

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 Rae Breed Walker and Ralph A. Walker 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 E. H. Cowart.

WITNESS my hand this 17th day of July, 1942.

R. Luck
Clerk.

C O M P L A I N T.

E. H. COWART,

Plaintiff,

-VS-

RAE BREED WALKER AND
RALPH A. WALKER,

Defendants.

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

COUNT 1:

The Plaintiff claims of the Defendants One Hundred Dollars (\$100.00) due by Promissory Note made by them on to-wit: September 25, 1941 and payable on to-wit: thirty days after date of said note, together with interest thereon at the rate of 8% per annum from date of said note.

The Plaintiff alleges and avers that in, by and as a part of said note, the Defendants waived all right to exemption under the Constitution and laws of Alabama or any other State, 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 Defendants agreed to pay all costs of collecting or securing, or attempting to collect or

(page two)

secure said note, including a reasonable attorneys' fee. And the Plaintiff further claims of the Defendants the further and additional sum of Twenty Dollars (\$20.00) as such reasonable attorneys' fee.

COUNT 2:

The Plaintiff further claims of the Defendants One Hundred Dollars (\$100.00) due by Promissory Note made by them on to-wit: September 25, 1941 and payable on to-wit: two months after date of said note, together with interest thereon at the rate of 8 % per annum from date of said note.

The Plaintiff alleges and avers that in, by, and as a part of said note, the Defendants waived all right to exemption under the Constitution and laws of Alabama or any other State, 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 Defendants agreed to pay all costs of collecting or securing, or attempting to collect or secure said note, including a reasonable attorneys' fee. And the Plaintiff further claims of the Defendants the further and additional sum of Twenty Dollars (\$20.00) as such reasonable attorneys' fee.

COUNT 3:

The Plaintiff further claims of the Defendants One Hundred Dollars (\$100.00) due by Promissory Note made by them on to-wit: September 25, 1941 and payable on to-wit: three months after date of said note, together with interest thereon at the rate of 8% per annum from date of said note.

The Plaintiff further alleges and avers that in, by, and as a part of said note, the Defendants waived all right to exemption under the Constitution and laws of Alabama or any other State, 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 Defendants agreed to pay all costs of collecting or securing, or attempting to collect or secure said note, including a reasonable attorneys' fee. And the

(page three)

Plaintiff further claims of the Defendants the further and additional sum of Twenty Dollars (\$20.00) as such reasonable attorneys' fee.

COUNT 4:

The Plaintiff further claims of the Defendants One Hundred Dollars (\$100.00) due by Promissory Note made by them on to-wit: September 25, 1941 and payable on to-wit: four months after date of said note, together with interest thereon at the rate of 8% per annum from date of said note.

The Plaintiff further alleges and avers that in, by, and as a part of said note, the Defendants waived all right to exemption under the Constitution and laws of Alabama, or any other State, 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 Defendants agreed to pay all costs of collecting or securing, or attempting to collect or secure said note, including a reasonable attorneys' fee. And the Plaintiff further claims of the Defendants the further and additional sum of Twenty Dollars (\$20.00) as such reasonable attorneys' fee.

COUNT 5:

The Plaintiff further claims of the Defendants One Hundred Dollars (\$100.00) due by Promissory Note made by them on to-wit: September 25, 1941 and payable on to-wit: five months after date of said note, together with interest thereon at the rate of 8% per annum from date of said note.

The Plaintiff further alleges and avers that in, by, and as a part of said note, the Defendants waived all right to exemption under the Constitution and laws of Alabama, or any other State, 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 defendants agreed to pay all costs of collecting or securing, or attempting to collect or

(page four)

secure said note, including a reasonable attorneys' fee. And the Plaintiff further claims of the Defendants the further and additional sum of Twenty Dollars (\$20.00) as such reasonable attorneys' fee.

All of which sums of money, together with interest thereon, are still due and unpaid, except that the Plaintiff admits a credit of Two Hundred Eleven & 90/100 Dollars (\$211.90) as of March 9, 1942, to be applied on said debt.

By *Robert A. Hagan*
ATTORNEYS FOR PLAINTIFF.

this 11 day of July, 1942
W. R. STUART, Sheriff

Executed July 31st 1942
by serving copy of within Summons and
Complaint on

Rae Bruce Walker
Ralph A. Walker

W. R. Stuart Sheriff
John R. Brown Deputy Sheriff

SUMMONS AND COMPLAINT.

E. H. COWART,
Plaintiff,

-VS-

RAE BRUCE WALKER AND
RALPH A. WALKER,
Defendants.

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

FILED JULY 11th, 1942.

R. S. Deeks
Clerk

LAW OFFICES
HYBART & CHASON
BAY MINETTE, ALABAMA

E. H. COWART,

Plaintiff,

vs.

RAE BREED WALKER and RALPH
A. WALKER,

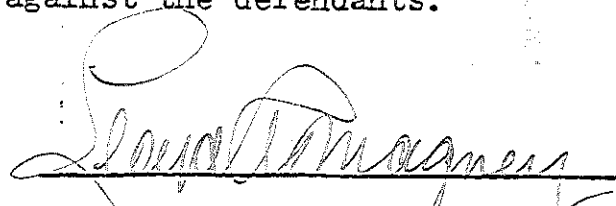
Defendants.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW #759

DEMURRER

Come now the defendants and demur to the Complaint and to each and every count thereof, separately and severally, and for grounds of such demurrer say:

That said Complaint does not state facts sufficient to constitute a cause of action against the defendants.


Attorney for Defendants.

Defendants demand a trial by jury.

759

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW # 759

E. H. COWART,
Plaintiff,

vs.

RAE BREED WALKER and RALPH
A. WALKER,

Defendants.

DEMURRER

Subscribed and sworn to before me this 29th day of July, 1944.

LLOYD A. MAGNEY
Attorney
Foley, Alabama.

759

CIVIL SUBPOENA—ORIGINAL—In case witness shall wish to charge for attendance, he shall produce to the Clerk in term this Subpoena, or within five days after adjournment of Court, else he shall be barred. Times Prtg. Co., Bay Minette.

THE STATE OF ALABAMA
BALDWIN COUNTY

} Case No. 759.

CIRCUIT COURT

Nov., Term, 194 2

To any Sheriff of the State of Alabama, GREETING:

You are hereby commanded to summon Dr E A Price, Evergreen. Ala.

if to be found in your County, at the instance of the Pltf,

to be and appear before the honorable, the Judge of the Circuit Court of Baldwin County, at the Court House there-

of, by 8 o'clock of the forenoon, on the 5th day of November, 194 2.

and from day to day and term to term of said Court until discharged by law, then and there to testify, and

the truth to say, in a certain cause pending, wherein E H Cowart Plaintiff

and Rae Breed Walker. et al. Defendant.

Herein fail not and have you then and there this Writ.

Given under my hand and seal, this 26th day of Oct. 194 2


R. S. Dick,

Clerk

E VERGREEN ALA.

ORIGINAL

No. 759

Page

THE STATE OF ALABAMA
Baldwin County

CIRCUIT COURT

Ech Cowart

Plaintiff

VS.

Rae Breed Walker, et al.

Defendant

CIVIL SUBPOENA

Issued this 26th day of

Oct.

194 2

R. B. Clark

Clerk.

Received in office this _____ day of _____

194

SHERIFF

I have executed this writ

*by serving copy of
The within Subpoena
on Dr G.A. Price
10/28/42*

SHERIFF

J. L. Moore
Corneuh Co. Ala