

1761

DIVORCE DECREE

Printed by THE BALDWIN TIMES

THE STATE OF ALABAMA, BALDWIN COUNTY

CIRCUIT COURT, IN EQUITY

CATHERENE KOONCE

Complainant

VS.

EDDIE ALEXANDER KOONCE

Respondent

This cause coming on to be heard was submitted upon Bill of Complaint, ~~Decree Pro Con-~~
~~fesso~~ on Answer and Waiver..... and Testimony as noted by the Register, and upon con-
sideration thereof, the Court is of the opinion that the Complaint 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 here-
tofore existing between the Complainant and Defendant be, and the same are hereby, dissolved,
and that the said..... Catherine Koonce
is forever divorced from the said..... Eddie Alexander Koonce

for and on account of..... Intolerable cruelty

It is further ordered, adjudged and decreed that complainant shall have custody
and control of the child, Mary Ann Koonce, and that Respondent shall have the
right to reasonable visitation with said child; that Respondent shall pay to
Complainant the weekly sum of not less than ten (10) dollars for the support
and maintenance of said child; that custody and control of the child, Eddie Alex-
ander, Jr., shall be with Respondent with the right of reasonable visitation to
Complainant.

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.....
the Respondent..... pay the cost herein to be taxed, for which execution may issue.

This 11th day of November, 1946.


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. Page

The State of Alabama
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY

.....
Complainant

VS.

.....
Respondent

DIVORCE DECREE

Filed this day of

....., 194.....

.....
Register

THE STATE OF ALABAMA,
Baldwin County.

Circuit Court of Baldwin County, Alabama
(In Equity)

CATHERENE KOONCE

Complainant

VS.

EDDIE ALEXANDER KOONCE

Respondent

I, Frances G. Crawford

as Register and Commissioner

have called and caused to come before me Catherine Koonce

witness named in the Requirement for Oral Examination, on the 6th day of November
1946, at the office of E. A. Cramer, Attorney
in Fairhope, Alabama, and having first sworn said Witness to speak the
truth, the whole truth, and nothing but the truth, the said Catherine Koonce
doth depose and say as follows:

I am 24 years old and my husband, Eddie Alexander Koonce, is 41 years of age. We were married in Milton, Florida, on May 18th 1941. We have two children, Eddie Alexander, Jr., aged 4 years, and Mary Ann, aged 3 years. We have lived in Fairhope, Alabama, more than three years. For about a year past, my husband has mistreated me several times. The last time, about three weeks ago, he kicked me so hard that I fell to the floor and he then kicked me while I was down. His attitude seems to be that I am interested in enjoying things and he seems to think that I care more for good times than I do for him. Actually, this is not true. I have taken care of the house and children properly all the time and do not go out nearly as much as most of our friends. He has an ungovernable temper and has threatened to do meserious bodily harm. I have gotten so that I dread his homecoming. It's a constant tirade of abuse and mistreatment. I am sincerely afraid to continue to live with him. If I am granted a divorce, I should like to have custody of my daughter, Mary Ann, and am willing for him to visit with her at reasonable times. I feel that he ought to contribute ten (10) Dollars per week toward her care and support. I am willing for him to have custody of the boy provided I can visit with Junior at reasonable times. My husband's average weekly salary is about \$65.00.

Catherine Koonce

ORAL EXAMINATION.

I, Frances G. Crawford, 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—and read over to ———— and ———— signed the same in the presence of myself ————

at the time and place herein mentioned; that I have personal knowledge of personal identity of said witness—or had proom made before me of the identity of said witness—; 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 5th day of November, 194 5.

Frances G. Crawford (L. S.)

NO. 1761 PAGE

THE STATE OF ALABAMA
BALDWIN COUNTY

IN CIRCUIT COURT, IN EQUITY.

vs. Complainant

Respondent.

Oral Deposition

Filed FILED, 194

NOV 4 1946, Register.

R. S. Recorder

Record

Vol. Page, Register.

