

601

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,-
Deceased,

Plaintiff

VS

ROBERT NAHRGANG, JR.,

Defendant

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

Comes Robert Nahrgang identified by a Sheriff's Deputy of Baldwin County as the Defendant in the above entitled cause, the said Robert Nahrgang more properly known as Robert R. Nahrgang appearing specially and only for the purpose of filing this plea and says that the said Lottie Walker as Executrix of the estate of Floyd E. Walker, a non-resident of the State of Alabama, Plaintiff in the petition to revive a judgment in said cause ought not to have and maintain the said action for the said Robert R. Nahrgang says, separately and severally as follows, to-wit:

1.

That he is not and has never been a party Defendant in the original cause.

2.

That he is not and has never been indebted to the said Lottie Walker in her alleged capacity as Executrix of the estate of Floyd E. Walker, deceased.

3.

That he has never been indebted nor the defendant of a cause in which Floyd E. Walker was the Plaintiff.


WHEREFORE, this said action should be abated, and prays the judgment of this Honorable Court whether the plaintiff should be allowed to further maintain this suit.


Defendant.

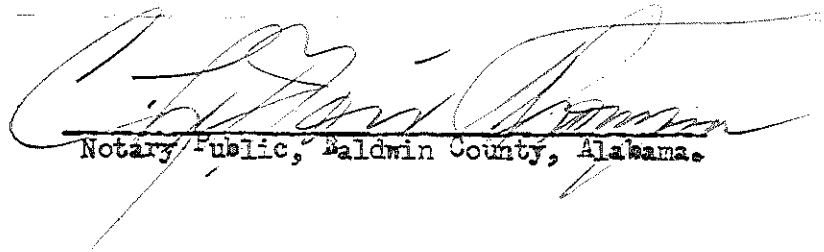

Attorney for Defendant.

STATE OF ALABAMA
BALDWIN COUNTY

Before me, C. LeNoir, a Notary Public, in and for said County, in said State, personally appeared Robert R. Nahrgang who is known to me and who is sometimes called Robert Nahrgang, and by me first duly sworn, deposes, and says on oath: That he is Robert R. Nahrgang on whom service has been made by a Sheriff's Deputy of Baldwin County as Defendant in the above entitled cause, and has personal knowledge of the facts stated in the foregoing pleas and that the said statements of fact therein contained are true.



Sworn to and subscribed before me, this the 30 day of December,
1955.


Notary Public, Baldwin County, Alabama.

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF

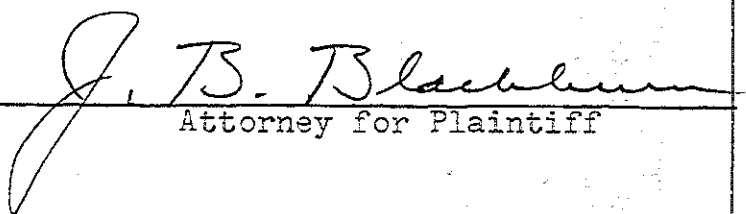
BALDWIN COUNTY, ALABAMA

AT LAW

INTERROGATORIES

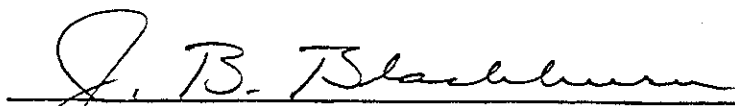
Now comes the Plaintiff in the above styled cause, by
her attorney, and propounds the following interrogatories to the
Defendant:

1. Please state your name and present address.
2. Were you the Defendant in Case No. 601 in the Circuit
Court of Baldwin County, Alabama, at Law, in which case on November
3, 1942, a judgment was rendered against the Defendant in the
amount of \$1608.40?
3. If your answer to Interrogatory No. 2 is yes, have
you at any time since November 3, 1942, paid the said judgment?
4. If your answer to Interrogatory No. 3 is yes, please
attach to your answers to these interrogatories a copy of the check,
draft or other instrument by which this judgment was paid.
5. If you state that this judgment has been paid, please
attach to your answers to these interrogatories a copy of the
receipt or receipts which show that the said judgment has been paid.


