

845

G. EARL PERKINS,
Plaintiff

vs

HATTIE T.B. TITUS,
Defendant

L A W

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

ONE: The Plaintiff claims of the Defendant Two Hundred Fifty Dollars damages for the breach of an agreement entered into by Defendant with Plaintiff on towit the 16th day of November, 1943, whereby Defendant placed with Plaintiff, a duly licensed realtor, the sale of 33-2/3 acres in Baldwin County, Alabama, being the NW 1/4 of the NW 1/4 of Section 21, Township Six South of Range Two East, less 6-1/3 acres previously sold, for which sale Plaintiff was to receive a commission of ten per cent of the purchase price. Plaintiff avers that pursuant to such employment on, towit, December 13, 1943, he secured a bona fide purchaser for Defendant's land, ready, able and willing to pay for same the sum of \$2500., and that since Defendant was notified of such offer of purchase she has failed or refused to complete same, or to pay Plaintiff's commission, to Plaintiff's damage as aforesaid.

TWO: The Plaintiff claims of the Defendant Two Hundred Fifty Dollars, due by Defendant to Plaintiff for services as a realtor, having on, towit, December 13, 1943 secured for Defendant at her request a purchaser ready, able and willing to pay Defendant the price asked by her for her land.

THREE: Plaintiff claims of the Defendant Two Hundred Fifty Dollars for work and labor done for the Defendant by the Plaintiff on, towit, the 13th day of December, 1943.

FOUR: The Plaintiff claims of the Defendant Two Hundred Fifty Dollars due by account on, towit, the 1st day of January, 1944.

All of which sums of money with interest thereon are still due and unpaid. The claim upon which this suit is based is evidenced by itemized and verified account filed herewith.

Elliot L. Rinsley
Attorney for Plaintiff.

G. EARL PERKINS,)
Plaintiff)
vs)
HATTIE T.B. TITUS,)
Defendant)

L A W

CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

Before me the undersigned Notary Public in and for said County, personally appeared G. Earl Perkins, who being duly sworn on oath says that Hattie T.B. Titus is justly indebted to him in the sum of Two Hundred Fifty Dollars, which said amount is justly due after allowing all proper credit, and that the said Hattie T.B. Titus is a non-resident of the State of Alabama, residing at 104 South Pleasant Street, Princeton, Illinois, and this attachment is not sued out for the purpose of vexing or harrassing the Defendant or other improper motive.

G. E. Perkins

Subscribed and sworn to before me this the 5th day of
January, 1944.

Clifford S. Rinehart
Notary Public, Baldwin County, Alabama.

THE DEFENDANT BEING A NON-RESIDENT
PLAINTIFF ELECTS NOT TO GIVE BOND.

845-

RECORDED

G. EARL PERKINS,
Plaintiff,

vs.

HATTIE T.B. TITUS,

- - - - -

AFFIDAVIT FOR ATTACHMENT.

John D. Smith, Jr.
June 19, 1943

Edward H. Reubens

G. EARL PERKINS,
Plaintiff

vs

HATTIE T. B. TITUS,
Defendant

L A W

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Before me the undersigned Notary personally appeared this day G. EARL PERKINS, who being sworn says that the Defendant, HATTIE T. B. TITUS, is a non-resident of the State of Alabama, residing at 104 South Pleasant St, Princeton, Illinois, and is over the age of 21 years, so that personal service of process in this case cannot be made upon her, wherefore he prays that such service be had by registered mail.

G. E. Perkins

Subscribed and sworn to before me this the 5th day
of January, 1944.

Elliot H. Rinsley

Notary Public, Baldwin County, Alabama.

RECORDED

G. EARL PERKINS,
Plaintiff,

versus

HATTIE T.B. TITUS.
Defendant.

- - -

AFFIDAVIT OF NON-RESIDENCE
OF DEFENDANT.

R. D. Hush

BAY MINETTE, ALA.,

JAN 7 - 1944

194

IN ACCOUNT WITH
G. W. ROBERTSON
JUDGE OF PROBATE, BALDWIN COUNTY

Please Return Bill With Remittance

Recording	from	to	Privilege Tax	Rec. Fee	Total
<i>1/7</i>	<i>Walter Perkins</i>	<i>vs Walter T B Jones</i>			<i>25</i>
<div data-bbox="373 672 812 932"><p><i>Paid</i> JAN 7 - 1944 <i>GWR</i></p></div> <p><i>Simon and copied copy of affidavit and Robin Mailed 1-24-44</i></p>					

LAW OFFICES
ELLIOTT G. RICKARBY
FAIRHOPE, ALABAMA

April 5, 1944

Mr. Robert S. Duck
Clerk
Circuit Court
Bay Minette, Alabama

Dear Sir:

G. E. PERKINS VS. HATTIE T. B. TITUS- #845:
With this find check in your favor for \$12.55 to
cover costs in this case in which my client's claim
has been paid in full and which I ask you to mark
"dismissed by Plaintiff". I also ask you to note on
the lis pendens docket "settled in full and claim
released - E. G. Rickarby, Attorney for Plaintiff, by
R. S. Duck, Clerk".