RECEIPT

No. 835

THE STATE OF ALABAMA, BALDWIN COUNTY

Equity Division, Circuit Court.

Case No. 1761

Date 11-9, 1946

RECEIVED OF C. G. Crummett (Horse vs. Horse)
the sum of 200

Trial Tax

\$

\$

\$

\$

\$

\$

\$

TOTAL:

\$

R. S. [Signature]
As Register, Baldwin County, Ala

By

CATHERINE KOONCE

vs.

EDDIE ALEXANDER KOONCE

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, _____
Testimony of Complainant

and in behalf of Defendant upon _____ Answer and Waiver

E. A. Cramer Atty for Complainant

Register.

No. 1761

THE STATE OF ALABAMA
Baldwin County

IN EQUITY
Circuit Court of Baldwin County

KOONCE

vs.

KOONCE

NOTE OF TESTIMONY

Filed in Open Court this

day of **FILED**, 194

NOV 9 1946

R. S. DUCK, REGISTER Register.

Printed By The Baldwin Times

Catherine Koonce
Complainant

vs

Eddie Alexander Koonce
Respondent

Circuit Court
Baldwin County
Alabama
In Equity

To the Honorable F. W. Hare, Judge of said Court, sitting in Equity,

Comes Catherine Koonce, complainant in the above titled cause, and exhibits this, Her Bill of Complaint against Eddie Alexander Koonce and respectfully shows unto Your Honor as follows:

First: Complainant, who is 24 years of age, and Respondent, who is 41 years old, intermarried May 18th 1941 at Milton, Florida.

Second: Both parties to this suit have been residents of Fairhope, Alabama, for more than three years to the date hereof.

Third: To said marriage were born two children, Eddie Alexander Koonce, Jr., presently aged 4 years, and Mary Ann Koonce, presently aged 3 years.

Fourth: For more than one year past, Respondent has committed violence upon the person of Complainant attendant with danger to her life, limb and health and, from his conduct, there is reasonable apprehension that he will again commit such violence.

Fifth: Respondent has had steady employment and earns approximately \$65.00 per week.

The premises considered, Complainant prays that Respondent, Eddie Alexander Koonce, be, by due and legal process, made party defendant to this suit and that he be compelled to plead, answer or demur to this Bill of Complaint within the time prescribed by law and that he be compelled to abide and obey such orders and decrees as may be made in the premises.

Further, Complainant prays, upon a hearing of this cause, that an order be made for the entry of a decree forever divorcing her from said Eddie Alexander Koonce, granting her custody and control of the child, Mary Ann Koonce, granting her the right to reasonable visitation with the child, Eddie Alexander, Jr., ordering said Eddie Alexander Koonce to pay the weekly amount of not less than ten (10) dollars toward the support and maintenance of said child, Mary Ann Koonce, and granting her such other, further and different relief as to Your Honor may seem meet and proper.


Solicitor for Complainant

Catharene Koonce

Complainant

vs

Eddie Alexander Koonce

Respondent

Circuit Court

Baldwin County

Alabama

In Equity.

Comes Eddie Alexander Koonce, Respondent in the above titled cause and,

for answer to the Bill of Complaint therein, says that he denies each and every allegation therein contained excepting such allegations as pertain to dates, ages, residence and existence of said marriage which are admitted. Further, Respondent hereby waives the right to demand for oral examination, the right to cross examine Complainant's witnesses or to introduce evidence in his own behalf and agrees that this cause may be submitted for a final hearing and decree without further notice to him at any time upon Complainant's pleadings and evidence as noted by the Register.

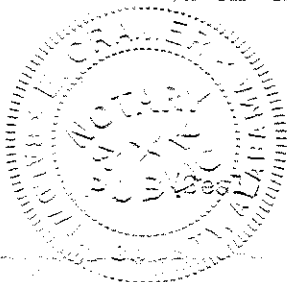
Eddie Alexander Koonce

State of Alabama

Baldwin County

Personally appeared Eddie Alexander Koonce, known to me, and he admitted and acknowledged that he signed the foregoing answer and waiver voluntarily with full knowledge of the contents thereof.

