

FOREST A. CHRISTIAN

ATTORNEY AT LAW

P. O. DRAWER 190

AREA CODE 205 - PHONE 943-2201

FOLEY, ALABAMA 36535

March 24, 1967

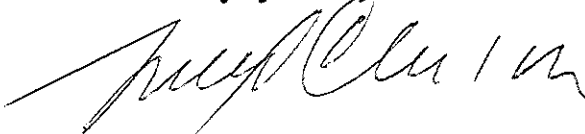
Honorable Telfair Mashburn
Judge of Circuit Court
Bay Minette, Alabama 36507

Re: State Street Bank & Trust Co.
Vs: Frances Peacock
Case No. 7179

Dear Judge Mashburn:

Kindly mark this case settled between the parties.
Plaintiff is to pay Court costs, and a check for this
is enclosed.

Cordially yours,



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AREA CODE 205 - PHONE 943-2201

FOLEY, ALABAMA 36535

December 16, 1966

Honorable Telfair Mashburn
Judge of Circuit Court
Bay Minette, Alabama

1179

Re: State Street Bank
Vs: Frank Peacock and Frances
Peacock

Dear Judge Mashburn:

Enclosed you will find a promissory note in this case.
It appears that this judgment should be rendered for the
principal amount of \$527.36 plus \$79.00 attorney's fee and
no interest will be claimed, for a total of \$606.46.

Cordially yours,

Forest A. Christian (RS)
FOREST A. CHRISTIAN

STATE STREET BANK & TRUST
COMPANY,

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

PLAINTIFF,

VS

CASE NO. 7179

FRANK PEACOCK and FRANCES
PEACOCK,

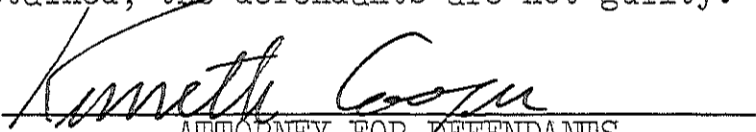
DEFENDANTS.

ANSWER

Comes now the defendants in above-styled cause, by Kenneth Cooper, their attorney of record, and for answer to the complaint saith:

1. The allegations of the complaint are untrue
2. Not guilty

And now having pleaded the general issue in this cause, further cometh the defendants, by their Attorney of Record, Kenneth Cooper, and by way of special plea saith that their signatures to the alleged promissory note upon which this suit is founded, were secured thru fraud, misrepresentation and deceit upon the part of the plaintiff, or its agent, servant or employee, and as signatures to alleged note were so obtained, the defendants are not guilty.


ATTORNEY FOR DEFENDANTS

I certify that I have mailed a copy of the foregoing ANSWER to Hon. Forest A. Christian, Attorney At Law, Foley, Alabama, by depositing the same in U. S. Mail, postage prepaid, at Bay Minette, Alabama, on this 14 day of February, 1967.



FILED

FEB 14 1967

JANE L. BUCK, CLERK REGISTER

STATE STREET BANK & TRUST COMPANY,
 Plaintiff,
 Vs.
 FRANK PEACOCK and FRANCES PEACOCK,
 Defendants.

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IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA
 AT LAW
 CASE NO. 7179

DEMURRER

Come now the Defendants in above-styled cause, and demurs to the complaint heretofore filed in above-styled cause, and to each and every count thereof, separately and severally, and assigns as grounds therefor the following, to-wit:

1. The complaint fails to allege a legal cause of action.
2. The complaint fails to allege that demand for payment on the alleged promissory note was ever made upon the Defendants.
3. The complaint fails to allege that it is authorized to do business in the State of Alabama.

Kenneth Cooper
 ATTORNEY FOR DEFENDANTS

I hereby certify that I have served a copy of the foregoing upon Hon. Forest A. Christian by mailing him a copy thereof at Foley, Alabama, by depositing the same in the United States mail, postage prepaid, at Bay Minette, Alabama, this 30 day of ~~Decem~~^{Nov}ber, 1966.

FILED

NOV 30 1966

W. I. BUCK, CLERK
 REGISTER

Kenneth Cooper
 ATTORNEY FOR DEFENDANTS

SUMMONS

STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons FRANK PEACOCK and FRANCES PEACOCK, 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 STATE STREET BANK & TRUST COMPANY.

Witness my hand this the 19 day of September, 1966.

Alice J. Duck
Clerk

* * * * *

COMPLAINT

STATE STREET BANK & TRUST COMPANY,	X	IN THE CIRCUIT COURT OF
	X	BALDWIN COUNTY, ALABAMA
PLAINTIFF,	X	
VS:	X	AT LAW
	X	
FRANK PEACOCK and FRANCES PEACOCK,	X	CASE NO. <u>7129</u>
	X	
DEFENDANTS.	X	

The Plaintiff claims of the Defendants FIVE HUNDRED TWENTY-SEVEN & 36/100 DOLLARS (\$527.36), due by promissory waive note made by them on the 5th day of May, 1965, and payable on the 1st day of July, 1966, with interest thereon.

Said note provides for a reasonable attorney's fee, which the Plaintiff alleges to be SEVENTY-NINE & 10/100 DOLLARS (\$79.10).

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

Defendants' address is:

Route 1
Summerdale, Alabama

FILED
SEP 19 1966
ALICE J. DUCK, CLERK
REGISTER

440

Executed
Nov 2, 1966
Taylor William G
Carline Chidress DS

7179

SUMMONS AND COMPLAINT

Received 19 day of Sept 1966
at on 2 day of Mar 66
Received a copy of the within SVC
on Frank Peacock;
Francis Peacock;
By service on _____

STATE STREET BANK & TRUST COMPANY,

PLAINTIFF,

TAYLOR WILKINS Sheriff
[Signature]
R. W. [Signature]

VS:

FRANK PEACOCK and FRANCES PEACOCK,

DEFENDANTS.

Sheriff claims 100
Tax for 10.00
BY Carl Childers
DEPUTY SHERIFF

FILED
SEP 16 1966
ALICE J. DICK, CLERK
REGISTER

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA