

3456

CARL D. BAGGETT AND ALEEN BAGGETT,

IN THE CIRCUIT COURT OF

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVI- SEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, DECEASED, IF ANY, AND AGAINST THE FOLLOWING DESCRIBED LANDS: THE NORTH HALF OF THE NORTH- EAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 29, TOWN- SHIP 8 SOUTH, RANGE 4 EAST, BALDWIN COUNTY, ALABAMA: AND ANY AND ALL OTHER PERSONS, FIRMS OR CORPORATIONS, CLAIM- ING ANY TITLE TO, INTEREST IN LIEN OR ENCUMBRANCE ON SAID LANDS, OR ANY PART THEREOF,

BALDWIN COUNTY, ALABAMA

IN EQUITY.

NO. 3456

RESPONDENTS

DEMURRERS

Now comes Jessie Mae Nichols Ramseyer, one of the respondents in this cause, and demurs to the bill of complaint, and as grounds for demurrer assigns separately each of the following:

I

1. There is no equity in the bill of complaint.
2. The said bill of complaint does not allege that the unknown heirs or devisees of Winifred Trainor Krump are non-residents of the State of Alabama.
3. The said bill of complaint does not allege that the unknown heirs or devisees of Winifred Trainor Krump are over the age of twenty-one years.
4. The said bill of complaint does not show by what right or title the said Nic Krump acquired the land involved in the above style cause.
5. The said bill of complaint does not show on what date the said Nic Krump acquired title to the land involved in the above styled cause.
6. The said bill of complaint does not allege the date that the said Winifred Trainor Krump died.

Now comes the respondent, Jessie Mae Nichols Ramseyer, and demurs to the allegations of Paragraph 2 of said bill of complaint, and assigns as separate and several grounds therefor each of the grounds of demurrer from 1 to 6, both inclusive, hereinabove separately and severally assigned to the bill of complaint as a whole, just as if each of the said grounds of demurrer were specifically re-written here.

III

Now comes the respondent, Jessie Mae Nichols Ramseyer, and demurs to the allegations of Paragraph 3 of said bill of complaint, and assigns as separate and several grounds therefor each of the grounds of demurrer from 1 to 6, both inclusive, hereinabove separately and severally assigned to the bill of complaint as a whole, just as if each of the said grounds of demurrer were specifically re-written here.

IV

Now comes the respondent, Jessie Mae Nichols Ramseyer, and demurs to the allegations of Paragraph 4 of said bill of complaint, and assigns as separate and several grounds therefor each of the grounds of demurrer from 1 to 6, both inclusive, hereinabove separately and severally assigned to the bill of complaint as a whole, just as if each of the said grounds of demurrer were specifically re-written here.

V

Now comes the respondent, Jessis Mae Nichols Ramseyer, and demurs to the allegations of Paragraph 5 of said bill of complaint, and assigns as separate and several grounds therefor each of the grounds of demurrer from 1 to 6, both inclusive, hereinabove separately and severally assigned to the bill of complaint as a whole, just as if each of the said grounds of demurrer were specifically re-written here.

VI

Now comes the respondent, Jessie Mae Nichols Ramseyer, and demurs to the allegations of Paragraph 6 of said bill of complaint, and assigns as separate and several grounds therefor each of the grounds of demurrer from 1 to 6, both inclusive, hereinabove separately and severally assigned to the bill of complaint as a whole, just as if each of the said grounds of demurrer were specifically re-written here.

ANSWER

Now comes Jessie Mae Nichols Ramseyer, one of the respondents in this cause, and in answer to the said bill of complaint, states as follows:

I

Respondent denies the allegations of paragraph 1 of the bill of complaint.

II

Respondent denies the allegations of paragraph 2 of the bill of complaint.

III

Respondent denies the allegations of paragraph 3 of the bill of complaint.

IV

Respondent denies the allegations of paragraph 4 of the bill of complaint.

V

Respondent denies the allegations of paragraph 5 of the bill of complaint.

VI

Respondent denies the allegations of paragraph 6 of the bill of complaint.

VII

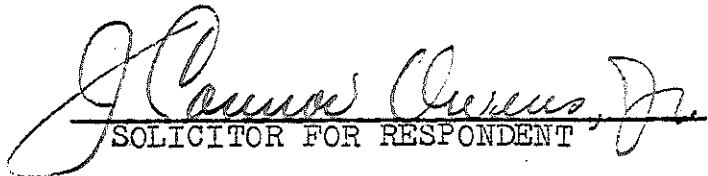
Respondent further alleges that she is the half-sister of Winifred Trainor Krump, and that both the respondent and

the said Winifred Trainor Krump had the same father, who died in 1938; that Nic Krump and Winifred Trainor Krump were husband and wife, and they had no children; that Winifred Trainor Krump died in the year 1949 in Brice Hospital at Tuscaloosa, Alabama, and that Nic Krump died in 1952 in Baldwin County, Alabama; that there was no will probated or administration of the estate of Winifred Trainor Krump, and more than 5 years have elapsed since the death of the said Winifred Trainor Krump; that the said Nic Krump inherited only a life estate in the real property of Winifred Trainor Krump.

VIII

That Winifred Trainor Krump was survived not only by the respondent, but by two nephews, and that said nephews are living presently in the State of Indiana.

The premises considered, your respondent prays that this Honorable Court decree that your respondent is the owner of an one-half undivided interest in said lands, free from any right, claim or interest, lien or encumbrance on the said lands insofar as the complainants herein are concerned and that Your Honor will further settle any and all disputes concerning the respondent's undivided one-half interest in and to said lands, and the respondent further prays for all other and general relief to which she may be entitled.


SOLICITOR FOR RESPONDENT

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVI-
SEES OF WINIFRED TRAINOR
KRUMP, NEE WINIFRED TRAINOR,
DECEASED, IF ANY, AND AGAINST
THE FOLLOWING DESCRIBED LANDS:
THE NORTH HALF OF THE NORTH-
EAST QUARTER OF THE NORTHEAST
QUARTER OF SECTION 29, TOWN-
SHIP 8 SOUTH, RANGE 4 EAST,
BALDWIN COUNTY, ALABAMA; AND
ANY AND ALL OTHER PERSONS,
FIRMS OR CORPORATIONS, CLAIM-
ING ANY TITLE TO, INTEREST IN
LIEN OR ENCUMBRANCE ON SAID
LANDS, OR ANY PART THEREOF,

RESPONDENTS

IN THE CIRCUIT COURT OF

BOOK 004 PAGE 213

BALDWIN COUNTY, ALABAMA

IN EQUITY. NO. 3456

TO THE HON. HUBERT M. HALL, JUDGE OF CIRCUIT COURT OF BALDWIN COUNTY,
ALABAMA:

Now comes Jessie Mae Nichols Ramseyer, Robert Arthur Nichols,
and Gene Michael Nichols, a minor; by his next friend, Mrs. Esther
Nichols, and respectfully represents unto this Honorable Court as follows:

1. That the Complainants in the above styled cause have filed a
petition to quiet title against certain property in said suit and
have joined as parties respondent, the unknown heirs or devisees of
Winifred Trainor Krump, and have alleged that Winifred Trainor Krump
died in interstate in the insane asylum at Tuscaloosa, Alabama, and
that she left no heirs or next of kin except Nic Krump, now deceased.
2. That Jessie Mae Nichols Ramseyer is a half-sister of the Winifred
Trainor Krump; that Robert Arthur Nichols is a nephew of Winifred Trainor
Krump; that Gene Michael Nichols, a minor, is a nephew of Winifred
Trainor Krump and that the said parties are all of the heirs of the
said Winifred Trainor Krump.

WHEREFORE, the premises considered, the petitioners herein, pray
that this Honorable Court will allow Jessie Mae Nichols Ramseyer,
Robert Arthur Nichols, and Gene Michael Nichols, a minor, by his next
friend, Mrs. Esther Nichols, to intervene as parties respondent in
the above styled cause, and that they be allowed to defend the complaint
filed in the above styled cause pursuant to Title 7, Section 1128 of the
Code of Alabama of 1940, and further pray for all other and general
relief to which they may be entitled.

J. Conrad Reeves, Jr.
SOLICITOR FOR RESPONDENTS

J. B. Blackburn
SOLICITOR FOR RESPONDENTS

BOOK 004 PAGE 214

CARL D. BAGGETT AND ALEEN BAGGETT
COMPLAINANTS

VS

THE UNKNOWN HEIRS OR DEVISEES of
Winifred Trainor Krump, Nee Winifred
Trainor, Deceased, if any, and the
following described lands; The North
half of the Northeast Quarter of the
Northeast Quarter of Section 29, Town-
ship 8 South, Range 4 East, Baldwin
County, Alabama; AND any and all other
persons, firms or corporations, claiming
any title to, interest in, lien or en-
cumbrance on said lands, or any part
thereof,

RESPONDENTS.

No. 3456

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, THE TWENTY-EIGHTH JUDICIAL
CIRCUIT OF ALABAMA--IN EQUITY.

TO THE HON. HUBERT M. HALL, JUDGE OF SAID COURT; IN EQUITY:

Your Complainants, Carl D. Baggett and Aleen Baggett, would respectfully
represent unto Your Honor as follows:

1. That your Complainants are resident citizens of ^{Baldwin} County, Alabama,
and are over the age of twenty-one years. That the name, age, condition and
place of residence of the Respondents, the Heirs or Devisees of Winifred Trainor
Krump-nee Winifred Trainor, (if any she left surviving her, except her husband
Nic Krump, now deceased) are unknown to your Complainants, and cannot be as-
certained after reasonable effort; that your Complainants have inquired among
the people who should know about Winifred Trainor Krump-nee Winifred Trainor,
and all that they have been able to ascertain, is , that She died intestate
in the insane hospital at Tuscaloosa, Alabama, and that She left no heirs or
next of kin except her husband, Nic Krump, now deceased.

2. That your Complainants are in the actual peaceable possession of the
following described property and claim to own the same in fee simple, without
any lien or encumbrances against said land. Said lands are described to-wit:

The North half of the Northeast Quarter of the Northeast Quarter
of Section 29, Township 8 South, Range 4 East, ^{OF S. STEPHEN'S MERIDIAN} together with all
and singular the improvements thereon, situated in Baldwin County,
Alabama.

3. That your Complainants and Matt Krump, Herbert Krump, Nic Krump,
Winifred Trainor Krump-nee Winifred Trainor, John Stelk and J. W. Fulford,
through whom Complainants claim title, have been in the actual peaceable
possession of said lands, described above, and have paid taxes on said land
during the whole period of more than ten consecutive years next preceeding
the filing of this Bill of Complaint, and no other person has paid taxes
thereon, or claimed any part of said property during any part of said period
of more than ten years preceeding the filing of this Bill of Complaint,
except one Mildred Casey, who has claimed said property to the knowledge of

your Complainants, but the Circuit Court of Baldwin County, Alabama, by decree dated October 9, 1952, in case # 2603, in Equity and recorded in the Office of the Probate Judge of Baldwin County, Alabama on Feb. 18, 1954 in Deed Book 205 Pages 349-51, decreed that the instruments by which the said Mildred Casey ^{claimed title to said property} being deeds recorded in Deed Book 150 pages 29-30, and Deed Book 149 page 500 in the Office of the Probate Judge of Baldwin County, Alabama, were clouds upon the title of Matt Krump and Herbert ^{Krump} to said property and ordered them stricken from the record, that said deeds were null and void, and that the said Mildred Casey had no right, title and interest in said lands, and that no title to said lands passed to the said Mildred Casey under said deeds, and that Matt Krump and Herbert Krump were the true and lawful owners of said lands. Complainants aver that no suit is pending to test your Complainants Title to, interest in, or their right to the possession of said lands.

4. That your Complainants claim to have the fee simple title to said lands and to have obtained such title to said lands from Matt Krump, Herbert Krump and his wife Elly Krump by deed dated May 27, 1954 and recorded in Deed Book 211 Pages 244-45 in the Office of the Probate Judge of Baldwin County, Ala., that Matt Krump and Herbert Krump obtained title to said property by the will of Nic Krump, said will was admitted to probate and recorded in the Office of the Probate Judge of Baldwin County, Alabama, on June 11, 1951, in Will Book E Pages 413-15; that Nic Krump obtained title to said property by descent, from his wife, Winifred Trainor Krump; That Winifred Trainor Krump-nee Winifred Trainor received title to said property from Nic Krump by deed dated Feb. 13, 1924 and recorded in Deed Book 34 Page 311, in the Office of the Probate Judge of Baldwin County, Alabama; that Nic Krump received title to said land by deed from John Stelk and wife Emma, dated Dec. 10, 1923 and recorded in Deed Book 34 Page 158 in the Office of the Probate Judge of Baldwin County, Alabama; that John Stelk received title to said land by deed from J. W. Fulford and wife Henrietta Fulford, dated Dec. 1, 1920 and recorded in Deed Book 30 Pages 289-90, in the Office of the Probate Judge of Baldwin County, Alabama; that J. W. Fulford received title to said lands from the United States of America by Patent dated May 6, 1907 and recorded in Deed Book 16 Page 486 in the Office of the Probate Judge of Baldwin County, Alabama.

5. That the title to said lands stands upon the records in the Office of the Probate Judge of Baldwin County, Alabama, in the name of the

Complainants, that they have and their predecessors in title have assessed and paid taxes on said property for more than ten consecutive years next preceeding the filing of this Bill of Complaint, that they have had actual, peaceable possession of said property, exercising control over said property, and that no other person to their knowledge has had possession of, assessed, or claimed said property, other than stated in this Bill of Complaint for more than ten consecutive years next preceeding the filing of this Bill.

6. In addition to the inquiries hereinabove set out in your Complainants efforts to locate the heirs or devisees of Winifred Trainor Krump-nee Winifred Trainor, your Complainants have made diligent search in the Office of the Judge of Probate to ascertain if there has been an administration on Her estate, and have communicated with the attorney representing Nic Krump before he died and Matt Krump and Herbert Krump, brothers of deceased husband of Winifred Trainor, and Complainants have tried to secure information from the Insane Hospital at Tuscaloosa, Ala., in which Winifred Trainor Krump, was confined for a number of years, and in which she was located at the time of her death if they knew of any other heirs or next of kin or their names and address, of the said Winifred Trainor Krump; and that your complainants and their attorney have been unable to locate the name, names or address, or the existance of any surviving heirs or devisees of the said Winifred Trainor Krump, except Nic Krump, her husband, now deceased.

WHEREFORE, PREMISES CONSIDERED, Complainants pray that Your Honor will take jurisdiction of this matter and of the parties hereto, and that proper process, and notice by publication as provided by law be issued by this Court making ~~the Heirs~~ or Devisees of Winifred Trainor Krump, and any and all other persons, firms or corporations claiming any title to, interest in, lien or encumbrance on said lands, or any part thereof, and the land described in the caption hereof, parties respondent to this Bill of Complaint, and requiring them to appear and plead, answer or demur hereto within the time and in the manner required by law and the rules of this Honorable Court, or suffer a decree pro confesso to be taken against them; that they and each of them be required to show what right, title, claim or interest, lien or encumbrance they have or claim to have ~~to~~, upon or against said property or any part thereof, and how and by what instrument the same is derived and created; that on a final hearing of this cause, Your Honor will decree that your Complainants are the owners of said lands, free of any right, title, claim or interest, lien or encumbrance upon or against

said property so far as the Respondents or any of them herein are concerned, and that Your Honor will further settle and quiet any and all doubts or disputes concerning your Complainants title to said lands; and Complainants pray for all such other, further, different or general relief to which they may be entitled in the premises.

Graydon Newman
Graydon Newman
Solicitor for Complainants.

STATE OF ALABAMA)
BALDWIN COUNTY)

Before me, Graydon L. Newman, a Notary Public in and for the State of Alabama, at large, personally came and appeared Carl D. Baggett, who, being by me first duly sworn, on oath deposes and says: That he is one of the Complainants in the above and foregoing Bill of Complaint, and that the Allegations and averments therein contained are true and correct.

Carl D. Baggett
Carl D. Baggett

Sworn to and subscribed before me
this 17th day of Jan 1955.

Graydon L. Newman
Notary Public.

STATE OF ALABAMA)
BALDWIN COUNTY.)

Before me, Graydon L. Newman, a Notary Public in and for the State of Alabama, at large, personally came and appeared Aleen Baggett, who, being by me first duly sworn, on oath deposes and says: That she is one of the Complainants in the above and foregoing Bill of Complaint, and that the Allegations and averments therein contained are true and correct.

Mrs. Aleen Baggett
Aleen Baggett

Sworn to and subscribed before me this
17th day of January 1955.

Graydon L. Newman
Notary Public.

NO. 3456
Case #

Carl D. Baggett
Alvin Baggett
Complainants

VS

The Heirs or devisees of
Winifred Triamor Krump,
Deceased, et al, and in
rem vs The N¹/₂ of the N²/₄ of
The N²/₄ of Section 28, Township
8 So, Range 24 East, In Baldwin
Co. Ala, et al.

Respondents

Original Bill

FILED
JAN 12 5 1955

ALICE J. BUCK, Register

(Original)

Sworn to and subscribed before me this
12th day of January 1955
Alice J. Buck, Register

WILKINSON COUNTY
STATE OF ALABAMA

Notar Public for Wilkinson County
Alvin Baggett

They may be accepted in the premises.
And they for all such other, further, different or General relief so which
divulges concerning them Complainants title to said lands; and Complainants
and that your honor will further advise and direct and will comply or
said property so far as the respondents or any of them herein are concerned,

100

CARL D. BAGGETT, ET AL
COMPLAINANTS

VS

THE UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP, NEE
WINIFRED TRAINOR, ET ALS,
RESPONDENTS.

CASE No. 3456

IN THE CIRCUIT COURT OF BALDWIN COUNTY,
THE TWENTY-EIGHTH JUDICIAL CIRCUIT OF
ALABAMA-- IN EQUITY.

