

(1425)

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

WILLIE VALRIE,

Complainant

VS.

SARAH ARMSTEAD VALRIE

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, Decree Pro Confesso

Answer and Waiver and Testimony as noted by the Register, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to the relief prayed for in said bill.

It is therefore ordered, adjudged and decreed by the Court that the bonds of matrimony heretofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,

and that the said WILLIE VALRIE

is forever divorced from the said

SARAH ARMSTEAD VALRIE

for and on account of abandonment.

It is further ordered, adjudged and decreed that neither party to this suit shall again marry except to each other until sixty days after the rendition of this decree, and that if appeal is taken within sixty days, neither party shall again marry except to each other during the pendency of said appeal.

It is further ordered that the Complainant and Respondent be, and they are hereby permitted to again contract marriage upon the payment of the cost of this suit.

It is further ordered that Willie Valrie, the Complainant pay the cost herein to be taxed, for which execution may issue.

This 22nd day of October, 1945.

J. W. Ware
Judge Circuit Court, in Equity.

I, \_\_\_\_\_, 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 the above stated cause, which said decree is on file and enrolled in my office

Witness my hand and seal this the \_\_\_\_\_ day

of \_\_\_\_\_, 19\_\_\_\_

Register of Circuit Court, in Equity

No. 1425 Page \_\_\_\_\_

**The State of Alabama**  
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

WILLIE VALRIE

vs. Complainant

SARAH ARMSTEAD VALRIE,

Respondent

**DIVORCE DECREE**

Filed this \_\_\_\_\_ day of

O c t o b e r, 1945.

Register

WILLIE VALRIE  
Complainant

vs

E Q U I T Y  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

SARAH ARMISTEAD VALRIE  
Respondent

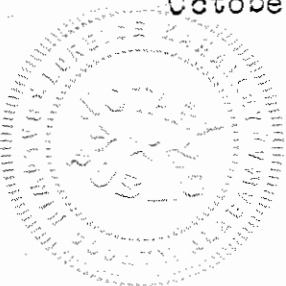
Comes SARAH ARMISTEAD VALRIE, Respondent in the above styled cause, and her answer to the Bill of Complaint says she denies each and every allegation of same.

Respondent hereby waives notice of demand for oral examination of Complainant's witnesses; of the issue of commission to take testimony; of the time and place set for taking same and of the right to introduce evidence in her own behalf. She further agrees that this cause may be submitted for final decree at any time on the pleading and Complainant's evidence as noted by the Register.

Sarah Armistead Valrie  
Respondent.

Before me, the undersigned Lorice Kabbler personally appeared SARAH ARMISTEAD VALRIE, who is known to me to be the Respondent above named and who acknowledged that she executed the foregoing answer voluntarily with knowledge of its contents.

Witness my hand and official seal this the 16<sup>th</sup> day of  
October, 1945.



Lorice Kabbler  
Notary Public, Baldwin County, Alabama.



STATE OF TENNESSEE, CLERK OF THE SUPREME COURT

FILED

RECORDED

TO THE CLERK OF THE SUPREME COURT, NASHVILLE, TENNESSEE  
FROM THE ATTORNEY GENERAL, NASHVILLE, TENNESSEE  
DATE: 10/18/45

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

RECORDED

WILLIE VALRIE  
Complainant

vs

SARAH ARMISTEAD VALRIE  
Respondent

ANSWER AND WAIVER

RECORDED

*Filed Oct 18 1945*  
*Willie Valrie*

RECORDED

RECORDED

48

STATE OF TENNESSEE, CLERK OF THE SUPREME COURT

RECORDED

RECORDED

WILLIE VALRIE  
Complainant

vs

SARAH ARMSTEAD VALRIE  
Respondent

E Q U I T Y  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

DEPOSITIONS OF WILLIE VALRIE  
and IRENE BANKS WITNESSES FOR COMPLAINANT.

The above named witnesses, being first duly sworn, upon examination by the Solicitor for the Complainant testified as follows:

WILLIE VALRIE

I am the Complainant in this cause. In the early part of 1943, met and married Sarah Armstead, who like myself is over the age of twenty-one years and a resident of Baldwin County. We lived together in Montrose for about eleven months and until she left me of her own accord and without just cause in February 1944. She went to live with her people near Loxley and has been with them ever since, nearly a year and a half, during which time I have only seen her at a distance, and we have had nothing to do with each other.

Willie Valrie

IRENE BANKS.

