1342

R. M. WILLIS, COMPLAINANT,	)	IN THE CIRCUIT COURT OF
VS.	)	BALDWIN COUNTY, ALABAMA,
ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN EQUITY. NO.

LIS PENDENS NOTICE.

It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor for the Complainant, that the Complainant owns in fee simple, the lands in Baldwin County, Alabama, described as follows, to-wit:

> Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey Creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prine and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less;

having acquired the same by Warranty Deed from R. M. Willis & Company, Inc., a corporation, dated June 8, 1944, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 85 NS, page 184; that the title to said lands stands on the record of the Probate Court of Baldwin County, Alabama, the County in which said lands lie, in the name of R. M. Willis; that no person is known to have paid taxes upon, or to have been in possession of said lands, or any part thereof, within 10 years next preceding the filing of this bill of complaint, except R. M. Willis and those through whom he claims by mesne conveyance.

IT IS THEREFORE ORDERED, and notice is hereby given, that the said Respondents, Eliza Grigsby Williams, and Austeen Grigsby, or any other person, firm, or corporation, claiming any right, title to, interest in, or encumbrance upon said lands herein described, or any part or parcel thereof, appear in this court and plead, answer, or demur

to the bill of complaint in this cause, file on or before the 25th day of June, 1945, or upon their having failed to do so at the expiration of 30 days from said date, a decree pro confesso be taken against them.

IT IS FURTHER ORDERED that this order and notice be published in the Baldwin Times, a newspaper published in Bay Minette, Baldwin County, Alabama, once a week for 4 consecutive weeks.

IN WITNESS WHEREOF, I, R. S. Duck, Register, have hereunto set my hand and seal on this the 24 day of May, 1945.

R S Duck
Register, Circuit Court of
Baldwin County, Alabama.

BEEBE & HALL

Solicitors for the Complainant.

STATE OF ALABAMA,
BALDWIN COUNTY.

I, R. S. Duck, Register of the Circuit Court of Baldwin County, Alabama, hereby certify that the above is a full, true, correct and complete copy of the notice given by publication in the Baldwin Times, a newspaper published at Bay Minette, Alabama, in the cause of R. M. Willis, Complainant, vs. Eliza Grigsby Williams, et al, Respondents, and filed in the office of the Probate Judge of Baldwin County, Alabama, the County in which said lands lie, in accordance with the provisions of the statutes of the State of Alabama.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of office on this the 24 day of May, 1945.

R S Duck
Register, Circuit Court of Baldwin County,
Alabama.

STATE OF ALABAMA, BALDWIN COUNTY

Filed May 26. 1945 11 A. M

Recorded ..... book ..... page .....
and I certify that the following Privilege Tax has been paid.

Deed Tax .....

Mortgage Tax .....

W R Stuart
Judge of Probate

By LSW

STATE OF ALABAMA, BALDWIN COUNTY

Filed May 26, 1945 11:2 M.

Recorded ..... book ..... page .....

and I certify that the following Privilege Tax has been paid.

Deed Tax .....

Mortgage Tax .....

W R Blount

Judge of Probate

By .....

R 1.05

Desk

1342

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

And now comes H. E. Smith, guardian ad litem for Austeen Grigsby, a minor, and denies each and every allegation contained in the bill of complaint and demands strict proof of the same.

Dated this the 4th day of August, 1945.

H. E. Smith
Guardian ad litem

134

20	2381
Ten	1000
One	500
	3881

Reg

4970
3881
9.91

Answer of Guardian
Ad Litem

Filed Aug 4. 1944
[illegible]
Register

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

This cause coming on to be heard was submitted for final decree by the pleadings, decrees pro confesso and proof as noted by the Register, and it appearing to the Court that the Complainant is the owner of and in the peaceable possession of the said lands, and each and every parcel thereof and that the title of the Complainant has been duly and justly proven by legal and competent evidence, the Court is of the opinion that the Complainant is entitled to the relief prayed for.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Respondents, Eliza Grigsby Williams, Austeen Williams, the unknown heirs and devisees of J. F. Grigsby, and any and all other persons, firms, or corporations claiming any title to, interest in, lien, or encumbrance upon said land, or any part or parcel thereof, have no estate, claim, interest in, or encumbrance upon the following described lands, or any part or parcel thereof, in Baldwin County, Alabama, to-wit:

> Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey Creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prine and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the full fee simple title to said lands to-wit:

Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey Creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prine and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less,

is vested absolutely in the Complainant, R. M. Willis.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that a certified copy of this decree be recorded in the office of the Judge of Probate of Baldwin County, Alabama, in the direct index in the names of Eliza Grigsby Williams, Austeen Grigsby and J. F. Grigsby, and in the indirect index in the name of R. M. Willis.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Register shall within thirty days from the rendition of this decree, file a certified copy thereof in the office of the Judge of Probate of Baldwin County, Alabama, for record, and that the cost thereof be taxed in the cost of this cause.

IT IS FURTHER ORDERED that the Complainant pay the cost of this cause, for which execution may issue.

Dated at Monroeville, Monroe County, Alabama, on this the 10th day of August, 1945.

G. W. Hare

Judge

1345

Decree

Filed Aug 9th 1945.

Rule

Register

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

NOTE OF TESTIMONY:

This cause is submitted on behalf of the Complainant upon the following:

1. Original summons and complaint.
2. Decrees pro confesso.
3. Lis pendens notice.
4. Request for appointment of commissioner.
5. Notice of time of taking testimony on behalf of the Complainant.
6. Copy of notice in Baldwin Times, a newspaper published at Bay Minette, Alabama.
7. Proof of publication of notice in Baldwin Times.
8. Request for taking testimony;
9. Appointment of commissioner.
10. Testimony of R. M. Willis, with exhibits attached.
11. Testimony of J. F. Smallwood.
12. Testimony of Della S. Lovett.
13. Request for decree pro Confesso

P. J. Seal

Register

Note of Testimony
of Complainant

Filed Aug 8-1945
R. Hauck
Deputy

R. V. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

TO HONORABLE R. S. DUCK, REGISTER OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

The Complainant wishes to take orally the testimony on behalf of the Complainant of the following witnesses:

R. M. Willis, Mobile, Alabama,

J. F. Smallwood, Daphne, Alabama,

Della S. Lovett, Daphne, Alabama.

It is hereby requested that you give proper and legal notice and that Lillian Patterson be duly appointed as special commissioner to take the testimony of said witnesses, and that due and legal notiece of said appointment be given as required by law.

Dated this the 1st day of August, 1945.

BEEBE & HALL

By: [signature]

Solicitors for the Complainant.

1343

Request for Oral Examination
and Appointment of Commissioner

Filed Aug 1, 1945

R. Wood
Register

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

WE COMMAND YOU that you summon ELIZA GRIGSBY WILLIAMS, and AUSTEEN GRIGSBY, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising Chancery Jurisdiction, within thirty days after the service of summons, and there to plead, answer or demur, without oath, to a bill of complaint lately exhibited by R. M. WILLIS, against the said Eliza Grigsby Williams and Austeen Grigsby, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondents shall in no wise omit under penalty of the law. And we further command that you return this writ with your execution thereon, to our said Court immediately upon the execution thereof.

Register

- -

R. M. WILLIS, COMPLAINANT,	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.
VS.	)	
ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY:

Comes your Complainant R. M. Willis, and presents this his bill of complaint against the following described lands in Baldwin County, Alabama, to-wit:

> Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey Creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prine and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less.

and against Eliza Grigsby Williams, and Austeen Grigsby, the unknown heirs and devisees of J. F. Grigsby, and against any and all other persons, firms,

or corporations, claiming any title to, interest in, lien, or encumbrance upon the said lands, or any part or parcel thereof, and respectfully represents and shows unto your Honor and this Honorable Court as follows:

1. That your Complainant is over twenty-one years of age and a bona fide resident of Mobile, Mobile County, Alabama, his address being 312 Wilson Building;

2. That Eliza Grigsby Williams is over twenty-one years of age and a resident of Baldwin County, Alabama; that Austeen Grigsby is a minor, fifteen years old, living with his mother, Eliza Williams, near Daphne in Baldwin County, Alabama;

3. That your Complainant is the owner in fee simple and in the actual possession of the lands described herein, in Baldwin County, Alabama, to-wit:

> Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey Creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prince and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less;

4. That no suit is pending to protest the Complainant's title to, interest in, or his rights to the possession of said lands;