Given under my hand and official seal this 6 day of November, 1946.



P. J. James

Notary Public, Baldwin County, Ala.

1761

RECORDED

Rounce

B

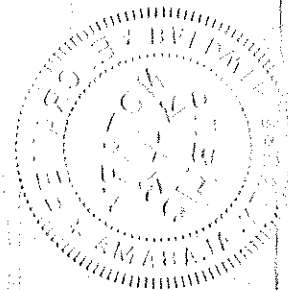
Rounce

Answer

FILED

NOV 9 1946

R. S. DUCK, REGISTER



1781

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Bertram Rhodes to appear within thirty days from the service of this writ in the Circuit Court to be held for said County, Equity Side, then and there to answer, plead to or demur to the Bill of Complaint filed against him by Virgil V. Rhodes, Jr.

WITNESS my hand this 8th day of November, 1946.

F. S. Smith

Register.

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

Your Orator, Virgil V. Rhodes, Jr., presents this Bill of Complaint against Bertram Rhodes and thereupon your Orator complains and shows unto the Court and your Honor as follows:

1. Your Orator and the Respondent are each over twenty-one years of age and residents of Baldwin County, Alabama.

2. Your Orator and the Respondent jointly own the following described real and personal property situated in Baldwin County, Alabama, to-wit:

All that certain tract of land lying partly in Section Seventeen (17) and partly in Section Twenty (20), Township 2 South, Range 3 East, bounded and described as follows: Beginning at a point in the Southeast Quarter of the Northeast Quarter of Section 17 on the East boundary line of said Section where said boundary line intersects the South line of the right-of-way of the Louisville and Nashville Railroad, which point of beginning lies three thousand and thirty-five (3035) feet due North from the Southeast Corner of said Section, running thence Southwesterly along the South line of said right-of-way and across the public road three hundred thirty-five (335) feet to a point on the West line of said public road, thence South sixty-two degrees fifty-five minutes West along the South line of said right-of-way two thousand two hundred and thirty-four (2234) feet to a point; thence South twenty-five degrees seventeen minutes West eight hundred seventy (870) feet to a point in the Southeast Quarter of the Southwest Quarter of said Section, thence due South three hundred eighty-four (384) feet; thence South forty-four degrees thirteen minutes East one thousand and fifty-four (1054) feet to a point; thence due South three hundred and eighteen and three tenths (318.3) feet to the North boundary line of the Hurricane Road; thence due East along the North boundary line of said Hurricane Road four hundred sixty-seven (467) feet to a point; thence due North three hundred ninety-five three tenths (395.3) feet to a point; thence North sixty-three degrees forty-five minutes East twelve hundred seventy-five and five tenths (1275.5) feet to the Westerly line of property of Trustees of the African Methodist Episcopal Church; thence North along the Westerly line of property of said Trustees about one hundred seventy-six (176) feet to the corner of the land of said Trustees; thence due East along the line of land of the said Trustees two hundred six (206) feet to the West line of the public road; thence due East across the said public road to the East boundary line of said Section; thence due North along the East boundary line of said Section two thousand and ninety (2090) feet, more or less, to the point or place of beginning, containing about one hundred twenty (120) acres, more or less.

Also, all that certain tract of land lying in Section 20, Township 2 South, Range 3 East, in Baldwin County, Alabama, bounded and described as follows: Beginning at the Northwest Corner of Lot 2 in Block 4, as shown by the Plat of Douglassville, as recorded in office of Judge of Probate of Baldwin County, thence running Westerly along the Southerly line of Carroll Street, as shown on said plat, to the Northwest Corner of Lot 4 in Block 4, thence due North about ten feet to the southerly line of the Hurricane Road as conveyed by the Bay Minette Land Company to Baldwin County, thence

