

JAMES R. GALLOWAY AND PEARL F.
GALLOWAY,

Plaintiffs,

VS.

N. S. WHITMAN TIMBER COMPANY, INC.,
AND JOHN DOE AND RICHARD ROWE, WHOSE
REAL NAMES ARE UNKNOWN BUT WILL BE
SUPPLIED BY AMENDMENT,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

5318

ANSWER TO COMPLAINT

1: Comes now the Defendant, N. S. WHITMAN TIMBER COMPANY,
INC., and for answer to Count One of the Complaint herein says:

That it is not guilty of the matter and things therein
alleged.

2: Comes now the Defendant, N. S. WHITMAN TIMBER COMPANY,
INC., and for answer to Count Two of the Complaint herein says:

That it is not guilty of the matter and things therein
alleged.

COLEY & COLEY

FILED

OCT 22 1962

Alice J. Duck, CLERK
REGISTER

D. R. Coley, Jr.
D. R. Coley, Jr., Attorney
for the Defendant, N. S.
WHITMAN TIMBER COMPANY, INC.

COMPLAINT

JAMES R. GALLOWAY AND PEARL F.
GALLOWAY,

PLAINTIFFS

VS

N. W. WHITMAN TIMBER COMPANY, INC.,
AND JOHN DOE AND RICHARD ROWE, WHOSE
REAL NAMES ARE UNKNOWN BUT WILL BE
SUPPLIED BY AMENDMENT,

DEFENDANTS,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW

The Plaintiffs claim of the Defendants Two Thousand (\$2,000.00)
Dollars damages for a trespass by the Defendants on the following
tract of land, to-wit:

From the East Quarter corner of Section 27, Township 7
South, Range 3 East, run thence North 300 feet; run
thence West 300 feet; run thence South 300 feet; run
thence East 300 feet to the point of beginning, being
also known as Lots 1, 2 and 3 of the First Addition to
Foley's Country Club Estates, and containing 2.07 acres,

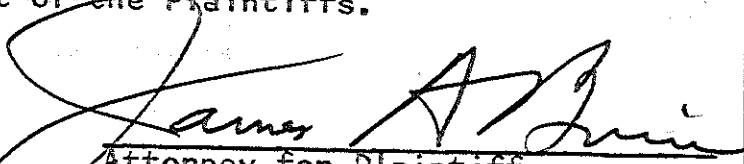
belonging to and in possession of the Plaintiffs, on to-wit: the
29th day of September 1961.

II

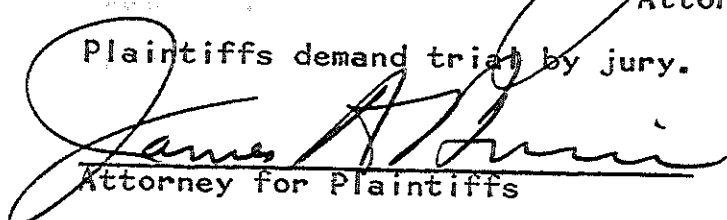
The Plaintiffs claim of the Defendants the other and further
sum of Two Thousand(\$2000.00) Dollars as damages for a trespass by
the Defendants on the following land, viz:

From the East Quarter corner of Section 27, Township 7
South, Range 3 East, run thence North 300 feet; run
thence West 300 feet; run thence South 300 feet; run
thence East 300 feet to the point of beginning, being
also known as Lots 1, 2 and 3 of the First Addition to
Foley's Country Club Estates, and containing 2.07 acres,

belonging to the Plaintiffs, and for the cutting and removing the
timber therefrom during the month of September, 1961, wilfully and
knowingly, without the consent of the Plaintiffs.


Attorney for Plaintiffs

Plaintiffs demand trial by jury.


Attorney for Plaintiffs

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No.-----

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon N.W. Whitman Timber Company, Inc., and John Doe
and Richard Rowe, whose real names are unknown but will be supplied
by amendment

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 N.W. Whitman Timber
Company, Inc., and John Doe and Richard Rowe, whose real names are un-
known but will be supplied by amendment-----, Defendant S

by James R. Galloway and Pearl F. Galloway-----

-----, Plaintiff S

Witness my hand this 4 day of Oct 1962

Exp-10-11-62

W. J. Ruck-----, Clerk

No. 5318

Page 3386

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

James R. Galloway and Pearl

F. Galloway

Plaintiffs

vs.

