C. M. BRADLEY,) IN THE CIRCUIT COURT OF
 Plaintiff,) BALDWIN COUNTY, ALABAMA
vs.) AT LAW, CASE NO. 7223
J. L. HARRIS, JR.,)
 Defendant.)

Now comes J. L. HARRIS, JR., the Defendant in the above styled cause, and in obedience of the notice heretofore served on him in this cause for a statement of his assets, and says:

Home and lot, jointly owned with his wife, at Spanish
 Fort, Alabama - \$22,500.00.

First mortgage to Realty Mortgage Company - amount due - \$12,778.13.

Second mortgage, house, lot and furniture, to B. L. Chavers - \$9,000.00.

One bank account First National Bank of Fairhope, Fairhope, Alabama - \$5.00.

One lot os miscellaneous mens clothing - \$200.00. One pistol - \$50.00.

One lot of miscellaneous carpenter tools - \$150.00.

J. L. HARRIS, JR.

STATE OF ALABAMA BALDWIN COUNTY

OCT 1 3 1957

lift. Diffe

Personally appeared before me, the undersigned authority, J. L. HARRIS, JR., who being by me first duly and legally sworn, doth depose and say as follows: My name is J. L.HARRIS, JR., and the above is a list of all of my assets, including money, choses in action, notes, bonds and accounts, and all other property real, personal or mixed, with a detailed statement of the same, together with a detailed list or statement of any and all liens, mortgages or encumbrances thereon showing the amounts due upon each, and that the same is true and correct.

CLESworn to and subscribed before me REG this 12 day of October, 1967.

VNOTARY PUBLAC

C. M. BRADLEY,	§	IN THE CIRCUIT COURT OF
Plaintiff,	Ş	BALDWIN COUNTY, ALABAMA
VS:	§	AT LAW
J. L. HARRIS, JR.,	§	
Defendant.	§	NO. 7223

MOTION FOR ORAL EXAMINATION

Comes now the Plaintiff in the above styled cause and shows unto this Honorable Court that on, to-wit: the 13th day of October, 1967, the Defendant, J. L. Harris, Jr., filed with this Court an Answer to the Writ of Discovery, which answer is not satisfactory to the Plaintiff.

WHEREFORE, the premises considered, Plaintiff respectfully requests this Honorable Court to fix a date and time for said Defendant to appear and be examined orally by said Plaintiff in said cause.

McDERMOTT, SLEPIAN & FEIBELMAN Attorneys for Plaintiff

By_ Thomas E. Bryant, Jr.

Address of Defendant:

が開いた。

Route 1, Wilson Heights Daphne, Alabama (first house on right on Marcella Avenue)

or

Spanish Fort Furniture Sales, Inc. Spanish Fort, Alabama

C. M. BRADLEY,	§	IN THE CIRCUIT COURT OF
Plaintiff,	§	BALDWIN COUNTY, ALABAMA
VS:	§	AT LAW
J. L. HARRIS, JR.,	§	
Defendant,	§	NO. 7223

ORDER

This matter having come on before me on the Motion For Oral Examination of the Defendant filed in the above matter by the Plaintiff requesting such examination; and,

The allegations of the Motion appearing to be true and correct, it is therefore ORDERED, ADJUDGED and DECREED that said Motion be, and the same hereby is, granted;

The 27^{\pm} day of November, 1967, at <u>11.00</u> o'clock <u>A. M.</u> be and the same hereby is fixed as the date and time for such Examination to be heard in the Circuit Court of Baldwin County at Bay Minette, Alabama.