Attorney for Plaintiff

STATE OF ALABAMA)
*
BALDWIN COUNTY)

Before me, the undersigned authority, personally appeared
J. B. Blackburn, who first being duly and legally sworn deposes and
says: That the answers to the above and foregoing interrogatories,
if well and truly made by the Defendant, will be material evidence
for the Plaintiff on the trial of this cause.



Sworn to and subscribed before me
on this the 12th day of December, 1955.


Notary Public, Baldwin County, Alabama.

601

Filed 1-17-56
A. J. Jensen
Clerk

INTERROGATORIES

Received 13 day of Dec 1955
and on 20 day of Dec 1955

I served a copy of the within Inter.

Robert Nahrgang Jr

by service on _____

TAYLOR WILKINS, Sheriff

B. Charles Sanders D. S.

to
Steadman

70 miles
Harbor

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

FILED

DEC 13 1955

ALICE J. DUCK, Register

PROCEEDINGS HAD BY AND BEFORE THE HONORABLE J. M. RIEGER,
JUDGE OF THE COURT OF COMMON PLEAS WITHIN AND FOR THE COUNTY OF HENRY
AND STATE OF OHIO AT A TERM OF COURT BEGUN AND HELD ON THE 4th day of
JANUARY, 1937.

Be it remembered, that on the 18th day of February, 1937,
there was filed in the Clerk's Office of said Court, the following
PETITION, to-wit:

Floyd E. Walker,

Plaintiff,

vs.

Robert-Nahrgang, Jr.,

Defendant.

In the Court of Common Pleas
of Henry County, Ohio.

No. 13424

PETITION

Plaintiff is now, and was during the year 1936, a real
estate broker duly licensed by the real estate board of the State
of Ohio.

That on or about the 4th day of September, 1936, the defendant
employed him to sell, find a buyer for or to put the said defendant in
contact with a purchaser of certain merchandise and fixtures then
owned by the said defendant and located in two stores operated by
the said defendant, one of which stores was located in the Village
of Wauseon, Ohio, and the other in the Village of Napoleon, Ohio,
and the said defendant promised and agreed to pay the said plaintiff
for his services in connection with the disposition of said merchan-
dise and fixtures the sum of Twelve Hundred (\$1200.00) Dollars, to
be due and payable when a sale or transfer of said merchandise and
fixtures should be consummated, that a sale and transfer of said
merchandise and fixtures was consummated on or about the 20th day
of January, 1937.

Plaintiff says that he fully kept and performed each and
all of the requirements of said employment on his part to be kept
and performed, and that there is now due and owing to him from the

2
said defendant the sum of Twelve Hundred (\$1200.00) Dollars, with interest thereon at the rate of six (6) percent from the 20th day of January, 1937.

Wherefore plaintiff prays judgment against the said defendant for the sum of Twelve Hundred (\$1200.00) Dollars, with interest thereon at the rate of six (6) per cent from the 20th day of January, 1937, for his costs herein and for all proper relief.

Floyd E. Walker

By P. C. Prentiss
His Attorney.

The State of Ohio,
Henry County, ss.

Floyd E. Walker, being duly sworn says that the facts stated and the allegations contained in his foregoing petition are true as he verily believes.

Floyd E. Walker

Sworn to and subscribed to before me and in my presence this 18th day of February, 1937.

(SEAL)
P. C. Prentiss

P. C. Prentiss,
Notary Public.

And afterwards, on the 18th day of February, 1937, there was filed in the Clerk's Office of said Court, the following PRAECIPE, to-wit:

P R A E C I P E

To the Clerk:

Please issue summons for the defendant in the above entitled cause, directed to the Sheriff of Henry County, Ohio, returnable according to law: endorse summons: "An action for money only, amount claimed Twelve Hundred Dollars (\$1200.00) with interest thereon at the rate of six (6) per cent from the 20th day of January, 1937, for costs herein and all proper relief." Dated: February 18th, 1937.

