

4576

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

Your Complainants, Paul Surrey and Inez Surrey, present this Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EACSP; an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna F. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 195 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 1, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Geo. E. Brady, Thad Brady, Albert Heron Brown, Madie Curtin, Virginia Waters Daw, S. B. Erwin, Simonsa M. Erwin, Susan Catherine Waters Melnich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Nellie E. Wakeford, Chillum Waters, Coaley Waters, Elisha M. Waters, Jr., Edwin G. Waters, Edwina B. Waters, Frank Waters, Hazel Waters, Herbert E. Waters, Howard Waters, John Quincy Waters, Julia Waters, Kermit Weston Waters, Lamar E. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Stella M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route I, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 25, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstract of Title to all of the above described property; they have employed an Attorney to examine the said abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondents to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

none of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

[Signature]
Notary Public, Baldwin County, Alabama.

PAUL SURREY AND INEZ SURREY,	§	IN THE CIRCUIT COURT OF
Complainants,	§	BALDWIN COUNTY, ALABAMA
vs.	§	
THE LANDS AND PARTIES HEREIN- AFTER DESCRIBED,	§	IN EQUITY. NO. 4576.
Respondents.	§	

FINAL DECREE:

This cause coming on to be heard on this date is submitted for a final decree on behalf of the complainants upon the original verified bill of complaint; order designating newspaper in which notice of pendency of bill of complaint shall be published; notice of pendency of bill of complaint; proof of publication of notice of pendency of bill of complaint; Register's certificate as to service; affidavit of J. B. Blackburn; motion for decree pro confesso; decree pro confesso; motion of complainants for an order or decree setting this cause for hearing, appointing a guardian ad litem to represent unknown minors and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States; decree dated August 27, 1959, setting this cause for hearing on September 8, 1959, appointing Telfair J. Mashburn, Jr., as guardian ad litem to represent any unknown minors or persons of unsound mind interested in this proceeding, and as attorney to represent any persons interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainants be taken in open court and transcribed in the manner provided by Equity Rule Number 56 as amended; notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment; answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States; and testimony of Paul Surrey and Jack Downer, witnesses

for the complainants taken in open court in the manner provided by Equity Rule Number 56 as amended, all of which has been noted by the Register; upon consideration of all of which it appears to the court that all persons, firms or corporations named in the Bill of Complaint filed in this cause have permitted a decree pro confesso to be taken against them; that the allegations of the said bill of complaint are true, and that the complainants are entitled to a decree quieting title to the lands described in the said bill of complaint, upon consideration of all of which it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the complainants, Paul Surrey and Inez Surrey, are the lawful owners in fee simple of the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT, an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

that the absolute fee simple title to the said lands and each and every part thereof and all interest therein is in the complainants, Paul Surrey and Inez Surrey, free and clear of and from the claim or claims of all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, or any interest therein; that the said complainants have and are hereby given judgment against the said lands and against all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof.

2. The complainants' title to the said lands is hereby quieted against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert E. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, and all such claims are hereby adjudged and decreed to be invalid, groundless and of no effect.

3. The Register of this court shall, within thirty days from the rendition of this decree, file a certified copy hereof in the Office of the Judge of Probate of Baldwin County, Alabama, for record therein and tax the cost of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama, shall record the said certified copy of this decree in the same book and manner in which deeds are recorded, and shall index the same in the direct indexes in the names of Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin,

Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kitrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and shall index the same in the indirect or reverse indexes of said records in the names of Paul Surrey and Inez Surrey.

5. The title hereby adjudged and decree to be in the said complainants, Paul Surrey and Inez Surrey, shall inure to the benefit of all persons who derive title to the said lands, or any part thereof, or any interest therein, from or through the said complainants, and such title or interest shall be at all times treated and considered as though it had been established in favor of the person or persons so procuring or deriving title from the said complainants.

6. The costs of this proceeding are hereby taxed against the complainants for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 8th day of September, 1959.

Hubert M. S. Hill

Judge.

*Filed
9-8-59
Circuit Court
Reg*

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

Circuit Court, Baldwin County

No. 4576

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon CERTAIN LANDS AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against-----

AND
CERTAIN LANDS, JOSEPH, ROSABELL A. ARNOLD, ET AL, Defendant-----

by PAUL SURREY AND INEZ SURREY-----
-----, Plaintiff-----

Witness my hand this 11 day of May 1959

Alice J. Luck, Clerk

No. 4576 Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND INEZ SURREY

Plaintiffs

vs.

CERTAIN LANDS, & ROSABELL A.

ARNOLD, ET AL

Defendants

Summons and Complaint

Filed May 11, 1959 19____

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19____

_____, Sheriff

I have executed this summons

this 5/20 1959

by leaving a copy with

Viola Mullins
Frank Watson

_____, Sheriff

Arthur Keegan Deputy Sheriff
D. S. [Signature]

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

Your Complainants, Paul Surrey and Ines Surrey, present
this Bill of Complaint against the following described lands
situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of
Section 11, Township 5 South, Range 6 East, EXCEPT
an undivided one-half interest in the oil, gas and
minerals reserved in the deed from J. A. Arnold
and Anna T. Arnold, his wife, to Paul Surrey and
Ines Surrey, dated January 25, 1955, and recorded
in Deed Book 217 at page 234, Baldwin County,
Alabama Records.

From the Northeast corner of the Southwest Quarter
of the Southwest Quarter of Section 18, Township 5
South, Range 7 East, run East 195 feet for a point
or place of beginning; run thence South 1050 feet
to a point; run thence West 210 feet to a point;
run thence North 1050 feet to a point; run thence
East 210 feet to the point or place of beginning,
being the same property as that conveyed by Boyd
E. Dunlap and Lillie Mae Dunlap, his wife, to Ines
Stokes, who is now Ines Surrey, by deed dated Septem-
ber 4, 1951, and recorded in Deed Book 213 at page
25, Baldwin County, Alabama Records.

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman,
Albert Brady, Alex Brady, Joe. E. Brady, Thad Brady, Albert Beron
Brown, Madie Curtin, Virginia Waters Dow, J. E. Erwin, Simons E.
Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L.
Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J.
Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J.
Holman, Virginia Holman, Mary Keller, Mrs. Kirtrell, whose first
name is unknown, and who is a granddaughter of J. E. Erwin; Susan
Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Ocon,
Phelina Mae Waters Peterson, Mary L. May, Lucy Holman Tinsley,
Mollie E. Waksford, Chilton Waters, Cosley Waters, Elsie W. Waters,
Jr., Edna Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters,
Berbert S. Waters, Edward Waters, John Quincy Waters, Julia Waters,
Kermit Weston Waters, Lamar S. Waters, Martha Waters, Maxine Waters,
Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M.
Waters Wilder, and against his heirs or devisees, if deceased, and
against her heirs or devisees, if deceased, and against the heirs
and devisees of each of the said parties as may be dead, and again-
st any and all persons, firms or corporations claiming any title
to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route I, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstract of Title to all of the above described property; they have employed an Attorney to examine the said abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the informations so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondents to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

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J. T. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

