

918

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN
and LURENE (ALIAS LUCY)
HOLMAN HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

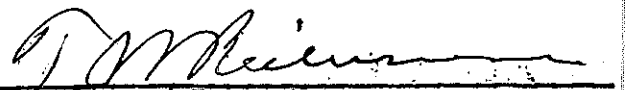
No. 918.

DECREE PRO CONFESSO ON SERVICE BY PUBLICATION.

In this cause it appearing that the Order of Publication heretofore made on August 27, 1930, by the Register against the Respondents was duly published in The Baldwin Times, a newspaper published at Bay Minette, Alabama, printed in the English language and of general circulation in Baldwin County, Alabama, the County where published, said publication being made once a week for four consecutive weeks, being made in the issues of August 28th, September 4th, September 11th and September 18th, 1930; that the Register did post up at the door of the Court House of Baldwin County, Alabama, a copy of said Order and did send by mail copy thereof to the Respondents at their addresses shown by the Bill of Complaint, said notices being so posted up and mailed on August 28, 1930, being within twenty days from the making of said Order; and it now appearing that the Respondents have to the date hereof, being more than thirty days after the period specified in the Order of Publication, failed to appear and plead, answer or demur to the Bill of Complaint in this cause, and without the time for answering or pleading having been extended;

It is, therefore, on motion of the Complainant, ORDERED AND DECREED by the Register that the said Original Bill of Complaint be and it is hereby in all things taken as confessed against the said W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, Respondents.

IN WITNESS WHEREOF, I hereunto set my hand as Register and affix the seal of the Circuit Court of Baldwin County, Alabama, on this the 10th day of November, 1930.


Register.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT, EQUITY SIDE, STATE OF
ALABAMA, BALDWIN COUNTY, AND THE HON. FRANCIS W. HARE, JUDGE
THEREOF, SITTING IN EQUITY:

Comes your Complainant, L. G. Crosby, and exhibits this
his Bill of Complaint against the Respondents, W. McDonnell Holman
and Lurene (alias Lucy) Holman Harvey, and shows:

FIRST:

That your Complainant is over the age of twenty-one years
and that the subject matter of this cause is real property located
in Baldwin County, Alabama.

SECOND:

That the Respondents are each over the age of twenty-one
years and non-residents of the State of Alabama, the Respondent,
W. McDonnell Holman, residing at Barrineau Park, in the State of
Florida, which is his post office address, and the Respondent,
Lurene (alias Lucy) Holman Harvey, residing at McLeansville, in
the State of North Carolina, which is her post office address.

THIRD:

That your Complainant claims to own and does own in his
own right the absolute title in fee simple in and to and is in the
actual peaceable possession of the following described lands in
Baldwin County, Alabama, viz.:

Begin at the Northwest corner of Section Nineteen
(19), Township Five (5) South, Range Seven (7) East
and run thence East along the North line of said
Section Nineteen (19) a distance of Eight hundred
twenty-five (825) feet, thence North parallel to
the West line of Section Eighteen (18), of said
township and range, Thirteen hundred and twenty-
three (1323) feet to a point on the North line of