P. C. Prentiss,
Attorney for Plaintiff.

And afterwards, on the 18th day of February, 1937, there was issued from the Clerk's Office of said Court, the following SUMMONS, to-wit:

S U M M O N S

The State of Ohio, Henry County.

Common Pleas Court

To the Sheriff of said County:

You are hereby commanded to notify Robert Nahrgang, Jr. that he has been sued by Floyd E. Walker in the Court of Common Pleas of said Henry County, and must answer by the 20th day of March, A.D. 1937, or the petition of said plaintiff will be taken as true and judgment rendered accordingly.

Said Sheriff will make due return of this summons on the 1st day of March, 1937.

WITNESS my hand and seal of said Court, this 18th day of February, 1937.

(SEAL)

RAY S. MANN, Clerk
By Vanda Groll, Deputy.

On said Summons was the following endorsement, to-wit:
"An action for money only, amount claimed Twelve Hundred Dollars (\$1200.00) with interest thereon at the rate of six (6) per cent from the 20th day of January, 1937, for costs herein and all proper relief."

And afterwards, on the 20th day of February, 1937, said Summons was returned and filed, endorsed as follows, to-wit:

SHERIFF'S RETURN

The State of Ohio, Henry County.

Received this writ February 18th, 1937, at 3 o'clock P.M.
And on February 19th, 1937, I served the within named defendant Robert Nahrgang, Jr. by leaving for him at his usual place of residence, a true and certified copy thereof with all the endorsements thereon.

Geo. Bowerman, Sheriff.

Thereupon the following proceedings were had herein at the January Term, 1937, (to-wit: March 22, 1937), and entered on the Journal of said Court, Volume 33, Page 394, in words and figures as follows, to-wit:

JOURNAL ENTRY

This 22nd day of March, 1937, this cause came on to be heard and was heard by the court, a jury being waived by the plaintiff, upon the petition and the evidence, the defendant being in default of answer or demurrer, although duly served with process herein according to law, which service is hereby approved and confirmed. And upon due consideration thereof by the court, said court finds from the evidence that the said defendant had actual notice of the pendency of this cause. Said court further finds from the evidence that the allegations of the plaintiff's petition are true and that there is due to the plaintiff from the said defendant, on the claim set forth by said plaintiff in his petition, the sum of One Thousand Two Hundred Twelve Dollars and Forty Cents (\$1212.40), with interest thereon at the rate of six (6) Per cent from this day.

It is therefore considered that said plaintiff recover of the said defendant said sum of One Thousand Two Hundred Twelve Dollars and Forty Cents (\$1212.40), with interest thereon as aforesaid, and also his costs of this suit, taxed at the sum of \$5.76.

J. M. RIEGER,
Judge.

And afterwards, on the 22nd day of March, 1937, there was filed in the Clerk's Office of said Court, the following Precipe for Certificate of Judgment, to-wit:

PRECIPE FOR CERTIFICATE OF JUDGMENT

To the Clerk of Henry County:

Issue, file, docket and index in the Judgment Docket in your County, according to law, a Certificate of Judgment in the above entitled case.

Dated March 22, 1937.

