

650

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon T. H. DITTO 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, a corporation.

Witness my hand this the 27th day of March, 1941.

R. S. Duck
Clerk, Circuit Court, Baldwin County,
Alabama.

FARMERS & MERCHANTS BANK,
A Corporation,
Plaintiff,

vs.

T. H. DITTO,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW.

The Plaintiff claims of the Defendant the sum of ONE HUNDRED FIFTY (\$150.00) DOLLARS, due by promissory note made by him on the 15th day of December, 1938, and payable on the 9th, day of February, 1939, with interest thereon.

The Plaintiff admits a payment of TEN (\$10.00) DOLLARS on the interest.

The Defendant in and by said note waives as to this debt, or any renewal thereof, all right to exemption under the constitution and laws of Alabama, or any other state, as to personal property and agrees to pay all cost of collecting or securing, or attempting to collect or secure this note, including a reasonable attorney's fee, whether the same be collected or secured by suit or otherwise. And the Plaintiff claims of the Defendant the further and additional sum of THIRTY (\$30.00) DOLLARS as a reasonable attorney's fee in the premises.

J. P. Beebe
Attorney for the Plaintiff.

Defendant's address:
3rd. Division, Highway Department,
Tuscaloosa, Alabama.

650

RECORDED

ORIGINAL SUMMONS &
COMPLAINT.

FARMERS & MERCHANTS BANK,
A Corporation,
Plaintiff,

vs

T. H. DITTO,
Defendant.

Filed March 27, 1941,

R. S. Duck
Clerk.

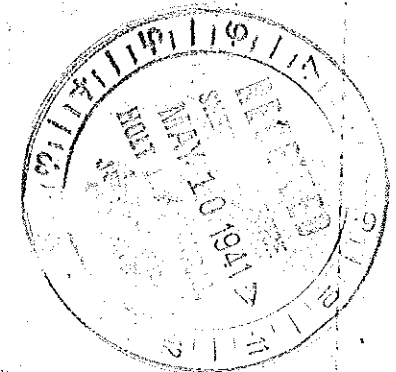
Received in Sheriff's Office
this 27 day of March, 1941
W. R. STUART, Sheriff

RECORDED

Executed 5/10 19 41
by serving copy of within Summons and
Complaint on

T. H. Ditto

W. R. Stuart Sheriff
By H. L. House Deputy Sheriff



JOHN P. BEEBE

ATTORNEY AT LAW

Lambert Building

Bay Minette, Alabama

June 12th, 1941.

Judge F. W. Hare,
Monroeville, Alabama.

Dear Judge:

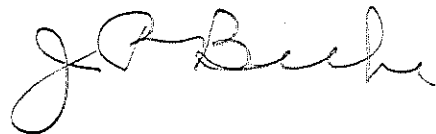
IN RE: FARMERS & MERCHANTS BANK
VS T. H. DITTO.

I have your letter of June 11th with reference to the necessity of an affidavit required under the Selective Service Act in the matter of the above named.

I have executed such affidavit and enclose the same herewith and have also called Bob's attention to the requirement in all cases where such affidavit is necessary.

I appreciate you calling my attention to it and shall hereafter file such affidavit at the commencement of all suits.

Your friend,



JPB/b
enc.

CERTIFICATE OF JUDGMENT

The State of Alabama }
Baldwin County }

Circuit Court, June. Term, 1941.

Farmers & Merchants Bank. a Corporation.

PLAINTIFF

Vs.

T H Ditto.

DEFENDANT.

I, R S Duck., Clerk of the Circuit Court of Baldwin County,

Alabama, do hereby certify that on the 12th day of June., 1941,

a Judgment was rendered by said Court in the above stated cause, wherein

Farmers & Merchants Bank.

was Plaintiff and T H Ditto.

_____ was Defendant, in

favor of the said Plaintiff and against the said Defendant for the sum of _____

One Hundred Ninty Five. and 00/100 DOLLARS,

and for the sum of Ten and 00/100 DOLLARS,

the costs in said suit and that J P Beebe.

_____ are the Attorneys of record for the Plaintiff in said cause.

Witness my hand this 14th day of June., 1941.

Clerk, Circuit Court, Baldwin County, Alabama.

STATE OF ALABAMA,

BALDWIN COUNTY.

Before me the undersigned authority in and for said State and County, this day personally appeared John P. Beebe, who being by me first duly sworn under oath deposes and says that he is personally acquainted with T. H. Ditto, who is named as the Defendant in that certain cause now pending in the Circuit Court of Baldwin County, Alabama, being case No. 650 on the Civil Non Jury Docket, wherein the Farmers & Merchants Bank of Foley, Alabama, is named as the Plaintiff; that at the time suit was commenced the said T. H. Ditto was not a member of the armed forces of the United States of America, and that he is not now a member of the said armed forces and is not entitled to the benefits provided under the Selective Service Act of the Congress of the United States.

John P Beebe

Sworn to and subscribed before me
on this the 12th day of June, 1941.