the South half of the Southwest quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence east along the said North line of South half (S $\frac{1}{2}$) Eighteen hundred and fifteen (1815) feet to the Northeast corner of said South half (S $\frac{1}{2}$) of said Southwest Quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence South along the East line of said South half (S $\frac{1}{2}$) of said Southwest quarter (SW $\frac{1}{4}$) Six Hundred (600) feet to a point, thence South Twenty-five degrees and five minutes (25° 5') West, corrected by plat to Thirty degrees and forty five minutes West (30° 45'), Eight hundred and forty three feet to a point on the South line of said Section Eighteen (18), the last mentioned point being Four hundred and thirty one feet (431') West of the Southeast corner of the South half (S $\frac{1}{2}$) of Southwest quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence continuing the same course South Twenty five degrees and five minutes (25° 5') West corrected by the plat to Thirty degrees and forty five minutes (30° 45') West Nine hundred twenty nine (929) feet to a point in subdivision "A" of Section nineteen (19), first above mentioned, thence South Twenty seven degrees and forty five minutes (27° 45') West, two hundred fifty feet (250'), thence South Seventeen degrees and thirty five minutes (17° 35') West Seventeen hundred forty three (1743) feet to a point on the South line of said Subdivision "A" or fractional Northwest quarter (NW $\frac{1}{4}$) of said fractional section Nineteen (19), thence west along said South line of Subdivision "A" Ten hundred forty two (1042) feet to the Southwest corner of said Subdivision "A", thence North along the West line of Section nineteen (19) and Subdivision "A" Twenty six hundred fifty eight feet (2658') to the place of beginning, containing fifty one and fifty four hundredths (51.54) acres in the South half (S $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section eighteen (18) and ninety four and fifty hundredths (94.50) acres in subdivision "A" of fractional Section nineteen (19), all in Township Five (5) South, Range Seven (7) East.

FOURTH:

That the above named Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, claim or are reputed to claim some right, title or interest in or encumbrance upon such lands.

FIFTH:

That no suit is pending to enforce or test the validity of such title, claim or encumbrance asserted or reputed to be asserted by the above named Respondents, or any other person, there being no pending litigation involving in any way the title to said lands.

SIXTH:

That your Complainant calls upon the above named Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey,

and each of them, to set forth and specify his or her title, claim, interest or encumbrance, and how and by what instrument the same is derived and created.

WHEREFORE, the premises considered, your Complainant respectfully prays that the above named parties against whom this cause is brought be made parties defendant to this cause by the usual processes of this Court, and that they, and each of them, be required to appear and plead, answer or demur within the time and under the pains and penalties prescribed by the rules of this Court and the statutes in such cases made and provided.

That upon a final hearing of this cause it be rendered, adjudged and decreed that the above named parties respondent, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, against whom this cause is brought, and each of them, have and has no right, title or interest in or hold or holds any lien or encumbrance upon the land hereinabove described, or any part thereof, and that as against the said parties respondent, and each of them, your Complainant has a good and perfect title to all of said lands and that his said title to said lands be forever quieted as against the above named Respondents and each of them. Should your Complainant be mistaken in the relief herein sought, he prays that such other, further and different relief be granted as is proper in the premises. And as in duty bound he will ever pray, etc.


Solicitor for Complainant.

FOOT NOTE:

The Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, and each of them, are required to answer each and every paragraph of the foregoing Bill of Complaint from "FIRST" to "SIXTH" both inclusive, but answer under oath is hereby expressly waived.



Solicitor for Complainant.

STATE OF ALABAMA.

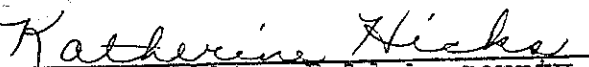
BALDWIN COUNTY.

Before me, the undersigned authority in and for said County in said State, personally appeared NORBORNE STONE, who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:

That his name is Norborne Stone; that he is the solicitor of record for and agent of L. G. Crosby, the Complainant named in the foregoing and annexed Bill of Complaint wherein W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey are named as Respondents, and that he as such solicitor of record is duly authorized to make this affidavit; that the Respondents and each of them are over the age of twenty-one years and non-residents of the State of Alabama, W. McDonnell Holman residing at Barrineau Park, Florida, which is his post office address, and Lurene (alias Lucy) Holman Harvey residing at McLeansville, North Carolina, which is her post office address.



Sworn to and subscribed before me, a Notary Public, as witness my hand and Notarial Seal hereto affixed, this 27 day of August, 1930.


Notary Public, Baldwin county,
State of Alabama.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

NOTICE OF LIS PENDENS.