N. W. Whitman Timber Company,

Inc., et al

Defendants

Summons and Complaint

FILED

Filed

OCT 7 1962

19

ALICE J. DICK

CLERK

Clerk

RECEIVED

OCT 8 1962

SHERIFF'S OFFICE

James A. Brice

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

2723 Spring Hill Avenue
Mobile, Alabama

Received In Office

, 19

Sheriff.

I have executed this summons

this

Oct - 11

1962

by leaving a copy with

J. S. Keiser, as
manager of the
N.W. Whitman

Timber Co

John Doe and Richard
Rome not found

Ray S. Bridges

Sheriff.

L. B. Smith

Deputy Sheriff.

COMPLAINT

JAMES R. GALLOWAY AND PEARL F.
GALLOWAY,

PLAINTIFFS

VS

N. W. WHITMAN TIMBER COMPANY, INC.,
AND JOHN DOE AND RICHARD ROWE, WHOSE
REAL NAMES ARE UNKNOWN BUT WILL BE
SUPPLIED BY AMENDMENT,

DEFENDANTS,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,

AT LAW

NO. 5318

COMPLAINT

I

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Dollars damages for a trespass by the Defendants on the following
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thence West 300 feet; run thence South 300 feet; run
thence East 300 feet to the point of beginning, being
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Foley's Country Club Estates, and containing 2.07 acres,

belonging to and in possession of the Plaintiffs, on to-wit: the
29th day of September 1961.

II

The Plaintiffs claim of the Defendants the other and further
sum of Two Thousand(\$2000.00) Dollars as damages for a trespass by
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Foley's Country Club Estates, and containing 2.07 acres,

belonging to the Plaintiffs, and for the cutting and removing the
timber therefrom during the month of September, 1961, wilfully and
knowingly, without the consent of the Plaintiffs.

James A. Bunn
Attorney for Plaintiffs

Plaintiffs demand trial by jury.

James A. Bunn
Attorney for Plaintiffs

FILED

OCT 8 1962

MADE L. DUNK, CLERK
REGISTER

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No.-----

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA

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the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against N.W. Whitman Timber
Company, Inc., and John Doe and Richard Rowe, whose real names are un-
known but will be supplied by amendment, Defendant \$

by James R. Galloway and Pearl E. Galloway

-----, Plaintiff \$

Witness my hand this ----- day of ----- 19-----

-----, Clerk

No. Coby

Page _____

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

James R. Galloway and Pearl

F. Galloway

Plaintiffs

vs.

N. W. Whitman Timber Company,

Inc., et al

Defendants

Summons and Complaint

Filed _____

19____

FILED

OCT 24 1962

**ALICE L. DICK, CLERK
REGISTER**

Clerk

James A. Brice

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

2723 Spring Hill Avenue

Mobile, Alabama

Received In Office

_____, 19____

Sheriff,

I have executed this summons

this _____

19____

by leaving a copy with

Sheriff,

Deputy Sheriff,



NOTE-D-GRAM

© THE DRAWING BOARD • BOX 505 • DALLAS, TEXAS

JAMES A. BRICE

ATTORNEY AT LAW

BOX 298 • FOLEY, ALABAMA • WH 3-3601

MESSAGE

TO

MRS. Alice J. Duck
Circuit Clerk
Bay Minette, Ala.

DATE

3/12/63

Re. J. R. Galloway, et al
VS: N.W. Whitman Timber Co., Inc.
At Law, No. 5318

Dear Mrs. Duck:

Plaintiffs hereby take
a non-suit. Please send
cost bill.

Jim Brice

BY

INSTRUCTIONS TO SENDER:

1. KEEP YELLOW COPY. 2. SEND WHITE AND PINK COPIES WITH CARBON INTACT.

REPLY

DATE

SIGNED

INSTRUCTIONS TO RECEIVER:

1. WRITE REPLY. 2. DETACH STUB, KEEP PINK COPY, RETURN WHITE COPY TO SENDER.

LAW OFFICES OF
D. R. COLEY, JR.

405-412 FIRST FEDERAL SAVINGS BUILDING

100 ST. JOSEPH STREET

MOBILE, ALABAMA

October 19th, 1962

CHRIS C. DELANEY
DAVID R. COLEY, III
RALPH KENNAMER

Mrs. Alice Duck
Clerk, Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith Answer to the Complaint
filed herein on behalf of the Defendant, N. W. WHITMAN
TIMBER COMPANY, INC, which I will appreciate your filing
for me.

Very truly yours,

COLEY & COLEY

BY


D. R. Coley, Jr.

CJR/jeg

Encl.