

LAW OFFICES

ELLIOTT G. RICKARBY

RICKARBY & RICKARBY
FAIRHOPE, ALABAMA

E. G. RICKARBY, JR.

October 10, 1946

992

Mr. Robert S. Duck
Register
Bay Minette, Alabama

Dear Sir:

WOODWARD, WIGHT & COMPANY, LTD., vs PHIL
BRADY, INDIVIDUALLY and doing business as PHIL
BRADY ELECTRIC COMPANY: With this we hand you
application for JUDGMENT IN VACATION in the
above styled cause.

Very truly yours,

RICKARBY & RICKARBY

By: *E. G. Rickarby, Jr.*

EGRjr:esm

2538

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IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

LAW SIDE

David M. Lurnee
Defendant

992

\$300.00 and over or more.

concerns that judgment be rendered against a defendant who enters a guilty plea and
admits the allegations of the complaint and
once the defendant is
found guilty and
sentenced to
prison or
other
institution
the
state
shall
be
entitled
to
recovery
of
costs
incurred
in
the
prosecution
of
the
case.

Defendant

WILLIAM M. DUNN

VS-

JOHN T. BURNETT

Sept 5/1946
R. J. [Signature]
R. J. [Signature]

IN THE DISTRICT COURT OF

The State of Alabama, }
BALDWIN COUNTY

CIRCUIT COURT. (LAW)

Sept.

Term, 194 6

Noah L. Rushing.

No. 992

vs.

Paul W. Durnell

BILL OF COSTS

CLERK'S FEES:

CLERK'S FEES:	AMOUNT
Fees in Circuit Court—	
Docketing Cause, One Fee only of.....	.25
Issuing Summ. and Complt. each.....	1.25
Issuing Alias or Branch Summons & Complaint, each.....	1.25
Making Copies Thereof, Minimum, each.....	.30
Making Copies Thereof, over 200 Words, per 100 words.....	.15
Entering Sheriff's Returns, each.....	.20
Entering Appearances, each.....	.20
Certifying Affidavits, each.....	.25
Issuing Attachments with Bond, each.....	1.00
Orders of Publication, each.....	.50
Copy of Same, each.....	.50
Issuing Summ. to Garnishee, each.....	.50
Copy of Same, Per 100 Words.....	.15
Swearing Garnishee, Etc., Per 100 words, .15; Minimum.....	.50
Release of Garnishee, each.....	.25
Issuing Scire Facias or Similar Notice, each.....	.75
Copies of Same, Per 100 Words.....	.15
Making Copy of Interrogatories, Per 100 Words, .15; Minimum.....	.50
Commission to Take Depositions, each.....	.75
Filing Depositions, Each Pkg.,.....	.10
Endorsing Each Package of Depositions Opened.....	.10
Issuing Subpoenas, Each.....	.30
Issuing Witness-Certificates, each.....	.25
Entering Continuances, each.....	.10
Filing Papers, each.....	.10
Other Orders of Court, each.....	.30
Trial and Incidents.....	.75
Entering Judgment, each.....	.30
Complete Record, Per 100 Words.....	.15
Taking Bonds, each.....	.75
Certificate of Appeal.....	.25
Transcript to Supreme Court, Per 100 Words.....	.15
Additional Copies of Same, Per 100 Words.....	.05
Issuing Executions or Copy Thereof, each.....	.50
Entering Sheriff's Return, Per 100 Words, .15; Minimum.....	.20
Total Clerk's Fees.....	

SHERIFF'S FEES:

Serving and Returning Summons or Writ, each.....	1.50
Levying Attachment, each.....	3.00
Entering and Returning Same, each.....	.25
Seizing Personal Property Under Writ of Detinue.....	3.00
Taking and Approving Bonds, each.....	1.00
Summoning Garnishee and Return, each.....	1.50
Serving and Returning Sci. Fa. or Notice, Each.....	1.50
Serving and Returning Subpoenas, each.....	.65
Serving Contempt Attachment, each.....	1.50
Impanelling Jury.....	.75
Collecting Execution for Costs Only, each.....	1.50
Coms. for Collecting Money on Executions.....	
Executing Writs of Possession, each.....	5.00
Making Deed to Real Estate Sold, each.....	2.50
Total Sheriff's Fees.....	

SUMMARY OF FEES, COSTS, AND JUDGMENT

SUMMARY OF FEES, COSTS, AND JUDGMENT	AMOUNT
Fees and Costs in Circuit Court:	
Clerk's Fees.....	6 00
Ex-Clerk's Fees.....	1 50
Sheriff's Fees.....	
Ex-Sheriff's Fees.....	
Witness Fees.....	
Commissioner's Fees.....	
Garnishee's Fees.....	
Publisher's Fees.....	
Court Reporter's Fees, Per Day or fraction thereof.....	.50
Trial Tax.....	3 00
Fees and Costs in Inferior Court:	
Clerk of Inferior Court Fees.....	
Sheriff's Fees.....	
Justice of Peace Fees.....	
Constable's Fees.....	
Fees and Costs in Inferior Court.....	
Total Fees and Costs.....	10 50
Judgment.....	
10 Per Cent Damages.....	
Interest.....	
Total Judgment.....	
Total Fees, Costs and Judgment.....	
Total.....	

STATE OF ALABAMA,
BALDWIN COUNTY,

IN THE CIRCUIT COURT - LAW SIDE.

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:-

You are hereby commanded to summon Paul W. Durnell 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 Noah L. Rushing.

Witness my hand this 5th day of September, 1946.

R. L. Luch
CLERK

COMPLAINT

NOAH L. RUSHING

Plaintiff,

-vs-

PAUL W. DURNELL

Defendant

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA.

LAW SIDE.

The Plaintiff claims of the Defendant three thousand three hundred dollars (\$ 3,300), as damages, for that, heretofore, on, to-wit; the third day of September, 1946, while Plaintiff's minor child, Curtis Rushing, was a pedestrian on or near a public highway known as U. S. 90 about three miles east of Robertsdale, in Baldwin County, Alabama, Defendant negligently ran an automobile upon, into or against, the Plaintiff's minor child, Curtis Rushing, and as a proximate consequence of such negligence, the said Curtis Rushing, was killed, wherefore, the Plaintiff, the father of said minor child, brings this suit.

Robert L. Luch
Attorneys for Plaintiff

Executed by serving copy
on Paul W. Durnell
Sept. 5 1946

C.E. Garrett Sheriff
H.F. Hall Deputy Sheriff

992

SUMMONS AND COMPLAINT

NOAH L. RUSHING

Plaintiff,

-VS-

PAUL W. DURNELL

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

LAW SIDE.

Filed the 5th day of September
1946.

R. H. H. H. H.
CLERK

LAW OFFICES
HYBART & CHASON
Bay Minette, Alabama