J. R. O.
Notary Public, Baldwin County, Alabama.

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Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown,
and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily
Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters
Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford,
Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q.
Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B.
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thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: ¹Virginia Waters Daw, Baldwin County, Alabama; ²Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; ³Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; ⁴Viola Mullins, Atmore, Escambia County, Alabama; ⁵Martha J. Waters Owen, Prichard, Mobile County, Alabama; ⁶Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; ⁷Edwin Q. Waters, New Orleans, Louisiana; ⁸Frank Waters, Atmore, Escambia County, Alabama; ⁹Hazel Waters, Mobile, Mobile County, Alabama; ¹⁰Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; ¹¹Howard Waters, Mobile, Mobile County, Alabama; ¹²John Quincey Waters, Route I, Pensacola, Florida; ¹³Kermik Weston Waters, c/o Gulf Power Company, Pensacola, Florida; ¹⁴Maxine Waters, Washington, D. C.; ¹⁵Raymond L. Waters, Prichard, Mobile County, Alabama; ¹⁶Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; ¹⁷Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstracts of Title to all of the above described property; they have employed an Attorney to examine the said Abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the Respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondent to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an Attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

none of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

FILED

MAY 14 1959

ALICE J. DUCK, CLERK
REGISTRAR

[Signature]
Notary Public, Baldwin County, Alabama.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 4576

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL, Defendant

by PAUL SURREY AND INEZ SURREY

Plaintiff

Witness my hand this 14 day of May 19 59

Alice J. Luck, Clerk

313

4576 Page

The State of Alabama
Baldwin County

CIRCUIT COURT

FAUL SURREY AND INEZ SURREY

Plaintiffs

vs.

CERTAIN LANDS, AND

ROSABELL A. ARNOLD, ET AL

Defendants

Summons and Complaint

Filed May 14, 1959

Alice J. Duck Clerk

Stanley S. Waters

29x
Daw

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

6-22 1959

Ray D. Bridges, Sheriff

I have executed this summons

this 5-29 1959

by leaving a copy with

Stanley S. Waters

Ray D. Bridges Sheriff

H. Davis Deputy Sheriff

PAUL SURREY AND INEZ SURREY,) IN THE CIRCUIT COURT OF
 Complainants,)
 vs.) BALDWIN COUNTY, ALABAMA
)
 THE LANDS AND PARTIES HEREIN-) IN EQUITY. NO. 4576.
 AFTER DESCRIBED,)
 Respondents.)

NOTICE OF APPOINTMENT OF GUARDIAN AD LITEM
 AND ATTORNEY TO REPRESENT PARTIES IN THE
 MILITARY SERVICE:

TO: Hon. Telfair J. Mashburn, Jr

You are hereby notified that by decree of this court heretofore rendered in this cause you have been appointed guardian ad litem to represent any unknown minors or insane persons interested in this proceeding, and as attorney to represent any unknown parties interested in this proceeding who may be in the Military Service of the United States.

DATED this 27th day of ~~September~~ ^{August}, 1959.

Alice J. Duck
 Register of the Circuit Court of Baldwin
 County, Alabama, in Equity.

STATE OF ALABAMA)
 *
 BALDWIN COUNTY)

I, the undersigned, do hereby accept the appointment as guardian ad litem and as attorney to represent any unknown parties interested in this proceeding who may be in the Military Service of the United States.

DATED this 28th day of August, 1959.

Telfair J. Mashburn, Jr.

As Guardian ad Litem and as Attorney representing parties in Military Service of United States.

FILED

AUG 28 1959

Alice J. Duck, CLERK REGISTER

PAUL SURREY AND INEZ SURREY,	)	IN THE CIRCUIT COURT OF
)	
Complainants,	)	BALDWIN COUNTY, ALABAMA
)	
vs.)	
)	
THE LANDS AND PARTIES HEREIN-	)	IN EQUITY. NO. 4576.
AFTER DESCRIBED,)	
)	
Respondents.)	

MOTION:

Now come the complainants by their solicitor, and show unto the court that all of the respondents named in the bill of complaint filed in this cause have suffered a decree pro confesso to be taken against them.

WHEREFORE, complainants pray that the court will make and enter a proper order or decree setting this cause for hearing, appointing a guardian ad litem to represent any unknown minor or persons of unsound mind interested in this proceeding and an attorney to represent any party interested in this proceeding who may be in the military service of the United States and prescribing the method of taking the testimony in this cause.

DATED this 27th day of August, 1959.

J. B. Blackburn
Solicitor for Complainants.

FILED
AUG 27 1959
ALICE J. DUCK, CLERK
REGISTER

PAUL SURREY AND INEZ SURREY,) IN THE CIRCUIT COURT OF
 Complainants,)
 vs.) BALDWIN COUNTY, ALABAMA
 THE LANDS AND PARTIES HEREIN-) IN EQUITY. NO. 4576.
 AFTER DESCRIBED,)
 Respondents.)

ANSWER OF GUARDIAN AD LITEM FOR UNKNOWN MINORS AND INSANE PERSONS, AND AS ATTORNEY FOR ANY UNKNOWN PERSON INTERESTED IN THIS PROCEEDING WHO MAY BE IN THE MILITARY SERVICE OF THE UNITED STATES:

I, Julian J. Maddox, Jr. having been heretofore appointed as guardian ad litem to represent any unknown minors or insane person interested in this proceeding, and as attorney to represent any unknown party interested in this proceeding who may be in the military service of the United States, for answer to the bill of complaint filed in this cause, hereby deny each and all of the allegations thereof and demand strict proof of the same.

DATED this 28th day of August, 1959.

FILED

AUG 28 1959

ALICE L. DUCK, CLERK
 REGISTER

Julian J. Maddox, Jr.

As guardian ad litem as aforesaid, and as Attorney to represent persons in military service as aforesaid.

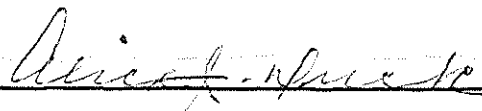
PAUL SURREY AND INEZ SURREY,	)	IN THE CIRCUIT COURT OF
)	
Complainants,	)	BALDWIN COUNTY, ALABAMA
)	
vs.)	
)	
THE LANDS AND PARTIES HEREIN-	)	IN EQUITY. NO. 4576.
AFTER DESCRIBED,)	
)	
Respondents.)	

DECREE PRO CONFESSO

In this cause it appears to the Register that the notice of pendency of bill of complaint heretofore made in this cause was published for four consecutive weeks commencing on the 21st day of May, 1959, in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama; that a copy of the said notice was posted at the courthouse door in Baldwin County, Alabama, on the 21st day of May, 1959, and it further appearing to the Register that the respondents, Viola Mullins, Frank Waters, Susie M. Waters Wilder, Virginia Waters Daw, Phelina Mae Waters Peterson, Emma Catherine Waters Helmich and Stanley W. Waters were all served with a copy of the Bill of Complaint in this cause more than thirty days prior to the filing of the motion for a decree pro confesso; that a copy of the said bill of complaint was mailed by registered mail to the respondent, Kermit W. Waters, marked "for delivery only to person to whom addressed", and that a return receipt signed by the said respondent, Kermit W. Waters was signed by him and filed in this cause on May 20, 1959; that a copy of the bill of complaint in this cause was mailed by registered mail to the respondent, Herbert B. Waters, marked "for delivery only to person to whom addressed" and that a return receipt signed by the said respondent, Herbert B. Waters was received and filed in this cause on May 21, 1959; and it further appearing to the Register that the said respondents hereinafter named have to the date hereof, failed to plead, answer or demur to the bill of complaint in this cause.

It is, therefore, on motion of the complainants ordered and decreed by the Register, that the said bill of complaint be and hereby is, in all things, taken as confessed against the said Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin, Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof.

