

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1813

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon

*Florence Brooks*

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 K. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by

BETTE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this 22nd day of January 194 7

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint  
in this cause

*Alice J. Luck*, Clerk

J. Duck Circuit Clerk

RAIDWIN COUNTY

DAY MINETTE ALA

RETURN RECEIPT REQUESTED



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NO. 5708

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Lee Brewton,  
Rt. 1, Box 810  
Melrose Park, Ill.

John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1931, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1931.

now own or claim an interest under  
by virtue of said trust are unknown  
to complainants, after diligent search  
and investigation, the complainants  
dece that if there are any such, it  
impractical to bring them before  
Court; that the title, interest or claim  
of any such unknown beneficiaries  
a contingent one, if it exists, and  
dependent upon a common question

law and fact affecting the right  
title of all of the beneficiaries u

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1812

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summon

*Jennie A. Levenfeld*

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 K. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by BEITE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this 22nd day of January 1947  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint  
in this cause.

*Allice J. Leuck*, Clerk



## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1818.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complaints filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are: Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of NW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -S of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$  and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 18; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 25; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 23.

## Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag, conveying all of said lands to the American Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 13, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Broctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1943, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. E. Givan, James Dempsey, Joseph Cantier, Moses R. Demming, William Wentz, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella B. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heirs or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of

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here I sit... by Joe Marsh

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## Cleanliness Makes A Hit With Visitor

at shape; he mentioned cleanliness  
fer and law observance in particular.  
me. I explained that the Alabama  
ate. Committee of the United States  
ama. Brewers Foundation could take  
lives considerable credit.

a lot, From where I sit, maintain-  
im- ing wholesome retail beer out-  
folks lets—as pleasant places to meet  
down- your friends—is just another  
say way of making a good impres-  
sion on people who visit our  
business grand state.

Joe Marsh

MITTEE—U. S. BREWERS FOUNDATION  
215 MOORE BUILDING, MONTGOMERY

Transfers of Beneficiaries of  
or devisees of original beneficiaries or  
transferees under and by virtue of the  
deed of trust executed by Abe Dursch-  
lag and wife, Dora Durschlag, to The  
American-Traders National Bank of Bir-  
mingham, Alabama, dated November  
30, 1927, and recorded in Record Book  
45 N. S., Pages 116-119 of the records  
in the Probate Office of Baldwin Coun-  
ty, Alabama; the persons named under  
subsection (b), above, are made parties  
as claiming some such interest. The  
bill of complaint further shows that any  
other persons who have heretofore or  
now own or claim an interest under and  
by virtue of said trust are unknown  
to complainants after diligent search  
and investigation, the complainants al-  
lege that if there are any such, it is  
impractical to bring them before this  
Court; that the title, interest or claim  
of any such unknown beneficiaries is  
a contingent one, if it exists, and is  
dependent upon a common question of  
law and fact affecting the right and  
title of all of the beneficiaries under  
said trust.

(d) The wife or widow of Alfred B.  
Macley, if he were ever married and/or  
if he is now deceased.

(e) The wife or widow of Robert  
Macley, Jr., if he were ever married  
and/or if he is now deceased.

(f) The wife or widow of George H.  
O'Neal, if he were ever married and/or  
if he is now deceased.

This the 22nd day of January, 1947.  
ALICE J. DUCK, Register  
C. B. GILMORE, Grove Hill, Alabama,  
Attorney.

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R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

BAY MINETTE, ALA.

NOT THERE 1433

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Registered  
To Addressee Only  
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Jennie A. Levenfeld,,  
C/o J. Newman,  
2300 Lincoln Park West,  
Chicago, Ill.

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SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1813

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summon

*Marvin Levenfeld*

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

**SAMUEL E. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA** Defendant

by

**BETTE PRIOR AND MIRIAM GREEN**

Plaintiff

Witness my hand this **22nd** day of **January**, 194 **7**  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

*Alice J. Luck*, Clerk



## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, in Equity, No. 1513.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complaint the right of title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

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## Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of S $\frac{1}{2}$  of NW $\frac{1}{4}$ , Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 2; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  east of Black Water River of Section 29.

## Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; E $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2292, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 18, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derivate title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derivate title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 5 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Madley, Robert Madley, Jr., Georgiana Madley, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Carter, Moses R. Demming, William Wentz, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under

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here I sit... by Joe Marsh.

## Cleanliness Makes A Hit With Visitor

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shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit.

From where I sit, maintaining wholesome retail beer outlets—as pleasant places to meet your friends—is just another way of making a good impres-

NW $\frac{1}{2}$  of Section 12.  
In Township 5 South, Range 3 East:  
W $\frac{1}{2}$  of Section 9; NW $\frac{1}{2}$  of NW $\frac{1}{2}$ ; and NW $\frac{1}{2}$  of NE $\frac{1}{2}$  of Section 10; SE $\frac{1}{2}$  of NE $\frac{1}{2}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{2}$ ; SW $\frac{1}{2}$  of NW $\frac{1}{2}$ ; and NW $\frac{1}{2}$  of SW $\frac{1}{2}$  of Section 26; NE $\frac{1}{2}$  of NW $\frac{1}{2}$  of Section 36.  
In Township 6 South, Range 4 East:  
NW $\frac{1}{2}$  of NE $\frac{1}{2}$  of Section 35.  
In Township 6 South, Range 5 East:  
NE $\frac{1}{2}$ , and SE $\frac{1}{2}$  of NW $\frac{1}{2}$  of Section 7; SE $\frac{1}{2}$  of SE $\frac{1}{2}$  of Section 8; All that portion of NW $\frac{1}{2}$  of SW $\frac{1}{2}$  west of Black Water River of Section 28.

### Tract No. 3

In Township 6 South, Range 5 East:  
SW $\frac{1}{2}$  of SW $\frac{1}{2}$ , less SW $\frac{1}{2}$  of same of Section 15; SW $\frac{1}{2}$  of NE $\frac{1}{2}$ , and W $\frac{1}{2}$  of SE $\frac{1}{2}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

- (1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.
- (2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 13, 1928, and recorded in Record Book 45 N. S., Pages 116-119.
- (3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.

ton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Bella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. MacLay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert MacLay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.  
ALICE J. DUCK, Register.  
C. B. GILLMORE, Grove Hill, Alabama, Attorney.

52-4tc



Glasses on  
Brackin's EASY-Credit

R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

BAY MINETTE, ALA.

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Registered  
To Addressee Only  
Return Receipt Requested

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C/O J. Newman,  
2300 Lincoln Park West,  
Chicago, Ill.

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## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1313.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -S $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 2; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 23; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 36; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 13, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awall, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American Traders National Bank of Birmingham, conveying all of said lands, and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 578.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they deraign title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants deraign title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. MacLay, Robert MacLay, Jr., Georgiana MacLay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. E. Gowan, James Dempsey, Joseph Carrier, Moses R. Deminger, William Wentz, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Anna Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Bella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella B. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Leves, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Leves, Leo E. Leves, Josephine Leves, Joseph Roman, Alice Roman, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. MacLay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert



NW $\frac{1}{4}$  of Section 12.  
 In Township 6 South, Range 5 East:  
 W $\frac{1}{2}$  of Section 9; NW $\frac{1}{2}$  of NW $\frac{1}{2}$ ; and  
 NW $\frac{1}{2}$  of NE $\frac{1}{2}$  of Section 10; SE $\frac{1}{2}$  of  
 NE $\frac{1}{2}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{2}$ ; SW $\frac{1}{2}$   
 of NW $\frac{1}{2}$ ; and NW $\frac{1}{2}$  of SW $\frac{1}{2}$  of Sec-  
 tion 28; NE $\frac{1}{2}$  of NW $\frac{1}{2}$  of Section 36.  
 In Township 6 South, Range 4 East:  
 NW $\frac{1}{2}$  of NE $\frac{1}{2}$  of Section 35.  
 In Township 6 South, Range 5 East:  
 NE $\frac{1}{2}$  and SE $\frac{1}{2}$  of NW $\frac{1}{2}$  of Section 7;  
 S $\frac{1}{2}$  of SE $\frac{1}{2}$  of Section 8; All that por-  
 tion of NW $\frac{1}{2}$  of SW $\frac{1}{2}$  west of Black  
 Water River of Section 25.  
**Tract No. 3**  
 In Township 6 South, Range 5 East:  
 SW $\frac{1}{2}$  of SW $\frac{1}{2}$ , less SW $\frac{1}{4}$  of same of  
 Section 15; SW $\frac{1}{2}$  of NE $\frac{1}{2}$ , and W $\frac{1}{2}$  of  
 SE $\frac{1}{2}$  of Section 22.  
 Said bill of complaint shows that the  
 complainants claim said lands, in fee  
 simple, by virtue of the following deeds  
 or instruments:  
 (1) Warranty Deed executed under date  
 of October 3, 1925, by Southern States  
 Lumber Company, a corporation, convey-  
 ing all of said lands to Abe Durschlag,  
 filed for record in the office of the Probate Judge of Bald-  
 win County, Alabama, on October  
 23, 1925, and recorded in Record  
 Book 37 N. S., Pages 345-7.  
 (2) Conveyance executed under date of  
 November 30, 1927, by Abe Durschlag  
 and wife, Dora Durschlag, conveying  
 all of said lands to the American-  
 Traders National Bank of Birming-  
 ham, Alabama, a corporation, as  
 Trustee, filed for record in the Of-  
 fice of the Probate Judge of Bald-  
 win County, Alabama, on June 18,  
 1928, and recorded in Record Book  
 45 N. S., Pages 116-119.  
 (3) Certificate of Consolidation of the  
 American Traders National Bank of  
 Birmingham, located in the City of  
 Birmingham, in the County of Jef-  
 ferson and State of Alabama, with  
 First National Bank of Birmingham,  
 located in the City of Birmingham,  
 in the County of Jefferson and State  
 of Alabama, executed by F. G. Awalt,  
 Acting Comptroller of the Currency  
 under date of June 30, 1930, a certi-  
 fied copy of which, certified to by  
 John L. Proctor, Acting Comptroller  
 of the Currency, under date of Aug-  
 ust 12, 1930, was on January 13, 1936,  
 filed in the Probate Office of Bald-  
 win County, Alabama, and recorded  
 in said Office on January 17, 1936,  
 in Record Book 58 N. S., Pages 417-  
 418.  
 Brewton, Elsie Thames, Emily Neal,  
 Lee Brewton, C. E. Brewton, Hazel  
 Zyrick and Virgil Mae Brewton.  
 (b) William Durschlag, Bella Dursch-  
 slag, Emil Durschlag, A. M. Durschlag, S. & D. Investment  
 Company, a co-partnership composed of  
 Louis Susman, William Durschlag and  
 Emil Durschlag, Lillian Durschlag, Mor-  
 ris Durschlag, Hortense Jacobson, Har-  
 old B. Durschlag, Pearl Keller, Edward  
 Durschlag, Charlotte Durschlag, Lovey  
 Durschlag, Florence Durschlag, Henry  
 Durschlag, Mollie B. Durschlag, Dora  
 Durschlag, William Rusnak, Rella Bano-  
 vitz, Lillian Reisz, Bernice Kaufman,  
 Lena Rusnak, Florence Miller, Irwin  
 Rusnak, Seymour Rusnak, Marie Rus-  
 nak, Ella E. Rusnak, Earl J. Rusnak,  
 Raymond L. Rusnak, Herman Rusnak,  
 Helen Rusnak, Eleanor S. Rusnak, Jos-  
 eph H. Levee, Marvin Polk, Florence  
 Ziedman, Harriet Polk, Sam Ruby, Etta  
 K. Ruby, Jack Ruby, Alex Keller, Faye  
 Ruby, Jennie A. Levenfeld, Gerald Le-  
 venfeld, Marvin Levenfeld, Betty Leven-  
 feld, Joan Levenfeld, Rose Rusnak,  
 Harry L. Brooks, Florence Brooks, Lena  
 Goldberg, Goldie Handman, Orville Katz,  
 Mary Lesak, Ben Katz, Bernice Levee,  
 Leo E. Levee, Josephine Levee, Joseph  
 Homan, Alice Homan, Milton L. Dursch-  
 slag, Betty Durschlag, and Robert Cas-  
 sareto.  
 (c) The original beneficiaries and  
 transferees of beneficiaries, and heir  
 or devisees of original beneficiaries or  
 transferees under and by virtue of the  
 deed of trust executed by Abe Dursch-  
 slag and wife, Dora Durschlag, to The  
 American-Traders National Bank of Bir-  
 mingham, Alabama, dated November  
 30, 1927, and recorded in Record Book  
 45 N. S., Pages 116-119 of the records  
 in the Probate Office of Baldwin Coun-  
 ty, Alabama; the persons named under  
 subsection (b), above, are made parties  
 as claiming some such interest. The  
 bill of complaint further shows that any  
 other persons who have heretofore or  
 now own or claim an interest under and  
 by virtue of said trust are unknown  
 to complainants after diligent search  
 and investigation, the complainants al-  
 lege that if there are any such, it is  
 impractical to bring them before this  
 Court; that the title, interest or claim  
 of any such unknown beneficiaries is  
 a contingent one, if it exists, and is  
 dependent upon a common question of  
 law and fact affecting the right and  
 title of all of the beneficiaries under  
 said trust.  
 (d) The wife or widow of Alfred B.  
 MacLay, if he were ever married and/or  
 if he is now deceased.  
 (e) The wife or widow of Robert  
 MacLay, Jr., if he were ever married  
 and/or if he is now deceased.  
 (f) The wife or widow of George H.  
 O'Neal, if he were ever married and/or  
 if he is now deceased.  
 This the 22nd day of January, 1947.  
 ALICE J. DUCK, Register.  
 C. B. GILLMORE, Grove Hill, Alabama,  
 Attorney. 52-4tc

here I sit... by Joe Marsh

Advertisement


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 folk your friends—is just another  
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 scen- grand state.  
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Joe Marsh

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SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1913

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

Betty Levenfeld

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

BARBARA E. ROBERTS ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by

BUTIN PRICE AND WENHAM GREEN

Plaintiff

Witness my hand this

22nd

day of

January

194

7

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

Alice J. Leuck, Clerk

R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

DAY MINETTE, ALA.



NOT THERE 4-10-17

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C/O J. Newman,  
2300 Lincoln Park West,  
Chicago, Ill.

NOTIFIED

Directory Service Clerk  
Lincoln Park Sta.

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SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

No. 1813

CIRCUIT COURT, BALDWIN COUNTY

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon

*Joan Levenfeld*

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 K. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by BETTE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this 24th day of January, 194 7  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

*Alice J. Luck*, Clerk



## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity. No. 1513.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situated, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -S $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 5 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 8; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

## Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to A. B. Durschlag, filed for record in the

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 578.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 10, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, derived its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. MacLay, Robert MacLay, Jr., Georgiana MacLay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., John W. Robinson, Southern States Land & Timber Company, Ltd., a corporation; Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses E. Demming, William Wentz, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Bette Price, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Anna Durschlag, S & D Investments Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Bella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella B. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levese, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena

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Section 25; S<sub>2</sub> of Section 27; E<sub>2</sub> of NE<sub>1</sub>, SW<sub>1</sub> of NE<sub>2</sub>, SE<sub>1</sub> of NW<sub>1</sub>; W<sub>1</sub> of NW<sub>1</sub>, NE<sub>1</sub> of SW<sub>1</sub>; and SE<sub>1</sub> of Section 28; NW<sub>1</sub> of NE<sub>1</sub>, N<sub>2</sub> of NW<sub>1</sub>, SW<sub>1</sub> of NW<sub>1</sub>, and W<sub>1</sub> of SW<sub>1</sub> of Section 29; SE<sub>1</sub> of NE<sub>1</sub>, N<sub>2</sub> of S<sub>2</sub>, and SW<sub>1</sub> of SW<sub>1</sub> of Section 30; NE<sub>1</sub>, and NW<sub>1</sub> of SE<sub>1</sub> of Section 33.

In Township 6 South, Range 6 East: SW<sub>1</sub> of SE<sub>1</sub> of Section 20; SE<sub>1</sub> of NW<sub>1</sub>, and N<sub>2</sub> of SE<sub>1</sub> of Section 21; W<sub>1</sub> of NE<sub>1</sub> of Section 23; NE<sub>1</sub>, NW<sub>1</sub> of SE<sub>1</sub>, and all that portion of NW<sub>1</sub> and SW<sub>1</sub> of SE<sub>1</sub> east of Black Water River of Section 23.

**Tract No. 2**

In Township 5 South, Range 4 East: SE<sub>1</sub> of NW<sub>1</sub> of Section 11; SE<sub>1</sub> of NW<sub>1</sub> of Section 12.

