

TO THE HONORABLE JOHN D. LEIGH, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA. IN EQUITY SITTING:

Comes AUGUSTUS W. SIBLEY and by this his bill of Complaint against the unknown heirs of ROBERT SIBLEY, deceased, respectfully shows unto your Honor as follows:-

FIRST: That Complainant is over the age of twenty-one years and resides at Lowley, Baldwin County, Alabama; that ROBERT SIBLEY is dead having died somewhere in the state of Louisiana more than eighteen years ago, that he died intestate; that Complainant has made diligent search and inquiry to ascertain the names, ages, places of residence and Post Office addresses of his heirs, but though such diligent search and inquiry has been made their names, ages, places of residence and Post Office addresses cannot be ascertained; that Complainant is informed and believes and upon such information and belief alleges that ^{each} ~~one~~ of such heirs of the said ROBERT SIBLEY, deceased, is over the age of twenty-one years, and that they are of sound mind and reside somewhere in the State of Louisiana, but their places of residences and Post Office addresses are unknown.

SECOND: That Complainant is the owner of and is in actual peaceable possession, control and use of the following described lands, situated in the County of Baldwin, State of Alabama, to-wit:-

The East half of the Southwest quarter of Section Three, Township Four South of Range Two East.

THIRD: Complainant further shows that the said unknown heirs of Robert Sibley, deceased, are reputed to claim some right, title or interest in or encumbrance upon the above described lands or some part thereof, that there is no suit pending to enforce or attack the validity of such right, title, claim, interest or encumbrance in said lands, wherefore Complainant calls upon said un-known heirs of Robert Sibley, deceased, and each of them to set forth and specify his or heir title, claim, interest, right or encumbrance in said lands and

setforth and specify how and by what instrument or instruments the same is derived or created.

WHEREFORE, Complainant prays that your Honor will take jurisdiction of the cause made by this bill and by appropriate process require the Defendants, the unknown heirs of Robert Sibley, deceased, to plead, answer or demur to this bill of complaint within the time and under the penalties required by law and the practice of this Honorable Court.

Complainant further prays that upon the consideration of this cause, your Honor will adjudge, order and decree that the said Defendants, the unknown heirs of Robert Sibley, deceased, have no right, title, interest, claim or demand in or to and no encumbrance upon the above described lands, or any part thereof, but that as against said Defendants and each of them the title to said lands be established and quieted in the Complainant; and that Complainant may have such, other further or different relief as in equity may seem meet.

Richard T. Beebe
Solicitors for Complainant.

Defendants and each of them are required to answer each paragraph of the foregoing, bill, FIRST to THIRD, inclusive, but not under oath, oath is expressly waived.

Richard T. Beebe
Solicitors for Complainant.

STATE OF ALABAMA,)
BALDWIN COUNTY.)
BEFORE ME,

Irma Pope a Notary Public
in and for said State and County, this day personally appeared W.C. Beebe, who being by me first duly sworn, deposes and says that he is one of the Counsel for the Complainant in the cause of Augustus W. Sibley against the unknown heirs of Robert Sibley, deceased, that he has made diligent search and inquiry from the relatives of such unknown heirs, and from other proper persons and has caused others to make search and inquiry at divers places and from divers persons, relatives of the said Robert Sibley, and from other persons to ascertain the names, ages and places of residence and Post Office addresses of the heirs of said Robert Sibley, that he is informed and believed and upon such information and belief states that the said Robert Sibley is dead, having died intestate more than eighteen years ago somewhere in the State of Louisiana, that his heirs and each of them

is over the age of twenty-one years and of sound mind, but that their places of Residence and Post Office addresses are unknown and cannot be ascertained.

W. C. Beebe

Sworn to and subscribed before me this the 4 day of August, 1920.



Irma Pope
Notary Public, Baldwin Co. Ala.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

}

CIRCUIT COURT, IN EQUITY.

No. Term, 191.....

Augustus W. Sibley

Complainant.....

vs.