P. C. Prentiss,
Attorney for Plaintiff.

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And afterwards, on the 22nd day of March, 1937, there was issued by the Clerk of Courts of Henry County, Ohio, the following Certificate of Judgment for lien upon lands and tenements, to-wit:

CERTIFICATE OF JUDGMENT FOR LIEN UPON LANDS AND TENEMENTS

I, Ray S. Mann, Clerk of the Court of Common Pleas of Henry County, Ohio, do hereby certify that on the 22nd day of March, 1937, a judgment was rendered by said Court in favor of Floyd E. Walker judgment creditor, and against Robert Nahrgang, Jr. judgment debtor, in the amount of One Thousand Two Hundred Twelve and 40/100 Dollars (\$1212.40), with interest at the rate of six per centum per annum from the 22nd day of March, 1937, and Six and 01/100 Dollars (\$6.01) costs, in a certain action then pending in said Court, No. 13424 on the docket thereof, entitled Floyd E. Walker, Plaintiff, vs. Robert Nahrgang, Jr. Defendant, which said judgment is entered in Journal No. 33, page 394, in said Court.

WITNESS my hand and the seal of said Court, this 22nd day of March, 1937.

(SEAL)

RAY S. MANN,
Clerk of Courts
By Vanda Groll,
Deputy.

And afterwards, on the 22nd day of March, 1937, said Certificate of Judgment for lien upon lands and tenements was filed, endorsed as follows, to-wit:

"Filed March 22, 1937, at 3:50 o'clock P.M.
Docketed in Judgment Docket No. 1, Page 20.

Ray S. Mann,
Clerk of Courts, Henry County, Ohio.
By Vanda Groll, Deputy. "

AUTHENTICATED COPY

U. S. Revised Statutes, Sec. 905.

The State of Ohio,**HENRY****County, ss.****COMMON PLEAS COURT**I, **Ray S. Mann,**

Clerk of the Common Pleas Court, within and for said County, having the custody of the Files, Journals and Records of said Court, do hereby certify that the foregoing is a true copy of all pleadings and writs/in Case No. 13424, entitled: "Floyd E. Walker, Plaintiff, vs. Robert Nahrgang, Jr., Defendant", said judgment being final and no appeal having been taken therefrom,

as the same appear upon the records of said Court; and I further certify that I have carefully compared the foregoing copy with the original pleadings and writs and judgment and that the same is a full and correct transcript thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and

affixed the seal of said Court, at **Napoleon,****Ohio, this 19th day of January, A. D. 1940.**


Ray S. Mann
Clerk of said Court

The State of Ohio, **HENRY** County, ss.I, **J. M. Rieger**, Judge of the Common**Pleas Court, within and for Henry County and State of****Ohio, do hereby certify that said Ray S. Mann was****at the date of the above certificate, and now is, Clerk of said Common Pleas Court,****within and for said County, and that said Clerk is the officer in whose custody****said original ~~Record~~ pleadings and writs/in Case No. 13424, entitled:****"Floyd E. Walker, Plaintiff, vs. Robert Nahrgang, Jr., Defendant",****are ~~is~~ required by the laws of the State of****Ohio to be kept, and is authorized by the laws of said State to certify as afore-****said, and that said attestation and certificate are in due form of law.**Signed by me and dated at **Napoleon**, in **Henry****County, Ohio, this 19th day of January, 1940.**

J. M. Rieger
Judge as aforesaid

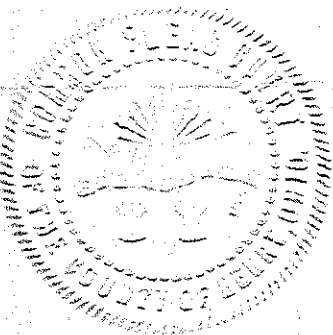
The State of Ohio, HENRY County, ss.

I, Ray S. Mann,

Clerk of the Common Pleas Court, within and for said County, hereby certify that
J. M. Rieger by whom the foregoing certificate was
signed, is the Judge of said Court, duly Commissioned and qualified and now
acting as such.

WITNESS my hand and the seal of said Court, at
Napoleon, Ohio, this 19th day
of January, 1940.

Ray S. Mann.
Clerk of said Court



No. 13424

Doc. 39 Page 13424

COMMON PLEAS COURT,

HENRY County, O.

Floyd E. Walker,

Plaintiff

vs.

