

676

HORACE KENNEDY,
PLAINTIFF,
VS.
T. J. MAYBERRY,
DEFENDANT.

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

BOND

STATE OF ALABAMA,
BALDWIN COUNTY.

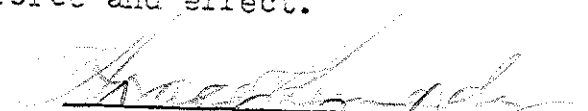
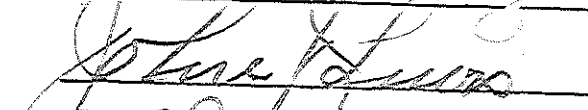

KNOW ALL MEN BY THESE PRESENTS, that we, Horace Kennedy as principal and J. J. Jurkiewicz and J. L. Lewis as surety, do acknowledge ourselves indebted to T. J. Mayberry, his heirs, executors, and administrators in the sum of FIFTY & 00/100 (\$50.00) DOLLARS to the payment of which we jointly and severally bind ourselves, our heirs, executors and administrators by these presents.

Sealed with our seals and dated this _____ day of July, 1941.

The condition of this obligation is that whereas the above bound Horace Kennedy has on the 21st day of July, 1941, sued out from the office of the Clerk of the Circuit Court of Baldwin County in said state returnable to the Circuit Court against the said T. J. Mayberry for the recovery of the following described property, to-wit:

One (1) sow; ten (10) pigs; two (2) mules, aged twelve (12) years, weight 1,000 pounds; two (2) jersey milch cows, cream colored.

Now if the said Horace Kennedy shall fail in said suit and shall pay to the said T. J. Mayberry, the Defendant in said writ, all such costs and damages as he may sustain by the wrongful suing out thereof, then this obligation shall be void but otherwise to remain in full force and effect.

 (SEAL)
 (SEAL)
 (SEAL)

Horace Kennedy

J J Maybury

Barber County
Affidavit

State of Alabama
Barber County

I, L. A. Magnum, being first
duly sworn, deposes and says:

That J J Maybury is not in
the naval or military service of the
US.

L. A. Magnum

Subscribed and sworn to before me this
Sept 19 1941.

J. B. Blackburn
Notary Public

Filed Sept 29 1941
P. S. Sullivan
Chief

HORACE KENNEDY,
PLAINTIFF,

VS.

T. J. MAYBERRY,
DEFENDANT

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

AFFIDAVIT

STATE OF ALABAMA,)
BALDWIN COUNTY. }

Before me, Lloyd A. Magney, a Notary Public in and
for said County and State, personally appeared Horace Kennedy who,
being duly sworn, deposes and says that the property sued for in
the complaint of affiant, to-wit:

One (1) sow; ten (10) pigs;
two (2) mules, aged twelve (12) years, weight 1,000
pounds;
two (2) jersey milch cows, cream colored

belongs to the Plaintiff.

Subscribed in my presence and sworn to before me
this 19 day of July, 1941.

Lloyd A. Magney
Notary Public

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

HORACE KENNEDY,

PLAINTIFF,

VS.

T. J. MAYBERRY,

DEFENDANT.

AFFIDAVIT

Filed July 21, 1941
N. S. Dyer, Clerk

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA.

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this set of July, 1941.

CLERK, VISION

THE STATE OF ALABAMA

BALDWIN COUNTY

No. 126

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

Dollars, cost of suit, and execution

besides _____ Dollars, cost of said _____
was duly issued thereon, commanding any Sheriff of the State that he cause to be made of the goods and chattels, land and tene-
ments 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 detainue	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 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,			
				Total Fees,			
				15 Judgment,			
				16 Date,			
				17 Interest,			
				18 Damages,			
				Total Judgment,			
				Interest and Damages,			
				Grand Total,			

STATE OF ALABAMA,
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon T. J. Mayberry to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place for holding the same, then and there to answer the complaint of Horace Kennedy.

WITNESS my hand this 21st day of July, 1941.

R. L. Dush
Clerk

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HORACE KENNEDY,
PLAINTIFF,
VS.
T. J. MAYBERRY,
DEFENDANT.

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

The Plaintiff claims of the Defendant the following personal property, viz:

One (1) sow; ten (10) pigs;
two (2) mules, aged twelve (12) years, weight 1,000
pounds;
two (2) jersey milch cows, cream colored

with the value of the hire or use thereof during the detention,
viz: From the 21st day of September, 1940.

Lawson
Attorney for Plaintiff

2 cows
mules
\$490

STATE OF ALABAMA, }
BALDWIN COUNTY, }

The Plaintiff having executed bond as required by law the sheriff is required to take the property mentioned in the complaint into his possession, unless the Defendant gives bond payable to the Plaintiff with sufficient surety, in double the value of the property, with condition that if the Defendant is cast in the suit he will, within thirty days thereafter, deliver the property to the Plaintiff and pay all costs and damages which may accrue from the detention thereof.

21st Dated this day of July, 1941.

R. S. Buck
Clerk

6576

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

HORACE KENNEDY,

PLAINTIFF,

VS.

T. J. MAYBERRY,

DEFENDANT.

SUMMONS AND COMPLAINT

*Served July 21, 1941
R. S. Buck, Clerk*

LLOYD A. MAGNEY
ATTORNEY AT LAW
FOLEY, ALABAMA

Executed this the 22nd day of July
1941 by serving a copy of the within
summons & Complaint on T. J. Mayberry
and by taking into my possession
Two Jersey Cows as the property of
T. J. Mayberry

W. R. Stuart
Sheriff
W. R. Stuart
22

this 21st day of July, 1941
W. R. STUART, Sheriff

2 cows
valued
\$95.00