and unto this Court as follows:

FIRST:

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age of twenty-one years, except Stella Mae Buzbee Wilson, who is a
married woman over the age of eighteen years; that your Complainant
is a resident citizen of Baldwin County, Alabama, and all of the
Respondents are resident citizens of Baldwin County, Alabama, except
Louise Buzbee Dismukes, who is a resident of Mobile County, Alabama,
residing at Satsuma, Alabama.

SECOND:

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of the Respondents each own an undivided one-nineth (1/9th) interest
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Your Complainant further shows unto your Honor that the above
described property consists of some land that is suitable for farm-
ing purposes and some that is not and a part of said land is water
front property on Bay Minette Creek, and because of the kind and
character of such land that such property cannot be equitably divided
or partitioned without a sale thereof and that such land should be
ordered sold by the Register of this Court after due notice, at

public outcry, to the highest bidder for cash and the proceeds of such sale, after deducting the costs and other amounts hereinafter set out, should be divided among the joint owners as their interest may appear.

FOURTH:

Your Complainant further shows unto your Honor that he has paid taxes on said land for the last ten years, the first six years being paid by him in the name of his mother, Stella Buzbee Byrd, and the last four years being paid in the name of your Complainant. Your Complainant further shows that he has erected a house on said property at a cost of approximately \$800.00 and that he spent approximately \$1200.00 filling in the water front property to make it useable and that he had a right of way cleared for a road into said property at a great expense to him and that he has spent additional money in maintaining said property in the past ten years.

FIFTH:

Your Complainant further shows unto your Honor that in order to bring about a partition and division of said land as herein set out that it has been necessary for your Complainant to employ Solicitors for that purpose and that he has employed the law firm of Chason & Stone of Bay Minette, Alabama, as such Solicitors to prosecute this proceeding.

PRAYER FOR PROCESS

To the end that equity may be had in the premises your Complainant prays that your Honor will cause the usual writ or process to issue to Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson, requiring them to plead, answer or demur to this Bill of Complaint within the time and in the manner prescribed by law and the rules of this Court.

PRAYER FOR RELIEF:

The premises considered your Complainant prays that your Honor will ascertain and declare the rights, titles and interests of all the parties to this suit and that your Honor will order that such property be sold by the Register of this Court for partition and

division among the joint owners thereof. That your Honor will also order a reference to be held to ascertain the amount which has been expended by your Complainant in improving such property to which he shall be entitled out of the proceeds of such sale before a division thereof and the amount of Solicitors fee due Chason & Stone for their services in prosecuting this cause and that your Honor will order that an Abstract of Title be prepared covering the above described property, the cost of such abstract to be taxed as a part of the costs of court in such cause and that your Complainant prays for such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

CHASON & STONE

By: John H. Chason
Solicitors for Complainant.

FILED
JUN 18 1905
VICT. T. MULLER
RECEIVED

3-10-05
Chason & Stone
Solicitors for Complainant

STATE OF ALABAMA)
)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

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Witness my hand this 28th day of January, 1952.

Alice J. Smith
Register.

LESLIE BUZBEE,

Complainant,

vs.

STELLA BUZBEE BYRD, MILDRED
BUZBEE ROBERTSON, LOUISE
BUZBEE DISMUKES, MIKE BUZBEE,
JR., HORACE BUZBEE, SARAH
BUZBEE CHESTANG, ALFRED BUZBEE,
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IN THE CIRCUIT COURT OF
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TO THE HONORABLE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY,
AND TO THE HONORABLE TELFAIR J. MASHBURN, JR., JUDGE THEREOF:

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Honor and unto this Court as follows:

FIRST:

That your Complainant and all of the Respondents are over the
age of twenty-one years, except Stella Mae Buzbee Wilson, who is a
married woman over the age of eighteen years; that your Complainant
is a resident citizen of Baldwin County, Alabama, and all of the
Respondents are resident citizens of Baldwin County, Alabama, except
Louise Buzbee Dismukes, who is a resident of Mobile County, Alabama,
residing at Satsuma, Alabama.

SECOND:

Your Complainant further shows unto your Honor that he and all
of the Respondents each own an undivided one-ninth (1/9th) interest
in and to the following described real property situated in Baldwin
County, Alabama, to-wit:

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described property consists of some land that is suitable for farm-
ing purposes and some that is not and a part of said land is water
front property on Bay Minette Creek, and because of the kind and
character of such land that such property cannot be equitably divided
or partitioned without a sale thereof and that such land should be
ordered sold by the Register of this Court after due notice, at

public outcry, to the highest bidder for cash and the proceeds of such sale, after deducting the costs and other amounts hereinafter set out, should be divided among the joint owners as their interest may appear.

FOURTH:

Your Complainant further shows unto your Honor that he has paid taxes on said land for the last ten years, the first six years being paid by him in the name of his mother, Stella Buzbee Byrd, and the last four years being paid in the name of your Complainant. Your Complainant further shows that he has erected a house on said property at a cost of approximately \$800.00 and that he spent approximately \$1200.00 filling in the water front property to make it useable and that he had a right of way cleared for a road into said property at a great expense to him and that he has spent additional money in maintaining said property in the past ten years.