I am a resident of Montrose, Alabama and well acquainted with both Willie Valrie and his wife Sarah. They were married sometime in the early part of 1943 and lived together as husband and wife in Montrose. Without notice and apparently without cause, in February 1944, his wife left him, and has since lived away from him; as I am informed, with her people near Loxley. I know of my personal knowledge that since she went away, they have lived entirely separate and apart. I live close to Willie and my relations with him are such that had they come back together, I would have known it.

Irene Banks

CERTIFICATE

I, Cecelia S. Mickle, acting as commissioner by agreement of parties hereby certify that in the case of WILLIE VALRIE vs SARAH ARMSTEAD VALRIE, pending on the Equity side of the Circuit Court of Baldwin County, I cause WILLIE VALRIE and IRENE BANKS, witnesses for the Complainant, to appear before me at my office in the Bank Building, Fairhope, Alabama, where, after being duly sworn, upon examination by the solicitor for the Complainant, they testified as is above written and their testimony, after being reduced to writing, was read over and signed by them.

I further certify that I am neither of counsel nor of kin to either party to the cause or in anywise interested in the result thereof.

IN WITNESS WHEREOF, I hereto set my hand and seal as commissioner, this the 18th day of October, 1945.

*Cecelia S. Mickle*

Commissioner.

1425

1425

Value  
of  
Paint

Lishmy

Dec 20 1945  
P. H. H. H.  
Paper

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

Comes WILLIE VALRIE, and by this his bill of Complaint,  
presented against SARAH ARMISTEAD VALRIE, respectfully shows:

FIRST: That Complainant and Defendant are both over  
the age of twenty-one years; that both are now and have been  
for more than five years bona fide residents of Baldwin County,  
Alabama.

SECOND: That Complainant and Defendant were married in  
Baldwin County, on or about March 15th, 1943, and lived to-  
gether as husband and wife for eleven months, until approxi-  
mately, February 15, 1944.

THIRD: That in the month of February, <sup>1944</sup> Defendant without  
just cause abandoned the bed and board of Complainant and has  
since that time lived entirely separate and apart from him,  
with no resumption of marital relations.

THE PREMISES CONSIDERED, Complainant prays that SARAH  
ARMISTEAD VALRIE be made party Defendant to this cause, and  
by proper process required to answer this Bill within the  
time prescribed by law.

Complainant further prays that upon the hearing of this  
cause a decree be rendered forever divorcing him from said  
SARAH ARMISTEAD VALRIE, granting him the right to marry again  
should he so desire, and to have such other, further or different  
relief as to equity may seem meet.

*Elliott S. Richarby*

Solicitor for Complainant.



SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,  
BALDWIN COUNTY

No. \_\_\_\_\_

EQUITY  
CIRCUIT COURT BALDWIN COUNTY

TERM, 194 5

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon SARAH ARMISTEAD VALRIE

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 \_\_\_\_\_

SARAH ARMISTEAD VALRIE, Defendant

by \_\_\_\_\_

WILLIE VALRIE

~~XXXXX~~  
COMPLAINANT

Witness my hand this 13th day of October 1945

Willie Valrie Clerk  
Register

(Copy)

RECORDED

No. 1425 Page \_\_\_\_\_

**THE STATE OF ALABAMA**  
BALDWIN COUNTY  
**CIRCUIT COURT**

WILLIE VALRIE

~~Plaintiff~~  
vs. Complainant

SARAH ARMISTEAD VALRIE

Defendants

Certified Copy of  
**SUMMONS AND COMPLAINT**

Filed Oct 13 1945  
Richard Perench

*Elliott G. Richardy*

Plaintiff's Attorney  
Complainant's  
Solicitor  
Defendant's Attorney

Defendant lives at  
One and one half miles  
West of Malbis.

RECEIVED IN OFFICE

194

Sheriff

I have executed this summons

194

this  
by leaving a copy with

Sheriff

Deputy Sheriff

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

Comes WILLIE VALRIE, and by this his bill of Complaint,  
presented against SARAH ARMISTEAD VALRIE, respectfully shows:

FIRST: That Complainant and Defendant are both over  
the age of twenty-one years; that both are now and have been  
for more than five years bona fide residents of Baldwin County,  
Alabama.

SECOND: That Complainant and Defendant were married in  
Baldwin County, on or about March 15th, 1943, and lived to-  
gether as husband and wife for eleven months, until approxi-  
mately, February 15, 1944.

THIRD: That in the month of February, <sup>1944</sup> Defendant without  
just cause abandoned the bed and board of Complainant and has  
since that time lived entirely separate and apart from him,  
with no resumption of marital relations.

