

553

STATE OF ALABAMA,)
BALDWIN COUNTY.) IN THE CIRCUIT COURT -- LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon E. S. Tunstall to appear within thirty days from the service of this Writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the Complaint of the Peoples Fertilizer Company, a Corporation.

Witness my hand this 13th day of January, 1940.

R. S. Duck
Clerk.

R. W. Smith
Deputy

COMPLAINT.

PEOPLES FERTILIZER COMPANY,)
a Corporation,)
Plaintiff,) IN THE CIRCUIT COURT OF
-vs-) BALDWIN COUNTY, ALABAMA.
E. S. TUNSTALL,)
Defendant.) LAW SIDE.

The Plaintiff claims of the Defendant One Thousand Dollars (\$1,000.00), due by Promissory Note, made by him on, to-wit, the 27th day of November, 1935, and payable on, to-wit, the 10th day of November, 1936, with interest thereon at the rate of Seven Percent (7%) from date of said Note.

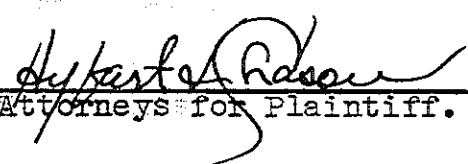
The Plaintiff alleges and avers that in and by the terms of said Note, the Defendant waived all right to exemption under the Constitution and laws of Alabama, as to personal property, and of this waiver the Plaintiff now claims the benefit.

The Plaintiff further alleges and avers that in, by and as a part of said Note, the Defendant agreed to pay all costs of collecting or securing or attempting to collect or secure said Note, including a reasonable Attorney's fee, and the Plaintiff further claims of the Defendant the further and additional sum of One Hundred and Twenty-five Dollars (\$125.00), as such

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reasonable Attorney's fee.

The Plaintiff admits payment by the Defendant of the following amounts on said Note:- November 26th, 1936, Four Hundred Dollars (\$400.00), March 10th, 1938, One Hundred and Twenty-five Dollars (\$125.00).


Attorneys for Plaintiff.

Rec'd in Sheriff's Office
JAN 13 1940 W.R. Stewart Sheriff

Executed Jan 15th 1940
by serving copy of within Summons and
Complaint on

E. S. Tunstall

By W. R. Stewart Sheriff
A. P. Stewart Deputy Sheriff

RECORDED Civil Time Record
8-413-14

SUMMONS AND COMPLAINT

PEOPLES FERTILIZER COMPANY,
A Corporation,

Plaintiffs,

-VS-

E. S. TUNSTALL,

Defendant.

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

Filed Jan 13-1940
R. E. Dyer Clerk
LAW OFFICES By H. E. Brown
HYBART & CHASON Deputy
BAY MINETTE, ALABAMA

PEOPLES FERTILIZER COMPANY,
a Corporation,

Plaintiff,

VS.

E. S. TUNSTALL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

NUMBER ____.

PLEA

Now comes the Defendant in the above entitle cause and
for plea to each count of the complaint separately and severally says:

1. Not guilty.

J. B. Blackburn
Attorney for Defendant.

Defendant demands a trial of
said cause by jury.

J. B. Blackburn
Attorney for Defendant.

RECORDED

PLEA

PEOPLES FERTILIZER COMPANY,
a Corporation,

Plaintiff,

VS.

F. S. TUNSTALL,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NUMBER ____.

Filed February 13, 1940
R. S. Buck, Clerk

The State of Alabama,

CIRCUIT COURT

Baldwin County.

No. 553

May

Term, 1940

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETING:

YOU ARE HEREBY COMMANDED, That of the goods and chattels, lands and tenements of E. S. Zuntall

Defendant,

you cause to be made the sum of Seven Hundred Ninety-Seven & 91/100 (\$797.91) DOLLARS, which Peoples Lumber Company, a Corporation, Plaintiff,

recovered of E. S. Zuntall

on the 8th day of April, 1940, by the Judgment of our Circuit Court held for the County of Baldwin

, besides the sum of Thirteen & 15/100 (\$13.15) DOLLARS,

costs of suit, and have the same to render to the said R. S. Dyer, and make return of this Writ and the execution thereof, according to law.

Interest from , 19 , to , 19

Witness, my hand this 9 day of May, 1940.

R. S. Dyer 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 and Complaint.....	1.25		Serving and 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	20	Serving and Returning.....	Sci. Fas.....	Notices.....	1.50
Filing.....	2 Pleas.....	.10	20	Impaneling Jury.....		.75	
	Affidavits, Certified.....	.25		Collecting Cost, Execution.....		1.50	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	75	Collecting Money on Execution.....			
Entering.....	Judgment.....	.30	30	Writ of Restitution.....		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.....			3.00
Issuing.....	copies of same.....	.50		TOTAL SHERIFF'S FEES.....			
Taking.....	Bonds.....	.75		WAIVER.....	NO WAIVER.....		
Filing.....	Bonds.....	.10		RECAPITULATION.....			
Issuing.....	Attachment Writ.....	and taking Bond.....	1.00	Judgment for <i>plaintiff</i>	for.....		797.91
Filing.....	Attachments.....	.10		Interest from.....			
	Summons of Garnishee.....	.50		Damages.....			
Swearing and Ent.....	Answer of Garnishee.....			Clerk's Fees.....			7.15
Complete Record, 15c per 100 words.....			2.50	Sheriff's Fees.....			3.00
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.....			9.15	TOTAL FEES.....			811.06

RECORDED

PLEA

PEOPLES FERTILIZER COMPANY,
a Corporation,

Plaintiff,

VS.

E. S. TUNSTALL,

Defendant.

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

*Filed February 13, 1940
R. S. Duch, Clerk*

MAY 9 - 1940

No. 553 Page

The State of Alabama,
Baldwin County.

CIRCUIT COURT.

Longview Turbidity Company,
a corporation, Plaintiff
vs.
E. S. Zurettall, Defendant

CIVIL EXECUTION FOR COSTS
AGAINST DEFENDANT

Judgment for plaintiff for \$ 797.91
Interest from 19, \$
to 19, \$

Damages \$
Costs \$ 13.15
Total Costs \$ 811.06
Civil Fee Book Cover Page \$ 307.25

Execution Docket 11 Page 841.99
Filed May 9, 1940

Wardant & Chason, Clerk
J. B. Blackburn, Plaintiff's Attorney
Defendant's Attorney

MAY 9 - 1940

COLLECT COSTS FROM
DEFENDANT

The State of Alabama,
Baldwin 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
May 9, 1940
W. R. Stewart, Sheriff.

Sheriff's Execution Docket, page 841.99
Sheriff's Fee Book, page 307.25

Returned 10-24-40
by Collecting Judgment
Court Judgment for Plaintiff
all being paid to
John Chason atty
for Superior Body Co.

ALL RIGHTS RESERVED

W. R. Stewart

By virtue of the within Execution, I have, at _____ o'clock _____ M., this _____ day of _____, 19____, levied.

Sheriff.

PLAINTIFF'S WITNESSES

AMOUNT

DEFENDANT'S WITNESSES

TOTAL