NOTICE IS HEREBY GIVEN that a suit has been commenced by L. G. Crosby, as Complainant, and against W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, as Respondents, in the Circuit Court, Equity Side, of Baldwin County, Alabama, which cause is now pending, wherein the Complainant claims to own in his own right the absolute title in fee simple in and to and is in the actual peaceable possession of the following described lands in Baldwin County, Alabama, viz.:

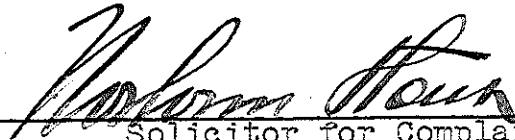
Begin at the Northwest corner of Section Nineteen (19), Township Five (5) South, Range Seven (7) East and run thence East along the North line of said Section Nineteen (19) a distance of Eight hundred twenty-five (825) feet, thence North parallel to the West line of Section Eighteen (18), of said township and range, Thirteen hundred and twenty three (1323) feet to a point on the North line of the South half of the Southwest quarter ($SW\frac{1}{4}$) of said Section eighteen (18), thence east along the said North line of South half ($S\frac{1}{2}$) Eighteen hundred and fifteen (1815) feet to the Northeast corner of said South half ($S\frac{1}{2}$) of said Southwest quarter ($SW\frac{1}{4}$) of said Section eighteen (18), thence South along the East line of said South half ($S\frac{1}{2}$) of said Southwest quarter ($SW\frac{1}{4}$) Six Hundred (600) feet to a point, thence South Twenty-five degrees and five minutes ($25^{\circ} 5'$) West, corrected by plat to Thirty degrees and forty five minutes West ($30^{\circ} 45'$), Eight hundred and forty three feet to a point on the South line of said Section eighteen (18), the last mentioned point being Four Hundred and thirty one feet ($431'$) West of the Southeast corner of the South half ($S\frac{1}{2}$) of Southwest quarter ($SW\frac{1}{4}$) of said Section eighteen (18), thence continuing the same course South Twenty five degrees and five minutes ($25^{\circ} 5'$) West corrected by the plat to Thirty degrees and forty five minutes ($30^{\circ} 45'$) West Nine hundred twenty nine (929) feet to a point in subdivision "A" of Section nineteen (19), first above mentioned, thence South Twenty seven degrees and forty five minutes ($27^{\circ} 45'$) West, two hundred fifty feet ($250'$), thence South Seventeen degrees and thirty five minutes ($17^{\circ} 35'$) West Seventeen hundred forty three (1743) feet to a point on the South line of said Subdivision "A" or fractional Northwest quarter ($NW\frac{1}{4}$) of said fractional section nineteen (19), thence west along said South line of Subdivision "A" Ten hundred forty two (1042) feet to the Southwest corner of said Subdivision "A", thence North along the West line of Section nineteen (19) and Subdivision "A" Twenty six hundred fifty eight feet ($2658'$)

to the place of beginning, containing fifty one and fifty four hundredths (51.54) acres in the South half ($S\frac{1}{2}$) of the Southwest quarter ($SW\frac{1}{4}$) of Section eighteen (18) and ninety four and fifty hundredths (94.50) acres in subdivision "A" of fractional Section nineteen (19), all in Township Five (5) South, range Seven (7) east.

That in said cause complainant alleges that the above named Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, claim or are reputed to claim some right, title or interest in or encumbrance upon such lands, and that no suit is pending to enforce or test the validity of such title, claim or encumbrance asserted or reputed to be asserted by the above named Respondents, or any other person, there being no pending litigation involving in any way the title to said lands, and Complainant, in said cause, calls upon said Respondents and each of them to set forth and specify his or her title, claim, interest or encumbrance, and how and by what instrument the same is derived and created.

Complainant prays for and seeks the following relief in said cause, viz.: "That upon a final hearing of this cause it be rendered, adjudged and decreed that the above named parties respondent, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, against whom this cause is brought, and each of them, have and has no right, title, or interest in or hold or holds any lien or encumbrance upon the land hereinabove described or any part thereof, and that as against the said parties respondent, and each of them, your Complainant has a good and perfect title to all of said lands and that his said title to said lands be forever quieted as against the above named respondents and each of them. Should your complainant be mistaken in the relief herein sought, he prays that such other, further and different relief be granted as is proper in the premises."