Jelfin J. masleburn

FILED

NOV 7 1967

ALICE J. DUCK CLERK REGISTER

С. М	. BRADLEY,	:	IN THE CIRCUIT COURT OF
	Plaintiff,	:	BALDWIN COUNTY, ALABAMA
v.		:	
J. L.	HARRIS, JR.,	:	
	Defendant.	:	CASE NO. 7223

TO THE HONORABLE ALICE J. DUCK, CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

WHEREAS, in the above entitled cause, C. M. Bradley did recover a judgment against J. L. Harris, Jr., on the 26th day of June, 1967, for the sum of Nine Thousand One Hundred Eighty-Eight Dollars (\$9, 188.00), plus the costs of this cause; and

WHEREAS, execution was issued on said judgment against the said J. L. Harris, Jr., and was returned with the endorsement thereon "No Property Found"; and

WHEREAS, said judgment remains unpaid and unsatisfied;

NOW, THEREFORE, this is to request you as Clerk of the issue a said Circuit Court of Baldwin County, Alabama, to/writ to the said J. L. Harris, Jr., requiring him to file in this Honorable Court, within thirty (30) days from the service of such notice, a statement in writing, under oath, of all of the assets of the said J. L. Harris, Jr., including money, choses in action, notes, bonds, and accounts, and all other property, real, personal or mixed, or any interest therein, with a detailed description of the same, the location, and reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or encumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

The said J. L. Harris, Jr., resides at Route 1, Wilson Heights,

Daphne, Alabama (first house on right on Marcella Avenue, Wilson Heights, Daphne, Alabama), or may also be served at Spanish Fort Furniture Sales, Inc., Spanish Fort, Alabama.

Dated this the _____ day of September, 1967.

McDERMØTT, SLEPI Attorneys for Plaintiff & FEIBELMAN SLEPIAN B ounsel

Filed 4-5-67 Reiegwench Cerk

С.	M. BRADLEY,	6: #	IN THE CIRCUIT COURT OF
a.	Plaintiff,	17 15	BALDWIN COUNTY, ALABAMA
∼.		.	
¢.	L. HARRIS, JR.,	49- 19	
	Defendant.	₩ ₩	CASE NO. 7223

TO THE HONORABLE ALICE J. DUCK, CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

WHEREAS, in the above entitled cause, C. M. Bradley did recover a judgment against J. L. Harris, Jr., on the 26th day of June, 1967, for the sum of Nine Thousand One Hundred Eighty-Eight Dollars (\$9, 188.00), plus the costs of this cause; and

WHEREAS, execution was issued on said judgment against the said J. L. Harris, Jr., and was returned with the endorsement thereon "No Property Found"; and

WHEREAS, said judgment remains unpaid and unsatisfied;

NOW, THEREFORE, this is to request you as Clerk of the issue a said Circuit Court of Baldwin County, Alabama, to/writ to the said J. L. Harris, Jr., requiring him to file in this Honorable Court, within thirty (30) days from the service of such notice, a statement in writing, under oath, of all of the assets of the said J. L. Harris, Jr., including money, choses in action, notes, bonds, and accounts, and all other property, real, personal or mixed, or any interest therein, with a detailed description of the same, the location, and reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or encumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

The said J. L. Harris, Jr., resides at Route 1, Wilson Heights,

C.	M. BRADLEY,	:	IN THE CIRCUIT COURT OF
	Plaint iff,	:	BALDWIN COUNTY, ALABAMA
v.		:	
J.	L. HARRIS, JR.,	:	
	Defendant.	:	CASE NO. 7223

TO: J. L. HARRIS, JR., Defendant.

Take notice that,

WHEREAS, the Plaintiff in the above styled cause has requested, in writing, the undersigned, as Clerk of said Court, to issue notice to you, as Defendant in the above entitled cause, and in the judgment therein, requiring you to file a statement, in writing, under oath, of all of your assets, as provided in the Code of Alabama of 1940 (recompiled 1958), Title 7, Section 903, and has filed said request, in writing, in this cause with the undersigned, as Clerk of this Court, and it appearing from said request, and the record in said cause, that an execution was returned on the judgment in this cause endorsed "No Property Found" by the Sheriff of Baldwin County, Alabama, and that you reside in the State of Alabama;

NOW, THEREFORE, you are hereby required, within thirty (30) days from the service hereof, to file in this Court a statement in writing, under oath, of all your assets, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal or mixed, or any interest therein, with a detailed statement of the same, the location and the reasonable value of each item thereof, together with a detailed list or statement of any and all liens, mortgages or encumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages. WITNESS my hand this the _____ day of September, 1967.

