

THE BANK OF ATMORE, a Corporation,
Plaintiff,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

-vs-

CERTIFICATE OF CLERK

W. J. CONNELL,

Defendant.

STATE OF ALABAMA)
BALDWIN COUNTY)

I, Robert S. Duck, Clerk of the above Court, do hereby certify to the Honorable F. W. Hare, Judge of said Court, that summons and complaint in the above entitled cause was filed in my office on the 11th day of April, 1935, and issued to the sheriff for service on the same day. That on the 20th day of April, 1935, said summons and complaint was returned by the sheriff showing personal service upon the defendant on the 19th day of April, 1935.

That said defendant has made no appearance and has neither demurred, answered nor otherwise pleaded to said complaint.

IN WITNESS WHEREOF: I have hereunto set my hand this 12 day of June, 1935.

Robert S. Duck

Clerk

~~RECORDED~~ 1/35
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

THE BANK OF ATMORE, a Corporation,

Plaintiff,

-VS-

W. J. CONNELL,

Defendant.

CERTIFICATE OF CLERK

Filed June 12 1938
Robert S. Davis
Clerk

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

THE BANK OF ATMORE, a Corporation,

Plaintiff,

-vs-

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

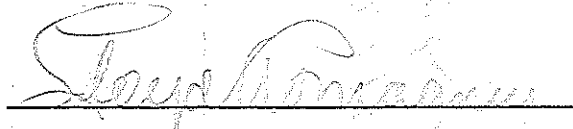
DEMAND FOR DEFAULT JUDG-
MENT

W. J. CONNELL,

Defendant.

Comes now the plaintiff and said defendant having neither answered, demurred nor otherwise pleaded, although service of summons was made upon him more than thirty (30) days ago, hereby demands judgment against said defendant by default.

Dated this 11th day of June, 1935.



Attorney for Plaintiff

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

THE BANK OF ATMORE, a Corporation

Plaintiff,

-VS-

W. J. CONNELL,

Defendant.

DEMAND FOR DEFAULT JUDGMENT

Filed June 12 1935
Robert L. Duck

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

THE BANK OF ATMORE, a Corporation,
Plaintiff,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

-vs-

AFFIDAVIT

W. J. CONNELL,

Defendant.

STATE OF ALABAMA
BALDWIN COUNTY

Lloyd A. Magney, being first duly sworn on his oath deposes and says that he is attorney for the plaintiff in the above entitled cause; that said cause is based upon an instrument in writing, to-wit, a promissory note, which said note is in the words and figures following, to-wit:

\$ \$95.00

Atmore, Ala. August 15, 1934

September 20, 1934 after date without grace I
promise to pay to the order of THE BANK OF ATMORE, of Atmore,
Ala.

Ninety five & no/100

DOLLARS

FOR VALUE RECEIVED, IN LAWFUL MONEY OF THE UNITED STATES
WITH INTEREST FROM date UNTIL PAID

Atmore, Alabama. Payable at THE BANK OF ATMORE, in

The parties to this instrument whether maker, endorser, surety or guarantor, each for himself hereby severally waive as to this debt, or any renewal thereof, all right of exemption under the Constitution and Laws of Alabama, as to personal property, and they each severally agree to pay all costs of collecting or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the maker, endorser, surety or guarantor of this note severally waives demand, presentment, protest, notice of protest, suit and all other requirements necessary to hold them, and they agree that time of payment may be extended from time to time without notice to them of such extensions. The bank at which this note is payable is hereby authorized to apply, on or after maturity, to the payment of this debt any funds in said bank belonging to the maker, surety, endorser, guarantor or any one of them.

ATTEST:

W. J. Connell

(L.S)

(L.S)

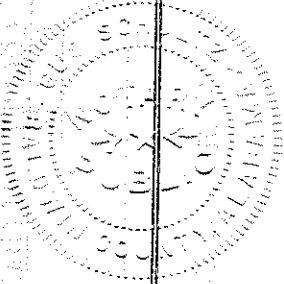
That said note is in the possession of affiant and is past due and unpaid and that there is now due upon said note, principal and interest, the sum of ONE HUNDRED ONE & 33/100 (\$101.33) DOLLARS; that said note provides for the payment of a reasonable attorney's fee and that TWENTY FIVE & 00/100 (\$25.00) DOLLARS is such reasonable attorney's fee and that the plaintiff is entitled to judgment against the defendant in the amount of ONE HUNDRED TWENTY SIX & 33/100 (\$126.33) DOLLARS together with the costs of this action.

