

692

POSTAL PERMIT NO. 100

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13th

Clerk of the Circuit Court of Baldwin
County, Alabama.

THOMAS J. TAYLOR AND
SIDNEY LOWENSTEIN, as
surviving partners of
the firm of TAYLOR,
LOWENSTEIN AND COMPANY,
a Partnership formerly
composed of the said
Thomas J. Taylor, Sidney
Lowenstein and Aaron A.
Lowenstein, now deceased.

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

SARAH BROWN AND CLARK BROWN.

1. The Plaintiffs, as surviving partners of the firm of Taylor, Lowenstein and Company, a Partnership formerly composed of the said Thomas J. Taylor, Sidney Lowenstein and Aaron A. Lowenstein, now deceased, which said firm was dissolved by the death of the said Aaron A. Lowenstein on to-wit, the 8th day of July, 1941, claim of the Defendants the sum of Four Thousand Eight Hundred Sixty-six and 06/100 Dollars (\$4866.06), due by a promissory note

made by the Defendants on the 18th day of January, 1940, and payable to the said Taylor, Lowenstein and Company on or before the 31st day of October, 1940, which said note is the property of the said Taylor, Lowenstein and Company and is still due and unpaid, together with the interest thereon from the 18th day of January, 1940. Plaintiffs further aver that in and by the terms of the said note the Defendants waived all rights of exemption as to this debt and also agreed to pay a reasonable attorney's fee for the collection of same, which said attorney's fee the Plaintiffs allege to be Seven Hundred Fifty Dollars (\$750.00) and which they herewith claim.

J. T. T. Blashman
Attorney for Plaintiffs.

Received in Sheriff's Office

this 13 day of Aug, 1941

W. R. STUART, Sheriff

RECORDED

SUMMONS AND COMPLAINT.

THOMAS J. TAYLOR AND SIDNEY
LOWENSTEIN, as Surviving Partners
of the firm of TAYLOR, LOWENSTEIN
AND COMPANY, a Partnership former-
ly composed of the said Thomas J.
Taylor, Sidney Lowenstein and
Aaron A. Lowenstein, now deceased,

Plaintiffs,

VS.

SARAH BROWN AND CLARK BROWN,

Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

AT LAW. NUMBER 691.

Filed August 13, 1941
R. B. Blackburn, Clerk

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

Executed 8/18 1941
by serving copy of within Summons and
Complaint on

Sarah Brown
Clark Brown

W. R. Stuart Sheriff
By W. R. Stuart Deputy Sheriff

We the jury find that
for the Plaintiff
and for amount
of note 4866.06 \$
plus 6% Int. 524.72
plus attorney fees
\$500.00 total 5890.78
C. J. White
Jury

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

IN THE CIRCUIT COURT* AT LAW. NO.693.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU are hereby commanded to summon ED. SHELDON, to appear and plead, answer or demur, within thirty days from the service hereof, to the Complaint filed in the circuit Court of Baldwin County, State of Alabama, at Bay Minette, Ala., against ED SHELDON, Defendant, by HAROLD G. McKEAN, doing business as McKean Paint & Hardware Company, Plaintiff/

WITNESS my hand this 14th day of August, 1941.

R. L. Duch

Clerk.

: : : : : : : : :

No. 692

CIRCUIT COURT

Judgment _____ Term, 193_____

VS.

Term, 193____, of the Circuit Court of said County,

DEAR SIRS: At the

recovered a judgment against _____ Dollars
for the sum of _____ Dollars, cost of suit, and execution
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 tene-
ments of said _____
the amount of the judgment and costs, and the Sheriff has re-
the additional ex-

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.

Respectfully yours,

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	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

KNOW ALL MEN BY THESE PRESENTS, That we, W. N. DYER, as principal, and the undersigned as sureties are held and firmly bound unto SIDNEY C. WEEKES and C. S. WEEKES in the sum of FOUR HUNDRED (\$400.00) DOLLARS for which payment well and truly to be made we bind ourselves and our heirs, executors and administrators jointly and severally firmly by these presents.

Sealed with our seals and dated this 30th day of August, 1941.

The conditions of this obligation is such that whereas the above named W. N. DYER commenced an action of detinue against said SIDNEY C. WEEKES and C. S. WEEKES by issuing writ in detinue from the Circuit Court of Baldwin County, Alabama on the 11th day of August, 1941, by which together with the endorsement thereon any Sheriff of the State of Alabama was commanded to take into his possession the following described property, to-wit:

One Single Row International Potato Digger; and One Iron Age Sprayer;

which said writ was on the 11th day of August, 1941, placed in the hands of W. R. STUART, Sheriff of Baldwin County, Alabama, for the execution thereof and which said writ said W. R. STUART, Sheriff as aforesaid, executed according to ~~its~~ its mandate by taking possession of the following property, to-wit:

One Single Row International Potato Digger; and One Iron Age Sprayer;

and whereas the said SIDNEY C. WEEKES and C. S. WEEKES, Defendants in said suit have failed and incorreced for the period of five days from the taking into possession of said property by said W. R. STUART, Sheriff as aforesaid to give bond and take possession of said property as authorized by law.

Now, therefore, after the said W. N. DYER, Plaintiff in said suit shall deliver the said described property to the said SIDNEY C. WEEKES, and C. S. WEEKES, Defendants in said suit within thirty days after judgment together with damages for the detention of property and costs of suit in case he shall fail to cover the same in said suit then and in that event this obligation to be void, otherwise to remain in full force and effect.

