

ESTHER O'GWYNN,

Plaintiff,

VS.

LOUIS WEISSBERG,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

NUMBER 562.

GENERAL UNQUALIFIED APPEARANCE.

Now comes the Defendant, Louis Weissberg, by Leo Berman and J. B. Blackburn, as his attorneys, and enters this General Unqualified Appearance in the said cause for the said Defendant, reserving the right to plead, answer or demur in the said cause within the time prescribed by law.

Leo Berman

J. B. Blackburn

Attorneys for Defendant.

RECORDED

GENERAL UNQUALIFIED APPEAR-
ANCE.

ESTHER O'GWYNN,

Plaintiff,

VS.

LOUIS WEISSBERG,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NUMBER 562.

Filed 2-12-40

R. S. Duck
By H. E. Smith
clerk

February 12, 1940.

Honorable W. H. Holcombe,
Sheriff of Mobile County,
Mobile, Alabama.

IN RE: Esther O'Gwynn vs. Louis
Weissberg-Civil No. 562.

Dear Sir:

This letter will confirm the telephone conversation
I had with you this morning, authorizing you to release the
automobile attached in this case, described as follows:

One Oldsmobile Sedan, Motor No. L 271830, New York
License 5-K-11-40;

This is in accordance with instructions by Mr. Leslie
Hall of this city, attorney for Plaintiff.

I am,

Very truly yours,

R. S. DUCK, Clerk of the
Circuit Court of Baldwin
County, Alabama.

t/

LESLIE HALL
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

February 12, 1940

Mr. R. S. Duck, Circuit Clerk
Baldwin County, Alabama
Bay Minette
Alabama

Re: Esther O'Gwynn vs. Louis Weissberg
Attachment

Dear Mr. Duck:

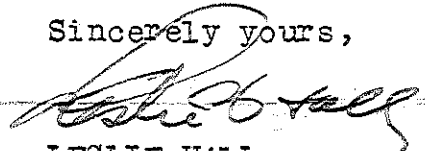
The defendant in this case, through his attorneys, Messrs. Leo Berman and J. B. Blackburn, having entered an unqualified general appearance in this cause, you are advised that the plaintiff does not desire to make bond within the five days allowed by section 6176 of the (1923) Code of Alabama.

Therefore, you are at liberty to instruct the Sheriff that he may permit the Sheriff of Mobile County, Alabama, to release the automobile described as:

One Oldsmobile Sedan, Motor No.
L 271830, New York License 5-K-11-40,

now being held by Dykes Brothers garage, as bailee of the Mobile Sheriff.

Sincerely yours,


LESLIE HALL.

LEH/

ESTHER O'GWYNN,

Plaintiff,

-vs-

LOUIS WEISSBERG,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

AT LAW.

~~Comes the defendant in the above entitled cause~~
and moves the Court to strike from Count One that portion
of said Count One which reads as follows:

"was injured seriously,"

and

"all of said injuries being of a permanent nature,"
and as grounds for the motion to strike each of said portions
assigns the following separately and severally:

1. For that said statements are irrelevant.

2. For that said statements are but mere con-
clusions of the pleader.

3. Because said allegations are not sufficiently
certain or specific.

4. Because said allegations are superflous.

Comes the defendant in the above entitled cause
and moves the Court to strike from Count Two that portion
of said Count Two which reads as follows:

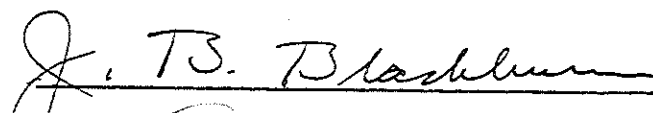

"all of said injuries being of a permanent nature,"
and as grounds for the motion to strike each of said portions
assigns the following separately and severally:

1. For that said statement is irrelevant.

2. For that said statement is but a mere con-
clusion of the pleader.

3. Because said allegation is not sufficiently
certain or specific.

4. Because said allegation is superflous.



Attorneys for Defendant.

