

1339

SUMMONS

THE STATE OF ALABAMA,)
BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

You are hereby commanded to summon WILLIAM McCALL, JR. and GEORGIA MAE McCALL to appear and plead, answer or demur, within the thirty days from the service of this summons, to the complaint filed in the Circuit Court of Baldwin County, Alabama, at Bay Minette, against WILLIAM McCALL, JR. and GEORGIA MAE McCALL by the FARMERS & MERCHANTS BANK of Foley, Alabama, a corporation.

Witness my hand this the 17 day of April, 1949.

Wm. J. French
Clerk

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COMPLAINT

FARMERS & MERCHANTS BANK of
Foley, Alabama, a corporation,

Plaintiff

vs.

WILLIAM McCALL, JR. and GEORGIA
MAE McCALL,

Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

The plaintiff claims of the defendants the sum of ONE HUNDRED TWENTY & 00/100 DOLLARS (\$120.00), which is the balance due on a note made by them on the 8th day of July, 1947, together with interest at the rate of eight per cent (8%) from July 8, 1947.

In, by and as a part of said note the Defendants waive all rights of exemption under the Constitution and Laws of the State of Alabama or any other state in the United States, as to personal property.

The said note provides for a reasonable attorney's fee, which Plaintiff alleges to be \$25.00.

Wm. J. French
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 on April 23, 1949.

The Defendants live at Foley, Alabama.

100
9.00
10.80

AFFIDAVIT OF E. F. SANDERS

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

E. F. SANDERS, first being duly sworn, deposes and says as follows:

I am executive vice-president of the Farmers & Merchants Bank of Foley, Alabama, and on July 8, 1947, William McCall, Jr. and Georgia Mae McCall borrowed \$200.00 from our bank and I, personally, handled this transaction. They signed a note dated July 8, 1947, in the amount of \$200.00, payable in installments of \$20.00 per month beginning August 8, 1947, four payments have been made, as follows: 8/9/47 in the amount of \$20.00; 10/14/47 in the amount of \$5.00; 11/17/47 in the amount of \$5.00; and 8/28/48 in the amount of \$50.00, for a total payment of \$80.00, leaving a balance due and unpaid of \$120.00, plus interest at the rate of 8% per annum, from date. The said note provides for waiver of exemptions under the constitution and laws of the State of Alabama, or any other state, and for a reasonable attorney's fee. We have given this note to our attorney, Forest A. Christian, Foley, Alabama, for collection.


Affiant

Sworn to and subscribed before me, a Notary Public in and for Baldwin County, Alabama, this the 23rd day of April, 1949.

My commission expires:

12-27-49


Notary Public

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AFFIDAVIT OF FOREST A. CHRISTIAN

THE STATE OF ALABAMA,)
)
BALDWIN COUNTY.)

FOREST A. CHRISTIAN, first being duly sworn, deposes and says as follows:

That he is a duly licensed attorney, practicing law at Foley, Alabama; that he knows the reasonable fee to be charged for legal services by members of the Bar of the State of Alabama; that the Farmers & Merchants Bank, Foley, Alabama, has employed him to collect a debt owed by William McCall, Jr. and Georgia Mae McCall, on a promissory note, in which the defendants agreed to pay all costs of collecting, or attempting to collect said note, including a reasonable attorney's fee, whether incurred with or without suit; and that he believes that \$25.00 is a reasonable fee in this matter.


Affiant

Sworn to and subscribed before me, a Notary Public in and for Baldwin County, Alabama, this the 23rd day of April, 1949.

My commission expires:

1-24-53


Notary Public

RECORDED

5-13-49 1339

Received in Sheriff's Office
this 27 day of April, 1949
TAYLOR WILLIAMS, Sheriff

Sealed Document
Filed

SUMMONS AND COMPLAINT

FARMERS & MERCHANTS BANK
FOLEY, ALABAMA, a corporation,

Plaintiff

vs.

WILLIAM McCALL, JR. and GEORGIA
MAE McCALL,

J. Lee
Defendants

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED
APR 27 1949
ALICE J. DUCK, Clerk

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

Entered 5-13 19 49
serving copy of within Summons and
complaint on

William McCall, Jr.
Georgia Mae McCall

Taylor Williams Sheriff
Deputy Sheriff
Edw. J. Starnes