

|                   |   |                         |
|-------------------|---|-------------------------|
| Rudolph Krupinski | ) |                         |
| Complainant       | ) |                         |
| Vs.               | ) | In The Circuit Court Of |
|                   | ) | Baldwin County, Alabama |
| G. B. Beech       | ) | In Equity               |
| Respondent        | ) |                         |

TO THE HONORABLE H.M. HALL, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, SITTING IN EQUITY:

Your Complainant, Rudolph Krupinski, respectfully represents unto your Honor as follows:

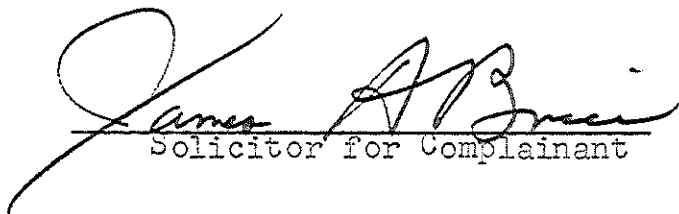
1. That your Compalinant is over the age of twenty-one years and is a resident of Baldwin County, Alabama, where he has been a bona fide resident for more than one year next preceding the filing of this Bill of Complaint. That the Respondent is over the age of twenty-one years and is a resident of Baldwin County, Alabama.

2. Your Complainant further avers that he and the Respondent are co-terminus owners of real estate situated in Baldwin County, Alabama. That your Complainant is the owner of the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section Thirty (30), Township Seven (7) South of Range Four (4) East, in Baldwin County, Alabama; that the Respondent is the owner of the East Half (E 1/2) of the Southeast Quarter (SE 1/4) of the Southwest Quarter (SW 1/4) of Section Thirty (30), Township Seven (7) South of Range Four (4) East, in Baldwin County, Alabama. Your Complainant further avers that the dividing line between the two parcels of real estate is uncertain and disputed between your Complainant and the Respondent.

THE PREMISES CONSIDERED, your Complainant prays that the said G.B. Beech be made a party Respondent to this Bill of Complaint and that the Court's summons be issued requiring said Respondent to plead, answer or demur within the time required by law. Your Complainant further prays

that upon a final consideration of this cause together with the evidence offered in support thereof, your Honor will ascertain and issue an order of this Court establishing and defining the true dividing line between the said parcel owned by your Complainant and the said parcel owned by the Respondent.

Your Complainant prays for such other, further and different relief as in equity and good conscience may be deemed meet and proper in the premises.

  
Solicitor for Complainant

No. 4113

Page \_\_\_\_\_

The State of Alabama

Baldwin County

CIRCUIT COURT

RUDOLPH KRUPINSKI

Plaintiffs

vs.

G.B. BEECH

Defendants

Summons and Complaint

FILED

Filed AUG 28 1957 19\_\_\_\_

ALICE L. DUCK, Clerk

J.A. BRICE

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

FOLEY, ALABAMA

Received In Office

8-28- 1957

\_\_\_\_\_, Sheriff

I have executed this summons

this Sept 3 1957

by leaving a copy with

G.B. Beech

Sheriff claims 72 miles at

Ten Cents per mile Total \$ 7.20

TAYLOR WILKINS, Sheriff

BY Childress  
DEPUTY SHERIFF

Taylor Wilkins Sheriff  
Childress Deputy Sheriff

Foley

JAMES A. BRICE  
ATTORNEY AT LAW  
FOLEY, ALABAMA

POST OFFICE BOX 298

May 25, 1959

WHITEHALL 3-3601

Mrs. Alice J. Duck  
Circuit Clerk  
Bay Minette, Alabama

Dear Mrs. Duck:

4113  
RE: Rudolph Krupinski vs.  
G. B. Beech, in equity

Please dismiss the above suit for the plaintiff  
and send us a statement of costs.

Thank you.

Sincerely,

  
James A. Brice

JAB:JCP

No. 4113

Page \_\_\_\_\_

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TAYLOR WILKINS, Sheriff

BY Childress  
DEPUTY SHERIFF

Sheriff

Deputy Sheriff

Foley

CECIL G. CHASON

ATTORNEY-AT-LAW  
FOLEY, ALABAMA

November 25, 1957

Mrs. Alice J. Duck, Register  
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith original and three (3) copies of an Order of Survey in the case of Rudolph Krupinski -vs- G. B. Beech. Please present to Judge Hall for his signature, and if approved by him, retain the original in your file, send one copy to J. B. Allen, one copy to Mr. Brice and one copy to me.

I don't believe the law requires any service by the Sheriff or Registered Mail.

Yours very truly,



C. G. Chason

CGC:fm

cc: Hon. H. M. Hall  
Judge of the Circuit Court  
Bay Minette, Alabama

|                    |   |                         |
|--------------------|---|-------------------------|
| RUDOLPH KRUPINSKI, | ) |                         |
|                    | ) |                         |
| Complainant,       | ) | IN THE CIRCUIT COURT OF |
|                    | ) |                         |
| -VS-               | ) | BALDWIN COUNTY, ALABAMA |
|                    | ) |                         |
| G. B. BEECH,       | ) | IN EQUITY               |
|                    | ) |                         |
| Respondent.        | ) |                         |

ORDER

G. B. Beech, the Respondent in the above styled cause, having filed a Petition to this Court requesting the appointment of a surveyor or surveyors to establish the boundary line between the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section thirty (30), Township seven (7) South, Range four (4) East, which is the property owned or claimed by the Complainant, and the East Half (E $\frac{1}{2}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section thirty (30), Township seven (7) South, Range four (4) East, which is the property owned or claimed by the Respondent, and the Court being of the opinion that it is pertinent and material to the determination of the issues therein, or to the proper entering of a description in the Decree therein, to establish or fix this disputed land line or boundary between co-terminus land owners, and the Petitioner having requested that the Cost of said survey be assessed as a part of the cost of this proceeding, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that the 15th day of October, 1957, be and the same is hereby fixed as a day on which the Complainant, Rudolph Krupinski, may show cause, if any, why the survey should not be made, and the cost thereof taxes as prayed in the said Petition.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Sheriff of Baldwin County, Alabama, immediately serve, or cause to be served, on the Complainant, Rudolph Krupinski, or on his attorney, James A. Brice, a copy of the Petition of G. B. Beech, and a copy of this Order to show cause.