W. N. Dyer (SEAL)
Walter Russell (SEAL)
J. H. Russell (SEAL)

Taken and approved this 30th day of August, 1941.

W. R. Stuart
Sheriff.

STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

KNOW ALL MEN BY THESE PRESENTS That we, W. M. DYER as principle and the undersigned as sureties are held and firmly bound to SIDNEY C. WEEKES and C. S. WEEKES in the sum of Fifty (\$50.00) Dollars for the payment which well and truly to be made we bind ourselves and each of us and each of our heirs, executors, and administrators, jointly and severally, and firmly by these presents.

Sealed with our seals and dated this 11th day of August, 1941.

The condition of the above obligation is such that whereas the above said W. M. DYER has commenced suit in the Circuit Court of Baldwin County, Alabama, against the said SIDNEY C. WEEKES and C. S. WEEKES for the recovery of one Single Row International Potato Digger and one Iron Age sprayer and having made affidavit that the property sued for belongs to him, and entered into this bond, has obtained an order requiring the Sheriff of Baldwin County, Alabama to take the said property sued for into his possession.

Now if the said W. M. DYER shall fail in said suit and pay the Defendants all such costs and damages as they may sustain by the wrongful complaint, then this obligation to be void, otherwise to remain in full force and effect.

W. M. Dyer

A. C. Hill

Taken and approved this the 14th day of August, 1941.

R. E. Dush
Clerk of Circuit Court of Baldwin County,
Alabama.

RECORDED

W. N. DYER,
Plaintiff,

VS.

SIDNEY C. WEEKES, and
C. S. WEEKES,
Defendants

BOND

Filed August 14 1941
R. S. Ditch, Clerk

BEEBE & HALL, LAWYERS

STATE OF ALABAMA,)
BALDWIN COUNTY.)

Personally appeared before me, the undersigned authority, in and for said County and State, H. M. HALL, who being duly sworn deposes and says that he is attorney for W. N. DYER, and that the property sued for in the Complaint herein, to-wit;

One single row International Potato Digger, and
One Iron Age Sprayer;

belongs to W. N. DYER, the Plaintiff.

H. M. Hall
Attorney for W. N. DYER.

Sworn to and subscribed before me this 11th day of August, 1941.

Ruby C. Graham
Notary Public, Baldwin County, Alabama.

RECORDED

Appellant

Filed August 14, 1941.
R. S. Bush, Clerk

STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED to summon SIDNEY C. WEEKES and C. S. WEEKES to appear within thirty days from the service of this writ in the Circuit Court, to be held for said County at the place or holding the same, then and there to answer the complaint of W. N. DYER.

Witness my hand this the 14th day of August, 1941.

R. S. Duck
Clerk.

W. N. DYER, PLAINTIFF,

VS.

SIDNEY C. WEEKES, AND
C. S. WEEKES, DEFENDANTS.

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

1.

The Plaintiff claims of the Defendants the following personal property,

viz:

325
15
One Single Row International Potato Digger, and
One Iron Age Sprayer, with the value of the hire and
use thereof, during the detention, viz; from one
1st day of July, 1941;

2.

The Plaintiff claims of the Defendants, \$432.66, balance due by promissory
notemado by the Defendants on the 1st day of October, 1940, and payable on the 1st
day of April, 1941, together with interest thereon, at 6% per annum from date.

The Defendants in, by, and as a part of said note waived all right to exemption
under the constitution and laws of Alabama, or any other state, as to personal
property and each severally agreed to pay all costs of collecting or securing, or
attempting to collect or secure, such debt including a reasonable attorney's fee.

3.

The Plaintiff claims of the Defendants a further sum of \$100.00 as a
reasonable attorney's fee.

BEEBE & HALL

By: Shirley
Attorney for Plaintiff.

STATE OF ALABAMA
BALDWIN COUNTY

TO HONORABLE W. R. STUART, SHERIFF OF BALDWIN COUNTY, ALABAMA:

The Plaintiff having made affidavit and bond as required by law, you will take the property described in the foregoing complaint into your possession unless the Defendants give bond payable to the Plaintiff with sufficient sureties in double the value of the property with condition that if the Defendants are cast in the suit they will, within thirty days thereafter deliver the property to the Plaintiff and pay all costs and damages which may accrue from the detention thereof.

Witness my hand and seal on this the 14th day of August, 1941.

R. S. Dyer
Clerk of Circuit Court, Baldwin County, Ala.

692

W. R. DYER, PLAINTIFF,

VS.

SIDNEY C. WEEKS, AND
C. S. WEEKS, DEFENDANTS.

(692)

SUMMONS

&

COMPLAINT

Filed August 14 1941
R. S. Dyer, Clerk

DEEDS & MORTGAGES

LAWYERS

RECORDED

Received in Sheriff's Office
this 17 day of August, 1941
W. R. STUART, Sheriff

Exempted _____ 19

by serving copy of within Summons and
Complaint on

C. S. Weeks 8/16/41
Sidney C. Weeks 8/22/41

W. R. Stuart Sheriff
by John E. Davis Deputy Sheriff

Executed by taking into
my possession the property
within named plaintiffs
one potato digger
on August 14, 1941
this 17 day of August 1941
W. R. Stuart Sheriff
by John E. Davis
D.S.

\$
one 200.00