In Township 5 South, Range 5 East: W<sub>1</sub> of Section 9; NW<sub>1</sub> of NW<sub>1</sub>, and NW<sub>1</sub> of NE<sub>1</sub> of Section 10; SE<sub>1</sub> of NE<sub>1</sub> of Section 22; E<sub>2</sub> of NW<sub>1</sub>; SW<sub>1</sub> of NW<sub>1</sub>, and NW<sub>1</sub> of SW<sub>1</sub> of Section 26; NE<sub>1</sub> of NW<sub>1</sub> of Section 36.

In Township 6 South, Range 4 East: NW<sub>1</sub> of NE<sub>1</sub> of Section 35.

In Township 6 South, Range 5 East: NE<sub>1</sub>, and SE<sub>1</sub> of NW<sub>1</sub> of Section 7; S<sub>2</sub> of SE<sub>1</sub> of Section 8; All that portion of NW<sub>1</sub> of SW<sub>1</sub> west of Black Water River of Section 25.

**Tract No. 3**

In Township 6 South, Range 5 East: SW<sub>1</sub> of SW<sub>1</sub>, less SW<sub>1</sub> of same of Section 15; SW<sub>1</sub> of NE<sub>1</sub>, and W<sub>1</sub> of SE<sub>1</sub> of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

- (1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 28, 1925, and recorded in Record Book 37 N. S., Pages 345-7.
- (2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 13, 1928, and recorded in Record Book 45 N. S., Pages 116-119.
- (3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wentz, Jr., Rix M. Robinson, R. N. Riedon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Anna Durschlag, S & D Investments Company, a co-partnership composed of Louis Susman, William Durschlag and Louis Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banowitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Raymond Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama: the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.

ALICE J. DUCK, Register.  
C. B. GILLMORE, Grove Hill, Alabama,  
Attorneys. 52-41c

here I sit... by Joe Marsh

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shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit.

From where I sit, maintaining wholesome retail beer outlets—as pleasant places to meet your friends—is just another way of making a good impression on people who visit our grand state.

Joe Marsh



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**Brackin's EASY Credit**  
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**WEEK VISION and**  
**APPEARANCE**  
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R. S. Duck

Circuit Clerk

BALDWIN COUNTY

BAY MINETTE, ALA.

NOT THERE 11-508

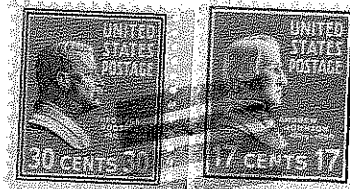
RETURN RECEIPT REQUESTED

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Joan Levenfeld,  
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R. S. Duck

Circuit Clerk

BALDWIN COUNTY

BAY MINETTE, ALA.

NOT THERE 11-508

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Lincoln Park Sta.

JAN 28 1947



## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.  
In the Circuit Court of Baldwin County, Alabama, in Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East:  
NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East:  
E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East:  
E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 2; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East:  
SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 23; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 24.

## Tract No. 2

In Township 5 South, Range 4 East:  
SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East:  
W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East:  
NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East:  
SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Trusts National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American-Trusts National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson, and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson, and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency, under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Trusts National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title, in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they deraign title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants deraign title by mesne conveyances, deraigns its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 6 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. MacLay, Robert MacLay, Jr., Georgiana MacLay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givran, James Dempsey, Joseph Givran, James Dempsey, William Wente, Jr., E. M. Robinson, E. N. Risdon, Frank Flier, E. G. Flier, Grace M. Flier, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, A. n Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Bancovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heirs or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to the American-Trusts National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest.

The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and



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21. SW $\frac{1}{4}$  of Section 22; NW $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustees, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

Brewton, now deceased, of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Denning, William Wente, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Bella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.

ALICE J. DUCK, Register.

C. B. GILLMORE, Grove Hill, Alabama, Attorney. 52-4tc

here I sit... by Joe Marsh

Cleanliness Makes A Hit With Visitor

shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit.

From where I sit, maintaining wholesome retail beer outlets—as pleasant places to meet your friends—is just another way of making a good impression on people who visit our grand state.



Glasses on Brackin's EASY-Credit

50¢ IMPROVE Your VISION and APPEARANCE

WEEK

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1313

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to summon

*Gerald Levenfeld*

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

**YAMASKI, SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA** Defendant

by **ETHEL PRICE AND MIRIAM GREEN**

Plaintiff

Witness my hand this **22nd**

day of

**January**

194 **7**

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

*Alice J. Leuck*, Clerk

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

No. 1813

CIRCUIT COURT, BALDWIN COUNTY

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

*Seymour Rusnak*

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 K. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by BETTE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this 22nd day of January 194 7  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

*Alice J. Luck*, Clerk

## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDS  
STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complaintants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are: Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situated, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -E $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 25; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  east of Black Water River of Section 29.

In Township 6 South, Range 6 East: SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 25; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  east of Black Water River of Section 29.

In Township 6 South, Range 7 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 8 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to A. B. Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 28, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Trust National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American-Trust National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Trust National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 18, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 5 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. MacLay, Robert MacLay, Jr., Georgiana MacLay, George H. O'Neal, George E. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wenton, Jr., Rex M. Robinson, R. N. Kiskind, Frank Miller, E. G. Miller, Grace M. Miller, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, A. N. Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Rita K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heirs or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Trust National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. MacLay, if he were ever married and/or



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and NW1 of SE1 of Section 20; SE1 of SW1 of SE1 of Section 20; SE1 of NW1 and N1 of SE1 of Section 21; W1 of NE1 of Section 28; NE1, NW1 of SE1; and all that portion of NW1 and SW1 of SE1 east of Black Water River of Section 29.

**Tract No. 2**

In Township 5 South, Range 4 East: SE1 of NW1 of Section 11; SE1 of NW1 of Section 12.

In Township 5 South, Range 5 East: W1 of Section 9; NW1 of NW1, and NW1 of NE1 of Section 10; SE1 of NE1 of Section 22; E1 of NW1; SW1 of NW1, and NW1 of SW1 of Section 26; NE1 of NW1 of Section 36.

In Township 6 South, Range 4 East: NW1 of NE1 of Section 35.

In Township 6 South, Range 5 East: NE1, and SE1 of NW1 of Section 7; S1 of SE1 of Section 8; All that portion of NW1 of SW1 west of Black Water River of Section 25.

**Tract No. 3**

In Township 6 South, Range 5 East: SW1 of SW1, less SW1 of same of Section 15; SW1 of NE1, and W1 of SE1 of Section 22.

Said bill of complaint shows that the complainants claim lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 55 N. S., Pages 417-418.

Jr. Wm. M. Johnson, Thomas G. McCallough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wentle, Jr., R. M. Robinson, R. N. Risdon, Frank Flier, E. G. Flier, Grace M. Flier, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.

ALICE J. DUCK, Register.

C. B. GILLMORE, Grove Hill, Alabama, Attorney. 52-4tc

here I sit... by Joe Marsh.


Cleanliness Makes A Hit With Visitor

shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit.

From where I sit, maintaining wholesome retail beer outlets—as pleasant places to meet your friends—is just another way of making a good impression on people who visit our grand state.

Joe Marsh

MITTEE—U. S. BREWERS FOUNDATION  
215 MOORE BUILDING, MONTGOMERY

  
**Glasses on**  
**Brackin's EASY-Credit**  
**50+ IMPROVE Your**  
**WEEK VISION and**  
**APPEARANCE**  
**BRACKIN'S**  
Registered Doctor  
254 Dauphin St.  
MOBILE, ALA.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA }  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1013

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

Lena Rusnak

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

SABAN E. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by

BETTY PRICE AND MERIAM GREEN

Plaintiff

Witness my hand this 2nd day of January, 1947  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

Alice J. Luck, Clerk

Alice J. Duck

Circuit Clerk

**BALDWIN COUNTY**

DAY MINETTE, ALA.

Registered  
To Addressee Only  
Return Receipt Requested

RETURN RECEIPT REQUESTED

Unknown  
Unknown  
For better  
Moved, Let  
No such office  
No such office in state

557  
Seymour. Busnak,  
3156 N. Sheridan Road,  
Chicago, Ill.



## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA,  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1818.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situated, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East:  
NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East:  
E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 38.

In Township 6 South, Range 4 East:  
E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 3; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 5; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East:  
SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 23; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 25.