R. S. Deek
Notary Public, Baldwin County, Ala.
Chas. L. L. L.

RECORDED

Filed June 12 1941
R. S. Smith
Chgo

THE STATE OF ALABAMA
BALDWIN COUNTY

No. 1050

CIRCUIT COURT

Judgment

Term, 1934

VS.

DEAR SIRS: At the

Term, 193

, 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 tenements 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,

Clerk.

CLERK'S FEES		@	Amount	SHERIFF'S FEES		@	Amount
1	Issuing..... Summons and Complaint,	\$1.25		1	Levying..... Attachment,	\$3.00	
2	Issuing..... copies thereof,	30		2	Entering and returning..... Attachment,	25	
3	Making every copy thereof, when over 200 words, per 100 words	15		3	Summoning..... garnishee and return,	1.50	
4	Entering..... Sheriff's return or copy thereof	20		4	Serving..... Summons and Return,	1.50	
5	Docketing cause, to be charged but once,	25		5	Serving..... Subpoenas,	65	
6	Entering Appearance	20		6	Impaneling jury,	75	
7	Filing..... pleas, demurrer and other pleadings, for each,	10		7	Making deed,	2.50	
8	Every trial, with or without jury, and its incidents, not including judgments by default, or nil dicit,	75		8	Serving Summons, forcible entry, etc.,	1.50	
9	Entering..... Continuance, (each)	10		9	Executing writ of restitution or possession,	5.00	
10	Entering..... Judgment, (each)	30		10	Collecting, execution for cost	1.50	
11	Entering any other order of Court (each)	30		11	Serving..... Sci. Fa. notices, etc.,	1.50	
12	Issuing..... Scire Facias, or notice in the nature thereof, (each)	75		12	Serving any summons not provided for and return,	1.50	
13	Issuing..... Execution or copy thereof; (each)	50		13	Serving..... attachment for contempt,	1.50	
14	Entering return, or copy thereof, for each 100 words, 15 cents; but in no case less than	20		14	Taking and approving..... bond,	1.00	
15	Recording award of arbitrators, referees, auditors, etc., for each 100 words,	15		15	Seizing personal property in detinue,	3.00	
16	Issuing execution or attachment thereon, and entering return,	1.00		16	Collecting money under execution, 5% first \$200.00; 4% to \$500.00; 3% all over \$500.00,		
17	Taking bond for certiorari supersedeas, or appeal, or copy thereof and filing same,	75		17	Selling property attached, same for selling under execution,		
18	Issuing..... Subpoenas for Witness, (each)	30		18	Former Sheriff's fees,		
19	Administering an oath, not relating to a trial pending and certifying the same,	25					
20	Issuing..... Attachment and taking bond, (ea.)	1.00					
21	Filing..... papers in attachment, (each)	10					
22	Issuing..... Summons for garnishee, (each)	50					
23	Swearing and taking examination for Garnishee and recording same, for each 100 words 15 cts; but not less than	50					
24	Order to advertise, or order of survey, or copy thereof,	50					
25	Certificate of Judgment,	50					
26	Recording each surveyor and surveyor's report or copy thereof, each 100 words 15 cts; but not less than,	25					
27	Issuing..... Commission to take depositions, or copy thereof,	75					
28	Making copy of interrogatories accompanying commission,	50					
29	Or for each 100 words,	15					
30	Filing..... packages of depositions, (each)	10					
31	Indorsing..... package of deposition, opened (each),	10					
32	Issuing..... writ of ad quod damnum or writ in the nature thereof,	75					
33	Recording the return and inquest thereon,	50					
34	Or for each 100 words,	15					
35	Issuing..... Writ of certiorari, prohibition, mandamus, or writ in the nature thereof,	75					
36	Filing the same and entering return,	15					
37	Making a complete record of a cause or copy thereof, for each 100 words,	15					
38	Making copy of any paper not herein provided for, for each 100 words,	15					
39	Making each certificate requiring the seal of office, and affixing seal,	50					
40	Taking any bond not otherwise provided for,	75					
41	Making..... necessary certificates not otherwise provided for, (each witness),	25					
42	For certifying abstract, in lieu of fees for transcript under section 2851 of the Code,	5.00					
43	Record for Supreme Court, for each 100 words	15					
44	Each additional copy thereof, each 100 words	05					
45	Collecting money on judgments wherein said judgment has not been paid within 30 days after rendition, one half the per cent allowed sheriffs for same services for collecting money on executions,						
Total Clerk's Fees,				Total Sheriff's Fees,			
				RECAPITULATION			
				1	Clerk's Fees,		
				2	Clerk's Fees,		
				3	Sheriff's Fees,		
				4	Sneriff's Fees,		
				5	Witness Fees in Circuit Court,		
				6	Justice of the Peace Fees,		
				7	Witness Fees, in Justice of the Peace Court		
				8	Commissioner's Fees,		
				9	Commissioner's Residence,		
				10	Constable's Fees		
				11	Garnishee's Fees,		
				12	Printer's Fees,		
				13	Stenographer's Fees,		
				14	Trial Tax,		
				Total Fees,			
				15	Judgment,		
				16	Date,		
				17	Interest,		
				18	Damages,		
				Total Judgment,			
				Interest and Damages,			
				Grand Total,			