5. That your Complainant obtained title to said lands by conveyance from R. M. Willis & Company, Inc., by deed dated June 8, 1944, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 85 NS, page 184;

6. That the title to said lands claimed by the Complainant, stands upon the record in the Probate Court of Baldwin County, Alabama, in the name of R. M. Willis;

7. That no one has at anytime within 10 years next preceding the filing of this bill of complaint, paid any taxes upon, or had any possession of said lands, or any part thereof, except R. M. Willis, and those through whom he claims by mesne conveyances;

8. That the only persons known by your Complainant, to claim said lands, or any part thereof, or any interest therein, are, R. M. Willis, your Complainant, Eliza Grigsby Williams, and Austeen Grigsby.

WHEREFORE, your Complainant prays that this Honorable Court will by proper process make the said Eliza Grigsby Williams and Austeen Grigsby and each of them, and the unknown heirs, devisees, of J. F. Grigsby, and any other person, firm, or corporation claiming any right, title to, interest in, or encumbrance upon the said lands in Baldwin County, Alabama, to-wit:

> Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South fork of Yancey Creek; thence Northwestwardly along the center of said South fork of Yancey Creek to its confluence with the North fork of Yancey Creek; thence Northeastwardly along the center of the said North fork of Yancey creek to a point where it crosses the South line of Lot 4 of the D'Olive Division (property of Prine & Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less;

or any part thereof, to be parties Respondents to this bill of complaint and by appropriate process require them and each of them, separately and severally, to plead, answer, or demur to the same, within the time and under the penalties prescribed by law and the practice of this Honorable Court.

Complainant further prays that upon a final hearing of this cause, this Honorable Court will make and enter a decree ascertaining and decreeing that the fee simple title, free of encumbrance, to the said lands and to each part and parcel thereof, is vested in your Complainant, R. M. Willis, and that Eliza Grigsby Williams, Austeen Williams, the unknown heirs and devisees of J. F. Grigsby and any and all persons, firms, or corporations claiming any title to, interest in, lien or encumbrance upon the said lands, or any part thereof, and that any and all doubts and disputes concerning the same be cleared up.

Your Complainant prays for such other, further, different, or general relief as in equity and good conscience shall seem mete and proper.

BEEBE & HALL

BY: [signature]
Solicitors for the Complainant

STATE OF ALABAMA,
BALDWIN COUNTY.

Before me, the undersigned authority in and for said County in said State, personally appeared Hubert M. Hall, who is known to me, and having been by me first duly sworn, deposes and says that he is a member of the Firm of Beebe & Hall, Solicitors of Record and Agent for the Complainant, R. M. Willis, in the above styled cause and duly authorized by him to make this affidavit, and the facts stated in the foregoing bill of complaint, from all information obtainable, are true and from such information obtained he verily believes and so states that the same are true.

Hubert M Hall

Sworn to and subscribed before me on this the 24 day of May, 1945.

[signature]
Notary Public, Baldwin County, Alabama.

1345

Executed 26th day of May 1945
by serving copy of within Summons and
Complaint on

Eliza Grigby Williams
Austin Grigby

C. E. Garrett Sheriff
By Neil Walters Deputy Sheriff

BILL OF COMPLAINT.

R.M. WILLIS

VE

ELIZA GRISBY WILLIAMS ET ALS.

Filed May 24 1945

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

It being known to the Court that due notice of the time and place set for the taking of testimony on behalf of the Complainant in the above styled cause has been duly given; that Austeen Grigsby is a minor; that no one has been nominated to the Court as a suitable person as guardian ad litem to represent and protect the interest of the said Austeen Grigsby.

IT IS THEREFORE ORDERED that H. E. Smith, who is deemed by the Court, a fit and proper person and who is not of kin to said Complainant, nor in anyway interested in the proceeding, be appointed such guardian ad litem of Austeen Grigsby, and that he have notice of this appointment.

Dated this the 4th day of August, 1945.

Register

1342

Order appointing Guardian
Ad Litem

Filed Aug 4. 1905
[illegible]
Register

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

TO HONORABLE H. E. SMITH, ATTORNEY, BAY MINETTE, ALABAMA:

You are hereby notified that you have been appointed guardian ad litem for Austeen Grigsby, a minor interested in a certain matter and proceeding in the above court entitled as appears in the caption hereof and which comes up for hearing on the 4th day of August, 1945.