ATTACHMENT AFFIDAVIT

STATE OF ALABAMA } IN THE CIRCUIT COURT
BALDWIN COUNTY } AT LAW

-0-

ESTHER O'GWYNN,
Plaintiff,

vs.

LOUIS WEISSBERG,
Defendant.

Before me, W. M. Robertson, a

Judge of Probate in and for said County in said
State, personally appeared Leslie Hall, who, being by me first
duly and legally sworn, on oath saith that:

"He is attorney for the Plaintiff in the above-
styled cause; that this cause of action sounds in damages merely;
that the Plaintiff was injured in an automobile accident through
the negligence of the Defendant; that the Plaintiff's injuries
consist of, to-wit: Right leg broken; third finger on left hand
broken; bruises and cuts over entire body; all of
said injuries being of a permanent nature; and that
she was otherwise bruised and cut; that she was made
sick, sore, lame, nervous, and rendered in a shocked
condition and suffered much physical pain and mental
anguish, discomfort, disability, confinement to a
bed, and loss of sleep; and that she was required to
incur doctor, X-Ray, and hospital bills, and other
expenses;

for which the Plaintiff claims the sum of Ten Thousand Dollars,
as Damages; that the Defendant resides out of the State; that the
Plaintiff elects not to give bond, as is provided in Section 6176
of the Code of Alabama (1923); that this attachment is not sued
out for the purpose of vexing or harassing the Defendant, or other
improper motive."

Leslie Hall
Attorney for the Plaintiff.

Sworn to and subscribed before me this 7 day of February, 1940.

W. M. Robertson
Baldwin County, Ala.

ESTHER O'GWYNN,
Plaintiff,

vs.

LOUIS WEISSBERG,
Defendant.

Attachment Affidavit

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

Filed in office this 7
day of February, 1940.

R. S. Dorch
Clerk of the Circuit Court.

By Samuel Thompson
Deputy

Original

ATTACHMENT.

The State of Alabama,
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Leslie Hall, Attorney for the Plaintiff,
ESTHER O'GWYNN,

G. W. Robertson, Judge of Probate,
hath complained on oath to me / ~~ROBERT S. JAMES, Clerk of Baldwin County~~ of Baldwin County, Ala.

that LOUIS WEISSBERG

is justly indebted to the Plaintiff, ESTHER O'GWYNN,

in the sum of TEN THOUSAND (\$10,000.00)- - - - - - Dollars, and

said Leslie Hall,

having made affidavit ^{that Defen-} ~~and given bond~~
dant is a non-resident of the State, and Plaintiff having elected not
to give bond, as provided by law,
~~XXXXXX~~ in such cases, you are hereby commanded to attach so much of the estate of
the said LOUIS WEISSBERG

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so
attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said
County, answer to be made within thirty days after perfection of pub-
~~XXXXXX~~ lication,
~~XXXX~~ when and where you must make known to said Court how you have executed this Writ.

WITNESS. my hand, this 7 day of February A. D. 1940.

G. W. Robertson
Judge of Probate, Baldwin County,
Alabama.

RECORDED

No. 562

ATTACHMENT

ESTHER O'GWYNN,
Plaintiff,

Vs. { ATTACHMENT

LOUIS WEISSBERG,
Defendant

Issued Feb. 7, 1940

MOORE PRINTING CO.,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

Filed in office this 7
day of February, 1940.

R. S. Duck
Clerk.
By Walter Thayer
Deputy

Executed the within
attachment by: taking into

my possession one Oldsmobile
Sedan, Motor No L-271830
New York Licence 5-K-1140

as the property of the
Defendant.

Done this 7 day of
February, 1940.

W. H. Holcomb
Sheriff, Mobile
County, Alabama.

by G. J. Flournoy D.S.

BALDWIN COUNTY

~~State of Alabama---Mobile County~~

CIRCUIT COURT, OCTOBER TERM 19.....

Esther O'Gwynn

Plaintiff,

vs.

Louis Weissberg.

Defendant.

Bay Minette, Alabama,

МФБНХХХХХ.