THE PREMISES CONSIDERED, Complainant prays that SARAH  
ARMISTEAD VALRIE be made party Defendant to this cause, and  
by proper process required to answer this Bill within the  
time prescribed by law.

Complainant further prays that upon the hearing of this  
cause a decree be rendered forever divorcing him from said  
SARAH ARMISTEAD VALRIE, granting him the right to marry again  
should he so desire, and to have such other, further or different  
relief as to equity may seem meet.

*Elliott B. Rinslerly*  
Solicitor for Complainant.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA,  
BALDWIN COUNTY

No. \_\_\_\_\_

EQUITY  
CIRCUIT COURT BALDWIN COUNTY

TERM, 194 5

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon SARAH ARMISTEAD VALRIE

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 \_\_\_\_\_

SARAH ARMISTEAD VALRIE

\_\_\_\_\_, Defendant \_\_\_\_\_

by \_\_\_\_\_

WILLIE VALRIE

~~XXXX~~  
~~XXXX~~  
COMPLAINANT

Witness my hand this 13th day of October 194 5

*Willie Valrie*  
\_\_\_\_\_  
Register

**THE STATE OF ALABAMA**  
BALDWIN COUNTY  
**CIRCUIT COURT**

WILLIE VALRIE

vs. <sup>Plaintiff</sup> Complainant

SARAH ARMISTEAD VALRIE

Defendants

**SUMMONS AND COMPLAINT**

Filed 10-13 1945

*R. R. [Signature]* Clerk

*Elliott G. Rickarby*

Plaintiff's Attorney  
Complainant's

Solicitor

Defendant's Attorney

Defendant lives at

One and one-half miles West of  
Malbis. RECEIVED IN OFFICE

----- 194-----

----- Sheriff

I have executed this summons

this ----- 194-----  
by leaving a copy with

----- Sheriff

----- Deputy Sheriff

Willie Valrie

vs.

Sara Armistead Valrie

THE STATE OF ALABAMA  
Baldwin County

IN EQUITY  
Circuit Court of Baldwin County

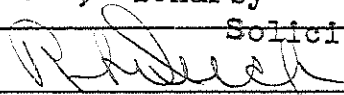
This cause is submitted in behalf of Complaint upon the original Bill of Complaint; \_\_\_\_\_

Answer and Waiver, Testimony of Willie Valrie & Irene Banks

and in behalf of Defendant upon \_\_\_\_\_

Elliott G. Rickarby

Solicitor General for Comt



Register.

1425

No. \_\_\_\_\_

**THE STATE OF ALABAMA**  
**Baldwin County**

**IN EQUITY**  
**Circuit Court of Baldwin County**

Valrie

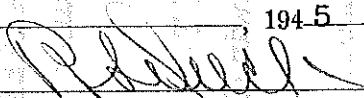
vs.

Valrie

**NOTE OF TESTIMONY**

Filed in Open Court this 20th

day of Oct, 1945

  
Register.

1425

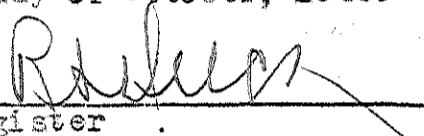
SUMMONS

STATE OF ALABAMA X  
BALDWIN COUNTY ↓

TO ANY SHERIFF IN THE STATE OF ALABAMA:

You are hereby commanded to summons Homer Ohlhaber to appear within thirty (30) days from the service of this writ in the Circuit Court, Equity side, to be held for said County at the place of holding same and then and there demur, plead to or answer the bill of complaint filed against him by G. W. Eade and Mattie Eade.

Witness my hand this 12th day of October, 1945.

  
Register



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

Your Orators, G. W. Eade and Mattie Eade, present this Bill of Complaint against the following described lands situated in Baldwin County, Alabama, to-wit:

All of the Southwest Quarter of Northwest Quarter and West Half of Southwest Quarter, lying East of Fish River, in Section 32, except the following described four (4) tracts of land, to-wit:

EXCEPTION NO. 1: Start at the Northeast Corner of Southwest Quarter of Southwest Quarter of Section 32, Township 6 South, Range 3 East, thence West 4.35 chains, thence North 2.75 chains to a stake in the branch for a beginning corner; Beginning at said stake in the branch, run thence North 5.20 chains, thence North 60 $\frac{1}{2}$  degrees West 30 chains to East bank of Fish River, thence down said river to the mouth of Robinson Branch, thence up said branch with its meanders to the point of beginning, containing 53.93 acres, more or less, lying in Sections 31 and 32 Township 6 South Range 3 East, which lands were conveyed by Nellie Baldwin to H. M. Robertson, by deed dated March 18, 1892, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book R at pages 445-7.

