

JOHN V. DUCK  
~~DUCK & LACEY~~

\* Attorneys at Law

P. O. DRAWER A-J - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

TO Mrs. Alice J. Duck

Bay Minette, Ala.

DATE

11/22/66

DATE November 22, 1966

Re: Dr. A. V. Mortenson vs. Odell Gipson

Dear Mrs. Duck:

Enclosed please find Bill of Complaint to  
be filed together with copy of same and  
Summons to be served.

Sincerely,

John V. Duck  
(12)

SIGNED

SIGNED

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7292

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ODELL GIPSON

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

ODELL GIPSON, Defendant

by DR. A. V. MORTENSON

Plaintiff

Witness my hand this 25 day of Nov 1966

Alice J. Week Clerk

No.....

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

DR. A. V. MORTENSEN

Plaintiffs

vs.

ODELL GIPSON

Defendants

SUMMONS AND COMPLAINT

Filed ..... 19.....

Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at  
205 Young Street,  
Fairhope, Alabama

Received In Office

19.....

Sheriff

I have executed this summons

this ..... 19.....

by leaving a copy with

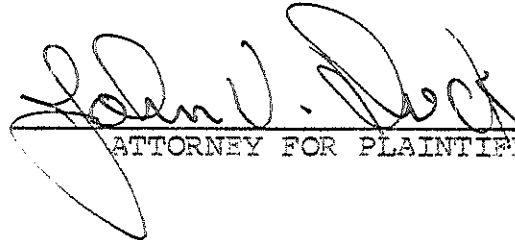
Sheriff

Deputy Sheriff

DR. A. V. MORTENSON, )  
Plaintiff, )  
vs. )  
ODELL GIPSON, )  
Defendant. )

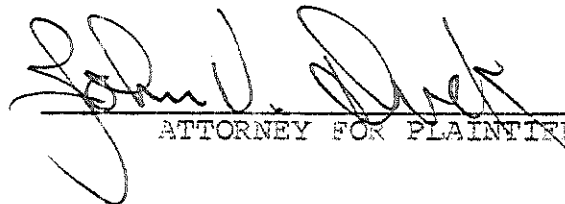
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

Plaintiff claims of the Defendant the sum of TWO HUNDRED  
TEN (\$210.00) DOLLARS due from him by open account from on, to-  
wit: the 20th day of March, 1964 until on, to-wit: the 1st day  
of March, 1965, which sum of money with the interest thereon is  
still unpaid.

  
ATTORNEY FOR PLAINTIFF

NOTE: The account sued on is hereby evidenced by an itemized and  
verified statement of the account.

FILED  
NOV 25 1966  
CLERK  
REGISTER

  
ATTORNEY FOR PLAINTIFF

COUNTY OF MOBILE

STATE OF ALABAMA

Be it remembered, that on this 14 day of March  
A. D., 1966, personally appeared before me, the undersigned authority,  
Dr. A. V. Mortensen known to me

who being duly sworn, upon his oath stated that he is  
of

{ a corporation organized and doing business under the laws of the State of  
{ and has been duly authorized by said corporation to make this affidavit  
{ a partnership composed of

a sole trader doing business as physician

and that as such he makes this affidavit: that he is familiar with the books and business of  
said

Odell Gipson of 205 Young St. Fairhope, Ala.

is just and correct, within the knowledge of this affiant, that the items thereon stated and com-  
posing the said account were sold and delivered to said Odell Gipson

at { its }  
their } special instance and request, that credit has been duly given for all payments and  
his }

just and lawful offsets to which said account is entitled as thereon stated, and that the balance  
thereof, amounting to the sum of Two Hundred Ten & 00/100-----Dollars

(\$ 210.00 ) with interest from 19 is justly due and  
remains unpaid.

I hereby certify under my official seal that I am authorized as a Notary Public to  
administer oaths under the laws of the State of  
and that the foregoing was subscribed and sworn to before me on the day and year  
first above stated.