ORDERED AND DECREED on this the 26th day of August, 1959.


Register.

PAUL SURREY AND INEZ SURREY,	Ø	IN THE CIRCUIT COURT OF
Complainants,	Ø	BALDWIN COUNTY, ALABAMA
vs.	Ø	
THE LANDS AND PARTIES HEREIN- AFTER DESCRIBED,	Ø	IN EQUITY. NO. 4576.
Respondents.	Ø	

MOTION FOR DECREE PRO CONFESSO:

Motion is hereby made for a decree pro confesso against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin, Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, on the grounds that the notice of pendency of the bill of complaint in this cause was published once a week for four successive weeks in the Baldwin Times, a newspaper published at Bay Minette in Baldwin County, Alabama, which notice appeared in the issues of said newspaper which were published on May 21, 1959, May 28, 1959, June 4, 1959, and June 11, 1959, which notice contained the provision requiring all persons, firms or corporations

claiming any title to, interest in, lien or encumbrance on the lands described in the said notice, or any part thereof, which are the lands described in the bill of complaint that was filed in this cause, must appear in this court and plead, answer or demur to the Bill of Complaint before the 22nd day of June, 1959, or at the expiration of thirty days from the said date a decree pro confesso would be taken against them; complainants further show unto the Register that a copy of the notice of pendency of bill of complaint in this cause was posted at the front door of the Courthouse of Baldwin County, Alabama, on the 21st day of May, 1959; that a copy of the bill of complaint was served on the respondent, Stanley F. Waters on May 29, 1959; that a copy of the bill of complaint was served on Emma Catherine Waters Helmich on May 30, 1959; that a copy of the bill of complaint was served on Susie M. Waters Wilder on May 18, 1959; that a copy of the bill of complaint was served on Virginia Waters Daw and Phelina Mae Waters Peterson on May 25, 1959; that a copy of the bill of complaint was served on Viola Mullins and Frank Waters on May 20, 1959; that a copy of the bill of complaint was mailed to the respondent, Kermit W. Waters on May 15, 1959, by registered mail, marked "for delivery only to person to whom addressed", and that a return receipt signed by the said Kermit W. Waters was received and filed in this cause on May 20, 1959; that a copy of the bill of complaint was mailed on May 15, 1959, to the respondent, Herbert B. Waters, by registered mail marked "for delivery only to person to whom addressed", and a return receipt signed by the said respondent, Herbert B. Waters was received and filed in this cause on May 21, 1959; and thirty days having expired since June 22, 1959, and no person, firm or corporation named above has appeared in this cause, the complainants are entitled to a decree pro confesso against all of the persons, firms or corporations named above.

WHEREFORE, complainants move the Register to make and enter a decree pro confesso against all of the above named respondents and each of them.

AUG 26 1959

DATED this 26th day of August, 1959.

ALICE J. DUCK,

CLERK
REGISTER

222

J. B. Black
Attorney for Complainants.

PAUL SURREY AND INEZ SURREY,	)	IN THE CIRCUIT COURT OF
Complainants,	)	BALDWIN COUNTY, ALABAMA
vs.)	
THE LANDS AND PARTIES HEREIN-	)	IN EQUITY. NO. 4576.
AFTER DESCRIBED,)	
Respondents.)	

AFFIDAVIT:

STATE OF ALABAMA)
 *
 BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared J. B. Blackburn, who first being duly and legally sworn deposes and says:

That he is the Solicitor for the complainants in the above styled cause; that this cause was filed in the office of the Register of the Circuit Court of Baldwin County, Alabama, on May 14, 1959; that a copy of the bill of complaint in this cause was sent to the Sheriff of Mobile County, Alabama, for service on the following respondents, to-wit: Martha J. Waters Owen, Prichard, Alabama; Hazel Waters, Mobile, Alabama; Howard Waters, Mobile, Alabama; Annie Holman, Mobile, Alabama; Raymond L. Waters, Prichard Alabama; that the said Sheriff of Mobile County, Alabama, returned the said summons and bill of complaint on May 18, 1959, advising that the addresses set forth in the bill of complaint were insufficient for service on the said respondents; that a diligent effort has been made to ascertain a better address for the said respondents; that the telephone directory for the City of Mobile, Alabama, has been searched for any street addresses of the respondents; that the City Directory of the City of Mobile has been searched for any better address than that shown in the bill of complaint and that these inquiries and efforts on the part of affiant have continued for several months and all of the information obtained by him is as set forth in the bill of complaint.

J. B. Blackburn

Sworn to and subscribed before me on this the 26th day of August, 1959.

FILED

Aug 26 1959

[Signature]
 Notary Public, Baldwin County, Alabama.

220 ALICE J. DUCK, CLERK REGISTER

PAUL SURREY AND INEZ SURREY,	)	IN THE CIRCUIT COURT OF
)	
Complainants,	)	BALDWIN COUNTY, ALABAMA
vs.)	
THE LANDS AND PARTIES HEREIN-	)	IN EQUITY. NO. 4576.
AFTER DESCRIBED,)	
Respondents.)	

CERTIFICATE:

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, in Equity, do hereby certify as follows:

1. That notice of pendency of bill of complaint in this cause was filed for record in the office of the Judge of Probate of Baldwin County, Alabama, on May 15, 1959.

2. Notice of pendency of bill of complaint in this cause was published once a week for four successive weeks in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, which said notice appeared in the issues of said paper published on May 21, May 28, June 4, and June 11, 1959.

3. A copy of the notice of pendency of bill of complaint in this cause was posted at the front door of the courthouse of Baldwin County, Alabama, on May 21, 1959.

DATED this 21st day of August, 1959.


 Register.

PAUL SURREY AND INEZ
SURREY,

Complainants,

vs.

THE LANDS AND PARTIES
HEREINAFTER DESCRIBED,

Respondents.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY.

4576

NOTICE OF PENDENCY OF BILL OF COMPLAINT:

Notice is hereby given to each and all of the Respondents named below and to all persons, firms or corporations claiming any right, title or interest in, lien or encumbrance on the lands hereinafter described, or any part thereof, that Paul Surrey and Inez Surrey did, on the 14th day of May, 1959, file in the Circuit Court of Baldwin County, Alabama, in Equity, a verified Bill of Complaint against the following described real property situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan

Book 005 Page 14

Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs and devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations, claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof.

The addresses of the above named respondents are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the same, except: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama; Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama; Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile, Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route I, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

The said Bill of Complaint has been filed for the purpose of establishing the title of the said Complainants to all of the said lands, for the purpose of quieting their title thereto and to clear up all doubts and disputes concerning the title to the said property.

Complainants claim the absolute fee simple title to all of the said lands under, from, by and through the following conveyance

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, to Paul Surrey and Inez Surrey, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01.

The Complainants, in and by their said Bill of Complaint allege and aver that they own the said lands in their own right, absolutely and in fee simple; that they are in the actual peaceable possession of the said lands under claim of ownership, that the title to the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of the Complainants; that no suit is pending to test complainants' title to, interest in, or right to the possession of the said lands, or any part thereof; that the Complainants and those through whom they claim title have held color or title to and have regularly assessed and paid taxes on the said lands and each and every part thereof for ten or more consecutive years next prior to the filing of the said Bill of Complaint; and that no persons, firms or corporations, other than the Complainants and those through whom they claim title to the said lands, have paid any taxes on the said lands, or any part thereof, or any interest therein, and no persons, firms or corporations, other than the Complainants and those through whom they claim title, have had possession of the said lands, or any part thereof, within ten years next prior to the filing of the said Bill of Complaint.