EXCEPTION NO. 2: Start at the Northeast Corner of the Southwest Quarter of Southwest Quarter of Section 32, Township 6 South Range 3 East, run thence West 4.35 chains, thence North 7.93 chains to the beginning corner; Beginning at said corner run North 32.50 chains to a stake in the swamp, thence West 17.07 chains to the East bank of Fish River, thence down said river regardless of its meanders 23.50 chains to a stake, thence South 60 $\frac{1}{2}$  degrees East 30 chains to the place of beginning, containing 34.96 acres, more or less in Sections 31 and 32, Township 6 South Range 3 East.

EXCEPTION NO. 3: Four (4) acres, more or less, in the extreme Southwest Corner of the Southwest Quarter of Section 32 Township 6 South, Range 3 East, near Fish River, heretofore sold by the late Laurent Willendon to one Baker of Baldwin County as excepted from that certain deed from Louis Baythe to D. W. Taylor, recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book M at pages 470-4.

EXCEPTION NO. 4: That certain tract of land conveyed by Lyle G. Eade to J. R. Underwood, by deed dated October 20, 1933, recorded in Deed Book 56 at page 204 of the records of the office of the Judge of Probate of Baldwin County, Alabama, and described as follows: From Southeast corner of Southwest Quarter of Section 32 Township 6 South, Range 3 East, run West 1688 feet and North 14 $\frac{1}{2}$  degrees West 370 feet for point of beginning, thence North 47 $\frac{1}{2}$  degrees East 223 feet, thence North 42 degrees 45 minutes West 100 feet, thence South 47 $\frac{1}{2}$  degrees West 330 feet, more or less, to East bank of Fish River, thence South 42 degrees 45 minutes East 100 feet thence along East bank of Fish River, thence North 47 $\frac{1}{2}$  degrees East 95 feet to point of beginning, containing 3 $\frac{1}{4}$  acres, more or less.

Northeast Quarter of Southwest Quarter of Section 32; Southeast Quarter of Southwest Quarter of Section 32, except the following

described land, to-wit: Start at the Northwest Corner of the Southeast Quarter of the Southwest Quarter of Section 32 Township 6 South, Range 3 East, run East 3.05 chains to a stake, thence South 7.48 chains to a stake, for a beginning corner, thence South 323.75 feet to a stake, thence East 180 feet, thence North 323.75 feet to a stake, thence West 180 feet to place of beginning, containing 1.34 acres, and being Lots 1, 2 and 3 and North Half of Lot 4 in Block 4 of the Baldwin Addition to Marlow, Alabama.

East Half of Northwest Quarter of Section 32; South Half of Southeast Quarter of Section 32; Northwest Quarter of Southeast Quarter of Section 32 except a tract 5.25 acres, which said excepted property is described as follows, to-wit: From the Southwest Corner of the Northwest Quarter of Southeast Quarter of Section 32, Township 6 South Range 3 East, run North 170 feet to the beginning corner; thence run North 323 feet to a corner; thence East 707 feet to a corner; thence South 323 feet to a corner; thence West 707 feet to the beginning corner.

East Half of Northeast Quarter of Section 32.

All of the Southeast Quarter of Southwest Quarter of Section 29, lying East of Polecat Creek, which creek is otherwise known as Silver Creek;

All the foregoing lands lying in Township 6 South Range 3 East of St. Stephens Meridian.

Also: South fifteen and one-half (15½) acres of the tract of land known as "James Ladue Tract" which tract is described as follows: Starting at the half section post on the South boundary line of Section 5, Township 7 South Range 3 East and running North 45.00 chains for a beginning corner; thence West 11.00 chains to a public road; thence North 10.00 chains to a stake, thence East 31.00 chains to a stake, thence South 10.00 chains to a stake; thence West 20.00 chains to the point of beginning; and being in the Southwest Quarter of the Northeast Quarter and Southeast Quarter of Northwest Quarter of Section 5 Township 7 South, Range 3 East of St. Stephens Meridian.

