

HUGH ROZELLE
ATTORNEY-AT-LAW
2ND FLOOR BANK OF ATMORE BLDG.
ATMORE, ALABAMA

PHONES { 495-W
287

1855

August 27, 1952

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

Re: Sam's Place, a Corporation vs.
C. H. Hobbs, doing business as
Hobbs Garage, Robertsdale, Ala.

Dear Mrs. Duck:

I am enclosing herewith original and copy of summons
and complaint which I desire filed. I understand that
the defendant may be served at his garage at Robertsdale.

Best regards, I am

Sincerely,

Hugh Rozelle

Hugh Rozelle

MD 1855

Lewis Place
a Corp.

VS.

C. J. Hables

on account
Filed 8-28-52

Hugh Rozelle

SUMMONS AND COMPLAINT

STATE OF ALABAMA

:

CIRCUIT COURT

BALDWIN COUNTY

:

TO ANY SHERIFF OF THE STATE OF ALABAMA. GREETINGS:

You are hereby commanded to summons C. J. HOBBS, doing business as HOBBS GARAGE to appear within thirty days from the service of this writ in the Circuit Court, then and there to answer the complaint of SAM'S PLACE, a Corporation, Atmore, Alabama.

Witness my hand, this 29th day of August, 1952.

[Signature]
CLERK

C O M P L A I N T

SAM'S PLACE, A CORPORATION,
ATMORE, ALABAMA,

PLAINTIFF

VS.

C. J. HOBBS, DOING BUSINESS AS
HOBBS GARAGE, ROBERTSDALE,
ALABAMA,

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE

CASE NO. 1855-

COUNT ONE: The plaintiff claims of the defendant the sum of One Hundred Thirty Five (\$135.00) Dollars due by the defendant to the plaintiff on open account on, to-wit, October 8, 1949, which said sum of money together with the interest thereon is still due and unpaid.

COUNT TWO: The plaintiff claims of the defendant the sum of One Hundred Thirty Five (\$135.00) Dollars due by the defendant to the plaintiff on account stated, on, to-wit, October 8, 1949, which said sum of money together with the interest thereon is still due and unpaid.

COUNT THREE: The plaintiff claims of the defendant the sum of One Hundred Thirty Five (\$135.00) Dollars due by the defendant to the plaintiff for goods, wares and merchandise sold by the plaintiff to the defendant on, to-wit, October 8, 1949, which said sum of money together with the interest thereon is still due and unpaid.

COUNT FOUR: The plaintiff claims of the defendant the sum of One Hundred Thirty Five (\$135.00) Dollars due by the defendant to the plaintiff for work and labor done by plaintiff for the defendant at his request, on, to-wit, October 8, 1949, which said sum of money together with the interest thereon is still due and unpaid.

The plaintiff has attached to the original complaint filed in this cause an itemized and verified statement of the account of the defendant with the plaintiff and gives notice that same will be used in evidence at the trial of said cause.

Hugh Rozelle
ATTORNEY FOR PLAINTIFF

ITEMIZED AND VERIFIED STATEMENT OF THE ACCOUNT OF THE DEFENDANT, C. J.
HOBES, d/ b/ a HOBBS GARAGE, ROBERTSDALE, ALABAMA.

| | | |
|-----------------|----------------------|-----------------|
| October 8, 1949 | Motor, repaired----- | \$135.00 |
| | Balance Due | <u>\$135.00</u> |

STATE OF ALABAMA

ESCAMBIA COUNTY

Before me, the undersigned authority in and for said State and County, personally appeared Thomas G. Byrne, Jr., Secretary and Treasurer, Sam's Place, a Corporation, Atmore, Alabama, who is known to me and being by me first duly sworn doth depose and say that the statement of account of C. J. Hobbs, d/b/a Hobbs Garage, Robertsdale, Alabama is a true and correct statement thereof; and that after all just credits and offsets are given the said C. J. Hobbs, d/b/a Hobbs Garage, Robertsdale, Alabama is indebted to the said Sam's Place, a Corporation, Atmore, Alabama in the sum of \$135.00.

Thomas G. Byrne Jr.

Sworn to and subscribed before me this 14 day of August, 1952.

Maudie T. Davis
Notary Public

My Commission expires 12-22-54

TAYLOR WILKINS, Sheriff

Filed August 29 1954

True copy of within Summons and
Return on

C. J. Hobbs doing
business as Hobbs
Garage

Taylor Wilkins Sheriff
By Edleigh Steadman Clerk

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
LAW SIDE
NO. 185-5

RECORDED

SAM'S PLACE, A CORPORATION,
ATMORE, ALABAMA

PLAINTIFF

VS.

C. J. HOBBS, DOING BUSINESS AS
HOBBS GARAGE, ROBERTSDALE,
ALABAMA,

DEFENDANT

FILED 8-28-54

Edleigh Steadman
CLERK

MOTION FOR DISMISSAL

SAM'S PLACE, A CORPORATION,
ATMORE, ALABAMA,
PLAINTIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.

VS.

No. 1855

C. H. HOBBS, DOING BUSINESS AS
HOBBS GARAGE, ROBERTSDALE,
ALABAMA,
DEFENDANT

Comes the Plaintiff in the above styled cause and moves
the dismissal of Plaintiff's complaint in said cause for reason of
settlement by the parties.

Plaintiff further moves that cost in said cause be assessed
against the Plaintiff.

Hugh Rozelle
ATTORNEY FOR PLAINTIFF

FILED

4-20-53-

ALICE L. DUCK, Clerk

HUGH ROZELLE
ATTORNEY-AT-LAW
2ND FLOOR BANK OF ATMORE BLDG.
ATMORE, ALABAMA

PHONES { 495-W
287

October 21, 1952

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

Dear Mrs. Duck:

re: Sam's Place, a Corporation
vs.
C. H. Hobbs

Mr. Byrne, president of Sam's Place, a corporation here in Atmore, notified me that the defendant in the above mentioned suit had forwarded to him \$135.00, the amount sued for and I am getting in touch with the defendant advising him that the court costs will have to be paid, and in the meantime, may I ask that you advise me the amount of the court costs. I, of course, expect to dismiss the suit upon the defendant paying the court costs.

With best personal regards, I am

Sincerely,

Hugh Rozelle
Hugh Rozelle

HR/af

1858

Samm's Place

VS

C. W. Halls

1858