Heirs of Robert Sibley deced

Defendant. *S*

To *T. W. Richardson*

Register:

In the above stated cause a Decree Pro Confesso having been taking against the Defendant, and evidence having been taken, and the cause being ready for submission for final decree, and no defense having been interposed, the

Complainant, by *Richardly & Beebe*

Solicitors of record, now files with the Register of this Court this written request to deliver the papers in this cause to the Judge for final decree in vacation.

Richardly & Beebe

Solicitor for Complainant.

6 R

No. Page

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

vs.

REQUEST FOR DECREE IN
VACATION.

Filed Oct 23 1917
T. W. McMillan
Register

Recorded in Record

Vol. Page

Register

[Faint, illegible text from the reverse side of the page, including "Complaint of..." and "in the year..."]

NON RESIDENCE NOTICE.

Augustus W Sibley, Complainant.

VS

Heirs at Law of Robert Sibley, deceased.
Defendants.

No. 252.

In Circuit Court of Baldwin County, Alabama, In Equity.

In this cause it being made to appear to the Register in this Court by the affidavit of W.C. Beebe, Solicitor for Complainant that Robert Sibley is dead, having died intestate, that diligent search and inquiry has been made to ascertain the names, places of residence, post office addresses and age of his heirs, but that their names, places of residence and postoffice addresses cannot be ascertained; that he is informed and believes that they are each over the age of twenty one years of age, residing somewhere in the State of Louisiana; and that he has made them unknown parties defendant because they are necessary parties and he has been unable to ascertain their names and residence.

It appears from said bill of complaint that complainant appears to own and is in possession of the following described lands to-wit:

The East Half of the Southwest quarter of Section Three, Township Four South of Range Two East, Baldwin County, Alabama,

That each defendant claims or is reputed to claim some right, title or interest in or incumbrance upon the said lands; that no suit is pending to test the validity of such title, claim or incumbrance; that the Complainant calls upon each defendant to set forth and specify his title, claim, interest or incumbrance upon said lands, or any part thereof, and how and by what instrument the same is derived and created, and prays that his title to the said lands be quieted as against the defendants and each of them; that it be declared that complainant has a good and perfect title to all of said lands as against the defendants and each of them and it be further decreed that none of the defendants have any right, title or interest in, or hold any lien or incumbrance upon the said lands.

It is therefore, ordered that publication be made in the Fairhope Courier a newspaper published at Fairhope, in Baldwin County, Alabama, once a week for four consecutive weeks, requiring the defendants the said Heirs at Law of Robert Sibley, deceased, to answer or demur to the bill of complaint by the 13th, day of September 1920, or after thirty days therefrom a decree pro confesso may be taken against them.

Done and ordered at Bay Minette, Alabama, this 6th, day of August, 1920.

D. W. Rimmer
-----Register.

Rickarby And Beebe,
Attorney for Complainant.

The State of Alabama, }
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. Term, 192.....

Augustus W Sibley

Complainants

vs.

Heirs of Robert Sibley deced

Defendants

Motion is hereby made for a Decree Pro Confesso against

Heirs of Robert

Sibley deced

Defendant

in the annexed stated cause, on the ground that more than thirty days have elapsed since the perfection of publication was made under the order of this Court; and it having been shown by due proof to the Court that said Defendant is a non-resident of the State of Alabama, and has failed to answer, plead or demur to the Bill in this cause, to the date hereof.

This *18* day of *Oct* 192*0*

746 Code.

Reekley & Bube

Solicitor.

3 R

No.

Page

STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY.

Complainants.

Vs.

Defendants.

MOTION FOR DECREE PRO
CONFESSO ON PUBLICATION.

Filed Oct 18 192D

D. M. ...
Register.

Recorded in Record,

Vol. Page

Register.

Baldwin Times Print, Bay Minette.