Dated this August 27, 1930.


Solicitor for Complainant.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

ORDER OF PUBLICATION AS TO NON-RESIDENT DEFENDANTS.

It being shown and made to appear by Affidavit of the solicitor of record and agent for the Complainant appended to the Bill of Complaint, that the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, are non-residents of the State of Alabama, residing at and their respective places of residence and post office addresses being as set out in the Original Bill of Complaint and said Affidavit; and that said Respondents and each of them are over the age of twenty-one years; it is therefore

ORDERED that the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, and each of them, and they and each of them hereby are required to answer or demur to said Bill of Complaint on or before the 4th day of October, 1930; it is further

ORDERED that this Order of Publication be published in The Baldwin Times, a newspaper published at Bay Minette, Alabama, printed in the English language, and of general circulation in Baldwin County, Alabama, the County where published, once a week for four consecutive weeks; that a copy of this Order be posted up at the door of the Court House of Baldwin County, Alabama, and another copy thereof be sent by registered mail with Return Receipt demanded to each of said Respondents at their respective addresses as shown by said Bill of Complaint and said Affidavit, each of said registered letters to be marked "For Delivery only to the Person to Whom Addressed", which copy shall be so posted up and sent by mail within twenty (20) days from the making of this Order.

IN WITNESS WHEREOF, I, T. W. Richerson, hereunto set my hand as Register and affix the seal of the Circuit Court of Baldwin County, Alabama, on this the 27th day of August, 1930.

T. W. Richerson
As Register.

NORBORNE STONE,

Solicitor for Complainant.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN
and LURENE (ALIAS LUCY)
HOLMAN HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

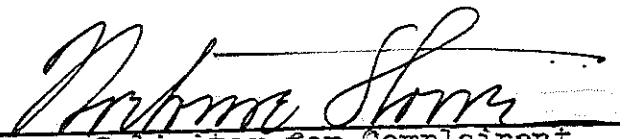
No. 918.

MOTION FOR DECREE PRO CONFESSO ON SERVICE BY PUBLICATION.

TO THE HON. T. W. RICHMOND, REGISTER:

Comes the Complainant, by Norborne Stone, as his Solicitor or of record, and moves that a Decree Pro Confesso on Service by Publication be made and entered in this cause against the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, and for grounds of this Motion shows that the Order of Publication against said Respondents as heretofore made in this cause has been duly published, posted and mailed as required by law and that more than thirty days have elapsed after the period specified in the Order of Publication, and that said Respondents have failed to plead, answer or demur to the Original Bill of Complaint in this cause and that the time for so answering or pleading has not been extended.

WHEREFORE, Complainant moves that a Decree Pro Confesso on Service by Publication be made and entered against the Respondents.


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 Lurene (alias Lucy) Holman
Harvey, Mc Leansville, North Carolina,

of North Carolina ~~& 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 Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

L.G.Crosby

against said

Lurene (alias Lucy) Holman Harvey.

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 28th day of
August 1930

T. W. Richerson Register

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

SERVE ON _____
Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

L.G.Crosby

vs.

Lurene (alias Lucy) Holman
Harvey

N.C.Stone

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____

day of _____ 19____

Sheriff.

Executed this _____ day of _____

19____

by leaving a copy of the within Summons with _____

Defendant.

Sheriff.

By _____

Deputy Sheriff.

August 28th, 1930
Copy of summons, copy of bill
& copy of order of publication
as to non resident Defts Regist-
ered Lurene (alias Lucy)
Holman Harvey, at Mc Leanville,
North Carolina.