Sincerely,

Elliott G. Rickarby
Attorney for Plaintiff.

1974
EGR:mt
Enclosure

cc: Bank of Fairhope
cc: Baldwin County Savings & Loan Assn.

4-7-44
R. S. Duck
Duck

The State of Alabama,

CIRCUIT COURT

COUNTY.

No. 845.

Feb. 13th

Term, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA—GREETINGS:

You Are Hereby Commanded, That of the goods and chattels, lands and tenements of.....

Defendant.....

you cause to be made the sum of G. Earl Perkins.

DOLLARS,

which

Plaintiff.....

recovered of

Vs.

on the..... day of March, 19....., by the Judgment of our Circuit Court held for the County of

DOLLARS,

costs of suit, and have the same to render to said....., and make return of this Writ and the execution thereof, according to law.

Interest from....., 19....., to....., 19.....

Witness, my hand this..... day of....., 19.....

Clerk.

CLERK'S FEES

Amount

SHERIFF'S FEES

Amount

Issuing..... Summons and Complaint.....	\$1.25	1 25	Serving and Returning..... Summons.....	\$1.50	
Issuing..... copies of same.....	.30	30	Serving and Returning..... Writs.....	1.30	
Issuing..... Branch Summons and Complaint.....	1.25		Serving and Returning..... Subs. for..... Wit.....	.65	5 00
Issuing..... copies of same.....	.30		Levying..... Attachment.....	3.00	25
Entering..... Sheriff's Return or copy of above.....	.20	20	Entering and Returning..... Attachment.....	.25	
Docketing Cause.....	.25	25	Summoning and Returning..... Garnishee.....	1.50	
Entering..... Appearances.....	.20	20	Serving and Returning..... Sci. Fas..... Notices.....	1.50	
Filing..... Pleas..... Demurrers.....	.10	40	Impaneling Jury.....	.75	
..... Affidavits, Certified.....	.25		Collecting Cost, Execution.....	1.50	
..... Commissions to take Depositions.....	.75		Taking and Approving..... Replevin Bonds.....	1.00	
..... copies of Interrogatories.....			..... Claim Bonds.....	1.00	
..... Notices of Filing Interrogatories.....	.50		..... Garnishment Bonds.....	.75	
Filing..... Packages of Depositions.....	.10		..... Forthcoming Bonds.....	1.00	
Inclosing..... Packages of Depositions.....	.10		..... Bail Bonds.....	1.00	
..... Orders in Court.....	.30	30	..... Detinue Bond.....	1.00	
..... Continuances.....	.10		Writ of Possession.....	5.00	
Issuing..... Subpoenas for..... Witnesses.....	.30		Making Deed.....	5.00	
Trail and Incidents.....	.75		Collecting Money on Execution.....		
Entering..... Judgment.....	.30		Writ of Restitution.....	2.00	
Issuing..... Execution.....	.50		Sheriff's Commissions.....		
Entering..... Sheriff's Return of Execution.....	.20		Sheriff's Deed.....		
Issuing..... Certiorari..... Sci. Fas.....	.75		Seizing Personal Property in Detinue.....	3.00	
Filing..... Certiorari, etc.....	.15				
Issuing..... Notices.....	.75		Former Sheriff's Fees.....	3 25	
Issuing..... copies of same.....	.50		Total Sheriff's Fees.....		
Taking..... Bonds.....	.75		WAIVER..... NO WAIVER.....		
Filing..... Bonds.....	.10		Recapitulation.....		
Issuing..... Attachment Writ..... and taking Bond.....	1.00	1 00	Judgment for..... for.....		
Filing..... Attachments.....	.10	10	Interest from.....		
..... Summons of Garnishee.....	.50		Damages.....	6 30	
Swearing and Ent..... Answer of Garnishee.....		2 20	Clerk's Fees.....	3 25	
Complete Record, 15c per 100 words.....			Sheriff's Fees.....		
Transcript to Supreme Court.....			Justice of Peace Fees.....		
Certificate of Appeal to Supreme Court.....	.75		Witness Fees in Justice of Peace Court.....		
..... Notices of Appeal.....	.75		Constable's Fees.....		
..... Appeal Bond.....	.75		Commissioner's Fees.....		
Certificate of Judgment.....	.50		Commissioners Residence.....		
..... Witness Certificates.....	.25		Printer's Fees.....		
			Garnishee's Fees.....		
			Witness Fees in Circuit Court.....		
			Former Clerk's Fees.....	3 00	
			Trial Tax.....	3 00	
			Total Fees.....	10 55	
Total Clerk's Fees.....		3 20			

