3385

BOOK 004 PAGE 113

JOHN GRAY and JUANITA GRAY

COMPLAINANTS

VS

FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 feet) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET; THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; THENCE RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET; THENCE RUN NORTH 302.9 FEET TO A CORNER; thence RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING; CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF,

DEFENDANTS,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

No 3385

Notice is hereby given to the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter

and S. E. Stokes, each of whom is deceased, and to any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the following described lands: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West 2632 feet to apoint on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

That John Gray and Juanita Gray have filed their bill of complaint on the 19 day of October, 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own that certain land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

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From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning, thence run North 540.2 feet to a point on the North line of Lot 1, Dolive division, as located by survey of Durant Engineering Company; thence run North 86° 45' West 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center line of said highway; thence run South along said Highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

complainants allege in their bill of complaint that they acquired title to the said lands by deed of Frank A. Phillips and Alma W. Phillips dated August 12, 1954 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at page 253, and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954, and recorded in said Probate office in Deed Book 214 at page 163-4, who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950 and recorded in said Probate office in Deed Book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee, under the last will and testament of Herman Wefel, and Clara E. Maschmeyer, dated December 9, 1946, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115, pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife, dated November 26, 1927, and recorded in said Probate office in Deed Book 44, pages 363; who acquired the same by deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in

Deed Book 5 NS, page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes are dead, that the unknown heirs, devisees, personal representatives and assigns of the said Louis Dolive, deceased, John H. Gindrat, deceased, William P. Coolidge, deceased, William P. Carter, deceased, and S. E. Stokes, deceased, claim or are reputed to claim some title to, interest in, claim, lien or encumbrance upon the following described land: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama., or some part or parcel thereof.

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Complainant further alleges that they and those through whom they claim have, for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any part thereof or assessed or paid taxes on said lands or any part thereof and that the bill of complaint is filed for the purpose of establishing his title to and interest in the said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, the same being duly verified, that the names, ages and places of residence and post office addresses of the said defendants, the unknown heirs, devisees, personal representatives and assigns of the following names persons: Louis Dolive, John H. Grindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, are unknown and cannot be ascertained upon diligent inquiry, and proof being made that diligent inquiry was made and the names, ages and places of residence and post office addresses cannot be ascertained.

And an order having been made and entered that notice of the pendency of said suit be given by publication once a week for four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabamm;

It is therefore ordered that the said unknown heirs, devisees personal representatives and assigns of the following named persons: Louis Dolive, John H. Grindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands described as follows: from the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence

BOOK 004 PAGE 118

run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet east of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely the 21st day of October, 1954, at which time the said cause shall stand at issue.

Witness my hand this the 12 day of October, 1954.

Register, Circuit Court, Baldwin County, Alabama in equity.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that the foregoing is a true and correct copy of the notice of the pendency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in equity, wherein John Gray and Juanita Gray, are complainants and R. C. Keeney, and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and the following described lands, to-wit: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 Links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant engineering company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; and any and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands in Baldwin County,

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are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper, published in Baldwin County, Alabama, under and in pursuance of an order of this Court made in said cause on the 19 day of October, 1954.

Witness my hand this the 19 day of October, 1954.

Alice J. Duck

Alice J. Duck, Register.

STATE OF ALABAMA, BALDWIN COUNTY
Filed 10-19-54 AP
Recorded Lis Pend Book 4 Page 113-20
M. E. Stuart
Judge of Probate

BOOK 004 PAGE 120

OCT 19 1954
FILED

Guilty;

~~CIVIL~~ SUBPOENA — ORIGINAL — In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred.

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

Case No. 3385 Aug. 9 TERM, 1955

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded to Summon Claude Arnold

if to be found in your County, at the instance of the Pltf.

to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof, by 9:00 o'clock of the forenoon, on the 11th day of Aug., 1955, and from day to day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain cause pending, wherein John Gray et al, Plaintiff and R. C. Kelsey et al, Defendant.

Herein Fail Not, and have you then and there this Writ.

Given under my hand and seal, this 9th day of Aug., 1955.

Alice J. Duck, Clerk.
D.C.

Received in office this _____ day of

_____, 195____

SHERIFF

I have executed this writ:

SHERIFF

ORIGINAL

No. 3385 Page _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

John Gray, et al

Plaintiff

Vs.

R. C. Keeney, et al

Defendant

CIVIL SUBPOENA

Issued this 9th day of

Aug., 1955

Alice J. Dunk D.C.

Clerk

Equity

~~CIVIL~~ SUBPOENA — ORIGINAL — In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred.

THE STATE OF ALABAMA

BALDWIN COUNTY

CIRCUIT COUNTY

Case No. 3385 Aug. 9 TERM, 1955

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

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if to be found in your County, at the instance of the Plf.

to be and appear before the Honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof, by 9:00 o'clock of the forenoon, on the 11th day of Aug., 1955, and from day to day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain cause pending, wherein John Gray et al, Plaintiff and R. C. Kenny et al, Defendant.

Herein Fail Not, and have you then and there this Writ.

Given under my hand and seal, this 9th day of Aug., 1955

Alice J. Duck, Clerk.

Received in office this _____ day of

_____, 195____

SHERIFF

I have executed this writ:

SHERIFF

ORIGINAL

No. 3385 Page _____

THE STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

John Gray, et al

Plaintiff

Vs.

R. C. Keeney, et al

Defendant

CIVIL SUBPOENA

Issued this 9th day of

Aug., 195 5

Alice J. Duck D.C. Clerk

BOOK 234 PAGE 287

JOHN GRAY AND JUANITA GRAY,

COMPLAINANTS

VS

FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 FEET) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET: THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; THENCE RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET: THENCE RUN NORTH 302.9 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING: CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER, AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

This cause coming on to be heard is submitted for final decree upon behalf of the complainants, upon the original bill of complaint,

STATE OF ALABAMA, BALDWIN COUNTY

Filed 2-2-56 3 P. M

Recorded Deed book 234 page 287-90

M L Stuart

Judge of Probate

and upon personal service and upon publication of notice, answer of R. C. Keeney, decree pro confesso, appointment, acceptance and answer of guardian ad litem, pleading and proof as noted by the register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due and proper notice of the pendency of the said bill of complaint against the said lands and the said defendants, R. C. Keeney; and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased; and any and all other persons, firms, associations or corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and the complainants are entitled to the relief as prayed for in the bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the court that the said complainants John Gray and Juanita Gray, who are over the age of twenty-one years, at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainants were and are in the actual and peaceable possession, claiming to own the same absolutely, and in fee simple of all that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

> From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said lot 2, the property corner common to the lands of John Gray, Willie Kennedy, and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Co.; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the north line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest

corner of John Gray property, and is 44.3 feet East of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1146.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning: containing 51.0 acres, more or less, the tract lies in Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

and that the complainants obtained title to the said lands from Frank A. Phillips and Alma W. Phillips by deed dated August 12, 1954, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at pages 253; and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954 and recorded in said Probate office in Deed Book 214, at page 163-4, who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950, and recorded in said Probate office in Deed Book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee under the last will and testament of Herman Wefel, and Clara E. Maschmeyer dated December 9, 1946, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115 pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife dated November 26, 1927 and recorded in said Probate office in Deed Book 44 at page 363; who acquired the same by deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in Deed Book 5 NS at page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that complainants further hold title to the said lands by adverse possession of the said lands and each and every parcel thereof continuously for more than ten years next preceding the filing of the bill of complaint; that the title to the said lands and each parcel thereof stands in the name of the complainants upon the records of Baldwin County, Alabama; that for more than ten years next preceding the filing of said bill of complaint no person other than those through whom they claim title

to the said lands or any part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said John Gray and Juanita Gray, at the time of the filing of the bill of complaint in this cause and at this time had and have the fee simple title to the above described lands, and to each and every part and parcel thereto, that neither of the defendants, R. C. Keeney and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased, and any and all other persons, firms, associations or corporations have any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said John Gray and Juanita Gray, shall inure to the benefit of all persons deriving title to said lands or any part therein, from or through the said John Gray and Juanita Gray, and the said title so quieted and established in them shall be treated and comsidered as established in favor of the said John Gray and Juanita Gray and all persons dr-riving title through them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which County the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxes as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said John Gray and Juanita Gray be and they are hereby taxes with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 14th day of November, 1955.

Hubert M. Hall
Judge

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a true and correct copy of the original decree rendered by the Judge of the Circuit Court in the above stated cause which said decree is recorded in my office.
WITNESS my hand and seal this 14th day of Nov., 1955

Alice J. Duck
Register of Circuit Court, in Equity

BOOK 284 PAGE 290

JOHN GRAY, AND JUANITA GRAY

COMPLAINANTS

VS

FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 feet) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET; THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; thence RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET; THENCE RUN NORTH 302.9 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING: CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

WHEREAS, John Gray and Juanita Gray have filed their bill of complaint on the 19 day of October, 1954, in this court on the Equity side, claiming

to be in actual peaceable possession, owning and claiming to own those certain lands, lying and being situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

> From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the north line of said lot 2, the property corner common to the lands of John Gray, Willie Kennedy, and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Co.; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said lot 2, which line is the north property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East, 186.8 feet; thence run north 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning: containing 51.0 acres, more or less, the tract lies in Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

Complainants allege in their bill of complaint that the complainants hold title to the aforesaid lands by purchase from Frank A. Phillips and Alma W. Phillips dated August 12, 1954 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at page 253, and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954 and recorded in said Probate Office in Deed Book 214 at page 163-4; who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950 and recorded in said Probate office in deed book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee, under the last will and testament of Herman Wefel, and Clara E. Maschmeyer, dated December 9, 1946, and recorded in the

office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115, pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife, dated November 26, 1927, and recorded in the said Probate office in Deed Book 44 pages 363; who acquired the same by deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in Deed Book 5 NS, page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that the title to the said lands stands on the records of the Probate Court of Baldwin County, in their, John Gray and Juanita Gray's name; that R. C. Keeney and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, claim or are reputed to claim some title to, interest in, claim, lien or encumbrance upon the following described lands: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run Due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the centerline of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet, to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feetto a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning, containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7,

Township 5 South, Range 2 East, Baldwin County, Alabama; or some part or parcel thereof.

Complainants further allege that they and those through whom they claim have, for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any part thereof or assessed or paid taxes on said lands or any part thereof and that the bill of complaint is filed for the purpose of establishingtheir title to and interest in said lands and clearing up doubts and disputes concerning the same.

And it appearing from the said bill of complaint that the defendant, R. C. Keeney, is over the age of twenty-one years and a resident of Fairhope in Baldwin County, Alabama, it is therefore ordered, adjudged and decreed that service of the summons and bill of complaint be had upon him by personal service as required by law.

And it further appearing from said bill of complaint, the same being duly verified, that the names, ages and places of residence and post office addresses of the defendants, the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Carter, William P. Coolidge and S. E. Stokes, each of whom are deceased, are unknown and cannot be ascertained upon diligent inquiry, and proof being made that diligent inquiry was made and the names, ages and places of residence and post office addresses cannot be ascertained. It is therefore ordered, adjudged and decreed that notice of the pendency of said suit be given to the defendants, the unknown heirs, devisees, personal representatives of the following named persons: Louis Dolive John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased, by publication once a week for

four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama.

Witness my hand and seal this the 19 day of October 1954

Alice J. Neuch
Register.

3385

John Gray &
Juanita Gray
Complainants

vs

R.C. Kerney et al
& certain lands
Defendants

Order —

FILED
OCT 19 1954
ALICE J. HOCK, Register

JOHN GRAY and JUANITA GRAY, Complainants,	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
VS.	)	
CERTAIN LANDS and R. C. KEENEY, ET AL, Respondents.	)	IN EQUITY NO. 3385

ANSWER

Now comes the respondent, R. C. Keeney, and for answer to the Bill of Complaint in this cause and to each and every paragraph thereof, separately and severally, says:

He denies each and all of the allegations thereof and demands strict proof of same.

J. B. Blackburn

Solicitor for respondent, R. C. Keeney.

ANSWER

3385

RECORDED

JOHN GRAY and JUANITA GRAY,

Complainants,

VS.

CERTAIN LANDS and R. C. KEENEY, ET AL,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3385

FILED

APR 7 1955

ALICE J. DUCK, Register

JOHN GRAY and JUANITA GRAY, Complainants, VS. CERTAIN LANDS and R. C. KEENEY, ET AL, Respondents.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA IN EQUITY NO. 3385

AMENDED ANSWER

Now comes the respondent, R. C. Keeney, and amends the answer heretofore filed in this cause by him so that as amended it will read as follows:

1. This respondent disclaims all right, title and interest in and to all of the property described in the Bill of Complaint that has been filed in this cause, except that part of Block Five (5) in Park City, according to the official map or plat of the said subdivision which lies within the property described in the Bill of Complaint and his rights in and to that part of Fifth Street, Sixth Street and Washington Street, as shown on the map or plat of Park City which adjoin the said Block 5 and which lie within the property described in the Bill of Complaint.