March 9, 1940

J. B. Blackburn & Leo Berman appear for

Louis Weissberg Defendants

in the above entitled cause and reserve the right to demur or plead specially.

Attorneys for
LOUIS WEISSBERG

RECORDED

No.

APPEARANCE

vs.

Filed in Office

March 9, 1940

R. Duck

Clerk

6. The Court charges the Jury that it is the duty of the driver of a motor vehicle to drive the same upon the right side of the highway.

Given
J. W. Starr
Judge

5. The Court charges the Jury that it is the duty of the drivers of vehicles proceeding in opposite directions to pass each other to the right, each giving the other at least one-half of the main traveled portion of the roadway.

Given
J W Lee
Judge

1. The Court charges the Jury that if you believe the evidence in the case of R. L. Jensen, Sr., Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count One of the Complaint.

Refused
J. M. Laro
Judge

2. The Court charges the Jury that if you believe the evidence in the case of R. L. Jensen, Sr., Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count Two of the Complaint.

Refused
to have
Judge

3. The Court charges the Jury that if you believe the evidence in the case of R. L. Jensen, Sr., Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count Three of the Complaint.

Refused,
J. H. Ware
Judge

4. The Court charges the Jury that if you believe the evidence in the case of R. L. Jensen, Sr., Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count Four of the Complaint.

Refused,
A. M. Hays
Jury

1. The Court charges the Jury that if you believe the evidence in the case of Esther O'Gwynn, Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count One of the Complaint.

Refused
J. M. Hall
Judge

2. The Court charges the Jury that if you believe the evidence in the case of Esther O'Gwynn, Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count Two of the Complaint.

Refused
J. H. H. H.
J. H. H. H.

2. The Court charges the Jury that if you believe the evidence in the case of Rosalee Jensen, Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count Two of the Complaint.

Refused
J. M. Hare
Judge

1. The Court charges the Jury that if you believe the evidence in the case of Rosalee Jensen, Plaintiff, versus Louis Weissberg, Defendant, you cannot find for the Plaintiff under Count One of the Complaint.

*Refused,
G. W. S. Lane
Judge*

Ether A. Gwynn } In the Circuit
vs. } Court of Baldwin
Louis Weissberg } County, Alabama,
at Law

Considers the defendant in
the above styled cause and
for answer to plaintiff's
complaint and to each
count thereof separately
and severally, defendant
says:

1. That he is not guilty
of the matters and things
alleged in said complaint.

J. J. Blackburn
McConway the Elder, Turner & Rogers
Attorneys for defendant

1. If you believe the evidence in this case, you must find for the Plaintiffs and against the Defendants.

Refused
J.W. Harg
Judge

John H. Harg
Sept 12, 1944
Docket
Book

Copy for
P. H.
Jesse Harg

The State of Alabama,
Baldwin County

S. D. Page No. _____

CIRCUIT COURT

Case No. 562

Free

Term, 1940

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON

J. S. Fillingim, R. L. Jensen, Jr.,

Rosalee Jensen

if to be found in your County, at the instance of the plaintiff

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 8:30 o'clock of the forenoon, on the 27 day of September, 1940, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein Robert O'Gwynn Plaintiff

and Louis Weissberg Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 23 day of Sept., 1940

R. S. Dorch CLERK.

Received in office this 23rd day of

Sept 1940

W R Stuart
SHERIFF

I have executed this writ 9-23-40

in full

W R Stuart
Shiriff

SHERIFF

ORIGINAL

No. 562

Page 1

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Ester O'Gwynn

Plaintiff

VS.

Louis Whistling

Defendant

CIVIL SUBPOENA

Issued this _____ day of

1934

Clerk.

SUMMONS

STATE OF ALABAMA)
)
BALDWIN COUNTY)

IN THE CIRCUIT COURT
LAW SIDE
Jury Docket, No. _____.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:-

You are hereby commanded to summon LOUIS WEISSBERG to appear within thirty days from the service of this Writ in the Circuit Court of Baldwin County, Alabama, at the place of holding the same, then and theretofore answer to the Complaint of ESTHER O'GWYNN.