Westerly, and following the Southerly line of said Hurricane Road, about 1298.6 feet to a point, thence Southerly and leaving the said Hurricane Road about 820 feet to a point on the South boundary line, running East and West of the Northwest Quarter of the Northeast Quarter of said Section, which point is 242 feet East of the center line of said Section running North and South, thence running the following courses and distances to-wit: South 75 degrees 43 minutes, East, 293 feet; South 18 degrees 16 minutes East 324 feet; South 80 degrees 38 minutes East 309 feet; North 10 degrees 46 minutes East 358 feet; South 88 degrees 14 minutes East 337 feet; South 79 degrees 39 minutes East 300 feet South 3 degrees 21 minutes, West 347 feet; South 68 degrees 54 minutes, East 705 feet; North 16 degrees 36 minutes, East 360 feet; due North 700 feet North 24 degrees 9 minutes, West 351 feet, thence North 7 minutes East, about 308 feet to Southeast Corner of Lot No. 1 in Block No. 4 in Douglasville, thence Westerly along the Southerly line of Lots 1 and 2 of Douglasville, about 417 feet, thence Northerly along the Westerly line of Lot No. 2, 208.7 feet to point of beginning, containing 67.5 acres, more or less.

Also, all those two certain tracts or parcels of land hereinafter called "parcel A" and "parcel B", respectively, lying in the South Half of Section 17, Township 2 South, Range 3 East, bounded and described as follows:

PARCEL A: Beginning at the most Westerly point of the tract of land known as the Big Peach Orchard, heretofore sold by said Company to said Grantee by deed recorded in the office of the Probate Judge of said County, thence running Northwesterly at right angles to the Southerly line of the right-of-way of the Louisville and Nashville Railroad about eight hundred and forty feet (840), more or less, to said southerly line; thence Northeasterly along said Southerly line about 900 feet, more or less, to the Northerly line of said Big Peach Orchard tract; thence Southwesterly along the line of said Peach Orchard tract, the following courses and distances, viz: South twenty-five (25) degrees 17 minutes West, 331 feet to a point; thence South 13 minutes West 334 feet to the point or place of beginning, containing, by rough estimate, six and one-quarter acres, be the same more or less.

PARCEL B: Beginning at a point on the Northerly line of the Hurricane Road, distant 30 feet due West of the Southwest Corner of Lot Number 8 in Block Number 2 shown on the Plat of Douglasville recorded in the office of the Probate Judge of Baldwin County, Alabama on December 24, 1913, in Miscellaneous Record 1, page 234; thence running due North about 360 feet, more or less, to the Southerly line of the field known as the Big Peach Orchard heretofore sold by said Company to said Grantee, as above mentioned; thence Southwesterly along the Southerly line of Big Peach Orchard field to a corner; thence due South along the land of said Rhodes to the Northerly line of the Hurricane Road aforesaid; thence East along the Northerly line of the Hurricane Road to the point or place of beginning, containing by rough estimate two and one-half acres, be the same more or less; the strip of land 30 feet wide running between said Lot Number 8 in Block Number 2 and the Parcel B above described, being 208.7 feet long, is hereby dedicated to the public as a road.

Also, Lots 1 and 2 in Block 4 on the Plat of Douglasville heretofore filed and recorded in the office of the Probate Judge of Baldwin County, Alabama.

Also, beginning at a point 1298 feet East of the Northwest Corner of the Southeast Quarter of the Northwest Quarter of Section 30 in Township 2 South of Range 3 East, run thence North 722 feet to the Hurricane Road, run thence North 71 degrees 30 minutes East 443 feet

to a point, run thence South 10 degrees 30 minutes West 850 feet, run thence South 75 degrees 43 minutes East 293.6 feet, run thence South 12 degrees 16 minutes East 224 feet, run thence South 80 degrees 36 minutes East 309 feet, run thence North 10 degrees 46 minutes East 258 feet, thence South 88 degrees 14 minutes East 337 feet, thence South 79 degrees 39 minutes East 600 feet, thence South 3 degrees 21 minutes West 347 feet, thence South 66 degrees 54 minutes East 705 feet, thence South 1 degree 30 minutes West 550 feet, thence West 2469 feet, thence North 1361 feet to the point of beginning.