TO THE HON. HUBERT M. HALL, JUDGE OF SAID COURT: IN EQUITY:

Comes your complainant's by their attorney of record and moves that a guardian
ad litem be appointed in the above styled cause, as provided by law, to represent
the interest of the defendants therein.

Hayden Hermon
ATTORNEY FOR COMPLAINANTS

STATE OF ALABAMA)
BALDWIN COUNTY.)

Comes Alice J. Duck, Register of said court, and appoints, Arthur Epperson
a practicing attorney of Foley, Alabama, in Baldwin County, Alabama, as Guardian
ad litem to represent the interest of the respondents in said cause, as provided
by law and the rules of this court.

Alice J. Duck
REGISTER

State of Alabama)
Baldwin County.)

To Arthur Epperson, Attorney, Foley, Alabama, please take notice, that
on this the 31 day of March 1955, you have been appointed
guardian ad litem to represent the respondents in the above entitled cause.

Please return this notice signed by you if you accept said appointment.

Alice J. Duck
REGISTER.

I hereby accept or _____
the appointment as guardian ad litem in said cause.

Arthur Epperson
Arthur Epperson

RECEIVED
MARCH 31 1955
BALDWIN COUNTY

RECEIVED
MARCH 31 1955
BALDWIN COUNTY

RECEIVED
MARCH 31 1955
BALDWIN COUNTY

212

3456

Carl D. Baggett et al
Complainants

vs

The Unknown Heirs or Devisees
of Winifred Trainor Krump, Nee
Winifred Trainor, et als,
Respondents.

Copy of Motion to appoint
a Guardian ad litem in this cause;
The appointment of Guardian ad
litem; and the acceptance of
appointment by guardian ad litem.

FILED

APR 19 1955

ALICE L. SWICK, Clerk

THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, ET ALS, RESPONDENTS.

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THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, ET ALS, RESPONDENTS.

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THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, ET ALS, RESPONDENTS.

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THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, ET ALS, RESPONDENTS.

THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, ET ALS, RESPONDENTS.

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS

UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP,
& LANDS DESCRIBED IN THE
BILL OF COMPLAINT, ET AL

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO: Unknown heirs or devisees of Winifred Trainor Krump, nee
Winifred Trainor, deceased, and to Arthur E. Epperson, guardian
ad litem for them.

Notice is hereby given that the testimony of Carl D. Baggett,
Aleen Baggett, Pat Caldwell and Lawrence Dukes, witnesses for the
complainants in the above styled cause will be taken orally before
Madeline S. Bryars, commissioner, heretofore duly appointed, at the
office of Beebe & Swearingen, attorneys for complainants, at 10:00
o'clock A.M. on the 6th day of September, 1956.

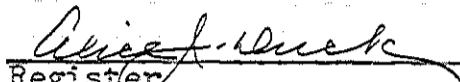
This the 3rd day of September, 1956.

Madeline S. Bryars
Commissioner

Beebe & Swearingen

By Arthur E. Epperson
Solicitors for complainants

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in equity, do hereby certify that the foregoing notice of the time and place of taking deposition of complainants witnesses was filed and entered on the order book of the Register on the 3rd day of September, 1956.


Register

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS

THE UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP, nee
Winifred Trainor, Deceased, if
any, and the following described
lands: The North half of the
Northeast quarter of the North-
east quarter of Section 29, Town-
ship 8 South, Range 4 East, Baldwin
County, Alabama; and any and all
other persons, firms or corporations
claiming any title to, interest in,
claim, lien or encumbrance on said
lands, or any part thereof,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

BOOK 244 PAGE 386

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 publication of notice, 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, the unknown heirs or devisees of Winifred Trainor Krump, nee Winifred Trainor, deceased, and against any and all other persons, firms 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, Carl D. Baggett and Aleen Baggett, 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:

The North half of the Northeast quarter of the Northeast quarter of Section 29, Township 8 South, Range 4 East, of St. Stephens Meridian, together with all and singular the improvements thereon, situated in Baldwin County, Alabama;

That the complainants obtained title to the said lands from Matt Krump, Herbert Krump and his wife Elly Krump by deed dated May 27, 1954 and recorded in Deed Book 211 pages 244-45 in the office of the Judge of Probate of Baldwin County, Alabama; who acquired the same by the will of Nic Krump, said will was admitted to Probate and recorded in the office of the Probate Judge of Baldwin County, Alabama, on June 11, 1951, in Will Book E, pages 413-15; that Nic Krump obtained title to the said property by descent, from his wife, Winifred Trainor Krump; that Winifred Trainor Krump-nee Winifred Trainor received title to said property from Nic Krump by deed dated February 13, 1924 and recorded in Deed Book 34 at page 411, in the office of the Probate Judge of Baldwin County, Alabama; that Nic Krump received title to said land by deed from John Stelk and wife Emma, dated December 10, 1923 and recorded in Deed Book 34, page 158 in the office of the Judge of Probate of Baldwin County, Alabama; that John Stelk received title to said land by deed from J. W. Fulford and wife, Henrietta Fulford, dated Dec. 1, 1920 and recorded in Deed Book 30 pages 289-90 in the office of the Judge of Probate of Baldwin County, Alabama; that J. W. Fulford received title to said lands from the United States of America by Patent dated May 6, 1907 and recorded in Deed Book 16, page 486 in the office of the Probate Judge of Baldwin County, Alabama; 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 Carl D. Baggett and Aleen Baggett, 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 the unknown heirs or devisees of Winifred Trainor Krump-nee Winifred Trainor, nor 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 Carl D. Baggett and Aleen Baggett, shall inure to the benefit of all persons deriving title to said lands or any part thereof from or through the said Carl D. Baggett and Aleen Baggett, and the said title so quieted and established in them shall be treated and considered as established in favor of the said Carl D. Baggett and Aleen Baggett and all persons deriving 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, that the cost thereof be taxed as a part of the cost of this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Carl D. Baggett and Aleen Baggett be and they are hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 20 day of September, 1956.

Hubert M. Hall

Judge

I, Allice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in above stated cause, which said decree is on file and enrolled in my office. WITNESS MY HAND AND SEAL THIS THE 20 day of Sept. 1956

Allice J. Duck
Register of Circuit Court, in Equity

STATE OF ALABAMA, BALDWIN COUNTY
Filed 10-24-56 4 P. M.
Recorded 10-24-56 back 244 page 386-8
MR. Street
Judge of Probate

34291-20-25

Allice J. Duck

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS

THE UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP, nee
Winifred Trainor, Deceased, if
any, and the following described
lands: The North half of the
Northeast quarter of the North-
east quarter of Section 29, Town-
ship 8 South, Range 4 East, Baldwin
County, Alabama; and any and all
other persons, firms or corporations
claiming any title to, interest in,
claim, lien or encumbrance on said
lands, or any part thereof,

RESPONDENTS

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 publication of notice, 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, the unknown heirs or devisees of Winifred Trainor Krump, nee Winifred Trainor, deceased, and against any and all other persons, firms 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, Carl D. Baggett and Aleen Baggett, 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:

The North half of the Northeast quarter of the Northeast quarter of Section 29, Township 8 South, Range 4 East, of St. Stephens Meridian, together with all and singular the improvements thereon, situated in Baldwin County, Alabama;

That the complainants obtained title to the said lands from Matt Krump, Herbert Krump and his wife Elly Krump by deed dated May 27, 1954 and recorded in Deed Book 211 pages 244-45 in the office of the Judge of Probate of Baldwin County, Alabama; who acquired the same by the will of Nic Krump, said will was admitted to Probate and recorded in the office of the Probate Judge of Baldwin County, Alabama, on June 11, 1951, in Will Book E, pages 413-15; that Nic Krump obtained title to the said property by descent, from his wife, Winifred Trainor Krump; that Winifred Trainor Krump-nee Winifred Trainor received title to said property from Nic Krump by deed dated February 13, 1924 and recorded in Deed Book 34 at page 411, in the office of the Probate Judge of Baldwin County, Alabama; that Nic Krump received title to said land by deed from John Stelk and wife Emma, dated December 10, 1923 and recorded in Deed Book 34, page 158 in the office of the Judge of Probate of Baldwin County, Alabama; that John Stelk received title to said land by deed from J. W. Fulford and wife, Henrietta Fulford, dated Dec. 1, 1920 and recorded in Deed Book 30 pages 289-90 in the office of the Judge of Probate of Baldwin County, Alabama; that J. W. Fulford received title to said lands from the United States of America by Patent dated May 6, 1907 and recorded in Deed Book 16, page 486 in the office of the Probate Judge of Baldwin County, Alabama; 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 Carl D. Baggett and Aleen Baggett, 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 the unknown heirs or devisees of Winifred Trainor Krump-nee Winifred Trainor, nor 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 Carl D. Baggett and Aleen Baggett, shall inure to the benefit of all persons deriving title to said lands or any part thereof from or through the said Carl D. Baggett and Aleen Baggett, and the said title so quieted and established in them shall be treated and considered as established in favor of the said Carl D. Baggett and Aleen Baggett and all persons deriving 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, that the cost thereof be taxed as a part of the cost of this proceeding.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the said Carl D. Baggett and Aleen Baggett be and they are hereby taxed with the cost of this proceeding for which let execution issue.