## Tract No. 2

In Township 5 South, Range 4 East:  
SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East:  
W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East:  
NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East:  
SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 20, 1925, by Abe Durschlag, and wife, Dora Durschlag, conveying all of said lands to The American-Trust National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American-Trust National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Trust National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. MacLay, Robert MacLay, Jr., Georgiana MacLay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cantelero, Joseph T. Demming, William Wente, Jr., Rik M. Robinson, R. N. Risdon, Frank Filler, E. G. Filler, Grace M. Filler, Mary J. Sexton, Mattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Roman, Alice Roman, Milton L. Durschlag, Betty Durschlag, and Robert Casarotto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Trust National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one; if it exists, and is dependent upon a common question of law and fact affecting the right and



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tion 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$  and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$  and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$  and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$  and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

#### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ ; and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 26.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 23.

#### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

- (1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.
- (2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.
- (3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

complaint, that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wente, Jr., Rix M. Robinson, R. N. Risdon, Frank Filler, E. G. Filler, Grace M. Filler, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to the American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.

ALICE J. DUCK, Register.  
C. B. CHILDRON, Grove Hill, Alabama, Attorney.

52-410

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shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit.

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Joe Marsh

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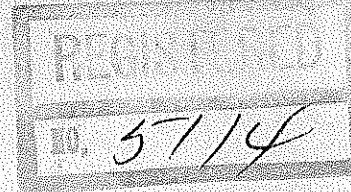
Circuit Clerk

**BAIDWIN COUNTY**

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Chicago, Ill.

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Moved, left no address  
No such office in state

STATE OF ALABAMA )  
BALDWIN COUNTY )  
TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

WE COMMAND YOU that you summons ARTHUR HANSELMAN, to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, exercising chancery jurisdiction, within thirty days after the service of summons, and there to plead, answer or demur, without oath, to a bill of complaint lately exhibited by MARGARET HANSELMAN, against the said ARTHUR HANSELMAN, and further to do and perform what the said Judge shall order and direct in that behalf and this the Respondent shall in no wise omit under penalty of the law. And we further command that you return this writ with your execution to our said Court immediately upon the execution thereof.

WITNESS, ALICE J. DUCK, Register of said Court, this the 20 day of January, 1947.

Alice J. Duck  
Register

MARGARET HANSELMAN

COMPLAINANT

VS

ARTHUR HANSELMAN

RESPONDENT

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
IN EQUITY.

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

Your Complainant, Margaret Hanselman, respectfully represents unto  
Your Honor and this Honorable Court as follows:

1.

That your Complainant is over twenty-one years of age, an bona fide resident of Baldwin County, Alabama, and has been for more than one year next preceding the filing of the bill of complaint in this cause; that the Respondent is over twenty-one years of age and a non-resident of the State of Alabama, his last known address being Lido, California.

2.

That your Complainant and the Respondent were married in Winnetka, Illinois, on February 23, 1938; that they lived together as husband and wife until July 23, 1940.

3.

That on July 23, 1940, the Respondent voluntarily abandoned the bed and board of your Complainant and has remained away voluntarily and continuously since that time.





1811

WHEREFORE, the premises considered, Complaint prays that Your Honor will by proper process make the said ARTHUR HANSELMAN party Respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court.

The Complaint prays that Your Honor will, upon a hearing hereof, enter an order and decree, granting to her an absolute divorce, forever

severing the bonds of matrimony existing between her and the Respondent; that she be treated with other, further, different, or general relief as she may be in equity and good conscience entitled to receive and as in duty bound she will ever pray.

MARGARET HANSELMAN

COMPLAINANT

VS

ARTHUR HANSELMAN

RESPONDENT

SUMMONS AND COMPLAINT

Solicitor for the Complainant

1-20-47

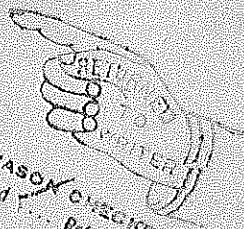
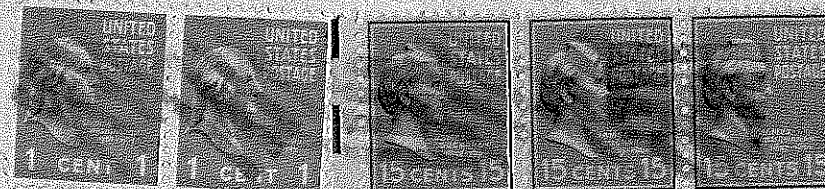
*Filed*  
*Chief Clerk*  
*Register*

*Mr*  
R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

RAY MINETTE, ALA.



REASON CHECKED  
Unclaimed .....  
Unknown .....  
For better address .....  
Moved, left no address .....  
No such office in state .....

REGISTERED  
TO ADDRESSEES ONLY  
RETURN RECEIPT REQUESTED

Deliver to Addressee Only

ARTHUR HANSELMAN  
LEBIO, CALIFORNIA

RETURN RECEIPT REQUESTED

**Not in Directory.**  
*My Can Del* FEB 14 1947 E.

REGISTERED  
NO. 735

## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDSSTATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situated, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1.

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -3 of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ ; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 35; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 23.

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to A. B. Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 245-7.

(2) Conveyance executed under date of November 30, 1927, by A. B. Durschlag and wife, Dora Durschlag, conveying said lands to the American-Trust National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 13, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American-Trust National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. A. Wait, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1931, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1931, in Record Book 53 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Trust National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, derived its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas C. Johnson, Southern Plantation Development Company, a corporation, Joseph H. H. Givens, James Dempsey, Joseph Cartier, Moses R. Demming, William N. Demming, Robert H. Demming, George H. Demming, Mary J. Sexton, Hatlie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thomas, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, A. N. Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by A. B. Durschlag and wife, Dora Durschlag, to The American-Trust National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said deed of trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries, is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said deed of trust.

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ere I sit ... by Joe Marsh.

leanliness Makes A Hit With Visitor

shape; he mentioned cleanliness and law observance in particular. I explained that the Alabama Committee of the United States Brewers Foundation could take considerable credit. From where I sit, maintaining wholesome retail beer outlets—as pleasant places to meet your friends—is just another way of making a good impression on people who visit our grand state.

Joe Marsh

Advertisement

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas C. Wood, ern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses E. Demming, William Wentz, Jr., R. M. Robinson, R. N. Rignon, Frank Miller, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thomas, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durchslag, Bella Durchslag, Emil Durchslag, Ann Durchslag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durchslag and Louis Durchslag, Lillian Durchslag, Morris Durchslag, Hortense Jacobson, Harold B. Durchslag, Pearl Keller, Edward Durchslag, Charlotte Durchslag, Lovey Durchslag, Florence Durchslag, Henry Durchslag, Mollie B. Durchslag, Dora Durchslag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durchslag, Betty Durchslag, and Robert Casaretto.


(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durchslag and wife, Dora Durchslag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr. if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.  
ALICE J. DUCK, Register.  
C. B. GILMORE, Grove Hill, Alabama, Attorney. 52-41c

  
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SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1011

TERM, 1947

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon

Josephine Levee

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

WARREN H. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA

, Defendant.

by

MARTIN PRICE AND MERIAN GERRIN

Plaintiff.

Witness my hand this

22nd

day of

January

1947

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

Alise J. Leuck

, Clerk

No. 1813

Page \_\_\_\_\_

THE STATE of ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT

Bette Price and

Miriam Green

Plaintiffs

vs.

Sarah H. Scott, et als

Defendants

SUMMONS and COMPLAINT

Filed 10-2-7, 1947

Alice J. Smith Clerk

Plaintiff's Attorney

Defendant's Attorney

Moore Printing Co., Bay Minette, Ala.

Defendant lives at \_\_\_\_\_

RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

Sheriff

I have executed this summons

this \_\_\_\_\_, 194\_\_\_\_

by leaving a copy with \_\_\_\_\_

Sheriff

Deputy Sheriff

## Legal Notice

### NOTICE OF THE PENDENCY OF A BILL OF COMPLAINT TO QUIET TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

#### Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of NW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -3 of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 25; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 24; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$

of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 23; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

#### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

#### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to A. B. Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 28, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by A. B. Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Tradere National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American-Tradere National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1935, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Tradere National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which

said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 578.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 102.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they deraign title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants deraign title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1, stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr. is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alf Robert MacLay, Jr., George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thorough, Jr., George W. R. States Land & Timber Co., a corporation, South Development Company, H. H. Givan, James De Cartier, Moses R. Deming, Wente, Jr., Rix M. Ro Risdon, Frank Filer, E. M. Filer, Mary J. Sexton, Clara Spader, Gus Brewton, Elsie Thames, Lee Brewton, C. E. B. Zyrick and Virgil Mae E

(b) William Durschlag, Emil Durschlag, S & Company, a co-partnership, Louis Susman, William Durschlag, Lillian Durschlag, Hortense, old B. Durschlag, Pearl I. Durschlag, Charlotte Durschlag, Florence Durschlag, Mollie B. Durschlag, William Rusnak, Lillian Reisz, Bern Leña Rusnak, Florence Rusnak, Seymour Rusnak, Ella E. Rusnak, Raymond L. Rusnak, Helen Rusnak, Eleanor S. eph E. Levee, Marvin I. Ziedman, Harriet Polk, K. Ruby, Jack Ruby, Ale Ruby, Jennie A. Levenfeld, enfeld, Marvin Levenfeld, field, Joan Levenfeld, Harry L. Brooks, Florence Goldberg, Goldie Handman, Mary Lesak, Ben Katz, Leo E. Levee, Josephine Homan, Alice Homan, Mill slag, Betty Durschlag, and sareto.

