

STATE OF ALABAMA,)
COUNTY OF BALDWIN.)

CIRCUIT COURT, BALDWIN COUNTY.
NO. 5583
Term, 1963.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby Commanded to Summon B. W. SHOOK 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 B. W. SHOOK, Defendant, by OLIVE M McDARGH, also known as OLIVE M. WARD, Plaintiff.

Witness my hand this 27 day of May, 1963.

Alvin J. Huck Clerk.

OLIVE M. McDARGH, also known
as OLIVE M. WARD,

Plaintiff,

-VS-

B. W. SHOOK,

Defendant.

Ø
Ø
Ø
Ø
Ø

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


C O M P L A I N T

Count I.

The Plaintiff claims of the Defendant the sum of NINETEEN HUNDRED SEVENTY-SIX AND 94/100 (\$1976.94) DOLLARS due by promissory note made by him on the 2nd day of April, 1956, and payable at the rate of FIFTY AND NO/100 (\$50.00) DOLLARS per month, on the 15th day of each month, with the first monthly payment due June 15th, 1958, with interest at SIX PER CENT (6%) per annum until maturity. And the Plaintiff avers that in and by the terms of said note, the Defendant agreed that all past due unpaid principal and interest shall bear interest at the rate of TEN PER CENT (10%) per annum, from maturity until paid, and which rate of interest is the legal rate of interest in the State of Texas where said note was made on past due payments in such cases, and which the Plaintiff further claims in the sum of TWO HUNDRED FORTY AND 75/100 (\$240.75) DOLLARS.

Continued, Complaint--
McDARGH (Ward) vs. Shook:

The Plaintiff further avers that in said note, and as part of the consideration thereof, the defendant has agreed to pay an additional TEN PER CENT (10%) thereon, if this note is not paid when due and is placed in the hands of an attorney for collection, and which the Plaintiff further claims in the sum of TWO HUNDRED FORTY and 75/100 (\$240.75) DOLLARS.



E. G. RICKARBY,
Attorney for Plaintiff.

Ex-5-30-63

FILED

MAY 27 1963

ALICE J. DUCK, CLERK
REGISTER

5583
M. 5347

Drive M. McDargh.

vs.

B. W. Shook
26 Laurel St

d 27 day of May 1963
30 day of May 1963
I a copy of the within Doc
B. W. Shook

vice on

TAYLOR WILKINS, Sheriff
By Fred Shook D. S.
F. Shook

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
BY Robert
DEPUTY SHERIFF

FILED

MAY 27 1963

ALICE L. DUNK, CLERK
REGISTER

\$ 3,500.00

San Antonio, Texas,

April 2, 1956

For value received, I, We, or either of us, promise to pay to
the order of (Olive M. McDargh) *Olive M. Ward* *Q.M.W.*

the sum of Three Thousand Five Hundred Dollars (\$3,500.00)

payable as follows: Fifty Dollars (\$50.00) per month, payable on the

fifteenth (15th) day of each month, with the first monthly payment due on

B.W.S. June 15th 1958

Q.M.W. February 15th 1958 and with interest at 6% from date until maturity. Interest
is to accrue on unpaid balance and be paid upon completion of payment of
principal and at the rate of fifty dollars (\$50) per month until interest is paid.

The unpaid principal of this note shall bear interest from date
until maturity, at the rate of six (6%) *April 2, 1956* per cent
per annum, payable as aforesaid. All past due unpaid principal and
interest shall bear interest at the rate of ten per cent per annum
from date of maturity until paid.

If any portion of the principal or interest of this note is not
paid when due, then, and at any time thereafter, the owner or holder
of this note shall have the right to declare the unmatured principal
and the accrued interest of this note due and payable.

If this note is not paid when due, or when declared due, and if,
subsequent thereto, it is placed in the hands of an attorney for col-
lection, or a collection is undertaken by suit or foreclosure, or
through the Bankruptcy or Probate Courts, then ten per cent addition-
al on the principal and interest then owing hereon, shall be added
as collection fees.

Presentment for payment, notice of dishonor and protest are here-
by waived. The principal and interest of this note is payable in
San Antonio, Texas.

B. W. Shook
B. W. Shook

May 15 1958

WITNESS:

S. R. Ward

LAW OFFICES
E. G. RICKARBY
392 FAIRHOPE AVENUE
FAIRHOPE, ALABAMA

May 22, 1963

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

Dear Mrs. Duck:

Inre: McDargh (Ward) vs. Shook
Our File: 63-103

Enclosed find Summons and Complaint in the case of
OLIVE M. McDARGH, also known as OLIVE M. WARD versus
B. W. SHOOK, on promissory note, together with my
check for costs in the sum of \$25.00.

Please process same, hand the enclosed letter to
the sheriff, and oblige.

Yours very truly,



ts
encl.
cc: Mr. William H. Haight