and against Robert Steel; John A. Cottrell; James M. Dannelly; John W. Hicks; Clement Millandon; Benjamin Laurent Millandon; Henrietta Millandon; Casimir Gardanne; Edmond Burthe; Emanuel Burthe; F. George Burthe; Andre Burthe; Marguerette Butler; Lizzie Millandon; Mrs. Adolph Tamboury; Madeline Millandon; Genevieve Millandon; A. Tamboury; David Gordon; John Morton; Alexander Morton; George M. Bonner; Lillie Bonner Machette; Herbert Macan Bonner; Geo. P. Chapman; Jas. P. Chapman; Helen DeWitt; Clara Chapman; Kate Chapman; H. S. Derby; Edward D. Northam; Carl A. Krause; Frank H. Riddle; Homer

Ohlhaber; Alice Ohlhaber; Mildred Ohlhaber Stubbs; Lila Ohlhaber Morrill; M. E. Gieple; Ida V. Moore; Voncile Sate; Ida Lou Russell; Daniel Gardner; Lorna E. Eade; Lyle G. Eade and 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 Orators complain and show unto the Court and your Honor as follows:

1. Your Orators are each over twenty-one years of age and residents of Pasadena, California.

2. The Respondent, Frank H. Riddle, is over twenty-one years of age and a non-resident of the State of Alabama, his place of residence being Chicago, Illinois or one of the suburbs thereof but which is otherwise unknown; Homer Ohlhaber is over twenty-one years of age, a non-resident of the State of Alabama whose place of residence is Cook County, Illinois but is otherwise unknown; Alice Ohlhaber, Mildred Ohlhaber Stubbs and Lila Ohlhaber Morrill are each over twenty-one years of age and residents of Aurora, Illinois; Ida V. Moore is over twenty-one years of age and a resident of Baldwin County, Alabama; Voncile Sate is over twenty-one years of age and a resident of Baldwin County, Alabama; Ida Lou Russell is over twenty-one years of age and a resident of Luverne, Crenshaw County, Alabama; Daniel Gardner is over twenty-one years of age and a resident of Baldwin County, Alabama; Lorna E. Eade is over twenty-one years of age and a resident of Los Angeles, California; Lyle G. Eade is over twenty-one years of age and a resident of the State of California. The ages, places of residence and post office addresses of the other respondents named herein are unknown and cannot be ascertained after diligent inquiry.

3. Your Orators own the said lands in Baldwin County, Alabama, to-wit:

All of the Southwest Quarter of Northwest Quarter and West Half of Southwest Quarter, lying East of Fish River, in Section 32, except the following described Four (4) tracts of land, to-wit:

EXCEPTION NO. 1: Start at the Northeast Corner of Southwest Quarter of Southwest Quarter of Section 32, Township 6 South, Range 3 East, thence West 4.35 chains, thence North 2.73 chains to a stake in the branch for a beginning corner; Beginning at said stake in the branch, run thence North 5.20 chains, thence North 60 $\frac{1}{2}$  degrees West 20 chains to East bank of Fish River, thence down said river to the mouth of Robinson Branch, thence up said branch with its meanders to the point of beginning, containing 55.93 acres, more or less, lying in Sections 31 and 32 Township 6 South Range 3 East, which lands were conveyed by Nellie Baldwin to H. M. Robertson, by deed dated March 18, 1892, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in Deed Book B at page 445-7.

EXCEPTION NO. 2: Start at the Northeast Corner of the Southwest Quarter of Southwest Quarter of Section 32, Township 6 South Range 3 East, run thence West 4.35 chains, thence North 7.95 chains to the beginning corner; Beginning at said corner run North 32.50 chains to a stake in the swamp, thence West 17.07 chains to the East bank of Fish River, thence down said river regardless of its meanders 23.50 chains to a stake, thence south 60 $\frac{1}{2}$  degrees East 20 chains to the place of beginning, containing 54.96 acres, more or less in Sections 31 and 32, Township 6 South Range 3 East.

EXCEPTION NO. 3: Four (4) acres, more or less, in the extreme Southwest Corner of the Southwest Quarter of Section 32 Township 6 South, Range 3 East, near Fish River, heretofore sold by the late Laurent Millendon to one Baker of Baldwin County as excepted from that certain deed from Louis Burthe to D. W. Taylor, recorded in the office of the Judge of Probate of Baldwin County, Alabama in Deed Book M at pages 470-4.

