

HUGH ROZELLE
ATTORNEY-AT-LAW
2ND FLOOR BANK OF ATMORE BLDG.
ATMORE, ALABAMA

PHONES { 495-W
287

1569

October 3
~~September 29~~, 1950

Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Re: Chester Barton, doing
business as Barton Service
Funeral Home
vs.
Robert Hubbard.

Dear Mrs. Duck:

I am enclosing herewith original and copy of summon and complaint to be filed in connection with the above mentioned account suit. Service may be had on the defendant in Bay Minette.

With personal regards, I am

Sincerely,

Hugh Rozelle
Hugh Rozelle

HR:rp

1569
7/11/51
Barton
V's
Hubbard

April 11, 1951

Mr. Hubert Hall
Bay Minette, Alabama

Re: Chester Barton, Doing Business as
Barton Service Funeral Home
Vs. Robert Hubbard.

Dear Hubert:

Mr. Hubbard was in my office and advised me that on April 27th he would remit \$25.00 on this case and \$25.00 per month thereafter until he drew a government check at which time he would clear up the balance due. I advised Mr. Hubbard that we would ask the court to pass the case on April 16th with the view of a settlement.

I do not feel that it will be necessary for me to come to Bay Minette on the 16th but I would appreciate your letting me know.

Thanking you, with personal regards, I am

Sincerely,

Hugh Rozelle

HR:rp

C C: Mrs Allie Duck
Clerk of the Circuit Court
Bay Minette, Alabama

SUMMONS AND COMPLAINT

STATE OF ALABAMA

CIRCUIT COURT

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETINGS:

You are hereby commanded to summon Robert Hubbard to appear at the next term of the Circuit Court, to be held for said County, at the place of holding the same, then and there to answer the complaint of Chester Barton, doing business as Barton Service Funeral Home.

Witness my hand this 4th day of Oct, 1950.

Archie French
CLERK

C O M P L A I N T

CHESTER BARTON, DOING BUSINESS
AS BARTON SERVICE FUNERAL HOME,
PLAINTIFF

VS.

ROBERT HUBBART,
DEFENDANT

COUNT ONE: The Plaintiff claims of the Defendant the sum of \$578.80 due by the Defendant to the Plaintiff on open account, on, to-wit, August 30, 1949, which said sum of money together with the interest thereon is still due and unpaid.

COUNT TWO: The Plaintiff claims of the Defendant the sum of \$578.80 due by the Defendant to the Plaintiff on account stated, on, to-wit, the 18th., day of August, 1949, which said sum of money together with the interest thereon is still due and unpaid.

COUNT THREE: The Plaintiff claims of the Defendant the sum of \$578.80 due by the Defendant to the Plaintiff for goods, wares, and merchandize sold by the Plaintiff to the Defendant from on, to-wit, August, 18, 1949, to August 30, 1949, which said sum of money together with the interest thereon is still due and unpaid.

The Plaintiff has attached to the original complaint filed in this cause an itemized and verified statement of the account of the Defendant with the Plaintiff and gives notice that the same will be used in evidence at the trial of said cause.

Hugh Rozelle
ATTORNEY FOR PLAINTIFF

STATE OF ALABAMA

ESCAMBIA COUNTY

Before me, the undersigned authority in and for said State and County personally appeared Chester Barton, doing business as Barton Service Funeral Home, who is known to me and who being by me first duly sworn doth depose and say that the attached statement of the account of Robert Hubbard is a true and correct statement thereof; and after all just credits and offsets are given the said Robert Hubbard is indebted to the said Chester Barton, doing business as Barton Service Funeral Home, in the amount of \$578.80.

Chester Barton

Sworn to and subscribed before me this 29 day of Sept,

1950.

J. R. [Signature]
NOTARY PUBLIC

STATEMENT

BARTON-SERVICE FUNERAL HOME

P.O. BOX 603

ATMORE, ALA January 1, 1950, 19

Mr. Robert Hubbart

Bay Minette, Alabama

Re- Funeral Expense Infant and Mrs. Robert Hubbart

August 18, 1949	Casket for Infant	\$ 25	00
	Casket for Mrs. Hubbart	550	00
	Dress	15	00
	Services	35	00
	Sales Tax	11	80
		<hr/>	
		\$ 636.	80
	Paid 8-18-49	10	00
	Paid 8-30-49	50	00
		<hr/>	
	Balance Due	578	80

received in original
this 4 day of Oct 1950
TAYLOR WILKINS, Sheriff

Executed Oct 6 1950
by serving copy of within Summons and
Complaint on

Robert Hubbard

Taylor Wilkins
Oct 7 1950

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE, NO. _____

CHESHER BARTON, DOING BUSINESS
AS BARTON SERVICE FUNERAL HOME,
PLAINTIFF

VS.

ROBERT HUBBART,
DEFENDANT.

FILED 10-4-50

August 10, 1950
CLERK

HUGH POZELLE
ATTORNEY AT LAW
MOBILE, ALABAMA

RECORDED

MOTION FOR DISMISSAL

CHESTER BARTON, DOING BUSINESS
AS BARTON SERVICE FUNERAL HOME,

PLAINTIFF

VS.

ROBERT HUBBART

DEFENDANT.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW

Comes the Plaintiff in the above styled cause and moves
the dismissal of Plaintiff's complaint in said cause for reason
of settlement by the parties.