DONE this the 18 day of Setpember, 1957.

RUDOLPH KRUPINSKI,

Complainant,

-vs-

G. B. BEECH,

Respondent.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY

TO THE HONORABLE H. M. HALL, JUDGE OF THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA, Sitting in Equity:-

Comes the Respondent, G. B. Beech, and shows unto your  
Honor the following:-

1. That in the suit now pending in the Circuit Court of  
Baldwin County, Alabama, in Equity, wherein Rudolph Krupinski  
is the Complainant, and G. B. Beech is the Respondent, for the  
determination of a boundary line between co-terminus owners, it  
is set out in said complaint that the dividing line between a  
parcel of real estate owned by the Complainant, and a parcel of  
real estate owned by the Respondent is uncertain and disputed.

2. That it is pertinent and material to the determination  
of the issues therein, or to the proper entering of a decree, to  
establish or fix the position of the dividing line.

Your Petitioner therefore prays that the Court appoint a  
competent surveyor or surveyors to make a survey of the dividing  
line between the properties of the Complainant and the Respondent  
as set out in the Bill of Complaint.

Petitioner further prays that your Honor enter an Order or  
Decree fixing a day for the hearing of this Petition, that a  
copy of this Petition and the Court's Order be served upon  
Rudolph Krupinski, the Complainant, or James A. Brice, his  
Solicitor, and that upon a hearing thereof, that an Order or  
Decree be entered directing the making of a survey by a competent  
surveyor or surveyors, and that the cost thereof be taxed as a  
part of the cost of this proceeding.

*Filed Sept. 18, 1957*  
*Alice J. Luck, Reg.*

*[Signature]*  
Solicitor for Respondent



|   |   |   |
|---|---|---|
| RUDOLPH KRUPINSKI,<br><br>Complainant,<br><br>-vs-<br><br>G. B. BEECH,<br><br>Respondent. | )<br>)<br>)<br>)<br>)<br>)<br>)<br>)<br>) | IN THE CIRCUIT COURT OF<br><br>BALDWIN COUNTY, ALABAMA<br><br><br>IN EQUITY |
|---|---|---|

DECREE ORDERING SURVEY

The Respondent in the above styled cause, having heretofore filed a petition setting out that the dividing line between a parcel of real estate owned by the Complainant, and a parcel of real estate owned by the Respondent, was uncertain and disputed, and further showing that it was pertinent and material to the determination of the issues therein, and to the proper entering of a Decree to establish and fix the position of the dividing line, that a competent surveyor be appointed to make a survey of the dividing line of the properties between the Complainant and the Respondent, as set out in the Bill of Complaint, and an Order having heretofore been made by the Court setting the 15th day of October, 1957, as the day fixed on which the Complainant might show cause, if any, why the survey should not be made, and the cost thereof taxed as prayed in said petition, this being that the cost be taxed as a part of the proceeding, and notice of the hearing having been given in accordance with law, and on the date of said hearing, the Complainant having appeared by and through his attorney, James A. Brice, and the Respondent having appeared through his attorney, C. G. Chason, and there having been no objection made to the appointment of a surveyor, and both parties to said cause having agreed that a survey would be of benefit to the Court in deciding and determining the issues in said case, and both of the parties having agreed, through their attorneys, to the appointment of J. B. Allen, having represented to the Court that he was a competent and disinterested surveyor, regularly licensed in the State of Alabama, it is therefore,

ORDERED, ADJUDGED AND DECREED by the Court that a survey of the boundary line between the properties of Rudolph Krupinski

and G. B. Beech, the Complainant and Respondent, respectively, being the boundary line between the Southwest Quarter (SW $\frac{1}{4}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of Section thirty (30), Township seven (7) South, Range four (4) East, which is the property owned or claimed by the Complainant, in said cause, and the East Half (E $\frac{1}{2}$ ) of the Southeast Quarter (SE $\frac{1}{4}$ ) of the Southwest Quarter (SW $\frac{1}{4}$ ) of Section thirty (30), Township seven (7) South, Range four (4) East, which is the property owned or claimed by the Respondent in said cause, be made,

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that J. B. Allen, registered surveyor, of Elberta, Baldwin County, Alabama, be, and he is hereby, appointed to make said survey, fixing the boundary line between the properties as aforesaid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that said survey would be pertinent and material to the determination of the issues in said cause, or to the proper entering of a description in the Decree therein, and that the cost of the survey be taxed as a part of the cost of this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the said J. B. Allen, surveyor, furnish to the Court a plat showing thereon the boundary line between the properties hereinabove specified.

DONE this the 29 day of November, 1957.

Hubert M. Hall  
Judge of the Circuit Court of the  
Twenty-eighth Judicial Circuit,  
Sitting in Equity

Equity No. 4113

FILED

NOV 29 1957

ALICE J. BUCK, Registrar