

381

STATE OF ALABAMA
BALDWIN COUNTY

TO MITCHELL NAVAL STORES COMPANY, A CO-PARTNERSHIP COMPOSED OF R. F. MITCHELL, JR., C. B. MITCHELL AND J. L. TUCKER and R. F. MITCHELL, JR., C. B. MITCHELL AND J. L. TUCKER, INDIVIDUALLY.

You are hereby commanded to be, and appear before me, on the 9th day of July, 1937, at 2:30 P. M., at my office in Roberts-dale, Alabama, to answer to, and make defense against a complaint exhibited to me against you by Elmer Dan Rhodes and Elberta Turpentine Company, a Co-partnership, composed of L. W. Brannan and L. W. Brannan, Jr., for forcible entry and detainer.

WITNESS my hand this 23 day of June, 1937.


Justice of Peace.

ELMER DAN RHODES AND ELBERTA
TURPENTINE COMPANY, A CO-PARTNER-
SHIP COMPOSED OF L. W. BRANNAN AND
L. W. BRANNAN, JR.

Plaintiffs,

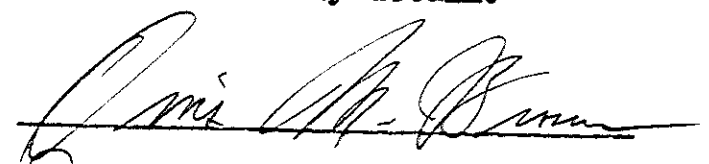
vs.

NAVAL STORES COMPANY, A CO-PARTNER-
SHIP COMPOSED OF R. F. MITCHELL, JR.,
C. B. MITCHELL AND J. L. TUCKER and
R. F. MITCHELL, JR., C. B. MITCHELL
AND J. L. TUCKER, INDIVIDUALLY,

Defendants.

IN THE JUSTICE COURT OF
J. J. GANUS. BEAT 9.
BALDWIN COUNTY, ALABAMA.

Plaintiffs sue to recover the following tract of land
namely: The South Half of the South Half of the Northeast Quarter
of the Southwest Quarter and the Southeast Quarter of the Southwest
Quarter of Section 20, Township 6 South of Range 6 East, in Baldwin
County, Alabama, of which Plaintiffs was in possession, and upon
which, pending such possession, and before the commencement of this
suit, the Defendants forcibly entered and unlawfully detain.



Attorneys for Plaintiffs.

RECORDED
8-15-36

STATE OF ALABAMA,)
BALDWIN COUNTY.)

W e, MITCHELL NAVAL STORES COMPANY, a co-partnership composed of R. F. Mitchell, Jr., C. B. Mitchell and J. L. Tucker, and R. F. Mitchell, Jr., C. B. Mitchell and J. L. Tucker, individually, as Principal, and the undersigned, as sureties, are bound unto ELMER DAN RHODES and ELBERTA TURPENTINE COMPANY in the sum of SEVENTY-FIVE (\$75.00) DOLLARS, for the payment of which, we, jointly and severally, bind ourselves, our heirs, executors and administrators.

Sealed with our seals and dated this 17th day of July, 1937.

The condition of the above obligation is such, that on the 9th day of July, 1937, J. J. Ganus, a Justice of the Peace, in and for said County, rendered a judgment in favor of the said Elmer Dan Rhodes and Elberta Turpentine Company against the said Mitchell Naval Stores Company, a co-partnership composed of R. F. Mitchell, Jr., C. B. Mitchell, and J. L. Tucker, and R. F. Mitchell, Jr., C. B. Mitchell, and J. L. Tucker, individually, for the following described lands in Baldwin County, Alabama, to-wit:

The South half of the South half of the Northeast Quarter of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section 20, Township 6 South of Range 6 East,

and costs, from which judgment the said Mitchell Naval Stores Company, a co-partnership composed of R. F. Mitchell, Jr., C. B. Mitchell, and J. L. Tucker, and R. F. Mitchell, Jr., C. B. Mitchell and J. L. Tucker, individually, has applied for and obtained an appeal to the Fall Term of the Circuit Court of Baldwin County, Alabama; if the said Mitchell Naval Stores Company, a co-partnership composed of R. F. Mitchell, Jr., C. B. Mitchell and J. L. Tucker, and R. F. Mitchell, Jr., C. B. Mitchell, and J. L. Tucker, individually, shall prosecute the said appeal to effect, or if it shall fail in said appeal it shall pay such judgment, both as to debt and costs, as may be rendered against it by the said Circuit Court of Baldwin County, Alabama, then, in either of said events, this obligation to be void, otherwise remain in full force and effect.

-Page Two-

MICHELLE HAYES STORES COMPANY,

By

C. B. Mitchell

J. G. Tucker

C. B. Mitchell

R. F. Mitchell

Taken and approved this
day of July, 1937.

10th

J. G. Tucker
Justice of the Peace.

RECORDED

Quail

8-126

B O N D:

EMER DAN RHODES, ET AL.,

Plaintiff,

VS

MITCHELL, MAVAL STORES COM-
PANY, ET. AL.,

Defendants.

IN THE CIRCUIT COURT
OF

BALTIMORE COUNTY, ALABAMA.

Filed August 16, 1933

R. S. Dorch, Clerk.

Defendants demand a trial
by Jury.

ELMER DAN RHODES AND ELBERTA
TURPENTINE COMPANY, A CO-PARTNER-
SHIP COMPOSED OF L. W. BRANNAN
AND L. W. BRANNAN, JR.,

Plaintiffs,

VS.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

MITCHELL NAVAL STORES COMPANY, A
CO-PARTNERSHIP COMPOSED OF R. F.
MITCHELL, JR., C. B. MITCHELL AND
J. E. TUCKER and R. F. MITCHELL,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY,

Defendants.

Now come the Plaintiffs in the above entitled cause
which has been appealed to the Circuit Court by the Defendants and
demand a jury trial of the said cause in this Court.

J. T. B. Blalock
Attorney for Plaintiffs.

Delegation.

LOCKER, INDIVIDUALLY,
JR., C. B. MITCHELL AND J. E. TUCKER,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY, CO-PARTNERSHIP COMPOSED OF R. F.
MITCHELL, JR., C. B. MITCHELL AND J. E. TUCKER,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY,

AS

Plaintiffs,

AND R. F. MITCHELL, JR.,
JR., C. B. MITCHELL AND J. E. TUCKER,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY, CO-PARTNERSHIP COMPOSED OF R. F.
MITCHELL, JR., C. B. MITCHELL AND J. E. TUCKER,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY,

DEMAND FOR JURY TRIAL.

Good - 1/10/21
Good - 1/10/21
Good - 1/10/21

BY ORDER OF THE COURT.

IN THE CIRCUIT COURT OF

(copy)

DEMAND FOR TRIAL BY JURY.

ELMER DAN RHODES AND ELBERTA
TURNER, INCORPORATED, A CO-PARTNER-
SHIP COMPOSED OF L. W. BRAINMAN
AND L. W. BRAINMAN, JR.,

Plaintiffs,

VS.

MITCHELL, NAVAL STORES COMPANY, A
CO-PARTNERSHIP COMPOSED OF R. B.
MITCHELL, JR., C. B. MITCHELL, AND
J. L. TUCKER, and R. F. MITCHELL,
JR., C. B. MITCHELL, AND J. L.
TUCKER, Individually,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

Filed July 19, 1934
R. B. Mitchell
Plaintiff

Whereas a bill of complaint was filed in this court

which has been accepted to the circuit court of the defendants and

and also the plaintiffs in the above entitled cause

Defendants:

ELBERTA TURNER
AND C. B. MITCHELL AND J. L. TUCKER
AND R. F. MITCHELL, JR. AND C. B. MITCHELL
MITCHELL, JR. AND C. B. MITCHELL AND
CO-PARTNERSHIP COMPOSED OF R. B.
MITCHELL, JR. AND C. B. MITCHELL AND

AND

Plaintiffs:

ELMER DAN RHODES AND ELBERTA
TURNER, INCORPORATED, A CO-PARTNER-
SHIP COMPOSED OF L. W. BRAINMAN
AND L. W. BRAINMAN, JR.,

ELBERTA TURNER, INCORPORATED

IN THE CIRCUIT COURT OF

County, Ala.