Done at Bay Minette, Alabama, this the 20 day of September, 1956.

Hubert M. Hall
Judge

RECORDED

Carl D. Baggett &
Alice Baggett
Complainants

vs.

Heirs of Deceased
B. Wm. J. Deane & Family
deceased & certain
lands in
Defendants

Final Decree

FILED

SEP 20 1956

ALICE J. DECK, Register

CARL D. BAGGETT and ALEEN
BAGGETT,

COMPLAINANTS

VS

UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP,
NEE WINIFRED TRAINOR, DE-
CEASED, AND THE LANDS DE-
SCRIBED IN THE BILL OF COM-
PLAINT, ET AL,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO: Arthur E. Epperson, guardian ad litem for the unknown heirs or devisees of Winifred Trainor Krump, nee Winifred Trainor, deceased, and to any and all other persons, firms or corporations claiming, any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: The North half of the Northeast quarter of the Northeast quarter of Section 29, Township 8 South, Range 4 East;

Notice is hereby given that the complainant in the above styled cause has this day made application for the oral examination of Carl D. Baggett, Aleen Baggett and Pat Caldwell and Lawrence Dukes witnesses for the complainants in the above styled cause and has suggested Madeline S. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witnesses.

Witness this the 29 day of August, 1956.

BEEBE & SWARINGEN

BY

[Signature]
Solicitors for complainants

[Signature]
Register

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Carl D. Baggett & Aleen Baggett Complainant

VS.

Unknown heirs of Winifred Trainor Krump & certain lands Respondent

I, Madeline S. Bryars

as Register and Commissioner

have called and caused to come before me Pat Caldwell

witness named in the Requirement for Oral Examination, on the ___ day of ___
195___, at the office of Beebe & Swearingen

in Bay Minette, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Pat Caldwell

doth depose and say as follows:

My name is Pat Caldwell. I am a resident of Baldwin County, Alabama, and have been for more than fifteen years. I am acquainted with the lands described in the bill of complaint in this cause and I know of my own personal knowledge all of the people who have lived on that property in the last fifteen years. Mr. & Mrs. Nic Krump at one time resided there and no one has resided there except Mr. & Mrs. Krump or the persons to whom Mr. Krump either leased it or let live there and no one that I know of who has had the possession of it has ever claimed ownership or any title to the property except the Krumps. The Krumps have had peaceable possession the past twelve years and longer.

On cross examination by Arthur E. Epperson, guardian ad litem:

I live within one-half mile of the land. I have seen the lands frequently. Mr. and Mrs. Baggett took possession of the property immediately after their purchase and they repaired the property. They have cleared the land and cultivated it.

I was acquainted with Mr. and Mrs. Krump when they resided there. No person other than the Krumps' and Mr. and Mrs. Baggett, or their tenants, have lived on the property. No one other than the Krumps and Mr. and Mrs. Baggett have claimed any title to the property.

Pat Caldwell

ORAL EXAMINATION.

I, Madeline S. Bryars, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to him and he signed the same in the presence of myself, W. C. Beebe & Arthur E. Epperson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; that I am not of counsel or kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 6th day of Sept, 1956

Madeline S. Bryars (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent.

Oral Deposition

Filed 9-6, 1956

W. C. Beebe, Register.
Recorded in _____

Record _____

Vol. _____ Page _____
Register _____

GRAYDON L. NEWMAN

ATTORNEY AT LAW

~~20030218510 AVENUE NORTH~~

BIRMINGHAM 3, ALABAMA

212 Clark Building

3-5417

PHONE ~~32038~~

Mrs. Alice J. Duck,
Register in Chancery,
Bay Minette, Ala.

Dear Mrs. Duck:

Has Judge Hall signed the decree in case # 3456, Carl D. Baggett et al vs. The unknown Heirs of Winifred Trainor Krump, et al, yet? If he has will you please send me a cost bill in the case, if he has not signed it, please submit it to him, for me, and please notify me as to his disposition of the case.

Very truly yours,


Graydon Newman

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS

UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP,
& LANDS DESCRIBED IN THE
BILL OF COMPLAINT, ET AL

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO: Unknown heirs or devisees of Winifred Trainor Krump, nee
Winifred Trainor, deceased, and to Arthur E. Epperson, guardian
ad litem for them.

Notice is hereby given that the testimony of Carl D. Baggett,
Aleen Baggett, Pat Caldwell and Lawrence Dukes, witnesses for the
complainants in the above styled cause will be taken orally before
Madeline S. Bryars, commissioner, heretofore duly appointed, at the
office of Beebe & Swearingen, attorneys for complainants, at 10:00
o'clock A.M. on the 6th day of September, 1956.

This the 3rd day of September, 1956.

Madeline S. Bryars
Commissioner

Beebe & Swearingen

By W. C. Beebe
Solicitors for complainants

Arthur E. Epperson
Pat Caldwell
Lawrence Dukes

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Carl D. Baggett & Aleen Baggett

Complainant

VS.

Unknown heirs of Winifred Trainor Krump & certain lands
Respondent

I, Madeline S. Bryars

as Register and Commissioner

have called and caused to come before me Carl D. Baggett

witness named in the Requirement for Oral Examination, on the _____ day of _____
195____, at the office of Beebe & Swearingen
in Bay Minette, _____, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Carl D. Baggett

doth depose and say as follows:
My name is Carl D. Baggett. I am over twenty-one years of age. I am a resident of Baldwin County, Alabama. I personally made diligent search to ascertain the names, ages and places of residence of the heirs and devisees of Winifred Trainor Krump and in my search have investigated the records in the Tax Office and in the Probate Office of Bay Minette and caused a search to be made of the records and I have inquired of numerous individuals who have lived close to and have known the property involved in this suit and I have been unable to ascertain the names, ages and places of residence of the unknown heirs of Winifred Trainor Trump, deceased, but I am informed and believe and upon such information and belief say that if there are any heirs or devisees they are non-residents of the State of Alabama and are over the age of twenty-one years and of sound mind. The records of Baldwin County show that Nic Krump has annually assessed and paid taxes on the lands involved in this suit for more than ten years next preceding his death, that since his death in 1951, for the years 1952, 1953, 1954 the devisees of Nic Krump, Herbert Krump and Matt Krump have annually assessed and paid taxes on the said lands under claim of ownership. The said Nic Krump and his successors in title as aforesaid have been in the actual, peaceable, notorious, hostile, open, adverse possession of the said lands for more than 10 years prior to the time of their conveyance as aforesaid to me and my wife. That immediately upon our purchase we went into the actual possession of the lands claiming to own the same. The title to the lands involved in this suit stands on the records of Baldwin County in my name and in the name of my wife, Aleen Baggett. There is no suit pending to try or test our right, title or interest in the said lands or any part thereof. That for more than 10 years next preceding the filing of the suit in this cause I and my wife and those through whom we claim title & have been in the actual, peaceable, hostile, open, notorious, adverse possession of the lands claiming to own the same and no other person during the said period has had or claimed any right, title or interest in or claim or demand on the said property or any part thereof.

On cross examination by Arthur E. Epperson, guardian ad litem:

I purchased this property in May, 1954. I took possession at the time I purchased the land. I improved the house, yard and later cleared and cultivated the land. I received title by warranty deed. I have made diligent search to find the heirs or devisees of Winifred Trainor Krump. I talked to many people, including Mr. Chason. I have talked to Mr. E. G. Caldwell, and Mr. A. W. Harold. No one has made any claim on the property. I know of no one who has attempted to claim title to this property other than the Krumps and my wife and I.

Carl D. Baggett

ORAL EXAMINATION.

I, Madeline S. Bryars, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to him and he signed the same in the presence of myself, W. C. Beebe and Arthur E. Epperson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; that I am not of counsel or kin to any of the parties to said cause, or any manner interested in the result thereof I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 6 day of Sept, 1956

Madeline S. Bryars (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent

Oral Deposition

Filed 9-6-56, 1956

Leigh H. Harts, Register.

Recorded in _____

Record _____

Vol. _____ Page _____

Register _____

CARL D. BAGGETT AND ALEEN BAGGETT
COMPLAINANTS

VS

No. 3456

THE UNKNOWN HEIRS OR DEVISEES OF
Winifred Trainor Krump, Nee Winifred
Trainor, Deceased, if any, and the
following described lands; the North
Half of the Northeast Quarter of the
Northeast Quarter of Section 29, Town-
ship 8 South, Range 4 East, Baldwin
County, Alabama; and any and all other
persons, firms or corporations, claim-
ing any title to, interest in, lien or
encumbrance on said lands, or any part
thereof,

RESPONDENTS

IN THE CIRCUIT COURT OF BALDWIN
COUNTY, THE TWENTY-EIGHT JUDICIAL
CIRCUIT OF ALABAMA IN EQUITY.