1 0 Clerk, Circuit Court of Baldwin County, Alabama.

TO ANY SHERIFF OF THE STATE OF ALABAMA: - Greetings:

You are hereby commanded to serve the foregoing notice upon J. L. Harris, Jr., Defendant, and make due return of your said service and of this notice, within thirty (30) days from this date, how you have executed the same.

WITNESS my hand this the _____ day of September, 1967.

Clerk, Circuit Court of Baldwin County,

Alabama.

110. 1223 Paraived 5 day of Seg. 19.67 ____day of Allo 1947 and on 1 served a copy of the within 1 plice. on J. L. Marin, p. C. M. Bradley VS By service or al my Not? - L. Harris, fr. TAXLOR WILKINS, Shering By Bay Rundull, D. Sheriff claims_____(miles, ar Ten Cents par mile Total \$ 4 by I me Marmis Ht, Stepean

C. M. BRADLEY	>	:	IN THE CIRCUIT COURT OF
	Plaintiff,	:	BALDWIN COUNTY, ALABAMA
vs.		:	AT LAW
J. L. HARRIS,	JR.,	:	
	Defendant	:	CASE NO. 7,223

MOTION TO STRIKE JURY DEMAND

Comes now the Plaintiff in the above styled cause and moves the Court to strike the Defendant's demand for a trial of this cause by a jury, and as ground therefor says that the demand was not made by the Defendant within thirty (30) days after perfection of service on him. Plaintiff avers Defendant was served with process on, to-wit: the 28th day of September, 1966, and the jury demand was made on, to-wit: the 20th day of February, 1967.

> McDERMOTT, SLEPIAN & FEIBELMAN Attomneys for Plaintiff

By Thomas E. Bryant, Jr

CERTIFICATE OF SERVICE Th. I do hanghy certify that I have on this ____? ..., 196.7..., served a đ freaky. copy of the foregoing pleading on counsel for al parties to this proceeding by mailing the same by United States mail, properly addressed, at fir ass postage prepaid

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662 THIRD AVE., B'RLYN 32, N.Y.

THIS COPY FOR PERSON ADDRESSED

McDermott, Slepian & Feibelman

ATTORNEYS AT LAW FIRST NATIONAL BANK BUILDING MOBILE, ALABAMA 36601

WILLIAM H. MCDERMOTT RONALD P. SLEPIAN HERBERT P. FEIBELMAN, JR. THOMAS E. BRYANT, JR. EDWARD B. MCDERMOTT

~

June 23, 1967

MAILING ADDRESS: P. O. BOX 1374 PHONE 432-2632

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mrs. Alice J. Duck, Clerk Circuit Court of Baldwin County Baldwin County Courthouse Bay Minette, Alabama, 36507

> RE: C. M. Bradley -vs- J. L. Harris, Jr. Case No. 7223

Dear Mrs. Duck:

We are pleased to enclose promissory note dated July 13, 1966, from J. L. Harris, Jr. in favor of C. M. Bradley in the principal amount of \$7,351.08. This is the note concerned with the lawsuit as captioned that Tom Bryant of this office talked with you about on Friday about entering a judgment on Monday, June 26th. John Duck is either withdrawing or consenting to the judgment and will not appear in Court on that date. We would appreciate the Court entering a judgment and sending us a copy of the judgment order in the following amount:

Principal Interest to date of		\$ 7,351.08
judgment (6%) Attorney's Fee (20%)		 367.00 1,470.00
Total Judgment	•	\$ 9,188.08

McDERMOTT, SLEPIAN & FEIBELMAN PAGE 2

Thank you very much for your courtesy and cooperation in the handling of this default judgment for our firm.