J. M. Rescison
-Register.

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 W. Mc Donnell Holman,
Barineau, Park, Florida,

of Florida

~~82888~~ to be and appear before the Judge of the Circuit Court
of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by
L.G. Crosby.

against said

W. Mc Donnell Holman, et al,

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 28th day of
August, 193 0.

Register

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

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN
and LURENE (ALIAS LUCY)
HOLMAN HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

No. 918.

FINAL DECREE.

This cause comes on regularly to be heard in term time and is submitted by the Complainant for Final Decree on Original Bill of Complaint, Order of Publication as to Non-resident Defendants as issued by the Register on August 27, 1930, Affidavit of Publication of Order of Publication as filed in this cause on the 18th day of October, 1930, Certificate by Register as to issuance, publication, posting and mailing of Order of Publication, Motion for Decree Pro Confesso on Service by Publication, Decree Pro Confesso on Service by Publication and Testimony as noted by the Register, and thereupon the Court ascertains and decrees that this cause is at issue.

Upon consideration of this cause it is made to appear and the Court hereby ascertains that the Complainant is entitled to the relief prayed for.

IT IS NOW, THEREFORE, HEREBY CONSIDERED, ORDERED, ADJUDGED AND DECREED BY THE COURT:-

That the Complainant have judgment as prayed for in his Bill of Complaint.

That the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, have no right, title or interest in or encumbrance upon the following described lands, or any part thereof, viz.:-

Begin at the Northwest corner of Section Nineteen (19), Township Five (5) South, Range Seven (7) East and run thence East along the North line of said Section Nineteen (19) a distance of Eight hundred twenty-five (825) feet, thence North parallel to the West line of Section Eighteen (18), of said township and range, Thirteen hundred and twenty-three (1323) feet to a point on the North line of

the South half of the Southwest quarter (SW $\frac{1}{2}$) of said Section eighteen (18), thence east along the said North line of South half (S $\frac{1}{2}$) Eighteen hundred and fifteen (1815) feet to the Northeast corner of said South half (S $\frac{1}{2}$) of said Southwest Quarter (SW $\frac{1}{2}$) of said Section eighteen (18), thence South along the East line of said South half (S $\frac{1}{2}$) of said Southwest quarter (SW $\frac{1}{2}$) Six Hundred (600) feet to a point, thence South Twenty-five degrees and five minutes (25° 5') West, corrected by plat to Thirty degrees and forty five minutes West (30° 45'), Eight hundred and forty three feet to a point on the South line of said Section Eighteen (18), the last mentioned point being Four hundred and thirty one feet (431') West of the Southeast corner of the South half (S $\frac{1}{2}$) of Southwest quarter (SW $\frac{1}{2}$) of said Section eighteen (18), thence continuing the same course South Twenty five degrees and five minutes (25° 5') West corrected by the plat to Thirty degrees and forty five minutes (30° 45') West Nine hundred twenty nine (929) feet to a point in subdivision "A" of Section nineteen (19), first above mentioned, thence South Twenty seven degrees and forty five minutes (27° 45') West, two hundred fifty feet (250'), thence South Seventeen degrees and thirty five minutes (17° 35') West Seven-teen hundred forty three (1743) feet to a point on the South line of said Subdivision "A" or fractional North-west quarter (NW $\frac{1}{4}$) of said fractional section Nineteen (19), thence west along said South line of Subdivision "A" Ten hundred forty two (1042) feet to the South-west corner of said Subdivision "A", thence North along the West line of Section nineteen (19) and Subdivision "A" Twenty six hundred fifty eight feet (2658') to the place of beginning, containing fifty one and fifty four hundredths (51.54) acres in the South half (S $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{2}$) of Section eighteen (18) and ninety four and fifty hundredths (94.50) acres in sub-division "A" of fractional Section nineteen (19), all in Township Five (5) South, Range Seven (7) East.

