

STATE OF ALABAMA  
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon J. M. Waters, Jr. 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 the same, then and there to answer the complaint of J. M. Ponder d/b/a Ponder Company.

Witness my hand this the 18<sup>th</sup> day of December, 1963.

Alice D. Duck  
Clerk

WITHOUT RECOURSE PAY TO THE ORDER OF

(Payee)

(Seal)

By

(Authorized Signature)

(Title)

WITHOUT RECOURSE PAY TO THE ORDER OF

(Seal)

By

(Authorized Signature)

(Title)

PAY TO THE ORDER OF

*Bank of Fairhope*

With full recourse against the undersigned, hereby waiving presentment, demand, notice of dishonor and protest, and consenting to any and all extensions and renewals hereof, without notice to the undersigned.

*Ponder Co.* (Seal)

By

(Authorized Signature)

(Title)

Date

*Nov 5 1963*

For value received pay to the order of

*Ponder Company*

hereby we hereby sell, assign and transfer all our title and interest to the within instrument and all property therein described, all without recourse on us or on our immediately prior endorser and without any warranty whatsoever by us.

THE BANK OF FAIRHOPE OF FAIRHOPE

*William L. Olson*  
Title *and Vice President*

0678

## NOTE

No. FAIRHOPE (City) ALA (State) 11-7-61 (Date) \$ 792.75

FOR VALUE RECEIVED, the undersigned promises to pay to the order of

BANK OF FAIRHOPE at THE BANK OF FAIRHOPE, FAIRHOPE, ALABAMA

the sum of SEVEN HUNDRED NINETY-TWO 75/100 Dollars  
payable in 36 equal installments of \$ 22.02 each (except that the final installment may be more or less, being the amount neces-

sary to complete the total sum due hereon), the first installment to be paid on the 30 day of DECEMBER, 1961, and subsequent installments on the same day of each successive month thereafter until paid in full.

The non-payment of any installment of this note at the time and place specified herein shall render the entire unpaid balance of this note due and payable without any notice whatsoever, which unpaid balance shall bear interest at the highest lawful rate from due date thereof.

To secure the payment of this note, the undersigned authorizes irrevocably any attorney of any court of record to appear for the undersigned in such court in term time or vacation, at any time after this note is due, either through lapse of time or acceleration, as herein provided, and confess a judgment without process, in favor of the holder hereof, for such amount as may be due on this note, together with costs and attorney's fees of 10% on the balance due, and to waive and release all errors which may intervene in any such proceedings, and consent to immediate execution upon such judgment. The undersigned hereby ratifies and confirms all that said attorney may do by virtue hereof.

Each maker and endorser hereby waives presentment, demand, notice of dishonor and protest, and consents to any and all extensions and renewals hereof without notice thereof.

Address

2014

Signature of Maker

(SEAL)

Address

(SEAL)

J. M. PONDER d/b/a  
PONDER COMPANY,

Plaintiff,

Vs.

J. M. WATERS, JR.,

Defendant.

X  
X  
X  
X  
X  
X

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

5876

1.

Plaintiff claims of the Defendant Six hundred ten and 61/100 (\$610.61) Dollars, due by promissory note made by him on the 7th day of November, 1961, and payable in thirty-six (36) equal monthly installments of \$22.02 each, beginning on the 30th day of December, 1961, and subsequent installments on the same date of each successive month thereafter until paid in full, with interest thereon. Plaintiff alleges that the Defendant is now in default of these installments.

Plaintiff alleges that the Defendant in said note, and as part of the consideration thereof, did, as to this debt, waive his rights of exemption as to personal property granted under the constitution and laws of the State of Alabama, and agreed to pay a reasonable fee for the Attorney for the collection thereof, which the Plaintiff claims in the sum of \$61.06, together with the interest on both accounts.

WILTERS & BRANTLEY

FILED

DEC 13 1963

ALICE L. DUCK, CLERK  
REGISTER

BY:

*Walter Wilters*  
Attorney for the Plaintiff

EX-1-10-64

5876

Received 19 day of Dec. 1963  
and on 10<sup>th</sup> day of Jan 1964

I served a copy of the within S & C  
on J. M. Waters, Jr.