WITNESS my hand and seal on this the 4th day of August, 1945.

B. Deell
Register

I, H. E. Smith, hereby consent to act as guardian ad litem for Austeen Grigsby, upon the hearing of the above cause.

WITNESS my hand this the 4th day of August, 1945.

H. E. Smith
Guardian ad litem

1345

Notice to and acceptance
of Guardian Ad Litem
Filed Aug 4, 1945
R. H. Walsh
Register

R. M. WILLIS, COMPLAINANT, VS. ELIZA GRIGSBY WILLIAMS, et al, RESPONDENTS.	)	IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, IN EQUITY.

Notice is hereby given that the Complainant will on the 4th day of August, 1945, before Lillian Patterson, as special commissioner, take the testimony orally of the following witnesses, on behalf of the Complainant, R. M. Willis, Mobile, Alabama; J. F. Smallwood, Daphne, Alabama; and Della S. Lovett, Daphne, Alabama.

Dated this the 1st day of August, 1945.

BEEBE & HALL

By: [signature]
Solicitors for the Complainant.

Lillian Patterson
Special Commissioner

1342

Notice of taking testimony

Filed Aug 1, 1945
R. W. Hill
Register

COMMISSION TO TAKE DEPOSITIONS

Moore Printing Co., Bay Minette, Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY

Circuit Court

To Lillian Patterson

KNOW YE: That we, having full faith in your prudence and competency, have appointed you Commissioner, and by these presents do authorize you, at such time and place as you may appoint, to call before you and examine R. M. Willis, J. F. Smallwood and Della S. Lovett

as witnesses in behalf of Complainant, R. M. Willis in a cause pending in our Circuit Court in Baldwin County, of said State, wherein R. M. Willis

Complainant

and Eliza Grigsby Williams, et al

Respondent

on oath, to be by you administered, upon R. M. Willis, J. F. Smallwood, and Della S. Lovett to take and certify the deposition of the witness and return the same to our Court, with all convenient speed, under your hand.

Witness 1 day of Dec, 19 46

Register

Commissioner's Fee, $

Witness' Fees, $

No. 1345

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Complainant

VS.

Defendant

COMMISSION TO TAKE DEPOSITION

COMMISSIONER:

WITNESSES:

R. M. Wells
J. F. Smallwood
Della L. Lovell

W. R. STUART

PROBATE JUDGE

No. 1772 Bay Minette, Ala., Aug 11, 1945

Received of R. S. Duck

No.		Deed Tax $	Deed Tax Cts.	Mortgage Tax $	Mortgage Tax Cts.	Recording Fees $	Recording Fees Cts.	Total $	Total Cts.
	Deed								
	R M Wells								
	vs								
	Eliza Jorgsby Wellons					1 50		1 50	

FOR RECORD

TOTAL $ 1 50

W R Stuart

Judge of Probate.

87045 MARSHALL & BRUCE-NASHVILLE

W. R. STUART
PROBATE JUDGE

No. 850 Bay Minette, Ala., 5/26, 1945

Received of R A Duck

No.		Deed Tax $	Deed Tax Cts.	Mortgage Tax $	Mortgage Tax Cts.	Recording Fees $	Recording Fees Cts.	Total $	Total Cts.
Lis Pendens									
R. M. Willis, Complainant						1	05	1	05

FOR RECORD

TOTAL $

W R Stuart
Judge of Probate.

87045 MARSHALL & BRUCE-NASHVILLE

ORAL DEPOSITION

Printed by The Baldwin Times, Bay Minette.

THE STATE OF ALABAMA, Baldwin County. } Circuit Court of Baldwin County, Alabama (In Equity)

R. M. WILLIS Complainant

VS.

