

STATE OF ALABAMA

BALDWIN COUNTY

3072

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You are hereby commanded to summon Joseph M. Druhan to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of Joseph H. Lyons.

WITNESS my hand this 26<sup>th</sup> day of October, 1956.

Alice J. Duck  
Clerk of the Circuit Court of  
Baldwin County, Alabama.

Defendant's office address is:  
Merchants National Bank Building  
Mobile, Alabama.

Defendant's residence address is:  
64 North Monterey Street  
Mobile, Alabama.

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COMPLAINT

JOSEPH H. LYONS,		
Plaintiff,		IN THE CIRCUIT COURT OF
vs.		BALDWIN COUNTY, ALABAMA
JOSEPH M. DRUHAN,		AT LAW.
Defendant.		

The Plaintiff sues to recover possession of the following tract of land:

Beginning at the Northwest corner of Lot 14 in the William Hall Survey of the Baudin Grant, according to the official map or plat thereof which is recorded in Deed Book G at page 271, Baldwin County, Alabama Records, and run thence East 1650 feet, more or less, to the West line of the Barnwell Road; run thence South along the West edge of said road a distance of 489.7 feet to a point; run thence West 1650 feet, more or less to the Southwest corner of Lot 13 in the said William Hall Survey; run thence North 489.7 feet to the point or place of beginning, the said property being otherwise described as all of Lots 13 and 14 in the said William Hall Survey, which lies West of the Barnwell Road, which said Barnwell Road is a public road, and all of which said property lies in Grant Section 31, Township 7 South, Range 2 East, Baldwin County, Alabama,

of which he was in possession, and upon which, pending such possession, and before the commencement of this suit, the Defendant entered and unlawfully withholds, together with One Thousand Dollars (\$1,000.00) for the detention thereof.

LYONS, PIPES AND COOK

BY: Sam W. Refuse

J. B. Blackburn  
Attorneys for Plaintiff.

JOSEPH H. LYONS,

Plaintiff,

vs.

JOSEPH M. DRUHAN,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

Comes now the Defendant in the above styled cause and  
for plea to the complaint filed in said cause and says:

1. Not guilty.

*Handwritten signature: Harry Grant Bell & Robert*

*Handwritten signature: Charles Stone*  
Attorneys for Defendant

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.  
NO.

DEMURRER

Comes now the Defendant and assigns the following separate and several grounds of demurrer to the plaintiff's complaint, and to each and every count thereof, separately and severally:

(1) The averments of the complaint are vague, indefinite and uncertain.

(2) The description of the land in the plaintiff's complaint is vague and ambiguous.

(3) It is impossible for the Defendant to determine from the description contained in the plaintiff's complaint, what land he is being called upon to defend.

(4) The legal description contained in the plaintiff's complaint is insufficient, in that, for aught that appears, there may be two Barnwell Roads.

CHASON &amp; STONE

By Wm. H. Hason  
Attorney for Defendant

HAND, ARENDALL & BEDSOLE

By Emmeline R. Cannon, Jr.  
Attorney for Defendant

Defendant demands a trial by jury in this cause.

CHASON & STONE

By W. H. Green  
Attorney for Defendant

HAND, ARENDALL & BEDSOLE

By Edmund R. Cannon Jr.  
Attorney for Defendant