The Respondents named above and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, must appear in this Court and plead, answer or demur to the said Bill of Complaint before the 22nd day of June, 1959, or at the expiration of thirty days from the said date decrees pro confesso will be taken against them, testimony will be thereafter taken and the said cause submitted for a final decree quieting Complainants' title to the said lands.

STATE OF ALABAMA, BALDWIN COUNTY
Filed 5-15-59 10 A.M.
Recorded in EsPend book 5 page 13-46
M.D. Street
Judge of Probate

IN WITNESS WHEREOF, I have hereunto set my hand as Register of the Circuit Court of Baldwin County, Alabama, in Equity, and affixed the seal of the said Court on this the 14th day of May, 1959.

Alice J. Duck

ALICE J. DUCK,
Register of the Circuit Court of
Baldwin County, Alabama, In Equity.

J. B. BLACKBURN,
Solicitor for Complainants.

FILED

MAY 14 1959

ALICE J. DUCK, CLERK
REGISTER

PAUL SURREY AND INEZ	)	IN THE CIRCUIT COURT OF
SURREY,)	
	)	BALDWIN COUNTY, ALABAMA
Complainants,)	
vs.	)	IN EQUITY. NO. 4576.
THE LANDS AND PARTIES HERE-)	
INAFTER DESCRIBED,)	
Respondents.)	

NOTE OF SUBMISSION:

This cause is submitted for a final decree on behalf of the Complainants upon the following:

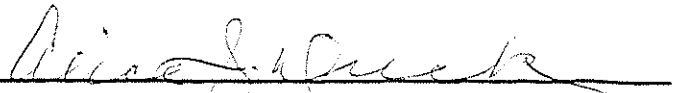
1. Original verified bill of complaint.
2. Order designating newspaper in which notice of pendency of bill of complaint shall be published.
3. Notice of pendency of bill of complaint.
4. Proof of publication of notice of pendency of bill of complaint.
5. Register's Certificate as to service.
6. Affidavit of J. B. Blackburn.
7. Motion for decree pro confesso.
8. Decree pro confesso.
9. Motion of complainants for an order or decree setting this cause for hearing, appointing a guardian ad litem to represent unknown minors and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States.
10. Decree dated August 27, 1959, setting this cause for hearing on September 8, 1959, appointing Telfair J. Mashburn, Jr., as guardian ad litem to represent any unknown minors or persons of unsound mind interested in this proceeding, and as attorney to represent any persons interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainants be taken in open court and transcribed in the manner provided by Equity Rule Number 56, as amended.

11. Notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment.

12. Answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States.

13. Testimony of Paul Surrey and Jack Downer, witnesses for the complainants taken in open court in the manner provided by Equity Rule Number 56 as amended.

DATED this 8th day of September, 1959.



Register.

J. B. BLACKBURN
Solicitor for Complainants.

FILED

AUG 27 1959

ALICE J. DUCK, CLERK, REGISTER

PAUL SURREY AND INEZ SURREY,)
Complainants,)
vs.)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

THE LANDS AND PARTIES HEREIN-)
AFTER DESCRIBED,)
Respondents.)

IN EQUITY. NO. 4576.

DECREE:

This cause coming on to be heard on this date is submitted on the written motion of the complainants praying that a proper order be made or decree rendered setting this cause for hearing, that a guardian ad litem be appointed to represent any minor or person of unsound mind interested in this proceeding, and that an attorney be appointed to represent any person interested in this proceeding who may be in the military service, and prescribing the method of taking the testimony in this cause; upon consideration of all of which, it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. This cause shall be and it is hereby set for hearing at ten o'clock A. M. on the 8th day of September, 1959.

2. Julien Washburn Jr., an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, who is, in all respects, a fit and proper person to be appointed as guardian ad litem, shall be and he is hereby appointed as guardian ad litem to represent any minor or person of unsound mind interested in this proceeding.

3. Julien J. Washburn Jr., an Attorney at Law and Solicitor in Chancery, practicing in Baldwin County, Alabama, shall be and he is hereby appointed as Attorney to represent any person interested in this proceeding who may be in the military service of the United States.

4. Testimony of the witnesses for the complainants shall be taken orally in open court and transcribed in the manner provided by Equity Rule Number 56 as amended.

ORDERED, ADJUDGED AND DECREED on this the 27 day of August, 1959.

Julien M. Washburn
Judge.

PAUL SURREY AND INEZ
SURREY,

Complainants,

vs.

THE LANDS AND PARTIES
HEREINAFTER DESCRIBED,

Respondents.

)
) IN THE CIRCUIT COURT OF

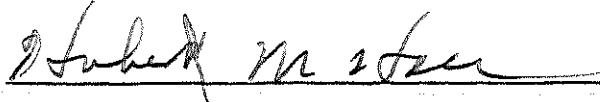
)
) BALDWIN COUNTY, ALABAMA

)
) IN EQUITY.

ORDER OF PUBLICATION:

It is ordered in this cause that the notice provided for in Section 1119, Title 7 of the 1940 Code of Alabama, be published in the Baldwin Times, which is a newspaper having general circulation and published in Baldwin County, Alabama, where the lands described in the Bill of Complaint lie.

ORDERED this 14th day of May, 1959.



Judge.

15.02

FILED
SEP 9 1959
W. J. DUNN, CLERK
REGISTER

PAUL SURREY AND INEZ SURREY
Complainants,
VS.
ROSA BELL A. ARNOLD, ET AL.
Respondents.

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

MR. PAUL SURREY, ONE OF THE COMPLAINANTS, BEING FIRST DULY SWORN,
TESTIFIED:

Examination by Mr. Owen

Q. Your name is Paul Surrey?

A. Yes sir.

Q. You are one of the Complainants in this case, aren't you?

A. Yes sir.

Q. You and your wife?

A. Yes sir.

Q. Of course, you know the property involved in this suit, do you not?

A. Yes sir.

Q. How long have you known it?

A. About five years.

Q. Did you purchase this property approximately 5 years ago?

A. Yes sir.

Q. Who did you buy it from?

A. Mr. Arnold.

Q. Mr J. A. Arnold?

A. Yes sir.

Q. What did you do with the property immediately after you bought it, Mr. Surrey?

A. The first thing I did was to clean off a place for a house-site, planted shrubbery and put a fence around it.

Q. Since that time have you constructed a dwelling house on this property?

- A. Yes sirk
- Q. About how long ago?
- A. About two years ago.
- Q. Do you and your wife live in that house?
- A. Yes sir.
- Q. Since you bought the property, Mr. Surrey, have you remained in possession of it all of that length of time?
- A. Yes sir.
- Q. Has any one else other than you and your wife had possession of the property since that time?
- A. No sir.
- Q. Have you ever heard of any other person making any claim to the property or any part of it?
- A. No sir.
- Q. Is there any other law suit pending to try the title to this property, Mr. Surrey, other than this one?
- A. No sir.
- Q. Have you had an abstract of title made to this property?
- A. Yes sir.
- Q. In the last year or so?
- A. Yes sir.
- Q. Have you employed an Attorney to examine that abstract?
- A. Yes sir.
- Q. Have you made inquiries in the vicinity of where this property is situated to see if any other person, firm or corporation is making any claim to this property?
- A. Yes sir.
- Q. You have read over this complaint?
- A. Yes sir.
- Q. All of the information which you were able to obtain as to any claimants or possible claimants and their ages and addresses are set forth in this complaint, are they not?
- A. Yes sir.