ELIZA GRIGSBY WILLIAMS, et al Respondent

I, Lillian Patterson

as ~~Register~~ ~~and~~ Commissioner

have called and caused to come before me R. M. Willis, J. F. Smallwood, and Della S. Lovett.

witness~~es~~ named in the Requirement for Oral Examination, on the 4th day of August 1945, at the office of Beebe & Hall in Bay Minette, Alabama, and having first sworn said Witness~~es~~ to speak the truth, the whole truth, and nothing but the truth, the said R. M. Willis, J. F. Smallwood and Della S. Lovett doth depose and say as follows:

My name is R, M. Willis. I am over twenty-one years of age and a bona fide resident of Mobile, Mobile County, Alabama. My address is 312 Wilson Building.
The Respondent Eliza Grigsby Williams is over twenty-one years of age and a resident of Baldwin County, Alabama. Austeen Grigsby is a minor fifteen years and living with his Mother Eliza William near Daphne, in Baldwin County, Alabama.
I am the owner in fee simple of the land described in the bill of complaint in this cause. There is no suit pending to test my title to, interest in, of rights of possesion of said land.
I obtained title to said lands by conveyances from R. M. Willis & Company, Inc., by deed dated June 8th, 1944, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 85 NS page 184.
The title to said lands stands upon the records in the Probate Court of Baldwin County, Alabama, in the name of R, M. Willis.
No one has at any time within ten years next preceding the filing of the bill of complaint in this cause, paid any taxes upon, or had any possession of said lands execpt the Complainant, and those through whom he claims by mesbe conveyances.
The only persons known by the Complainant, to claim said lands, or any part thereof or any interest therein, are the Complainant, R. M. Willis, and Eliza Grigsby Williamd and Austeen Grigsby.

Cross examination by H. E. Smith, Guardian ad litem for Austeen Williams:
Austeen Grigsby is a Grand son of J. F. Grigsby, otherwise known as Fletcher Grigsby who at one time owned a part of the land. There has been no claim whatever on the part of said minor or any of his people to the said lands. In fact, theMother of the said Moinor, and also Mr. Rickarby, Attorney at law representing them ~~have~~ has stated that neither the Minor, nor his Mother wished to make any claim to the property. I am attaching a copy of Mr. Rickarby's letter hereto.

R M Willis

J. F. Smallwood, a witness for the Complaiant, being first duly sworn, deposes and says:
My name is J. F. Smallwood. I am 76 years of age and a resident of Daphne, In Baldwin County, Alabama. I am personally acquainted with the lands described in the bill of complaint in this cause, and have lived near them, practically all my life.
I am well acquainted with the Grigsby family; that Liberty Grigsby, the Father of J. F. or Fletcher Grigsby lived on a part of the lands described in the bill of complaint, and known as the Valerio place in the forks of Yancey Creek since prior to the civil war and until his death; that Fletcher Grigsby was born there and lived there until his death.
That he well remembers the purchase of said land by Fletcher Grigsby from Valerio as it was at or about that time that Mr. Crane bought his land from Valerio, and I think that it was about the year 1891, however, Fletcher Grigsby had been living there some time prior thereto.
Fletcher Grigsby claimed, farmed, ahd a house upon, and otherwise exercised undisputed possession for a long time and until his death; that no one has at any time made any claim to or attmpted to exercise any possession to said lands other than Fletcher Grigsby and his family since 1891, until it was sold to the Complainant.

That at the time of the sale of the property to the Complainant the only heirs of Fletcher Grigsby were, his widow Susan Grigsby, three daughters, Ruben, Eva dna Mabel, and a Grand-son Austeen Grigsby, the son of a deceased son, Fletcher Grigsby.
That the widow and the Daughter Rubens lived on the place until it was sold to the Complainant, when the house was torn down

Cross examination by H. E. Smith, Guardian Ad Litem:

The minor son of Fletcher Grigsby has never made any claim to the land, and his Mother has stated that they do not make a ny claim thereto. They have never lived on the said lands

J. F. Smallwood

Della S. Lovett, a witness for the Complaiant, being first duly sworn, deposes and says:

I live at Daphne in Baldwin County, Alabama. I am personally acquainted with the lands described in the bill of complaint in this cause.

I have carefully read over the testimony of Mr. J. F. Smallwood, and it is substantially correct.
The land lies between the forks of Yancey creek or branch. I know that no one has ever at any time attepted to exercise any possession to said lands adversely to the Grigsbys.

The property is now in the possession of Mr. R. M. Willis of Mobile. It is generally known as his and no person has made any claim to the peoprty adversely.

Mrs Della S. Lovette

NO. 1345 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed August 8, 1942
Register.

Recorded in

Record

Vol. Page

Register.

ORAL EXAMINATION.