That the Register of this Court shall, within thirty days from the rendition of this Decree, file the same, or a certified transcript thereof, for record in the Probate Court of Baldwin County, Alabama, the County in which the land lies, and tax the expenses thereof in the costs of the cause. The Probate Judge shall record such Decree in the same book and manner in which deeds are recorded and index the same in the names of W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey in the direct index and in the name of L. G. Crosby in the reverse index.

That the Complainant be and he hereby is taxed with all the costs of this cause, for which let execution issue.

Done in term time this 13th day of November, 1930.

G. W. Hare
Judge, 21st Judicial Circuit of
the State of Alabama.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

CERTIFICATE BY REGISTER AS TO ISSUANCE, PUBLICA-
TION, POSTING AND MAILING OF ORDER OF PUBLICATION
AS TO NON-RESIDENT DEFENDANTS.

I, T. W. Richerson, as Register of the Circuit Court, Equity Side, of Baldwin County, Alabama, do hereby certify that, it having been shown and made to appear by Affidavit of the solicitor of record for and agent of the Complainant, appended to the Bill of Complaint in this cause, that the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, were non-residents of the State of Alabama, residing at the places and their respective places of residence and post office addresses being as shown in and by the Bill of Complaint and said Affidavit appended thereto, and that each of them were over the age of twenty-one years, I, as such Register, did on the 27th day of August, 1930, make an Order against all of said Respondents and each of them, requiring them and each of them to answer or demur to said Bill of Complaint before the 4th day of October, 1930, the day named in said Order, and being a day not less than thirty (30) days nor more than fifty (50) days from the making thereof; that I had said Order of Publication published in The Baldwin Times, a newspaper published at Bay Minette, Alabama, printed in the English language and of general circulation in Baldwin County, Alabama, the County where published, said publication being made once a week for four consecutive weeks and being made in the issues of August 28, September 4, September 11 and September 18, 1930; that I did post up at the door of the Court House of Baldwin County, Alabama, a copy of said Order and did send by registered mail, with return receipt requested, another copy of said Order to each of said Respondents, addressed to each of them at their respective addresses shown in and by said Bill of Complaint and said Affidavit appended thereto, said registered letters being marked "For Delivery only to the Person to whom Addressed", and that said notice was by me so posted up and said notices were by me so sent by mail on the 27th day of August, 1930, being within twenty (20) days of the making of said Order.

I further certify that such registry return receipts were received back by me as such Register on the following dates, viz.: ~~For W. McDonnell Holman on the 31 day of Sept~~, 1930; for Lurene (alias Lucy) Holman Harvey on the 4th day of Sept, 1930, and were by me filed in this cause on the same day as received.

IN WITNESS WHEREOF, I hereunto set my hand as Register and affix the Seal of said Circuit Court, on this the 18th day of October, 1930.



As Register.

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 W. Mc Donnell Holman,
Barineau, Park, Florida,

of Florida ~~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 Sum-
mons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by
L.G. Crosby.

against said

W. Mc Donnell Holman, et al,

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 28th day of
August, 1930.

T. W. Richerson Register

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

SERVE ON _____

Circuit Court of Baldwin County
In Equity

No. _____

SUMMONS

L.G.Crosby

vs.

W.Me Donnell Holman

Barineau Fla.

N.C.St one.

Solicitor for Complainant

Recorded in Vol. _____ Page _____

THE STATE OF ALABAMA,
BALDWIN COUNTY

Received in office this _____

day of _____ 19____

Sheriff.

Executed this _____ day of _____

19____

by leaving a copy of the within Summons with

Defendant.

Sheriff.

By _____

Deputy Sheriff.

L. G. CROSBY.

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

ORDER OF PUBLICATION AS TO NON-RESIDENT DEFENDANTS.