2. This respondent claims title to all of Block 5 in Park City, according to the official map or plat thereof, which is recorded in the office of the Judge of Probate of Baldwin County, Alabama, under and by virtue of a tax deed from W. R. Stuart, Judge of Probate of Baldwin County, Alabama, to R. C. Keeney, dated December 6, 1950, and recorded in Deed Book 161 at page 15, Baldwin County, Alabama Records, which conveys the said Block 5 with other property.

3. Within a short time after this respondent, R. C. Keeney, obtained the above described tax deed, he immediately went into possession of all of the said Block 5, had it surveyed by Claude Arnold, a competent civil engineer, who established the lines around the said block and placed markers consisting of brick and concrete approximately ten inches square at each corner of the said block. The said respondent has remained in possession of all of the

said Block 5 continuously from the said date up to the filing of this suit and to the time of the taking of the testimony in this cause, all of which possession is open, notorious, hostile, exclusive and continuous on behalf of this respondent.

Having fully answered the said Bill of Complaint, the respondent prays that his title to that part of the said Block 5 which lies within the tract of land that is described in the Bill of Complaint that has been filed in this cause be established and that he be discharged with his reasonable costs in this behalf expended.

J. B. Blackburn

Solicitor for respondent, R. C. Keeney.

RECORDED ANSWER

JOHN GRAY and JUANITA GRAY,

Complainants,

VS.

CERTAIN LANDS and R. C. KEENEY, ET AL,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. 3385

FILED

AUG 29 1955

ALICE J. BUCK, Register

JOHN GRAY AND JUANITA GRAY, COMPLAINANTS VS FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 FEET) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET: THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; THENCE RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET: THENCE RUN NORTH 302.9 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING: CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER, AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF, DEFENDANTS	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY

This cause coming on to be heard is submitted for final decree upon behalf of the complainants, upon the original bill of complaint,

and upon personal service and upon publication of notice, answer of R. C. Keeney, decree pro confesso, appointment, acceptance and answer of guardian ad litem, pleading and proof as noted by the register; and the same being considered by the Court, the Court is of the opinion, does find, ascertain and decree, that due and proper notice of the pendency of the said bill of complaint against the said lands and the said defendants, R. C. Keeney; and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased; and any and all other persons, firms, associations or corporations, claiming any title to, interest in, claim, lien or encumbrance on said lands or any part thereof, has been given in the manner required by law, and the complainants are entitled to the relief as prayed for in the bill of complaint.

IT IS THEREFORE FOUND, ASCERTAINED, ORDERED, ADJUDGED AND DECREED by the court that the said complainants John Gray and Juanita Gray, who are over the age of twenty-one years, at the time of the filing of the said bill of complaint and at the time of the submission of this cause for final decree, the complainants were and are in the actual and peaceable possession, claiming to own the same absolutely, and in fee simple of all that certain tract of land situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

> From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said lot 2, the property corner common to the lands of John Gray, Willie Kennedy, and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Co.; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the north line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest

corner of John Gray property, and is 44.3 feet East of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning: containing 51.0 acres, more or less, the tract lies in Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

That the complainants obtained title to the said lands from Frank A. Phillips and Alma W. Phillips by deed dated August 12, 1954, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at pages 253; and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954 and recorded in said Probate office in Deed Book 214, at page 163-4, who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950, and recorded in said Probate office in Deed Book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee under the last will and testament of Herman Wefel, and Clara E. Maschmeyer dated December 9, 1946, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115 pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife dated November 26, 1927 and recorded in said Probate office in Deed Book 44 at page 363; who acquired the same by deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in Deed Book 5 NS at page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that complainants further hold title to the said lands by adverse possession of the said lands and each and every parcel thereof continuously for more than ten years next preceding the filing of the bill of complaint; that the title to the said lands and each parcel thereof stands in the name of the complainants upon the records of Baldwin County, Alabama; that for more than ten years next preceding the filing of said bill of complaint no person other than those through whom they claim title

to the said lands or any part thereof have assessed or paid taxes thereon.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said John Gray and Juanita Gray, at the time of the filing of the bill of complaint in this cause and at this time had and have the fee simple title to the above described lands, and to each and every part and parcel thereto, that neither of the defendants, R. C. Keeney and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased, and any and all other persons, firms, associations or corporations have any title to, interest in, claim, lien or encumbrance on said lands or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the title hereby quieted and established in and declared to be in the said John Gray and Juanita Gray, shall inure to the benefit of all persons deriving title to said lands or any part therein, from or through the said John Gray and Juanita Gray, and the said title so quieted and established in them shall be treated and considered as established in favor of the said John Gray and Juanita Gray and all persons dr-riving title through them.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that a certified copy of this decree be, by the register of this Court, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in which County the said land lies, within thirty days from the date of this decree, and that the cost thereof be taxes as a part of the cost in this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said John Gray and Juanita Gray be and they are hereby taxes with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 14th day of November, 1955.

Hubert M Hall
Judge

Eq. # 3385

JOHN GRAY, ET AL

VS

R. C. KEENEY, ET AL

FINAL DECREE

FILED

NOV 14 1955

ALICE J. BUCK, Register

JOHN GRAY and JUANITA GRAY, Complainants,	)	
VS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
CERTAIN LANDS and R. C. KEENEY, ET AL, Respondents.	)	IN EQUITY NO. 3385

MOTION FOR SURVEY

Now comes the respondent, R. C. Keeney, and shows unto the court that he owns the South Half of Block 5 in Park City, according to the official map or plat of the said subdivision which is recorded in Miscellaneous Book 1 at pages 230-31, Baldwin County, Alabama Records. This respondent further shows unto the court that the North line of the tract of land described in the Bill of Complaint that has been filed in this suit runs through the South Half of the said Block 5 in Park City so as to include the following described part of the said Block 5 within the description contained in the Bill of Complaint that has been filed in this cause:

> Begin at the Southeast corner of the said Block 5 and run thence North along the East line of the said block 23.5 feet to a point; thence North 86 degrees 45 minutes West to a point on the West line of the said Block 5; thence South along the West line of the said Block 5, 60.6 feet to the Southwest corner thereof; thence Eastwardly along the South line of the said Block 5 to the point or place of beginning.

In addition to that part of the said Block 5 which is described above, there is included within the description in the Bill of Complaint in this cause that part of a 75-foot street which is designated as "Washington Street" on the said map or plat of Park City, which lies South of the said Block 5.

The location of the South line of the said subdivision of Park City, as shown on the map or plat thereof which is recorded in Miscellaneous Book 1 at pages 230-31, Baldwin County, Alabama Records, is disputed and a competent surveyor or surveyors should be directed to make a survey of the said property in the manner provided by Title 47, Sections 5, 6 and 7 of the 1940 Code of Alabama.

WHEREFORE, this respondent prays that this court appoint a

competent surveyor or surveyors to make such survey and that it enter an order fixing a day on which this motion shall be heard and directing the complainants in this cause to show cause, if any, why such survey should not be made as prayed in the said motion. This respondent moves the court for such other, further and general relief as he may be equitably entitled to, the premises considered.

J. B. Blackburn

Solicitor for respondent, R. C. Keeney.

JOHN GRAY AND JUANITA GRAY	}	IN THE CIRCUIT COURT OF
COMPLAINANT	}	
VS	}	BALDWIN COUNTY, ALABAMA,
CERTAIN LANDS & R. C. KEENEY ET AL.	}	
DEFENDANTS	}	IN EQUITY

Under and by virtue of an order of the Honorable Hubert M. Hall, Judge of the Circuit Court of Baldwin County, rendered in the above styled cause on the 9th, day of August, 1955, you are hereby appointed as guardian ad litem for and to represent the unknown heirs, devisees, personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the bill of complainat, defendants in the above styled cause.

Witness, this the 9 day of August, 1955.

Hubert M. Hall
Register

- - - - - - - - - - - - -

I hereby accept the foregoing appointment as guardian ad litem for the unknown heirs, Devisees, personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim lien or encumbrance on the lands described in the bill of complaint, and do hereby file this denial of the allegations made in the bill of complaint in the said cause and demand strict proof of the same.

This the 9th day of August, 1955.

Wilson Hayes
Guardian ad litem

3385

RECORDED

Appt. of Guardian Ad Litem

FILED
AUG 9 1955
ALICE J. DECK, Register

JOHN GRAY and JUANITA GRAY, COMPLAINANTS	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA
VS	
R. C. KEENEY, et al and certain lands, DEFENDANTS	IN EQUITY CASE NO. 3385

Come the complainants in the above styled cause and move to strike the answer of the defendant, R. C. Keeney, and as grounds therefor say:

1. That the matters therein alleged do not constitute a defense to complainants' action.

2. That the said answer does not allege any facts constituting an answer to complainants' action.

3. That said answer does not set forth and specify what right, title or interest in, claim or encumbrance upon the lands described in the complaint, or any part thereof, or how and by what instrument or instruments the same was derived or created.

4. Said answer alleges no facts authorizing this court to cause a survey to be made.

5. The said purported answer does not deny the allegations of complainants' complaint nor set up matters in defense thereof.

Burke Dreyfuss
Solicitor for complainants

3385

~~RECORDED~~ et al

vs

K C Kenney et al

In Equity

Motion to strike answers

FILED

DEC 8 1954

ALICE J. DUCK, Register

JOHN GRAY AND JUANITA GRAY, Complainants, VS. CERTAIN LANDS and R. C. KEENEY, Respondents.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY. NO. 3385

This cause coming on to be heard is submitted upon motion of Respondent that the Court order a proper survey of the lands involved, at this time, and the Court, after considering the matter, is of the opinion that the motion is premature, and should be denied.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED by the Court that the motion on behalf of the Respondent be and the same is hereby demied and overruled.

IT IS FURTHER ORDERED that the Respondent be, and he is hereby allowed thirty days in which to file additional pleas.

Dated this 24th day of February, 1955.

Hubert M Hale

Judge of the 28th Judicial
Circuit of Alabama.

JOHN GRAY AND JUANITA GRAY	)	IN THE CIRCUIT COURT OF
COMPLAINANTS	)	
VS	)	BALDWIN COUNTY, ALABAMA,
CERTAIN LANDS & R. C. KEENEY, ET AL	)	
	)	IN EQUITY
DEFENDANTS	)	

Motion is hereby made for a decree pro confesso against the unknown heirs, devisees, personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the bill of complaint, defendants in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the court that said defendants are non-residents of the State of Alabama, and have failed to answer plead or demur to the bill in this cause, to the date hereof.

This the 9 day of August, 1955.

Beebe & Swearingen
By W. C. Beebe
Solicitors for complainants.

John Gray &
Juanita Gray
Complainants

RECORDED

vs

Certain lands &
R. C. Kennedy et al

Motion for Decree
Pro Confesso

FILED
AUG 9 1955
ALICE A. BOCK, Register

JOHN GRAY AND JUANITA GRAY	⁞	IN THE CIRCUIT COURT OF
COMPLAINANTS	⁞	
VS	⁞	BALDWIN COUNTY, ALABAMA,
CERTAIN LANDS AND R. C. KEENEY ET AL	⁞	
DEFENDANTS	⁞	IN EQUITY

It appearing that in the above styled cause the unknown heirs, devisees, personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the bill of complaint, are parties defendant, and that due and proper notice of the pendency of the said action has been given in the manner and for the time required by law and that decree pro confesso has been taken against them and it is necessary and proper that guardian ad litem be appointed to represent the said unknown heirs of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons firms, associations or corporations claiming any title to, interest, in, claim, lien or encumbrance on the lands described in the bill of complaint;

NOW THEREFORE, it is ordered, adjudged and decreed that Wilson Hayes, esquire, who is learned in the law and a practicing lawyer at this bar, be and he is hereby appointed as guardian ad litem for and to represent the unknown heirs, devisees, personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes and any and all other persons, firm, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the bill of complaint.

Done this the 9 day of August, 1955.

Hubert M Hale
Judge

DECREE PRO CONFESSO OF PUBLICATION

B.T.-10-46-200

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. _____ _____, Term, 19____

John Gray and Juanita Gray — Complainant

Vs.

Certain Lands & R. C. Heeney et al — Defendant

In this cause it appears to the ~~Register Alice J. Buck~~ Court that the order of publication heretofore made in this cause, was published for four consecutive weeks, commencing on the 28th day of October, 1955, in the Baldwin Times, a newspaper published in Bay Minette, Alabama, that a copy of said order was posted at the Court House door in Baldwin County, on the 19th day of October, 1955 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Lis Pendens Book 4, page 113-20

And it now further appearing to the ~~Register~~ Court, that the said unknown heirs, devisees and personal representatives and assigns of Louis Dolive, John H. Gindrat, William P. Collidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the complaint;

having, to the date hereof, failed to demur, plead to, or answer the Bill of Complaint in this cause, it is now, therefore, on motion of Complainant, ordered and decreed by the ~~Register~~ Judge, Hubert M. Hall that the Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said unknown heirs, devisees & personalrepresentatives and assigns of Louis Dolive, John H. Gindrat, William P. Collidge, William P. Carter and S. E. Stokes and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance on the lands described in the complaint.