Robert Nahrgang, Jr.,

Defendant

~~XXXXXXXXXXXXXXXXXXXX~~
COPY OF PLEADINGS AND WRITS.

The State Of Alabama,

CIRCUIT COURT

No. 601.

County.

Nov.

Term, 19.....42

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

You are Hereby Commanded, That of the goods and chattels, lands and tenements of.

..... Robert Nehrgang, Jr., Defendant,

you cause to be made the sum of Sixteen Hundred eight and 40/100 DOLLARS,

which Floyd E. Walker, Plaintiff,

recovered of Him.

on the 2nd day of November, 1942 by the Judgment of our Circuit Court held for the County of _____, besides the sum of 12.15 Dollars costs of suit, and have the same to render to the said Plaintiff, and make return of this Writ and the execution thereof, according to law.

Interest from 11 2 42, 1942, to Date of Collection. _____, 19____.

Witness, my hand this.....31 st day of December....., 1942..

.., Clerk.

CLERK'S FEES		Amount	SHERIFF'S FEES		Amount
Issuing Summons and Complaint	\$1.25	1 25 ✓	Serving and Returning Summons	\$1.50	1 50 ✓
Issuing copies of same	.30	30 ✓	Serving and Returning Writs	1.30	
Issuing Branch Summons & Complaint	1.25		Serving & Returning Subpoenas for Wit.	.65	
Issuing copies of same	.30		Levying Attachment	3.00	
Entering Sheriff's Return or copy of above	.20	20 ✓	Entering and Returning Attachment	.25	
Docketing Cause	.25	25 ✓	Summoning and Returning Garnishee	1.50	
Entering Appearances	.20	40 ✓	Serving & Returning Sci. Fas. Notices	1.50	
Filing Pleas Demurrers	.10	30 ✓	Impaneling Jury	.75	
Affidavits, Certified	.25		Collecting Cost, Execution	1.50	
Commissions to take Depositions	.75		Taking and Aproving 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	30 ✓	Detinue Bond	1.00	
Continuances	.10	40 ✓	Writ of Possession	5.00	
Issuing Subpoenas for Witnesses	.30		Making Deed	5.00	
Trial and Incidents	.75	75 ✓	Collecting Money on Execution		
Entering Judgment	.30	30 ✓	Writ of Restriction	2.00	
Issuing Execution	.50	50 ✓	Sheriff's Commissions		
Entering Sheriff's Return of Execution	.20	20 ✓	Sheriff's Deed		
Issuing Certiorari, Sci. Fas	.75		Seizing Personal Property in Detinue	3.00	
Filing Certiorari, etc.	.15				
Issuing Notices	.75		Former Sheriff's Fees		1 50 ✓
Issuing copies of same	.50		TOTAL SHERIFF'S FEES		
Taking Bonds	.75		WAIVER NO WAIVER X		
Filing Bonds	.10		Recapitulation		
Issuing Attachment Writ & taking Bond	1.00		Judgment for Pltff. for		1608 40
Filing Attachments	.10		Interest from		
Summons of Garnishee	.50		Damages		
Swearing and Ent. Answer of Garnishee			Clerk's Fees		7 65 ✓
Complete Record, 15c per 100 words		2 00 ✓	Sheriff's Fees		1 50 ✓
Transcript to Supreme Court			Justice of Peace Fees		
Certificate of Appeal to Supreme Court	.75		Witness Fees in Justice of Peace Court		
Notices of Appeal	.75		Constable's Fees		
Appeal Bond	.75		Commissioner's Fees		
Certificate of Judgment	.50	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 65 ✓	TOTAL FEES		12 15

The State of Alabama,
COUNTY.

CIRCUIT COURT

Floyd E. Walker

Plaintiff

VS

Robert Mahragang, Jr.