Also, all that parcel of land bounded on the North by Dolive Street, on the South by the Louisville and Nashville Railroad, on the East by that portion of Dobson Avenue, which is 100 feet wide, extending from the entrance of Dobson Avenue across Dolive Street as shown on the map of Hand Land Company's Addition to the Town of Bay Minette, Alabama, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in a parallel direction with said Dobson Avenue, towards and to the Louisville and Nashville Railroad right-of-way, which extension of said Dobson Avenue is mentioned in the Deed made by Hand Land Company to Charles Hall and recorded in Deed Book 4 N. S., pages 432-3 in the office of the Probate Judge of Baldwin County, Alabama, and on the West by Stapleton Avenue, SAVE AND EXCEPT a tract of land which is hereby expressly reserved, which said tract of land is described as follows: Begin at the Northeast Corner of the above described tract of land, which point would be the intersection of Dolive Street and Dobson Avenue, and on the South side of Dolive Street, from said point of beginning, run Southwesterly along the South side of Dolive Street 200 feet to a point, run thence Southeasterly on a line parallel to Dobson Avenue 125 feet to a point, run thence Northeasterly on a line parallel to Dolive Street 200 feet to a point on the West side of Dobson Avenue, run thence Northwesterly 125 feet to the point of beginning.

ALSO:

- 1 milk cooler, old
- 1 bottling machine
- Dairy supplies (cans, bottles, buckets, cases, wash vat)
- 1 complete milking machine
- Bottle caps
- 1 boiler, 1½ horsepower
- 1 new milk cooler
- 1 Ford truck, one-half ton
- 1 feed mill
- 3 Jersey bulls
- 50 Jersey cows
- 50 Jersey heifers
- 1 Chevrolet truck, 1½ ton, 1948 model
- 1 tractor, Farmall d
- 1 cultivator
- 1 plow, two bottom
- 1 mower
- Fertilizer, (soda) attachment
- Discing, attachment
- 1 disc, 6-foot
- 1 grease pump
- 1 two-row potato planter.
- 1 two-row potato digger
- 2 horses
- 2 mules
- 1 tractor, Farmall "A", complete with cultivator, one bottom plow
- 1 grain drill
- 1 hay tedder
- 1 wagon
- 1 scale
- 1 hay rake

Lumber
50 hogs
Seed, white dutch and Dallas Grass
1 Trailer, iron wheels with water tank
60 tons corn
40 tons hay

intending to describe and cover all real and personal property jointly owned by your Orator and the Respondent.

3. The above described real property is encumbered by a mortgage from your Orator and the Respondent and their respective wives to L. T. Rhodes and the above described personal property is encumbered by a mortgage from your Orator and the Respondent to the Bay Minette Production Credit Company, a Corporation.

4. The above described property can be equitably divided between your Orator and the Respondent, but the Respondent has failed and refused to make any division of the said property after having been requested to do so by your Orator.

5. It has been necessary for your Orator to employ a Solicitor to file and prosecute this suit for a division of the said property and he has employed J. B. Blackburn, of Bay Minette, Alabama, for this purpose.

PRAYER FOR PROCESS

Your Orator prays that the usual process of this Honorable Court will forthwith issue to the Respondent, requiring him to appear within the time and under the pains and penalties prescribed by law and answer, demur or plead to the Bill of Complaint filed against him.

PRAYER FOR RELIEF

Your Orator prays for the following separate and several relief:

1. That all necessary and proper orders and decrees be made and entered as are necessary and proper to effect an equitable division of the above described property between your Orator and the Respondent.

2. That a reasonable attorney's fee be fixed by the Court to be paid your Orator's Attorney for the services rendered

by him in this cause and that such fee be taxed as part of the costs of this proceeding, to be paid by your Orator and the Respondent.

3. Your Orator further prays for such other, further and general relief as he may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainant.

