

1413

PERRY S. ROBERTS

PLAINTIFF

VS

JOHN PEMPERL, JOHN F.  
PEMPERL AND WILLIAM  
PEMPERL

DEFENDANTS

§

IN THE CIRCUIT COURT OF

§

BALDWIN COUNTY, ALABAMA

§

AT LAW.

§

§

1.


The Bill does not state a cause of action.

2.

For aught appearing in count 1 of said complaint no contract  
is alleged whereby the Defendant would be indebted to the Complainant.

3.

For aught appearing in the complaint no warning for trespass  
within six months was alleged.

  
ATTORNEY FOR DEFENDANTS.

7201413

RECORDED

appeal and further was adjourned.

For entry appearing in the complaint no return for process

2.

is alleged whereby the Defendant would be subjected to the cost of

for entry appearing in count 1 of said complaint no return for process

3.

The bill does not state a cause of action.

4.

DEFENDANT

JOHN J. DUCK

JOHN J. DUCK, JOHN J.

AS

ATTORNEY

JOHN J. DUCK

PROCESSED FOR DEFENDANT

FILED  
OCT 13 1949  
J. DUCK, Clerk

*[Handwritten signature]*

*[Handwritten initials]*

STATE OF ALABAMA }  
BALDWIN COUNTY }

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon John Pemperl, John F. Pemperl and William Pemperl, 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 the same; then and there to answer the complaint of Perry S. Roberts.

WITNESS my hand this 29<sup>th</sup> day of September, 1949.

W. J. Smith  
Clerk.

=====

|                       |   |                         |
|-----------------------|---|-------------------------|
| PERRY S. ROBERTS      | } | IN THE CIRCUIT COURT OF |
| PLAINTIFF             | } | BALDWIN COUNTY, ALABAMA |
| VS.                   | } | AT LAW                  |
| JOHN PEMPERL, JOHN F. | } |                         |
| PEMPERL and WILLIAM   | } |                         |
| PEMPERL.              | } |                         |
| DEFENDANTS            | } |                         |

1.

The Plaintiff claims of the Defendants FIVE HUNDRED (\$500.00) DOLLARS, due from them by account on to-wit, the 1st day of September, 1949, which sum of money with the interest thereon is due and unpaid.

2.

The Plaintiff claims of the Defendants FIVE HUNDRED (\$500.00) DOLLARS, damages for a trespass by the Defendants on the following tract of land, to-wit;

East half of Northwest quarter of Southwest quarter, East half of Southwest quarter of Northwest quarter of Section 14, Township 1 South, Range 4 East, containing 40 acres, more or less, also that part of the East half of Northwest quarter of Northwest quarter of Section 14, Township 1 South, Range 4 East, lying South of the public road, (U. S. 31) as at present located in Section 14, Township 1 South, Range 4 East,

belonging to the Plaintiff and for turpentining timber located thereon during the year 1949.

W. J. Smith  
Attorney for the Plaintiff.

The Plaintiff demands a trial by jury.

W. J. Smith  
Attorney for the Plaintiff.

ND 1413  
RECORDED

Received in Sheriff's Office  
this 29 day of Sept, 1949  
TAYLOR WILKINS, Sheriff

PERRY S. ROBERTS

PLAINTIFF

JOHN PEMPERE, JOHN F.  
PEMPERL and WILLIAM PEMPERL.

DEFENDANTS

Executed Sept 29 19 49  
by serving copy of within ~~Summons~~  
~~Complaint~~ on

John Pempel John F.  
Pempel + William  
Pempel

Taylor Wilkins Sheriff  
Paul Gindal Deputy Sheriff

Filed 9-29-49  
A. J. Leuck  
Carr

The State of Alabama

COUNTY

CIRCUIT COURT

Term, 19

No. 1413

vs.