This 9th day of August, 1955.

Hubert M. Hall
Judge, ~~Register.~~

No. _____ Page _____

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

John Leary et al

Vs.

Certain Lands & R C.
Kenney et al

Decree Pro Confesso of Publication

FILED

Issued AUG 9 1955, 19

ALICE J. BECK, Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

The Baldwin Times, Bay Minette, Ala.

RECORDED

JOHN GRAY and JUANITA GRAY

COMPLAINANTS

VS

FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 feet) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET; THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; THENCE RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET; THENCE RUN NORTH 302.9 FEET TO A CORNER; thence RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING; CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO, INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF,

DEFENDANTS,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Notice is hereby given to the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter

and S. E. Stokes, each of whom is deceased, and to any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the following described lands: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West 2632 feet to apoint on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

That John Gray and Juanita Gray have filed their bill of complaint on the 19 day of October, 1954, in this court on the equity side claiming to be in actual peaceable possession, owning and claiming to own that certain land, lying and being situated in the County of Baldwin, State of Alabama, described as follows:

From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning, thence run North 540.2 feet to a point on the North line of Lot 1, Dolive division, as located by survey of Durant Engineering Company; thence run North 86° 45' West 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center line of said highway; thence run South along said Highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

complainants allege in their bill of complaint that they acquired title to the said lands by deed of Frank A. Phillips and Alma W. Phillips dated August 12, 1954 and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at page 253, and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954, and recorded in said Probate office in Deed Book 214 at page 163-4; who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950 and recorded in said Probate office in Deed Book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee, under the last will and testament of Herman Wefel, and Clara E. Maschmeyer, dated December 9, 1946, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115, pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife, dated November 26, 1927, and recorded in said Probate office in Deed Book 44, pages 363; who acquired the same by deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in

Deed Book 5 NS, page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes are dead, that the unknown heirs, devisees, personal representatives and assigns of the said Louis Dolive, deceased, John H. Gindrat, deceased, William P. Coolidge, deceased, William P. Carter, deceased, and S. E. Stokes, deceased, claim or are reputed to claim some title to, interest in, claim, lien or encumbrance upon the following described land: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama, or some part or parcel thereof.

Complainant further alleges that they and those through whom they claim have, for more than ten years next preceding the filing of said bill of complaint, been in the actual peaceable adverse possession of the said lands and have annually assessed and paid the taxes thereon and that during such period no other person has been in possession of said lands or any part thereof or assessed or paid taxes on said lands or any part thereof and that the bill of complaint is filed for the purpose of establishing his title to and interest in the said lands and clearing up doubts and disputes concerning the same.

And it appearing from said bill of complaint, the same being duly verified, that the names, ages and places of residence and post office addresses of the said defendants, the unknown heirs, devisees, personal representatives and assigns of the following names persons: Louis Dolive, John H. Grindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, are unknown and cannot be ascertained upon diligent inquiry, and proof being made that diligent inquiry was made and the names, ages and places of residence and post office addresses cannot be ascertained.

And an order having been made and entered that notice of the pendency of said suit be given by publication once a week for four consecutive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama;

It is therefore ordered that the said unknown heirs, devisees personal representatives and assigns of the following named persons: Louis Dolive, John H. Grindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands described as follows: from the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence

run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet east of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; appear and plead, answer or demur to the said bill of complaint within sixty days after the first publication of this notice, namely the 21st day of October, 1954, at which time the said cause shall stand at issue.

Witness my hand this the 19 day of October 1954.

Register, Circuit Court, Baldwin County, Alabama in equity.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify that the foregoing is a true and correct copy of the notice of the pendency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in equity, wherein John Gray and Juanita Gray, are complainants and R. C. Keeney, and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and the following described lands, to-wit: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 Links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant engineering company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; and any and all persons, firms, associations, or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands in Baldwin County,

are defendants as the same was drawn by me and caused to be published in the Baldwin Times, a newspaper, published in Baldwin County, Alabama, under and in pursuance of an order of this Court made in said cause on the 19 day of October, 1954.

Witness my hand this the 19 day of October, 1954.

Alice J. Peck

Alice J. Peck, Register.

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in equity, do hereby certify that the foregoing is a true and correct copy of the notice of the pendency of a bill of complaint in the Circuit Court of Baldwin County, Alabama, in equity, wherein John Gray and Juanita Gray, are complainants and R. C. Keeney, and the unknown heirs, devisees, personal representatives and assigns of the following persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and the following described lands, to-wit: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning; thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Company; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama highway No. 89-104, which point is 44.5 feet East of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center line of said highway; thence run North 87° 46' East 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Gray, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; and any and all persons, firms, associations or corporations claiming title to, interest in, claim, lien or encumbrance upon the said lands are defendants as the same was drawn by me and caused to be pub-

lished in the Baldwin Times, a newspaper, published in Baldwin County, Alabama, under and in pursuance of an order of this court made in said cause on the 19 day of October 1954, and I do certify that the same was published in the Baldwin Times, the newspaper designated therein in its issues of October 28, 1954, Nov. 4, 1954, Nov. 11, 1954 and Nov. 18, 1954.

And I do further certify that the foregoing notice was filed by me for record in the office of the Judge of Probate of Baldwin County, Alabama, recorded by the said Judge of Probate of Baldwin County in Lis Pendes Book 4, pages 113-20, on the 19 day of October, 1954.

Witness my hand this the 19 day of November, 1954.

Register

3385

John Gray & Juanita Gray Complainant

vs

R.C. Kenney et al & Certain lands

Notice

FILED
OCT 19 1954
[illegible]

JOHN GRAY AND JUANITA GRAY,

COMPLAINANTS

VS

FROM THE SOUTHEAST CORNER OF SECTION 5, TOWNSHIP 5 SOUTH, RANGE 2 EAST, RUN SOUTH 58 LINKS (37.84 FEET) TO THE SOUTHEAST CORNER OF LOT 2, LOUIS DOLIVE DIVISION; THENCE RUN WESTWARDLY ALONG THE SOUTH LINE OF SAID LOT 2, 3688 FEET; THENCE RUN DUE WEST 1442 FEET; THENCE RUN DUE NORTH 745 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, THE PROPERTY CORNER COMMON TO THE LANDS OF JOHN GRAY, WILLIE KENNEDY AND MARIE ALPHONSE, FOR A POINT OF BEGINNING: THENCE RUN NORTH 540.2 FEET TO A POINT ON THE NORTH LINE OF LOT 1, DOLIVE DIVISION, AS LOCATED BY SURVEY OF DURANT ENGINEERING COMPANY; THENCE RUN NORTH 86° 45' WEST, 2632 FEET TO A POINT ON THE EAST SIDE OF ALABAMA HIGHWAY NO. 89-104, WHICH POINT IS 44.5 FEET EAST OF THE CENTER-LINE OF SAID HIGHWAY; THENCE RUN SOUTH ALONG SAID HIGHWAY 740 FEET TO A POINT ON THE NORTH LINE OF SAID LOT 2, WHICH LINE IS THE NORTH PROPERTY LINE OF MARIE ALPHONSE, WHICH POINT IS THE SOUTHWEST CORNER OF JOHN GRAY PROPERTY, AND IS 44.3 FEET EAST OF THE CENTER LINE OF SAID HIGHWAY; THENCE RUN NORTH 87° 46' EAST 550 FEET; THENCE RUN DUE SOUTH 419.0 FEET; THENCE RUN NORTH 89° 22' EAST, 1148.4 FEET TO A CORNER; THENCE RUN NORTH 116.8 feet TO A CORNER; THENCE RUN NORTH 89° 22' EAST 186.8 FEET; THENCE RUN NORTH 302.9 FEET TO A CORNER; THENCE RUN NORTH 89° 22' EAST, 740.7 FEET TO THE POINT OF BEGINNING: CONTAINING 51.0 ACRES, MORE OR LESS, LYING IN THE DOLIVE GRANT, SECTION 7, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; AND AGAINST R. C. KEENEY: AND THE UNKNOWN HEIRS, DEVISEES, PERSONAL REPRESENTATIVES AND ASSIGNS OF THE FOLLOWING NAMED PERSONS: LOUIS DOLIVE, JOHN H. GINDRAT, WILLIAM P. COOLIDGE, WILLIAM P. CARTER, AND S. E. STOKES, EACH OF WHOM IS DECEASED; AND ANY AND ALL OTHER PERSONS, FIRMS, ASSOCIATIONS OR CORPORATIONS, CLAIMING ANY TITLE TO INTEREST IN, CLAIM, LIEN OR ENCUMBRANCE ON SAID LANDS OR ANY PART THEREOF,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

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

Come your complainants, John Gray and Juanita Gray, and present this, their bill of complaint against the following described lands in Baldwin County, Alabama, to-wit:

> From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said lot 2, the property corner common to the lands of John Gray, Willie Kennedy, and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Co; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the north line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South
41 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning: containing 51.0 acres, more or less, the tract lies in Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

and against R. C. Keeney and the unknown heirs, devisees, personal representatives of the following named Persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased, and any and all persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon said lands or any part or parcel thereof and respectfully shows unto your Honor:

FIRST: That your complainants are each over the age of twenty-one years and are residents of the County of Baldwin, State of Alabama; that R. C. Keeney is over the age of twenty-one years

and a resident of Baldwin County, Alabama, that Louis Dolive John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes are dead, and that complainants have made diligent search and inquiry to ascertain the names, ages and places of residence of their heirs, devisees, personal representatives and assigns; that they have inquired of numerous persons in the vicinity in which such land is located and of persons in Bay Minette, including all of the officers, and have searched the Probate and Tax Records, and upon inquiry have been unable to ascertain their names, ages and post office address, but are informed and believe and upon such information and belief alledge that the heirs, devisees, personal representatives and assigns of the said Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, are over the age of twenty-one years and are non-residents of the State of Alabama, their place of residence being unknown to complainants and cannot be ascertained.

SECOND: That your complainants are the owners of in fee simple and in the actual possession of the said lands in Baldwin County, Alabama, described as follows, to-wit:

> From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive Division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745 feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy, and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as located by survey of Durant Engineering Co.; thence run North 86° 45' West 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet East of the center-line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet east of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East, 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama;

that they and those through whom they claim have been in the continuous peaceable adverse possession of the said lands for more than ten years next preceding the filing of this complaint and that they and those through whom they claim title to the said lands have for more than ten years next preceding the filing of this bill of complaint annually assessed and paid the taxes on the said lands and that during such period of time no other person has assessed the said lands for taxes or paid taxes thereon, and that no other person for such period has had, or attempted to exercise any possession over the said land or claimed any right to possession thereof or any title to, interest in, claim, lien or encumbrance thereon, or to any part or parcel of the same.

THIRD: That no suit is pending to test complainants' title to, interest in, claim, lien or encumbrance on, or right to possession of said land.

FOURTH: That the complainants obtained title to the aforesaid lands by deed of Frank A. Phillips and Alma W. Phillips dated August 12, 1954, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 240 at pages 253; and by deed of Frank A. Phillips and Alma W. Phillips dated August 30, 1954 and recorded in said Probate office in Deed Book 214 at page 163-4 who acquired the same from the Bank of Fairhope by deed dated January 8, 1953 and recorded in said office in Deed Book 190 at pages 472-3; who acquired the property from Pauline Houston Padgette and Willie J. Padgette by mortgage foreclosure deed dated February 6, 1950, and recorded in said Probate office in deed book 150 at pages 221-2; who acquired said land by deed of the First National Bank of Mobile, as trustee under the last will and testament of Herman Wefel, and Clara E. Maschmeyer dated December 9, 1946, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 115 pages 77-9 and by deed of Charles P. Grigsby and Carolyn Grigsby, husband and wife dated November 26, 1927 and recorded in said Probate office in Deed Book 44 at page 363; who acquired the same by

deed of William P. Coolidge dated December 26, 1902 and recorded in said Probate office in Deed Book 5 NS at page 623-4; that Charles Grigsby and William P. Coolidge acquired title to the said lands by mesne conveyances from the United States Government; that the title to the said lands and each parcel thereof stand in the name of the complainants upon the records of Baldwin County, Alabama; that for more than ten years next preceding the filing of this bill of complaint no person other than the complainants and those through whom they claim title to the said lands or any part thereof have assessed or paid taxes thereon and that they and those through whom they claim title have been in the actual, peaceable, notorious, exclusive, continuous, hostile, adverse possession of the same for more than ten years next preceding the filing of this bill of complaint; that R. C. Keeney and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter, and S. E. Stokes, each of whom is deceased, claim or are reputed to claim some title to, interest in, lien or encumbrance upon the said lands, or some portion or parcel thereof.