Hugh Rozelle
ATTORNEY FOR PLAINTIFF

CHESTER BARTON, DOING BUSINESS
AS BARTON SERVICE FUNERAL HOME,

PLAINTIFF

VS

ROBERT HUEBART

DEFENDANT

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

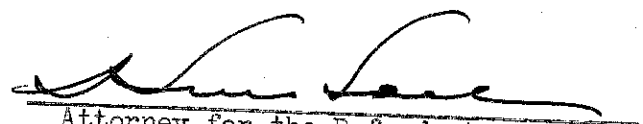
Now comes the Defendant and for answer to the Plaintiff's complaint
and to each count thereof separately and severally says:

1.

That the facts therein alleged are untrue.

2.

That the account sued on was paid in full before the commencement of
this suit.


Attorney for the Defendant

The Defendant demands a trial by jury.



1569

CHESTER BARTON, DOING BUSINESS
AS BARTON SERVICE FUNERAL HOME

PLAINTIFF

VS

ROBERT HUBBART

DEFENDANT

ANSWER

RECORDED

FILED
NOV 8 1960
CLERK OF COURT
JANUARY 1 1961

RECORDED

Filed 3-20-52
Miss J. H. H. H.

Nov 15 69

Chester Burton
d/b/a Burton Funeral
Service

VS.

Robert Hubbard

on account
filed 10-4-50

Hugh F. Zelle.

DATE	DEBIT	CREDIT	5044.97	DATE		DEBIT	CREDIT	BAL.
Mr	5	-	5049.97		Miss	10	-	755 68
Del	85	-	634.97		Del Rm	20	-	775 68
Guest	10	-	644.97	Baby	Rm 10	8	-	783 68
Phone	15	-	645.12	Mrs	" "	28	-	811 68
Med	7	31	652.43		Med	7	-	818 68
Ext Haas	1	25	653.68	4 4	H.C	4	-	822 68
Dr. Paroz	3	-	656.68	9 13	Paroz	10	-	832 68
2 - o.e.	4	-	660.68					
	3	-	663.68					
	3	-	666.68					
	10	-	676.68					
	3	-	679.68					
	3	-	682.68					
	3	-	685.68					
	3	-	688.68					
	3	-	691.68					
HC	4	-	695.68					
Del	50	-	745.68					

THE KOHLHAAS CO., CHICAGO

IN REORDERING SPECIFY FORM 0070

NOT PUNCHED

ADDRESS

PHONE

Lawyer D. D.

DATE	DEBIT	CREDIT	BAL.	DATE		DEBIT	CREDIT	BAL.
Mr - Op	200	-	200	23		5	-	318
Guest	20	-	220	24		5	-	323
Cost	10	-	230	25		5	-	328
Op Rm	10	-	240	26		5	-	333
Rm 1 Ad	5	-	245		Guest meals	1	75	334 25
" "	5	-	250		Med	1	-	335 25
" "	5	-	255		Phone	17	-	335 92
" "	5	-	260	27	cr		10	275 92
" "	5	-	265	11 16	oe	2	-	237 92
" "	5	-	270	17	Jimmy	2	-	239 92
" "	5	-	275	18	"	2	-	241 92
" "	5	-	280	12 2	cr		48	193 92
" "	5	-	285	12 7	cr		50	143 92
" "	5	-	290	2	oe	10	-	153 92
" "	5	-	295	7	"	3	-	156 92
" "	5	-	300	13	"	3	-	159 92
" "	5	-	305	28	"	3	-	159 92
Wife oe	3	-	308	3 14	Scrub Rm	25	-	184 92
	5	-	313	19	oe	3	-	187 92
				4 2	oe	8	-	195 92

THE KOHLHAAS CO., CHICAGO

IN REORDERING SPECIFY FORM 0070

NOT PUNCHED

PHONE

[illegible]

NOT PUNCHED

PHONE

1300 Bank		1959		DATE		DEBIT		CREDIT		BAL.	
DATE	DEBIT	CREDIT	BAL.	DATE	DEBIT	CREDIT	BAL.	DATE	DEBIT	CREDIT	BAL.
ap	200	-	395 92	4 26	Bank	5	-	437 02			
ap Rm	10	-	405 92	27		5	-	442 42			
ap Rm	20	-	425 92	28		5	-	447 42			
ap Rm	20	-	445 92	29		5	-	452 42			
RtO	5	-	450 92	30		5	-	457 42			
"	5	-	455 92	5 1		5	-	462 42			
"	5	-	460 92	2		5	-	467 42			
"	5	-	465 92	3		5	-	472 42			
J. Needs	50	-	466 42	5. Needs	5	55		477 92			
"	5	-	471 42	Med.	27	-		504 92			
"	5	-	476 42	Lab	10	-		514 92			
"	5	-	481 42	Professor	10	-		524 92			
"	5	-	486 42	5 22 H. Call	6	-		530 92			
"	5	-	491 42	8 12 o.c.	2	-		532 92			
"	5	-	496 42	9 1 o.c.	2	-		534 92			
"	5	-	501 42	11		2	-	536 92			
"	5	-	506 42	22		3	-	539 92			
Med	1	-	507 42	24		3	-	542 92			
ev		75	432 42	25		2	-	544 92			

NOT PUNCHED