

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 5520

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon James Mosley

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

James Mosley, Defendant

by Smith-Kelly Supply Company, Inc., a corp

Plaintiff

Witness my hand this 22 day of March 1963

Oliver Luck, Clerk

No. \_\_\_\_\_ Page \_\_\_\_\_

**THE STATE OF ALABAMA**  
BALDWIN COUNTY

**CIRCUIT COURT**

vs. \_\_\_\_\_  
Plaintiffs

Defendants

**SUMMONS and COMPLAINT**

Filed \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_, Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED IN OFFICE

\_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_, Sheriff

I have executed this summons

this \_\_\_\_\_, 19\_\_\_\_\_

by leaving a copy with

\_\_\_\_\_, Sheriff

\_\_\_\_\_, Deputy Sheriff

SMITH-KELLY SUPPLY COMPANY,	:	IN THE CIRCUIT COURT OF
INC., a corporation,	:	
	:	BALDWIN COUNTY, ALABAMA
Plaintiff,	:	
	:	AT LAW
-vs-	:	
JAMES MOSLEY,	:	CASE NO. _____
	:	
Defendant.	:	

COUNT ONE

The Plaintiff claims of the defendant Three Hundred Nine and 41/100 (\$309.41) Dollars, due from him by account from to-wit the 31st day of July, 1962 to to-wit the 25th day of September, 1962, which sum of money with interest thereon is still unpaid. The plaintiff claims a lien, separately and severally, on all that real property located in Baldwin County, Alabama, described as follows, to-wit:

Lot No. 202 of Fairwood No. 3, Fairhope, Baldwin County, Alabama, according to a map thereof recorded in Map Book 3 page 132, Baldwin County Probate Court records.

ALSO: That certain parcel of land described as follows, to-wit: Beginning at the Southwest corner of Lot No. 203, Fairwood Subdivision, No. 3 run in a northwesterly direction along the margin (east), of Fairwood Blvd. a distance of 15 feet to a point; thence run in a northeasterly direction a distance of 150 feet, more or less, to the southeast corner of said Lot 203, said Subdivision No. 3; thence run in a southwesterly direction, along the south line of said Lot No. 203, 158.6 feet, to the point of beginning. Being a triangular strip of land 15 feet wide on Fairwood Boulevard and running to no feet wide at the southeast corner of said Lot No. 203, all being according to Map of Fairwood No. 3 Map Book 3 page 132 of the Probate Records of Baldwin County, Alabama.

Subject to restrictive covenants contained in instrument recorded in Miscellaneous Book 9 page 106-7 in said Probate records and to utility easement along the northeast line of the above property as shown on the recorded plat of Fairwood Subdivision Unit No. 3.

The plaintiff claims a lien, separately and severally as to the above described property and the buildings and improvements thereon for the amount of the indebtedness owed to it for the goods

and materials furnished which were used in the construction of improvements located on said property.

COUNT TWO

The plaintiff claims of the defendant Three Hundred Nine and 31/100 (\$309.41) Dollars, for merchandise, goods and chattels sold by the plaintiff to the defendant from to-wit the 31st, day of July, 1962 to to-wit the 25th day of September, 1962, which sum of money with interest thereon is still unpaid.

LYONS, PIPES AND COOK

Attorneys for the Plaintiff

By: 

Gordon B. Kahn

Defendant may be served at:

P. O. Box 927  
Fairhope, Alabama

FILED  
MAR 22 1962  
ALICE L. DICK, CLERK  
REGISTER

LYONS, PIPES & COOK

ATTORNEYS AT LAW

517 FIRST NATIONAL BANK BUILDING

MOBILE 8, ALABAMA

JOSEPH H. LYONS (1900-1957)

SAM W. PIPES, III

WALTER M. COOK

FRANK T. POPE, JR.

GORDON B. KAHN

IRWIN W. COLEMAN, JR.

G. SAGE LYONS

March 21, 1963

Mrs. Alice J. Duck  
Clerk, Circuit Court  
of Baldwin County, Alabama  
Bay Minette, Alabama

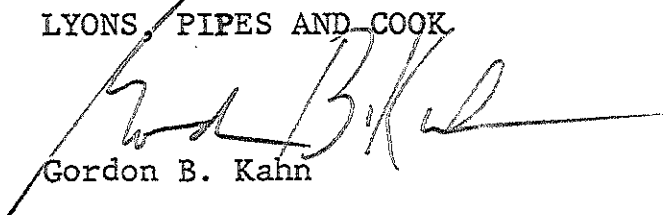
Re: Smith-Kelly Supply Company, Inc. vs. James  
Moseley

Dear Mrs. Duck:

We enclose herewith a complaint which we request  
be filed in the Circuit Court of Baldwin County,  
Alabama. We have also claimed a lien and have  
forwarded it this day to the Judge of Probate to be  
recorded.

Very truly yours,

LYONS, PIPES AND COOK



Gordon B. Kahn

GBK:mb

SMITH-KELLY SUPPLY COMPANY,	:	IN THE CIRCUIT COURT OF
INC., a corporation,	:	
	:	BALDWIN COUNTY, ALABAMA
Plaintiff,	:	
-vs-	:	AT LAW
	:	
JAMES MOSLEY,	:	CASE NO. <u>552-0</u>
	:	
Defendant.	:	

COUNT ONE

The Plaintiff claims of the defendant Three Hundred Nine and 41/100 (\$309.41) Dollars, due from him by account from to-wit the 31st day of July, 1962 to to-wit the 25th day of September, 1962, which sum of money with interest thereon is still unpaid. The plaintiff claims a lien, separately and severally, on all that real property located in Baldwin County, Alabama, described as follows, to-wit:

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Subject to restrictive covenants contained in instrument recorded in Miscellaneous Book 9 page 106-7 in said Probate records and to utility easement along the northeast line of the above property as shown on the recorded plat of Fairwood Subdivision Unit No. 3.

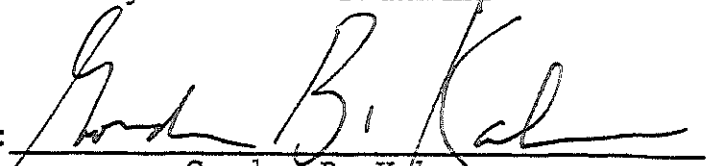
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COUNT TWO

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LYONS, PIPES AND COOK  
Attorneys for the Plaintiff

By:   
Gordon B. Kahn

Defendant may be served at:

P. O. Box 927  
Fairhope, Alabama

*Not Found*

FILED  
MAR 22 1968  
ALICE J. DUCK, CLERK  
REGISTERS

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,  
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. 5520

TERM, 19

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Plaintiff

Witness my hand this 22 day of March 19 63

*Benie J. Luck*, Clerk



No. 5520

Page

THE STATE OF ALABAMA  
BALDWIN COUNTY

CIRCUIT COURT

SMITH-KELLY SUPPLY COMPANY,  
Inc., a corp

vs.

Plaintiffs

JAMES MOSLEY

*Moved from T. L. H. R.*  
*W. J. Woodbury, Baldwin* Defendants

SUMMONS and COMPLAINT

Filed 3-22-63, 19

Alice J. Duck, Clerk

Lyons, Pipes, & Cook

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

*Fairhope*  
RECEIVED IN OFFICE

*March 22*, 19 *63*

, Sheriff

I have executed this summons

this, 19

by leaving a copy with

Returned *12* day of *April*  
Not found in my county after diligent search and in-  
quiry.  
By *Taylor Wilkins* Sheriff  
*Deibert* Deputy Sheriff

Sheriff

Deputy Sheriff