

SUMMONS

STATE OF ALABAMA, )

BALDWIN COUNTY. )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons MARY K. MCKENZIE, 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, Alabama, at the place of holding same by SAMPLES DEPARTMENT STORE.

Witness my hand this the 2nd day of August, 1965.

Alice J. Duck  
Clerk

\* \* \* \* \*

COMPLAINT

SAMPLES DEPARTMENT STORE,	X	
PLAINTIFF,	X	IN THE CIRCUIT COURT OF
VS:	X	BALDWIN COUNTY, ALABAMA
MARY K. MCKENZIE,	X	AT LAW
DEFENDANT.	X	6627

COUNT I:

The Plaintiff claims of the Defendant THREE HUNDRED NINETY-FOUR & 84/100 DOLLARS (\$394.84), due from him by account on, to wit: the 1st day of March, 1963, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The Plaintiff claims of the Defendant THREE HUNDRED NINETY-FOUR & 84/100 DOLLARS (\$394.84), due from him on account stated between the Plaintiff and the Defendant on, to wit, 1st day of March, 1963, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The Plaintiff claims of the Defendant THREE HUNDRED NINETY-FOUR & 84/100 DOLLARS (\$394.84), due from him for merchandise, goods and chattels sold by the Plaintiff to the Defendant on, to wit: the 1st day of March, 1963, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statements of account, verified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 27th day of July, 1965.

Forest A. Christian, Foley, Alabama  
Attorney for the Plaintiff

Defendant may be served at:

Beachcomber Motel  
Gulf Shores, Alabama

FILED

AUG 2 1965

ALICE J. DUCK, CLERK  
REGISTER

Executed  
Aug 5, 1965

456

6627

SUMMONS

SAMPLES DEPARTMENT STORE,

PLAINTIFF,

VS:

MARY K. MCKENZIE,

DEFENDANT.

Received 2 day of Aug. 1965  
at 5 day of Aug. 1965  
served a copy of the within Summons  
on Mary K. McKenzie  
by The Above

TAYLOR WILKINS, Sheriff

J. M. Eastman  
Gulf Shores

Small claims 100  
Costs for filing 10.00  
TAYLOR WILKINS, Sheriff  
J. M. Eastman

FILED

AUG 2 1965

ALICE J. DUCK, CLERK  
REGISTER

FOREST A. CHRISTIAN  
ATTORNEY AT LAW  
P. O. DRAWER 190  
AREA CODE 205 - PHONE 943-2201  
FOLEY, ALABAMA 36535

May 25, 1967

Honorable Telfair Mashburn  
Judge of Circuit Court  
Bay Minette, Alabama 36507

Re: Samples Department Store  
Vs: Mary K. McKenzie  
Case No. 6627

Dear Judge Mashburn:

Enclosed you will find a copy of a letter dated May 19, 1967, addressed to Tolbert M. Brantley, Esq., concerning the case mentioned above.

As you will see, Tolbert has authorized me to enter a judgment and it appears that the principal amount of this claim based on a sworn to itemized statement of account is \$394.84, should include four years interest since March 1963, which would be \$96 for a total of \$490.84. From this amount, must be deducted \$20.00 paid on January 25, 1967, leaving a net balance rounded to \$475 for which please enter a judgment.

Cordially yours,

  
FOREST A. CHRISTIAN

COPY

FOREST A. CHRISTIAN  
ATTORNEY AT LAW  
P. O. DRAWER 190  
AREA CODE 205 - PHONE 943-2201  
FOLEY, ALABAMA 36535

May 19, 1967

Tolbert M. Brantley, Esq.  
JDBJ

Re: Samples Department Store  
Vs: Mary K. McKenzie  
Case No. 6627  
\$394.84

Dear Tolbert:

On January 13, I wrote you the ~~enclosed~~ letter.  
Since that date she has paid \$20.00 on January 25.  
Please sign the enclosed copy of this letter which will  
permit me to enter default judgment for balance due.

Cordially yours,

ORIGINAL SIGNED  
FOREST A. CHRISTIAN  
FOREST A. CHRISTIAN

Enclosures: Letter of January 13, 1967

*Tolbert M Brantley*

SAMPLES DEPARTMENT STORE

Plaintiff

vs

MARY K. MCKENZIE

Defendant

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 6627

DEMURRER

Comes now the Defendant in the above styled cause and files the following demurrers to the Plaintiffs complaint and to each and every count thereof separately and severally:

1.

The Plaintiff does not state a cause of action.

WILTERS & BRANTLEY

BY:

*Robert M. Brantley*  
Attorneys for the Defendant

FILED

AUG 23 1965

ALICE L. DUCK, CLERK  
REGISTER

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 6627

SAMPLES DEPARTMENT STORE

Plaintiff

VS

MARY K. MCKENZIE

Defendant

FILED  
AUG 23 1963  
MADE A. HARRIS, CLERK

DEMURRER

WILTERS & BRANTLEY  
Attorneys at Law  
Bay Minette, Alabama