It being shown and made to appear by Affidavit of the solicitor of record and agent for the Complainant appended to the Bill of Complaint, that the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, are non-residents of the State of Alabama, residing at and their respective places of residence and post office addresses being as set out in the Original Bill of Complaint and said Affidavit, and that said Respondents and each of them are over the age of twenty-one years; it is therefore

ORDERED that the Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, and each of them, and they and each of them hereby are required to answer or demur to said Bill of Complaint on or before the 4th day of October, 1930; it is further

ORDERED that this Order of Publication be published in The Baldwin Times, a newspaper published at Bay Minette, Alabama, printed in the English language, and of general circulation in Baldwin County, Alabama, the County where published, once a week for four consecutive weeks; that a copy of this Order be posted up at the door of the Court House of Baldwin County, Alabama, and another copy thereof be sent by registered mail with Return Receipt demanded to each of said Respondents at their respective addresses as shown by said Bill of Complaint and said Affidavit, each of said registered letters to be marked "For Delivery only to the Person to Whom Addressed", which copy shall be so posted up and sent by mail within twenty (20) days from the making of this Order.

IN WITNESS WHEREOF, I, T. W. Richerson, hereunto set my hand as Register and affix the seal of the Circuit Court of Baldwin County, Alabama, on this the 27th day of August, 1930.

T. W. Richerson
As Register.

NORBORNE STONE.

Solicitor for Complainant.

L. G. CROSBY,

Complainant,

vs.

W. McDONNELL HOLMAN and
LURENE (ALIAS LUCY) HOLMAN
HARVEY,

Respondents.

IN THE CIRCUIT COURT-EQUITY SIDE.

STATE OF ALABAMA.

BALDWIN COUNTY.

TO THE HONORABLE THE CIRCUIT COURT, EQUITY SIDE, STATE OF
ALABAMA, BALDWIN COUNTY, AND THE HON. FRANCIS W. HARE, JUDGE
THEREOF, SITTING IN EQUITY:

Comes your Complainant, L. G. Crosby, and exhibits this
his Bill of Complaint against the Respondents, W. McDonnell Holman
and Lurene (alias Lucy) Holman Harvey, and shows:

FIRST:

That your Complainant is over the age of twenty-one years
and that the subject matter of this cause is real property located
in Baldwin County, Alabama.

SECOND:

That the Respondents are each over the age of twenty-one
years and non-residents of the State of Alabama, the Respondent,
W. McDonnell Holman, residing at Barrineau Park, in the State of
Florida, which is his post office address, and the Respondent,
Lurene (alias Lucy) Holman Harvey, residing at McLeansville, in
the State of North Carolina, which is her post office address.

THIRD:

That your Complainant claims to own and does own in his
own right the absolute title in fee simple in and to and is in the
actual peaceable possession of the following described lands in
Baldwin County, Alabama, viz.:

Begin at the Northwest corner of Section Nineteen
(19), Township Five (5) South, Range Seven (7) East
and run thence East along the North line of said
Section Nineteen (19) a distance of Eight hundred
twenty-five (825) feet, thence North parallel to
the West line of Section Eighteen (18), of said
township and range, Thirteen hundred and twenty-
three (1323) feet to a point on the North line of

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the South half of the Southwest quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence east along the said North line of South half (S $\frac{1}{2}$) Eighteen hundred and fifteen (1815) feet to the Northeast corner of said South half (S $\frac{1}{2}$) of said Southwest Quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence South along the East line of said South half (S $\frac{1}{2}$) of said Southwest quarter (SW $\frac{1}{4}$) Six Hundred (600) feet to a point, thence South Twenty-five degrees and five minutes (25° 5') West, corrected by plat to Thirty degrees and forty five minutes West (30° 45'), Eight hundred and forty three feet to a point on the South line of said Section Eighteen (18), the last mentioned point being Four hundred and thirty one feet (431') West of the Southeast corner of the South half (S $\frac{1}{2}$) of Southwest quarter (SW $\frac{1}{4}$) of said Section eighteen (18), thence continuing the same course South Twenty five degrees and five minutes (25° 5') West corrected by the plat to Thirty degrees and forty five minutes (30° 45') West Nine hundred twenty nine (929) feet to a point in subdivision "A" of Section nineteen (19), first above mentioned, thence South Twenty seven degrees and forty five minutes (27° 45') West, two hundred fifty feet (250'), thence South Seventeen degrees and thirty five minutes (17° 35') West Seventeen hundred forty three (1743) feet to a point on the South line of said Subdivision "A" or fractional Northwest quarter (NW $\frac{1}{4}$) of said fractional section Nineteen (19), thence west along said South line of Subdivision "A" Ten hundred forty two (1042) feet to the Southwest corner of said Subdivision "A", thence North along the West line of Section nineteen (19) and Subdivision "A" Twenty six hundred fifty eight feet (2658') to the place of beginning, containing fifty one and fifty four hundredths (51.54) acres in the South half (S $\frac{1}{2}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section eighteen (18) and ninety four and fifty hundredths (94.50) acres in subdivision "A" of fractional Section nineteen (19), all in Township Five (5) South, Range Seven (7) East.

