

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

Now comes Edna Eria Courtney, and brings this her bill of complaint against the Respondent, A. G. McKean, and Complainant respectfully alleges and represents unto your Honor and the Court as follows:

1. That the Complainant and the Respondent are each over the age of twenty-one years and each reside in Baldwin County, Alabama.

2. The Complainant, Edna Eria Courtney, owns a two-thirds, and the Respondent, A. G. McKean, owns a one-third, undivided interest in fee simple in the following described real property in Baldwin County, Alabama, to-wit:

The Southwest Quarter of the Northeast Quarter and the Northwest Quarter, and the Southeast Quarter of the Northeast Quarter of Section 3; and the North Half of the Northeast Quarter of Section 4; all in Township 6 South, Range 2 East;

which said property is owned by the Complainant and the Respondent as tenants in common and cannot be equitably divided or partitioned in kind among the said joint owners thereof without a sale of said property and a distribution of the proceeds from such sale.

3. The Complainant has paid all State and County taxes on the said property for a number of years and the Respondent is justly indebted to her in a large sum of money for his proportion of such taxes so paid by Complainant, together with interest thereon, which Complainant hereby claims of the Respondent.

4. The Respondent has sold and conveyed the pine timber which was growing upon the said lands and the same has been cut and removed. The Respondent collected, and appropriated for his own benefit, the cash money in large sums as and for the purchase price of said pine timber, and has not accounted to the Complainant for her proportionate share of the proceeds of such sale of said pine timber, all to her great damage, for which Respondent is justly indebted to her, together with interest thereon. The Respondent has failed and refused to pay to Complainant such sums of money after

demand by the Complainant of the Respondent has been made therefor.

5. The Complainant has found it necessary to employ J. B. Blackburn, as her solicitor in the prosecution of this proceeding for an equitable division of this property among the joint owners thereof.

PRAYER FOR PROCESS.

The Complainant therefore prays that your Honor and the Court will cause the usual writ of process to issue to the said A. G. McKean, the Respondent, requiring him to plead, answer or demur hereto within the time allowed by law.

PRAYER FOR RELIEF.

The Complainant further prays that on a final hearing of this cause that your Honor will order and decree that said lands be sold for distribution of the proceeds of the sale among the joint owners thereof; that your Honor will further order a reference to be held before the Register of this Court to ascertain and determine the amount of money due the Complainant by the Respondent for taxes paid and waste committed on said lands as aforesaid, and further to ascertain and determine a reasonable solicitor's fee to be allowed Complainant's solicitor of record for prosecuting these proceedings, and that your Honor will decree that the amount or amounts of money found to be due Complainant by Respondent be made a lien on his share of the proceeds of such sale and paid to Complainant, and further that the fee allowed Complainant's solicitor of record be made a common charge on the interests of the parties to this proceeding.

Your Complainant further prays for such other and different relief as she may be equitably entitled to receive the premises considered.

J. B. Blackburn
Solicitor for Complainant.

FOOT NOTE: The Respondent is required to answer each and every paragraph of the foregoing Bill of Complaint, but not under oath, the benefit whereof is hereby expressly waived.

J. B. Blackburn
Solicitor for Complainant.

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

Now comes Edna Erla Courtney, and brings this her bill of complaint against the Respondent, A. G. McKean, and Complainant respectfully alleges and represents unto your Honor and the Court as follows:

1. That the Complainant and the Respondent are each over the age of twenty-one years and each resides in Baldwin County, Alabama.

2. The Complainant, Edna Erla Courtney, owns a two-thirds, and the Respondent, A. G. McKean, owns a one-third, undivided interest in fee simple in the following described real property in Baldwin County, Alabama, to-wit:

The Southwest Quarter of the Northeast Quarter and the Northwest Quarter, and the Southeast Quarter of the Northeast Quarter of Section 3; and the North Half of the Northeast Quarter of Section 4; all in Township 6 South, Range 2 East;

which said property is owned by the Complainant and the Respondent as tenants in common and cannot be equitably divided or partitioned in kind among the said joint owners thereof without a sale of said property and a distribution of the proceeds from such sale.

3. The Complainant has paid all State and County taxes on the said property for a number of years and the Respondent is justly indebted to her in a large sum of money for his proportion of such taxes so paid by Complainant, together with interest thereon, which Complainant hereby claims of the Respondent.

4. The Respondent has sold and conveyed the pine timber which was growing upon the said lands and the same has been cut and removed. The Respondent collected, and appropriated for his own benefit, the cash money in large sums as and for the purchase price of said pine timber, and has not accounted to the Complainant for her proportionate share of the proceeds of such sale of said pine timber, all to her great damage, for which Respondent is justly indebted to her, together with interest thereon. The Respondent has failed and refused to pay to Complainant such sums of money after

demand by the Complainant of the Respondent has been made therefor.

5. The Complainant has found it necessary to employ J. B. Blackburn, as her solicitor in the prosecution of this proceeding for an equitable division of this property among the joint owners thereof.

PRAYER FOR PROCESS.

The Complainant therefore prays that your Honor and the Court will cause the usual writ of process to issue to the said A. G. McKean, the Respondent, requiring him to plead, answer or demur hereto within the time allowed by law.

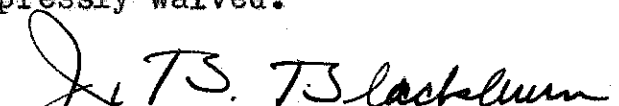
PRAYER FOR RELIEF.

