

1672

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 Louis P. Sutter and Claude Sutter 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 State Bank of Elberta, a Corporation.

Witness my hand this 16<sup>th</sup> day of June, 1941.

R. S. Duch  
Clerk.

COMPLAINT.

STATE BANK OF ELBERTA, A )  
Corporation, Plaintiff, )  
vs. )  
LOUIS P. SUTTER and CLAUDE )  
SUTTER, Defendants. )

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

The Plaintiff claims of the Defendants Five Hundred Dollars (\$500.00) due by Promissory Note made by them on, to-wit, September 22, 1939, and payable on, to-wit, October 15, 1939, but extended to May 15, 1941, with interest thereon at the rate of Eight percent (8%) per annum from maturity.

The Plaintiff avers that in and by the terms of said Note the Defendants waived as to this debt all right of exemption under the Constitution and Laws of Alabama or any other State, and of this waiver the Plaintiff now claims the benefit.

The Plaintiff further avers that in and by the terms of said Note the Defendants 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 Defendants the further and additional sum of Seventy-five Dollars (\$75.00) as such reasonable Attorney's fee.

By ~~Lawrence~~ Chason & Chason  
Attorneys for Plaintiff.

STUART, Sheriff

RECORDED

672

SUMMONS AND COMPLAINT.

STATE BANK OF ELBERTA,  
A Corporation,

Plaintiff,

-VS-

LOUIS P. SUTTER AND  
CLAUDE SUTTER,

Defendants.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

FILED 16<sup>th</sup> DAY OF JUNE, 1941.

R. S. Duch  
Clerk.

6-20 1941  
y of within Summons and

Sutter &  
Sutter

R. S. Stuart  
Nall - Sheriff  
Deputy Sheriff

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA.  
LOUIS P. SUTTER AND CLAUDE SUTTER, DEFENDANTS.  
VS.  
STATE BANK OF ELBERTA, A CORPORATION, PLAINTIFF.  
COMING TO COURT FOR SERVICE OF PROCESS.  
BY THE CIRCUIT COURT, LAW SIDE.

(30.00) on each reasonable attorney's fee.

RECEIVED FOR REPLY  
JUNE 16 1941

**THE STATE OF ALABAMA**  
**BALDWIN COUNTY**
No. 672

CIRCUIT COURT

Judgment

Term, 193

VS.

DEAR SIR: At the

Term, 193

of the Circuit Court of said County,

recovered a judgment against

for the sum of

Dollars

besides

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	1.25	1	Levying Attachment,	\$3.00	3.00
2	Issuing copies thereof,	30	60	2	Entering and returning Attachment,	25	25
3	Making every copy thereof, when over 200 words, per 100 words	15	15	3	Summoning garnishee and return,	1.50	1.50
4	Entering Sheriff's return or copy thereof	20	20	4	Serving Summons and Return,	1.50	1.50
5	Docketing cause, to be charged but once,	25	25	5	Serving Subpoenas,	65	65
6	Entering Appearance	20	20	6	Impaneling jury,	75	75
7	Filing pleas, demurrer and other pleadings, for each,	10	10	7	Making deed,	2.50	2.50
8	Every trial, with or without jury, and its incidents, not including judgments by default, or nil dicit,	75	75	8	Serving Summons, forcible entry, etc.,	1.50	1.50
9	Entering Continuance, (each)	10	10	9	Executing writ of restitution or possession,	5.00	5.00
10	Entering Judgment, (each)	30	30	10	Collecting, execution for cost	1.50	1.50
11	Entering any other order of Court (each)	30	30	11	Serving Sci. Fa. notices, etc.,	1.50	1.50
12	Issuing Scire Facias, or notice in the nature thereof, (each)	75	75	12	Serving any summons not provided for and return,	1.50	1.50
13	Issuing Execution or copy thereof; (each)	50	50	13	Serving attachment for contempt,	1.50	1.50
14	Entering return, or copy thereof, for each 100 words, 15 cents; but in no case less than	20	20	14	Taking and approving bond,	1.00	1.00
15	Recording award of arbitrators, referees, auditors, etc., for each 100 words,	15	15	15	Seizing personal property in detinue,	3.00	3.00
16	Issuing execution or attachment thereon, and entering return,	1.00	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	75	17	Selling property attached, same for selling under execution,		
18	Issuing Subpoenas for Witness, (each)	30	30	18	Former Sheriff's fees,		
19	Administering an oath, not relating to a trial pending and certifying the same,	25	25				
20	Issuing Attachment and taking bond, (ea.)	1.00	1.00				
21	Filing papers in attachment, (each)	10	10				
22	Issuing Summons for garnishee, (each)	50	50				
23	Swearing and taking examination for Garnishee and recording same, for each 100 words 15 cts; but not less than	50	50				
24	Order to advertise, or order of survey, or copy thereof,	50	50				
25	Certificate of Judgment,	50	50				
26	Recording each surveyor and surveyor's report or copy thereof, each 100 words 15 cts; but not less than,	25	25				
27	Issuing Commission to take depositions, or copy thereof,	75	75				
28	Making copy of interrogatories accompanying commission,	50	50				
29	Or for each 100 words,	15	15				
30	Filing packages of depositions, (each)	10	10				
31	Indorsing package of deposition, opened (each),	10	10				
32	Issuing writ of ad quod damnum or writ in the nature thereof,	75	75				
33	Recording the return and inquest thereon,	50	50				
34	Or for each 100 words,	15	15				
35	Issuing Writ of certiorari, prohibition, mandamus, or writ in the nature thereof,	75	75				
36	Filing the same and entering return,	15	15				
37	Making a complete record of a cause or copy thereof, for each 100 words,	15	15				
38	Making copy of any paper not herein provided for, for each 100 words,	15	15				
39	Making each certificate requiring the seal of office, and affixing seal,	50	50				
40	Taking any bond not otherwise provided for,	75	75				
41	Making necessary certificates not otherwise provided for, (each witness),	25	25				
42	For certifying abstract, in lieu of fees for transcript under section 2851 of the Code,	5.00	5.00				
43	Record for Supreme Court, for each 100 words	15	15				
44	Each additional copy thereof, each 100 words	05	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,			5.50	Total Sheriff's Fees,			5.00
				RECAPITULATION			
				1	Clerk's Fees,		5.50
				2	Clerk's Fees,		
				3	Sheriff's Fees,		3.00
				4	Sheriff'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,		3.00
				Total Fees,			
				15	Judgment,		
				16	Date,		
				17	Interest,		
				18	Damages,		
				Total Judgment,			
				Interest and Damages,			
				Grand Total,			