WHEREFORE, your complainants pray that this Honorable Court will take jurisdiction of the cause made by this bill of complaint and by appropriate process make the said R. C. Keeney, and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes, each of whom is deceased, and any and all other persons, firms, associations or corporations claiming any title to, interest in, claim, lien or encumbrance upon the said lands, to-wit: From the Southeast corner of Section 5, Township 5 South, Range 2 East, run South 58 links (37.84 feet) to the Southeast corner of Lot 2, Louis Dolive division; thence run Westwardly along the South line of said Lot 2, 3688 feet; thence run due West 1442 feet; thence run due North 745

feet to a point on the North line of said Lot 2, the property corner common to the lands of John Gray, Willie Kennedy and Marie Alphonse, for a point of beginning: thence run North 540.2 feet to a point on the North line of Lot 1, Dolive Division, as Located by survey of Durant Engineering Co.; thence run North 86° 45' West, 2632 feet to a point on the East side of Alabama Highway No. 89-104, which point is 44.5 feet east of the center line of said highway; thence run South along said highway 740 feet to a point on the North line of said Lot 2, which line is the North property line of Marie Alphonse, which point is the Southwest corner of John Gray property, and is 44.3 feet East of the center-line of said highway; thence run North 87° 46' East, 550 feet; thence run due South 419.0 feet; thence run North 89° 22' East, 1148.4 feet to a corner; thence run North 116.8 feet to a corner; thence run North 89° 22' East 186.8 feet; thence run North 302.9 feet to a corner; thence run North 89° 22' East, 740.7 feet to the point of beginning; containing 51.0 acres, more or less, lying in the Dolive Grant, Section 7, Township 5 South, Range 2 East, Baldwin County, Alabama; or any part or parcel thereof, to be made parties defendant to this bill of complaint and by appropriate process require them and each of them separately and severally 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.

Your complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of liens, claims and encumbrances to the said lands and each part and parcel thereof, is vested in your complainants, John Gray and Juanita Gray, as against R. C. Keeney, and the unknown heirs, devisees, personal representatives and assigns of the following named persons: Louis Dolive, John H. Gindrat, William P. Coolidge, William P. Carter and S. E. Stokes;each of whom is deceased, and against any and all persons, firms,

BOOK 010 PAGE 140

associations or corporations, claiming any title to, interest in, claim, lien, encumbrance upon said lands or any part thereof, and that any and all doubts and disputes concerning the same be cleared up, and your complainants pray for such other, further, different or general relief as in equity and good conscience shall seem meet and proper.

BOOK 010 PAGE 141

W. C. Beebe
Solicitor for Complainant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority in and for said County and State, personally appeared W. C. Beebe, who is known to me, and who, having been by me first duly sworn, deposes and says that he is solicitor for the complainants in the above styled cause, and that the facts stated in the foregoing bill of complaint, from all information obtainable, are true, and from such information obtained he verily believes, and so states, the same to be true.

W. C. Beebe

Sworn to and subscribed before me this the 19 day of October, 1954.

Madeline S. Breyer
Notary Public, State of Alabama at large.

SUMMONS Form 1531-3 McQuiddy Printing Co., Nashville, Tenn.

The State of Alabama, BALDWIN County

IN CIRCUIT COURT, IN EQUITY

To any Sheriff of the State of Alabama—Greeting:

You are hereby commanded to summon R. C. KEENEY et al and certain lands

to appear and answer, plead, or demur, within thirty days from the service hereof, to a Bill of Complaint filed in said Circuit Court, in equity, for said County of said State

JOHN GRAY AND JUANITA GRAY

against R. C. KEENEY et al and certain lands

Herein fail not. Due return make of this writ as the law directs.

Witness this 19th day of October, 1951

Register.

(Defendant is entitled to a copy of the bill on application to the Register.)

Code 1923-6528-6529

BOOK 115 PAGE 142

RECORDED Surlope

No. 3385 Page

The State of Alabama

BALDWIN COUNTY.

IN CIRCUIT COURT, IN EQUITY

JOHN GRAY AND JUANITA GRAY

vs.

R. C. KEENEY etal and certain lands

SUMMONS

Returned by the Sheriff and filed in office, this the ..... day of ....., 19.....

....., Register.

Received in office, this the 19 day of Oct, 1954

Taylor Wilkins, Sheriff.

I have executed the within by leaving a copy thereof with R. C. Keeney

defendant named herein, on this the 22 day of Oct, 1954

Taylor Wilkins, Sheriff.

By Geo Rawls Jr, Deputy.

JOHN GRAY, ET AL., Complainant,	)	IN THE
VS.	)	CIRCUIT COURT OF BALDWIN COUNTY:,
R. C. KEENEY, ET AL. Respondent.	)	ALABAMA. IN EQUITY.
	)	NO. 3385.

TESTIMONY TAKEN IN OPEN COURT, AUGUST 11, 1955, BEFORE HON. HUBERT M. HALL, JUDGE OF SAID COURT.

MESSRS. BEEBE & SWEARINGEN REPRESENTING THE COMPLAINANTS:

HON. J. B. BLACKBURN, REPRESENTING THE RESPONDENT, R. C. KEENEY,

HON. WILSON HAYES, GUARDIAN AD LITEM.

MR. JOHN GRAY, THE COMPLAINANT, BEING FIRST DULY SWORN, TESTIFIED:

Direct examination by Mr. Beebe.

Q. What is your name?

A. John Gray.

Q. Do you know Juanita Gray?

A. That's my wife.

Q. How old are you?

A 53.

Q. How old is Juanita Gray?

A. 27, I believe.

Q. Where do you reside -- Where did you reside on October 19, 1954?

A. Baldwin County, Alabama.

Q. Where do you reside now?

A. Mobile, Alabama.

Q. Are you the Complainant in that suit pending in Baldwin County Circuit Court against R. C. Keeney, to quiet title to certain lands in Section 5, Township 5 South, Range 2 East?

A. I am.

Q. In whose name is the title to that property in? Whose name does the title stand in on the records of Baldwin County, Alabama?

A. John Gray and Juanita Gray.

Q. Are you and your wife in possession of that land?

A. Yes sir.

Q. When did you go in possession of it?

A. In August of 1954.

Q. What actual possession did you take?

A. Subdivided it into lots and graded the streets.

Q. Was there a building on this property at that time?

A. Yes sir.

Q. What kind of building was that?

A. Pan Am Gas station and grocery store.

Q. You took possession of that?

A. Yes sir.

Q. Was there a fence on the north side of the land and all of the way around it?

A. Yes sir .

Q. W ere the lands fenced at the time you bought them?

A. Yes sir.

Q. Have you kept up and maintained the fence since then?

A. No sir.

Q. The fence is still there?

A. Yes sir, the fence is still there, but I took the front fence down.

Q. Have you been in the continuous possession of that land since you bought it?

A. Yes sir.

Q. From whom did you buy the land?

A. Frank and Alma Phillips.

Q. Is that one of the deeds by which you purchased the property?

A. Yes sir.

Q. Is this the other of the deeds by which you purchased the property?

A. Yes sir.

MR. BEEBE: We offer in evidence deed of Frank and Alma Phillips to John Gray and Juanita Gray, dated August 12, 1954, and recorded in Deed Book 211, at pages 179-80 in the ProbateOffice of Baldwin County, Alabama, and ask

that it be identified as Complainants' Exhibit 1.

We offer in evidence deed of Frank Phillips and Alma Phillips to John Gray and Juanita Gray, dated August 30, 1954, and recorded in Deed 214 at page 163, Probate office of Baldwin Cpunty, Alabama, and ask that it be identified identified as Complainants' Exhibit 2.

We offer in evidence deed of the Bank of Fairhope, to Frank and Alma Phillips, dated Jan. 8, 1954, recorded in Deed Book 190 at page 472 Probate Office of Baldwin County, Alabama, and ask that it be identified as Complainants' Exhibit 3.

We offer in evidence deed of William Padgett, a widower, to Frank Phillips and Alma W. Phillips, dated May 26, 1950, and recorded in Deed Book 154 at page 153, Probate Office of Baldwin County, Alabama, and ask that it be identified as Complainants' Exhibit 4.

We offer in evidence mortgage foreclosure deed dated February 6, 1950, from Pauline C. Padgett and Willie J. Padgett to the Bank of Fairhope, dated February 6, 1950 , and recorded in Deed Book 150, page 221, Probate Office of Baldwin

County, Alabama, and ask that it be identified As Complainants' Exhibit 5.

We offer in evidence Mortgage from Pauline C. Padgett and Willie J. Padgett to Bank of Fairhope, dated November 12, 1946, and recorded in Deed Book 120, at page 461, and re-recorded in Mtge. Book 240 at page 394-7, Probate Office of Baldwin County, Alabama, and ask that it be Identified as Complainants' Exhibit 6.

May it please the Court, we offer in evidence the report of William Crawford, Commissioner, Record or Report No. 1, and covering Claim No. 4, to Lewis D'Olive, American State Papers 3, at page 7, covering Section 7 - Spanish Grant Section 7, and ask that it be identified as Complainants' Exhibit 7.

We offer in evidence survey of Spanish Grant, Section 7, Lewis D'Olive, in Township 5 South, Range 2 East, report No. 1, Claim 4, as recorded in Private Land Grant Book pages 97-98, And ask that it be identified as Complainants' Exhibit 8.

We offer in evidence Patent, United States Government to the representatives of Lewis D'Olive, dated September 2, 1913, and recorded in Deed Book

24 page 394, and ask that it be identified as Complainants' Exhibit 9.

May it please the Court, we offer in evidence report of Origin Sibley, Cyrus Sibley, Charles Hall, James Conway and W. C. Dennis, dated June 1, 1842, signed and approved by Louis Starke, D. M. Starke, R. H. Dolive, M. Dolive and Louis Dolive, Jr., and acknowledged by them, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Book G-1, page353-6, And call the Court's attention to the fact that Lot 1 was allotted to Louis Dolive, and ask that it be identified a s Complainants' Exhibit 10.

May it please the Court, we offer in evidence deed of Louis Dolive, formerly Louis Dolive, Jr., as recited in the paper, to Noble Neath and William Jeremiah, as Executors of the last will and Testament of Wi liam P. Coolidge, deceased, dated October 9, 1902, and recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book 5 N. S. at pages 583-4, Probate Office of Baldwin County, and ask that it be identified as Complainants' Exhibit 11.

We offer in evidence the will of William Cooledge, deceased, dated October 3, 1902, -- No,

it is dated 17th day of January, 1874, and admitted to Probate in the Surrogate Court of the County of News York, State of New York, and filed for record in the Probate Court of Baldwin County, Alabama, December 18, 1902, and recorded in Deed Book 5, at pages 584-5, and ask that it be identified as Complainants' Exhibit 12.

We offer in evidence, deed from Richard B. Sherman, Katherine Sherman, Lillian Prescott Sherman, Leila G. Hartranft ~~to~~ and Joseph B. Hartranft, to Herman Wefel, Jr., together with affidavit pinned thereto, that they are the heirs, and all of the heirs of William Cooledge, deceased, Recorded in Deed Book 31 N. S. page 318-19, and Ask that it be identified as Complainants' Exhibit 13.

We offer in evidence deed of Noble Heath and William Jerèmiah As Executors of the last will and testament of William P. Cooledge, to Herman H. Wefel, Jr., dated Decembe 26, 1910, and recorded in the Probate Office of Baldwin County, Alabama, in Deed Book 5, at page 623-4, and ask that it be identified as Complainants' Exhibit 14.

We offer in evidence will and proof thereof of Herman H. Wefel, Jr., dated August 13, 1931, and recorded -- admitted to Probate and record in Mobile County, Alabama, on October 27, 1933, together with the order admitting the same to Probate, certified by the Judge of Probate of Mobile County, Alabama, and which will is recorded in Will Book 15, page 209, Probate records of Mobile County, Alabama, which will names The First National Bank of Mobile as Trustee -- conveying the property to them as trustee -- and ask that the same be Identified as Complainants' Exhibit 15

We offer in evidence deed of Clara E. Maschmeyer, and The first National Bank of Mobile, to Willie J. Padgett and Pauline Padgett, dated December 9, 1946, and recorded in Deed Book 115 at page 76, Probate Office of Baldwin County, Alabama, and ask that the same be identified as Complainants' Exhibit 16. This deed conveys all of this land except the south 12 acres.

THE COURT: Does it convey the lands involved?

MR. BEEBE: It conveys this here, indicating on map;

STATE OF ALABAMA

BALDWIN COUNTY

Con Exp!