EXCEPTION NO. 4: That certain tract of land conveyed by Lyle G. Eade to J. N. Underwood, by deed dated October 20, 1883, recorded in Deed Book 56 at page 204 of the records of the office of the Judge of Probate of Baldwin County, Alabama, and described as follows: From Southeast corner of Southwest Quarter of Section 32 Township 6 South, Range 3 East, run West 1582 feet and North 14 $\frac{1}{2}$  degrees West 370 feet for point of beginning, thence North 47 $\frac{1}{2}$  degrees East 223 feet, thence North 43 degrees 43 minutes West 100 feet, thence South 47 $\frac{1}{2}$  degrees West 530 feet, more or less, to East bank of Fish River, thence South 42 degrees 43 minutes East 100 feet thence along East bank of Fish River, thence North 47 $\frac{1}{2}$  degrees East 93 feet to point of beginning, containing 3/4 acres, more or less.

Northeast Quarter of Southwest Quarter of Section 32; Southeast Quarter of Southwest Quarter of Section 32, except the following described land, to-wit: Start at the Northwest Corner of the Southeast Quarter of the Southwest Quarter of Section 32 Township 6 South, Range 3 East, run East 3.05 chains to a stake, thence South 7.45 chains to a stake, for a beginning corner, thence South 523.75 feet to a stake, thence East 180 feet, thence North 523.75 feet to a stake, thence West 180 feet to place of beginning, containing 1.34 acres, and being Lots 1, 2 and 3 and North Half of Lot 4 in Block 4 of the Baldwin Addition to Marlow, Alabama.

East Half of Northwest Quarter of Section 32; South Half of Southeast Quarter of Section 32; Northwest Quarter of Southeast Quarter of Section 32 except a tract 5.25 acres, which said excepted property is described as follows, to-wit: From the Southwest Corner of the Northwest Quarter of Southeast Quarter of Section 32, Township 6 South Range 3 East, run North 170 feet to the beginning corner; thence run North 323 feet to a corner; thence East 707 feet to a corner; thence South 323 feet to a corner; thence West 707 feet to the beginning corner.

East Half of Northeast Quarter of Section 32.

All of the Southeast Quarter of Southwest Quarter of Section 29, lying East of Polecat Creek, which creek is otherwise known as Silver Creek;

All the foregoing lands lying in Township 6 South Range 3 East of St. Stephens Meridian.

Also: South fifteen and one-half (15½) acres of the tract of land known as "James Ladue Tract" which tract is described as follows: Starting at the half section post on the South boundary line of Section 5, Township 7 South Range 3 East and running North 45.00 chains for a beginning corner; thence West 11.00 chains to a public road; thence North 10.00 chains to a stake, thence East 31.00 chains to a stake, thence South 10.00 chains to a stake; thence West 20.00 chains to the point of beginning; and being in the Southwest Quarter of the Northeast Quarter and Southeast Quarter of Northwest Quarter of Section 5 Township 7 South, Range 3 East of St. Stephens Meridian.

in their own right absolutely and in fee simple, the said property being the lands against which this proceeding is brought, and are in the actual, peaceable possession of the said lands. Your Orators, together with those through whom they claim title to the said lands, have held color of title thereto and have been in the actual, peaceable, continuous and undisputed possession thereof for more than ten years next preceding the filing of this Bill of Complaint and have paid taxes on the said lands during the whole of such period of time. No suit is pending to test your Orators' title to, interest in or right to the possession of the said lands or any part thereof. WHEREFORE your Orators file this their verified Bill of Complaint in the Circuit Court of Baldwin County, Alabama, Equity Side, the county in which the said lands lie, against the said lands and against any and all persons claiming any title to, interest in, lien or encumbrance upon the said lands or any part thereof, to establish their right and title to such lands and to clear up all doubts and disputes concerning the same.

4. Your Orators have and claim to have the absolute fee simple title to all of the real property hereinabove described. Such title so held and claimed by your Orators in and to all of the said lands was obtained from the persons and through the instruments as will hereinafter appear. Your Orators further show that the title

to all of the said lands extends upon the records of the Probate Court of Baldwin County, Alabama, the county where the land is situated, in the name of your Orators; that no person, firm or corporation other than your Orators and those through whom they claim title to the said lands have at any time within ten years next preceding the filing of this Bill of Complaint paid any taxes upon the said lands or any part thereof or any interest therein except S. E. Taylor, Taylor, Lowenstein and Company, Daniel Gardner, E. H. Moore and Ida V. Moore, Administratrix, who have assessed and paid taxes on the following described tract of land situated in Baldwin County, Alabama, to-wit:

Beginning at the Northwest Corner of the Northwest Quarter of Northeast Quarter of Section 32, Township 6 South Range 3 East and run thence South 6 chains; West 4 chains; North 6 chains; East 4 chains to beginning.