Witness my hand this the 7 day of February, 1940.

R. S. Dush

Clerk of the Circuit Court.

Ray Andrew Thompson, Deputy

COMPLAINT

ESTHER O'GWYNN,
Plaintiff,

vs.

LOUIS WEISSBERG,
Defendant.

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

Count One

The Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00) as damages for that, whereas, heretofore on, to-wit: the 4th day of February, 1940, at about 7:00 o'clock, P. M., the said Defendant so negligently operated an automobile which he was then and there driving on or along the Montgomery-Mobile Highway, at a point in Baldwin County, Alabama, on the Cochrane Bridge Causeway, approximately one-half mile East of the Tensas River Drawbridge and Tensas River, that said automobile was driven into or against an automobile in which the Plaintiff was riding as a guest along or upon said Highway, and as a proximate result of said negligence on the part of the said Defendant, the Plaintiff was injured seriously as follows, to-wit:

Her right leg was broken; the third finger on her left hand was broken; she suffered bruises and cuts over her entire body; all of said injuries being of a permanent nature; and that she was otherwise bruised and cut; that she was made sick, sore, lame, nervous, and rendered in a shocked condition and suffered much physical pain and mental anguish, discomfort, disability, confinement to a bed, and loss of sleep; and she was required to incur doctor, X-Ray, and hospital bills, and other expenses;

all as a proximate result of such negligence as aforesaid;

WHEREFORE, the Plaintiff sues.


Count Two

The Plaintiff claims of the Defendant the sum of TEN THOUSAND DOLLARS (\$10,000.00) as damages for that, whereas, heretofore on, to-wit: the 4th day of February, 1940, at about 7:00 o'clock, P. M., the said Defendant so wilfully, wantonly, or intentionally operated an automobile which he was then and there driving on or along the Montgomery-Mobile Highway, at a point in Baldwin County, Alabama, on the Cochrane Bridge Causeway, approximately one-half mile East of the Tensas River Drawbridge and Tensas River, that the said Defendant wilfully, wantonly, or intentionally caused said automobile to run into or against an automobile in which the Plaintiff was then and there riding as a guest along or upon said Highway, and that the said Defendant thus wilfully, wantonly, or intentionally caused the Plaintiff to suffer the following injuries, to-wit:

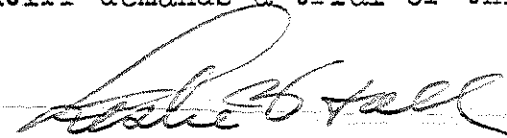
Her right leg was broken; the third finger on her left hand was broken; she suffered bruises and cuts over her entire body; all of said injuries being of a permanent nature; and that she was otherwise bruised and cut; that she was made sick, sore, lame, nervous, and rendered in a shocked condition and suffered much physical pain and mental anguish, discomforture, disability, confinement to a bed, and loss of sleep; and that she was required to incur doctor, X-Ray, and hospital bills, and other expenses;

all as a direct result of such wilful, wanton, or intentional conduct on the part of the Defendant, as aforesaid.

WHEREFORE, the Plaintiff sues.


LESLIE HALL, Attorney for the Plaintiff.

The Plaintiff demands a trial of this cause by a Jury.


LESLIE HALL, Attorney for the Plaintiff.

Received 7 Day of February 1940
and on 7 Day of February 1940
I served a Copy of the within Summons & Complaint
on Louis Weissberg
by service on W. E. HOLCOMBE, Sheriff
By W. E. Holcombe D.S.

Jury (Original)
At Law, No. 572
RECORDED

183
2/7/40
Remand
ESTHER O'GWYNN,
Plaintiff,
vs.
LOUIS WEISSBERG,
Defendant.

SUMMONS AND COMPLAINT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Filed in office this
7 day of February, 1940.
R. S. Ditch
Clerk of the Circuit Court.
By Sophie Thompson
Deputy

8435
Wrote jury find for
the Plaintiff & Assess
the damages at
\$500.00
John Ed Smith
Foreman

Escambia County

CIVIL SUBPOENA--ORIGINAL--In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he will be barred
Moore Printing Co. Bay Minette, Ala.