Transcript of Civil Cases from Justice's Court of

J. J. Gannoo,

ATTORNEYS	NAMES OF PARTIES	CAUSE OF ACTION	ITEMIZED BILL OF COSTS
For Plaintiff.	Edmund H. Rhoten & Albert W. Turfentine Co.	Farcible	Issuing Summons \$ 50
Hon. J. B. Blackburn	a Co. Partnership composed of J. W. Brannon & J. B. Blackburn	Entry & Unlawful Detainer.	Issuing Alias Summons..... 50
Gen. M. Brannon	L. W. Brannon & Co. Partnership composed of R. F. Mitchell & J. L. Tucker.		Issuing Subpoena... for each witness 15
Wm. H. M. Hall	J. C. B. Mitchell & J. L. Tucker.		Issuing Execution and Taxing Cost .. 50
	Individually		Issuing Summons to Garnishee and taking answer 50
			Issuing Attachment Writ 50
			Attachment Bond and Affidavit 1 50
			Garnishment Bond and Affidavit 50
			Appeal or Certiorari, including Bond 1 00
			Bond 50
			Administering Oath and Certifying same 25
			Certificate not otherwise provided for 25
			Docketing Cause 10
			Judgment on Forthcoming Stay or Replevin Bond 50
			Judgment on Summary Proceeding 75
			Issuing Venire Facias 50
			Transcript of Proceeding 50
			Attending Trial or Right of Property 1 00
			Sci. Fa. or Notice in nature thereof 50
			Making Return of Certiorari 50
			Notice to Defendant 15
			Release 25
			CONSTABLE'S FEES
			Civil Cases
			4 Summons @ 150 1 00
			Serving Summons on Each Witness 25
			Serving Garnishment 25
			Levying Attachment under \$50.00 1 00
			Levying Execution under \$50.00 1 00
			Making Money, 3 per cent, not less than 75
			Serving Notice, etc. on each party therein 25
			Serving Sci. Fa. or other like Notice 50
			Taking Bail or other Bond 50
			Keeping Property Levied on 50
			WITNESS' FEES
			7 Witness Days 50
			Garnishee's Fee 75

ELMER DAN RHODES AND ELBERTA
TURPENTINE COMPANY, A CO-PARTNER-
SHIP COMPOSED OF L. W. BRANNAN
AND L. W. BRANNAN, JR.,

Plaintiffs,

VS.

MITCHELL NAVAL STORES COMPANY, A
CO-PARTNERSHIP COMPOSED OF R. F.
MITCHELL, JR., C. B. MITCHELL AND
J. L. TUCKER and R. F. MITCHELL,
JR., C. B. MITCHELL AND J. L. TUCKER,
INDIVIDUALLY,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

Now come the Plaintiffs in the above entitled cause
which has been appealed to the Circuit Court by the Defendants and
demand a jury trial of the said cause in this Court.

J. B. T. Blashum
Attorney for Plaintiffs.

Filed August 16, 1897
W. S. Clark, Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

No. 381

CIRCUIT COURT

Judgment

Term, 1939

Chas. Dan. Rhodes et al
Plaintiffs

VS.

Mitchell Naval Store
at St. Joseph, Nant.

DEAR SIRS: At the

Term, 193 7

—, of the Circuit Court of said County,

recovered a judgment against

for the sum of

Dollars

besides _____ Dollars, cost of suit, and execution
was duly issued thereon, commanding any Sheriff of the State that he cause to be made of the goods and chattels, land and tene-
ments of said _____

_____ the amount of the judgment and costs, and the Sheriff has returned said exception indorsed, "No Property Found," and the costs have never been paid. In order to save you the additional expense of an execution against you, I herewith inclose an itemized statement of the costs which have accrued in said cause, and respectfully request that you will, on receipt of this, remit the amount. If I do not hear from you in a few days I will forward the execution to the Sheriff of your County for collection.

Respectfully yours,

R. E. Dush

, Clerk.

[illegible]

The State of Alabama,

No. 381

CIRCUIT COURT

Baldwin County.