I, Willena Boyd, as Register and Commissioner have called and caused to come before me Carl D. Baggett, Aleen Baggett, Graydon L. Newman and Pat Caldwell, witnesses named in the Requirement for Oral Examination, on the 19th day of April, 1955, at the Office of Willena Boyd in Foley, Alabama, and having first sworn said Witnesses to speak the truth, the whole truth, and nothing but the truth, the said witnesses doth depose and say as follows, in the presence of Arthur C. Epperson, Guardian ad litem

My name is Carl D. Baggett. I am over twenty-one years of age. I am a resident of Baldwin County, Alabama. The name, age, condition, and place of residence of the heirs or devisees of Winifred Trainor Krump, who are the respondents, is not known by me. I have made ever reasonable effort to ascertain if there are any heirs or devisees of Winifred Trainor Krump and I have been unable to find anyone who knew of any relatives or next of kin of Winifred Trainor Krump. Mrs. Winifred Trainor Krump died more than five (5) years ago in the insane hospital at Tuscaloosa, Alabama, and there has been no Probate on her estate. Winifred Trainor Krump married Nic Krump on January 21, 1925, in Escambia County, Florida. A certified copy of the certification of the marriage between Nic Krump and Winifred Trainor, marked Exhibit "A" is hereto attached and made a part of this testimony. On the 27th day of May, 1954, I and my wife, Aleen Baggett purchased the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama, from the devisees of Nic Krump, deceased, the husband of Winifred Trainor Krump. We took immediate, actual and peaceful possession of the just described property. I and my wife received title to this property by a Warranty Deed from Matt Krump and Herbert Krump and Elly Krump, Herbert Krump's wife. The deed is recorded in Deed Book 211, page 244-45 in the Office of the Judge of Probate in Baldwin County, Alabama.

Carl D. Baggett

My name is Aleen Baggett. I am over twenty-one years of age. I am a resident of Baldwin County, Alabama. The name, age, condition, and place of residence of the heirs or devisees of Winifred Trainor Krump, who are the respondents, is unknown by me. I have made ever reasonable effort to ascertain if there are any heirs or devisees of Winifred Trainor Krump and I have been unable to find anyone who knew of any relatives or next of kin of Winifred Trainor Krump. Mrs. Winifred Trainor Krump died more than five (5) years ago in the insane hospital at Tuscaloosa, Alabama, and there has been no Probate on her estate. On the 27th day of May, 1954, I and my husband, Carl D. Baggett, purchased the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama, from the devisees of Nic

Krump, deceased, the husband of Winifred Trainor Krump. We took immediate, actual and peaceful possession of the just described property. I and my husband received title to this property by a Warranty Deed from Matt Krump and Herbert Krump and Elly Krump, Herbert Krump's wife. The date is recorded in Deed Book 211, Page 244-45 in the Office of the Judge of Probate in Baldwin County, Alabama.

Mrs. Aleen Baggett

My name is Pat Caldwell. I am a resident of Baldwin County, Alabama, and have been for more than fifteen years. I am acquainted with the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama, and I know of my own personal knowledge all of the people who have lived on that property in the last fifteen years. Mr. & Mrs. Nic Krump at one time resided there and no one has resided there except Mr. & Mrs. Krump or the persons to whom Mr. Krump either leased it or let live there and no one that I know of who has had the possession of it has ever claimed ownership or any title to the property except the Krumps. The Krumps have had peaceable possession the past twelve years and longer.

Pat Caldwell


My name is Graydon L. Newman. I am a practicing and licensed Attorney in the State of Alabama. At the request of Mr. Carl D. Baggett and Mrs. Aleen Baggett, Complainants, in this case, whom I represent, I have had an abstract prepared on the property described as the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama, and I have made diligent efforts to ascertain the names, ages, conditions and places of residence of any heirs or devisees of Winifred Trainor Krump, deceased. After making diligent inquiries, I have not been able to locate the names of any heirs or next of kin of Winifred Trainor Krump. I have made inquiries of Mr. John Chason, licensed Attorney in the State of Alabama, who is representing the Nic Krump Estate. I asked him what success he has had in obtaining any information as to the heirs or devisees of Winifred Trainor Krump, the wife of Nic Krump. Mr. Chason stated that he was not able to locate any heirs and according to all information that I have been able to obtain, Winifred Trainor Krump had no heirs. Winifred Trainor Krump was confined in the insane hospital at Tusculoosa, Alabama, for a number of years and she died there. According to their records, there was no next of kin or heirs, other than her husband. According to the abstract and the public records of Baldwin County, Alabama which I personally checked, the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama, was patented from the United States of America to J. W. Fulford on May 6, 1907, which patent was recorded in Deed Book 16, Page 486, in the Office of the Judge of Probate of Baldwin County, Alabama; J. W. Fulford and wife, Henrietta Fulford conveyed title to John Stelk by Warranty Deed, dated December 1, 1920 and recorded in Deed Bk. 30, Pages 289-90, in the Office of the Probate Judge of Baldwin County, Alabama; that John Stelk and wife Emma conveyed title to Nic Krump by Warranty Deed, dated December 10, 1923 and recorded in Deed Book 34, Page 158 in the Office of the Probate Judge of Baldwin County, Alabama; that Nic Krump conveyed title to Winifred Trainor Krump-nee Winifred Trainor by Warranty Deed, dated Feb. 13, 1924 and recorded in Deed Book 34, Page 311, in the Office of the Probate Judge of Baldwin County, Alabama; that Nic Krump obtained title to said property by descent, from his wife, Winifred Trainor Krump; that Matt Krump and Herbert Krump obtained title to said property by the will of Nic Krump, said will was admitted to probate and recorded in the Office of the Probate Judge of

Baldwin County, Alabama, on June 11, 1941, in Will Book E, Pages 413-415; that Carl D. Baggett and Aleen Baggett claim to have the fee simple title to said lands and to have obtained such title to said lands from Matt Krump, Herbert Krump and his wife Elly Krump by deed, dated May 2, 1954, and recorded in Deed Book 211, Pages 244-245 in the Office of the Probate Judge of Baldwin County, Ala.

According to the records in the Tax Assessors Office and Tax Collectors Office, Nic Krump annually assessed and paid taxes on the land for more than ten years before he died. Since his death and for the years 1952, 1953, and 1954, the property was assessed in the name of Herbert and Matt Krump and the taxes were paid in their names.

At the time this suit was filed there was no other case pending to test title to, interest in, or the right of possession to said lands. In Equity case No. 2603 in the Circuit Court of Baldwin County, Alabama, the court decreed that one Mildred Casey who claimed title to the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East in Baldwin County, Alabama, had no right, title, or interest in the just described land and that the deeds recorded in Deed Book 150, Pages 29-30 and Deed Book 149, Page 500, in the Office of the Judge of Probate in Baldwin County, Alabama, were clouds upon the title of Matt Krump and Herbert Krump in the property and decreed that the deeds were NULL and VOID and ordered to be stricken from the records and further decreed that Matt Krump and Herbert Krump, the predecessors in title to Carl D. Baggett and Aleen Baggett were the owners of said property. The decree was recorded in the Office of the Judge of Probate in Baldwin County, Alabama, February 18, 1954 in Deed Book 205, Pages 349-351. There are no valid liens or encumbrances recorded against the property.

~~Carl D. Baggett and Aleen Baggett are now in the peaceful possession of the North Half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East in Baldwin County, Alabama, and have title in fee by virtue of the Warranty Deed from Matt Krump and Herbert Krump, said Deed is herewith submitted as evidence of title in Complainants and marked Complainants exhibit "B".~~



I, Willena Boyd, as Register and Commissioner hereby certify that the foregoing depositions on Oral Examination was taken down by me in writing in the words of the witnesses and read over to them and they signed the same in the presence of myself at the time and place herein mentioned; that I have personal knowledge of personal identity of said witnesses or had proof made before me of the identity of said witnesses; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof.

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 19th day of April, 1955.

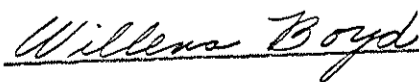


Exhibit "A"

To any Minister of the Gospel, Judge, Justice of The Peace
or other Person Legally Authorized to Solemnize the
Rite of Matrimony
Within the County of Escambia, in the State of Florida.

No. 12810

Complaint's
EXHIBIT - "A"

W Whereas, Nic Krump has applied to me for
a License to authorize his marriage with Winifred Trainor of
the County aforesaid.

These are therefore your license and authority to solemnize Matrimony between
the said parties, and make return of same within ten days.

Given under my hand and seal official this the 21st day
of January, 1925.

Robert P. Stout
County Judge

I Herby Certify, that on the 21st day of January A.D.
1925, I solemnized the Rite of Matrimony between the above named parties.

Robert P. Stout
County Judge

State of Florida,
County of Escambia.

I, Harvey E. Page, County Judge in and for Escambia County, Florida, do here-
by certify the above and foregoing to be a true, correct and complete copy of the
record of marriage of the above named Nic Krump and
Winifred Trainor, as the same appears from the record in this
Court in Marriage Book V Page 473.

In Testimony Whereof, I have hereunto set my hand and affixed the official
seal of the County Judge's Court this the 28th day
of March A.D. 1925.

Harvey E. Page
County Judge.