(c) The original beneficiaries of the transfers of the beneficial interests of original beneficiaries under and by deed of trust executed by lag and wife, Dora Durs American-Tradere National Birmingham, Alabama, dated 30, 1927, and recorded in 45 N. S., Pages 116-119 in the Probate Office of Baldwin County, Alabama; the persons subsection (b), above, are as claiming some such bill of complaint further that other persons who have now own or claim an interest by virtue of said trust to complainants after due investigation, the new lege that if there are any impractical to bring their Court; that the title, interest of any such unknown but a contingent one, if it dependent upon a common law and fact affecting the title of all of the beneficiaries of said trust.

(d) The wife or widow MacLay, if he were ever married, if he is now deceased.

(e) The wife or widow MacLay, Jr., if he were married, and/or if he is now deceased.

(f) The wife or widow O'Neal, if he were ever married, if he is now deceased.

This the 22nd day of January, 1947.  
ALICE J. DU  
C. B. GILLMORE, Grove P  
Attorney.

R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

BAY MINETTE, ALA.

FEB 13 1947

Not to be delivered during Delivery Hours

Deliver to Addressee Only

JOSEPHINE LEEVE  
649 BITTERSWEET PLACE,  
CHICAGO, ILL.

REGISTERED  
TO ADDRESSEES ONLY  
RETURN RECEIPT REQUESTED



RETURN RECEIPT REQUESTED





SUMMONS AND COMPLAINT

THE STATE OF ALABAMA }  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1817

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon

Leo E. Levee

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

CHARLES E. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by NETTE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this

22nd

day of

January

194 7

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint  
in this cause.

Alice J. Leuck

, Clerk

No. 1413 Page \_\_\_\_\_

**THE STATE of ALABAMA,**  
BALDWIN COUNTY

**CIRCUIT COURT**

Betti Price and  
Miriam Green  
Plaintiffs

vs.

Sarah K. Scott, et al  
Defendants

**SUMMONS and COMPLAINT**

Filed 1-22-7, 1947

Alice J. Hensch Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at \_\_\_\_\_

RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

\_\_\_\_\_, Sheriff

I have executed this summons

this \_\_\_\_\_ 194\_\_\_\_  
by leaving a copy with \_\_\_\_\_

\_\_\_\_\_, Sheriff

\_\_\_\_\_, Deputy Sheriff

## Legal Notice

### NOTICE OF THE PENDENCY OF A BILL OF COMPLAINT TO QUIET TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right of title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

#### Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N1-3 of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of

of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

#### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

#### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed, executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by

said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed, executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim; except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moscos R. Demming, William Wente, Jr., Rix M. Robinson, R. N. Risdon, Frank Flier, B. G. Flier, Grace M. Flier, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrrick and Virgil Mae Brewton

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag; Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Kelsz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or

# Legal Notice

## NOTICE OF THE PENDENCY OF A BILL OF COMPLAINT TO QUIET TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

### Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N1-3 of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ ; Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$

of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 25.

### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed, executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 28, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which

said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed, executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying, all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr. is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim; except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alvin Robert Maclay, Jr., George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thos. Lough, Jr., George W. R. ern States Land & Timber Co., a corporation, Southern Development Company, H. H. Givan, James D. Cartier, Moses R. Dem. Wente, Jr., Rix M. R. Rison, Frank Filer, E. M. Filer, Mary J. Sexton, Clara Spader, Gus Brewton, Elsie Thames, Lee Brewton, C. E. E. Zyrick and Virgil Mae I.

(b) William Durschlag, Emil Durschlag, Durschlag, S & Company, a co-partnership, Louis Susman, William Emil Durschlag, Lillian Durschlag, Hortense, old B. Durschlag, Pearl Durschlag, Charlotte Durschlag, Florence Durschlag, Mollie B. Durschlag, William Rusnak, Lillian Reisz, Bern Lena Rusnak, Florence Rusnak, Seymour Rusnak, Ella E. Rusnak, E. Raymond L. Rusnak, Helen Rusnak, Eleanor S. eph H. Levee, Marvin Ziedman, Harriet Polk, S. K. Ruby, Jack Ruby, Ale Ruby, Jennie A. Levenfeld, enfeld, Marvin Levenfeld, field, Joan Levenfeld, Harry L. Brooks, Florence Goldberg, Goldie Handman, Mary Lesak, Ben Katz, Leo E. Levee, Josephine Homan, Alice Homan, M. slag, Betty Durschlag, an saretto.

(c) The original beneficiaries of the transfers or devisees of original beneficiaries under and by deed of trust executed by lag and wife, Dora Durschlag, American-Traders National Bank of Birmingham, Alabama, dated 30, 1927, and recorded in 45 N. S., Pages 116-119 in the Probate Office of Baldwin County, Alabama; the persons named in subsection (b), above, are claiming some such bill of complaint further shows that other persons who have now own or claim an interest in said lands by virtue of said trust to complainants after due and investigation, the court is of the opinion that it is impractical to bring the matter before the Court; that the title, interest in said lands is a contingent one, if it is dependent upon a common law and fact affecting the title of all of the beneficiaries of said trust.

(d) The wife or widow of Alvin Robert Maclay, if he were ever married, or if he is now deceased.

(e) The wife or widow of Alvin Robert Maclay, Jr., if he were ever married, or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married, or if he is now deceased.

This the 22nd day of July, 1946.  
ALICE J. DILLON  
C. B. GILLMORE, Grove Street, Birmingham, Alabama  
Attorney.



No. 1413

Page \_\_\_\_\_

**THE STATE of ALABAMA,**  
BALDWIN COUNTY

**CIRCUIT COURT**

Betti Price and

Miriam Green

Plaintiffs

vs.

Sarah H. Scott, et als

Defendants

**SUMMONS and COMPLAINT**

Filed 1-22-2, 1947

Alice J. French Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

Sheriff

I have executed this summons

this \_\_\_\_\_ 194\_\_\_\_

by leaving a copy with

Sheriff

Deputy Sheriff

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

No. 1017

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

Leo E. Levee

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 E. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by

NETTE PRICE AND MIRIAM GREEN

Plaintiff

Witness my hand this

22nd

day of

January

194

7

There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

Alice J. Leuck

, Clerk

## Legal Notice

NOTICE OF THE PENDENCY OF A  
BILL OF COMPLAINT TO QUIET  
TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, in Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situated, lying and being in Baldwin County, Alabama, and more particularly described as follows:

## Tract No. 1

In Township 5 South, Range 4 East:  
NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East:  
E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of W $\frac{1}{2}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East:  
E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$  of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East:  
NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

## Tract No. 2

In Township 5 South, Range 4 East:  
SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East:  
W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 4 East:  
NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

## Tract No. 3

In Township 6 South, Range 5 East:  
SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of June 30, 1930, by

Abe Durschlag, conveying all of said lands to Abe Durschlag, filed for record in the

office of the Probate Judge of Baldwin County, Alabama, on October 23, 1935, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of June 30, 1930, by

Dora Durschlag, conveying all of said lands to the American

Traders National Bank of Birmingham, Alabama, a corporation, as

trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 15, 1933, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the

American Traders National Bank of Birmingham, located in the City of

Birmingham, in the County of Jefferson and State of Alabama, with

First National Bank of Birmingham, located in the City of Birmingham,

in the County of Jefferson and State of Alabama, executed by F. G. Awaft,

Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by

John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1935, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 18, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, derived its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr. is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

(a) Sarah K. Scott, Alfred B. Macley, Robert Macley, Jr., Georgiana Macley, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCull, John J. McCull, Robert McCull, Southern States Lumber Company, a corporation, Southern Plantation Development Company, a corporation, H. H. Givay, James Dempsey, Joseph Cartier, Moses E. Demming, William Wentz, Jr., R. M. Robinson, R. N. Risdon, Frank Flier, E. G. Flier, Grace M. Flier, Mary J. Sexton, Hattie Patton, Clara Spader, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Brewton and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, A. H. Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag; Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lorey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Ruskak, Rella Banovitz, Lillian Reiss, Bernice Kaufman, Lena Ruskak, Florence Miller, Irwin Ruskak, Seymour Ruskak, Marie Ruskak, Ella B. Ruskak, Earl J. Ruskak, Raymond L. Ruskak, Herman Ruskak, Helen Ruskak, Eleanor S. Ruskak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta Ruby, Jack Ruby, Alex Keller, Faye Ruby, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Ruskak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo B. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casareto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title to said lands.

