

Mrs. Emma A. Burkart.....)	
.....Complainant)	IN THE CIRCUIT COURT OF
vs.)	BALDWIN COUNTY, ALABAMA,
Frank Barchard, Sr.....)	IN EQUITY.
.....Respondent.)	

To the Hon. John D. Leigh, Judge of said Court:-

Your complainant, Emma A. Burkart, brings this her bill of complaint against the respondent, Frank Barchard, Sr., and humbly complaining says:

1. That the complainant is habona fide resident citizen of Cullman County, Alabama, and is over the age of twenty-one years; and that the respondent is a bona fide resident citizen of Baldwin County, Alabama, and is over the age of twenty-one years.

2. That the complainant and the respondent are joint owners or tenants in common of the following described real estate situated in Baldwin County, Alabama, to-wit:

A part of the William Kee Spanish Grant Sec. Twelve (12), Township Nine (9), South, Range Five (5) East, more particularly described as follows: Commencing at the intersection of the Township line between Townships Eight (8) and Nine (9) South Range Five (5) East and the east line of the William Kee Spanish Grant Sec. Twelve (12) Township Nine (9) South Range Five (5) East, thence west eighteen hundred five (1805) feet, thence south 12 o 45' East nineteen hundred eight (1908) feet, more or less, to Bay Ornocor, thence with the meanders of said Bay to the east line of said William Kee Grant, thence north 50 o 30' west twenty-one hundred (2100) feet to place of beginning, containing one hundred two (102) acres, more or less.

That the complainant owns an undivided 29/30 interest in and to said lands and the respondent owns an undivided 1/30 interest in and to said lands.

3. Your complainant avers that said lands can not be equitably divided between complainant and respondent

2.

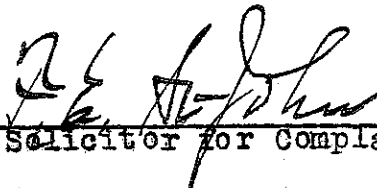
without a sale thereof and that a sale of said lands is necessary for the purpose of division. Complainant avers that she has employed an attorney to file this bill and prosecute this suit.

WHEREFORE, the premises considered, complainant prays that your Honor will take jurisdiction of this cause; that the said Frank Barchard, Sr., be made a party defendant hereto; that proper process be issued to be served on him to bring him into court to plead, answer or demur to this bill within the time and in the manner required by law; that upon final hearing hereof a decree be granted for the sale of the lands described in the bill for the purpose of division; that a reasonable solicitor's fee be ascertained and allowed to the solicitor of complainant for filing this bill and prosecuting this suit. And for such other relief, general and special, as may be agreeable to equity and good conscience.


Solicitor for Complainant.

NOTE:

The respondent is required to answer each and every paragraph of the foregoing bill of complaint, from 1 to 3, inclusive, but not under oath, which is hereby expressly waived.


Solicitor for Complainant.

The State of Alabama, }
Baldwin County.

CIRCUIT COURT OF BALDWIN COUNTY,
IN EQUITY.

To any Sheriff of the State of Alabama--GREETING :

WE COMMAND YOU, That you summon Frank Barchard, Sr.,

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by Mrs. Emma A. Burkhart,

against said Frank Barchard, Sr.,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, T. W. Richerson, Register of said Circuit Court, this 24th day of

September 1926.

T. W. Richerson Register.

N. B.— Any party defendant is entitled to a copy of the bill upon application to the Register.

1st Original

SERVE ON

Circuit Court of Baldwin County
In Equity.

No. _____

SUMMONS

Mrs. Emma Burkhardt,

vs.

Frank Barchard, Sr.,

F.E. St John.

Solicitor for Complainant

THE STATE OF ALABAMA,
BALDWIN COUNTY.

Received in office this 24th

day of September, 1926

W.B. Stuart

Sheriff.

Executed this 27th day of

September 1926

by leaving a copy of the within Summons with

Frank Barchard Sr

Defendant.

W.B. Stuart

Sheriff.

By _____

Deputy Sheriff.

RECORDED

Recorded in Vol. _____ Page _____