G. EARL PERKINS,
Plaintiff

vs

HATTIE T.B. TITUS,
Defendant

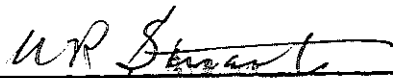
L A W

CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

Notice is hereby given that by virtue of a writ of attachment issued in the above styled case, I have attached the NW 1/4 of the NW 1/4 of Section 21 Township Six South of Range Two East in Baldwin County, Alabama, less 6-1/3 acres heretofore sold, as the property of the Defendant, Hattie T.B. Titus, and hold same subject to the further orders of the Circuit Court in the premises.

Dated at Bay Minette, January 6, 1944.



Sheriff, Baldwin County.

RECORDED

1-6-44

G. EARL PERKINS, ⁷⁵
Plaintiff,

vs

HATTIE T. B. FITZS, ³¹
Defendant.

- - - - -

Lis pendens notice.

STATE OF ALABAMA, BALDWIN COUNTY

340A

Filed JAN 7 1944

Recorded ¹ page 285
and I certify that the following Privilege Tax has
been paid.

Deed Tax

Mortgage Tax

Judge of Probate

By

Ed Stuch 95

Executed the within attachment by levying upon the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 21 Township Six South of Range Two East, less 6-1/3 acres previously sold, the property of the Defendant. A written notice of the said levy was this day returned by me to the Clerk of the Circuit Court of Baldwin County, to be by him sent by registered mail to Defendant, requiring her to appear and plead or demur to the complaint filed in this cause within thirty days from the date when said notice is received.

Sixth day of January, 1944.

W R Stuart
Sheriff.

ATTACHMENT.

The State of Alabama,
Baldwin County

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, G E Perkins.

hath complained on oath to me, ROBERT S. DUCK, Clerk of Circuit Court of Baldwin County, Ala.,

that Hattie T. B. Titus.

is justly indebted to the Plaintiff G E Perkins.

in the sum of Two Hundred. Fifty and NO/100 Dollars, and

G E Perkins. having made affidavit and ~~given bond~~

as required by law, in such cases, you are hereby commanded to attach so much of the estate of

~~HATTIE T. B. TITUS~~ Hattie T. B. Titus.

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said County, on Monday of 1934

next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 6th day of January. A. D. 1934

Robert S. Duck
Clerk.

RECORDED

No. 845

ATTACHMENT

vs. { ATTACHMENT

Issued _____, 193

MOORE PRINTING CO.,

Executed the within attachment by levying upon the NW¹ of the NW¹ of Section 21 Township Six South of Range Two East, less 6-1/3 acres previously sold, the property of the defendant. A written notice of the said levy was this day returned by me to the Clerk of the Circuit Court of Baldwin County, to be by him sent by registered mail to Defendant, requiring her to appear and plead or demur to the complaint filed in this cause within thirty days from the date when said notice is received.

Sixth day of January, 1944

W. R. Stuart

W. R. STUART, SHERIFF

BALDWIN COUNTY ALABAMA

845

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }
BALDWIN COUNTY. } No. 845.

CIRCUIT COURT BALDWIN COUNTY

January TERM, 194 4

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Hattie T B Titus.

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, against

Hattie T B Titus.

Defendant

by G E Perkins.

Plaintiff

Witness my hand this 6th. day of January. 194 4

R. S. Duck Clerk.

Form 3811
Rev. 1-4-40

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

1 Arthur J. B. Titus
(Signature of name of addressee)

2 _____
(Signature of addressee's agent—Agent should enter addressee's name on line ONE above)

Date of delivery 1/3-7/44 194

Post Office Department
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE \$300



E. J. A. Duck, Car Clerk
(NAME OF SENDER)

Street and Number
Post Office Box

REGISTERED ARTICLE

No. *1415*

Post Office

Bay Minette, Ala.

INSURED PARCEL

No. *6*

State

State