

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Willis Anderson and Callie M. Anderson to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place of holding the same, then and there to answer the complaint of G.A.C. Discount Company.

WITNESS my hand this 28th day of July, 1966.

Oliver J. Duck
Clerk

G. A. C. DISCOUNT COMPANY,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
Vs.	X	BALDWIN COUNTY, ALABAMA
WILLIS ANDERSON and	X	AT LAW
CALLIE M. ANDERSON,	X	7089
Defendants.	X	

1.

The Plaintiff claims of the Defendant ONE HUNDRED SEVENTY-ONE AND 38/100 (\$171.38) DOLLARS, balance due from them by promissory note made by the Defendants on the 21st day of December, 1963, and payable to Aid Loan System, Inc., a corporation, and assigned to G. A. C. Discount Company, on the 16th day of January, 1965, and said note, with interest thereon, is unpaid.

Plaintiff avers that said note provides for a reasonable attorney's fee which the Plaintiff claims in the amount of FORTY (\$40.00) DOLLARS.

WILTERS & BRANTLEY

BY: Robert M. Brantley

Attorney for the Plaintiff

Defendants' Address:

Stockton, Alabama

FILED

JUL 28 1966

ALICE L. HALL, CLERK

Ex 8-8-66
Saylor Wilkins - Sher
by W. A. Tolbert - MS

Received 29 day of July 1966.
on 3 day of Aug 1966.
Received a copy of the within DOC
Willie Anderson
Callie M. Anderson
service on _____

TAYLOR WILKINS, Sheriff

By W. A. Tolbert
Cannon

Sheriff claims 60 miles at
Ten Cents per mile Total \$ 6.00.
TAYLOR WILKINS, Sheriff
BY W. A. Tolbert
DEPUTY SHERIFF

G.A.C. DISCOUNT COMPANY,

Plaintiff,

vs:

WILLIE ANDERSON, and
CALLIE M. ANDERSON,

Defendants.

SUMMONS & COMPLAINT

FILED

AUG 20 1966

ALICE A. WICK CLERK
RECORDED

W. A. WEEKLEY

PLAINTIFF

VS

BALDWIN POLE AND PILING
COMPANY, INC., a Corpora-
tion

DEFENDANT

IN THE CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 7090

.....

Comes now the Defendant in the above styled cause and
for answer says:

1. Not guilty.
2. The matters alleged in the complaint are untrue.
3. The Plaintiff ought not to have and recover of the Defendant for that he has negligently allowed cattle, swine and other animals and livestock to run in the stream, the subject of his suit, which have waded in, wellowed in and polluted the said stream, which negligence has contributed to his damage.

W. H. Hay

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 9th day of December,
1966 served a copy of the foregoing pleading on counsel for all
parties to this proceeding by mailing the same by United States
Mail, properly addressed, with first class postage prepaid.

W. H. Hay

FILED

DEC 10 1966

ALICE L. DUCK, CLERK
REGISTER

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Baldwin Pole and Piling Company, Inc., a corporation, to appear within thirty days from the service of this writ in the Circuit Court to be held for said county at the place of holding the same, then and there to answer the complaint of W. A. Weekley.

WITNESS my hand this 28 day of July, 1966.

Alice J. Duck
Clerk

W. A. WEEKLEY,	X	
Plaintiff,	X	IN THE CIRCUIT COURT OF
Vs.	X	BALDWIN COUNTY, ALABAMA
BALDWIN POLE AND PILING COMPANY, INC., a Corpora- tion,	X	AT LAW
Defendant.	X	CASE NO. <u>7090</u>

L.

The Plaintiff claims of the Defendant FIVE THOUSAND (\$5,000.00) DOLLARS as damages because: The Plaintiff owns the following described land in Baldwin County, Alabama, to-wit:

Lots 25 and 26 of R. E. Lee's Subdivision of a part of the West Half of the Northeast Quarter of Section 10, Township 2 South, Range 3 East; ALSO

Begin at the Northwest Corner of the Northeast Quarter of Section 10, Township 2 South, Range 3 East, thence South along the West line of said Northeast Quarter 1013 feet to a point in the Northerly line of R. E. Lee's Subdivision, thence Easterly along the Northerly line of said subdivision 646 feet to a point in the Westerly line or right-of-way of the L & N Railroad, thence Northeasterly along said right-of-way of said railroad to a point in the West line of the Northeast Quarter of the Northeast quarter of said Section 10,

thence North 25 feet to the Northeast Corner of said Northwest Quarter of Northeast Quarter, thence West 1350 feet to the point of beginning, containing approximately 23 acres in the Northwest Quarter of the Northeast Quarter of Section 10, Township 2 South, Range 3 East.

which he uses as a farm and for pasture for livestock. The Plaintiff avers that one of the tributaries of McCurtins Creek runs across this tract of land. That the Plaintiff used this as a source of water for his livestock. Plaintiff avers further that the Defendant owns and operates a business where he impregnates timber, logs and wood with creosote and other bitumuls products. That this business is located so that the rain and other drainage from it flows across the Plaintiff's land. Plaintiff avers that during the past year the Defendant, acting by and through its agent, servant or employee, then and there acting within the line and scope of their employment, have so negligently operated this business as to cause or allow creosote and other bitumuls products and waste material from this mill to spill on the ground. Plaintiff avers that as a direct and proximate consequence of said negligence, gravity and rain have caused the creosote, waste material and other bitumuls products to flow upon and across the Plaintiff's land creating foul and obnoxious odors and have so polluted the stream crossing the Plaintiff's land as to make the water unfit for livestock, and has done permanent damage to the Plaintiff's land, all to the loss of the Plaintiff in the aforesaid amount.

WILTERS & BRANTLEY

BY:


Attorney for the Plaintiff

Plaintiff demands a trial by jury.

FILED

JUL 28 1966

ALICE I. BROWN, CLERK

Excerpted 8-2-66
Layton Wilkins-shir
by W. A. Gilbert - ALS

delivered 29 day of July 1966
on 2 day of Aug
received a copy of the within D.P.C.
Baldwin Pole & Piling
Co., Inc.
service on Mr. Edith Early

TAYLOR WILKINS, Clerk
By W A Tolbut
on

W.A. WEEKLEY,
Plaintiff,

vs:

BALDWIN POLE & PILING COMPANY, INC.,
A Corporation,
Defendant.

Summons & Complaint

FILED
JUL 20 1966
ALICE J. DICK, CLERK
RECEIVED