

W. W. CLARKE, as Executor of
the Estate of Walter G. Bevill,
Deceased,

Plaintiff,

-vs-

W. Z. MASON,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

STATE OF ALABAMA,

BALDWIN COUNTY.

TO W. Z. MASON:-

You will take notice that on the 29th day of June, 1935, W. W. Clarke, as Executor of the Estate of Walter G. Bevill, Deceased, filed in this Court his Petition in writing to the effect that as such Executor he is the owner of that certain Judgment rendered against you in favor of the Bevill Mercantile Company, a Corporation, in the Circuit Court of Baldwin County, Alabama, on, to-wit, November 24th, 1924, for the sum of Ninety-nine & 20/100 Dollars (\$99.20), and costs in the amount of Ten & 40/100 Dollars (\$10.40), petitioning this Court for a Writ of Scire Facias; and that no part of said Judgment or costs has been paid.

This, therefore, is to give you notice to appear in the Circuit Court of Baldwin County, Alabama, within thirty days from the date of the service of this notice upon you and show cause, if any, why said Judgment should not be revived, and why the said W. W. Clarke, as Executor of the Estate of Walter G. Bevill, Deceased, should not have execution issued thereon.

Given under my hand this 29th day of June, 1935.

R. B. B. B.

Clerk Circuit Court of Baldwin
County, Alabama.

Rec in office
June 29 1935
P-34 M. H. Wilkins

RECORDED

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Executed July 13 1935
by serving copy of within Summons and
Complaint on

M. Z. Mason

M. H. Wilkins Sheriff
C. N. Anderson Deputy Sheriff

RECORDED

Book

WRIT OF SCIRE FACIAS.

W. W. CLARKE, as Executor of
the Estate of Walter G. Beville,
Deceased,

Plaintiff,

-VS-

W. Z. MASON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Issued June 29, 1935

Robert D. Dyer
Clerk.

LAW OFFICES
HYBART, ~~PEARL~~
& CHASON
BAY MINETTE, ALABAMA

W. W. CLARKE, as Executor of
the Estate of Walter G. Bevill,
Deceased,

Plaintiff,

-vs-

W. Z. MASON.

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

TO HON. F. W. HARE, JUDGE OF THE TWENTY-FIRST JUDICIAL CIRCUIT:-

Your Petitioner, W. W. Clarke, respectfully petitions
and shows unto your Honor:-

That he is the Executor of the Last Will & Testament
of Walter G. Bevill,, Deceased; that he is over the age of twenty-
one years and is a resident of Clarke County, Alabama; that the
Defendant is over the age of twenty-one years and resides in said
Clarke County, Alabama.

Your Petitioner further shows unto your Honor that on,
to-wit, November 24th, 1924, Bevill Mercantile Company, a Cor-
poration, obtained a Judgment against the said W. Z. Mason in the
Circuit Court of Baldwin County, Alabama, in and for the sum of
Ninety-nine & 20/100 Dollars (\$99.20), and costs in said suit
in the amount of Ten & 40/100 Dollars (\$10.40), a Certificate of
said Judgment being recorded in the Records of the Probate Court
of Baldwin County, Alabama, December 13th, 1924, and that no exe-
cution has issued on said Judgment within the last ten years.

Your Petitioner further shows that the said Bevill
Mercantile Company sold and conveyed said Judgment to W. W. Clarke,
Walter G. Bevill and A. C. Bevill on, to-wit, the 20th day of
December, 1930.

Your Petitioner further shows that W. W. Clarke and A.
C. Bevill on the 18th day of June, 1935, sold and conveyed their
respective interests in said Judgment to your Petitioner, as
the Executor of the Estate of Walter G. Bevill, Deceased.

Your Petitioner further shows unto your Honor that said
Judgment or any part of the same has ever been paid, and is an
outstanding obligation of the said W. Z. Mason.

Petitioner prays that this Court will cause a Writ of
Scire Facias to issue to W. Z. Mason requiring him to appear in

(page two)

this Court within thirty days from the date of service of said Writ of Scire Facias on him, and show cause why said Judgment should not be revived and Plaintiff should not have execution thereon.

By: [Signature]
Attorneys for Petitioner, W. W.
Clarke, Executor of the Estate
of Walter G. Beville, Deceased.

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check

PETITION.

W. W. CLARKE, as Executor of
the Estate of Walter G. Beville,
Deceased,

Plaintiff,

-VS-

W. Z. MASON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Filed June 29, 1935

Robert L. Jones
Clerk.

LAW OFFICES
HYBART, ~~HEART~~
& CHASON
BAY MINETTE, ALABAMA

JOHN E. ADAMS

C. B. GILLMORE

ADAMS & GILLMORE
ATTORNEYS-AT-LAW
GROVE HILL, ALABAMA

April 7, 1936.

Clerk of Circuit Court,
Bay Minette, Alabama.

IN RE: Clarke vs. Mason.

Dear Sir:

The Sheriff levied on certain lands of the defendant in this County and sold the same on March 30, 1936 for \$50.00.

The Sheriff's costs here including advertising amounted to \$14.01, which has been paid. According to your cost bill the costs due your Court amounts to \$12.15 and check of the Sheriff for that amount is herewith enclosed.

The balance of the \$50.00, of course, goes to the judgment creditor and his receipt by his attorneys for \$25.84 is herewith enclosed. The execution, with the returns thereon, and copy of the judgment are herewith enclosed.

Yours very truly,

C. B. Gillmore

CEG/J

Encls.