Cordially your ? n For the Firm

RPSslm enclosure cc: Mr. C. M. Bradley

C. M. BRADLEY,)	IN THE CIRCUIT COURT OF
Plaintiff,	>	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW No. 7223
J. L. HARRIS, JR.,)	
Defendant.)	

DEMURRER

Comes now the Defendant in the above styled cause, and demurs to the Bill of Complaint filed herein and for grounds thereof, assigns the following separately and severally:

1. That said Bill of Complaint does not state a cause of action.

2. That said Bill of Complaint fails to allege what amount a reasonable attorney's fee would be.

3. That wherein the said Bill of Complaint alleges that the Defendant may fail to make the payments as aforesaid, is a mere conclusion of the pleader.

ATTORNEY FOR DEFENDANT

Defendant respectfully demands a trial by Jury.

ATTORNEY FOR DEFENDANT

Mar 1 Million States

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this plending by depositing in the United States Mail a copy of same in a properly addressed envelope with adequate postage discon-

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20.7223

	IN THE CIRCUIT COURT OF MO	OBILE COUNTY, ALABAMA, AT LAW CASE NO. 20443 -	HOCKLANDER
* * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *	* * * * * * * *
McDERMOTT, SLEPIAN & FEIBELMAN BY: Ronald P. Slepian	С.М.	BRADLEY	N.J.
Dr. Honard F. Orepian	VS.	Suit for \$7,351.08 due by promissory note. (WAIVER)	FILED Dor 24 36
JOHN V. DUCK P.O. Drawer Y Fairhope, Alabama	J.L.	HARRIS, JR.	
* * * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * *	* * * * * * * * * * * * * * * * * * * *	* * * * * * * *
1. Complaint & Summons *9-2-66 2. Plea in Abatement *9-27-6		Defendant on September 9, 1966.	
* * * * * * * * * * * * * *	* * October 7, 1966- * * * * * * * *	Plea in Abatement Sustained, and Case transfe to Baldwin County, Alabama. Joseph M. Hocklander	
*	*		

I, JOHN E. MANDEVILLE, in my capacity as Clerk of the Circuit Court of Mobile County, Alabama, hereby certify that the above is a true and correct transcript of all the minutes, orders and other proceedings in the above styled case in this Court. In witness whereof I have hereunto set my hand and attached my official seal as such Clerk of said Court at Mobile, Mobile County, Alabama, on these the 24th day of October , 1966

Maudentle, Clerk.

C. M. BRADLEY,	:	IN THE C	CIRCUIT (COURT OF
Plaintiff,	:	MOBILE C	COUNTY,	ALABAMA,
VS:	:		AT LAW	7
J. L. HARRIS, JR.,	:			
Defendan	t :	NO	204.	43
e e e e e e e e e e e e e e e e e e e	e and a second and a second and and and a second and as second and a			
	COUNT ON	E		

Plaintiff claims of Defendant the sum of SEVEN THOUSAND THREE HUNDRED FIFTY ONE AND 08/100 (\$7,351.08) DOLLARS, due by promissory note made by him on, to-wit: July 13, 1966, and due and payable on demand, with interest thereon. Plaintiff avers that he made demand on the Defendant to make payment on the promissory note on, to-wit: August 1, 1966, and that the Defendant failed to make the payment as aforesaid.

WHEREFORE, Plaintiff claims of the Defendant the sum hereinabove set out, with interest thereon, together with a reasonable attorney's fee which Defendant agreed in said promissory note to pay in event of default thereunder and employment by Plaintiff of an attorney. Plaintiff further claims the benefit of a waiver of all rights of exemption in and to personal property under the Constitution and laws of the State of Alabama, contained in said promissory note.