STATE OF ALABAMA }
}

BALDWIN COUNTY }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Bertram Rhodes to appear within thirty days from the service of this writ in the Circuit Court to be held for said County, Equity Side, then and there to answer, plead to or demur to the Bill of Complaint filed against him by Virgil V. Rhodes, Jr.

WITNESS my hand this 8th day of November, 1946.

R. S. Duck

Register.

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

Your Orator, Virgil V. Rhodes, Jr., presents this Bill of Complaint against Bertram Rhodes and thereupon your Orator complains and shows unto the Court and your Honor as follows:

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2. Your Orator and the Respondent jointly own the following described real and personal property situated in Baldwin County, Alabama, to-wit:

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Westerly, and following the Southerly line of said Hurricane Road, about 1298.6 feet to a point, thence Southerly and leaving the said Hurricane Road about 820 feet to a point on the South boundary line, running East and West of the Northwest Quarter of the Northeast Quarter of said Section, which point is 242 feet East of the center line of said Section running North and South, thence running the following courses and distances to-wit: South 75 degrees 43 minutes, East, 293 feet; South 12 degrees 16 minutes East 224 feet; South 80 degrees 36 minutes East 309 feet; North 10 degrees 46 minutes East 258 feet; South 88 degrees 14 minutes East 337 feet; South 79 degrees 39 minutes East 600 feet South 3 degrees 21 minutes, West 347 feet; South 66 degrees 54 minutes, East 705 feet; North 16 degrees 36 minutes, East 360 feet; due North 700 feet North 24 degrees 9 minutes, West 351 feet, thence North 7 minutes East, about 308 feet to Southeast Corner of Lot No. 1 in Block No. 4 in Douglasville, thence Westerly along the Southerly line of Lots 1 and 2 of Douglasville, about 417 feet, thence Northerly along the Westerly line of Lot No. 2, 208.7 feet to point of beginning, containing 67.5 acres, more or less.

Also, all those two certain tracts or parcels of land hereinafter called "parcel A" and "parcel B", respectively, lying in the South Half of Section 17, Township 2 South, Range 3 East, bounded and described as follows:

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PARCEL B: Beginning at a point on the Northerly line of the Hurricane Road, distant 30 feet due West of the Southwest Corner of Lot Number 8 in Block Number 2 shown on the Plat of Douglasville recorded in the office of the Probate Judge of Baldwin County, Alabama on December 24, 1913, in Miscellaneous Record 1, page 334; thence running due North about 360 feet, more or less, to the Southerly line of the field known as the Big Peach Orchard heretofore sold by said Company to said Grantee, as above mentioned; thence Southwesterly along the Southerly line of Big Peach Orchard field to a corner; thence due South along the land of said Rhodes to the Northerly line of the Hurricane Road aforesaid; thence East along the Northerly line of the Hurricane Road to the point or place of beginning, containing by rough estimate two and one-half acres, be the same more or less; the strip of land 30 feet wide running between said Lot Number 8 in Block Number 2 and the Parcel B above described, being 208.7 feet long, is hereby dedicated to the public as a road.

Also, Lots 1 and 2 in Block 4 on the Plat of Douglasville heretofore filed and recorded in the office of the Probate Judge of Baldwin County, Alabama.

Also, beginning at a point 1296 feet East of the Northwest Corner of the Southeast Quarter of the Northwest Quarter of Section 20 in Township 2 South of Range 3 East, run thence North 722 feet to the Hurricane Road, run thence North 71 degrees 30 minutes East 443 feet

to a point, run thence South 10 degrees 30 minutes West 850 feet, run thence South 75 degrees 43 minutes East 293.6 feet, run thence South 12 degrees 16 minutes East 224 feet, run thence South 80 degrees 36 minutes East 309 feet, run thence North 10 degrees 46 minutes East 258 feet, thence South 88 degrees 14 minutes East 337 feet, thence South 79 degrees 39 minutes East 600 feet, thence South 3 degrees 21 minutes West 347 feet, thence South 66 degrees 54 minutes East 705 feet, thence South 1 degree 30 minutes West 550 feet, thence West 2469 feet, thence North 1361 feet to the point of beginning.