BOOK 211 PAGE 179

KNOW ALL MEN BY THESE PRESENTS, that we, FRANK A. PHILLIPS and ALMA W. PHILLIPS, his wife, GRANTORS, for and in consideration of the sum of TEN ($10.00) DOLLARS, and other good and valuable considerations, to us in hand paid by JOHN GRAY and JUANITA GRAY, his wife, GRANTEES, the receipt of which is hereby acknowledged, do hereby GRANT, BARGAIN, SELL and CONVEY Unto the said grantees, as joint tenants with the right of survivorship, so that upon the death of one of them before a severance the interest of such deceased joint tenant shall pass to the survivor of them, the following described real property situated in Baldwin County, Alabama, to-wit:

From the half Section corner on the South line of regular U. S. Section 5, Township 5 South, Range 2 East, run North 834 feet to the South line of Lot 1 of the Louis Dolive Tract; thence West along said South line 2500 feet to an iron stake for the point of beginning; thence North 500 feet to an iron stake on the North line of said lot; thence North 86° 45' West 2632 feet to the East line of Daphne Highway; thence South along said East line 649 feet to an iron stake on the South line of said lot; thence East 2629 feet to the point of beginning, containing 34.7 acres; excepting therefrom that certain tract in the Northwest corner of the above conveyed land described as follows: Commencing at the Northwest corner of the lands conveyed to the grantors herein by the Bank of Fairhope by deed recorded in Deed Book 190 at pages 472-3, which point is the intersection of the North line of Lot 1 of the subdivision of the Louis Dolive Tract, Section 7, Township 5 South, Range 2 East, with the West line of Alabama Highway No. 89-104, run thence South 86° 45' East along the North line thereof 476.66 feet; thence South and parallel to the West line of the said lands 290.4 feet, thence West to the East line of said lands 476.00 feet to the East line of Alabama Highway 89-104, thence North along the East line of said highway, which is the West line of the above described property, 328.0 feet to the point of beginning;

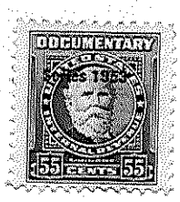
From the Southeast corner of Section 5, Township 5 South, Range 2 East, run North 13.26 chains, West 109.67 chains for beginning corner; thence South 6.36 chains; East 17.40 chains; North 1.77 chains; East 2.83 chains; North 4.59 chains; West 20.25 chains to beginning point; containing 12.37 acres in Section 6, Township 5 South, Range 2 East,

and being the same property heretofore mortgaged by Pauline C. Padgette and Willie J. Padgette to the Bank of Fairhope by mortgage recorded in Mortgage Book 120 at pages 461-2 of the Probate Records of Baldwin County, Alabama;

BOOK 211 PAGE 180

TO HAVE AND TO HOLD, with the appurtenances thereunto belonging, unto the said grantees, as joint tenants with the right of survivorship so that upon the death of one of them before a severance the interest of such deceased joint tenant shall pass to the survivor of them. And we do covenant with the said grantees that we are lawfully seized in fee simple of the said premises of which we are in the quiet and peaceable possession, that we have a good right to sell and convey the same as aforesaid, that said premises are free from all liens and encumbrances, and that we will and our heirs and assigns shall forever warrant and defend the title to and possession of the same unto the said grantees, their heirs and assigns, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this the 17 day of August, 1954.



Frank A. Phillips (SEAL)

Alma W. Phillips (SEAL)

STATE OF ALABAMA

BALDWIN COUNTY

I, W. C. Beebe, a Notary Public in and for said State and County, hereby certify that Frank A. Phillips and Alma W. Phillips, 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 the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 17 day of August, 1954.

W. C. Beebe
Notary Public, Baldwin County, Alabama

W. C. BEEBE NOTARY PUBLIC STATE OF ALA. AT LARGE

STATE OF ALABAMA, BALDWIN COUNTY
Filed 8-12-54 3 P. M
Recorded Deed book 211 page 179-80
and I certify that the following Privilege Tax has been paid:

Deed Tax 50
Mortgage Tax

M. Stuart
Judge of Probate
By

Com Exp

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that we, FRANK A. PHILLIPS and ALMA W. PHILLIPS, his wife, GRANTORS, for and in consideration of the sum of TEN ($10.00) DOLLARS, and other good and valuable considerations, to us in hand paid by JOHN GRAY and JUANITA GRAY, his wife, GRANTEES, the receipt of which is hereby acknowledged do hereby GRANT, BARGAIN, SELL and CONVEY unto the said grantees, the following described real property situated in Baldwin County, Alabama, to-wit:

> Commencing at the Northwest corner of the lands conveyed to the grantors herein by the Bank of Fairhope by deed recorded in Deed Book 190 at pages 472-3, which point is the intersection of the North line of Lot 1 of the sub-division of the Louis Dolive Tract, Section 7, Township 5 South, Range 2 East, with the West line of Alabama Highway No. 89-104, run thence South 86°45' East along the North line thereof 476.66 feet; thence South and parallel to the West line of the said lands 290.4 feet, thence West to the East line of said lands 476.00 feet to the East line of Alabama Highway 89-104, thence North along the East line of said highway, which is the West line of the above described property, 328.0 feet to the point of beginning;

TO HAVE AND TO HOLD, with the appurtenances thereunto belonging, unto the said grantees, their heirs and assigns, forever. And we do covenant with the said grantees that we are lawfully seized in fee simple of the said premises, of which we are in the quiet and peaceable possession, that we have a good right to sell and convey the same as aforesaid, that said premises are free from all liens and encumbrances, and that we will and our heirs and assigns shall forever warrant and defend the title to and possession of the same unto the said grantees, their heirs and assigns, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and seal this the 20 day of August, 1954.

Frank A. Phillips (SEAL)

Alma W. Phillips (SEAL)

STATE OF ALABAMA
BALDWIN COUNTY

I, W. C. Beebe, a Notary Public in and for said State and County, hereby certify that Frank A. Phillips and Alma W. Phillips, 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 the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 30 day of August, 1954.

W. C. Beebe
Notary Public, Baldwin County, Ala.

W. C. BEEBE NOTARY PUBLIC STATE OF ALA. AT LARGE

STATE OF ALABAMA, BALDWIN COUNTY
Filed 10-13-54 1:30 P.M.
Recorded Deed Book 214 page 163-4
and I certify the following Mortgage Tax has been paid.

Deed Tax 50
Mortgage Tax

M. Stuart
Judge of Probate
By

BOOK 190 PAGE 472

KNOW ALL MEN BY THESE PRESENTS that the BANK OF FAIRHOPE, a Corporation, party of the first part, in consideration of the sum of TWO THOUSAND SIX HUNDRED TWELVE and 79/100 ($2612.79) DOLLARS to them in hand paid by FRANK A. PHILLIPS and ALMA W. PHILLIPS, husband and wife, parties of the second part, the receipt of which is hereby acknowledged, does by these presents GRANT, BARGAIN, SELL and CONVEY unto the said parties of the second part and the survivors of them that certain lot or parcel of land in the County of Baldwin, State of Alabama, more particularly described as follows:

From the half Section corner on the South line of regular U.S. Section 5, Township 5 South, Range 2 East, run North 834 feet to the South line of Lot 1 of the Louis Dolive Tract; thence West along said South line 2500 feet to an iron stake for the point of beginning; thence North 500 feet to an iron stake on the North line of said lot; thence North 86 degrees and 45 minutes West 2632 feet to the East line of Daphne Highway; thence South along said East line 649 feet to an iron stake on the South line of said lot; thence East 2629 feet to the point of beginning , containing 34.7 acres.

From the Southeast corner Section 5, Township 5 South, Range 2 East, run North 13.26 chains, West 109.67 chains for beginning corner; thence South 6.36 chains; East 17.40 chains; North 1.77 chains; East 2.83 chains; North 4.59 chains; West 20.25 chains; to beginning, containing 12.37 acres in Section 6, Township 5 South, Range 2 East, and being the same property heretofore mortgaged by Pauline C. Padgette and Willie J. Padgette to the Bank of Fairhope by mortgage recorded in Mortgage Book 120, pages 461-2 of the Probate Records of Baldwin County, Alabama.

TOGETHER WITH ALL AND SINGULAR the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the same unto the parties of the second part for the term of their joint lives and upon the death of either title in fee to vest in the survivor; however this conveyance is made subject to any right of redemption from above mentioned mortgage.

IN WITNESS WHEREOF, the parties of the first part has hereunto set its hand and seal this the 6TH day of January, 1953.

BANK OF FAIRHOPE

By: Henry G. Bishop

HENRY G. BISHOP, Vice President and Cashier

ATTEST:

Richard R. Teamer

RICHARD R. TEAMER, Vice President

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-9-53 1 P.M.

Recorded in Deed Book 190 page 472-3 and the following Privilege Tax has been paid.

Deed Tax 3.60

Mortgage Tax

M. R. Stuart

Judge of Probate

By

STATE OF ALABAMA:
COUNTY OF BALDWIN:

I, Louise C. Maury, a Notary Public in and for said State and County, hereby certify that HENRY G. BISHOP and RICHARD R. TEAMER, whose names as Vice President and Cashier and Vice President respectively of the Bank of Fairhope, A Corporation, 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 as such officers and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said Corporation.

Given under my hand and official seal this the 8TH day of January, 1953.

Louise C. Maury
Notary Public, Baldwin County, Alabama.

Notary Public, Baldwin County, Ala.
My Commission Expires January 22, 1956
Bonded by Fidelity and Deposit Company of Maryland

Com Ent 4

STATE OF ALABAMA

COUNTY OF BALDWIN

BOOK 152 PAGE 153

KNOW ALL MEN BY THESE PRESENTS, That WILLIE J. PADGETT, a widower (hereinafter called Grantor), for and in consideration of the sum of TEN DOLLARS ($10.00) and other good and valuable consideration to me in hand paid by FRANK PHILLIPS and ALMA W. PHILLIPS, husband and wife (hereinafter called Grantees), the receipt of which is hereby acknowledged; do hereby grant, bargain, sell and convey unto the said Grantees, and to the survivor of them, the following described real property (with the improvements thereon), in the County of Baldwin, State of Alabama, to-wit:

> From the half section corner on the South line of regular U. S. Section 5, Township 5 South, Range 2 East, run North 834 feet to the South line of Lot One (1) of the Louis Dolive Tract; thence West along said South line 2500 feet to an iron stake for the point of beginning; thence North 500 feet to an iron stake on the North line of said lot; thence North 86 degrees and 45 minutes West 2632 feet to the East line of Daphne Highway, thence South along said East line 649 feet to an iron stake on the south line of said lot, thence East 2629 feet to the point of beginning; containing 34.7 acres, and, also, the tract described, as follows:
>
> From SE corner, Section 5, Township 5 South, Range 2 East, run North 13.26 chains, West 109.67 chains for beginning corner, thence South 6.36 chains, East 17.40 chains, North 1.77 chains, East 2.83 chains, North 4.59 chains, West 20.25 chains to beginning, containing 12.37 acres in Section Six (6) Township 5 South, Range 2 East, being the same property previously mortgaged to the Bank of Fairhope by Willie J. Padgett and Pauline Padgett, his wife, and which mortgage was foreclosed by Foreclosure Deed recorded in Deed Book 110 N.S., page 221, of the Probate Records of Baldwin County, Alabama.

TOGETHER with all and singular the rights, members, privileges, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining;

TO HAVE AND TO HOLD unto the said FRANK PHILLIPS and ALMA W. PHILLIPS during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever.

BOOK 157 PAGE 154

IN WITNESS WHEREOF, I hereunto set my hand and seal, on this "26th day of May, 1950.

Willie J Padgett (SEAL)

STATE OF Texas

COUNTY OF JEFFERSON

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

Given under my hand and official seal this the 26th day of MAY, 1950.

Eula Mae Collins

EULA MAE COLLINS, Notary Public
In and for Jefferson County, Texas.

STATE OF ALABAMA, BALDWIN COUNTY
Filed 6-5-50 12 M
Recorded Deed Vol 154 page 153-4
and I certify that the following Privilege Tax has been paid.

Deed Tax	50
Mortgage Tax	

W. R. Stuart
Judge of Probate
By

Pem Ent 5

KNOW ALL MEN BY THESE PRESENTS, That WHEREAS, on, to-wit, the 6th day of February, 1950, PAULINE C. PADGETTE and WILLIE J. PADGETTE, her husband, executed a certain mortgage to the BANK OF FAIRHOPE to secure an indebtedness mentioned therein, said mortgage being recorded in Mortgage Book 20, pages 461-2 of the Probate Records of Baldwin County, Alabama, and WHEREAS, default was made by said Mortgagors in the payment of the indebtedness secured by said mortgage, and same being subject to foreclosure; and WHEREAS, under the power contained in said mortgage, the property therein described was advertised for sale by publication once a week for four consecutive weeks in the FAIRHOPE COURIER, a newspaper published in Baldwin County, giving notice of the time, place and terms of sale, said notice appearing in the issues of January 12, 19, 26 and February 2, 1950; and WHEREAS, in strict compliance with the power of sale contained in said mortgage the property therein described was offered for sale to the highest bidder for cash, at noon on Monday, February 6, 1950, in front of the Court House Door in the City of Bay Minette, Alabama; and the same was purchased by the Bank of Fairhope, the Mortgagee, for the sum of TWENTY-FIVE HUNDRED SIXTY-ONE and 57/100 DOLLARS, which was the best and highest bid therefor, the Mortgagee being authorized under the powers given in said mortgage to bid and become the purchaser at said sale.