Spring Term, 1939

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements of Mitchell Naval Stores Co., a co-partnership composed of R. F. Mitchell, C. P. Mitchell & L. P. Tucker, Defendant, you cause to be made the sum of One Hundred and Fifty 900/100 DOLLARS, which Elmer Dan Rhodes & Alberta Turpentine Co., a partnership composed of L. N. Burroughs, Jr. and L. W. Parham, Jr. Plaintiff, recovered of them

on the 11th day of April, 1939, by the Judgment of our Circuit Court held for the County of Baldwin, besides the sum of Twenty-nine and 40/100 DOLLARS, costs of suit, and have the same to render to the said R. F. Tucker, and make return of this Writ and the execution thereof, according to law.

Interest from April 11th, 1939, to date of collection, 19

Witness, my hand this 5th day of February, 1940
R. S. Duck, Clerk.

CLERK'S FEES	AMOUNT	SHERIFF'S FEES	AMOUNT
Issuing..... Summons and Complaint.....	\$1.25	Serving and Returning..... 6 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..... Demurrers.....	.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..... Sci. Fas.....	.75	Seizing Personal Property in Detinue.....	3.00
Filing..... Certiorari, etc.....	.15	Former Sheriff's Fees.....	
Issuing..... Notices.....	.75	TOTAL SHERIFF'S FEES.....	7.50
Issuing..... copies of same.....	.50	WAIVER..... NO WAIVER.....	
Taking..... Bonds.....	.75	RECAPITULATION.....	
Filing..... Bonds.....	.10	Judgment for..... for.....	150.00
Issuing..... Attachment Writ..... and taking Bond.....	1.00	Interest from.....	
Filing..... Attachments.....	.10	Damages.....	
..... Summons of Garnishee.....	.50	Clerk's Fees.....	8.05
Swearing and Ent..... Answer of Garnishee.....		Sheriff's Fees.....	6.00 w
Complete Record, 15c per 100 words.....	4.20	Justice of Peace Fees.....	1.50-S
Transcript to Supreme Court.....		Witness Fees in Justice of Peace Court.....	5.85
Certificate of Appeal to Supreme Court.....	.75	Constable's Fees.....	
..... Notices of Appeal.....	.75	Commissioner's Fees.....	5.00
..... Appeal Bond.....	.75	Commissioner's Residence.....	
Certificate of Judgment.....	.50	Printer's Fees.....	
..... Witness Certificates.....	.25	Garnishee's Fees.....	
..... Certificate of Judgment.....	.50	Witness Fees in Circuit Court.....	
TOTAL CLERK'S FEES.....	8.05	Former Clerk's Fees.....	
		Trial Tax.....	3.00
		TOTAL FEES.....	179.40

Interest to date

FEB - 5 1940

No. 381 Page
The State of Alabama,
Baldwin COUNTY.

CIRCUIT COURT.

Elmer Dan Rhodes
et al
vs.
Mitchell Naval Stores
et al

Defendant
CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

Judgment for for \$150.00
Interest from 1937, to 1940, \$
Damages \$
Costs \$29.70
Total plus interest \$179.70
Civil Fee Book Page

Execution Docket Page
Filed 5th Feb, 1940
R. S. Duck Clerk
J. B. Blackburn Plaintiff's Attorney
Beebe, H. & Beebe Defendant's Attorney

W. W. 2-13-40

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 execution as to personal property under the Constitution and Laws of Alabama.

This day of 19

Clerk.

Received in Office
Feb. 5th, 1940
W. R. Stuart
Sheriff.

Sheriff's Execution Docket, page

Sheriff's Fee Book, page

draft \$84.20

The State of Alabama,
COUNTY.

By virtue of the within Execution, I have, at o'clock M, this day of 19
Returned this 26th day of April 1941 by collecting \$47.70 balance due on judgment and \$29.40 cost, making a total of \$77.10 collected. I turned over to J. B. Blackburn the Plaintiff Attorney the \$47.70 balance due on judgment, and to R. S. Duck Clerk of Circuit Court \$27.90. The \$1.50 balance I retained as my fee.

W. R. Stuart Sheriff
BY J. B. Blackburn

Sheriff.

PLAINTIFF'S WITNESSES

DEFENDANT'S WITNESSES

TOTAL

AMOUNT

\$195.00
Mr. W. R. Stuart, Sheriff:
You are authorized to deduct
from the amount of execution
R. S. Duck, Clerk
By J. B. Blackburn
Deputy