The Complainant further prays that on a final hearing of this cause that your Honor will order and decree that said lands be sold for distribution of the proceeds of the sale among the joint owners thereof; that your Honor will further order a reference to be held before the Register of this Court to ascertain and determine the amount of money due the Complainant by the Respondent for taxes paid and waste committed on said lands as aforesaid, and further to ascertain and determine a reasonable solicitor's fee to be allowed Complainant's solicitor of record for prosecuting these proceedings, and that your Honor will decree that the amount or amounts of money found to be due Complainant by Respondent be made a lien on his share of the proceeds of such sale and paid to Complainant, and further that the fee allowed Complainant's solicitor of record be made a common charge on the interests of the parties to this proceeding.

Your Complainant further prays for such other and different relief as she may be equitably entitled to receive the premises considered.


Solicitor for Complainant.

FOOT NOTE: The Respondent is required to answer each and every paragraph of the foregoing Bill of Complaint, but not under oath, the benefit whereof is hereby expressly waived.


Solicitor for Complainant.

The State Of Alabama, } Circuit Court of Baldwin County, In Equity.
Baldwin County

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

A. G. McKEAN

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

ENNA ERLA COURTNEY,

against said A. G. McKEAN,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. Duck, Register of said Circuit Court, this 20th day of March, 193 9.

R. S. DUCK
clerk, - register

By *[Signature]*, Register
Deputy

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

The State Of Alabama, }
Baldwin County } Circuit Court of Baldwin County, In Equity.

To Any Sheriff of the State of Alabama—GREETING:

WE COMMAND YOU, That you summon

A. G. McKEAN

of Baldwin County, to be and appear before the Judge of the Circuit Court of Baldwin County, exercising Chancery jurisdiction, within thirty days after the service of Summons, and there to answer, plead or demur, without oath, to a Bill of Complaint lately exhibited by

ENNA ERLA COURTNEY,

against said A. G. McKEAN,

and further to do and perform what said Judge shall order and direct in that behalf. And this the said Defendant shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. Duck, Register of said Circuit Court, this 20th day of March, 193 9.

R. S. DUCK
clerk, register

Walter Thompson, Register
Deputy

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

COPY

Baldwin County

Serve On _____

**Circuit Court of Baldwin County
IN ECQUITY**

No. 531

Summons

**EDNA ERLA CORPNEY,
Complainant,**

VS.

**A. G. HEKMAN,
Respondent.**

**J. B. BLACERURN
Solicitor for Complainant**

Recorded in Vol. _____ Page _____

**THE STATE OF ALABAMA,
Baldwin County**

Received in office this _____

day of _____, 193_____

Sheriff.

Executed this _____ day of _____, 193_____

by leaving a copy of the Summons with

A. G. HeKman
Defendant

A. G.
Sheriff

By _____
Deputy Sheriff

RECORDED
Original
Baldwin County

Serve On _____

Circuit Court of Baldwin County
IN EQUITY

No. 531

Summons

EDNA ERLA COURTNEY,
Complainant,

VS

A. G. MCKEAN,
Respondent.

THE STATE OF ALABAMA,
Baldwin County

Received in office this 20th

day of March, 1939

W. R. Stewart
Sheriff.

Executed this 21st day of

March, 1939

by leaving a copy of the Summons with

A. G. McKean

Defendant

W. R. Stewart

Sheriff

By A. B. Stewart

Deputy Sheriff

J. B. BLACKBURN
Solicitor for Complainant

Recorded in Vol. _____ Page _____

[Handwritten signature]
NOTICE FOR COMPLAINT
[Handwritten signature]

The benefit thereof is hereby expressly waived.
Beneficiary of the foregoing bill of complaint, and not under oath.
BOOK NO. 1: The respondent is required to answer each and every

plaintiff's complaint.

different letter as she may be equitably entitled to receive the

your complaint further please to A. C. MCKEAN, Respondent.

common estate on the interests of the parties to this proceeding.

that the defendant's complaint is subject to record of the

of the proceeds of such sale and to complaint, and further

long to be the complaint of respondent as made a lien on the

and the defendant's honor will receive the amount of money

complaint, subject to record of proceedings hereinafter

plaintiff's complaint a reasonable amount, to be as follows

and these amounts on this date as follows, and interest on the

amount of money due the complainant by the respondent for taxes

held before the register of this court to receive and determine the

amount thereof; that your honor will further order a reference to be

made for distribution of the proceeds of the sale among the joint

tenants and that you, if not with order, and decree that said taxes be

the complainant further please that on a first meeting of

SHALL FOR REPAIR.

before within the time allowed by law.

A. C. MCKEAN, the respondent, hereby agrees to be bound, answer of court

court will cause the same to be filed with the court and the

the complainant therefore please that your honor and the

SHALL FOR REPAIR.

plaintiff.

the for an equitable division of this property among the joint owners

J. B. BLACKBURN, as per subject in the prosecution of this proceed-

2. The complainant has found it necessary to employ

costs by the complainant of the respondent has been made heretofore.

[Handwritten notes:]
Filed March 30, 1939
P. 53 Book, Register
By [Signature]
Opportunity [Signature]

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA.

EDNA
ERLA
GOVERNMENT,
Complainant,
vs.
A. C. MCKEAN,
Respondent.

(COPY)
[Handwritten notes:]
Bottle
Wiley