Defendant

CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

\$ 1.50

Judgment for for \$ 1608.40

Interest from 19

to 19 \$

Damages \$

Costs \$ 12.15

Total \$

Civil Fee Book ods Page

Execution Docket Page

Filed 12/31 19 12

R. Duck
Clerk

Hybert A. Chason
Plaintiff's Attorney

J. P. Bailey
Floyd A. Magney
Defendant's Attorney

COLLECT COST 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 exemption as to personal property under the Constitution and Laws of Alabama.

This day

of 19

Clerk

Received in Office

19

Sheriff

Sheriff's Execution Docket, page

Sheriff's Fee Book, page

Returned No Property of
the defendant found in
my County. This 1st
day of March 1943
W. R. Daniel Sheriff
By [Signature]

The State of Alabama,

COUNTY.

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

Sheriff

Plaintiff's Witnesses

Amount

Defendant's Witnesses

Total

FLOYD E. WALKER,
Plaintiff.

vs.

ROBERT NAHRGANG, JR.,
Defendant.

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

Comes the defendant in the above entitled cause and demurs to the complaint heretofore filed and for grounds thereof separately and severally, says:

FIRST

That the said complaint does not state a cause of action.

SECOND

For aught that appears the proceedings anterior to the judgment were not according to law.

THIRD

For aught that appears the court which rendered the judgment had no jurisdiction of the cause.

FOURTH

For aught that appears the court that rendered the judgment had no jurisdiction over the defendant.

FIFTH

For aught that appears the perfection of the service on the defendant was not according to the laws of the State of Ohio.

SIXTH

For aught that appears the court which rendered the judgment was not one of whose proceedings the courts of Alabama are required to take cognizance.

SEVENTH

For aught that appears the court which rendered the judgment is not a court of record.


ATTORNEY FOR DEFENDANT.

Defendant demands trial by jury.


ATTORNEY FOR DEFENDANT.

6001 RECORDED

Floyd E. Walker,
Plaintiff.

vs.

Robert Nahrgang, Jr.,
Defendant.

DEMURRERS TO COMPLAINT

Filed this the 17 day
of Sept. 1940.

Robert Nahrgang, Jr.
REGISTERED
Clerk

VS.

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

FIRST

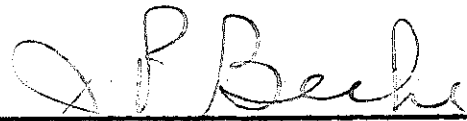
Second

THIRD

FOURTH

That the alleged judgment which is the basis of this suit is void in that the summons in the same was, as shown by the record thereof, issued on the 18th day of February, 1937, and was served by leaving a true and certified copy thereof, with all endorsements thereon, at an alleged or assumed place of residence of this Defendant, in the state of Ohio, on the 19th day of February 1937; that on said date the Defendant was not a resident of the State of Ohio, and had not been a

resident of such State for several weeks prior thereto, and he had no usual place of residence therein; that on said date this Defendant was a bona fide resident of Baldwin County, Alabama, and on said date was actually in Baldwin County, Alabama, where he then had and continuously for several weeks prior thereto had had a bona fide place of residence, hence the alleged judgment is wholly void.

A handwritten signature in cursive script, appearing to read "J. P. Beebe", is written over a horizontal line.

Attorney for the Defendant.

FLOYD E. WALKER,

Plaintiff,

vs

ROBERT NAHRGANG JR.,

Defendant.

- - - - -

ANSWER.

Filed 2/27/41

J. M. Hare
Judge

Polynomial method

11-10-2024

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R. S. Duchs

Clerk of the Circuit Court.

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

大正十一年

AT LAW. NUMBER _____.

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Q. T3. T3blackburn

Attorney for Plaintiff.

1. *Chlorophyll a* and *Chlorophyll b* contents were determined by spectrophotometry using the method of Lichtenthaler and Whistler (1987).