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By Seibert D.  
Lofley

Sheriff claims 40 miles at  
Rate of 10 cents per mile Total \$ 4.00  
TAYLOR WILKINS, Sheriff  
BY Fred Seibert  
Deputy Sheriff

FILED

DEC 18 1963

AUGIE J. DUCK, CLERK  
REGISTER

J. M. Ponder, d/b/a  
Ponder Co.  
vs.  
J. M. Waters, Jr.  
Lofley

MILDRED MEREDITH,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
vs.	)	AT LAW
JACK D. HUBBARD	)	
and	)	
CLYDE D. HUBBARD,	)	
Jointly and Individually	)	
Defendants,	)	CASE NO. <u>5879</u>

COUNT ONE

Plaintiff claims of the Defendants the sum of Fifty Thousand and No/100 Dollars, (\$50,000.00) for that heretofore and on, to-wit: December 20, 1962, the Defendant, Jack D. Hubbard, was the servant, agent or employee of the Defendant Clyde D. Hubbard, and that while acting within the line and scope of his employment as such servant, agent or employee, the said Jack D. Hubbard so negligently operated an automobile on Alabama Highway 59 at or near its intersection with Baldwin County Highway 34, both of which said highways were then and there public roads within the State of Alabama, County of Baldwin, as to cause or allow said vehicle to collide with a vehicle wherein the Plaintiff was then and there a passenger and that as a direct and proximate result of the negligence of the Defendants, as aforesaid, the Plaintiff was painfully and permanently injured in this: that she thereby suffered a severe contusion of her head, scalp, and forehead and that her left knee and leg were painfully cut and otherwise injured and that she suffered a severe contusion of her left arm and that she was otherwise painfully and permanently injured about her head and body and her arms and legs and that she was caused to undergo extensive medical treatment for her said injuries, all as a direct and proximate result of the negligence of the Defendants, as aforesaid.

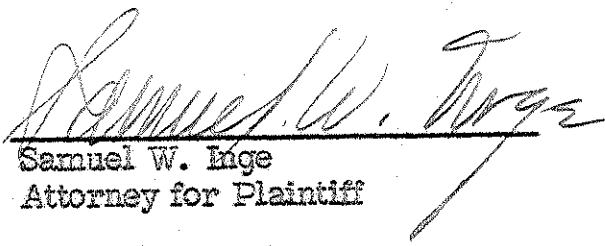
HENCE, this suit.

COUNT TWO

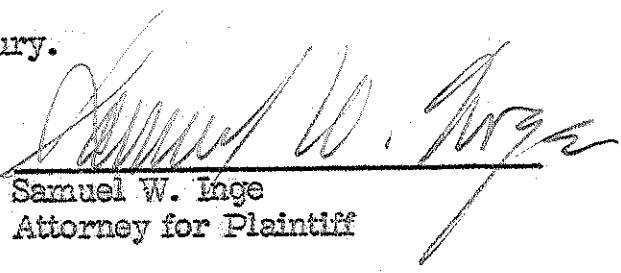
Plaintiff claims of the Defendants the sum of Fifty Thousand and No/100

Dollars (\$50,000.00) for that heretofore and on, to-wit: December 20, 1962, the Defendant Jack D. Hubbard was the servant, agent or employee of the Defendant Clyde D. Hubbard, and that while acting within the line and scope of his employment as such servant, agent or employee, the Defendant Jack D. Hubbard so wantonly operated an automobile on Alabama Highway 59 at or near its intersection with Baldwin County Highway 34, both of which said highways were then and there public roads within the State of Alabama, County of Baldwin, as to wantonly cause or allow his vehicle to collide with a vehicle wherein the Plaintiff was then and there a passenger and that as a direct and proximate result of the wantonness of the Defendants, as aforesaid, the Plaintiff was wantonly injured in this: that she thereby suffered a severe contusion of her head and forehead and that her left knee and leg were painfully cut and otherwise injured and that she suffered a severe contusion of her left arm and that she was otherwise painfully and permanently injured about her head and body and her arms and legs and that she was caused thereby to suffer great physical and mental pain and anguish and that she was caused to undergo extensive medical treatment for her said injuries, all as a direct and proximate result of the wantonness of the Defendants, as aforesaid.

HENCE, this suit.

  
Samuel W. Inge  
Attorney for Plaintiff

Plaintiff respectfully demands trial by Jury.