Q. You and your wife claim the absolute fee simple title to all of this property, do you not, Mr. Surrey?

A. Yes sir.

ON CROSS EXAMINATION OF THIS WITNESS, HE TESTIFIED:

Examination by Mr. Mashburn, guardian ad litem.

Q. When you bought this land, how long had you been acquainted with it?

A. I might have knowed it four or five years.

Q. Who was in possession of it before you bought it?

A. J. A. Arnold.

Q. What evidence of possession did it show?

A. Well, he cut the timber off of it and other things.

Q. He did cut the timber?

A. Yes sir.

Q. Was he assing it for taxes?

A. Yes sir.

Q. Did you put your deed on record as soon as you bought it from him?

A. Yes sir.

Q. Here in the Baldwin County Court House?

A. Yes sir.

Q. Did you assess it?

A. Yes sir.

Q. Have you been paying the taxes on it?

A. Yes sir.

Q. Have any of the people named as Respondents here made any claim to the property since you have been there?

A. No sir.

Q. Have not asserted any claim?

A. No.

ON RE-DIRECT EXAMINATION OF THIS WITNESS, HE TESTIFIED:

Examination by Mr. Owen.

Q. Mr. Surrey, have you and Mr. Arnold, the man from whom you bought this property, assessed and paid the taxes on this

property for at least 10 years next preceding the date this suit was filed?

A. Yes sir.

Q. You have?

A. Yes sir.

MR. JACK DOWNER, A WITNESS FOR THE COMPLAINANTS BEING FIRST DULY SWORN, TESTIFIED AS FOLLOWS:

Examination by Mr. Owen.

Q. Your name is Mr. Jack Downer?

A. Yes sir.

Q. You are familiar with the property involved in this suit, aren't you?

A. Yes sir.

Q. How long have you known this property?

A. 50 years I reckon.

Q. Do you remember when Mr. Oscar Williams obtained the tax deed to this property around 1929?

A. Around about that time.

Q. do you recall when Mr. Oscar Williams sold this property to Mr. J. A. Arnold?

A. Yes sir, I remember the day well.

Q. Approximately when was that, Mr. Downer?

A. It was a few years afterwards; I would say three or four years afterwards.

Q. In the 1930's sometime?

A. Yes sir.

Q. What did Mr. Arnold do with this property, if anything?

A. Well I believe the first thing he done was to cut some logs and piling off of it.

Q. Was that in the 1930's?

A. I would say so.

Q. What did he do after that?

A. Well I believe he leased it for Turpentine ~~xxxx~~after he took the logs and piling off.

Q. He turpented it?

A. Yes sir.

Q. What else, if anything did he do?

A. Well I believe there were two or three leases on it.

Q. For turpentine?

A. Yes sir, and then he paper wooded it.

Q. Was it cut pretty clean at that time?

A. It was up until I heard Mr. Surrey had bought it.

Q. Do you remember when he bought it?

A. Yes sir, it has been about three or four years ago.

Q. Did Mr ' Surrey build a house on it?

A. Yes sir.

Q. Does he and Mrs. Surrey live in that house at this time?

A. Yes sir.

ON CROSS EXAMINATION OF THIS WITNESS, HE TESTIFIED:

Examination by Mr. Mashburn, guardian ad litem.

Q. You say he turpented and cut the timber off of it for more than 10 years?

A. Yes sir.


Q. Have you heard of any of the people that are named as Respondents, or anybody else claiming title to that land in the last 10 or 15 years?

A. No sir.

C E R T I F I C A T E:

I hereby certify that the foregoing, consisting of pages 1 to 5, both inclusive, correctly sets forth a true and correct transcript of the testimony in the above styled cause, taken by me in open Court on this day.

This 8th day of September, 1959.



Court Reporter

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4576

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon CERTAIN LANDS, AND ROSABELL A. ARNOLD ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

CERTAIN LANDS, AND ROSABELL A. ARNOLD ET AL, Defendant

by PAUL SURREY AND INEZ SURREY

Plaintiff

Witness my hand this 14 day of May 19 59

Alice J. Luck, Clerk

No. 4576 Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND INEZ SURREY

Plaintiffs

vs.

CERTAIN LANDS AND ROSABELL

A. ARNOLD, ET AL

Defendants

Summons and Complaint

Filed May 11, 19 59

Alice J. Dusk Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19

, Sheriff

I have executed this summons

this 19

by leaving a copy with

Sheriff

Deputy Sheriff

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

Your Complainants, Paul Surray and Inez Surray, present this Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surray and Inez Surray, dated January 25, 1953, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd S. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surray, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Geo. A. Brady, Thad Brady, Albert Meron Brown, Madie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons E. Erwin, Anna Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Hollie M. Wakeford, Chilton Waters, Cooley Waters, Elisha M. Waters, Jr., Edwin C. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert S. Waters, Howard Waters, John Quincy Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie E. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route I, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstract of Title to all of the above described property; they have employed an Attorney to examine the said abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations, claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondents to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

Sheriff claims 54 miles at
Ten Cents per mile Total \$ 5.40
TAYLOR WILKINS, Sheriff
BY Talbert
DEPUTY SHERIFF

EXECUTED by the 15
day of May 1957
by leaving a copy of the within with
Suse M. Walters Nichols

HOLT A. McDOWELL, Sheriff
Jefferson County, Alabama
By Roy C. Allen
D.S.

TRAVELING EXPENSE \$1.00
Roy C. Allen
D.S.

Received 24 day of May 1957
and on 25 day of May 1957
I served a copy of the within

on Virginia, W. Doss, Stationer
By service on Phelina H. Peterson

5 miles
BY W. A. Talbert
D. S.

Original

Baldwin

STATE OF ALABAMA
BIRMINGHAM COUNTY

Received 24 day of May 1957
and on 30 day of May 1957
I served a copy of the within
on Caroline Catherine Williams
Helmick
By service on

TAYLOR WILKINS, Sheriff
By Carole Curran
D. S.

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff

BY W. A. Talbert
DEPUTY SHERIFF

Before me, the undersigned authority, on this day personally appeared Carole Curran, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he is one of the complainants in the within and subscribed before me and acknowledged before me the facts stated therein are true.

FILED
MAY 14 1957
ALICE J. DUCK, CLERK REGISTER

Carole Curran

JOSEPH L. BLOTT, BALDWIN COUNTY, ALABAMA

1928

on this the 15 day of May
1957

THE BALDWIN TIMES

JIMMY FAULKNER
PUBLISHER

Alabama's Best County's Best Newspaper

BAY MINETTE, ALABAMA

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

E. R. Morrissette, Jr. being duly sworn, deposes and says that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

Surrey vs. Lands & Parties Described

COST STATEMENT

1140 WORDS @ 6 cents \$ 74¹⁰
I hereby certify this is correct, due and unpaid (paid).

E. R. Morrissette, Jr.
Editor.

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication May 21, 1959 Vol. 71 No. 19

Date of 2nd publication May 28, 1959 Vol. 71 No. 20

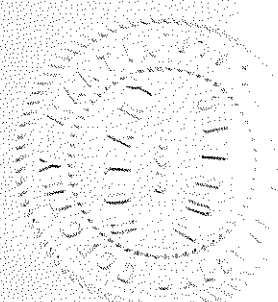
Date of 3rd publication June 4, 1959 Vol. 71 No. 21

Date of 4th publication June 11, 1959 Vol. 71 No. 22

Subscribed and sworn before the undersigned this 11 day of June, 1959

Dorothy Martin
Notary Public, Baldwin County.