McDERMOTT, SLEPIAN & FEIBELMAN Attorneys for Plaintiff By

RONALD P. 'SLEPIAN

Address of Defendant:

Route 1 Wilson Heights Daphne, Alabama

(First house on right on Marcella Avenue, Wilson Heights, Daphne, Alabama)

STATE OF ALA. HOBILE CO. I CERTIFY THIS PLEADING WAS FILED ON SEP 2 10 C1 MM 'SG

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C.C. Law 6-5M-5-66

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MOBILE COUNTY	CIRCUIT COURT
Any Sheriff of the State of Alab	
ou are hereby commanded to summ	
J. L. HARRIS, JR	
<u> </u>	
ppear within thirty days from s	service of this process, in the Circuit Court of Mobile County, Alabama,
	en and there to answer the complaint of
C. M. BRADLEY	
an an ann an ann an ann an ann an ann an a	
TNESS: John E. Mandeville, Cle	erk of said Court, this 2nd day of September, 1966
TNESS: John E. Mandeville, Cle	- Only & Mandara
TNESS: John E. Mandeville, Cle	erk of said Court, this <u>2nd</u> day of <u>September</u> , 1965 Attest <u>MME Mandeer</u> Clerk
ITNESS: John E. Mandeville, Cle	Attest John E. Mandeer
TNESS: John E. Mandeville, Cle	Attest JAN E. Mandeer Clerk
ITNESS: John E. Mandeville, Cle	Attest John E. Mandeer
	Attest JAN E. Mandeer Clerk
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eceivedday of	Attest <u>Mandeer</u> Clerk SHERIFF'S RETURN , 19and onday , 19, I served a copy or

n., n. 7

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C. M. BRADLEY,) IN THE CIRCUIT COURT OF Plaintiff,) MOBILE COUNTY, ALABAMA vs.) AT LAW CASE NO. 20443-,44 J. L. HARRIS, JR.,) Defendant.)

Comes now J. L. HARRIS, JR., named as the Defendant in the above styled cause, for the special purpose of filing the following plea in said cause, and for no other purpose:

That the said J. L. HARRIS, JR. says that at the time said suit was instituted, that at the time said cause of action arose, he was a bona fide resident of the County of Baldwin, State of Alabama, and that the Circuit Court of Mobile County is without jurisdiction to try this suit.

J. L. HARRIS, JR.

STATE OF ALABAMA BALDWIN COUNTY

Before me, the undersigned Notary Public in and for said county and state, personally appeared J. L. HARRIS, JR., the Defendent in the above styled cause, who, being by me first duly sworn, says on oath, that the facts set forth in the foregoing Plea are true and correct.

HARRIS

Sworn to and subscribed before me on this the 24th _ day of em bal CERTIFICATE OF SERVICE 1966. This is to certify that I have this day so orty in the for-going matter with a copy by depositing in the United States Mail of this pleading h TATE OF ALA. MOBILE DO Public, Baldwin County Alabama SEP 27 9 44 AM '55 audroelle CLERK 499

FRIDAY, OCTOBER 7, 1966

C.M. BRADLEY 20443 HOCKLANDER -vs-J.L. HARRIS, JR.

PLEA IN ABATEMENT SUSTAINED, AND CASE TRANSFERRED TO BALDWIN COUNTY, ALABAMA

This day in open Court came the parties by their attorneys, and Defendant's Plea in Abatement filed September 27, 1966, in this cause, coming on to be heard and being argued by counsel and under-stood by the Court; It is ordered and adjudged by the Court that defendant's said Plea in Abatement be, and the same is hereby sustained, and case ordered transferred to Baldwin County. Alabama.

ordered transferred to Baldwin County, Alabama.