By: Alva Ward
Clerk of the County Judge's Court
Escambia County, Florida.

Complaint's
EXHIBIT "B"

STATE OF ALABAMA

WARRANTY DEED WITH SURVIVORSHIP CLAUSE

BALDWIN COUNTY

THIS INDENTURE, made and entered into, by and between MATT KRUMP, unmarried, and HERBERT KRUMP and ELLY KRUMP, his wife, hereinafter referred to as parties of the first part and CARL D. BAGGETT and ALEEN BAGGETT, his wife, hereinafter referred to as parties of the second part, WITNESSETH:

That for and in consideration of the sum of Five Thousand Five Hundred Dollars (\$5,500.00) this day cash in hand paid to the parties of the first part by the parties of the second part, the receipt of which is hereby acknowledged, the parties of the first part have granted, bargained, sold and conveyed and by these presents do hereby GRANT, BARGAIN, SELL and CONVEY unto the said Carl D. Baggett and Aleen Baggett, 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, the following described real estate situated in Baldwin County, Alabama, to-wit:

The North half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East,

Together with, all and singular, the rights, benefits, privileges, improvements, tenements, hereditaments and appurtenances, unto the same belonging or in any wise appertaining.

TO HAVE AND TO HOLD, unto the said Carl D. Baggett and Aleen Baggett, 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.

And the said parties of the first part, for themselves, and their heirs, executors and administrators, hereby covenant and warrant with and unto the said parties of the second part, their heirs and assigns, that they are seized of an indefeasible estate in fee simple in and to all of the property hereinabove conveyed; that the same is free from all liens and encumbrances; that they have a good right to sell and convey the same as herein conveyed; that they will guarantee the peaceable possession thereof and that they will and their heirs, executors and administrators shall forever warrant and defend the same unto the said parties of the second part, their heirs and assigns, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the parties of the first part hereunto set their hands and seals on this the 27th day of May, 1954.



Matt Krump (SEAL)
Herbert Krump (SEAL)
Elly Krump (SEAL)

BOOK 211 PAGE 244

STATE OF ALABAMA

BALDWIN COUNTY

I, J. H. Darrow, a Notary Public, in and for said County in said State, hereby certify that Matt Krump, unmarried, and Herbert Krump and Elly Krump, 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 notarial seal hereto affixed by me this 27th day of May, 1954.

J. H. Darrow
Notary Public, Baldwin County, Ala.



STATE OF ALABAMA, BALDWIN COUNTY

Filed 8-16-54 10 A. M

Recorded Deed book 211 page 244-5
and I certify that the following Franchise Tax
has been paid.

Deed Tax 5.50

Mortgage Tax _____

W. P. Stout
Judge of Probate

By W. P. Stout

BOOK 211 PAGE 245

LEGAL NOTICE AND NOTICE OF PENDENCY

CARL D. BAGGETT AND ALEEN BAGGETT, Complainants vs, The unknown Heirs or Devisees of Winifred Trainor Krump, (nee Winifred Trainor, Deceased), if any, and in rem vs, that certain real estate described to-wit: The North half of the Northeast Quarter of the Northeast Quarter of Section 29, Township 8 South, Range 4 East of St. Stephens Meridian, in Baldwin County, Alabama; And vs, any and all persons, firms or corporations, claiming any title to, interest in, lien or encumbrance on said lands, or any part thereof, RESPONDENTS.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, TWENTY-EIGHTH JUDICIAL CIRCUIT OF ALABAMA, IN EQUITY. Case No. 3456.

To the unknown heirs or devisees of Winifred Trainor Krump-(nee Winifred Trainor, deceased), and any and all persons, firms or corporations, claiming any title to, interest in, lien or encumbrance upon or against the above described lands, or any part thereof and to all other persons:

Take notice that Carl D. Baggett and Aleen Baggett have this the 25th day of January 1955 filed their verified Bill of Complaint in said Court against the unknown Heirs or Devisees of Winifred Trainor Krump, deceased, and against any and all persons, firms or corporations claiming any title interest in, lien or encumbrance upon or against the above described lands, or any part thereof and against all other persons and against said lands, for the purpose of establishing the title to said lands in the said Carl D. Baggett and Aleen Baggett; and to clear up all doubts and disputes concerning said land and that said suit is now pending in said Court.

Complainants allege in said Bill of Complaint, that they are over the age of twenty-one years, that the name or names, age, condition and address of the unknown Heirs or Devisees of Winifred Trainor Krump, deceased, are unknown to your Complainants, and that subject to the matters averred in said Bill, title to said lands stand in the names of Complainants on the records in the Office of the Probate Judge of Baldwin County, Alabama.

Complainants aver that they acquired title to said land by deed from Matt Krump, Herbert Krump and his wife Elly Krump, dated May 27, 1954, said deed is recorded in Deed Book 211 Pages 244-45 in the Office of the Probate Judge of Baldwin County, Alabama; that Matt Krump and Herbert Krump obtained title to said property by the last will of Nic Krump, deceased, said will was admitted to probate and recorded in the Office of the Probate Judge of Baldwin County, Alabama, on June 11, 1951, in Will Book E Pages 413-15; that Nic Krump obtained title to said property by descent from his wife Winifred Trainor Krump, nee Winifred Trainor, deceased; Winifred Trainor Krump, nee Winifred Trainor received title to said land by deed from Nic Krump, dated Feb. 13, 1924 and recorded in Deed Book 34 Page 311, in the Office of the Probate Judge of Baldwin County, Alabama; Nic Krump received title to said land by deed from John Stelk and wife Emma, dated Dec. 10, 1923 and recorded in Deed Book 34 Page 158 in the Office of the Probate Judge of Baldwin County, Alabama; John Stelk received title to said land by deed from J. W. Fulford and wife Henrietta, dated Dec. 1, 1920 and recorded in Deed Book 30 Pages 289-90 in the Office of the Probate Judge of Baldwin County, Alabama; and that J. W. Fulford received title to said land from the United States of America, by Patent dated May 6, 1907 and recorded in Deed Book 16 Page 486 in the Office of the Probate Judge of Baldwin County, Alabama; that Complainants are in the actual peaceable possession of said lands and claim to own said lands in their own right and to have and possess a fee simple title thereto free of all liens and encumbrances; that no one other than Complainants and their above named predecessors in title have been in possession of said lands or have paid taxes for more than ten consecutive years next preceeding the filing of their said Bill of Complaint.

IT IS THEREFORE ORDERED by the undersigned Register that a publication of this notice be made in the The Anlooker, a newspaper published and having a general circulation in Baldwin County, Ala., once a week for four consecutive weeks and that the unknown Heirs or Devisees of Winifred Trainor Krump, deceased, and all persons, firms or Corporations to whom this notice is addressed and any and all persons claiming any title to, interest in, lien or encumbrance upon said lands, or any part thereof be and they are hereby required to plead, answer or demur to the said Bill of Complaint in this cause by the 31 day of March 1955 or suffer a decree pro confesso to be rendered

against them.

It is further ordered that a copy of this Notice certified by the undersigned Register as being correct shall also be recorded as a lis pendens in the Office of the Probate Judge of Baldwin County, Alabama.

Done this the 25 day of January 1955.

Beving J. ...
Register

Graydon Newman
Solicitor for Complainants
Published in _____ for _____.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-25-55 3:30 P.M.

Recorded his Book book 4 page 153-4

W.P. Stewart
Judge of Probate

001 MAR 15 1955

THE STATE OF ALABAMA

Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

Carl D. Baggett & Aleen Baggett Complainant

VS.

Unknown heirs of Winifred Trainor Krump & certain lands Respondent

I, Madeline S. Bryars

as Register and Commissioner

have called and caused to come before me Lawrence Dukes

witness named in the Requirement for Oral Examination, on the day of 195, at the office of Beebe & Swearingen in Bay Minette, Alabama, and having first sworn said Witness to speak the truth, the whole truth, and nothing but the truth, the said Lawrence Dukes doth depose and say as follows:

My name is Lawrence Dukes. I am 53 years of age. I live near Foley about four miles from the lands described in the bill of complaint and have seen the lands frequently over a period of 20 years and more. The lands are known as the Nic Krump lands and he was in possession of them during the whole of the time that I have known the lands. The lands have a large house on it. Mr. Baggett bought the property in 1954 and immediately went into possession and has continued in possession to this date.

On cross examination by Arthur E. Epperson, guardian ad litem:

I know of no one who has attempted to claim title to this property other than the Krumps and Mr. and Mrs. Baggett. I have seen the repairs and improvements made by Mr. and Mrs. Baggett. They have cleaned the yard, repaired the house and cleared and cultivated the land. Mr. and Mrs. Krump had possession of the property when I came to Baldwin County in 1926 and they had continuous possession of the same until the heirs of Nic Krump sold the land to Mr. and Mrs. Baggett.

Lawrence Dukes

ORAL EXAMINATION.

I, Madeline S. Bryars, as Register and Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness _____ and read over to him and he signed the same in the presence of myself, W. C. Beebe and Arthur E. Epperson at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness _____ or had proom made before me of the identity of said witness _____; that I am not of counsel or kin to any of the parties to said cause, or any manner interested in the result thereof

I enclose the said Oral Examination in an envelope to the Register of said Court.