(d) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title to said lands.

(e) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title to said lands.

(f) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation; the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title to said lands.

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of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of  
9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of  
NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$   
of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of  
SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ ,  
and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20;  
NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section  
21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ ,  
and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$   
of Section 24; All that portion  
NW $\frac{1}{4}$  west of Black Water River of  
Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of  
NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$   
of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of  
Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ ,  
SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of  
Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ ,  
and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ ,  
and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.  
In Township 6 South, Range 6 East:  
SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of  
NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21;  
W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$   
of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$   
and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water  
River of Section 29.  
**Tract No. 2**  
In Township 5 South, Range 4 East:  
SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of  
NW $\frac{1}{4}$  of Section 12.  
In Township 5 South, Range 5 East:  
W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and  
NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of  
NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$   
of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section  
26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.  
In Township 6 South, Range 4 East:  
NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.  
In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7;  
S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion  
of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black  
Water River of Section 25.  
**Tract No. 3**  
In Township 6 South, Range 5 East:  
SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of  
Section 16; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of  
SE $\frac{1}{4}$  of Section 22.  
Said bill of complaint shows that the  
complainants claim said lands, in fee  
simple, by virtue of the following deeds  
or instruments:  
(1) Warranty Deed executed under date  
of October 3, 1925, by Southern States  
Lumber Company, a corporation, con-  
win County, Alabama, on June 18,  
1928, and recorded in Record Book  
45 N. S., Pages 116-119.  
(2) Certificate of Consolidation of the  
American Traders National Bank of  
Birmingham, located in the City of  
Birmingham, in the County of Jef-  
ferson and State of Alabama, with  
First National Bank of Birmingham,  
located in the City of Birmingham,  
in the County of Jefferson and State  
of Alabama, executed by F. G. Awalt,  
Acting Comptroller of the Currency  
under date of June 30, 1930, a certi-  
fied copy of which, certified to by  
John L. Proctor, Acting Comptroller  
of the Currency, under date of Aug-  
ust 12, 1930, was on January 13, 1936,  
filed in the Probate Office of Bal-  
win County, Alabama, and recorded  
in said Office on January 17, 1936,  
in Record Book 53 N. S., Pages 417-  
418.  
Said lands, that the only persons  
to complainants to have had any pos-  
session of any part of said lands with-  
in ten years next preceding the filing  
of the bill of complaint are the com-  
plainants and their predecessors in title  
or privies in claim, except that at one  
time during said ten year period Ray  
Brewton, now deceased, had possession  
of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section  
10, Township 6 South, Range 4  
East.  
Said bill of complaint shows that the  
following named persons claim said  
lands, or some part thereof, or some  
interest therein:  
(a) Sarah K. Scott, Alfred B. Maclay,  
Robert Maclay, Jr., Georgiana Maclay,  
George H. O'Neal, George H. O'Neal,  
Jr., Wm. H. Johnson, Thomas G. McCul-  
lough, Jr., George W. Robinson, South-  
ern States Land & Timber Company,  
Ltd., a corporation, Southern Plantation  
Development Company, a corporation,  
H. H. Givan, James Dempsey, Joseph  
Cartier, Moses B. Demming, William  
Wente, Jr., Ed. M. Robinson, R. N.  
Esdon, Frank F. E. C. Eller, Grace  
M. Eller, Mary J. Sexton, Hattie Pal-  
mer, Clara Spader, Gabe Brewton, Jack  
Brewton, Elsie Thameas, Emily Neal,  
Lee Brewton, C. E. Brewton, Hazel  
Lyons and Virgil Mae Brewton.  
(b) William Durschlag, Bella Dursch-  
lag, Emil Durschlag, A. H. Durschlag,  
S. & D. Investment  
Company, a co-partnership composed of  
Louis Susman, William Durschlag and  
Emil Durschlag, Lillian Durschlag, Mor-  
ris Durschlag, Hortense Jacobson, Hal-  
old B. Durschlag, Pearl Keller, Edward  
Durschlag, Charlotte Durschlag, Lovey  
Durschlag, Florence Durschlag, Henry  
Durschlag, Mollie B. Durschlag, Dora  
Durschlag, William Rusnak, Bella Bano-  
vitz, Lillian Reiss, Bernice Kaufman,  
Lena Rusnak, Florence Miller, Irwin  
Rusnak, Seymour Rusnak, Marie Rus-  
nak, Ella E. Rusnak, Earl J. Rusnak,  
Raymond L. Rusnak, Herman Rusnak,  
Helen Rusnak, Eleanor S. Rusnak, Jos-  
eph H. Levee, Marvin Polk, Florence  
Ziedman, Harriet Polk, Sam Ruby, Etta  
K. Ruby, Jack Ruby, Alex Keller, Faye  
Ruby, Jennie A. Levenfeld, Gerald Lev-  
y and wife, Dora Levy.  
American Traders National Bank of Bir-  
mingham, Alabama, dated November  
30, 1927, and recorded in Record Book  
45 N. S., Pages 116-119 of the records  
in the Probate Office of Baldwin Coun-  
ty, Alabama; the persons named under  
subsection (b), above, are made parties  
as claiming some such interest. The  
bill of complaint further shows that any  
other persons who have heretofore or  
now own or claim an interest under and  
by virtue of said trust are unknown  
to complainants after diligent search  
and investigation, the complainants al-  
lege that if there are any such, it is  
impractical to bring them before this  
Court; that the title, interest or claim  
of any such unknown beneficiaries is  
a contingent one, if it exists, and is  
dependent upon a common question of  
law and fact affecting the right and  
title of all of the beneficiaries under  
said trust.  
(d) The wife or widow of Alfred B.  
Maclay, if he were ever married and/or  
if he is now deceased.  
(e) The wife or widow of Robert  
Maclay, Jr., if he were ever married  
and/or if he is now deceased.  
(f) The wife or widow of George H.  
O'Neal, if he were ever married and/or  
if he is now deceased.  
This the 22nd day of January, 1947.  
ALICE J. DUCK, Register  
C. B. GILMORE, Groves Hill, Alabama,  
Attorney.

ere I sit... by Joe Marsh.

Advertisement


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shape; he mentioned cleanliness  
and law observance in particular.  
I explained that the Alabama  
Committee of the United States  
Brewers Foundation could take  
considerable credit.  
From where I sit, maintain-  
ing wholesome retail beer out-  
lets—as pleasant places to meet  
your friends—is just another  
way of making a good impres-  
sion on people who visit our  
grand state.

Joe Marsh

FOUNDATION



Glasses on  
Brackin's EASY-Credit  
50¢ IMPROVE Your  
VISION and 2  
WEEK APPEARANCE  
BRACKIN'S

Registered Doctor  
254 Dauphin St.

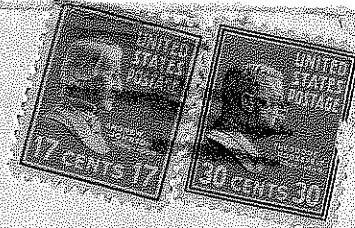


R. S. Duck

Circuit Clerk

**BALDWIN COUNTY**

BAY MINETTE, ALA.

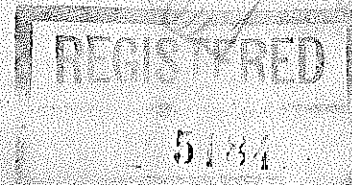


RETURN RECEIPT REQUESTED

Deliver to Addressee Only

LEO E. LEVER  
649 BITTERSWEET PLACE,  
CHICAGO, ILL.

REGISTERED  
TO ADDRESSEES ONLY  
RETURN RECEIPT REQUESTED



Not in during Delivery Hours

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA }  
Baldwin County

No. 1613

CIRCUIT COURT, BALDWIN COUNTY

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

Joan Levenfeld

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 K. SCOTT ET AL, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA

Defendant

DOTTE PRICE AND MERIAM GREEN

by

Plaintiff

Witness my hand this 22nd day of January, 1947  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint in this cause.