Also, all that parcel of land bounded on the North by Dolive Street, on the South by the Louisville and Nashville Railroad, on the East by that portion of Dobson Avenue, which is 100 feet wide, extending from the entrance of Dobson Avenue across Dolive Street as shown on the map of Hand Land Company's Addition to the Town of Bay Minette, Alabama, recorded in the office of the Judge of Probate of Baldwin County, Alabama, in a parallel direction with said Dobson Avenue, towards and to the Louisville and Nashville Railroad right-of-way, which extension of said Dobson Avenue is mentioned in the Deed made by Hand Land Company to Charles Hall and recorded in Deed Book 4 N. S., pages 432-3 in the office of the Probate Judge of Baldwin County, Alabama, and on the West by Stapleton Avenue, SAVE AND EXCEPT a tract of land which is hereby expressly reserved, which said tract of land is described as follows: Begin at the Northeast Corner of the above described tract of land, which point would be the intersection of Dolive Street and Dobson Avenue, and on the South side of Dolive Street, from said point of beginning, run Southwesterly along the South side of Dolive Street 200 feet to a point, run thence Southeasterly on a line parallel to Dobson Avenue 125 feet to a point, run thence Northeasterly on a line parallel to Dolive Street 200 feet to a point on the West side of Dobson Avenue, run thence Northwesterly 125 feet to the point of beginning.

ALSO:

- 1 milk cooler, old
- 1 bottling machine
- Dairy supplies (cans, bottles, buckets, cases, wash vat)
- 1 complete milking machine
- Bottle caps
- 1 boiler, 1½ horsepower
- 1 new milk cooler
- 1 Ford truck, one-half ton
- 1 feed mill
- 3 Jersey bulls
- 50 Jersey cows
- 50 Jersey heifers
- 1 Chevrolet truck, 1½ ton, 1946 model
- 1 tractor, Farmall H
- 1 cultivator
- 1 plow, two bottom
- 1 mower
- Fertilizer, (soda) attachment
- Discing, attachment
- 1 disc, 6-foot
- 1 grease pump
- 1 two-row potato planter
- 1 two-row potato digger
- 2 horses
- 2 mules
- 1 tractor, Farmall "A", complete with cultivator, one bottom plow
- 1 grain drill
- 1 hay tedder
- 1 wagon
- 1 scale
- 1 hay rake

Lumber
50 hogs
Seed, white dutch and Dallas Grass
1 Trailer, iron wheels with water tank
60 tons corn
40 tons hay

intending to describe and cover all real and personal property jointly owned by your Orator and the Respondent.

3. The above described real property is encumbered by a mortgage from your Orator and the Respondent and their respective wives to L. T. Rhodes and the above described personal property is encumbered by a mortgage from your Orator and the Respondent to the Bay Minette Production Credit Company, a Corporation.

4. The above described property can be equitably divided between your Orator and the Respondent, but the Respondent has failed and refused to make any division of the said property after having been requested to do so by your Orator.

5. It has been necessary for your Orator to employ a Solicitor to file and prosecute this suit for a division of the said property and he has employed J. B. Blackburn, of Bay Minette, Alabama, for this purpose.

PRAYER FOR PROCESS

Your Orator prays that the usual process of this Honorable Court will forthwith issue to the Respondent, requiring him to appear within the time and under the pains and penalties prescribed by law and answer, demur or plead to the Bill of Complaint filed against him.

PRAYER FOR RELIEF

Your Orator prays for the following separate and several relief:

1. That all necessary and proper orders and decrees be made and entered as are necessary and proper to effect an equitable division of the above described property between your Orator and the Respondent.

2. That a reasonable attorney's fee be fixed by the Court to be paid your Orator's Attorney for the services rendered

by him in this cause and that such fee be taxed as part of the costs of this proceeding, to be paid by your Orator and the Respondent.

3. Your Orator further prays for such other, further and general relief as he may be equitably entitled to, the premises considered.

J. B. Blackburn
Solicitor for Complainant.