That said note contains a waiver of exemption on the part of the defendant and of such waiver the plaintiff is also entitled to the benefit.

Leopoldo

Subscribed in my presence and sworn to before me this 11th day of June, 1955.

Gus Schultz
Notary Public



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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

THE BANK OF MEMPHIS, a Corporation

Plaintiff,

-vs-

W. J. CONNELL,

Defendant.

AFFIDAVIT

Filed June 17 1935
Lloyd A. Magney

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

Circuit Court, Baldwin County

PLAINTIFF

VS.

DEFENDANT

BILL OF COST

CLERK'S FEES		AMOUNT BROUGHT FORWARD	
Issuing Summons and Complaint	\$1 25	Transcript to Supreme Court, 15c per hundred words	
Copies of same, when over 200 words,	30	Copies, 5c per hundred words	
Issuing Alias Summons and Complaint	1 25	Citation to Appellee in Appeal, 20c per hundred words	
Entering Sheriff's Return on Summons and Complaint	20	Certificate with Seal, 50c. Without Seal	25
Docketing Cause 25c. Ent. Appearance, 20c	45	Witness Certificate	25
Subpoena for Witness	30	Taking Bond Not Above Mentioned	75
Making Certificate of Judgment	50	Entering Order of Court not above named	30
Trial and Incidents	10	Administering Oath	25
Entering Judgment, or copy of same	30	Taking Bond for Costs of Non-Resident Plaintiff	75
Order for Continuance	10	Copy of any paper not above named, 15c per hundred words	
Docketing Execution	50	Filing Writ of Prohibition and Entering Return	15
Issuing copy of same	50	Issuing Writ of Prohibition	75
Entering Sheriff's Return on Execution, 15c per hundred words	20	Issuing copies of same, 15c per 100 words	15
Final Record, 15c per hundred words	30	Issuing Writ of Mandamus	75
Order to Dismiss Cause	30	Issuing copies of same, 15c per 100 words	
Order for Alias Summons and Complaint	30	Issuing Writ of Mandamus and Entering Return	15
Order to Set Aside Dismissal	30	Issuing Writ of Mandamus	75
Order Overruling Motion to Set Aside Dismissal	75	Total Clerk's Fees	\$1 50
Order Granting New Trial	30	SHERIFF'S FEES	
Order Overruling Motion for New Trial	30	Serving and Returning Summons	65
Order Overruling Motion for Continuance	30	Serving and Returning Subpoenas	65
Order Overruling Motion to Set Aside Default	30	Collecting Execution for Costs	1 50
Order Overruling Motion for Continuance	30	Serving and Returning Sci. Fa. Notice, etc.	65
Order Overruling Motion to Set Aside Default	30	Executing Writ of Possession	2 50
Order for Notice to Non-Resident Defendant	30	Levying Attachment	3 00
Issuing Notice for Publication and Copy	30	Entering and Returning Attachment	25
20c per hundred words		Entering and Returning Execution	25
Order to Give Security for Costs	30	Summoning and Returning Garnishee	1 50
Order to Give Additional Bond	30	Taking and Approving Garnishee Bond	75
Order to Execute Writ of Inquiry	30	Serving and Returning Writs	1 50
Order of Sale in Attachment	30	Serving and Returning Summons on Forcible Entry	1 00
Order for Leave to Amend Complaint	30	Executing Writ of Restitution in such cases	2 00
Order for Leave to Amend Pleas	30	Taking and Approving Bonds of Every Kind	1 00
Order for Leave to Amend Writ of Process	30	Taking and Approving Claim Bond	1 00
Order for Attachment for Witness	30	Taking and Approving Forthcoming Bond	1 00
Filing Deposition	10	Taking and Approving Bail Bond	1 00
Issuing Commission to Take Deposition	75	Taking and Approving Plaintiff's Deponee Bond	1 00
Issuing copy of same, per hundred words	15	Taking and Approving Defendant's Deponee Bond	1 00
Issuing Copy of Interrogatories, 15c per hundred words, but not less than	50	Taking and Approving Defendant's Deponee Bond	1 00
Endorsing each Pet. Deposition Opened	10	Making Deed	2 50
Taking Bond in Garnishment on Summons	75	Serving Attachment for Contempt of Court	1 50
Summons to Garnishee	50	Collecting Money on Execution	75
Copies of same, 20c per hundred words		Empanelling Jury	
Notice to Defendant in Garnishee on Summons, and copy, per hundred words	20	Sheriff's Commission for Property Sold under Attachment	
Swearing Garnishee and Recording Answer, 15c per hundred words, but not less than	50	Seizing Personal Property on Writ of Detinue	3 00
Filing Attachment	10	Total Sheriff's Fees	3 00
Issuing Attachment Writ and Taking Bond	1 00	Judgment	
Issuing Copies of Attachment Writ, 15c per hundred words	15	Interest	
Filing Certiorari and Entering Return	15	Clerk's Fees	
Taking Certiorari Bond and Filing Same	75	Sheriff's Fees	
Issuing Writ of Certiorari	75	Justice's Fees	
Issuing copies of same, 15c per 100 words		Constable's Fees	
Issuing Writ of Sci. Fa. Facias, or Notice in Nature of	75	Witnesses' Fees	
Issuing copies of same, 15c per 100 words		Commissioners' Fees	
Issuing copies of same, 15c per 100 words		Printer's Fees	
Taking Supersedeas Bond and Filing same	75	Stenographer's Fees	5 00
Taking Appeal Bond and Filing same	75	Answer of Garnishee	3 00
TOTAL FORWARDED		Total	\$ 11 15