E. R. Morrissette, Jr.
Editor.



SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 576

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon CERTAIN LANDS AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

AND CERTAIN LANDS, ~~XXXXX~~, ROSABELL A. ARNOLD, ET AL, Defendant

by PAUL SURREY AND INEZ SURREY

Plaintiff

Witness my hand this 11 day of May 19 59

Alice J. Slack, Clerk

No. 1576

Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

PAUL SURREY AND INEZ SURREY

Plaintiffs

vs.

GERTAIN LANDS, & ROSABELL A.

ARNOLD, ET AL.

Defendants

Summons and Complaint

Filed May 14, 1959

19____

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19____

_____, Sheriff

I have executed this summons

this _____ 19____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

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

Your Complainants, Paul Surrey and Inez Surrey, present
this Bill of Complaint against the following described lands
situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of
Section 11, Township 5 South, Range 6 East, EXCEPT
an undivided one-half interest in the oil, gas and
minerals reserved in the deed from J. A. Arnold
and Anna T. Arnold, his wife, to Paul Surrey and
Inez Surrey, dated January 25, 1955, and recorded
in Deed Book 217 at page 234, Baldwin County,
Alabama Records.

From the Northeast corner of the Southwest Quarter
of the Southwest Quarter of Section 18, Township 5
South, Range 7 East, run West 495 feet for a point
or place of beginning; run thence South 1050 feet
to a point; run thence West 210 feet to a point;
run thence North 1050 feet to a point; run thence
East 210 feet to the point or place of beginning,
being the same property as that conveyed by Boyd
E. Dunlap and Lillie Mae Dunlap, his wife, to Inez
Stokes, who is now Inez Surrey, by deed dated Septem-
ber 4, 1954, and recorded in Deed Book 213 at page
25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman,
Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron
Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B.
Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L.
Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J.
Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J.
Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first
name is unknown, and who is a granddaughter of S. B. Erwin; Susan
Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen,
Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley,
Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters,
Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters,
Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters,
Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters,
Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M.
Waters Wilder, and against his heirs or devisees, if deceased, and
against her heirs or devisees, if deceased, and against the heirs
and devisees of such of the said parties as may be dead, and again-
st any and all persons, firms or corporations claiming any title
to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile, Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route 1, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstracts of Title to all of the above described property; they have employed an Attorney to examine the said Abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondents to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

None of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. F. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

[Signature]
Notary Public, Baldwin County, Alabama.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4576

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon PAUL SURREY AND INEZ SURREY

CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against-----

CERTAIN LANDS AND ROSABELL A. ARNOLD ET AL-----, Defendant-----

by PAUL SURREY AND INEZ SURREY-----

-----, Plaintiff-----

Witness my hand this 14 day of May 1959.

Alise J. Lucke, Clerk

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND INEZ SURREY

Plaintiffs

vs.

CERTAIN LANDS AND ROSABELL A.

ARNOLD ET AL

Defendants

Summons and Complaint

Filed May 14, 19 59

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19

Sheriff

I have executed this summons

this _____ 19

by leaving a copy with

Sheriff

Deputy Sheriff

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

Your Complainants, Paul Surrey and Inez Surrey, present
this Bill of Complaint against the following described lands
situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of
Section 11, Township 5 South, Range 6 East,
EXCEPT an undivided one-half interest in the oil,
gas and minerals reserved in the deed from J. A.
Arnold and Anna T. Arnold, his wife, to Paul
Surrey and Inez Surrey, dated January 25, 1955,
and recorded in Deed Book 217 at page 234, Baldwin
County, Alabama Records.

From the Northeast corner of the Southwest Quarter
of the Southwest Quarter of Section 18, Township 5
South, Range 7 East, run West 495 feet for a point
or place of beginning; run thence South 1050 feet
to a point; run thence West 210 feet to a point;
run thence North 1050 feet to a point; run thence
East 210 feet to the point or place of beginning,
being the same property as that conveyed by Boyd
E. Dunlap and Lillie Mae Dunlap, his wife, to Inez
Stokes, who is now Inez Surrey, by deed dated Septem-
ber 4, 1954, and recorded in Deed Book 213 at page
25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman,
Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron
Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B.
Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters
Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie
Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia
Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown,
and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily
Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters
Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford,
Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q.
Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B.
Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit
Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters,
Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M.
Waters Wilder, and against his heirs or devisees, if deceased, and
against her heirs or devisees, if deceased, and against the heirs
and devisees of such of the said parties as may be dead, and again-
st any and all persons, firms or corporations claiming any title to,
interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmsick, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin G. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile, Mobile County, Alabama; Herbert E. Waters, 2706 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route 1, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Kilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstracts of Title to all of the above described property; they have employed an Attorney to examine the said Abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the Respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondent to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an Attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

none of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

FILED
RECORDS
CLERK

Sworn to and subscribed before me
on this the 14th day of May,
1959.

[Signature]
Notary Public, Baldwin County, Alabama.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.

}

Circuit Court, Baldwin County

No. 576

..... TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon CERTAIN LANDS, AND ROSABELL A. ARNOID, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against.....

CERTAIN LANDS, AND ROSABELL A. ARNOID, ET AL....., Defendant.....

by PAUL SUREY AND JIMMIE SUREY.....

....., Plaintiff.....

Witness my hand this 11 day of May 19 59

Alice J. Duke, Clerk

No. 4576

Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND LINDA SURREY

Plaintiffs

vs.

CERTAIN LANDS, AND

ROSABELL A. ARNOLD, ET AL

Defendants

Summons and Complaint

Filed May 14 1959

Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

_____ 19_____

_____, Sheriff

I have executed this summons

this _____ 19_____

by leaving a copy with

_____ Sheriff

_____ Deputy Sheriff

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

Your Complainants, Paul Surrey and Inez Surrey, present this Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records.

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Madie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Holmich, Laura Henderson, Ida L. Waters Hinzley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Koller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owsen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cooley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kessit Weston Waters, Lamar E. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Helmich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile, Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route I, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Maxine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of twenty or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. B. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstracts of Title to all of the above described property; they have employed an Attorney to examine the said Abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the Respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondent to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an Attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

none of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA }
BALDWIN COUNTY }

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, depose and say:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May
1939.

John R. O.
Notary Public, Baldwin County, Alabama.

PAUL SURREY AND INEZ SURREY, ¶

Complainants, ¶

vs. ¶

THE LANDS AND PARTIES HEREIN- ¶
AFTER DESCRIBED, ¶

Respondents. ¶

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

IN EQUITY. NO. 4576.

