

FIRST NATIONAL BANK OF BAY  
MINETTE, a National Banking  
Association,

Plaintiff,

vs.

HERBERT WILLIAMS,

Defendant.

I  
I  
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I

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

5801

The Plaintiff claims of the Defendant, the sum of ONE HUNDRED NINETEEN AND 20/100 DOLLARS (\$119.20), the balance due by promissory note made by him on July 30, 1962, and payable on August 30, 1962, with interest thereon from August 30, 1962, at the rate of eight percent (8%) per annum.

Plaintiff further alleges that in and by the terms of said note, the Defendant waived all rights of homestead under the Laws of the State of Alabama, and Plaintiff claims the benefit of said waiver.

Plaintiff further alleges that in and by the terms of said note the Defendant agreed to pay all costs of collection, including a reasonable attorney's fee, and Plaintiff claims the further and additional sum of Twenty-five and no/100 Dollars (\$25.00) as a reasonable attorney's fee in the premises.

FILED

NOV 4 1963

ALICE J. DUCK, CLERK  
REGISTER

MASHBURN AND OWENS

By:

*Harold Owens, Jr.*  
Attorneys for Plaintiff.

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 HERBERT WILLIAMS,

FAIRHOPE, ALABAMA

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 \_\_\_\_\_

Herbert Williams \_\_\_\_\_, Defendant.

by First National Bank of Bay Minette, a National Banking  
Association, \_\_\_\_\_, Plaintiff.

Witness my hand this 1st day of November 1963

Alice J. Duck, Clerk

EX-11-5-63

**STATE of ALABAMA**

**Baldwin County**

**CIRCUIT COURT**

FIRST NATIONAL BANK OF  
BAY MINETTE, a National  
Banking Association

Plaintiffs

vs.

HERBERT WILLIAMS,

Defendants

**Summons and Complaint**

Filed Nov 4 1963

Alice Duck Clerk

Mashburn & Weaver  
Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Fairhope

Received In Office

Oct Nov 4, 1963

Sheriff.

I have executed this summons

this 5<sup>th</sup> day of Nov 1963

by leaving a copy with

Herbert Williams

Sheriff claims 70 miles at

Fee 7.00

TAYLOR WILKINS, Sheriff

BY Fred Seibert  
DEPUTY SHERIFF

Taylor Wilkins

Sheriff.

Fred Seibert

Deputy Sheriff.

Fairhope, Ala