Given under my hand and seal, this 6th day of Sept, 1956.

Madeline S. Bryars (L. S.)

NO. _____ PAGE _____

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

vs. Complainant

Respondent.

Oral Deposition

Filed 9-6-56, 1956
Aring A. Russell, Register.
Recorded in _____

Record _____

Vol. _____ Page _____
Register _____

CARL D. BAGGETT and ALEEN
BAGGETT,

COMPLAINANTS

VS

UNKNOWN HEIRS OR DEVISEES
OF WINIFRED TRAINOR KRUMP,
NEE WINIFRED TRAINOR, DE-
CEASED, AND THE LANDS DE-
SCRIBED IN THE BILL OF COM-
PLAINT, ET AL,

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

TO: Arthur E. Epperson, guardian ad litem for the unknown heirs or devisees of Winifred Trainor Krump, nee Winifred Trainor, deceased, and to any and all other persons, firms or corporations claiming, any title to, interest in, claim, lien or encumbrance on the following described land, to-wit: The North half of the Northeast quarter of the Northeast quarter of Section 29, Township 8 South, Range 4 East;

Notice is hereby given that the complainant in the above styled cause has this day made application for the oral examination of Carl D. Baggett, Aleen Baggett and Pat Caldwell and Lawrence Dukes witnesses for the complainants in the above styled cause and has suggested Madeline S. Bryars as a suitable person to act as commissioner in the taking of the deposition of said witnesses.

Witness this the 29 day of August, 1956.

BEEBE & SWARINGEN

BY W. C. Beebe
Solicitors for complainants

Reice J. Duck
Register

Handwritten note:
To the Honorable
J. M. ...
...

Vertical handwritten note:
...

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT

TO: WILLENA BOYD, FOLEY, ALA.

KNOW YE: that we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine CARL D. BAGGETT, ALEEN BAGGETT, PAT CALDWELL AND GRADON NEWMAN

as witnesses in behalf of CARL D. BAGGETT & ALEEN BAGGETT in a cause pending in our Circuit Court in Baldwin County, of said State, wherein CARL D. BAGGETT AND ALEEN BAGGETT

Complainant
and THE UNKNOWN HEIRS AND DEVISEES OF WINIFRED TRAINOR KRIMP,
WIFE, WINIFRED TRAINOR, DECEASED AND CERTAIN LANDS

Respondent
on oath, to be by you administered, upon THEM
to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 19th day of April, 1955

Archie Rensch
Register.

Commissioner's Fee, \$ 8.00

Witness' Fees, \$

No. _____

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant—

vs.

Defendant—

COMMISSION TO TAKE DEPOSITION

COMMISSIONER

WITNESSES:

APR 19 1955

ALICE J. HARRIS, REGISTER

J. CONNOR OWENS, JR.

ATTORNEY AT LAW

101 Court House Square

BAY MINETTE, ALABAMA

June 8, 1956

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

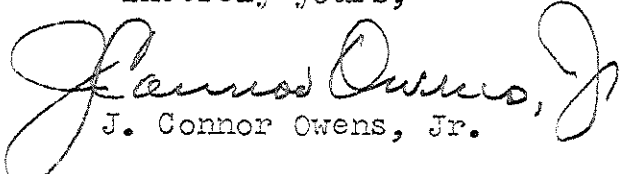
Dear Mrs. Duck:

Subject: Carl D. Baggett et al vs. Certain Lands
Equity No. 3456
Amos Garrett vs. Certain Lands
Equity No. 3511

This is with reference to the above styled causes in which I have today given notice to the attorneys of record for the plaintiffs in each of the suits that the oral depositions of Mr. Oliver C. Pike will be taken.

I have enclosed for your files copies of said notices.

Sincerely yours,


J. Connor Owens, Jr.

AMOS GARRETT,

Complainant

vs.

CERTAIN LANDS, AND THE
UNKNOWN HEIRS, DEVISEES,
PERSONAL REPRESENTATIVES,
AND ASSIGNS OF WINIFRED
TRAINER KRUMP, et al.

Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY No. 3511

NOTICE OF TAKING OF DEPOSITIONS
UPON ORAL EXAMINATION PURSUANT
TO GENERAL ACTS OF ALABAMA, NO.
375 (Approved September 8, 1955.)

To: Hon. W. C. Beebe
Attorney at Law
Bay Minette, Alabama

Please take notice that the defendants, Jessie Mae Nichols Ramseyer, Robert Arthur Nichols, and Gene Michael Nichols, a minor, will take the testimony of Oliver G. Pike, on oral examination, whose address is Rosalie, Kansas, Rural Route, before Mr. Loyd Christesson, Court Reporter in and for the District Court of Kansas, Thirteenth District, First Division, Eureka, Kansas, on July 17, 1956, at 10:00 a.m., Central Standard Time, and thereafter, from day to day as the taking of the depositions may be adjourned in the Courthouse of the District Court of Kansas, Thirteenth District, First Division, Eureka, Kansas, at which time and place you are notified to appear and to take part in the examination of said witness as you may be advised and as shall be fit and proper.

J. B. BLACKBURN

J. CONEOR OWENS, JR.
Attorneys for Defendants

By James Owens, Jr.

CERTIFICATE

I, the undersigned, being one of the attorneys of record for the defendants, Jessie Mae Nichols Ramseyer, Robert Arthur Nichols, and Gene Michael Nichols, a minor, do hereby certify that the original of the above notice was served upon Hon. W. C. Beebe, attorney of record for the complainant in said cause, by mailing said notice, registered mail, return receipt requested, postpaid, to the said W. C. Beebe at his office in Bay Minette, Alabama, on the 8 day of June, 1956.

James Owens, Jr.

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS,

VS.

THE UNKNOWN HEIRS OR
DEVISEES OF WINIFRED
TRAINER KRUMP, et al, and
CERTAIN LANDS,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY No. 3456

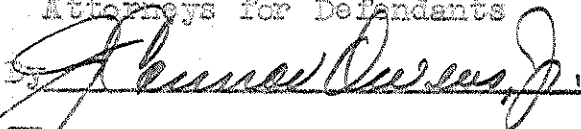
NOTICE OF TAKING OF DEPOSITIONS
UPON ORAL EXAMINATION PURSUANT
TO GENERAL ACTS OF ALABAMA, NO.
375 (Approved September 8, 1955.)

To: Hon. Graydon Newman
Attorney at Law
Clark Building
Birmingham, Alabama

3211
Please take notice that the defendants, Jessie Mae Nichols
Ramseyer, Robert Arthur Nichols, and Gene Michael Nichols,
a minor, will take the testimony of Oliver C. Pike, on
oral examination, whose address is Rosalie, Kansas, Rural
Route, before Mr. Loyd Christesson, Court Reporter in and
for the District Court of Kansas, Thirteenth District,
First Division, Eureka, Kansas, on July 17, 1956, at 11:00
a.m., Central Standard Time, and thereafter, from day to
day as the taking of the depositions may be adjourned in
the Courthouse of the District Court of Kansas, Thirteenth
District, First Division, Eureka, Kansas, at which time
and place you are notified to appear and to take part in the
examination of said witness as you may be advised and as
shall be fit and proper.

J. B. BLACKBURN

J. CONNOR OWENS, JR.
Attorneys for Defendants



CERTIFICATE

I, the undersigned, being one of the attorneys of
record for the defendants, Jessie Mae Nichols Ramseyer,
Robert Arthur Nichols, and Gene Michael Nichols, a minor,
do hereby certify that the original of the above notice was
served upon Hon. Graydon Newman, attorney of record for the
complainants in said cause, by mailing said notice, registered
mail, return receipt requested, postpaid, to the said Graydon
Newman, Clark Building, Birmingham, Alabama, on the 8 day
of June, 1956.



CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVISEES
of Winifred Trainor Krump, Nee
Winifred Trainor, Deceased, if
any, and the following described
lands: The North half of the
Northeast Quarter of the Northeast
Quarter of Section 29, Township
8 South, Range 4 East, Baldwin
County, Alabama; And any and
all other persons, firms or
corporations, claiming any
title to, interest in, lien or
encumbrance on said lands, or
any part thereof,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____

AMENDED ANSWER

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

Now comes Jessie Mae Nichols Ramseyer, and amends her answer
filed heretofore in this cause by striking Paragraph 7 and substituting
therefor the following:

VII

Respondent further allege that the respondent,
Jessie Mae Nichols Ramseyer, is a half sister of
Winifred Trainor Krump, Deceased; that the respondent,
Robert Arthur Nichols and the respondent, Gene Michael
Nichols, a minor, are nephews of the said Winifred
Trainor Krump, Deceased, the said Robert Arthur Nichols
and Gene Michael Nichols being sons of Arthur V. Nichols,
Deceased, who was a half brother of the said Winifred
Trainor Krump, Deceased. The said Jessie Mae Nichols
Ramseyer, Robert Arthur Nichols and Gene Michael Nichols
are the heirs and all of the heirs of the said Winifred
Trainor Krump, Deceased, who died during the year of 1949.