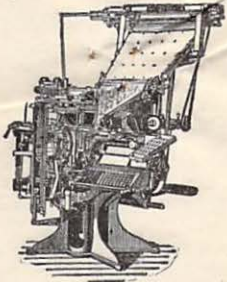
[Faint, illegible text from the reverse side of the page, including "The State of Alabama" and "Circuit Court in Equity"]

[Handwritten notes on the right side of the page, including "18" and "Oct 18"]

The Fairhope Courier

Ernest B. Gaston, Ed. & Pub.

Fairhope, Ala.



"THE LINOTYPE WAY"

10/25/1920

T.W. Richerson, Clk.
Circuit Court,
Bay Minette, Ala.

Dear Mr. Richerson:-

I am enclosing by instruction of Rickarby and Beebe, proof of publican and bill for advertisement in case of Augustus W. Sibley vs Heirs of Robt. Sibley, #252.

Yours very truly

E. B. Gaston

FAIRHOPE ALA.,

19/25

1920

J. N. Richerson Clerk

M

IN ACCOUNT WITH

E. B. GASTON

PUBLISHER OF THE FAIRHOPE COURIER
AND JOB PRINTER

20 ads. in case of
Augustus W. Seblen

vs

Harris at Law of Robt Seblen

252

436 wds 47. Aug 13. 20 + 27

Sept. 3. 1920 @ 4 1/2.

193

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT, IN EQUITY.

No. 137 Term, 1920

Robert W Sibley

Complainant.....

vs. Unknown Heirs of Robert Sibley decd

Defendant.....

In this cause it appears to the Register T W Richerson that the order of publication here-

tofore made in this cause, was published for four consecutive weeks, commencing on the 13th day of

August, 1920, in the Fairhope Courier

a newspaper published in Fairhope Alabama, that a copy of said order was posted at the Court

House door in Baldwin County, on the sixth day of

August 1920, and

And it now further appearing to the Register T W Richerson, that the said

Unknown Heirs of Robert Sibley decd

having to the date hereof failed to demur, plead to or answer the Bill of Complaint in this cause, it is now, there-

fore, on motion of Complainant....., ordered and decreed by the Register T W Richerson that the

Bill of Complaint in this cause be, and it hereby is in all things taken as confessed against the said

unknown heirs of Robert Sibley decd

This 18th day of Oct, 1920

T W Richerson

Register.

422 R

No. _____ Page _____

THE STATE OF ALABAMA,
Baldwin County.

CIRCUIT COURT, IN EQUITY

vs.

DECREE PRO CONFESSO ON
PUBLICATION.

Issued *Oct 18* 19*70*

J. M. Kiverson
Register.

Recorded in _____ Record

Vol. _____ Page _____

Register.

Faint, illegible text and markings, possibly bleed-through from the reverse side of the page.

Augustus W. Sibley

vs.

Hirs of Robert Sibley

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

This cause is submitted in behalf of Complainant upon the original Bill of Complaint,

*and
decree pro confesso*

and in behalf of Defendant upon

J. W. Reservoir

Register

4 — R

No.....

THE STATE OF ALABAMA,
BALDWIN COUNTY

IN EQUITY,
CIRCUIT COURT OF BALDWIN COUNTY.

vs.

NOTE OF TESTIMONY.

Filed in Open Court this Oct 27

day of Oct 1910

W. M. Mc...

Register

E B Gaston

THE STATE OF ALABAMA,

CIRCUIT COURT, IN EQUITY.

Baldwin County.

No.

Term, 19

Augustus W. Sibley Complainant

Complainant

vs.

Widow of Robert Sibley, dec'd Defendant

Defendant

Personally appeared before me, *E*

~~Register of said Court~~, *A Notary Public, in and for said County and State, E B Gaston* who, being duly sworn by me, deposes and says that he is the publisher of the *Fairhope*

Courier a newspaper published in

Baldwin County, Alabama, and that the Order of Publication in a cause wherein

is Complainant

and *Augustus W. Sibley* is Complainant and *Widow of Robert Sibley, dec'd* are Defendant

was published for four consecutive weeks in said newspaper, commencing on the *13th* day of

August 19 *20*, and ending on the *3rd* day of *Sept* 19 *20*

Sworn to and subscribed before me, this *25th* day of *October* 19 *20*

E B Gaston Publisher.