No persons, firm or corporation other than your Orators and those through whom they claim title to the said property have had possession of the said lands or any part thereof or any interest therein or any encumbrance thereon. The said Ida V. Moore, Vonelle Sute, Ida Lou Russell and Daniel Gardner claim title to:

Beginning at the Northwest Corner of the Northwest Quarter of Northeast Quarter of Section 32, Township 6 South Range 3 East and run thence South 6 chains; thence West 4 chains; thence North 6 chains; thence East 4 chains to the point of beginning.

5. Your Orators claim the absolute fee simple title in and to all of the said lands under, by and through the following instruments of writing, all of which are recorded in the Probate Office of Baldwin County, Alabama, the county where the said lands are situated, to-wit:

- (1) Patent, United States of America to Robert Steel, dated March 1, 1853 and recorded in Deed Book 37 at page 270;
- (2) Patent, United States of America to John A. Cottrell, dated November 15, 1854, recorded in Deed Book 4 N. S. at pages 151-3;
- (3) Patent, United States of America to John A. Cottrell, dated March 1, 1859 and recorded in Deed Book 1 N. S. at page 645;
- (4) Patent, United States of America to William de Forest Holly and Jacob Baptiste, dated January 5, 1841 and recorded in Deed Book 37 N. S. at page 112.

- (5) Patent, United States of America to William de Forest Holly and Jacob Baptiste dated January 5, 1841 and recorded in Deed Book 27 N. S. at pages 111-12.
- (6) Patent, United States of America to George M. Bonner dated August 1, 1854 and recorded in Deed Book "W" at page 151.
- (7) Patent, United States of America to David Gordon, John Morton and Alexander Morton, dated July 10, 1859 and recorded in Deed Book 27 N. S. at page 285.
- (8) Quit Claim Deed, William Ohliver and Alice Ohliver, his wife, Frank H. Riddle and Eleanor M. Riddle, his wife to Garfield Wade, dated October 11, 1928 and recorded in Deed Book 47 N. S. at pages 101-2.
- (9) Deed, Garfield W. Wade and Mattie M. Wade to Lyle C. Wade dated July 1, 1933 and recorded in Deed Book 55 N. S. at page 83.
- (10) Deed, Frank H. Riddle and Eleanor M. Riddle, his wife; Frank H. Riddle, as Trustee for himself, M. E. Ciple, C. W. Wade, Edward Northen, W. A. Ohliver, C. A. Krause, Lyle C. Wade and Mary E. Riddle, to F. E. Teter, dated March 4, 1938 and recorded in Deed Book 64 N. S. at pages 484-5.
- (11) Deed, F. E. Teter and Sidney F. Teter, his wife, to Lyle C. Wade, dated March 30, 1938 and recorded in Deed Book 65 N. S. pages 143-4.
- (12) Deed, Lyle C. Wade to C. W. Wade and Mattie Wade dated December 11, 1939 and recorded in Deed Book 71 N. S. at pages 72-3.
- (13) Deed, Lorna E. Wade, wife of Lyle C. Wade to C. W. Wade and Mattie Wade dated September 14, 1945 which was filed for record on October 8, 1945.

6. Your Orators aver that they have made and caused to be made a diligent search to ascertain the names, ages and addresses of all persons, firms or corporations making any claim to the said property or any part thereof or any interest therein or any encumbrance thereon. Your Orators further aver that these inquiries have continued over the full period of time that they have owned the said property and particularly for the past five months; that they have employed an abstractor to make an examination of the records of Baldwin County, Alabama and to prepare a complete abstract to the said property; that they have employed an attorney to

examine the said abstract and to make inquiry about the ages, addresses and heirs of any of the parties formerly interested in the said property who are now deceased; that a thorough inquiry was made in the community where the lands are situated for the purpose of ascertaining any claimants to it and for any other information having any bearing on the title to the property; that these efforts by your Orators' 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 is as hereinabove set out.

#### PRAYER FOR PROCESS

Your Orators pray that the said lands hereinabove described, the defendants named herein and the unknown heirs, devisees, personal representatives, next of kin of the defendants hereinabove named who are dead, and all persons, firms or corporations claiming any title to, interest in, lien or encumbrance on 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 Orators pray that each and all of the Defendants herein named, the unknown heirs, devisees, legal representatives, and next of kin of such of the Defendants named herein who are dead, and all other persons, firms or corporations who claim to own 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, title, right, interest, lien or encumbrance and how and by what instrument the same is derived and created and that upon the final hearing of this cause it be Ordered, Adjudged and Decreed that your Orators 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 Defendants herein specifically named 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 your Orators' title to the said lands be fully and completely quieted. Your Orators further 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 J. B. Blackburn, who, after being by me first duly and legally sworn, deposes and says: That he is solicitor for the Complainants named in the foregoing Bill of Complaint; that he has read over and is fully acquainted with all matters and facts set forth therein and that the same are true.