I, Lillian Patterson, as ~~Register and~~ Commissioner hereby certify that the foregoing deposition on Oral Examination was taken down by me in writing in the words of the witness ~~es~~ and read over to them and they signed the same in the presence of myself and H. W. Hall at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness ~~es~~ or had proom made before me of the identity of said witness ~~es~~; that I am not of counsel or of kin to any of the parties to said cause, or any manner interested in the result thereof

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

Given under my hand and seal, this 4th day of August, 1945.

Lillian Patterson (L. S.)

CIRCUIT COURT COMPLAINT

Printed By Baldwin Times, Bay Minette, Ala.

R. M. WILLIS
Complainant,
Vs. Eliza Grigsby Williams, et al
Respondent.

In the Circuit Court.
In Equity No. 1342.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

In this cause, it appears to the Register, that service was had on the Respondent Eliza Grigsby Williams

by the Sheriff of Baldwin County, on the 26th day of May, 1945.

And it further appears to the Register, that the said Eliza Grigsby Williams

, the Respondent, having to the date hereof, failed to plead, demur to or answer the Bill of Complaint filed in this cause, it is now, therefore, on motion of Beebe & Hall Solicitors for Complainant, ordered, and decreed by the Register that the Bill of Complaint in this cause be, and it hereby is, in all things taken as confessed against the said Eliza Grigsby Williams

This 30th day of July, 1945.

R. S. Wilson
Register.

No._____

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY

R. M. Weeks

Complainant,

Vs.

Eliza Gregory Weeks et al

Respondent.

DECREE PRO CONFESSO ON PERSONAL SERVICE.

Issued this 30 day of July, 194__.

Register.

Baldwin Times Print

JAMES H. FAULKNER
EDITOR AND PUBLISHER

the BALDWIN times

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER

BAY MINETTE, ALABAMA

LIS PENDENS NOTICE

R. M. WILLIS, Complainant,
vs.
ELIZA GRIGSBY WILLIAMS, et al,
Respondents.

In the Circuit Court of Baldwin County, Alabama, In Equity

It having been made to appear in the above cause, by the affidavit of Hubert M. Hall, Solicitor for the Complainant, that the Complainant owns in fee simple, the lands in Baldwin County, Alabama, described as follows, to-wit: Commencing at a point 2112 feet, more or less North and 313½ feet, more or less, West from the Southeast corner of Section 7, Township 5 South, Range 2 East, which point is the Southwest corner of the Abe Crane Lot, for a point of beginning; run thence West along the North line of Section 38 (property of Prine and Boykin) 850 feet, more or less, to the center of the South Fork of Yancey Creek; thence Northwestwardly along the center of said South Fork of Yancey Creek to its confluence with the North Fork of Yancey Creek; thence Northeastwardly along the center of the said North Fork of Yancey Creek to a point where it crosses the South Line of Lot 4 of the D'Olive Division (property of Prine and Boykin); thence Eastwardly along the said South line of Lot 4 to a point 380 feet, 8 inches West of the East line of said Section 7; thence South 836.88 feet to a point; thence East 66½ feet to a point; thence South 627.66 feet to the place of beginning; containing 50 acres, more or less;

having acquired the same by Warranty Deed from R. M. Willis & Company, Inc., a corporation, dated June 8, 1944, and of record in the office of the Probate Judge of Baldwin County, Alabama, in Deed Book 85NS, page 184; that the title to said lands stands on the record of the Probate Court of Baldwin County, Alabama, the County in which said lands lie, in the name of R. M. Willis; that no person is known to have paid taxes upon, or to have been in possession of said lands, or any part thereof, within 10 years next preceding the filing of this bill of complaint, except R. M. Willis and those through he claims by mesne conveyance; It is therefore ordered and notice is hereby given that the said Respondents, Eliza Grigsby Williams and Austeen Grigsby, or any other person, firm, or corporation, claiming any right, title to, interest in, or encumbrance upon said lands hereing described, or any part or parcel thereof, appear in this Court and plead, answer to or demur to the bill of complaint in this cause, file on or before the 25th day of June, 1945, or upon their having failed to do so at the expiration of 30 days from said date, a decree pro confesso be taken against them.

