

Foley Fertilizer Company,
a corporation,
Plaintiff,

Vs.

J.J. Middleton. Defendant,

Circuit Court of
Baldwin County, Ala.

Fall Term 1928.

COMPLAINT.

1. The Plaintiff claims of the defendant fifty-seven & 87/100 Dollars due by promissory note made by him on the 25th day of February 1913, and payable to Plaintiff on the 25th day of November 1913, which sum of money with the interest thereon is still unpaid.

And plaintiff avers that in said note and as a part of the consideration thereof, the defendant expressly waived in writing all of his right to exemption under the Constitution and laws of the State of Alabama, and of the United States, and agreed to pay an attorney's fee of 10% for collecting or securing same if not paid when due; and plaintiff hereby claims the sum of Eight & 38/100 Dollars as such attorney's fees.

*Chas. H. Lee &
Gordon T. Edington*
Attorneys for Plaintiff.

The State of Alabama
Baldwin County

Circuit Court

No.
Fall Term, 191...8

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon J. J. Middleton

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 him

the Defendant by Foley Fertilizer Company, a Corporation.

Plaintiff

Witness my hand this 10th day of October 191...8

Clerk.

Complaint

Plaintiff Versus

The plaintiff claims of the defendant

Dollars due by

Plaintiff's Attorney.

Original

No.

State of Alabama
Baldwin County
CIRCUIT COURT

Poley Fertilizer Co. a
Corporation.

vs.

Plaintiffs

J. J. Middleton,

Defendants

Summons and Complaint

Filed Oct 10th. 1918

J. W. McIlwain Clerk.

Defendant lives at

Plaintiff's Attorney

Defendant's Attorney

Times Print—Bay Minette.

Received in office

October 10th 1918

C. E. Eubanks Sheriff

I have executed this Writ

this Oct 21st 1918

by leaving a copy of the within summons and complaint with

J. J. Middleton

C. E. Eubanks Sheriff.

Deputy Sheriff.

\$ 57 ⁸⁷/₁₀₀

Foley, Ala., Feb 25 1913

On November 25 1913 I or we, promise to pay THE FOLEY FERTILIZER CO., or order
Fifty Seven ⁸⁷/₁₀₀ Dollars for value received, negotiable and
payable at Foley, for Bags OLD BALDWIN GUANO, for Bags FOLEY FAVORITE
GUANO, for LIVE OAK GUANO bags GUANO.

27 And to secure the payment of this note and any other sum I or we may owe the payee before this note is paid. I or we mortgage to said payee unim-
cumbered property as follows:

One Bay Horse 9 year old name Bill

My or our entire crops of Cotton, Corn, Potatoes and Farm Products, and all rents accruing to me or us for the year 1913 and each succeeding
year in the County in which I or we now reside or which I or we may hereafter reside in, until paid, and empower said payee or his endorsee to take
possession of and sell the same whenever he deems himself insecure, by posting a notice of the place and terms of sale at the Foley Post Office, and I
or we hereby waive all exemptions under the laws of the State of Alabama and the United States and agree to pay ten per cent. attorney fees, for
collecting or securing same if not paid when due.

WITNESS

B. W. Davis

J. H. 1

J. J. Middleton

STATE OF ALABAMA, }
Baldwin County.

I, J. H. H. Smith, Judge of
Probate for said county, hereby certify that the following
privilege tax has been paid on the within instrument as re-
quired by Acts 1902 & 1903: viz \$ 15 cts.

J. H. H. Smith Judge of Probate
By S. A. Boney Clerk.

THE STATE OF ALABAMA, } Office of the Judge of
BALDWIN COUNTY, } the Probate Court.

I, J. H. H. SMITH, Judge of said Court in and for
said County, do hereby certify that the within instru-
ment was filed in this office for record on the 13th
day of March 1913 at

O'clock, and I further certify that the
same is duly recorded in Record Book No. 117nd 94

Page 544 and duly examined

Witness my hand this 13th day of

March 1913
J. H. H. Smith Judge of Probate Court

By S. A. Boney

Handwritten: J. H. H. Smith
Judge of Probate
Baldwin County
March 13/13

Handwritten: 88.95

Handwritten: 117nd 94