FINAL DECREE:

This cause coming on to be heard on this date is submitted for a final decree on behalf of the complainants upon the original verified bill of complaint; order designating newspaper in which notice of pendency of bill of complaint shall be published; notice of pendency of bill of complaint; proof of publication of notice of pendency of bill of complaint; Register's certificate as to service; affidavit of J. B. Blackburn; motion for decree pro confesso; decree pro confesso; motion of complainants for an order or decree setting this cause for hearing, appointing a guardian ad litem to represent unknown minors and persons of unsound mind interested in this proceeding, and an attorney to represent any unknown parties interested in this proceeding who may be in the military service of the United States; decree dated August 27 1959, setting this cause for hearing on September 8, 1959, appointing Telfair J. Mashburn, Jr., as guardian ad litem to represent any unknown minors or persons of unsound mind interested in this proceeding, and as attorney to represent any persons interested in this proceeding who may be in the military service of the United States, and ordering that the testimony of the witnesses for the complainants be taken in open court and transcribed in the manner provided by Equity Rule Number 56 as amended; notice of appointment of guardian ad litem and attorney to represent parties in military service and acceptance of such appointment; answer of guardian ad litem and attorney for unknown parties interested in this proceeding who may be in the military service of the United States; and testimony of Paul Surrey and Jack Downer, witnesses

for the complainants taken in open court in the manner provided by Equity Rule Number 56 as amended, all of which has been noted by the Register; upon consideration of all of which it appears to the court that all persons, firms or corporations named in the Bill of Complaint filed in this cause have permitted a decree pro confesso to be taken against them; that the allegations of the said bill of complaint are true, and that the complainants are entitled to a decree quieting title to the lands described in the said bill of complaint, upon consideration of all of which it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

1. That the complainants, Paul Surrey and Inez Surrey, are the lawful owners in fee simple of the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT, an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

that the absolute fee simple title to the said lands and each and every part thereof and all interest therein is in the complainants, Paul Surrey and Inez Surrey, free and clear of and from the claim or claims of all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, or any interest therein; that the said complainants have and are hereby given judgment against the said lands and against all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof.

2. The complainants' title to the said lands is hereby quieted against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin, Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert E. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or copropriations claiming any title to, interest in, lien or encumbrance on the said lands, or any part thereof, and all such claims are hereby adjudged and decreed to be invalid, groundless and of no effect.

3. The Register of this court shall, within thirty days from the rendition of this decree, file a certified copy hereof in the Office of the Judge of Probate of Baldwin County, Alabama, for record therein and tax the cost of such recording as a part of the costs of this proceeding.

4. The Judge of Probate of Baldwin County, Alabama, shall record the said certified copy of this decree in the same book and manner in which deeds are recorded, and shall index the same in the direct indexes in the names of Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Hadie Curtin, Virginia Waters Daw, S. B. Erwin,

Simmons B. Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kitrell, whose first name is unknown, and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Phelina Mae Waters Peterson, Mary C. Ray, Lucy Holman Townley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and shall index the same in the indirect or reverse indexes of said records in the names of Paul Surrey and Inez Surrey.

5. The title hereby adjudged and decree to be in the said complainants, Paul Surrey and Inez Surrey, shall inure to the benefit of all persons who derive title to the said lands, or any part thereof, or any interest therein, from or through the said complainants, and such title or interest shall be at all times treated and considered as though it had been established in favor of the person or persons so procuring or deriving title from the said complainants.

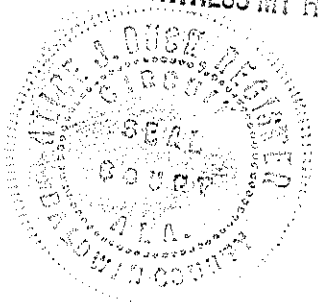
6. The costs of this proceeding are hereby taxed against the complainants for which execution may issue.

ORDERED, ADJUDGED AND DECREED on this the 8th day of September, 1959.

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 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 8 day of Sept. 1959



Alice J. Duck
Register of Circuit Court, in Equity

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4576

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Comanded to Summon CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL, Defendant

by PAUL SURREY AND INEZ SURREY, Plaintiff

Witness my hand this 11 day of May 19 59

Alice J. Luck, Clerk

No. 1576

Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND TONY SURREY

Plaintiffs

vs.

CERTAIN LANDS, AND

ROSABELL A. ARKOLD, ET AL

Defendants

Summons and Complaint

Filed May 14 1959

Alice J. Tuck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19____

_____, Sheriff
I have executed this summons

this _____ 19____
by leaving a copy with

Sheriff

Deputy Sheriff

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

Your Complainants, Paul Surrey and Inez Surrey, present this Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of Section 11, Township 5 South, Range 6 East, EXCEPT an undivided one-half interest in the oil, gas and minerals reserved in the deed from J. A. Arnold and Anna T. Arnold, his wife, to Paul Surrey and Inez Surrey, dated January 25, 1955, and recorded in Deed Book 217 at page 234, Baldwin County, Alabama Records.

From the Northeast corner of the Southwest Quarter of the Southwest Quarter of Section 18, Township 5 South, Range 7 East, run West 495 feet for a point or place of beginning; run thence South 1050 feet to a point; run thence West 210 feet to a point; run thence North 1050 feet to a point; run thence East 210 feet to the point or place of beginning, being the same property as that conveyed by Boyd E. Dunlap and Lillie Mae Dunlap, his wife, to Inez Stokes, who is now Inez Surrey, by deed dated September 4, 1954, and recorded in Deed Book 213 at page 25, Baldwin County, Alabama Records,

and against Rosabell A. Arnold, John M. Bowman, Ida M. Bowman, Albert Brady, Alex Brady, Jno. E. Brady, Thad Brady, Albert Heron Brown, Madie Curtin, Virginia Waters Daw, S. E. Erwin, Simmons E. Erwin, Emma Catherine Waters Helmsich, Laura Henderson, Ida L. Waters Hinsley, A. L. Holman, Jr., Andrew J. Holman, Annie J. Holman, Annie Holman, Henry Holman, James A. Holman, Thomas J. Holman, Virginia Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown, and who is a granddaughter of S. E. Erwin; Susan Logan, Susan Emily Morris, Viola Mullins, Martha J. Waters Owen, Pheliza Mae Waters Peterson, Mary C. Ray, Lucy Holman Tompley, Mollie E. Wakeford, Chilton Waters, Cosley Waters, Elisha M. Waters, Jr., Edwin Q. Waters, Edwina E. Waters, Frank Waters, Hazel Waters, Herbert B. Waters, Howard Waters, John Quincey Waters, Julia Waters, Kermit Weston Waters, Lamar H. Waters, Martha Waters, Maxine Waters, Raymond L. Waters, Stanley L. Waters, Thomas L. Waters, Susie M. Waters Wilder, and against his heirs or devisees, if deceased, and against her heirs or devisees, if deceased, and against the heirs and devisees of such of the said parties as may be dead, and against any and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on the said lands, or any part

thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

1. Your Complainants are over the age of twenty-one years and are both residents of Baldwin County, Alabama.

2. Each of the individual respondents named herein are, if living, over twenty-one years of age, but their respective places of residence and Post Office addresses are unknown and cannot be ascertained after reasonable efforts and the making of diligent inquiry to ascertain the facts with regard thereto, except the following: Virginia Waters Daw, Baldwin County, Alabama; Emma Catherine Waters Melnich, Foley, Baldwin County, Alabama; Annie Holman, Mobile, Mobile County, Alabama, Henry Holman, Pensacola, Escambia County, Florida; Viola Mullins, Atmore, Escambia County, Alabama; Martha J. Waters Owen, Prichard, Mobile County, Alabama, Phelina Mae Waters Peterson, Bay Minette, Baldwin County, Alabama; Edwin Q. Waters, New Orleans, Louisiana; Frank Waters, Atmore, Escambia County, Alabama; Hazel Waters, Mobile, Mobile County, Alabama; Herbert B. Waters, 2708 Denver Avenue, Lawton, Oklahoma; Howard Waters, Mobile, Mobile County, Alabama; John Quincey Waters, Route 1, Pensacola, Florida; Kermit Weston Waters, c/o Gulf Power Company, Pensacola, Florida; Marine Waters, Washington, D. C.; Raymond L. Waters, Prichard, Mobile County, Alabama; Stanley L. Waters, 2723 North Thompson Drive, Mobile, Alabama; Susie M. Waters Wilder, 2308 4th Street, N. W., Birmingham, Jefferson County, Alabama.