Respondent further amends by striking therefrom in its entirety,
Paragraph 8.

Respondent further amends the prayer in her answer so that the
same shall read as following:

The premises considered, your respondents pray that this Honorable Court decree that the said respondents are the owners of the said lands, free from any right, claim or interest, lien or encumbrance on the said lands insofar as the complainants herein are concerned and that Your Honor will further settle any and all disputes concerning the said lands, and the respondents further pray for all other and general relief to which they may be entitled.

James Owens, Jr.
SOLICITOR FOR RESPONDENTS

J. B. Blashum
SOLICITOR FOR RESPONDENTS

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

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS.

CERTAIN LANDS, ET AL.

AMENDED ANSWER

FILED
JUN 20 1955
ALICE J. DECK, Register

CARL D. BAGGETT AND ALLEN BAGGETT,

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, Nee Winifred Trainor, Deceased, if any, and the following described lands: the North half of the Northeast Quarter of the Northeast quarter of Section 29, Township 8 South, Range 4 East, Baldwin County, Alabama; And any and all other persons, firms or corporations, claiming any title to, interest in, lien or encumbrance on said lands, or any part thereof,

RESPONDENTS

MOTION TO SET ASIDE DECREE PRO CONFESSO

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

Now comes Robert Arthur Nichols and Gene Michael Nichols, a minor, by his next friend, Mrs. Esther Nichols, by her Solicitors and files this motion to set aside the decree pro confesso rendered in the above styled cause, and shows unto this Honorable Court the following:

1. That the bill of complaint in this cause was filed on the 25th day of January, 1955, and that a decree pro confesso was taken upon the 1st day of April, 1955.
2. That the said parties would suffer irreparable injury if said decree is allowed to stand and the said parties are not allowed to interpose their defense to the said cause of action.
3. That this cause is not now ready for submission, and therefore no injury or delay will be occasioned to the complainants by allowing the said parties to file their answer.
4. That this cause is not ready for submission on the following grounds:
 - A. That no notice was given to the guardian ad litem appointed in the above style cause of the request of the complainants that

IN THE CIRCUIT COURT OF

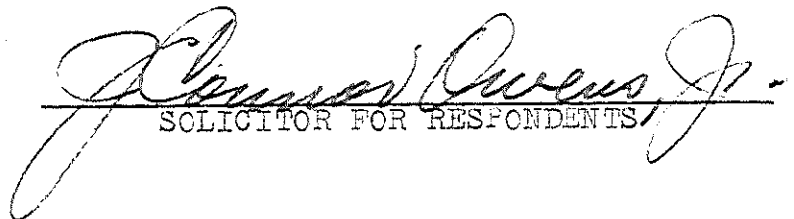
BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____

testimony be taken in accordance with Rule 55(1) of Alabama Equity Rules.

B. That no notice was given to the guardian ad litem appointed in this cause of the time and place of the examination of the witnesses pursuant to Rule 55(4) of Alabama Equity Rules.

5. That answer of Robert Arthur Nichols and Gene Michael Nichols, a minor, by his next friend, Esther Nichols, has been filed in the above styled cause.


SOLICITOR FOR RESPONDENTS


SOLICITOR FOR RESPONDENTS

CARL D. BAGGETT and ALEEN BAGGETT,

COMPLAINANTS

VS

UNKNOWN HEIRS OR DEVISEES OF WINIFRED TRAINOR KRUMP, NEE WINIFRED TRAINOR, DECEASED, AND THE LANDS DESCRIBED IN THE BILL OF COMPLAINT, ET AL.

DEFENDANTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

IN EQUITY

Testimony having been taken in this cause and the same being ready for final decree, motion is hereby made that the said cause be set down for final decree this the ___ day of September, 1956.

Beebe & Swearingen

By W. C. Swearingen
Solicitors for complainants

100-100000-100

NO MORE TITLES IN THE OFFICE OF

RECORDS, 100-100000-100

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Carl D. Baggett & Alvin
Baggett
Compliments

To

Higher Divisions of
Whispering Train Group
Peculiar, Certain books
etc. of

Defendants

Milwaukee Decree

FILED

SEP 18 1956

ALICE J. DUCK, Register

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVISEES
of Winifred Trainor Krump, Nee
Winifred Trainor, Deceased, if
any, and the following described
lands: The North half of the
Northeast Quarter of the Northeast
Quarter of Section 29, Township
8 South, Range 4 East, Baldwin
County, Alabama; And any and
all other persons, firms or
corporations, claiming any
title to, interest in, lien or
encumbrance on said lands or
any part thereof,

RESPONDENTS

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____

~~AMENDED~~ ANSWER

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

Now comes Robert Arthur Nichols and Gene Michael Nichols, a
minor, by his next friend, Mrs. Esther, Nichols, and as their
demurrer and answer to the Complaint filed in this cause, hereby
adopt and join the Respondent, Jessie Mae Nichols Ramseyer, in her
demurrers and in her amended answer filed in this cause. Respondent
further prays for all other and general relief which they may be
entitled.

J. B. Blackburn Jr.
SOLICITOR FOR RESPONDENTS

J. B. Blackburn
SOLICITOR FOR RESPONDENTS

RECORDED
INDEXED
MAY 19 1934
BALDWIN COUNTY, ALABAMA

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

CARL D. BAGGETT AND ALLEN
BAGGETT,
COMPLAINANTS

VS.

CERTAIN LANDS, ET AL.

~~ANSWER~~ ANSWER

FILED

JUN 20 1958

ALEX J. DICK, Register

Handwritten signature

THE STATE OF ALABAMA,
Baldwin County

CIRCUIT COURT, IN EQUITY

No. 3456

April 1,

Term, 1955

Carl D. Baggett and Aleen Baggett

Complainant S

Vs.

The Unknown Heirs or devisees of Winifred Trainor Krump, and any other persons, firms or corporations, and the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Sec. 29, Township 8 So., Range 4 East in Baldwin Co Ala.

Defendant S

Motion is hereby made for a Decree Pro Confesso against
named or styled

the above

Defendant S

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 said Defendants are unknown to the Court that said Defendant is ~~not~~ a resident of the State of Alabama, and ~~they~~ ^{they} ~~has~~ ^{have} failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This 1st day of April, 1955.

746 Code

Gardner L. Thomas

Solicitor.

No. 3456

Page _____

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

Carl D. Baggett et al

Complainant ^S

Vs.

The unknown Heirs or Devisees
of Winifred Truiner Krump et al

Defendant ^S

Motion for Decree Pro Confesso
On Publication

Filed 11-1, 1958

Alicia J. [Signature]

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Carl D. Baggett, Aleen
Baggett,
Complainants

VS.

The unknown heirs or devisees
of Winifred Trainor Krump, Nee
Winifred Trainor, Deceased, and
certain Lands

No. 3456

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
IN EQUITY

Now comes Arthur C. Epperson, duly appointed Guardian
ad litem for respondents and for answer to said bill of complaint
filed in the above styled cause says:

1. That he denies each and every material allegation
contained in said bill of complaint and demands strict proof
of the same.

Arthur C. Epperson

GUARDIAN AD LITEM

CARL D. BAGGETT AND ALBEN
BAGGETT
, Complainants

Vs.

THE UNKNOWN HEIRS OR DEVISEES
of Winfred Trainor Krump Nee,
Winifred Trainor, Deceased; and
Certain Lands.

RESPONDENTS ANSWER
BY GUARDIAN AD LITEM

FILED

APR 19 1955

ALICE J. DICK, Clerk *ALJ*

CARL D. BAGGETT AND ALEEN
BAGGETT,

COMPLAINANTS

VS.

THE UNKNOWN HEIRS OR DEVISEES
of Winifred Trainor Krump, Nee
Winifred Trainor, Deceased, if
any, and the following described
lands: The North half of the
Northeast Quarter of the Northeast
quarter of Section 29, Township
8 South, Range 4 East, Baldwin
County, Alabama; And any and
all other persons, firms or
corporations, claiming any
title to, interest in, lien or
encumbrance on said lands, or
any part thereof,

RESPONDENTS

MOTION TO SET ASIDE DECREE PRO CONFESSO

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

Now comes Jessie Mae Nichols Ramseyer, by her Solicitor,
and files this motion to set aside the decree pro confesso
rendered in the above style cause, and shows unto this
Honorable Court the following:

1. That the bill of complaint in this cause was filed
on the 25th day of January, 1955, and that a decree pro
confesso was taken upon the 1st day of April, 1955.

2. That the said Jessie Mae Nichols Ramseyer would suffer
irreparable injury if said decree is allowed to stand and the
said Jessie Mae Nichols Ramseyer is not allowed to interpose
her defense to the said cause of action.

3. That this cause is not now ready for submission, and
therefore no injury or delay will be occasioned to the com-
plainants by allowing the said Jessie Mae Nichols to file
her answer.

4. That this cause is not ready for submission on the
following grounds:

A. That no notice was given to the guardian ad litem
appointed in the above style cause of the request of the

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY NO. _____