The State of Alabama, {
Baldwin County

S. D. Page No. _____

CIRCUIT COURT

Case No. 562

Fall

Term, 193⁴⁰

To Any Sheriff of the State of Alabama, GREETING:

YOU ARE HEREBY COMMANDED TO SUMMON H. Dewey Chambliss (State Prison Farm)

Amelia O'Gwynn, Flomaton, Ala. ~~Mrs. Rosalee Jensen, R. L. Jensen, Sr.,~~

~~_____~~

if to be found in your County, at the instance of the Plaintiff

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House thereof,

by 8:30 o'clock of the forenoon, on the 27th day of September 193⁴⁰, and from day to

day and term to term of said Court until discharged by law, then and there to testify, and the truth to say, in a certain

cause pending, wherein Esther O'Gwynn Plaintiff

and Louis Weissberg Defendant.

Herein fail not, and have you then and there this Writ.

Given under my hand and seal, this 23rd day of September 193⁴⁰

R. S. Dush

CLERK.

Received in office this 23- day of

Sept 1940
W R Stuart
SHERIFF

I have executed this writ

by serving 9/26/40
W R Stuart

W R Stuart
SHERIFF

Escambia County

ORIGINAL

No. 562

Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

ESTHER O'GWYNN

Plaintiff

VS.

LOUIS WEISSBERG

Defendant

CIVIL SUBPOENA

Issued this _____ day of

193

Clerk.

ESTHER O'GWYNN,
Plaintiff,

vs.

LOUIS WEISSBERG,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW, No. 562

STATE OF ALABAMA

BALDWIN COUNTY

COUNTER-AFFIDAVIT ON HEARING OF

MOTION TO SET ASIDE JUDGMENT NIL DICT

Before me, Cornelia Hall, a Notary Public

in and for said County in said State, personally appeared Leslie Hall, known to me, who, being by me first duly and legally sworn to tell the truth and nothing but the truth, deposes and says:

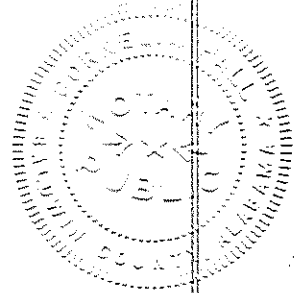
"My name is Leslie Hall. I am 28 years of age, a resident of Bay Minette, Baldwin County, Alabama, and am the Attorney for Mrs. Esther O'Gwynn, Plaintiff in the above-styled cause. After filing this suit, I went to Mobile, Alabama, on Friday, February 9, 1940, to represent Mr. R. L. Jensen, Sr., in a case growing out of the accident in which the Plaintiff was injured, which case was to be tried in the Inferior Criminal Court of Mobile County, Alabama, Judge Tisdale J. Tuohart presiding. The defendant, Louis Weissberg was also required to appear before the same court on a charge of reckless driving, growing out of the same accident. Two days before, on February 7, 1940, the summons and complaint in this case and in the cases filed against the same Defendant by R. L. Jensen, Sr., and Mrs. Rosalee Jensen, were forwarded to Sheriff Holcombe, of Mobile County, Alabama, for service on the Defendant. On the day of the hearing in the Inferior Criminal Court of Mobile County, these summonses and complaints were in the hands of Mr. Mose Bernstein, a Deputy Sheriff of Mobile County, Alabama, for service on the Defendant, Louis Weissberg. When Louis Weissberg and one Victor Awad appeared, I asked which man was which. Thereupon, Mr. Bernstein served the summons and complaint in this case and the summonses and complaints in the two other cases brought by Mr. and Mrs. Jensen, by showing him the original of each and handing him a copy of the summons and complaint in each case. That is, he showed the originals to the man who identified himself as Louis Weissberg and then handed him a copy in each case. Mr. Leo Berman, an attorney of Mobile, was present, representing Mr. Weissberg. Mr. Weissberg read the summons and part of the complaint in each case. He read them out loud. When he got down to the part of the complaint which alleged the amount of damages claimed, he laughed and said he would just sue the Plaintiff for twice that much. He did this in regard to each case. Then he asked the Deputy what he should do with the papers, and the Deputy told him to turn them over to his lawyer, that they did not have anything to do with this hearing before the Inferior Criminal Court, and that they were Civil suits for damages, commenced in Baldwin County, Alabama. He asked when they would be heard, and I told him personally that he had thirty days in which to answer. He informed me that I was wasting my time, as he was a non-resident of the State of Alabama, and that I couldn't get anything out of him. The next day, Mr. Berman called me and said that they had just learned that their car had been attached in the suit of Mrs. Esther O'Gwynn vs. Louis Weissberg; that they wanted to get it fixed and take it back; and inquired on what terms I would release the attachment. I agreed to release the attachment in return for a general, unqualified appearance by Louis Weissberg. This was agreed to and done.