3. Your Complainants are in the actual, peaceable possession of all of the above described lands situated in Baldwin County, Alabama, and claim to own the said lands in their own right, absolutely and in fee simple.

4. Your Complainants have held color of title to the said property for more than four years next preceding the filing of this Bill of Complaint and they and those through whom they claim title have paid taxes on the said lands for a period of ten or more consecutive years next preceding the filing of this Bill of Complaint, and no other person, firm or corporation, other than your

Complainants and those through whom they claim title, have paid taxes on, or have been in possession of the above described lands, or any part thereof, for a period of ten or more consecutive years next prior to the filing of this Bill of Complaint.

5. Title to all of the said lands stands upon the records in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, in the names of your Complainants.

6. No suit is pending to test your Complainants' title to, right to possession of the said lands or any part thereof.

7. Your Complainants have and claim to have the absolute, unencumbered fee simple title to all of the real property herein described by and through the following instrument of writing which is recorded in the Office of the Judge of Probate of Baldwin County, Alabama, the County where the said lands are situated, to-wit:

Deed from J. E. Blackburn and Mary Lou Blackburn, his wife, dated July 26, 1958, and recorded in Deed Book 276 at pages 400-01, Baldwin County, Alabama Records.

8. Your Complainants have made a diligent search and caused a diligent search to be made to ascertain the names, ages and addresses of all persons, firms or corporations who might make or who are making any claim to the said lands, or any part thereof, or any interest therein, or any encumbrance thereon. Your Complainants further aver that these inquiries have continued faithfully and diligently for the past two years; that within the past three years they have employed an Abstract Company to make an examination of the records of Baldwin County, Alabama, and prepare Abstracts of Title to all of the above described property; they have employed an Attorney to examine the said Abstracts and the records in the Courthouse in Bay Minette, Alabama; that they have made and caused their said Attorney to make inquiry about the ages, addresses and heirs of any persons interested or who may be interested in the said property; that your Complainants have made and caused a thorough inquiry to be made in the vicinity where the

said property is situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the said property; your Complainants efforts and the efforts of their agents, servants and employees have continued faithfully and diligently for a long period of time, and that all of the information so secured as to prior ownership and possession of the said property, the ages and places of residence of the individual respondents named herein and their addresses are as hereinabove set out.

PRAYER FOR PROCESS:

Your Complainants pray that the said lands hereinabove described, the Respondents named herein and their heirs and devisees, if deceased, and the unknown heirs, devisees and personal representatives of the next of kin of the respondents named above who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, be made parties respondent to this Bill of Complaint and be brought into Court by the usual and proper process.

PRAYER FOR RELIEF:

Your Complainants pray that each and all of the respondents named herein, their heirs and devisees, the unknown heirs, devisees, legal representatives and next of kin of such of the respondents named herein who are dead and any and all persons, firms and corporations who claim to own the said lands, or any part thereof, or any interest therein, or any lien or encumbrance thereon, be required to set forth and specify such claim, right, title, interest, lien or encumbrance and how and by what instrument the same is derived and created; that a guardian ad litem be appointed to represent any of the unknown parties named in this proceeding who may be minors and insane persons; that an Attorney be appointed to represent any of the parties named in this proceeding, known or unknown, who may be in the Military Service; that upon a final hearing of this cause, it be ordered, adjudged and decreed that your Complainants, at the time of the filing of this Bill of Complaint, had the fee simple title to all of the above described lands and that

none of the respondents herein specifically named, their heirs or devisees, or any other person, firm or corporation has any right, title or interest therein, or any part thereof, or any lien or encumbrance thereon, and that all doubts and disputes concerning the said property be cleared up, and that your Complainants' title to the said lands be fully and completely quieted. Your Complainants pray for such other, further and general relief as they may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainants.

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

J. R. O.
Notary Public, Baldwin County, Alabama.

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4576

..... TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in
the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

CERTAIN LANDS, AND ROSABELL A. ARNOLD, ET AL, Defendant.....

by PAUL SURREY AND INEZ SURREY

....., Plaintiff.....

Witness my hand this 11 day of May 19 59

Alice J. Luck, Clerk

No. 4576

Page _____

The State of Alabama
Baldwin County

CIRCUIT COURT

PAUL SURREY AND THEZ SURREY

Plaintiffs

vs.

CERTAIN LANDS, AND

ROSABELL A. ARNOLD, ET AL

Defendants

Summons and Complaint

Filed May 11 1959

Alice J. Dick Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

19____

_____, Sheriff

I have executed this summons

this _____ 19____

by leaving a copy with

_____, Sheriff

_____, Deputy Sheriff

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

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this Bill of Complaint against the following described lands
situated in Baldwin County, Alabama, to-wit:

The Northwest Quarter of the Southeast Quarter of
Section 11, Township 5 South, Range 6 East,
EXCEPT an undivided one-half interest in the oil,
gas and minerals reserved in the deed from J. A.
Arnold and Anna T. Arnold, his wife, to Paul
Surrey and Inez Surrey, dated January 25, 1955,
and recorded in Deed Book 217 at page 234, Baldwin
County, Alabama Records.

From the Northeast corner of the Southwest Quarter
of the Southwest Quarter of Section 18, Township 5
South, Range 7 East, run West 495 feet for a point
or place of beginning; run thence South 1050 feet
to a point; run thence West 210 feet to a point;
run thence North 1050 feet to a point; run thence
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being the same property as that conveyed by Boyd
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Stokes, who is now Inez Surrey, by deed dated Septem-
ber 4, 1954, and recorded in Deed Book 213 at page
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Erwin, Emma Catherine Waters Helmich, Laura Henderson, Ida L. Waters
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Holman, Mary Keller, Mrs. Kittrell, whose first name is unknown,
and who is a granddaughter of S. B. Erwin; Susan Logan, Susan Emily
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Waters Wilder, and against his heirs or devisees, if deceased, and
against her heirs or devisees, if deceased, and against the heirs
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st any and all persons, firms or corporations claiming any title to,
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thereof, and thereupon, your Complainants complain and show unto the Court and your Honor as follows:

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J. B. Blackburn
Solicitor for Complainants.

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BALDWIN COUNTY)

Before me, the undersigned authority, within and for said County in said State, personally appeared Paul Surrey, who, after being by me first duly and legally sworn, deposes and says:

That he is one of the Complainants in the above styled cause; that he has read over the foregoing Bill of Complaint and that the facts stated therein are true.

Paul Surrey

Sworn to and subscribed before me
on this the 14th day of May,
1959.

[Signature]
Notary Public, Baldwin County, Alabama.

RECORDED
MAY 18 1959
CLERK

SUMMONS AND COMPLAINT

Moore Fig. Co.

The State of Alabama,
Baldwin County.



Circuit Court, Baldwin County

No. 4574

TERM, 19

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to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against

CERTAIN LANDS, AND ROSEBELL A. ARNOLD, ET AL, Defendant

by PAUL SURREY AND IRMA SURREY

Plaintiff

Witness my hand this 14 day of May 19 59

Alice J. Luck, Clerk