Notary Public

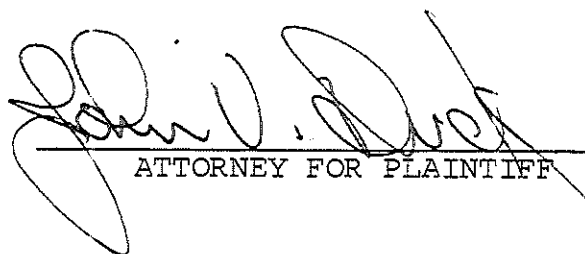
DR. A. V. MORTENSON, )  
Plaintiff, )  
vs. )  
ODELL GIPSON, )  
Defendant. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

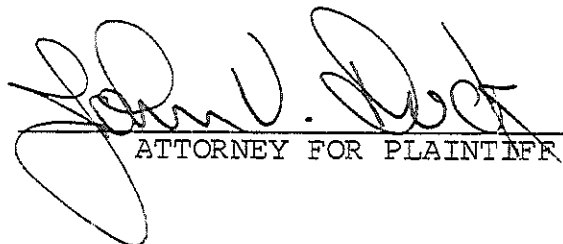
7292

Plaintiff claims of the Defendant the sum of TWO HUNDRED TEN (\$210.00) DOLLARS due from him by open account from on, to-wit: the 20th day of March, 1964 until on, to-wit: the 1st day of March, 1965, which sum of money with the interest thereon is still unpaid.

  
ATTORNEY FOR PLAINTIFF

NOTE: The account sued on is hereby evidenced by an itemized and verified statement of the account.

FILED  
NOV 25 1968  
ALICE L. DUCK, CLERK  
REGISTER

  
ATTORNEY FOR PLAINTIFF

COUNTY OF.....MOBILE.....

STATE OF.....ALABAMA.....

Be it remembered, that on this 14 day of March  
A. D., 1966, personally appeared before me, the undersigned authority,  
Dr. A. V. Mortensen known to me

who being duly sworn, upon his oath stated that he is.....  
of.....

{ a corporation organized and doing business under the laws of the State of.....  
{ and has been duly authorized by said corporation to make this affidavit  
{ a partnership composed of.....

a sole trader doing business as.....physician.....

and that as such he makes this affidavit; that he is familiar with the books and business of  
said.....; that the attached account against

Odell Gipson of 205 Young St. Fairhope, Ala.

is just and correct, within the knowledge of this affiant, that the items thereon stated and com-  
posing the said account were sold and delivered to said Odell Gipson

at { its  
their } special instance and request, that credit has been duly given for all payments and  
his

just and lawful offsets to which said account is entitled as thereon stated, and that the balance  
thereof, amounting to the sum of Two Hundred Ten & 00/100----- Dollars  
(\$ 210.00) with interest from.....19..... is justly due and  
remains unpaid.

Dr. A. V. Mortensen MD X

I hereby certify under my official seal that I am authorized as a Notary Public to  
administer oaths under the laws of the State of.....  
and that the foregoing was subscribed and sworn to before me on the day and year  
first above stated.

Joseph W. Boykin  
Notary Public

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7292

.....TERM. 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon .....ODELL GIPSON

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.....

.....ODELL GIPSON

....., Defendant.....

by .....DR. A. V. MORTENSON

....., Plaintiff.....

Witness my hand this.....25.....day of.....Nov.....1966

W. F.

Alice J. Luck..... Clerk



STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

DR. A. V. MORTENSEN

Plaintiffs

vs.

ODELL GIPSON

Defendants

SUMMONS AND COMPLAINT

Filed NOV 27 1966 19.....

Clerk

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Moved out of state

RECEIVED

Defendant lives at  
205 Young Street,  
Fairhope, Alabama

OCT 9 1967

TAYLOR WILKINS

Received In Office

NOV 25 1966

19.....

TAYLOR WILKINS

Sheriff

I have executed this summons

this 19.....

by leaving a copy with

Returned  
Not found in my county after diligent search and inquiry.  
Day of  
By  
Sheriff  
Deputy Sheriff

Returned  
Not found in my county after diligent search and inquiry.  
Day of  
By  
Sheriff  
Deputy Sheriff

DRS. JACK HYMAN and  
JOHN C. FRIDGE, a Co-  
Partnership,

Plaintiffs,

Vs.

G. R. GODBOLD,

Defendant.

) IN THE CIRCUIT COURT OF  
) BALDWIN COUNTY, ALABAMA

) AT LAW

) CASE NO. \_\_\_\_\_

DEMURRER

Comes now the Defendant in above-styled cause, and demurs to the complaint, and separately and severally to each count thereof, and for grounds of demurrer, assigns, separately and severally, the following, to-wit:

1. The complaint is vague.
2. The complaint does not state a legal cause of action.
3. The complaint is uncertain.
4. The allegation that interest is due is a mere conclusion of the pleader.
5. The allegations of the complaint are contrary to the terms of the itemized and verified statement of the account upon which this suit is based.