ATTEST

Clerk Circuit Court, Baldwin County, Ala.

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Received payment this day of

CERTIFICATE OF JUDGMENT

The State of Alabama, {
Baldwin County

Circuit Court, June Term, 1935

The Bank of Atmore

PLAINTIFF.

Vs.

W. J. Connell

DEFENDANT.

I, Robert S. Duck,

Clerk of the Circuit Court of Baldwin County,

Alabama, do hereby certify that on the 15th day of June 1935,

a Judgment was rendered by said Court in the above stated cause, wherein

The Bank of Atmore

was Plaintiff and

W. J. Connell

was Defendant, in

favor of the said Plaintiff and against the said Defendant for the sum of \$101.33

One Hundred One and 33/100

DOLLARS,

and for the sum of Eleven and 15/100

DOLLARS,

the costs in said suit and that

Lloyd A. Magney

are the Attorneys of record for the Plaintiff
in said cause. I further certify that there was a waiver of exemptions as to
personal property under the Constitution and Laws of Alabama.

Witness my hand this 17th day of June 1935.

Clerk, Circuit Court, Baldwin County, Alabama.

The State of Alabama,

No. 135-

CIRCUIT COURT

Baldwin County.

Term, 1935

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements of

you cause to be made the sum of \$101.33, Defendant,

which Bank at atouch, Plaintiff,

recovered of

on the 15 day of June, 1935, by the Judgment of our Circuit Court held for the County of

besides the sum of 7 cents and 9c/100 DOLLARS,

costs of suit, and have the same to render to the said Bank at atouch, and make return of this Writ and the execution thereof, according to law.

Interest from, 19, to, 19

Witness, my hand this 15 day of July, 1935.

Clerk.

CLERK'S FEES		AMOUNT	SHERIFF'S FEES		AMOUNT
Issuing	Summons and Complaint	\$1.25	Serving and Returning	Summons	\$1.50
Issuing	copies of same	.30	Serving and Returning	Writs	1.30
Issuing	Branch Summons and Complaint	1.25	Serving and Returning	Subpoenas for Wit.	.65
Issuing	copies of same	.30	Levy	Attachment	3.00
Entering	Sheriff's Return or copy of above	.20	Entering and Returning	Attachment	.25
Docketing Cause		.25	Summoning and Returning	Garnishee	1.50
Entering	Appearances	.20	Serving and Returning	Sci. Fas. Notices	1.50
Filing	Pleas	.10	Impaneling Jury		.75
	Affidavits, Certified	.25	Collecting Cost, Execution		1.50
	Commissions to take Depositions	.75	Taking and Approving	Replevin Bonds	1.00
	copies of Interrogatories			Claim Bonds	1.00
	Notices of Filing Interrogatories	.50		Garnishment Bonds	.75
Filing	Packages of Depositions	.10		Forthcoming Bonds	1.00
Inclosing	Packages of Depositions	.10		Bail Bonds	1.00
	Orders in Court	.30		Detinue Bond	1.00
	Continuances	.10	Writ of Possession		5.00
Issuing	Subpoenas for Witnesses	.30	Making Deed		5.00
Trial and Incidents		.75	Collecting Money on Execution		
Entering	Judgment	.30	Writ of Restitution		2.00
Issuing	Execution	.50	Sheriff's Commissions		
Entering	Sheriff's Return of Execution	.20	Sheriff's Deed		
Issuing	Certiorari	.75	Seizing Personal Property in Detinue		3.00
Filing	Certiorari, etc.	.15			
Issuing	Notices	.75	Former Sheriff's Fees		
Issuing	copies of same	.50	TOTAL SHERIFF'S FEES		32.50
Taking	Bonds	.75	WAIVER	NO WAIVER	1.00
Filing	Bonds	.10	RECAPITULATION		3.00
Issuing	Attachment Writ and taking Bond	1.00	Judgment for		101.33
Filing	Attachments	.10	Interest from		
	Summons of Garnishee	.50	Damages		
Swearing and Ent.	Answer of Garnishee		Clerk's Fees		8.00
Complete Record, 15c per 100 words		3.00	Sheriff's Fees		3.50
Transcript to Supreme Court			Justice of Peace Fees		3.00
Certificate of Appeal to Supreme Court		.75	Witness Fees in Justice of Peace Court		14.25
	Notices of Appeal	.75	Constable's Fees		
	Appeal Bond	.75	Commissioner's Fees		
Certificate of Judgment		.50	Commissioner's Residence		
	Witness Certificates	.25	Printer's Fees		
			Garnishee's Fees		
			Witness Fees in Circuit Court		
			Former Clerk's Fees		
			Trial Tax		3.00
TOTAL CLERK'S FEES		7.70	TOTAL FEES		115.58

