

362

ANSWER.

FARMERS' & MERCHANTS'
BANK OF FOLEY, a Corporation,
Plaintiff,

vs.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NO. 362.

MRS. M. L. BREWTON and
M. L. BREWTON,
Defendants,

SEPARATE ANSWER OF M. L. BREWTON, one of the Defendants in the
Bill of Complaint in this Cause.

Said Defendant, answering said bill of Complaint says:-

1. The Defendant denies each and every allegation con-
tained in paragraph one, two, and three, separately and severally.

2. The Defendant for further answer to the complaint
says that he is not guilty of the matters alleged therein.


Attorney for Defendant.

The Defendant demands a trial by jury.


Attorney for Defendant.

Duch
RECORDED
8-128

FARMERS' & MERCHANTS'

BANK OF FOLEY, a corporation

Plaintiff,

VS.

MRS. M. BREWTON AND

M. L. BREWTON,
Defendants,

SEPARATE ANSWER OF

M. L. BREWTON.

Filed July 7, 1937

R. S. Duch, Clerk

STATE OF ALABAMA)
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Mrs. M. Brewton and M. L. Brewton, 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 Farmers & Merchants Bank of Foley.

WITNESS my hand this 7 day of June, 1937.

R. S. Duck
Clerk

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FARMERS & MERCHANTS BANK OF
FOLEY, a corporation,

Plaintiff,

vs.

MRS. M. BREWTON & M. L.
BREWTON,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COMPLAINT

1. The Plaintiff claims of the Defendants ONE HUNDRED THIRTY & 00/100 (\$130.00) DOLLARS due by promissory note made by them on the 28th day of January, 1936, and payable on the 28th day of february, 1936, with interest thereon from September 1st, 1936.

2. Plaintiff avers that in, by and as a part of the note sued on in Count One hereof, the defendants, each for himself, waived as to said debt all right to exemption under the Constitution and Laws of Alabama as to personal property and of such waiver the Plaintiff now claims the benefit.

3. Plaintiff avers that in, by and as a part of the note sued on in Count One (1) hereof, the defendants, each for himself, agreed to pay all costs of collecting, securing or attempting to collect or secure said note, including a reasonable attorney's fee;

that the sum of TWENTY FIVE & 00/100 (\$25.00) DOLLARS is such reasonable attorney's fee and the Plaintiff claims of the defendants the further and additional sum of TWENTY FIVE & 00/100 (\$25.00) DOLLARS as such attorney's fee.

Steph Tomaguen

Attorney for Plaintiff

Executed June 8 1937
by serving copy of within Summons and
Complaint on

Mrs. M. Brewton
& M. L. Brewton

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

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

James C. Coyle
Plaintiff

FARMERS & MERCHANTS BANK OF FOLEY
a Corporation,

Plaintiff,

vs.

MRS. M. BREWTON & M. L. BREWTON,
Defendants.

SUMMONS AND COMPLAINT

Filed June 7 1937
R. A. Magney
clerk

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

The State of Alabama,

CIRCUIT COURT

County.

No. 362

Sept. Term, 1937.

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements of Mrs. M. L. Branton and M. L. Branton, Defendant, you cause to be made the sum of One Hundred Sixty-five and 80/100 DOLLARS, which Farmers & Merchants Bank, Plaintiff, recovered of them on the 13 day of Sept, 1937, by the Judgment of our Circuit Court held for the County of Baldwin besides the sum of \$13.45 DOLLARS, costs of suit, and have the same to render to the said R. S. Dorch, and make return of this Writ and the execution thereof, according to law.

Interest from _____, 19____, to _____, 19____.

Witness, my hand this 14 day of October, 1937, R. S. Dorch, 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 on 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
	Demurrers.....	.10	Collecting Cost, Execution.....		1.50
	Affidavits, Certified.....	.25	Taking and Approving.....	Replevin Bonds.....	1.00
	Commissions to take Depositions.....	.75		Claim Bonds.....	1.00
	copies of Interrogatories.....			Garnishment Bonds.....	.75
	Notices of Filing Interrogatories.....	.50		Forthcoming Bonds.....	1.00
Filing.....	Packages of Depositions.....	.10		Rail Bonds.....	1.00
Inclosing.....	Packages of Depositions.....	.10		Detinue Bonds.....	1.00
	Orders in Court.....	.30	Writ of Possession.....		5.00
	Continuances.....	.10	Making Deed.....		5.00
Issuing.....	Subpoenas for.....	.30	Collecting Money on Execution.....		
Trial and Incidents.....		.75	Writ of Restitution.....		2.00
Entering.....	Judgment.....	.30	Sheriff's Commissions.....		
Issuing.....	Execution.....	.50	Sheriff's Deed.....		
Entering.....	Sheriff's Return of Execution.....	.20	Seizing Personal Property in Detinue.....		3.00
Issuing.....	Certiorari.....	.75			
Filing.....	Certiorari, etc.....	.15	Former Sheriff's Fees.....		
Issuing.....	Notices.....	.75	TOTAL SHERIFF'S FEES.....		15.70
Issuing.....	copies of same.....	.50	WAIVER.....	NO WAIVER.....	
Taking.....	Bonds.....	.75	RECAPITULATION.....		
Filing.....	Bonds.....	.10	Judgment for <u>plty</u>	for.....	165.80
Issuing.....	Attachment Writ..... and taking Bond 1.00		Interest from.....		
Filing.....	Attachments.....	.10	Damages.....		8.95
	Summons of Garnishee.....	.50	Clerk's Fees.....		1.50
Swearing and Ent.....	Answer of Garnishee.....		Sheriff's Fees.....		
Complete Record, 15c per 100 words.....		4.00	Justice of Peace Fees.....		
Transcript to Supreme Court.....			Witness Fees in Justice of Peace Court.....		
Certificate of Appeal to Supreme Court.....		.75	Constable's Fees.....		
	Notices of Appeal.....	.75	Commissioner's Fees.....		
	Appeal Bond.....	.75	Commissioner's Residence.....		
Certificate of Judgment.....		.50	Printer's Fees.....		
	Witness Certificates.....	.25	Garnishee's Fees.....		
			Witness Fees in Circuit Court.....		
			Former Clerk's Fees.....		
			Trial Tax.....		3.00
TOTAL CLERK'S FEES.....		8.95	TOTAL FEES.....		179.25

13.45
1.50
1.95

The State of Alabama,
Baldwin COUNTY.

CIRCUIT COURT.

Farmers' & Merchants'
Bank, Plaintiff.
VS.

Mrs. N. L. Brewster & M. L.
Brewster, Defendant.

CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

Judgment for for \$ 165.80
Interest from 19 to 19 \$
Damages \$
Costs \$ 13.45
Total \$ 179.25

Civil Fee Book Consd Page
Execution Docket Page 37
Filed ~~Sept 7~~ Oct 14, 1935
R. S. Duck Clerk
Hoyd A. Magney Plaintiff's Attorney
Orvis N. Brown 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

7/6, 1935

Sheriff's Execution Docket, page 137
Sheriff's Fee Book, page
Sheriff.

Returned Oct 1st 1935
No Property found of
Def'ts in my County
After diligent search
and inquiry
M. Wilkins - Sheriff

The State of Alabama, }
COUNTY.

By virtue of the within Execution, I have, at
levied.

o'clock, M., this day of 19

Sheriff.

PLAINTIFF'S WITNESSES

AMOUNT

DEFENDANT'S WITNESSES

TOTAL