

438

S U M M O N S

STATE OF ALABAMA)
COUNTY OF BALDWIN)

TO ANY SHERIFF OF THE
STATE OF ALABAMA

You are hereby commanded to summon J. W. BAIN to appear within thirty (30) 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 COLEMAN MARINE & HARDWARE LTD., a copartnership composed of JAMES P. COLEMAN and JOHN RAY NELSON.

WITNESS my hand this 14 day of Jan, 1963.

Deirdre J. Nease
CIRCUIT CLERK

COLEMAN MARINE AND HARDWARE LTD.,
A Copartnership composed of JAMES
P. COLEMAN and JOHN RAY NELSON,

Plaintiff,

VS.

J. W. BAIN,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Plaintiff claims of the Defendant SEVEN HUNDRED EIGHTY SIX and 68/100 (\$786.68) DOLLARS, due by promissory note, made by Defendant on August 24, 1962 and payable November 24, 1962.

Plaintiff further avers that in and by the terms of said note, the Defendant agreed to pay interest at the rate of eight (8%) per cent per annum from August 24, 1962, and Plaintiff claims of the Defendant such interest.

Plaintiff further avers that in and by the terms of said note, the Defendant waives notice of presentment and all right of exemption under the Constitution and Laws of Alabama, or any other State, as to personal property, as to which waiver the Plaintiff now claims the benefit.

Plaintiff further avers that in and by the terms of said note, the Defendant agreed to pay all costs of collection or securing or attempting to collect or secure said note, including a reasonable attorney's fee, and the Plaintiff further claims of the Defendant the further and additional sum of One Hundred Ninety Seven and NO/100 (\$197.00) Dollars as such reasonable attorney's fee.

RICHARD C. LACEY & JOHN V. DUCK, ATTORNEYS

Defendant resides at
Robertsdale, Alabama.

BY: Richard C. Lacey
ATTORNEYS FOR PLAINTIFF

Mo. 5430

Coleman Marine Hardware
LTD

Received 14 day of Jan. 1963
and on 5 day of Feb. 1963
I served a copy of the within D. & C.
on J. W. Bain

By service on _____

TAYLOR WILKINS, Sheriff

By [Signature]

Sheriff claims 7.20 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY _____
DEPUTY SHERIFF

vs
J. W. Bain

FILED

JAN 14 1963

MADE J. WICK, CLERK
REGISTER

March 4, 1962

Re: Coleman Morris & Hardware P.L.

vs. J. W. Bain

Case No. 5430

Dear Judge Hall:

Please enter a judgment by default
in subject case as follows:

Date ~~plum~~ \$786.68

Interest

~~15.94~~

31.44

attorney Fee

197.00

\$1025.14

Thank you -

Reibart C. Lacy
attorney for Plaintiff

att. Promising Note - J.W. Bain

JOHN V. DUCK
RICHARD C. LACEY
ATTORNEYS AT LAW
FAIRHOPE, ALABAMA
January 9, 1963

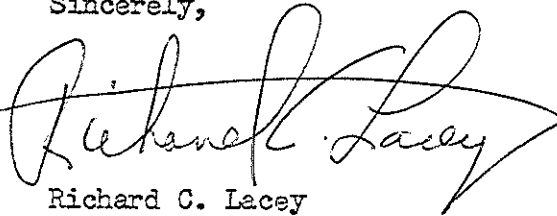
Mrs. Alice J. Duck,
Circuit Clerk
Court House
Bay, Minette, Alabama

Re: Coleman Marine & Hardware Ltd.
Vs: J. W. Bain

Dear Mrs. Duck:

Please file the subject Bill of Complaint which I enclose and ask Sheriff Wilkins have the Defendant served at his earliest opportunity.

Sincerely,



Richard C. Lacey

RCL/jl

Encl: a/s

**SENDER:**

Write (or type) message, pull out yellow sheet, mail the other two.

RECIPIENT:

Write your reply at bottom, mail back white sheet and keep the pink.

REGISTERED BY U.S. PATENT OFFICE
AS MAIL MATTER, MAIL PERMIT NO. 100
NEW ENGLAND, U.S.A.T
OMrs. Alice J. Duck
Clerk of Circuit Court
Baldwin County Court House
Bay Minette, AlabamaF
R
O
MJOHN V. DUCK & RICHARD C. LACEY
Attorneys At Law
319 Magnolia Avenue
FAIRHOPE, ALABAMA**SUBJECT:**

Case #5430 - Coleman Marine vs. Bain

DATE:

7/8/63

Message - Reply**FOLD**

THIS IS NCR (NO CARBON REQUIRED) PAPER.

{ JUST TYPE (OR WRITE) ON ORIGINAL. YOUR IMPRESSION
WILL AUTOMATICALLY APPEAR ON COPIES BENEATH.

Form R7 - New England Business Service, Inc., Townsend, Mass.

M
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G
E

Dear Miss Alice:

Enclosed is Coleman Marine & Hardware, Ltd. check in the amount
of \$23.70 payable to you for Court Costs in subject judgment. Mr.
Coleman has just received his check in settlement of this suit.

Sincerely,

Richard C. Lacey

SIGNED:**DATE OF REPLY:****REPLY TO:****SIGNED:****SENDER: DETACH AND FILE FOR FOLLOW-UP**