NOW, therefore, in consideration of the premises and by virtue of his authority as attorney-in-fact of said Mortgagor in said mortgage and under and by virtue of the power of sale contained in said mortgage and the law in such cases made and provided, E. G. RICKARBY, Jr., as Auctioneer and as such attorney-in-fact, does hereby GRANT, BARGAIN, SELL and CONVEY unto the said BANK OF FAIRHOPE, all the right, title, claim and interest of the said PAULINE C. PADGETTE and WILLIE J. PADGETTE, her husband, the Mortgagors, in and to the following described real property situated in Baldwin County, Alabama, to-wit:

> From the half section corner on the South line of regular U. S. Section 5, Township 5 South, Range 2 East, run North 834 feet to the South line of Lot 1 of the Louis Dolive Tract; thence West along said South line 2500 feet to an iron stake for the point of beginning; thence North 500 feet to an iron stake on the North line of said lot; thence North 86 degrees and 45 minutes West 2632 feet to the East line of Daphne Highway; thence South along said East line 649 feet to an iron stake on the South line of said lot; thence East 2629 feet to the point of beginning, containing 34.7 acres.

From SE corner Sec. 5, T 5 S, R 2 E, run North 13.26 chains, West 109.67 chains for beginning corner; thence South 6.36 chains; East 17.40 chains; North 1.77 chains; East 2.83 chains; North 4.59 chains; West 20.25 chains; to beginning, containing 12.37 acres in Section 6, T. 5 S., R 2 E.

TO HAVE AND TO HOLD unto the said BANK OF FAIRHOPE, its successors and assigns forever.

Witness my hand and seal this the 6th day of February, Nineteen Hundred Fifty.

PAULINE C. PADGETTE (SEAL)

WILLIE J. PADGETTE (SEAL)

By:- E. G. Rickarby Jr.

Their Attorney-in-fact.

STATE OF ALABAMA:

COUNTY OF BALDWIN:

I Louise P. Maury, a Notary Public in and for said State and County, hereby certify that E. G. RICKARBY, Jr., whose name is signed to the foregoing conveyance as auctioneer and attorney-in-fact for PAULINE C. PADGETTE and WILLIE J. PADGETTE, her husband, and who is known to me, acknowledged before me on this day that being acquainted with the contents of the instrument, he executed the same voluntarily as such attorney-in-fact on the day the same bears date.

Given under my hand and official seal this the 6th day of February, 1950.

Notary Public, Baldwin County, Ala.
My commission expires February 3, 1950.
Bonded by The Employers Mutual Indemnity Corporation

Louise P. Maury

Notary Public, Baldwin County, Alabama.

STATE OF ALABAMA, BALDWIN COUNTY
Filed 3/22/50 8 a M
Recorded Deed Book 150 page 221-21
and I certify that the following Privilege Tax has been paid.
Deed Tax 3.00
Mortgage Tax
G. M. Stuart
Judge of Probate
By

No. 106—REAL ESTATE MORTGAGE—4-46-4M—For sale by Brown Printing Co., Montgomery, Ala.

BOOK 240 PAGE 394

Book 120 Page 461

The State of Alabama,

BALDWIN COUNTY

Know All Men by These Presents:

THAT WHEREAS, PAULINE PADGETT is indebted to BANK OF FAIRHOPE in the sum of Three Thousand Nine and 17/100---------- Dollars, as evidenced by one promissory note, bearing even date herewith, and payable as follows, to-wit: December 12, 1946

NOW, In order to secure the prompt payment of said note when due I the ~~said~~ Mortgagor for and in consideration of the premises, and the sum of Five Dollars to me this day in hand paid by the said Mortgagee the receipt whereof is hereby acknowledged, do hereby Grant, Bargain, Sell and Convey unto the said Mortgagee the following described real estate, lying and being situated in Baldwin County, State of Alabama, to-wit:

From the half section corner on the South line of regular U. S. Section 5, Township 5 South, Range 2 East, run North 834 feet to ~~the South line of Lot 1 of the Louis Dolive Tract; thence West along~~ said South line 2500 feet to an iron stake for the point of beginning; thence North 500 feet to an iron stake on the North line of said lot; ~~thence North 86 degress and 45 minutes West 2632 feet to the East~~ line of Daphne Highway, thence South along said East line 649 feet to an iron stake on the South line of said lot, thence East 2629 feet to the point of beginning; containing 34.7 acres. 37

~~From SE corner Sec. 5, T 5 S, R 2 E, 17.40 chains, N 1.77 chains, N 13.26 chains, W 109.67 chains, E 2.83 chains, N 4.59 chains, W 20.25 chains to beg'n., containing 12.37 acres in Sec. 6, T 5 S, R 2 E.~~

From SE corner Sec. 5, T 5 S, R 2 E, run N 13.26 chains, W 109.67 chains for beginning corner, thence S 6.36 chains, E 17.40 chains, N 1.77 chains, ~~E 2.83 chains, N 4.59 chains, W 20.25 chains to beg'n., containing~~ 12.37 acres in Sec. 6, T 5 S, R 2 E. 12.3

STATE OF ALABAMA, BALDWIN COUNTY

Filed 8-21-54 9A M

Recorded ~~Mtg.~~ book 244 page 394-7

W R Stuart

Judge of Probate

STATE OF ALABAMA, BALDWIN COUNTY

Filed 11-18-46 8 o'clock M

Recorded Mtgs. book 120 page 461-2

and the following Mortgage Tax has been paid.

Deed Tax

Mortgage Tax 6.00

W R Stuart

Judge of Probate

By

STATE OF ALABAMA
BALDWIN COUNTY

ARTICLE 770

I hereby certify that no Mortgage Tax has been collected on this instrument.

W. R. Stuart

NO TAX COLLECTED

Register of claims to land in the district east of Pearl river, in Louisiana, founded on complete grants derived from either the French, British, or Spanish Governments, which, in the opinion of the undersigned Commissioner, are valid, agreeably to the laws, usages, or customs of such Governments.

Number	By whom claimed	Original claimant	Nature of claim, and from what authority	Date of claim	Quantity claimed: Arpents	Perches	Superficial Arpents	Superficial Perches	Where situated	By whom issued	When surveyed	By whom surveyed	Cultivated and inhabited: From	To
1	Joseph Chaffe,	Jean Bte. Honsarg,	Spanish Gov't,	June 21, 1805,	40	40	1600		Pearl River,	John V. Morales,	June 10, 1806,	Charles Trudeau,	1788	March, 1815
2	Mary Rochon, and Isabella Demoizy, Louis G. Demoizy, Hypolite Z. Demoizy, Mary F. Demoizy, Marcelle Demoizy, Augustus Demoizy,	Peter Rochon,	British Gov't,	Dec. 19, 1765,				6866	Dog river,	Manuel Brown,	Feb. 18, 1807,	Wm. Dunbar,	1763	June, 1813
3	Louis Dufort,	Jean C. Dupont,	British Gov't,	Dec. 2, 1772,				6	East of Mobile bay,	Pierre Chaffe,	Nov. 22, 1772,	Elias Dunbar,	1763	1815
4	Louis Dufort,	Louis Dufort,	Spanish Gov't,	Oct. 10, 1803,	40	40	1600		East of Mobile bay,	John V. Morales,	July 9, 1808,	V. S. Pounds,	1763	1815
5	Mary Bedsole,	Peter Dufort,	British Gov't,	April 18, 1773,				278	Tensaw river,	Peter Chaffe,	Sept. 2, 1773,	Elias Dunbar,	1773 or 74	1815
6	Mary Bedsole,	Mark Bedsole,	Spanish Gov't,	Oct. 16, 1803,	30	30	1200		Dog river,	John V. Morales,	Aug. 11, 1808,	V. S. Pounds,	1778	1815
7	Francis Robert,	Francis Robert,	British Gov't,	March 16, 1765,				200	Bayou Mingo,	Manuel Brown,	June 27, 1765,	Elias Dunbar,	1801	1815
8	William Foster,	Francis Minerve,	Spanish Gov't,	Sept. 21, 1803,			110	774 perch.	Near Mobile,	John V. Morales,	Sept. 10, 1807,	V. S. Pounds,	1779	1815
9	John Forbes & Co.	John Forbes & Co.	Spanish Gov't,	March 16, 1806,			807		Bayou Coal-gree,	John V. Morales,	May 3, 1807,	V. S. Pounds,	1779	1815
10	John Forbes & Co.	John Forbes & Co.	Spanish Gov't,	April 28, 1810,			100		Mobile bay,	John V. Morales,	April 11, 1810,	V. S. Pounds,	1809	1815
11	Mary Rochon, and Isabella Demoizy, Hypolite Z. Demoizy,	Mary Rochon,	Spanish Gov't,	Oct. 17, 1803,			800		Dog river,	John V. Morales,	Sept. 20, 1808,	V. S. Pounds,	1767	1807
12	Mary F. Demoizy, Marcelle Demoizy, Augustus Demoizy, Louis G. Demoizy,													
13	Joseph Chaffe,	Joseph Chaffe,	Spanish Gov't,	Aug. 16, 1807,			800		East of Mobile bay,	John V. Morales,	Aug. 13, 1807,	V. S. Pounds,	1763	1801
14	John Forbes & Co.	John Forbes & Co.	Spanish Gov't,	April 17, 1807,			600		Choctaw point,	John V. Morales,	April 14, 1807,	V. S. Pounds,	A house built in 1763 or 74	June, 1813
15	John Forbes & Co.	John Forbes & Co.	Spanish Gov't,	March 7, 1807,			800		Mobile bay,	John V. Morales,	Feb. 23, 1807,	V. S. Pounds,	1797	1817
16	Lefroy Trudeau and Elise Chaffe,	Felicity Chaffe,	Spanish Gov't,	Aug. 16, 1807,			800		Mobile bay,	John V. Morales,	Aug. 8, 1807,	V. S. Pounds,	1801	1817
17	Eulrosia Lamy,	Eulrosia Lamy,	Spanish Gov't,	May 26, 1810,			800		Bon Secour river,	John V. Morales,	Dec. 23, 1809,	V. S. Pounds,	Forgotten and from 1808	1817
	Charles Armand,	Walter Armand,	Spanish Gov't,	March 19, 1806,	80	40	800		Bay of St. Louis,	John V. Morales,	Jan. 30, 1810,	V. S. Pounds,	May, 1810	April, 1816
													1791	1817

WILLIAM CRAWFORD, *Commissioner.*

Remarks upon the preceding records, according to this number.—No. 1. It appears from the face of this grant, that on the 15th day of March, in the year 1765, twenty arpents front by forty deep, lying on Pearl river, were granted by Stephen Miro to Charles Lentigny, and that the same quantity of land, lying on Pearl river, was granted, on the 23d of June, 1765, by Governor Miro to Jean Bte. Honsarg; and that Jean Bte. Honsarg, having purchased the gift of Charles Lentigny, the two grants were united in favor of Jean Bte. Honsarg, by John V. Morales, on the 21st day of June, 1805. No. 4. Though all grants in Louisiana, since the treaty of Ste Ildefonso, are void, and thus declared by the act of Congress passed on the 26th of March, 1807, yet, as that act continues grants by the Spanish Government to actual settlers, if such settlement was made prior to the 24th day of December, 1803, that being the day on which the Government in Louisiana, west of the Mississippi and Lake Pontchartrain, was changed, it is conceived that, under the equity of that law, this grant ought to be confirmed. The same observations may be made upon all the grants derived from the Spanish Government which have originated since the 1st of October, 1800.

WILLIAM CRAWFORD, *Commissioner.*

Conn Exh 7

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Claims East of Pearl River as the same appears of record in my office in American State Papers Book No. 3 Page 7.

Given under my hand and seal of office, this 11th day of August, 1955

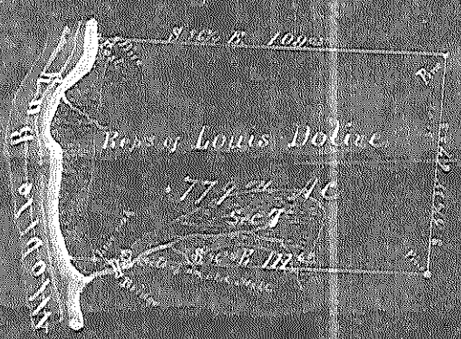
W R Stuart
Judge of Probate.

By Lila D Stuart
Chief Clerk

Com Ex 8

Corr Report No 1 Cl No 4.