  
ATTORNEY FOR DEFENDANT

I hereby certify that I have served a copy of the foregoing Demurrer on Hon. John V. Duck, Attorney At Law, Fairhope, Alabama, counsel for plaintiffs herein by depositing a copy of same in the United States mail at Bay Minette, Alabama, addressed to him as above indicated by first class mail, postage prepaid, on this 20 day of December, 1966.

FILED

DEC 22 1966

ALICE L. DUCK, CLERK  
REGISTER

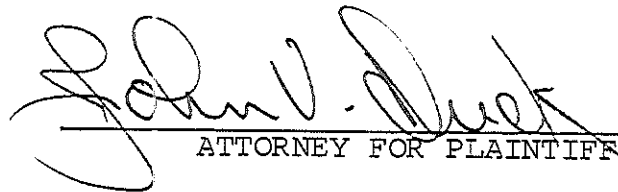
  
ATTORNEY FOR DEFENDANT

DRS. JACK HYMAN and JOHN C. )  
FRIDGE, a Co-Partnership, )  
Plaintiff, )  
vs. )  
G. R. GODBOLD, )  
Defendant. )

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW

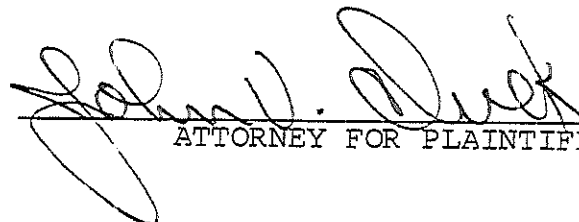
1293

Plaintiff claims of the Defendant the sum of TWO HUNDRED (\$200.00) DOLLARS due from him by account from on, to-wit: the 13th day of October, 1962 until on, to-wit: the 15th day of November, 1962, which sum of money with the interest thereon is still unpaid.

  
ATTORNEY FOR PLAINTIFF

NOTE: The account sued on is hereby evidenced by an itemized and verified statement of the account.

FILED  
NOV 25 1966  
ALICE J. DICK, CLERK  
REGISTER

  
ATTORNEY FOR PLAINTIFF

COUNTY OF MOBILE

STATE OF ALABAMA

Be it remembered, that on this 14 day of March  
A. D., 19 66, personally appeared before me, the undersigned authority,  
Dr. Jack Hyman

known to me  
who being duly sworn, upon his oath stated that he is partner  
of Drs. Hyman & Fridge

{ a corporation organized and doing business under the laws of the State of  
and has been duly authorized by said corporation to make this affidavit  
a partnership composed of Drs. Jack Hyman & John Fridge

a sole trader doing business as  
and that as such he makes this affidavit; that he is familiar with the books and business of  
said Drs. Hyman & Fridge  
G. R. Godbold of Rt. 1 Bay Minette, Ala.

is just and correct, within the knowledge of this affiant, that the items thereon stated and com-  
posing the said account were sold and delivered to said G. R. Godbold

at { its  
their } special instance and request, that credit has been duly given for all payments and  
his

just and lawful offsets to which said account is entitled as thereon stated, and that the balance  
thereof, amounting to the sum of Two Hundred & 00/100----- Dollars  
(\$ 200.00 ) with interest from 19 is justly due and  
remains unpaid.

I hereby certify under my official seal that I am authorized as a Notary Public to  
administer oaths under the laws of the State of  
and that the foregoing was subscribed and sworn to before me on the day and year  
first above stated.

DRS. HYMAN & FRIDGE  
2720 SPRINGHILL AVE.  
MOBILE, ALA.

Notary Public

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7293

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon .....G. R. GODBOLD

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.....

.....G. R. GODBOLD....., Defendant.....

by DRS. JACK HYMAN and JOHN C. FRIDGE, a Co-Partnership.....  
....., Plaintiff.....

Witness my hand this 25 day of Nov. 1966

EX-11-28-66 Alice J. Shuck Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

DRS. JACK HYMAN and JOHN C.

FRIDGE, a Co-Partnership,  
Plaintiffs

vs.

G. R. GODBOLD

Defendants

SUMMONS AND COMPLAINT

Filed ..... 19.....

NOV 23 1966

Clerk

ALICE L. DUCK, CLERK  
REGISTER

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Rt. 1, Bay Minette, Alabama

RECEIVED

Received In Office

NOV 25 1966

TAYLOR WILKINS  
SHERIFF

19.....

Sheriff

I have executed this summons

this Nov 28 1966

by leaving a copy with

G. R. Godbold

W. A. Galloway

Taylor Wilkins Sheriff  
W. A. Galloway Deputy Sheriff

1 mile South of B...