Alice J. Kouch, Clerk

No. 1813

Page \_\_\_\_\_

THE STATE of ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT

Beth Price and

Miriam Green

Plaintiffs

vs.

Sarah K. Scott, et al

Defendants

SUMMONS and COMPLAINT

Filed 1-22, 1947

Alice J. Wuck Clerk

Plaintiff's Attorney

Defendant's Attorney

Moore Printing Co., Bay Minette, Ala.

Defendant lives at

RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

Sheriff

I have executed this summons

this \_\_\_\_\_ 194\_\_\_\_  
by leaving a copy with

Sheriff

Deputy Sheriff

## Legal Notice

### NOTICE OF THE PENDENCY OF A BILL OF COMPLAINT TO QUIET TITLE TO CERTAIN LANDS

STATE OF ALABAMA.

COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1313.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

#### Tract No. 1.

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 8; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of

of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33.

In Township 6 South, Range 6 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

#### Tract No. 2.

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

#### Tract No. 3.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 25, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 110-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by

said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 103 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patented unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wente, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. E. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Ruskak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Ruskak, Florence Miller, Irwin Ruskak, Seymour Ruskak, Maria Ruskak, Ella B. Ruskak, Earl J. Ruskak, Raymond L. Ruskak, Herman Ruskak, Helen Ruskak, Eleanor S. Ruskak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Bita K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Ruskak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo A. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 110-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or



...and being in Baldwin County, Alabama, and more particularly described as follows:

**Tract No. 1**  
In Township 5 South, Range 4 East:  
NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -S of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.  
In Township 5 South, Range 5 East:  
E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.  
In Township 6 South, Range 4 East:  
E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.  
In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$

Section 24; NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 30; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.  
In Township 6 South, Range 5 East:  
NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.  
**Tract No. 3**  
In Township 6 South, Range 5 East:  
SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.  
Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:  
(1) Warranty Deed, executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.  
(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.  
(3) Certificate of Consolidation of the American-Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency, under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 53 N. S., Pages 417-418.  
(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which

possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they deraign title have assessed and paid the taxes on said lands, for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants deraign title by mesne conveyances, deraigned its title to said title from the United States of America, except as hereinafter noted.  
Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the father of the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyance.  
Said bill of complaint shows that the only persons who have paid taxes upon said lands, or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.  
Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in said lands; that the only persons known to complainants to have had any portion of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.  
Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

...Durschlag, Lillian Durschlag, Moritz Durschlag, Hortense Jacob, Har-  
old B. Durschlag, Pearl Keller Edward Durschlag, Charlotte Durschlag, Loevy Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, R. Bano-  
vitz, Lillian Reisz, Bernice Huffman, Lena Rusnak, Florence Mill, Irwin Rusnak, Seymour Rusnak, Mae Rus-  
nak, Ella B. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusk, Jos-  
eph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Polk, Etta K. Ruby, Jack Ruby, Alex Kier, Faye Ruby, Jennie A. Levenfeld, Gold Levenfeld, Marvin Levenfeld, Ben Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Ole Katz, Mary Lesak, Ben Katz, Berne Levee, Leo H. Levee, Josephine Levi, Joseph Homan, Alice Homan, Milton Durschlag, Betty Durschlag, and Robert Cas-  
saretto.  
(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries, or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them, before this Court; that the title, interest or claim or any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.  
(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.  
(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.  
(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.  
This the 22nd day of January, 1947.  
ALICE J. DUCK, Register.  
C. B. GILLMORE, Grove Hill, Alabama, Attorney.  
1-4tc

## Legal Notice

### NOTICE OF THE PENDENCY OF A BILL OF COMPLAINT TO QUIET TITLE TO CERTAIN LANDS

STATE OF ALABAMA.  
COUNTY OF BALDWIN.

In the Circuit Court of Baldwin County, Alabama, In Equity, No. 1813.

Notice is hereby given of the pendency of a bill of complaint in the above styled Court against those certain lands described below and those certain persons named below, together with any and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

#### Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$ -3 of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of Section 34; W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of

of Section 24; All that portion of NW $\frac{1}{4}$  west of Black Water River of Section 25; S $\frac{1}{2}$  of Section 27; E $\frac{1}{2}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , W $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , and SE $\frac{1}{4}$  of Section 28; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of S $\frac{1}{2}$ , and SW $\frac{1}{4}$  of Section 30; NE $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 32.

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 21; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , and all that portion of NW $\frac{1}{4}$  and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

#### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

#### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1925, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1925, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awalt, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1930, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1930, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by

said deed is recorded in the Office of the Probate Judge of Jefferson County, Alabama, in Deed Volume No. 2262, at Page 573.

(5) Quitclaim Deed executed under date of 15th day of May, 1946, by The First National Bank of Birmingham, as Trustee, conveying all of said lands to Miriam Green and Bette Price, which said deed was filed for record on June 3, 1946, in the Office of the Judge of Probate of Baldwin County, Alabama, and recorded in Record Book 108 N. S., at Page 103.

(6) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deranged its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4

(a) Sarah K. Scott, Alfred B. Maclay, Robert Maclay, Jr., Georgiana Maclay, George H. O'Neal, George H. O'Neal, Jr., Wm. M. Johnson, Thomas G. McCullough, Jr., George W. Robinson, Southern States Land & Timber Company, Ltd., a corporation, Southern Plantation Development Company, a corporation, H. H. Givan, James Dempsey, Joseph Cartier, Moses R. Demming, William Wente, Jr., Rix M. Robinson, R. N. Risdon, Frank Filer, E. G. Filer, Grace M. Filer, Mary J. Sexton, Hattie Patton, Clara Spader, Gus Brewton, Jack Brewton, Elsie Thames, Emily Neal, Lee Brewton, C. B. Brewton, Hazel Zyrick and Virgil Mae Brewton.

(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S & D Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Herman Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo B. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Casaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or

and all other persons claiming any title to, interest in, lien or encumbrance on said lands, described below, or any part thereof, to establish in the complainants filing said bill and hereinafter named the right or title to said lands in fee simple and to clear up all doubts or disputes concerning the same.

The complainants named in said bill of complaint are Bette Price and Miriam Green.

The lands against which said verified bill of complaint is filed are situate, lying and being in Baldwin County, Alabama, and more particularly described as follows:

#### Tract No. 1

In Township 5 South, Range 4 East: NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 13; NE $\frac{1}{4}$ , SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20; SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 21; S $\frac{1}{2}$  of SW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 24; N $\frac{1}{2}$  of N $\frac{1}{2}$  of Section 25; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and N $\frac{1}{2}$  of S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 28; NE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 29; NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 33; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 34.

In Township 5 South, Range 5 East: E $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 7; NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 8; E $\frac{1}{2}$ , except SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 9; W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14; N $\frac{1}{2}$  of NW $\frac{1}{4}$ , NE $\frac{1}{4}$ , and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 15; NE $\frac{1}{4}$ , W $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 27; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 30; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 33; All of NE $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of Section 35; S $\frac{1}{2}$  of NW $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$ , and E $\frac{1}{2}$  of Section 36.

In Township 6 South, Range 4 East: E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1; SE $\frac{1}{4}$  of NW $\frac{1}{4}$ , NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , SE $\frac{1}{4}$ , and N $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 3; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; N $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of Section 11; NW $\frac{1}{4}$  of Section 13; E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25; SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 26; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 28; W $\frac{1}{2}$  of W $\frac{1}{2}$ , and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35; NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 1; NW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 4; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 6; E $\frac{1}{2}$  of SW $\frac{1}{4}$ , and SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7; SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 8; SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , and NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 9; S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 11; SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 14; SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , N $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , and S $\frac{1}{2}$ , Section 17; N $\frac{1}{2}$  of Section 20; NW $\frac{1}{4}$ , SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 21; SW $\frac{1}{4}$  of Section 22; W $\frac{1}{2}$  of NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23; NW $\frac{1}{4}$

and SW $\frac{1}{4}$  of SE $\frac{1}{4}$  east of Black Water River of Section 29.

#### Tract No. 2

In Township 5 South, Range 4 East: SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 11; SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 12.

In Township 5 South, Range 5 East: W $\frac{1}{2}$  of Section 9; NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10; SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22; E $\frac{1}{2}$  of NW $\frac{1}{4}$ ; SW $\frac{1}{4}$  of NW $\frac{1}{4}$ , and NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 26; NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36.

In Township 6 South, Range 4 East: NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35.

In Township 6 South, Range 5 East: NE $\frac{1}{4}$ , and SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 7; S $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8; All that portion of NW $\frac{1}{4}$  of SW $\frac{1}{4}$  west of Black Water River of Section 25.