Copy to:

Mr. John Chason,
Bay Minette, Ala.

$$\begin{array}{r} 14.00 \\ 12.50 \\ \hline 27.26 \end{array}$$

502

$$\begin{array}{r} 10.26 \\ 4.50 \\ \hline 14.76 \end{array}$$

W. W. CLARKE, as Executor
of the Estate of Walter G.
Bevill, Deceased,

Plaintiff,

VS.

W. Z. MASON,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 169 .

This matter coming on to be heard is submitted on the Petition of the Plaintiff in this cause, and on that certain Judgment rendered in the Circuit Court of Baldwin County, Alabama, on November 24th, 1924, in favor of Bevill Mercantile Company, a Corporation, against W. Z. Mason, in and for the sum of Ninety-nine & 20 /100 Dollars (\$99.20), and costs in said suit in the amount of Ten & 40/100 Dollars (\$10.40), and the Assignment of said Bevill Mercantile Company to W. W. Clarke, Walter G. Bevill and A. C. Bevill, dated December 20th, 1930, and Assignment of said Judgment to W. W. Clarke and A. C. Beville to Plaintiff as the Executor of the Estate of Walter G. Bevill, Deceased, and it further appearing to the Court that said Judgment nor any part of the same has ever been paid, and that it is an outstanding obligation of the said W. Z. Mason, and it further appearing to the Court that no execution has issued on said judgment within ten years from the date thereof;

It is the ORDER, JUDGMENT AND DECREE of said Court that said Judgment be revived, and that execution issue thereon in behalf of the Plaintiff, W. W. Clarke, as Executor of the Estate of Walter G. Bevill, Deceased, against W. Z. Mason, the Defendant in these proceedings.

Dated this 20th day of August, 1935.

F. W. HARE
Judge.,

STATE OF ALABAMA !
 *
BALDWIN COUNTY. !

I, Robert S. Duck, Clerk of the Circuit Court of said
County, Alabama, do hereby certify that the above is a
full, true and correct copy of the order rendered by
said Court on the 20th day of August, 1935, in the cause
of
W.W. CLARKE, as Executor of the Estate of Walter G. Beville, Dec'd.
Plaintiff,

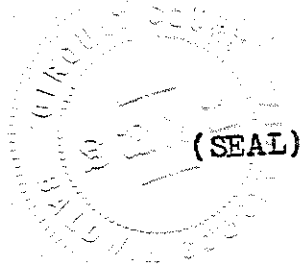
-VS-

W. Z. MASON,
Defendant.

as appears of record in said Court.

WITNESS my hand and the seal of said Court, this the
11th day of September, 1935.

Robert S. Duck
Register.,



Receipt is hereby acknowledged of the sum of Twenty-three & 84/100 (\$23.84) Dollars to us in hand paid by R. S. Duck, Clerk of the Circuit Court of Baldwin County, Alabama, representing the amount collected to the credit of W. W. Clarke as Executor of the Estate of Walter G. Bevill, deceased, on an execution issued out of said Court on January 27, 1936 and collected by J. Sam Cleiland, Sheriff of Clarke County, Alabama, on a levy and sale of certain real estate of the defendant situate in Clarke County, Alabama, said execution having been issued in the cause of W. W. Clarke as Executor of the Estate of Walter G. Bevill, deceased, plaintiff vs. W. Z. Mason, defendant.

This the 7th day of April, 1936.

ADAMS & GILLMORE

BY

C. B. Gillmore
Attorneys for W. W. Clarke as Executor of the Estate of Walter G. Bevill, deceased.

NO. 169 .

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

W. W. CLARKE, as Executor of
the Estate of Walter G. Bevill,
Deceased.

PLAINTIFF,

VS

W. Z. MASON,

DEFENDANT.

CERTIFIED COPY OF ORDER

Filed September 10th, 1938

Robert L. Clark

COPY TO

JOHN CHASON, ATTORNEY,
BAY MINETTE, ALABAMA .

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12.20	35
60. 10.20	5
12.15	1.25
24.91	2.52
1.25	3.75
26.16	13.26
12.15	14.41
14.01	

21.16
23.84

W. W. CLARKE, as Executor
of the Estate of Walter G.
Bevill, Deceased,

Plaintiff,

-vs-

W. Z. MASON,

Defendant.

IN THE CIRCUIT COURT--AT LAW

STATE OF ALABAMA

BALDWIN COUNTY:

This matter coming on to be heard is submitted on the petition of the Plaintiff in this cause, and on that certain judgment rendered in the Circuit Court of Baldwin County, Alabama, on November 24th, 1924, in favor of Bevill Mercantile Company, a Corporation, against W. Z. Mason, in and for the sum of Ninety-nine & 20/100 Dollars (\$99.20), and costs in said suit in the amount of Ten & 40/100 Dollars (\$10.40), and the Assignment of said Bevill Mercantile Company to W. W. Clarke, Walter G. Bevill and A. C. Bevill, dated December 20th, 1930, and Assignment of said Judgment by W. W. Clarke and A. C. Bevill to Plaintiff, as the Executor of the Estate of Walter G. Bevill, Deceased, and it further appearing to the Court that said Judgment nor any part of the same has ever been paid, and that it is an outstanding obligation of the said W. Z. Mason, and it further appearing to the Court that no execution has issued on said judgment within ten years from the date thereof;

It is the ORDER, JUDGMENT AND DECREE of said Court that said Judgment be revived, and that execution issue thereon in behalf of the Plaintiff, W. W. Clarke, as Executor of the Estate of Walter G. Bevill, Deceased, against W. Z. Mason, the Defendant in these proceedings.

Dated this 20 day of August, 1935.

J. H. Hare
Judge.

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Telms Sept 10th 1935
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Sept 10 1935

[Signature]