

HOME CREDIT COMPANY,  
a Corporation,

Plaintiff,

VS.

JOHN R. CHILDRESS and  
JESSIE K. CHILDRESS,

Defendants.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

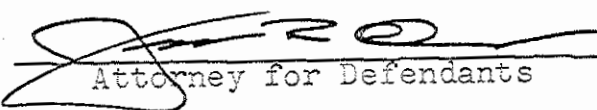
NO. 4939

PLEA IN ABATEMENT

Now come the Defendants in the above styled cause, by their attorney, and show unto the Court and your Honor as follows:

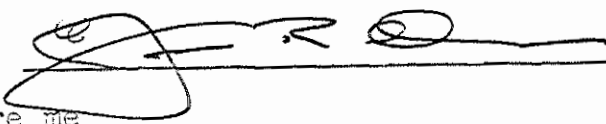
1. There is now pending in the Circuit Court of Baldwin County, Alabama, in Equity, Case No. 5349, a case in which the Defendants, together with James W. Childress, are Complainants and the Plaintiff, together with West Florida Enterprises, are Respondents, which said cause, will, when decided, completely and finally dispose of the issues in this case.

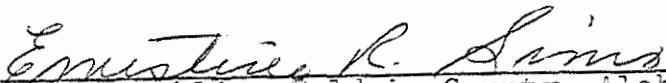
WHEREFORE, Defendants move the Court to abate this suit.

  
Attorney for Defendants

STATE OF ALABAMA )  
\*  
BALDWIN COUNTY )

Before me, the undersigned authority, personally appeared James R. Owen, who first being duly and legally sworn deposes and says: That he is the attorney for the Defendants in the above styled cause; that he has read over the foregoing plea in abatement and that the facts stated therein are true.

  
Sworn to and subscribed before me  
on this the 16<sup>th</sup> day of January, 1962.

  
Notary Public, Baldwin County, Alabama

FILED

JAN 16 1962

ALICE J. DUCK,

CLERK  
REGISTER

FILED

JAN 16 1962

ALICE J. DUCK,

CLERK  
REGISTER

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STATE OF ALABAMA

IN THE CIRCUIT COURT OF - LAW SIDE

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John R. Childress and Jessie K. Childress 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 same, then and there to answer the complaint of Home Credit Company, a corporation.

Witness my hand this 4 day of November, 1961.

*Alfred J. Duck*  
Clerk

HOME CREDIT COMPANY, A  
Corporation,

Plaintiff,

vs.

JOHN R. CHILDRESS and  
JESSIE K. CHILDRESS,

Defendant.

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT ONE

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

The East Half of the Northwest Quarter of the Southeast Quarter; the West Half of the Northeast Quarter of the Southeast Quarter and the Southeast Quarter of the Northeast Quarter of the Southeast Quarter of Section 21, Township 7 South, Range 2 East in Baldwin County, Alabama,

of which it was in possession, and upon which, pending such possession, and before the commencement of this suit, the Defendant entered and unlawfully withholds, together with \$500.00 for the detention thereof.

CHASON & STONE

By: *Malone Stone*

Attorneys for Plaintiff

FILED

NOV 9 1961

AUDIE J. DUCK, CLERK  
REGISTER

2411-16-61 *audie J. Duck*

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4939

HOME CREDIT COMPANY, A  
Corporation,

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vs.

JOHN R. CHILDRESS and  
JESSIE K. CHILDRESS,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

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SUMMONS AND COMPLAINT

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FILED

NOV 9 1961

MADE L. DICK, CLERK  
REGISTER

CHASON & STONE

ATTORNEYS AT LAW

BAY MINETTE, ALABAMA

Sheriff claims 2.00 miles at  
Ten Cents per mile Total \$ 2.00  
BY TAYLOR WILKINS, Sheriff  
DEPUTY SHERIFF

Received 9 day of Nov. 1961.  
and on 17 day of Nov. 1961.  
served a copy of the within At 2:15  
or John R. Childress  
Jessie K. Childress  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
BY Carlele Childress

Chason & Stone