#### Tract No. 3

In Township 6 South, Range 5 East: SW $\frac{1}{4}$  of SW $\frac{1}{4}$ , less SW $\frac{1}{4}$  of same of Section 15; SW $\frac{1}{4}$  of NE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22.

Said bill of complaint shows that the complainants claim said lands, in fee simple, by virtue of the following deeds or instruments:

(1) Warranty Deed executed under date of October 3, 1926, by Southern States Lumber Company, a corporation, conveying all of said lands to Abe Durschlag, filed for record in the office of the Probate Judge of Baldwin County, Alabama, on October 23, 1926, and recorded in Record Book 37 N. S., Pages 345-7.

(2) Conveyance executed under date of November 30, 1927, by Abe Durschlag and wife, Dora Durschlag, conveying all of said lands to the American-Traders National Bank of Birmingham, Alabama, a corporation, as Trustee, filed for record in the Office of the Probate Judge of Baldwin County, Alabama, on June 18, 1928, and recorded in Record Book 45 N. S., Pages 116-119.

(3) Certificate of Consolidation of the American Traders National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, with First National Bank of Birmingham, located in the City of Birmingham, in the County of Jefferson and State of Alabama, executed by F. G. Awall, Acting Comptroller of the Currency under date of June 30, 1930, a certified copy of which, certified to by John L. Proctor, Acting Comptroller of the Currency, under date of August 12, 1930, was on January 13, 1936, filed in the Probate Office of Baldwin County, Alabama, and recorded in said Office on January 17, 1936, in Record Book 58 N. S., Pages 417-418.

(4) Statutory Warranty Deed executed under date of June 30, 1930, by American-Traders National Bank of Birmingham, conveying all of said lands and all powers and trusts with reference thereto to The First National Bank of Birmingham which

(5) Quitclaim Deed executed under date of October 16, 1946, by Louis Susman and wife, Rebecca Susman, and Helen Susman Asher, formerly Helen Susman, and husband, Norman Asher, conveying all of said lands to Miriam Green and Bette Price.

Said bill of complaint also shows that the complainants claim title in fee simple to said lands by virtue of the possession which the complainants and their predecessors in title have had of said lands; also by virtue of the fact that the complainants and those from whom they derive title have assessed and paid the taxes on said lands for twenty years next preceding the filing of the bill of complaint; also by virtue of the fact that Southern States Lumber Company, from whom the complainants derive title by mesne conveyances, deraigned its title to said lands in an unbroken chain of record title from the United States of America, except as hereinafter noted.

Said bill of complaint shows that the fee simple title to said lands stands on the records of the Probate Court of Baldwin County, Alabama, in the names of Bette Price and Miriam Green, except that an undivided one-eighth (1/8) interest in Tract No. 1 stands upon said records in the name of Sarah K. Scott; said bill of complaint further shows that title to the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 22, Township 6 South, Range 5 East stands upon the records of the Probate Court of said County in the name of George H. O'Neal, Jr., the patentee, unless George H. O'Neal, Jr., is one and the same person as George H. O'Neal, from whom the complainants derive title to said SW $\frac{1}{4}$  of NE $\frac{1}{4}$  by mesne conveyances.

Said bill of complaint shows that the only persons who have paid taxes upon said lands or any interest therein, within ten years next preceding the filing of the bill of complaint, are the complainants and their predecessors in title or privies in claim.

Said bill of complaint shows that the complainants are in the actual, peaceable possession of portions of said lands and have been in such possession for a period of more than ten years next preceding the filing of the bill of complaint; that no other person is in the actual possession of any portion of said lands; that the only persons known to complainants to have had any possession of any part of said lands within ten years next preceding the filing of the bill of complaint are the complainants and their predecessors in title or privies in claim, except that at one time during said ten year period Ray Brewton, now deceased, had possession of a portion of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 10, Township 6 South, Range 4 East.

Said bill of complaint shows that the following named persons claim said lands, or some part thereof, or some interest therein:

Brewton, Ray, Thomas, Emily Neal, Lee Brewton, C. M. Brewton, Hazel Zyrick and Virgil Mae Brewton.  
(b) William Durschlag, Bella Durschlag, Emil Durschlag, Ann Durschlag, S. & D. Investment Company, a co-partnership composed of Louis Susman, William Durschlag and Emil Durschlag, Lillian Durschlag, Morris Durschlag, Hortense Jacobson, Harold B. Durschlag, Pearl Keller, Edward Durschlag, Charlotte Durschlag, Lovey Durschlag, Florence Durschlag, Henry Durschlag, Mollie B. Durschlag, Dora Durschlag, William Rusnak, Rella Banovitz, Lillian Reisz, Bernice Kaufman, Lena Rusnak, Florence Miller, Irwin Rusnak, Seymour Rusnak, Marie Rusnak, Ella E. Rusnak, Earl J. Rusnak, Raymond L. Rusnak, Hermah Rusnak, Helen Rusnak, Eleanor S. Rusnak, Joseph H. Levee, Marvin Polk, Florence Ziedman, Harriet Polk, Sam Ruby, Etta K. Ruby, Jack Ruby, Alex Keller, Faye Ruby, Jennie A. Levenfeld, Gerald Levenfeld, Marvin Levenfeld, Betty Levenfeld, Joan Levenfeld, Rose Rusnak, Harry L. Brooks, Florence Brooks, Lena Goldberg, Goldie Handman, Orville Katz, Mary Lesak, Ben Katz, Bernice Levee, Leo E. Levee, Josephine Levee, Joseph Homan, Alice Homan, Milton L. Durschlag, Betty Durschlag, and Robert Cassaretto.

(c) The original beneficiaries and transferees of beneficiaries, and heir or devisees of original beneficiaries or transferees under and by virtue of the deed of trust executed by Abe Durschlag and wife, Dora Durschlag, to The American-Traders National Bank of Birmingham, Alabama, dated November 30, 1927, and recorded in Record Book 45 N. S., Pages 116-119 of the records in the Probate Office of Baldwin County, Alabama; the persons named under subsection (b), above, are made parties as claiming some such interest. The bill of complaint further shows that any other persons who have heretofore or now own or claim an interest under and by virtue of said trust are unknown to complainants after diligent search and investigation, the complainants allege that if there are any such, it is impractical to bring them before this Court; that the title, interest or claim of any such unknown beneficiaries is a contingent one, if it exists, and is dependent upon a common question of law and fact affecting the right and title of all of the beneficiaries under said trust.

(d) The wife or widow of Alfred B. Maclay, if he were ever married and/or if he is now deceased.

(e) The wife or widow of Robert Maclay, Jr., if he were ever married and/or if he is now deceased.

(f) The wife or widow of George H. O'Neal, if he were ever married and/or if he is now deceased.

This the 22nd day of January, 1947.  
ALICE J. DUCK, Register.  
C. B. GILLMORE, Grove Hill, Alabama, Attorney.  
1-4tc

R. S. Duck

Circuit Clerk

BALDWIN COUNTY

BAY MINETTE, ALA.

RETURN RECEIPT REQUESTED

Deliver to Addressee Only

JOAN DEVENFIELD  
% J. NEWMAN  
2300 LINCOLN PARK WEST,  
CHICAGO, ILL.

Not There L 4917

REGISTERED  
TO ADDRESSEES ONLY  
RETURN RECEIPT REQUESTED

REGISTERED  
5150



RETURN TO WRITER

7642 J Essex

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA  
Baldwin County

No. 1213

CIRCUIT COURT, BALDWIN COUNTY

TERM, 194

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon

Betty Lounsfeld

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 K. SCOTT ET ALS, AND CERTAIN LANDS IN BALDWIN COUNTY, ALABAMA, Defendant

by BETIE PRICE AND EURIAM GREEN

Plaintiff

Witness my hand this 22nd day of January, 194 7  
There is attached hereto a copy of the notice of the pendency of the Bill of Complaint  
in this cause.

Alice J. Duck, Clerk



No. 1813

Page \_\_\_\_\_

**THE STATE of ALABAMA,**  
BALDWIN COUNTY

**CIRCUIT COURT**

Bette Price and

Miriam Green

Plaintiffs

vs.

Sarah K. Scott, et al

Defendants

**SUMMONS and COMPLAINT**

Filed 1-22, 1947

Alrie J. Smith Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

\_\_\_\_\_, 194\_\_\_\_

Sheriff

I have executed this summons

this \_\_\_\_\_ 194\_\_\_\_  
by leaving a copy with

Sheriff

Deputy Sheriff