"Weissberg was well-dressed when I saw him. He had a good command of the English language, and read well. His appearance was neat and well-groomed. When informed of the fact that he had been sued, he discussed with Mr. Bernstein and me the matter of his inability to pay any damages, and several times mentioned filing a counter-suit."

Arthur B. Hall
Affiant.

Sworn to and subscribed before me this 21st day of September, 1940.

Cornelia Hall
Notary Public, Baldwin County, Alabama.



ESTHER O'GWYNN,
Plaintiff,

vs.

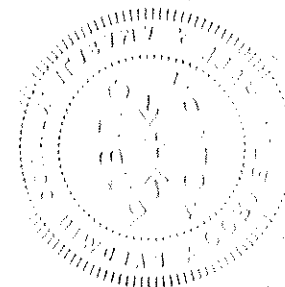
LOUIS WEISSBERG,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNTER-AFFIDAVIT

Filed in office this 21st
day of September, 1940.

R. S. Duck
Clerk.



The State of Alabama, }
BALDWIN COUNTY }

CIRCUIT COURT. (LAW)

Term, 194

No. 302 vs.

BILL OF COSTS

CLERK'S FEES:	AMOUNT
Fees in Circuit Court—	
Docketing Cause, One Fee only of..... .25	\$ 25 -
Issuing Summ. and Complt., each.....1.25	
Issuing Alias or Branch Summons & Complaint, each 1.25	
Making Copies Thereof, Minimum, each30	
Making Copies Thereof, over 200 Words, per 100 words .15	20
Entering Sheriff's Returns, each20	20
Entering Appearances, each20	
Certifying Affidavits, each25	
Issuing Attachments with Bond, each1.00	
Orders of Publication, each50	
Copy of Same, each50	
Issuing Summ. to Garnishee, each50	
Copy of Same, Per 100 Words15	
Swearing Garnishee, Etc., Per 100 words, .15. Minimum50	
Release of Garnishee, each25	
Issuing Seire Facias or Similar Notice, each75	
Copies of Same, Per 100 Words..... .15	
Making Copy of Interrogatories, Per 100 Words, .15; Minimum50	
Commission to Take Depositions, each75	
Filing Depositions, Each Pkg.,10	
Endorsing Each Package of Depositions Opened10	
Issuing Subpoenas, Each30	
Issuing Witness Certificates, each..... .25	
Entering Continuances, each10	
Filing Papers, each10	50
Other Orders of Court, each30	
Trial and Incidents75	75
Entering Judgment, each30	30
Complete Record, Per 100 Words15	3 50
Taking Bonds, each75	
Certificate of Appeal25	
Transcript to Supreme Court, Per 100 Words15	
Additional Copies of Same, Per 100 Words05	
Issuing Executions or Copy thereof, each50	
Entering Sheriff's Return, Per 100 Words, .15; Minimum20	
Total Clerk's Fees	<u>8 25</u>
SHERIFF'S FEES:	
Serving and Returning Summons or Writ, each1.50	1 50
Levying Attachment, each3.00	6 00
Entering and Returning Same, each25	25
Seizing Personal Property Under Writ of Detinue ..3.00	
Taking and Approving Bonds, each.....1.00	
Summoning Garnishee and Return, each1.50	
Serving and Returning Sci. Fa. or Notice, Each ...1.50	
Serving and Returning Subpoenas, each05	
Serving Contempt Attachment, each1.50	
Impaneling Jury..... .75	
Collecting Execution for Costs Only, each.....1.50	
Coms. for Collecting Money on Executions	
Executing Writs of Possession, each.....5.00	
Making Deed to Real Estate Sold, each.2.50	
Total Sheriff's Fees	<u>4 75</u>