IT IS FURTHER ORDERED that this order and notice be published in the Baldwin Times, newspaper published in Bay Minette, Baldwin County, Alabama, once a week for 4 consecutive weeks.

IN WITNESS WHEREOF, I, R. S. DUCK, Register, have hereunto set my hand and seal on this the 24th day of May, 1945.

R. S. DUCK, Register,
Circuit Court of Bal
County, Alaba

BEEBE & HALL

AVIT OF PUBLICATION

Cook, being duly sworn, deposes and says
THE BALDWIN TIMES, a Weekly Newspaper pub-
County, Alabama; that the notice hereto attached of

R. M. Willis
vs.
Eliza Grigsby

OST STATEMENT

4½ cents . . . . . $ 23.81

rect, due and unpaid ~~(paid)~~.

Ford Cook
Publisher.

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

Date of 1st publication May 24, 1945 Vol. 56 No. 17

Date of 2nd publication " 31, 1945 Vol. 56 No. 18

Date of 3rd publication June 7, 1945 Vol. 56 No. 19

Date of 4th publication " 14, 1945 Vol. 56 No. 20

Subscribed and sworn before the undersigned this ____ day of _____ 194__.

Notary Public, Baldwin County.

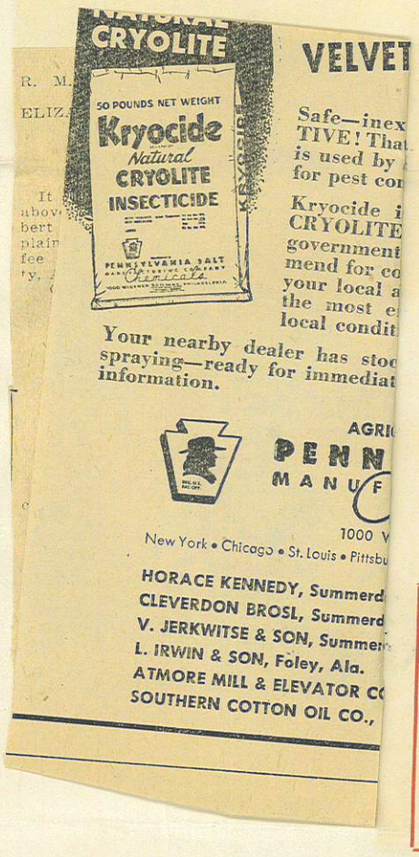
Ford Cook
Publisher.

JAMES H. FAULKNER
EDITOR AND PUBLISHER

the BALDWIN times

ALABAMA'S BEST COUNTY'S- BEST NEWSPAPER

BAY MINETTE, ALABAMA



AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

Ford Cook, being duly sworn, deposes and says that he is the PUBLISHER of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

R. M. Willis
vs.
Eliza Grigsby

COST STATEMENT

529 WORDS @ 4½ cents . . . . . $ 23.81

I hereby certify this is correct, due and unpaid ~~(paid)~~.

Ford Cook
Publisher.

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

Date of 1st publication May 24, 1945 Vol. 56 No. 17

Date of 2nd publication " 31, 1945 Vol. 56 No. 18

Date of 3rd publication June 7, 1945 Vol. 56 No. 19

Date of 4th publication " 14, 1945 Vol. 56 No. 20

Subscribed and sworn before the undersigned this ____ day of _____ 194__.

_____
Notary Public, Baldwin County.

Ford Cook
Publisher.

(2)

8600 Motion for Decree Pro Confesso on Personal Service. 3107 Code MPCO

THE STATE OF ALABAMA,
BALDWIN COUNTY

No. 1342 Circuit Court, In Equity.

R. M. Willis Complainant

Vs.

Eliza Grigsby Williams Defendant

Motion is hereby made for a Decree Pro Confesso against Eliza Grigsby Williams

Defendant

in the above stated cause, on the ground that more than thirty days have elapsed since service of summons upon said Defendant; and that said summons was duly served according to law, and that said Defendant ha failed to demur, plead to or answer the Bill of Complaint in this cause to this date.

This 26 day of July 19 45

BEEBE & HALL
BY Hmytree Solicitor.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

R. M. Weed

Vs.

Reza Grigsby Williams et al

Motion for Decree Pro Confesso on Personal Service

Filed May 26 1944

Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Moore Printing Co., Bay Minette, Ala.

1342