

STATE OF ALABAMA )  
 ) . . . . IN THE CIRCUIT COURT . . LAW SIDE. . .  
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA:-

You are hereby commanded to summon BILLY BURKETT to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the complaint of FIRST GULF SHORES CORPORATION, a corporation.

WITNESS my hand this \_\_\_\_\_ day of May, 1966.

\_\_\_\_\_  
Clerk

\*\*\*\*\*  
\*\*\*\*\*

-COMPLAINT-

FIRST GULF SHORES CORPORATION,	)	
a corporation,	)	
Plaintiff,	)	IN THE CIRCUIT COURT OF
-vs-	)	BALDWIN COUNTY, ALABAMA
BILLY BURKETT,	)	LAW SIDE
Defendant.	)	

COUNT I

The Plaintiff claims of the Defendant THREE HUNDRED FIFTY FIVE and 74/100 DOLLARS (\$355.74), with interest at the rate of 8%, per annum, from April 10, 1965, due by promissory note made by him, on to-wit, the 2nd day of May, 1964, to Fosberg Furniture Co., Inc. and regular and duly assigned by the Fosberg Furniture Co. to the Plaintiff on to-wit the 2nd day of May, 1964, which said note was due and payable in 24 consecutive monthly installments of \$25.41 each, beginning as on the 10th day of June, 1964, which sum of money with the interest thereon is still due and unpaid.

By the terms of said note the Defendant agreed to pay cost of collection or attempting to collect the note including an attorney's fee of 15% and Plaintiff further claims the further and additional sum of 15% of the amount of Judgment as such attorney's fee. The note waives exemption as to personal property

under the consitution and law of the State of Alabama or in other States of which waiver the Plaintiff claims the benefit.

Defendant resides in  
Bay Minette, Alabama

  
Attorney for Plaintiff.

Executed  
June 6, 1966

SUMMON and COMPLAINT

FIRST GULF SHORES CORPORATION, a  
Corporation,  
Plaintiff,

-VS-

BILLY BURKETT,  
Defendant.  
*By Minute*

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

NO. 6976

FILED

MAY 24 1966

ALICE L. DICK, CLERK  
REGISTER

CECIL G. CHASON  
ATTORNEY AT LAW  
FOLEY, ALABAMA

Received *24* day of *May* 1966.  
and on *6* day of *June* 1966.  
I served a copy of the within *D & C*  
on *Billy Burkett*

By service on

TAYLOR WILKINS, Sheriff

By *W. A. Zall*

*om*

FIRST GULF SHORES CORPORATION X  
a corporation

Plaintiff

vs

BILLY BURKETT

Defendant

X  
X

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

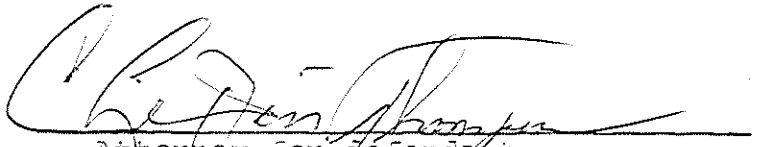
X

X

X

Comes the defendant in the above styled cause and demurs  
to the complaint and to each phase thereof and for demurrer  
shows unto this Honorable Court as follows:

1. That said complaint fails to state a cause of action.

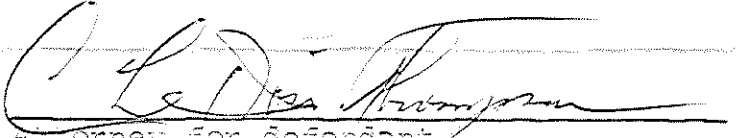
  
Attorney for defendant

Defendant demands trial by jury.

FILED

JUN 28 1966

ALICE J. DUCK, CLERK  
REGISTER

  
Attorney for defendant

FIRST GULF SHORES CORPORATION,  
a corporation

Plaintiff

vs

BILLY BURKETT

Defendant

X  
X  
X  
X  
X  
X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. \_\_\_\_\_

Comes the defendant and for answer to the complaint filed  
in said cause shows as follows:

1. He denies the allegations of said complaint as untrue.
2. The defendant for answer to the complaint saith that the promissory note upon which the action was founded was not executed by him, or by anyone authorized to bind him in the premises; and he makes oath that this plea is true.

Billy Burkett

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Billy Burkett who being duly sworn, deposes and says that the facts alleged in the above plea of non est factum are true and correct.

Billy Burkett

Sworn to and subscribed before me this 6 day of Aug,  
1966.

C. L. Davis  
Notary Public, Baldwin County, Alabama

FILED

AUG 11 1966

ALLIANCE, REGISTER

FIRST GULF SHORES CORPORATION, X  
a corporation

Plaintiff

vs

BILLY BURKETT

Defendant

X

X

X

X

X

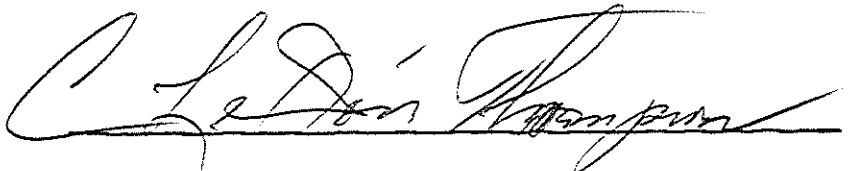
IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

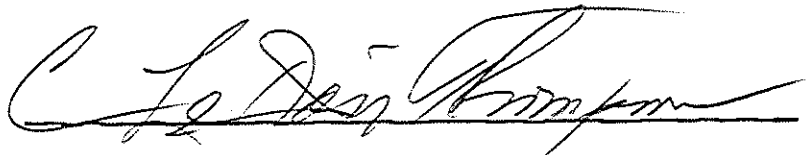
AT LAW NO. \_\_\_\_\_

Comes C. LeNoir Thompson, attorney for the defendant in said  
cause and withdraws as counsel for said defendant.

This 1st day of March, 1967.



I hereby certify that I have this 1st day of March, 1967,  
furnished defendant Billy Burkett a copy of this withdrawal and  
have mailed a copy of this withdrawal to Honorable Cecil Chason,  
Attorney at Law, Foley, Alabama, attorney for plaintiff, by  
depositing same in the U. S. Mail, postage prepaid.



FILED

MAR 2 1967

ALICE E. RUCK, CLERK  
REGISTER