Section 7, Township 5 South, Range 2 East St Stephens Land District



Pursuant to an order of survey, said letter 5, 1842, issued by the Register and Receiver of the Land Office at St Stephens, Ala, we have surveyed for the legal representatives of Louis Dolive, a tract of land situated on the eastside of Mobile Bay, in Township 5, South Range 2 East, bounded and described as follows:

Beginning at a post on the margin of Mobile Bay from which bears 1.120 ch a forked pine marked XIII, S 3 E 100 ch pine XIII, and running thence S 18 W 2 ch a pine on the top of the bluff, intersect an old Spanish corner, 102 ch to the S E corner of the claim of 100 arpents confirmed to said Dolive; 109 ch to a pine recognized as that called for in the Spanish survey from which S 70 E 3 ch a pine XIII, S 70 W 62 L a pine XIII, S 14 W 54 L pine, XIII; thence with the old Spanish line N 37 W at 4 ch crossed the parallel between sections 7 and 8 at the distance of 37 ch due west of the S E corner of section 8; 67 ch to a pine the old Spanish corner from which: N 65 W 37 L pine XIII, S 12 E 37 L a pine, XIII; thence with the old Spanish survey, S 18 W 4 ch at 2.50 ch pass into a swamp; 10 ch crossed a small creek, 6 L wide, bearing S 18 W; 15 ch crossed a branch 8 L wide, bearing S 18 W; 19 ch crossed a creek 12 L wide, bearing S 18 W; 28 ch opposite the site of the old Mill bearing S 18 E 4 ch to the pine bearing S 18 E; 1.50 ch a tree not identified as the corner find corner of the old Spanish survey; 1.75 ch intersection of the post on the margin of the bay from which: S 18 E 2 L pine, XIII. S 14 W 37 L a pine XIII. thence up the bay of Mobile with its meandering: N 17 W 10 ch, N 16 W 5 ch, N 23 W 6 ch, N 16 W 5 ch, N 41 W 6 ch, N 23 W 4 ch, N 24 W 2 ch, N 2 W 11 ch crossed mouth of a branch, 30 L wide, N 12 W 5 ch, N 27 W 5 ch, N 14 W 5 ch to the place of beginning containing 774 acres

and having such shape, form and marks, material and origin as are represented in the above plat and the sketch

December 24 1895

Jonathan M. Brown sworn to
before me

Surveyors Office,
Mobile, Ala. March 23 1896

Dyer Sampson
Deputy Surveyor

Examined and approved
Marcus La Prade
Surveyor General of Public Lands in Alabama

Remarks: In regard to the location of the corner of Lines between complete Spanish Grant situated in the east side of Mobile Bay, immediately above the village, the following observations may not be unnecessary. The corner in question is well established, the lines so well marked by the Spanish stones, the trees and other marks of the grant, which has been placed in our possession for our guidance, so well, and so easily identified, that it is very rare indeed, that the Surveyor finds himself has occasion to call for the observations in retracing the lines of an old survey, and perpetuating Spanish lines. I will be pleased and have pleasure to accept the Spanish stone, marked as mentioned, both corners of the grant as that of a rectangular parallelogram, by system of natural ridges and regular curved parallel. In reviewing the south boundary line of this claim, beginning the bay, and in one hundred the line could be the nearest the bay, it is the nearest of the two cases, because there is better a rectangular rather than a curved angle to be marked. If the line be extended in proper course, until it terminates in the margin of the bay, and the particular and very conspicuous rule of the grant as found in the south angle of the north side of the line, as indicated by the Spanish plat, with a well and bridge. The in this case there is a deviation in the course and this cause be indicated and in the plat with the line, as forms its marks could be identified, show by the attempt the same other lines, the usual irregularities and limited to very Spanish lines, the line therefore must be recovered according as measured to the interest and meaning of the grant and suppose the well and bridge to have been depicted in the plat with through the course a deviation of the Spanish surveyor.

In interpretation of the text certainly left round to the down

(Continued from preceding page)

I believe, I carefully remandered the north boundary line as run in the field notes, by which means I ascertained the proper course of the line, and strange to say it runs not according to that given in the patent but the east boundary runs out, and the south boundary runs parallel to the north.

December 24 1848

Arthur M Cunningham
Chas Jones
Deputy Surveyors

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Commissioners Report No. 1, Cl. No. 4

as the same appears of record in my office in Private Land Grant Book No. --

Page 97-9.

Given under my hand and seal of office, this 11th day of August, 19 55

W R Stuart
Judge of Probate.

By: Lila A. Glover, Chief Clerk

Com Exp 9

463514. B A R DEPARTMENT OF THE INTERIOR
GENERAL LAND OFFICE
WASHINGTON, Apr 7, 1914

I hereby certify that the annexed copy of patent is a true and literal exemplification from the record which is in my custody in this office.

IN TESTIMONY WHEREOF I have hereunto subscribed my name and caused the seal of this office to be affixed, at the city of Washington, on the day and year above written.

(Great Seal)

S. C. Lamar,
Recorder of the General Land Office.

Montgomery 0385T 4-1040-R.

THE UNITED STATES OF AMERICA.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS, there has been deposited in the General Land Office of the United States a Certificate of the Register and Receiver of the Land Office at Montgomery, Alabama, whereby it appears that the Private Land Claim of Louis Reive, being Claim No. 4, in Report No 1, of Commissioner William Crawford (American State Papers, Gales and Seaton's edition, volume 3, page 7), was confirmed by Section one of the Act of March 3, 1823, (3 Stat. 5.8), and that the said claim has been regularly surveyed and designated as Section seven in Township five south of Range two east of the St. Stephens Meridian, containing seven hundred seventy-nine and four-hundredths acres, as shown by the accepted plat approved July 19, 1845.

NOW, KNOW YE, that the UNITED STATES OF AMERICA, in consideration of the premises, HAS GIVEN AND GRANTED, and by these presents DOES GIVE AND GRANT, unto the said Louis Reive, and to his heirs, the lands above described: TO HAVE AND TO HOLD the same, together with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said Louis Reive, and to his heirs and assigns forever, in pursuance with the provisions of the said Act of March 3, 1823.

IN TESTIMONY WHEREOF, I, Woodrow Wilson, President of the United States of America, have caused these letters to be made patent, and the seal of the General Land Office to be hereunto affixed.

Given under my hand at the City of Washington, the second day of September, in the year of our Lord one thousand nine hundred and thirteen, and of the Independence of the United States the one hundred and thirty-eighth.

(Seal) By the President: Woodrow Wilson.
A. F. Lane, Secretary.
S. C. Lamar,
Recorder of the General Land Office.

463514

Recorded in Patents: Patent Number 353442.

Filed for record April 26th 1916.
Recorded April 28th 1916.
J. H. E. Smith, Judge of Probate. (4)

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Patent from the United States of America to Louis Dolive

as the same appears of record in my office in Deed Book No. 24 Page 394.

Given under my hand and seal of office, this 10th day of August, 1955

W R Stuart
Judge of Probate.

Com Exp 10

The State of Alabama } We the undersigned Appointed by
Perrin County } the Orphans Court of said County
Commissioners to distribute the Real
Estate belonging to the Estate of John Gaines late of said
County dec'd among the heirs of said Gaines met
at the Village of Old Fort on the first day of June
1842 the day designated in said Court House and
the said distribution in manner and form following to
to facilitate the distribution and by the agreement of
all the heirs Gaines Gathering with all the land known
as the Mill Tract Containing Eight Hundred and Sixty
Eight Acres Also the Grand Fort Tract Situated in Township
Township 5 South Range 2 East Containing Four hundred

and ~~fifty~~ forty five Acres. And also 56 fractional quarter
Section 32 of Township 4 South Range 2 East Containing
One hundred and forty four Acres lying in all Eleven hundred
and forty nine 53/100 Acres for the sum of One thousand
Dollars to be paid by him to the said himself in hand
That portion of the Domain Order Tract belonging to
the said Estate between the lands of Merrick Order and
is found on the Bay Nine Chains fifty one links North
from the North boundary line of a lot belonging to Robin
H Order in the Village is divided into five equal parts
fronts on a North line without regard to the meanders
of the bay ~~from~~ divided into five inclusive from South
to South and running back to the North and South
line between Sections 8 & 9 and the Northern division
which is in the form of a wedge, to include also the
lands belonging to the Estate in the rear of Merrick Order
tract and the Mill tract Northerly to the East and West
half Section Line of Section five as number One is dis
=tributed to Louis Order Jr. Two to Robin H Order No three
to Louis Martel No four to Douglass D Martel No five
to Merrick Order, the tract between the above lot
divided and the lot of R H Order before referred to, Contai
ning a front of nine Chains and fifty one links is divided
into three lots of three Chains twenty links front back to
back, East to the dividing line between Sections 8 & 9
of said Township & South and Numbered from North to
South Per two & three. No One is allotted to Merrick Order
No two to Louis Order Jr and No three to Robin H Order
And that part of the tract between Fleurons tract and
the East and West Section line between Sections four
and Eight is divided into two tracts of equal fronts of
about four Chains to extend back due East to the West
line of Section nine (9) T.5. R.26 and the Northern division
is allotted to Louis Martel and the Southern division to
Douglass D Martel.

In Order to Carry out an uncompleted bargain
made between Louis Order Sen and Louis Martel as recited
smoothly and agreed by all the heirs so much of the South
half of Section 17 T.5. R.2 E as is equal and for one is set
off to Louis Martel in Consideration of his relinquishing
all claim against the Estate either for the loan or the money
paid for the lands to say the North half of 56 fractional

quarter section of section 18 T5 R2 E containing twenty One Acres and the remainder of section 17 is to be paid for by Lewis Starke to the Estate at the rate of twenty five Cents an Acre

In order to further facilitate the division of the Estate it is agreed between all the heirs that Mordecai Odom takes all the lands belonging to the Estate on the Rear of the several tracts of land belonging to Thomas J & D Coppert H Patterson and R H Odom back to the west line of Section Nine of Township 5 S R 2 East estimated at One Hundred and twenty nine Acres at twenty five Cents per acre

And finally to close the distribution of said Estate it is agreed by all the heirs that they sell to C W Starke One of the said heirs all the land of said Estate Bounded as follows to wit On the west by the Bay of Mobile on the South by land of Sec and Acres East by section subdivision of Township 5 S R 2 East and North by the Woods by the North line of section 18 of said T & R Containing forty seven Acres more or less for the sum of One hundred Dollars to be paid by him the said Starke to the said Estate also all the land situated in and being the north half section 19 T5 S R 2 E Containing three Hundred and twenty Acres more or less at the rate of twenty five Cents per Acre to all of which the said Douglas H Starke does now and has agreed given under our hands this day and date above written

Witness to and Subscribed to
before me this 1st day June 1862

C. H. Gaspee Clerk

Origen Sibley
Lyman Sibley
Charles Hall
James Conway
W C Orrick

We the undersigned heirs of Lewis Odom dec'd hereby agree to the foregoing distribution and settlement Given under our hands and seals this 1st day of June AD 1862

Lewis Starke (Seal)
C W Starke (Seal)
R. H. Odom (Seal)
M. Odom (Seal)
Lewis Odom Jr (Seal)

The State of Alabama } Personally appeared before
Dallas County } me William H Gaston Clerk of
the County Court of said County
the above named Lewis Starke & M Starke R. H.
Dolive & Mc Dolive and Lewis Dolive who acknowledge
d that they signed and sealed the forgoing instrument
of writing on the day and date and for the uses and
purposes therein mentioned. Given under my hand
and seal this 9th June A D 1842

W H Gaston clerk

Ordered for record August 15th 1842
P. C. Byrne
J. C. C. D. C.

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Report of Commissioners _____

as the same appears of record in my office in Record Orphans Court Book No. G-1 Page 353-6.

Given under my hand and seal of office, this 11th day of August, 1955

W R Stuart
Judge of Probate.

By: Geo. A. Glover, Chief Clerk

Com Exp 11

----------000000000----------

NOW ALL MEN BY THESE PRESENTS, That Louis Dolive (formerly known as Louis Dolive, Jr.) unmarried, of Baldwin County, State of Alabama, in consideration of Fifteen Dollars, hereby acknowledged to have been paid to him by Noble Heath and William Jeremiah of the State of New York, Executors of the last will and testament of William P. Coolidge, deceased, does hereby remise, release and forever quitclaim unto the said Noble Heath and William Jeremiah as Executors of the last will and testament of William P. Coolidge, deceased, all his right, title, and interest in or to all and singular the following tracts, pieces, or parcels of land situated in Baldwin County, State of Alabama, described as follows, to-wit:

The Tract of land known as the Dolive Mill Tract, containing Eight Hundred and Sixty and 82/100 acres, and that part of the Domingue Dolive Tract known as No. 1 according to the report of the Commissioners appointed by the Orphan's Court of said County, to make a distribution among the heirs of Louis Dolive, deceased, of the real estate of which he died possessed, which report is dated June 1st., 1842 and duly recorded in said county, and by which report both of the above tracts of land was allotted to this grantor.

Also the following described lands in Township 4 South, Range 2 East, viz: Fractional

Southeast quarter of Section 32, and the Northeast quarter of the Northwest quarter, and the South half of the Northwest quarter of Section 32, [illegible]

And the following described lands in Township 5 South, Range 4 East, the Southwest quarter of the Southwest quarter of Section [illegible] the Northeast quarter of the Northwest quarter of Section [illegible]

TO HAVE AND TO HOLD, the said lands and premises unto the said Doyle Hardin and William Lacombe, as Executors of the last will and testament of [illegible] P. Coolidge, deceased, their successors [illegible] forever.

Witness my hand and seal this [illegible] day of October A.D. 1902.

Doyle Hardin (Seal)

Signed, sealed and delivered
in the presence of:
George H. Hoyle

State of Alabama,
Baldwin County.