Minute Book 34

Page 283

STATE OF ALABAMA,) IN THI

C.C. LAW-2M-7-59

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA

,		VILLE, Clerk of th	*			
certify that	the foregoing	is a full, true and	correct copy o	f ORDER OF	COURT	
•						

as rendered	by the said Ci	rcuit Court on the.	7th day of	October	, 19 <u>66</u> , in	the cause
entitled No.	20443 -	HOCKLANDER				
		C.M. BRADLE	¥			, Plaintiff,
— versus –		J.L. HARRIS	JR		*****	
					• •	
		<u></u>				
						· · · · · · · · · · · · · · · · · · ·
Defendant,	(Togethernwit	knthencancellationxt	hereafity as the	e same remains	s of record in this	s office in

Minute Book No. <u>34</u>, Page No. <u>283</u>

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at office in the City of Mobile, Alabama, on this the 24th day of <u>October</u>, <u>1966</u>.

ATTEST:

Clerk, Circuit Court, Mobile County, Alabama.

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	С.	LAW	34-5M-10.65	

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CIVIL DIVISION, CIRCUIT COURT, MOBILE COUNTY

No. 20443 J.L. HARRIS, JR Defendar														
Appyd. Sept. 20, 1957)	Act No. 740, Reg. Session Ala. Legislature 1957 ppvd. Sept. 20, 1957) Amend Sec. 21, Title 11, Code Ala. 1940) (Annual Sec. 21, Title 11, Code Ala. 1940)													
CLERK'S FEES			Pltff.		ft.	SHERIFF'S FEES		Pl	Pltff.		Deft.			
Suits for \$100 or less	\$ 6.00					Serving Summons & Complaint	1.50	1	50					
Suits for over \$100 but less than \$1,000						Serving Writ of Garnishment Serving Sci FaNotices	1.50 1.50							
Suits for \$1,000 and over		20	00			Levying Attachment & Return	6.25				<u> </u>			
						Executing Writ Possession Seizing personal property under	5.00				 			
Suits in detinue, ejectment, etc						Writ of Detinue					 			
Suits not otherwise provided	10.00					Serving subpoenas, each Impanelling Jury	.75 .75							
Writs, Mandamus, Prohibition, etc	15.00					Taking & Approving Bond	2.00]			
Appeals from Court General						Collecting Costs Execution	1.50							
Sessions	15.00					Serving Contempt Writ	$1.50 \\ 2.50$							
Appeals from Probate Court	20.00					Commission, collecting money	2.00				Í			
Appeals from JP Courts	6.00					on executions, 1st \$200 5%; \$200 to \$500 4%; over \$500 3% \$								
Appeals from State Dept of Pub. Safety, and other State						\$								
Agencies	10.00					Total\$		1	50					
Workmen's Compensation Settle	10.00													
Garnishment on Judgment	6.00													
Order of Sale, Motions to sell	6.00													
Recording executions from State Agencies														
Cert. Copy of Record - per 100 words	15				80	RECAPITULATION								
Taking Appeal Bond								~~~						
Record for Supreme Court etc.,						Clerk		20	00		80			
per 100 words						Sheriff								
Add'l Copies of Record for Supreme									1					
Court, per 100 words	05					Inferior Civil Court								
Checking - including Reporters						Witness fees]						
Transcript of Evidence	10.00					Commissioner's fees								
Certifying Abstract in lieu of						Certificate of Judgment								
Transcript on Appeal	5.00					Judgment 10% Damages								
Collecting Money on Judgments						Interest								
over 30 days old, ½ the per-						Stenographer's fees (\$10.00 Day)					_ []			
centage allowed Sheriffs	\$					Library fee	1.50	1	50		- 			
	*********			ļ		Trial Tax (County)	1.50		50		┿━━━║			
	\$					Trial Tax (State)	1.50		50		┼───-			
		20.	00		80	- Advertisement								
Total	Ф	<u> </u>	<u></u>	I	<u></u>	Garnishee's fees		26.	1 I		.80			

I respectfully beg to advise that if this bill for costs is not paid before ______ 19_____, it will be my unpleasant duty to issue execution for same.