SUMMARY OF FEES, COSTS, AND JUDGMENT

	AMOUNT
Fees and Costs in Circuit Court:	
Clerk's Fees	8 25
Ex-Clerk's Fees	
Sheriff's Fees	4 75
Ex-Sheriff's Fees	
Witness Fees	
Commissioner's Fees	
Garnishee's Fees	
Publisher's Fees	
Court Reporter's Fees, Per Day or fraction thereof .5.00	
Trial Tax	3 00
Fees and Costs in Inferior Court:	
Clerk of Inferior Court Fees	
Sheriff's Fees	
Justice of Peace Fees	
Constable's Fees	
Fees and Costs in Inferior Court	
Total Fees and Costs	16 00
Judgment	
10 Per Cent Damages	
Interest	
Total Judgment	
Total Fees, Costs and Judgment	
Total	

I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST: _____
Clerk Circuit Court, Baldwin County, Ala.

Received payment this _____ day of _____ 194_____

ATTEST: _____
Clerk Circuit Court, Baldwin County, Ala.

No. 562 Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT

vs.

Plaintiff _____

Defendant _____

CIVIL COST BILL

Term, 19 _____

Fee Book _____, Page _____

Plaintiff's Attorney.

Defendant's Attorney.

Fall Term, 1946

Louis W. Wilson

CLERK'S FEES:	AMOUNT
Fees in Circuit Court—	
Docketing Cause, One Fee only of.....	.25
Issuing Summ. and Complt., each.....	1.25
Issuing Alias or Branch Summons & Complaint, each.....	1.25
Making Copies Thereof, Minimum, each30
Making Copies Thereof, over 200 Words, per 100 words.....	.15
Entering Sheriff's Returns, each20
Entering Appearances, each20
Certifying Affidavits, each25
Issuing Attachments with Bond, each	1.00
Orders of Publication, each50
Copy of Same, each50
Issuing Summ. to Garnishee, each50
Copy of Same, Per 100 Words15
Swearing Garnishee, Etc., Per 100 words, .15, Minimum50
Release of Garnishee, each25
Issuing Scire Facias or Similar Notice, each75
Copies of Same, Per 100 Words.....	.15
Making Copy of Interrogatories, Per 100 Words, .15; Minimum50
Commission to Take Depositions, each75
Filing Depositions, Each Pkg.,10
Endorsing Each Package of Depositions Opened10
Issuing Subpoenas, Each30
Issuing Witness Certificates, each.....	.25
Entering Continuances, each10
Filing Papers, each10
Other Orders of Court, each30
Trial and Incidents75
Entering Judgment, each30
Complete Record, Per 100 Words15
Taking Bonds, each75
Certificate of Appeal25
Transcript to Supreme Court, Per 100 Words15
Additional Copies of Same, Per 100 Words05
Issuing Executions or Copy Thereof, each50
Entering Sheriff's Return, Per 100 Words, .15; Minimum20
Total Clerk's Fees	8 25
SHERIFF'S FEES:	
Serving and Returning Summons or Writ, each	1 50
Levying Attachment, each	3 00
Entering and Returning Same, each25
Seizing Personal Property Under Writ of Detinue	3.00
Taking and Approving Bonds, each.....	1.00
Summoning Garnishee and Return, each	1.50
Serving and Returning Sci. Fa. or Notice, Each	1.50
Serving and Returning Subpoenas, each65
Serving Contempt Attachment, each	1.50
Impanelling Jury.....	.75
Collecting Execution for Costs Only, each.....	1.50
Coms. for Collecting Money on Executions	
Executing Writs of Possession, each.....	5.00
Making Deed to Real Estate Sold, each.	2.50
Total Sheriff's Fees	4 75