115.58

The State of Alabama,
COUNTY.
CIRCUIT COURT.

Bank at Atmore

vs. Plaintiff
W. J. Cornwell
Defendant

CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

Judgment for for \$10 / 33
Interest from 19 to 19 \$
Damages \$
Costs \$13.93
Total \$11.58
Civil Fee Book Page
Execution Docket Page
Filed Feb 15 1937
Clerk
Plaintiff's Attorney
Defendant's Attorney

COLLECT COSTS FROM
DEFENDANT

The State of Alabama,
COUNTY.

I hereby certify that the within Judgment and costs in
this case are correct, and there was a waiver of exemp-
tion as to personal property under the Constitution and
Laws of Alabama.

This day
of 19
Clerk.

Received in Office

Feb. 24 1937
M. H. Wilkins
Sheriff.

Sheriff's Execution Docket, page 90

Sheriff's Fee Book, page

Returned May 18-1937
No property of defendant
found in Baldwin County

M. H. Wilkins Sheriff
By C. N. Anderson D. S.

The State of Alabama, }
COUNTY.

By virtue of the within Execution, I have, at o'clock M., this day of 19
levied

Sheriff

PLAINTIFF'S WITNESSES

AMOUNT

DEFENDANT'S WITNESSES

TOTAL

STATE OF ALABAMA)
 BALDWIN COUNTY)
 TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon W. J. Connell to appear within thirty (30) 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 the Bank of Atmore, a corporation.

WITNESS my hand this 7th day of April, 1935.

[Signature]
 Clerk

THE BANK OF ATMORE, a corporation,
 Plaintiff,
 - vs -
 W. J. CONNELL,
 Defendant

IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA

COMPLAINT

COUNT ONE

Plaintiff claims of the defendant NINETY-FIVE (\$95.00) DOLLARS due by promissory note made by him on the 15th day of August, 1934, and payable on the 20th day of September, 1934, with interest thereon.

Plaintiff avers that in, by and as a part of the note here sued upon the defendant did waive as to said debt all right of exemption under the Constitution and Laws of Alabama as to personal property, and of such waiver the plaintiff now claims the benefit.

COUNT TWO

The plaintiff claims of the defendant the further and additional sum of TWENTY-FIVE & 00/100 (\$25.00) DOLLARS for that in, by and as a part of the note here sued upon the defendant agreed to pay all costs of collecting or securing or attempting to collect or secure said note, including a reasonable attorney's fee

and said sum of \$25.00 is such reasonable attorney's fee.

That all of said sums are due and unpaid.

Stella M. Massey.
Attorney for Plaintiff

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

THE BANK OF ATMORE, a corpo-
ration,

Plaintiff

- vs -

W. J. CONNELL,

Defendant

SUMMONS and COMPLAINT

Filed April 11th 1935
Robert S. Duck
Clerk

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

Rec'd in office
April 11 1935

W. H. Wilkins
Sheriff

Executed _____ 193____
by serving copy of within Summons and
Complaint on _____

By _____ Sheriff
Deputy Sheriff

Executed 19th April 1935
by serving copy of within Summons and
Complaint on _____

W. J. Connell
Defendant

W. H. Wilkins Sheriff
By _____ Deputy Sheriff