

MOTION FOR JUDGMENT BY DEFAULT

WEEKS GARAGE,
Leslie Weeks, Owner,
Plaintiff

VS.

MACK PAUL and ANGUS PAUL,
Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

Comes the Plaintiff by its attorney and moves the court to render Judgment by Default in the amount of ONE HUNDRED SEVENTY FOUR & 90/100 DOLLARS (\$174.90) principal, plus interest from August 7, 1947.

An affidavit of the amount owed was attached to the original Bill.

Forest A. Christian, Foley, Alabama
Attorney for Plaintiff

RECORDED

MOTION FOR JUDGMENT BY DEFAULT

WEEKS GARAGE,
Leslie Weeks, Owner,

Plaintiff

vs.

MAOK PAUL and ANGUS PAUL,

Defendants

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

FILED
OCT 7 1948
ALICE J. DUCK, Clerk

RECORDED
INDEXED
OCT 10 1948
CLERK'S OFFICE
BALDWIN COUNTY, ALABAMA

TO THE COURT OF THE BALDWIN COUNTY ALABAMA
I, the undersigned, being a duly qualified and sworn
attorney at law, do hereby certify that the within
document is a true and correct copy of the original
filed in the Circuit Court of Baldwin County, Alabama,
on the 7th day of October, 1948.

Very truly yours,
ALICE J. DUCK, Clerk

RECORDED
INDEXED
OCT 10 1948
CLERK'S OFFICE
BALDWIN COUNTY, ALABAMA

SUMMARY

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

You are hereby commanded to summon MACK PAUL and ANGUS PAUL, 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 WEEKS GARAGE, Leslie Weeks, owner.

Witness my hand this the 15th day of July, 1948.

Alice J. Duck
Clerk

COMPLAINT

WEEKS GARAGE,
Leslie Weeks, Owner,
Plaintiff

VS:

MACK PAUL and ANGUS PAUL,
Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

COUNT I

The Plaintiff claims of the Defendants the sum of ONE HUNDRED SEVENTY FOUR & 90/100 DOLLARS (\$174.90), together with interest thereon, due from them by account, on, to wit: the 7th day of August, 1947, which sum of money, with interest thereon, is still unpaid.

COUNT II

The Plaintiff claims of the Defendants the sum of ONE HUNDRED SEVENTY FOUR & 90/100 DOLLARS (\$174.90), together with interest thereon, due from them on account state between the Plaintiff and the Defendants, on, to wit: the 7th day of August, 1947, which sum of money together with interest thereon is still unpaid.

COUNT III

The Plaintiff claims of the Defendants the sum of ONE HUNDRED SEVENTY FOUR & 90/100 DOLLARS (\$174.90), together with interest thereon, due from them for merchandise, goods and chattels sold by the Plaintiff to the Defendants on, to wit: the 7th day of August, 1947, which sum of money with the interest thereon is still unpaid.

Forest A. Christian
Forest A. Christian, Foley, Alabama
Attorney for Plaintiff

There is attached hereto and made a part hereof an affidavit of a competent witness, made before and certified to by a Notary Public, which shows the amount owed on this claim as of July 13, 1948.

The Defendants live at Hartung & Burmeister, Foley, Alabama

AFFIDAVIT OF LESLIE WEEKS

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

Leslie Weeks, first being duly sworn, deposes and says as follows:

My name is Leslie Weeks. I am the owner of Weeks Garage, Foley, Alabama. I am the Plaintiff in the case of Weeks Garage, Leslie Weeks, owner, vs. Mack Paul and Angus Paul. Mack Paul and Angus Paul owned a Ford sedan automobile and they brought it to my garage for repair work on July 31, 1947. I worked on the car through August 6, 1947, and the total bill amounted to \$224.90, and on August 7, 1947, I delivered the automobile to the said Defendants, at which time they paid \$50.00 by check, which left a balance of \$174.90, which balance is still due and unpaid.

I know that these statements are true because I own the garage, did the repair work on the automobile and prepared the itemized statement.

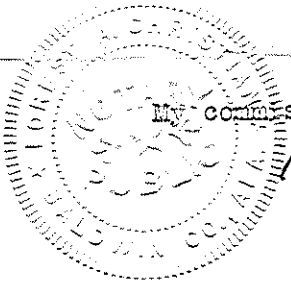
Leslie Weeks
Leslie Weeks, Affiant

Sworn to and subscribed before me, a Notary Public in and for Baldwin County, Alabama, this the 13th day of July, 1948.

James W. Oliver
Notary Public

My commission expires:

12-27-49



Received in Sheriff's Office
this 15 day of July, 1948
TAYLOR WILKINS, Sheriff

Received in Sheriff's Office
this 15 day of July, 1948
TAYLOR WILKINS, Sheriff

RECORDED

SUMMONS & COMPLAINT

WEEKS GARAGE,
Leslie Weeks, Owner,
Plaintiff

vs.

MACK PAUL & ANGUS PAUL,
Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

Filed
7-15-48
Alice J. Welch
Clerk

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

Executed 7-20-48
by serving separate
copies on Mack Paul
and Angus Paul

Taylor Wilkins, Sheriff
D.R. Willis D.S.

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA, }
BALDWIN COUNTY }

CIRCUIT COURT, BALDWIN COUNTY

No.-----

-----TERM, 194----

TO ANY SHERIFF OF THE STATE OF ALABAMA :

You Are Hereby Commanded to Summon JAMES J. DUBROCK and

CHARLIE HUFF

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 JAMES J. DUBROCK

& CHARLIE HUFF, Defendant----

by LJEWELLYN EDHEGARD

_____, Plaintiff----

Witness my hand this _____ day of _____ 194----

_____, Clerk.

Page -----

CIRCUIT COURT

Plaintiffs

vs.

and

Defendants

SUMMONS and COMPLAINT

Filed _____, 194_____

Clerk

Plaintiff's Attorney

Defendant's Attorney

Moore Printing Co.

RECEIVED IN OFFICE

194

Sheriff

I have executed this summons

this _____, 194____
by leaving a copy with

Sheriff

Deputy Sheriff

LLEWELLYN EDHEGARD
Plaintiff

vs.

JAMES J. DUBROCK &
CHARLIE HUFF
Defendants

IN THE CIRCUIT COURT
OF BALDWIN COUNTY
ALABAMA

COUNT ONE

The plaintiff claims of the defendants a sum of three hundred fifty dollars (\$350.00) as damages for that heretofor on to-wit the twenty second day of April, 1948, the plaintiff was operating an automobile on a public highway to-wit, Alabama Highway number 104, near fourth street in Silverhill, Alabama where he had a right to be and the defendant James John DuBrock an agent, servant, or employee of the defendant Charlie Huff while acting within the line and scope of his employment so negligently operating a motor vehicle then and there as to cause said motor vehicle which he was operating to run over, upon or against the automobile in which the plaintiff was then and there operating and the plaintiff avers that as a proximate consequence thereof his automobile was damaged causing great damage and injuries to the plaintiff's automobile. The back end of the plaintiff's car was crushed in and bent the frame and then plaintiff lost the use of his automobile for a two weeks which he used in his business, the reasonable value of which was at least two dollars and fifty cents per day. All to the damage of the plaintiff in the sum aforesaid and the plaintiff avers that all of said damage were proximately caused by the said negligence of the said defendant James John DuBrock and agent, servant or employee of the defendant Charlie Huff while acting within the line and scope of his employment as such agent, servant or employee in and about the negligence operation of said motor vehicle at the time and place and on the occasion aforesaid.

Wherefore plaintiff sues both James John DuBrock and Charlie Huff.


Attorney's for Plaintiff