Publisher.

Gladys Lowell Notary Public

Register.

2nd R

No. Page

THE STATE OF ALABAMA,

..... County.

CIRCUIT COURT, IN EQUITY.

Complainant.....

vs.

Defendant.....

PUBLISHER'S CERTIFICATE OF PUBLICATION.

Issued..... 19.....

Register.

Recorded in..... Record

Vol..... Page.....

Register.

Austria W. Libbey

THE STATE OF ALABAMA,

Baldwin COUNTY.

vs.

*Unknown heirs of
Robert Libbey
Deceased,*

CIRCUIT COURT, IN EQUITY.

Fall Term, 19*20*

I, *D. W. Richmond* Register of the Circuit Court of

Baldwin County, of the State of Alabama, hereby certify that on the affidavit

of *J. C. Beale Atty for Plaintiff*

on the *6* day of *Aug* 19*20*, an order of publication was made to

*Unknown heirs of Robert Libbey
Deceased* who *non-resident*

who reside at

and was published in the

F. Airshope Courier

a newspaper published in

*F. Airshope Baldwin Co.
Alabama*

once a week, for four

consecutive weeks, commencing on the *13* day of *Aug* 19*20*, requiring

the said *Deft*

to answer or demur to the Bill of Complaint in the cause on the *13* day of *Sept*

19*20*, or in thirty days therefrom a decree Pro Confesso may be taken against

them

And that a copy of said order was forwarded by mail, on the _____ day of _____

19____ addressed to _____

at _____

and that one other copy of said order was posted at the Courthouse door of said County for four consecutive weeks,

commencing on the *6th* day of *Aug* 19*20*

D. W. Richmond

Register.

No. 25-2

THE STATE OF ALABAMA,

Baldwin County.

CIRCUIT COURT, IN EQUITY.

August Wiley

vs.

Heirs of
Robert Rebley

CERTIFICATE OF PUBLICATION.

Filed in office this 22nd day of Oct 22 1920

J. M. Reimann
Register.

FAIRHOPE ALA.,

11/29

1920

M. J. W. Chapman *Ch. Circuit Court*

Bay Minette Ala

IN ACCOUNT WITH

E. B. GASTON

**PUBLISHER OF THE FAIRHOPE COURIER
AND JOB PRINTER**

*To Adv. acct Notice
& Sale. #252, August -
Wm W. Sibley to
Harris Robert Sibley*

1935

AUGUSTUS W. SIBLEY,)	
Complainant)	
)	CIRCUIT COURT OF BALDWIN
VS)	
)	COUNTY, ALABAMA. IN EQUITY
HEIRS OF ROBERT SIBLEY, DEC'D,)	
Defendants.)	

This cause coming on to be heard was submitted for decree on the pleadings and decree pro confesso, as noted, and upon consideration thereof, the Court is of the opinion that the Complainant is entitled to relief.

It is therefore, ordered, adjudged and decreed that the defendants the unknown heirs of Robert Sibley, deceased, have no estate, right, title, interest claim or demand in or to and no encumbrance upon the following described lands, or any part thereof, to-wit:

The ~~East~~ half of the Southwest quarter of Section Three, Township Four South of Range ~~two~~ East, Baldwin County, Alabama.

It is further ordered that the Register of this Court within thirty days from the rendition of this decree file a certified Copy of this decree in the office of the Probate Judge of Baldwin County, Alabama, for record therein, and that the cost thereof be taxed in the costs of the cause.

This decree is subject to the provisions of Sections 3170 and 3171 of the Code of Alabama of 1907, and that the Complainant is hereby directed to send a certified copy hereof to each of the defendants not personally served with process, if their residences can be ascertained.

It is further ordered that the Complainant pay the costs of this cause, for which let execution issue.

Done this the 30th day of October, 1920.

John D. Leigh
 Judge