J. B. Blackburn

Sworn to and subscribed before me on this  
the \_\_\_\_ day of October, 1945.

\_\_\_\_\_  
Notary Public, State of Alabama at Large.

# APPLICATION FOR POSTAL REGISTRATION AND CERTIFICATE OF DECLARED VALUE OF MATTER SUBJECT TO POSTAL SURCHARGE

(No collection of surcharge is required on international registered mail)

The undersigned sender hereby applies for the registration of the articles described on this sheet and certifies that the amounts of the declared values set forth on the sheet are the full values of the articles listed, or the known or estimated cost of duplication in the case of nonnegotiable securities and that the amounts of commercial insurance placed on the matter to be registered as stated on this sheet are also correct.

(Signature of sender)

RECEIVED from R S Duck the following-described  
pieces of Reg mail.  
(Insert "Registered" or "Registered C. O. D.")

NOTE.—Additional receipted copies of this bill will be furnished as certificates of mailing only, upon payment of one cent for each article listed on each additional copy of the bill. Claims for indemnity may not be paid unless articles are properly packed and indorsed, and unless claims are filed within the prescribed time limits. (See postmaster for detailed information.)

(1) NUMBER OF ARTICLE	(2) NAME OF ADDRESSEE, STREET, AND POST OFFICE ADDRESS	(3) CLASS	(4) Postage (exclusive of other charges or fees)	(5) Registry fee	(6) Fee paid for return receipt	(7) Special delivery fee	(8) Amount due sender if C. O. D.	(9) *Indorsement on article if fragile	(10) Delivery restricted—Fee paid	(11) Value of any contents on which surcharge is based on value only or value and length of haul instead of cost of duplication. If of no value, so state	(12) Known or estimated cost of duplication of contents on which surcharge is based on cost of duplication, as distinguished from the full value	(13) Total of items 11 and 12	(14) Total surcharge on entire contents of article	(15) Total contents covered by commercial insurance in amount of—	(16) Remarks
5047 <sup>1</sup>	Alice Ohlhauser <u>Deland</u> Aurora, Ill	1	3	20	4				✓	✓					
5048 <sup>3</sup>	Mildred Ohlhauser <u>Stuber</u> Aurora, Ill	1	3	20	4				✓	✓					
5049 <sup>5</sup>	Lila Ohlhauser <u>Morrill</u> Aurora, Ill	1	3	20	4				✓	✓					
5050 <sup>7</sup>	Homer Ohlhauser <u>Peter</u> Chicago, Ill	1	3	20	4				✓	✓					
5051 <sup>9</sup>	Theodore R Wells <u>Peter</u> Sour Lake, Texas	1	3	20	4										
5052 <sup>11</sup>	Dorothy R Hogan <u>Peter</u> Freer, Texas	1	3	20	4										
5053 <sup>13</sup>	Peter & M <sup>o</sup> Connell Prince & Peyton St, Alexandria, Va	1	3	20	4										

\* Mark "F" if "Fragile."  
NOTE.—Diagonal mark must be drawn through lines not used.

Total number of pieces listed by sender \_\_\_\_\_

Total number of pieces received at post office 7

(Write number here in words)

Postmaster, per \_\_\_\_\_

(Name of receiving employee)

Affix stamp here for additional copies of this bill



Postmark and date of receipt

R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

BAY MINETTE, ALA.



2  
12

Insufficient Services Given  
*R.S.*



INSUFFICIENT ADDRESS

Return Receipt Requested

Deliver to Addressee Only

**RETURN TO WRITER.**

Mr. Homer Ohlhaber  
Chicago, Illinois

"FOR DELIVERY ONLY TO PERSON  
TO WHOM ADDRESSED"

**REGISTERED**  
NO. 5050

BAY MINETTE  
JAN  
31  
1946  
ALA.

BAY MINETTE  
FEB  
14  
1946  
ALA.

REGISTERED  
DIV.  
CHICAGO, ILL.  
FEB  
14  
1946

CHICAGO, ILL.  
FEB  
14  
1946

BAY MINETTE  
JAN  
31  
1946  
ALA.

RETURN TO WRITER.