FOURTH:

That the above named Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, claim or are reputed to claim some right, title or interest in or encumbrance upon such lands.

FIFTH:

That no suit is pending to enforce or test the validity of such title, claim or encumbrance asserted or reputed to be asserted by the above named Respondents, or any other person, there being no pending litigation involving in any way the title to said lands.

SIXTH:

That your Complainant calls upon the above named Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey,

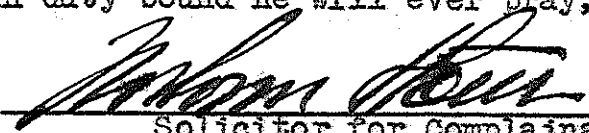
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and each of them, to set forth and specify his or her title, claim, interest or encumbrance, and how and by what instrument the same is derived and created.


WHEREFORE, the premises considered, your Complainant respectfully prays that the above named parties against whom this cause is brought be made parties defendant to this cause by the usual processes of this Court, and that they, and each of them, be required to appear and plead, answer or demur within the time and under the pains and penalties prescribed by the rules of this Court and the statutes in such cases made and provided.

That upon a final hearing of this cause it be rendered, adjudged and decreed that the above named parties respondent, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, against whom this cause is brought, and each of them, have and has no right, title or interest in or hold or holds any lien or encumbrance upon the land hereinabove described, or any part thereof, and that as against the said parties respondent, and each of them, your Complainant has a good and perfect title to all of said lands and that his said title to said lands be forever quieted as against the above named Respondents and each of them. Should your Complainant be mistaken in the relief herein sought, he prays that such other, further and different relief be granted as is proper in the premises. And as in duty bound he will ever pray, etc.


Solicitor for Complainant.

FOOT NOTE:

The Respondents, W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey, and each of them, are required to answer each and every paragraph of the foregoing Bill of Complaint from "FIRST" to "SIXTH" both inclusive, but answer under oath is hereby expressly waived.


Solicitor for Complainant.

STATE OF ALABAMA.

BALDWIN COUNTY.

Before me, the undersigned authority in and for said County in said State, personally appeared NORBORNE STONE, who is known to me and who, after being by me first duly and legally sworn, doth depose and say under oath as follows:

That his name is Norborne Stone; that he is the solicitor of record for and agent of L. G. Crosby, the Complainant named in the foregoing and annexed Bill of Complaint wherein W. McDonnell Holman and Lurene (alias Lucy) Holman Harvey are named as Respondents, and that he as such solicitor of record is duly authorized to make this affidavit; that the Respondents and each of them are over the age of twenty-one years and non-residents of the State of Alabama, W. McDonnell Holman residing at Barrineau Park, Florida, which is his post office address, and Lurene (alias Lucy) Holman Harvey residing at McLeansville, North Carolina, which is her post office address.

Norborne Stone

Sworn to and subscribed before me, a Notary Public, as witness my hand and Notarial Seal hereto affixed, this ____ day of August, 1930.

Katherine Hicks
Notary Public, Baldwin county,
State of Alabama.