

DUCK v. DUCK
~~DUCK & LACEY~~

Attorneys at Law

P. O. DRAWER A-J - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

TO Mrs. Alice J. Duck

Bay Minette, Ala.

DATE

DATE Sept. 22, 1965

Re: Roy Reynolds dba Reynolds Firestone

-vs- Nathan Harvill

710.

Dear Mrs. Duck:

Enclosed find Bill of Complaint for filing
together with copy of same and Summons for
serving.

Sincerely,

ROY REYNOLDS, individually and
doing business as REYNOLDS FIRESTONE,
Plaintiff,
vs.
NATHAN HARVILL,
Defendant.

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

6704

Plaintiff claims of the Defendant the sum of THREE HUNDRED SEVENTEEN AND 50/100 (\$317.50) DOLLARS due by promissory note made by him on the 9th day of July, 1962 and payable in monthly installments of SIXTEEN (\$16.00) DOLLARS per month.

That in and by the terms of said note, in the event of a default in any one payment, that would mature the entire obligation at the option of the Plaintiff, and the Plaintiff now declares the entire balance due and payable.

That in and by the terms of said note, the Defendant agreed to pay all costs of collection, including a reasonable attorneys fee, and the Plaintiff now claims the further and additional sum of FIFTY (\$50.00) DOLLARS as a reasonable attorneys fee.

That in and by the terms of said note, the Defendant waived all rights of exemption under the Constitution and laws of the State of Alabama, and the Plaintiff now claims the benefit of said waiver.

FILED
SEP 24 1965
ALICE J. DICK, CLERK
BALDWIN COUNTY, ALABAMA

John D. Beck
ATTORNEY AT LAW

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No.....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon NATHAN HARVILL
.....
.....

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.....

NATHAN HARVILL....., Defendant.....

by ROY REYNOLDS, ind. & dba REYNOLDS FIRESTONE
....., Plaintiff.....

Witness my hand this 24 day of Sept 1945

W. J. R. R. R. Clerk

No. 6704

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

ROY REYNOLDS, ind. and d/b/a

REYNOLDS FIRESTONE

Plaintiffs

vs.

NATHAN HARVILL,

Defendants

SUMMONS AND COMPLAINT

Filed FILED 19.....

SEP 24 1965

Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Bay Minette, Alabama

Received In Office

Sept 24 1965

....., Sheriff

I have executed this summons

this Oct 4 1965

by leaving a copy with

Should claim 20

80

TAYLOR WILKINS

BY W. A. Gilbert

Taylor Wilkins Sheriff

W. A. Gilbert Deputy Sheriff

10 miles west of B.M.

ROY REYNOLDS, individually and X
doing business as REYNOLDS X
FIRESTONE, X

Plaintiff, X

vs. X

NATHAN HARVILL, X

Defendant. X

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 6704

PLEAS

Comes now the Defendant in the above styled cause, by his Attorneys, and for answer to the Complaint heretofore filed against him says, separately and severally, as follows:

1. The allegations of the Complaint are untrue.
2. That there has been a failure of consideration for the indebtedness evidenced by the note referred to in the Complaint.

Defendant demands a trial by jury

Respectfully submitted,
CHASON, STONE & CHASON

Norborne C. Stone, Jr.

By:

Norborne C. Stone, Jr.
Attorneys for Defendant

* * * * *

CERTIFICATE OF SERVICE

I, Norborne C. Stone, Jr., one of the Attorneys of record for the Defendant in the above styled cause, do hereby certify that I have this day served a copy of the foregoing Pleas on Honorable John V. Duck, the Attorney of record for the Plaintiff, by mailing a copy of the same to him by United States Mail, postage prepaid and properly addressed to him at his office in Fairhope, Alabama.

Witness my hand this 19th day of October, 1965.

Norborne C. Stone, Jr.
Norborne C. Stone, Jr.

FILED
OCT 19 1965
ALICE J. DICK
CLERK
REGISTER

6704

ROY REYNOLDS, individually and
doing business as
REYNOLDS FIRESTONE,
Plaintiff,

vs.

NATHAN HARVILL,
Defendant.

PLEAS

FILED
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REGISTER

CHASON, STONE & CHASON
ATTORNEYS AT LAW