SUMMARY OF FEES, COSTS, AND JUDGMENT	AMOUNT
Fees and Costs in Circuit Court:	
Clerk's Fees	8 25
Ex-Clerk's Fees	4 75
Sheriff's Fees	
Ex-Sheriff's Fees	
Witness Fees	
Commissioner's Fees	
Garnishee's Fees	
Publisher's Fees	
Court Reporter's Fees, Per Day or fraction thereof	5.00
Trial Tax	3.00
Fees and Costs in Inferior Court:	
Clerk of Inferior Court Fees	
Sheriff's Fees	
Justice of Peace Fees	
Constable's Fees	
Fees and Costs in Inferior Court	
Total Fees and Costs	16 00
Judgment	
10 Per Cent Damages	
Interest	
Total Judgment	
Total Fees, Costs and Judgment	
Total	

I certify that the within is a true and correct Bill of Costs in the within styled cause.

ATTEST:

Clerk Circuit Court, Baldwin County, Ala.

Received payment this _____ day of _____ 194 _____

ATTEST:

Clerk Circuit Court, Baldwin County, Ala.

No. _____ Page _____

The State of Alabama,
BALDWIN COUNTY

CIRCUIT COURT

vs. Plaintiff _____

Defendant _____

CIVIL COST BILL

Term, 19 _____

Fee Book _____, Page _____

Plaintiff's Attorney.

Defendant's Attorney.

O Bryan vs Weissberg

Jury List, Second Week

SEPTEMBER 23, 1940

No.	Name	Occupation	Place of Residence
1	James D. Dresback	Farmer	Little River
2	Charles A. Phillips	Farmer	Little River
3	Thomas J. Phillips	School Bus	Little River
4	Ulmer Earle Bradley	Cattleman	Blacksher
5	Jesse J. Slaughter	Farmer	Tensaw
6	Dupree S. Slaughter	Farmer	Tensaw
7	Walter M. Richerson	Merchant	Stockton
8	Jesse F. Little	Farmer	Stockton
9	Joseph H. Hastie	Clerk	Stockton
10	William W. Killcrease	Timberman	Stockton
11	James J. Jaye	Farmer	Stockton
12	Julius Lee Bryant	Farmer	Stockton
13	George W. Catrett	Timber	Stockton
14	J. Arthur Havard	Clerk	Perdido
15	John S. Day	Farmer	Bay Minette
16	W. Hence Fail	Merchant	Bay Minette
17	Charles E. Taylor	Farmer	Bay Minette
18	Harry T. Corley	Dairyman	Bay Minette
19	John E. Smith	Filling Station	Bay Minette
20	Mack Aylin	Forrester	Bay Minette
21	William G. Hobbs	Filling Station	Bay Minette
22	William A. Vines	Turpentine	Bay Minette
23	Charles A. Dean	Farmer	Stapleton
24	Roy C. Mahathy	Farmer	Stapleton
25	Leon P. Comstock	Contractor	Loxley
26	Thomas V. Abercombie	Presser	Robertsdale
27	George A. Brown	Salesman	Foley
28	Henry L. Helton	Carpenter	Foley
29	Henry Kaemenrer	Fisherman	Elberta
30	Homer C. Russell	Farmer	Magnolia Springs
31	Jesse M. Brantley	Farmer	Daphne
32	Albert G. Allegri	Accountant	Daphne
33	J. Arthur Corte	Produce	Daphne
34	Albert L. Craft	Farmer	Daphne
35	Frank A. Propst	Farmer	Bay Minette
36	Alfred Billy,	Barber,	Bay Minette
37	Thomas L. C. Vail	Farmer,	Bay Minette
38	John N. Standard,	Merchant,	Bay Minette
39	George F. Stevenson,	Agt. Gulf Co.,	Bay Minette
40	Jesse M. Smith,	Farmer,	Bay Minette

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