_____ and _____.

Recorded in the Office of the
this 1 day of Aug 1900
W. R. STUART, Sheriff

Executed this day of 19

By arresting the within

named Defendant

and placing him

Sheriff

D. S.

Received this the
16 day of Sept
1900 by Sheriff
Robert H. Thompson
Camp town on
Robert Nahrangang Jr
W. R. Stuart
Sheriff

Original
RECORDED

SUMMONS AND COMPLAINT.

FLOYD E. WALKER,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

W. R. Stuart

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NUMBER 101.

Filed Aug 7, 1900

R. S. Stuart, Clerk

Faulkner

We the jury find for the
Plaintiff and assess his
damages at \$608.40
Dated this 3rd day of November
1900

J. H. Faulkner,
Foreman

STATE OF ALABAMA
BALDWIN COUNTY

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

TO ANY SHERIFF OF SAID COUNTY:

You are hereby commanded to forthwith serve the within writ personally on the Defendant, Robert Nahrgang, Jr.

WITNESS my hand this the _____ day of December, 1955.

Clerk.

* * * * *

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

TO ROBERT NAHRGANG, JR.:

You will take notice that the Plaintiff in the above styled cause has filed a Petition in the Circuit Court of Baldwin County, Alabama, at Law, to revive a judgment rendered on November 3, 1942, against you, in said Court in cause number 601, for the sum of \$1608.40 and costs of suit.

NOW, THEREFORE, you are hereby notified to show cause, if any you have, why said judgment should not be revived in the name of Lottie Walker, as Executrix of the estate of Floyd E. Walker, Deceased, against you within thirty days after the date of service hereof.

WITNESS my hand this the 13 day of December, 1955.

Reed. Duck

NOTICE

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

FILED

DEC 13 1955

ALICE J. DUCK, Register

received 13 day of Dec 1955
d on 20 day of Dec 1955
erved a copy of the within Notice
Robert Nahrang Jr.
service on

TAYLOR WILKINS, Sheriff

Robert Nahrang Jr. D. S.

Steadman

70 miles

Fairhope

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

PETITION TO REVIVE JUDGMENT

Now comes the Plaintiff in the above styled cause, Lottie Walker, as Executrix of the estate of Floyd E. Walker, Deceased, and shows unto the court and your Honor as follows:

That Floyd E. Walker obtained a judgment in this court in cause number 601 on the 3rd day of November, 1942, for the sum of \$1608.40, against the above named Robert Nahrgang, Jr.; that said judgment remains unpaid and unsatisfied and that 10 years have elapsed since the rendition of said judgment, original execution having been issued on the 31st day of December, 1942, which was subsequently returned endorsed by the Sheriff, "No property found" on the first day of March, 1943.

WHEREFORE, Plaintiff prays that a writ of scire facias issue out of this court, requiring the defendant to show cause, if any, within 30 days after service of such writ, why said judgment should not be in all things revived in the name of Lottie Walker, as Executrix of the estate of Floyd E. Walker, Deceased, and execution issued on the same, and that upon the hearing of this Petition, if no legal reason be shown why said judgment should not be revived, an order reviving the same be entered with provisions for execution.

J. B. Blackman
Attorney for Plaintiff

ORDER

Upon consideration of the foregoing Petition, it is,
ORDERED that a writ of scire facias issue by the Clerk of this court to the said Robert Nahrgang, Jr., in the manner and form provided by law.

ORDERED, ADJUDGED AND DECREED on this the 13 day of December, 1955.

Hubert M. Hance
Circuit Judge.

Received 13 day of Dec 1955
at on 20 day of Nov 1955
served a copy of the within petition
Robert Nahrgang Jr

service on

TAYLOR WILKINS, Sheriff
By [Signature] D. S.
& Steadman

10 Miles
Freemans

LOTTIE WALKER, as Executrix of
the estate of Floyd E. Walker,
Deceased,

Plaintiff,

VS.

ROBERT NAHRGANG, JR.,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

DEC 13 1955

ALICE J. DUCK, Clerk

J. B. BLACKBURN
ATTORNEY AT LAW
BAY MINETTE, ALABAMA

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