

SUMMONS

STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons WILLIAM T. CARGILL, 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 THE PURE OIL COMPANY.

Witness my hand this the 23 day of July, 1965.

Cliff J. Luck
Clerk

* * * * *

COMPLAINT

THE PURE OIL COMPANY,	X	
PLAINTIFF,	X	IN THE CIRCUIT COURT OF
VS:	X	BALDWIN COUNTY, ALABAMA
WILLIAM T. CARGILL,	X	AT LAW
DEFENDANT.	X	6599

The Plaintiff claims of the Defendant TWO HUNDRED THIRTY-FOUR & 33/100 DOLLARS (\$234.33), due by promissory waiver note made by him on the 14th day of October, 1964, and payable on the 14th day of January, 1965, with interest thereon.

Said note provides for a reasonable attorney's fee, which the Plaintiff alleges to be FORTY-FIVE & 00/100 DOLLARS (\$45.00).

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

Defendant's Address is:

P. O. Box 158
Loxley, Alabama

65-8-6-65

FILED
JUL 23 1965
CLERK OF DISTRICT COURT

Received 23 day of July 1965
and on 6 day of Aug 1965
I served a copy of the within on
William T. Cargill

By service on _____

SUMMONS

THE PURE OIL COMPANY,

PLAINTIFF,

VS:

WILLIAM T. CARGILL,

DEFENDANT.

TAYLOR WILKINS, Sheriff
By W. D. Garner D. S.
Sokley

Sheriff claims 40 miles at
Ten Cents per mile. Total \$ 4.00
TAYLOR WILKINS, Sheriff
BY W. D. Garner
DEPUTY SHERIFF

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

MARY THOMPSON WHITE

Attorney-At-Law

ATMORE, ALABAMA 36502

Phone 368-4501

September 2, 1965

Honorable Alice J. Duck,
Circuit Clerk and Register,
Baldwin County,
Bay Minette, Alabama.

Re: The Pure Oil Company
vs
William T. Cargill

Dear Mrs. Duck:

Please file the attached Plea in Abatement in the above styled case. As noted on the bottom of the page, I am this day mailed a copy of this Plea to Hon. Forest A. Christian, Foley, Alabama.

Thanking you for your kindness in this matter, and with all good wishes, I am

Sincerely,

Mary Thompson White

MTW/s

THE PURE OIL COMPANY,

PLAINTIFF

VS

WILLIAM T. CARGILL,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 6595

PLEA IN ABATEMENT:

Comes the Defendant in the above styled cause, appearing specially and only for the purpose of filing this plea, and says that the Plaintiff in this cause, ought not to have and maintain his said action, for the Defendant says that he is and has been a resident of Beat 7, Atmore, Escambia County, Alabama, for more than five years and that at the time of the filing of said action, was residing in Atmore, Escambia County, Alabama. The Defendant further avers that he has never been a resident citizen of Baldwin County, Alabama.

WHEREFORE, the Defendant says that the Plaintiff ought not to have and maintain this action, and that the same should be abated.

William T. Cargill

STATE OF ALABAMA

ESCAMBIA COUNTY

Before me, the undersigned Notary Public, within and for said County and State, personally appeared William T. Cargill, who, first being duly sworn, deposes and says that he is the Defendant in the above styled matter and that the matters and acts alleged in the foregoing plea in abatement are true and correct as herein stated.

William T. Cargill

Sworn to and subscribed before
me this 27th day of August, 1965.

Mary Thompson White

Notary Public, ~~Baldwin County, Alabama.~~

FILED

SEP 3 1965

WIRE & DICK, CLERK REGISTER

State of Alabama at Large

My Commission expires Nov. 14, 1966

I hereby certify that I have this 2nd of September, 1965, mailed a copy of this Plea in Abatement, to the Honorable Forest Christian U.S. Mail postpaid, Foley, Alabama.

Mary Thompson White