I, George H. Hoyle, Notary Public in and for said State and County, hereby certify that Doyle Hardin, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the said conveyance he executed the same voluntarily on the day the same bears date.

Given under my hand this 9th. day of October A. D. 1902.

George H. Hoyle, Notary Public,
Baldwin County, Ala.

(Seal)

Filed for record December 17th. 1902 at 7 O'C. M.
Recorded December 19th. 1902.

Chas. Hall, Judge of Probate.

———————0000000000———————

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Deed from Louis Dolive to Noble Heath and William Jeremiah, Executors of the Last Will and Testament of William P. Cooledge

as the same appears of record in my office in Deed Book No. 5 Page 583-4.

Given under my hand and seal of office, this 11th day of August, 1955

W. R. Stuart
Judge of Probate.

By: Lila A. Glover Chief Clerk

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BY THE GRACE OF GOD FREE AND INDEPENDENT,

To all to whom these presents shall come or may concern, Greeting:

KNOW YE, That we, having examined the records and files in the office of the Surrogate, of the County of New York, do find there remaining, a certain record of the last will and testament of WILLIAM P. COOLEDGE, deceased, said will having been duly admitted to probate as a will of real and personal property on the Eighth day of June in the year one thousand eight hundred and seventy-four) in the words and figures following, to wit:
(Seal)

I, WILLIAM P. COOLEDGE of the City of New York make and publish this my last will and testament hereby revoking all other and former wills made by me.

FIRST: After the payment of my debts and funeral expenses I give and bequeath to my wife Susan Cooledge, one third of the net income of my estate both real and personal wheresoever situated for and during her natural life in lieu of dower.

SECOND: I give devise and bequeath to my children Ada Cooledge and Florence Cooledge and to their respective heirs and assigns forever in fee simple share and share alike all the estate both real and personal of which I may die seized subject only as aforesaid and in case either of my said children shall die before me without leaving lawful issue then I give, devise and bequeath the share of the one so dying to my surviving child her heirs and assigns forever.

THIRD: I hereby constitute and appoint Noble Heath Junior of the City of New York and William Jeremiah of the City of Brooklyn executors of this my last will and testament and I bequeath to each of them who shall act in the execution of this will the sum of five thousand ($5000) dollars to be received by them in lieu of the compensation and commissions allowed by law.

FOURTH: I authorize and empower my said executors and the survivors of them in their discretion to sell and convey any and all the real estate of which I may die seized at public or private sale at such times and upon such terms as to them shall seem meet and to dispose of and distribute the proceeds in conformity with the provisions of this will.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this seventeenth day of January in the year one thousand eight hundred and seventy four.

WILLIAM P. COOLEDGE. (Seal)

Signed, sealed, published and declared by the said testator William P. Cooledge as and for his last will and testament in the presence of us who at his request and in his presence and in the presence of each other have subscribed our names as witnesses thereto on the day of the date of said will.

George W. Montgomery 8 East 34 St. New York City.
G. A. Preuss 512 Clinton St. Brooklyn.
P. H. Vernon 149 Broadway New York City.

All which we have caused by these presents to be exemplified, and the Seal of our said Surrogates Court to be hereto affixed.

Witness, HON. FRANK T. Fitzgerald, a Surrogate of the County of New York, at the City of New York, the 3rd. day of October in the year of our Lord one thousand nine hundred and two of our Independence the one hundred and twenty-seventh.

J. Fairfax McLaughlin, Clerk of the Surrogates Court.

(Seal)

I, Frank T. Fitzgerald, a Surrogate of said County, and presiding Magistrate of the Surrogates Court, do hereby certify that J. Fairfax McLaughlin whose name is subscribed to the preceding exemplification, is the Clerk of said Surrogates Court, of the County of New York, and that full faith and credit are due to his official acts. I further certify, that the seal affixed to the exemplification is the seal of our said Surrogates Court, and that the attestation thereof, is in due form, and according to the form of attestation used in this State.

Dated, New York, Oct. 3rd 1902.

Frank T. Fitzgerald, Surrogate.

State of New York, }
County of New York. } ss

I, J. Fairfax McLaughlin, Clerk of the Surrogates' Court of the County of New York, do hereby certify that Hon. Frank T. Fitzgerald, whose name is subscribed to the preceding Certificate, is the presiding Magistrate of the Surrogate Court of the County of New York, duly elected, sworn and qualified, and that the signature of said Magistrate to said certificate is genuine.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the said Court this 3rd. day of Oct. 1902.

J. Fairfax McLaughlin,
Clerk of the Surrogate Court.

(Seal)

Filed for record December 18th. 1902 at 8 A. M.
Recorded December 19th. 1902.

Chas. Hall, Judge of Probate.

The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Last Will and Testament of William P. Cooledge

as the same appears of record in my office in Deed Book No. 5 Page 584-5.

Given under my hand and seal of office, this 11th day of August, 1955

W. R. Stuart
Judge of Probate.

By: Lila A. Blount, Chief Clerk

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Know all men by these presents that Richard B.Sherman,an his wife,Katharine Sherman, William Prescott Sherman,a widower, Delia Hartranft and her husband Joseph B.Hartranft,parties of the first part for and in consideration of the sum of Three hundred Dollars,($300.00) cash,this day in hand paid to them by Herman Zowdal of Buffalo of the second parties hereby remise,release,and forever quit-claim unto the said parties of the second part,all of their real property,situate,lying and being in the county of Baldwin,state of Alabama,more particularly described as follows,to-wit:

The tract of land known as the Bolive Hill tract and which formerly belonged to the late Louis Bolive,containing 660-85/100 acres;

Also,all that part of the Pomalee Bolive tract in said County,known as No.1,according to the report of the commissioners appointed by the Orphan's Court of said County to make a distribution among the heirs of Eugene Bolive,deceased,of the real estate of which he died possessed,which report is dated June 1st,1842 and duly recorded in said County,of which part of said tract,being No.1,according to said report as distributed to Louis Bolive.

Also,the following described land in Township 2 South,Range 2 East; Section 31, Southeast fractional quarter,containing 1.4 acres,and South half of Northeast quarter Section 33,South half of Northeast quarter and Northwest quarter of Northeast quarter and South half of Northeast quarter and Northwest quarter of Northeast quarter and Northeast quarter of Southeast quarter; Section 34, Southwest quarter of South,East quarter and Northwest quarter of Southwest quarter;Section 26, South half of Southwest quarter and Southwest quarter of Southwest quarter;

Also, in Township 3 South,Range 2 East; Section 5, Northeast fractional quarter,containing 125 acres; Subdivisions 9,10,and 11 of Sect or 8,containing 46.24 acres, Southwest quarter and Southwest quarter of Southwest quarter and East half of East half of Sect or 4, West half and West half of Northeast quarter of Section 2, South half of Northwest quarter, Section 3.

Together with all rights and appurtenances to said tracts of premises in anywise belonging, to have and to hold the same forever.

In witness thereof the parties of the first part have hereunto set their hands and seals on this 14th & 20th day of October,A.D.1921.

Richard B.Sherman (Seal)
Katharine Sherman (Seal)
William Prescott Sherman (Seal)
Delia B.Hartranft (Seal)
Joseph B.Hartranft (Seal)

(50¢ U S I R Stamp attached.)

State of New York,)
County of " ") in and for said state and county

I,Cornelius Schuyler Stryppel a notary public,hereby certify that Richard B.Sherman and Katharine Sherman,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 the said conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 20 day of October, A.D.1921.

(Seal) Cornelius C.Strippel

Notary Public. Notary Public, Kings Co.No.424
New York Co.Clerk's No.93
Commission expires March 30,1923.

State of New York)
County of New York)

I, Cornelius C.Strippel a Notary Public in and for said State and County, hereby certify that William Prescott Sherman whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the said conveyance, he executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this 20 day of October, A.D.,1921.

(Seal) Cornelius C.Strippel

Notary Public. Notary Public, Kings Co.No.424
New York Co.Clerk's No.93
Commission expires March 30,1923.

State of Ohio)
County of)

I, Wm. Klayer a Notary Public, in and for said State and County, hereby certify that Nellie C.Bertrandt and Joseph B.Bertrandt 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 the said conveyance, they executed the same voluntarily, on the day the same bears date.

Given under my hand and official seal, this 14 day of October, A.D.,1921.

(Seal) Wm. Klayer

Notary Public Hamilton County, Ohio.
My commission expires July 10,1924.

State of New York,)
County of New York)

Before me Donald H.Millard a Notary Public, in and for said State and County, personally appeared, Richard B.Sherman, who is known to me, and who, upon oath, deposes and says that he is the widower of Florence Coolidge, deceased, who was one of the children and devisees of William P.Coolidge deceased, formerly of New York, who claimed title to the lands described in the attached deed, that the said Florence Coolidge Sherman departed this life some years ago, leaving as her only heirs and next of kin, her said husband, the affiant, and the children, namely, William Prescott Sherman, Nellie C.Sherman, now Nellie C.Sherman Bertrandt, the wife of Joseph B.Bertrandt of Norwood, Ohio; that the said William Prescott Sherman is a widower and unmarried; affiant further states that, as collateral the other child and devisee of said William P.Coolidge, deceased, died unmarried, intestate and without issue.

(Seal) Richard B.Sherman

Sworn to and subscribed before me this 21st day of October, 1921.

(Seal) Donald H.Millard Notary Public.
Notary Public, Kings County No.408
Kings County Register's Office No.4098
Certificate filed in N.Y.County Clerk's Office No.181. New York County Register Office No. 8147.

Filed for record Oct.31st 1921 at 8 AM
Recorded Nov.1st 1921.

Jas. F. Volta, Judge of Probate.

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The State of Alabama
Baldwin County

PROBATE COURT

I, W. R. STUART, Judge of Probate Court in and for said State and County, hereby certify that the within and foregoing _____ pages contain a full, true and complete copy of the Deed from Richard B. Sherman and Katharine Sherman, William Prescott Sherman, Joseph B. Hartranft and Leila C. Hartranft to Herman H. Wefel Jr.

as the same appears of record in my office in Deed Book No. 31 Page 318-19.

Given under my hand and seal of office, this 10th day of August, 1955

W R Stuart

Judge of Probate.

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This Indenture, made this 30th day of December, A.D. 1902, between Noble Heath (formerly Noble Heath, Jr.,) of Centralia Park, in the County of Nassau and State of New York, and William Jeremiah, of the Borough of Brooklyn, in the City of New York, as Executors of the last Will and Testament of William R. Coolidge, deceased, parties of the first part, and Norman H. Wefel, Jr., of Mobile, in the County of Mobile and State of Alabama, party of the second part, Witnesseth:

That the said parties of the first part by virtue of the power and authority to them given in and by said last will and Testament and for and in consideration of the sum of Six Thousand two hundred eighty and 37/100 dollars lawful money of the United States of America, to them duly paid, the receipt whereof is hereby acknowledged, have granted, bargained, sold and conveyed and by these presents do grant, bargain, sell and convey unto the said party of the second part, his heirs and assigns forever, all and singular the following tracts or parcels of land situate in Baldwin County, in the State of Alabama, viz:

The tract of land known as the Dolive Mill Tract, and which formerly belonged to the late Louis Dolive, containing eight hundred and sixty and 83/100 acres. Also that part of the Dolive Grant tract in said County known as No. according to the report of the Commissioners appointed by the Orphans Court of said County to make a distribution among the heirs of Louis Dolive, deceased, of the real estate of which he died possessed, which report is dated June 1st 1842, and duly recorded in said County, and which part of said Tract, being said, according to said report, was distributed to Louis Dolive. Also the following described land lying and being in Township four South of Range two East, to wit:

The South East fractional quarter of Section thirty two, containing one hundred and forty four acres, and the South half of the North east quarter of Section thirty two, the South half of the North west quarter, the North east quarter of the North west quarter, the South half of the Northeast quarter, the Northwest quarter of the North east quarter, and the Northeast quarter of the Southeast quarter of Section 33. The Southeast quarter of the southwest quarter, and the Southwest quarter of the Southwest quarter of Section 34; the South half of the Southwest quarter, and the Southwest quarter of the Southeast quarter of Section 28.

Also the following reserved lands in Township five South of Range two East, to wit:

The Northeast fractional quarter of Section five, containing one hundred and forty-five acres, subdivisions lots ten and eleven of section five, containing sixteen and 24/100 acres. The South east quarter, southwest quarter of the southeast quarter, and east half of the east half of section four; the west half, and the west half of the northeast quarter of Section three. Also an island known as fractional section 31, township four south of Range two east, divided from main land by Dolive Bayou, and heretofore described in the Chancery decree, hereinafter referred to, to William R. Coolidge as "An island to be conveyed by Cyrus Sklier to Said Smith but improperly located in township five south of range two east, instead of township four south of range two east. All of the above reserved property being a part of the same premises conveyed to the said William R. Coolidge by John H. Hayler, receiver and master in Chancery, by deed bearing date the 7th day of May, 1860, and recorded in Baldwin County records on the 3rd day of May 1869, in Book 1, pages 574, 576, 580 and 581.