FIFTH:

Your Complainant further shows unto your Honor that in order to bring about a partition and division of said land as herein set out that it has been necessary for your Complainant to employ Solicitors for that purpose and that he has employed the law firm of Chason & Stone of Bay Minette, Alabama, as such Solicitors to prosecute this proceeding.

PRAYER FOR PROCESS

To the end that equity may be had in the premises your Complainant prays that your Honor will cause the usual writ or process to issue to Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson, requiring them to plead, answer or demur to this Bill of Complaint within the time and in the manner prescribed by law and the rules of this Court.

PRAYER FOR RELIEF:

The premises considered your Complainant prays that your Honor will ascertain and declare the rights, titles and interests of all the parties to this suit and that your Honor will order that such property be sold by the Register of this Court for partition and

division among the joint owners thereof. That your Honor will also order a reference to be held to ascertain the amount which has been expended by your Complainant in improving such property to which he shall be entitled out of the proceeds of such sale before a division thereof and the amount of Solicitors fee due Chason & Stone for their services in prosecuting this cause and that your Honor will order that an Abstract of Title be prepared covering the above described property, the cost of such abstract to be taxed as a part of the costs of court in such cause and that your Complainant prays for such other, further, different and general relief to which he may be entitled and as in duty bound he will ever pray.

CHASON & STONE

By:

John Chason
Solicitors for Complainant.

STATE OF ALABAMA }
BALDWIN COUNTY }

IN THE CIRCUIT COURT - IN EQUITY

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David L. Darts
Register.

LESLIE BUZBEE,

Complainant,

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BUZBEE ROBERTSON, LOUISE
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CHASON & STONE

By: J. Chason
Solicitors for Complainant.

FILED
JUN 12 1925

WILLIAM H. HARRIS

Handwritten note:
The Complainant's share of the proceeds of the sale of the property is to be paid to him by the joint owners thereof.

STATE OF ALABAMA)
)
BALDWIN COUNTY)

IN THE CIRCUIT COURT - IN EQUITY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

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Alvin J. Duck
Register.

LESLIE BUZBEE,

Complainant,

vs.

STELLA BUZBEE BYRD, MILDRED
BUZBEE ROBERTSON, LOUISE
BUZBEE DISMUKES, MIKE BUZBEE,
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Your Complainant further shows unto your Honor that the above
described property consists of some land that is suitable for
farming purposes and some that is not and a part of said land is
water front property on Bay Minette Creek, and because of the kind
and character of such land that such property cannot be equitably
divided or partitioned without a sale thereof and that such land
should be ordered sold by the Register of this Court after due notice,

at public outcry, to the highest bidder for cash and the proceeds of such sale, after deducting the costs and other amounts hereinafter set out, should be divided among the joint owners as their interest may appear.

FOURTH:

Your Complainant further shows unto your Honor that he has paid taxes on said land for the last ten years, the first six years being paid by him in the name of his mother, Stella Buzbee Byrd, and the last four years being paid in the name of your Complainant. Your Complainant further shows that he has erected a house on said property at a cost of approximately \$800.00 and that he spent approximately \$1200.00 filling in the water front property to make it useable and that he had a right of way cleared for a road into said property at a great expense to him and that he has spent additional money in maintaining said property in the past ten years.

FIFTH:

Your Complainant further shows unto your Honor that in order to bring about a partition and division of said land as herein set out that it has been necessary for your complainant to employ Solicitors for that purpose and that he has employed ~~the~~ law firm of Chason & Stone of Bay Minette, Alabama, as such Solicitors to prosecute this proceeding.

PRAYER FOR PROCESS:

To the end that equity may be had in the premises your Complainant prays that your Honor will cause the usual writ or process to issue to Stella Buzbee Byrd, Mildred Buzbee Robertson, Louise Buzbee Dismukes, Mike Buzbee, Jr., Horace Buzbee, Sarah Buzbee Chestang, Alfred Buzbee and Stella Mae Buzbee Wilson, requiring them to plead, answer or demur to this Bill of Complaint within the time and in the manner prescribed by law and the rules of this Court.

PRAYER FOR RELIEF:

The premises considered your Complainant prays that your Honor will ascertain and declare the rights, titles and interests of all the parties to this suit and that your Honor will order that such property be sold by the Register of this Court for partition and division among the joint owners thereof. That your Honor will also

order a reference to be held to ascertain the amount which has been expended by your Complainant in improving such property to which he shall be entitled out of the proceeds of such sale before a division thereof and the amount of Solicitors fee due Chason & Stone for their services in prosecuting this cause and that your Honor will order that an Abstract of Title be prepared covering the above described property, the cost of such abstract to be taxed as a part of the costs of court in such cause and that your Complainant prays for such other, further, different and general relief to which she may be entitled and as in duty bound he will ever pray.

CHASON & STONE

By: John H. Hagan

FILED

JAN 23 1907

CLERK OF COURT