STATE OF ALABAMA

COUNTY OF BALDWIN

TO ANY SHERIFF OF THE STATE OF ALABAMA:

   You are hereby commanded to summon D. H. HARVILLE, also known as DAN HARVILLE, 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 the BANK OF ATMORE, a Corporation.

   WITNESS my hand this /ᵉˢᵗ day of *March*, 1950.

                                Clerk of the Circuit Court.

****

C-O-M-P-L-A-I-N-T

BANK OF ATMORE,
a Corporation,

    Plaintiff,

vs.

D. H. HARVILLE, also known
as DAN HARVILLE,

    Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW.

   1. The Plaintiff claims of the Defendant the sum

of One Hundred Fifty-Three and No/100 Dollars ($153.00) due

on a promissory note made by the Defendant on, to-wit, August

12, 1948, and payable to the Plaintiff on the 12th day of

October, 1948, which note is the property of the Plaintiff

and, together with the interest thereon at the rate of eight

(8) per cent per annum, is still due and unpaid.

   2. The Plaintiff claims of the Defendant the fur-

ther and additional sum of Seven and No/100 Dollars ($7.00),

the balance due on a promissory note originally for Forty-

seven and No/100 Dollars ($47.00) made by the Defendant on

to-wit, September 4, 1948, and payable to the Plaintiff on

the 11th day of September, 1948, which note is the property

of the Plaintiff and, together with the interest thereon at

the rate of eight (8) per cent per annum, is still due and unpaid.

The Plaintiff avers that the Defendant made a payment of Twenty-five and No/100 Dollars ($25.00) on the said note on November 1, 1949, and a payment of Fifteen and No/100 Dollars ($15.00) on the said note on December 7, 1949. Plaintiff avers that it is entitled to the sum of Three and 50/100 Dollars ($3.50), as interest on the said Twenty-five Dollars and the said Fifteen Dollars from September 11, 1948, to the date of the said payments, which sum the Plaintiff herewith claims.

3. The Plaintiff further avers that in and by the terms and provisions of the said notes the Defendant waived all rights of exemptions as to these debts, and agreed to pay a reasonable attorney's fee for the collection of the same, which attorney's fee the Plaintiff alleges to be Thirty-five Dollars ($35.00) and which it herewith claims.

_____
Attorney for Plaintiff.

No 1469

RECORDED

BANK OF ATMORE,
a Corporation,

Plaintiff,

vs.

D. H. HARVILLE, also known
as DAN HARVILLE,

Defendant.

COMPLAINT

Defendants address is
Bay Minette, Alabama

BANK OF ATMORE,
A Corporation,
        Plaintiff,

    vs.

D. H. HARVILLE, also known
as DAN HARVILLE,
        Defendant,

IN THE CIRCUIT COURT OF
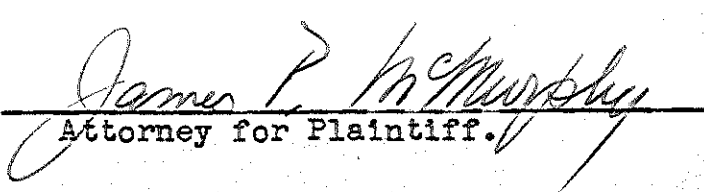
BALDWIN COUNTY, ALABAMA,

AT LAW.

No. 1469

MOTION FOR JUDGMENT BY DEFAULT

Now comes the Plaintiff and shows unto the Court that
the Complaint in the cause was filed March 1, 1950, and that a
copy of the Complaint and Summons was served on the Defendant
by the Sheriff of Baldwin County, Alabama, on March 9, 1950, and
that to the date hereof the Defendant has failed to appear and
demur, plea, or otherwise answer to the Complaint.

WHEREFORE, the Plaintiff moves the Court to enter a
Judgment by Default against the Defendant in this cause.

Dated this 6th day of May, 1950.

_____
Attorney for Plaintiff.

BANK OF ATMORE,
A Corporation,
        Plaintiff,

vs.

D. H. HARVILLE, also known
as DAN HARVILLE,
        Defendant

Motion for Judgment by
Default

Filed: May 6, 1950.

Telfair J. Mashburn, Jr.
Judge.

JAMES P. McMURPHY

ATTORNEY-AT-LAW

FIRST NATIONAL BANK BLDG. -- 2ND FLOOR

PHONE 280

ATMORE, ALABAMA

February 28, 1950

Mrs. Alice J. Duck
Clerk of the Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

    Please file the enclosed complaint and have the
sheriff serve a copy on the defendant.

                        Very truly yours,

                        James P. McMurphy

1469

Bank of Atmore

vs.

D. H. Harville

on Promissory Note

Filed 3-1-50

Jas. Mc Murphy