Demphers et al -

## BILL OF COSTS

| CLERK'S FEES  |   | @      | AMOUNT | SHERIFF'S FEES   |   | @      | AMOUNT |
|---|---|--------|--------|--|---|--------|--------|
| 1. Docketing Cause  |   | \$1.00 | 1 00   | 1. Serving and Returning Summons or Writ, Each         | 3 | \$1.50 | 4 50   |
| 2. Making Copy of Summons and Complaint (over 200 words) per 100 words  |   | .15    |        | 2. Levying Attachment, Each                            |   | 3.00   |        |
| 3. Making Copy of Summons and Complaint (under 200 words)               | 5 | .30    |        | 3. Entering and Returning Same, Each                   |   | .25    |        |
| 4. Issuing Summons and Complaint  |   | 1.25   |        | 4. Seizing Personal Property Under Writ of Detinue     |   | 3.00   |        |
| 5. Entering Sheriff's Return, each                                      |   | .20    |        | 5. Taking and Approving Bond, Each                     |   | 1.00   |        |
| 6. Filing Papers, each  | 2 | .10    |        | 6. Summoning Garnishee, and Return, Each               |   | 1.50   |        |
| 7. Entering Appearance, each  |   | .20    |        | 7. Serving and Returning Sci. Fa. or Notice, Each      |   | 1.50   | 3 75   |
| 8. Issuing Subpoena for Witness, each                                   | 5 | .30    |        | 8. Serving and Returning Subpoenas, Each               | 2 | .65    |        |
| 9. Witness Certificate Issued, each                                     |   | .25    |        | 9. Serving Contempt Attachment, Each                   |   | 1.50   |        |
| 10. Entering Continuance, each  |   | .10    |        | 10. Impanelling Jury                                   |   | .75    |        |
| 11. Entering Order of Court   |   | .30    |        | 11. Collecting Execution for Costs Only, Each          |   | 1.50   |        |
| 12. Issuing Notices   |   | .75    |        | 12. Coms. for Collecting Money on Executions           |   |        |        |
| 16. Copy of Same, each  |   | .50    |        | 13. Executing Writ of Possession, Each                 |   | 5.00   |        |
| 14. Issuing Each Attachment, and Taking Bond                            |   | 1.00   |        | 14. Making Deed to Real Estate Sold, Each              |   | 2.50   |        |
| 15. Issuing Summons for Garnishee                                       |   | .50    |        | Total Sheriff's Fees                                   |   |        | 7 75   |
| 16. Copy of aSme, each  |   | .50    |        | SUMMARY OF FEES, COSTS, AND JUDGMENT—                  |   |        |        |
| 17. Order of Publication  |   | .50    |        | Fees and Costs in Circuit Court:                       |   |        |        |
| 18. Copy of Same  |   | .50    |        | 1. Clerk's Fees  |   |        | 11 55  |
| 19. Swearing Garnishee  |   | .50    |        | 2. Ex-Clerk's Fees                                     |   |        |        |
| 20. Administering Oath, other than Garnishee or Release Garnishee       |   | .25    |        | 3. Sheriff's Fees                                      |   |        | 7 75   |
| 21. Issuing Commission to Take Depositions                              |   | .75    |        | 4. Ex-Sheriff's Fees                                   |   |        |        |
| 22. Making Copy Interrogatories, deposition or otherwise, per 100 words |   | .15    |        | 5. Witness Fees  |   |        |        |
| 23. Filing Package of Depositions                                       |   | .10    |        | 6. Commissioner's Fees                                 |   |        |        |
| 24. Endorsing Package Opened  |   | .10    |        | 7.   |   |        |        |
| 25. Taking Any Bond Not Otherwise provided for                          |   | .75    |        | 8. Garnishee's Fees                                    |   |        |        |
| 26. Issuing Any Writ Not Otherwise Provided For                         |   | .75    |        | 9. Publisher's Fees                                    |   |        |        |
| 27. Copy of Same  |   | .75    |        | 10.  |   |        |        |
| 28. Filing Same and Entering Return                                     |   | .15    |        | 11. Court Reporter's Fees, Per Day or Fraction Thereof |   | 5.00   |        |
| 29. Making Complete Record per 100 words                                |   | .15    | 3 00   | 12. Trial Tax  |   | 3.00   | 3 00   |
| 30. Making Copy of Any Paper, per 100 words                             |   | .15    | 1 50   | 13.  |   |        |        |
| 31. Every Trial and Incidents   |   | 1.50   | 5 00   | 14.  |   |        |        |
| 32. Entering Judgment   |   | .50    |        | 15.  |   |        |        |
| 33. Issuing Execution   |   | .50    |        | 16.  |   |        |        |
| 34. Entering Return, per 100 words 15c but no less than                 |   | .20    |        | 17.  |   |        |        |
| 35. Certificate of Appeal   |   | .50    |        | 18.  |   |        |        |
| 36. Record for Supreme Court, per 100 words                             |   | .15    |        | Fees and Costs in Inferior Court:                      |   |        |        |
| 37. Each Copy Thereof, per 100 words                                    |   | .05    |        | 19. Clerk of Inferior Court Fees                       |   |        |        |
| 38. Checking and Including Transcript of Testimony                      |   | 10.00  |        | 20. Sheriff's Fees                                     |   |        |        |
| 39. Commissions   |   |        |        | 21. Justice of Peace Fees                              |   |        |        |
| 40.   |   |        |        | 22. Constable's Fees                                   |   |        |        |
| 41.   |   |        |        | 23.  |   |        |        |
| 42.   |   |        |        | 24.  |   |        |        |
| 43.   |   |        |        | 25. Fees and Costs in Inferior Court                   |   |        |        |
| 44.   |   |        |        | 26. Total Fees and Costs                               |   |        |        |
| 45.   |   |        |        | 27. Judgment   |   |        |        |
| 46.   |   |        |        | 28. 10% Damages  |   |        |        |
| 47.   |   |        |        | 29. Int.   |   |        |        |
| 48.   |   |        |        | 30.  |   |        |        |
| 49.   |   |        |        | 31. Total Judgment                                     |   |        |        |
| 50.   |   |        |        | 32. Total Fees, Cost, and Judgment                     |   |        |        |
| 51.   |   |        |        | 33.  |   |        |        |
| 52.   |   |        |        | 34.  |   |        |        |
| 53.   |   |        |        | 35.  |   |        |        |
| Total Clerk's Fees  |   |        | 11 55  | 36. TOTAL  |   |        | 22 30  |

I certify that the within is a true and correct Bill of Cost in the within styled case.

Alvige - sumner

ATTEST: Clerk Circuit Court Baldwin County, Ala.

Received payment, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

ATTEST: \_\_\_\_\_

Clerk Circuit Court \_\_\_\_\_ County, Ala.

No. \_\_\_\_\_ Page \_\_\_\_\_

**The State of Alabama**  
COUNTY \_\_\_\_\_

**CIRCUIT COURT**

Perry Roberts

vs. Plaintiff \_\_\_\_\_

John Pempert et al.

Defendant \_\_\_\_\_

**CIVIL COST BILL**

Term, 19\_\_\_\_

Fee Book \_\_\_\_\_, Page \_\_\_\_\_

Plaintiff's Attorney \_\_\_\_\_

Defendant's Attorney \_\_\_\_\_