

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

March 8, 1963

5513

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

Dear Mrs. Duck:

Re: Elias vs. Forrest
Our File: 63-53

Thanks for holding up the matter of Elias versus
Forrest. The negotiations toward settlement in
this matter failed so please proceed with process-
ing claim.

Yours very truly,



EGR/wrt
cc: Mr. Charles P. Forrest

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

March 5, 1963

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

Dear Mrs. Duck:

Re: Nadine M. Elias
Vs: Charles P. Forrest & Helene Forrest
Our File: 63-53

Enclosed find summons and complaint and deposit
for costs in the sum of \$25.00. Please process
and oblige.

Yours very truly,



egr/wrt

Encl.

ccs: Mrs. Nadine M. Elias
Mr. and Mrs. Charles P. Forrest

3/20/63

NADINE M. ELIAS,

Plaintiff,

VS.

CHARLES P. FORREST and
HELENE FORREST,

Defendants.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

CASE NO. _____

C O M P L A I N T

COUNT I

The Plaintiff claims of the Defendants the sum of TWO THOUSAND SEVEN HUNDRED EIGHTY-SEVEN AND 13/100 (\$2,787.13) DOLLARS for money loaned by the Plaintiff to the Defendants on, to-wit, the 30th day of April, 1959, which sum of money with interest thereon at eight percent (8%) per annum since, to-wit, the 1st day of February, 1963, at eight percent (8%) per annum is still unpaid.

COUNT II

The Plaintiff claims of the Defendants the sum of TWO THOUSAND SEVEN HUNDRED EIGHTY-SEVEN AND 13/100 (\$2,787.13) DOLLARS, damages for breach of an agreement entered into by them on, to-wit, the 30th day of April, 1959, by which they promised to pay the sum of THREE THOUSAND SEVEN HUNDRED AND NO/100 (\$3,700.00) DOLLARS after the 30th day of April, 1959, and that they failed to pay the sum of TWO THOUSAND SEVEN HUNDRED EIGHTY-SEVEN AND 13/100 (\$2,787.13) DOLLARS of said sum.

COUNT III

The Plaintiff claims of the Defendants the sum of TWO THOUSAND SEVEN HUNDRED EIGHTY-SEVEN AND 13/100 (\$2,787.13) DOLLARS, due by promissory note made by them on, to-wit, the 30th day of April, 1959, and payable on, to-wit, the 1st day of May, 1959, with interest thereon at eight percent (8%) from the 1st day of February, 1963.

COUNT IV

The Plaintiff alleges on the 30th day of April, 1959, and as part of the consideration for obtaining said loan the Defendants agreed to waive their rights to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection of said debt and the Plaintiff hereby claims the further sum of FIVE HUNDRED FIFTY-SEVEN AND 42/100 (\$557.42) DOLLARS.



E. G. RICKARBY, Attorney for Plaintiff

Defendants can be found
at their residence on
North Blue Island Avenue,
Fairhope, Alabama.

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

NADINE M. ELIAS

Plaintiffs

vs.

CHARLES P. FORREST & HELENE

FORREST

Defendants

Summons and Complaint

Filed _____ 19____

Clerk

E. G. Rickarby
Attorney at Law
P. O. Box 71
Fairhope, Alabama

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
North Blue Island Avenue
Fairhope, Alabama

Received In Office

3/12, 1963

Sheriff.

I have executed this summons

this 14th day of March 1963
by leaving a copy with

Charles P. Forrest
Helene Forrest

Sheriff claims 140 miles at

Ten Cents per mile Total \$ 14.00

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins Sheriff.
Fred Libbert
Thore Deputy Sheriff.

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 CHARLES P. FORREST and HELENE FORREST

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

CHARLES P. FORREST and HELENE FORREST, Defendant. S.

by NADINE M. ELIAS

....., Plaintiff.....

Witness my hand this 12 day of March 1963

64-3-14-63

Alice J. Luck, Clerk

NADINE M. ELIAS,

Plaintiff,

-vs-

CHARLES P. FORREST and
HELENE FORREST,

Defendants

IN THE CIRCUIT COURT OF

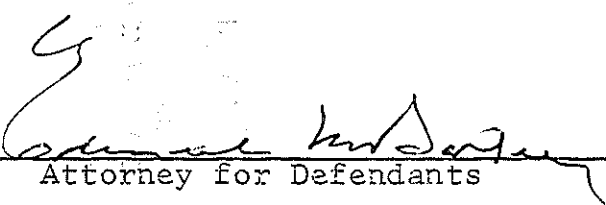
BALDWIN COUNTY, ALABAMA,

AT LAW.

CASE NO. _____

Comes the Defendants in the above styled cause and demurrers to the Complaint filed in said cause and each and every count thereof, separately and severally, and assigns the following separate and several grounds, viz:

1. That said Complaint does not state the cause of action.
2. The allegations of the Complaint are vague and indefinite.
3. The allegations of the Bill of Complaint are vague and indefinite in that the Complaint does not sufficiently set forth an agreement between the Plaintiff and the Defendants.
4. The Complaint does not allege that the monies sued for remain unpaid.


Attorney for Defendants

FILED
APR 6 1968
NADINE M. ELIAS
HELENE FORREST
REGISTER

5503

NADINE M. ELIAS,

Plaintiff

-vs-

CHARLES P. FORREST and
HELENE FORREST,

Defendants

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

CASE NO. _____

FILED

APR 9 1962

ALICE J. DUCK

CLERK
RECORDED