  
Samuel W. Inge  
Attorney for Plaintiff

Defendants may be served:  
Box 225  
Robertsdale, Alabama

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. 5879

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon

Jack D. Hubbard and Clyde D. Hubbard

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

Jack D. Hubbard and Clyde D. Hubbard

Defendant

by Mildred Meredith

Plaintiff

Witness my hand this 23rd day of December 1963

Clerk

*Alice J. Duck*



MILDRED MEREDITH,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
vs.	)	AT LAW
JACK D. HUBBARD	)	
and	)	
CLYDE D. HUBBARD,	)	
Jointly and Individually	)	
Defendants,	)	CASE NO. <u>5879</u>

COUNT ONE

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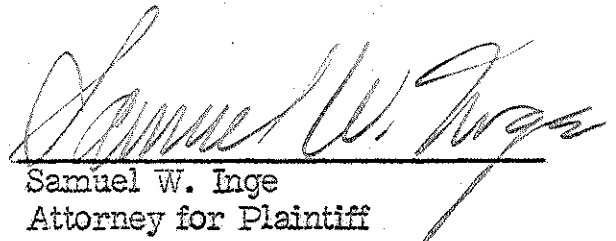
HENCE, this suit.

COUNT TWO

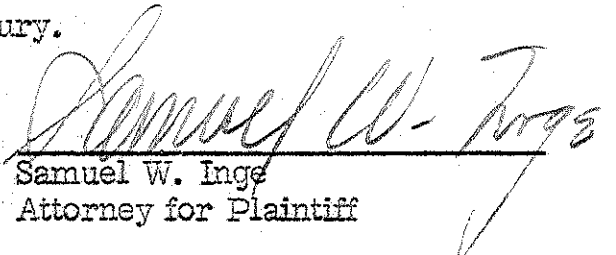
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HENCE, this suit.

  
Samuel W. Inge  
Attorney for Plaintiff

Plaintiff respectfully demands trial by Jury.

  
Samuel W. Inge  
Attorney for Plaintiff

Defendants may be served:  
Box 225  
Robertsdale, Alabama

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. 5879

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon Jack D. Hubbard and Clyde D. Hubbard

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

Jack D. Hubbard and Clyde D. Hubbard, Defendant

by Mildred Meredith, Plaintiff

Witness my hand this 23rd day of December 19 63

Alice J. Luck, Clerk

No. 5879

Page

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

MILDRED MEREDITH

Plaintiffs

vs.

JACK D. HUBBARD & CLYDE D. HUBBARD

*Robertson*

Defendants

Summons and Complaint

Filed Dec. 23, 1963

Alice J. Duck

Clerk

Samuel W. Inge

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

Dec. 23, 1963

Sheriff.

I have executed this summons

this 19

by leaving a copy with

3 day of Jan 1964  
found in my county after diligent search and in  
by  
Sheriff  
Deputy Sheriff

Sheriff.

Deputy Sheriff.

MILDRED MEREDITH,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
vs.	)	AT LAW
JACK D. HUBBARD	)	
and	)	
CLYDE D. HUBBARD,	)	
Jointly and Individually	)	
Defendants,	)	CASE NO. <u>5879</u>

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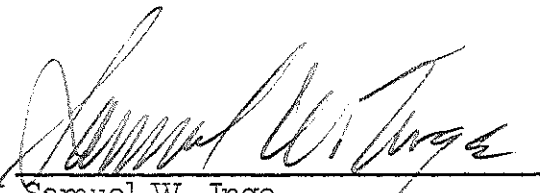
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COUNT TWO

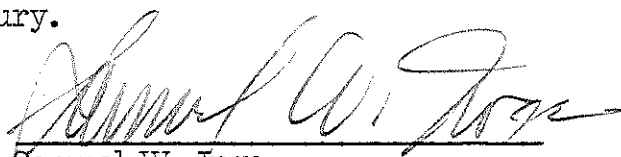
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HENCE, this suit.

  
Samuel W. Inge  
Attorney for Plaintiff

Plaintiff respectfully demands trial by Jury.

  
Samuel W. Inge  
Attorney for Plaintiff

Defendants may be served:  
Box 225  
Robertsdale, Alabama

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No. 5880

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon Jack D. Hubbard and Clyde D. Hubbard

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 -----

Jack D. Hubbard and Clyde D. Hubbard -----, Defendant-----

by Willard S. Meredith-----

-----, Plaintiff-----

Witness my hand this 23rd day of December 1963

Alvie J. Duck -----, Clerk

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. .... 5879

----- TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA

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the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against -----

Jack D. Hubbard and Clyde D. Hubbard

-----, Defendant-----

by Mildred Meredith

-----, Plaintiff-----

Witness my hand this 23rd day of December 19 63

Alice J. Luck, Clerk