

*Law Offices of*  
**PERLOFF & REID**  
SUITE 205 - VAN ANTWERP BLDG.  
MOBILE, ALABAMA 36602

MAYER W. PERLOFF  
T. DWIGHT REID  
DONALD M. BRISKMAN

September 10, 1969

AREA CODE 205  
TELEPHONE 433-5412

Mrs. Alice Duck, Clerk  
Circuit Court of Baldwin County  
Baldwin County Courthouse  
Bay Minette, Alabama

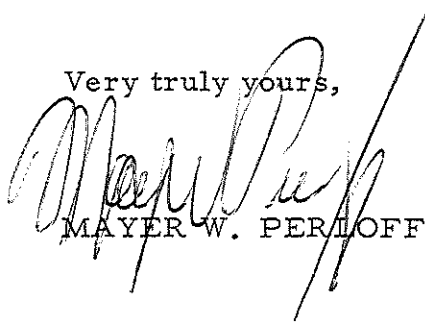
8878

Re: United States Finance Company, Inc. v. Charles E. and Deloris HALE

Dear Mrs. Duck:

I would appreciate your filing the attached bill of complaint in your court with regard to ejectment action against the Hales, and advising when service is obtained.

Very truly yours,

  
MAYER W. PERLOFF

MWP/rms

Enc/3

UNITED STATES FINANCE  
COMPANY, INC., A  
CORPORATION

PLAINTIFF

VS

CHARLES E. HALE and  
DELORES HALE

DEFENDANTS

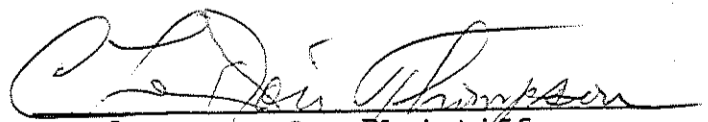
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 8878

Comes the Plaintiff in the above styled cause and  
demurs to the motion filed in said cause and for demurrer  
shows unto this Honorable Court as follows:

1. That the allegations of said motion fail to meet  
the requirements provided by law in that said motion fails  
to set out the names of all the parties concerned.
2. That the alleged equitable right or defense is no  
sufficiently set out.
3. That said motion fails to name all of the parties  
suggested in paragraph 2 of said motion.
4. That said motion fails to set out equitable right  
or defense, which, if established, would dispose of the cause.
5. That the allegations of said motion are conclusions  
of the pleader.
6. That the said motion fails to establish equitable  
rights of action.
7. That said motion fails to allege mutual mistake  
in the said motion to transfer.
8. That said defendants failed to offer a suitable  
penalty bond for damages for lengthy detention.
9. That said defendants failed to allege suitable and  
proper defense.

  
Attorney for Plaintiff.

FILED

OCT 28 1969

ALICE J. DUCK CLERK  
REGISTER

VOL

65 PAGE 356

UNITED STATES FINANCE  
COMPANY, INC., A  
CORPORATION

PLAINTIFF

VS

CHARLES E. HALE and  
DELORES HALE

DEFENDANTS

) IN THE CIRCUIT COURT OF  
)  
) BALDWIN COUNTY, ALABAMA  
)

) AT LAW  
)

) CASE NO. 8898  
)

) 8878  
)  
)  
)  
)  
)

Come now Defendants in the above styled cause and moves  
the Court as follows:

1. That this cause was filed in this Court on the 11th day of September, 1969.
2. That the Defendants and others filed a suit against United States Finance Company, Inc., a Corporation, Plaintiff in the instant suit, and certain other parties in the Circuit Court of Baldwin County, Alabama, Equity side eight months prior to the filing of the instant suit, seeking to quiet the title to the land, the subject of this suit.
3. That the suit to quiet title, Case Number 8898, Equity side Circuit Court Baldwin County, Alabama involve the same lands, facts and instruments as the instant suit.
4. That the suits do involve the same lands, transactions and parties as the instant suit.
5. That this suit above styled together with the Equity suit herein named constitute a multiple of actions involving the same facts, lands and parties.
6. That all the questions involved in the two suits may be settled in one suit, namely that in Equity.

Now therefore, Your Defendants pray that the Court will take notice of this, their motion and upon consideration thereof transfer the same to the Equity side.

Respectfully requested.

  
Attorney for Defendants

FILED

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ALICE J. DUCK

CLERK  
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Wilson Hayes, who being known to me and by me duly sworn, deposes and says on oath: That he is the Attorney for Defendants in the above styled cause, and that the said statements of fact therein are true.

Wilson Hayes  
Wilson Hayes

Sworn to and subscribed before me on this the 10<sup>th</sup> day of October, 1969.

Ruth H. Howell  
Notary Public,

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 10<sup>th</sup> day of October, 1969, served a copy of the foregoing pleading on counsel for all parties to this proceeding by sending the same by United States Mail, properly addressed, with first class postage prepaid.

Wilson Hayes

FILED

OCT 11 1969

ALICE J. DUCK CLERK  
REGISTER

UNITED STATES FINANCE  
COMPANY, INC., A  
Corporation

COMPLAINANT

VS

CHARLES E. HALE and  
DELORIS HALE

DEFENDANTS

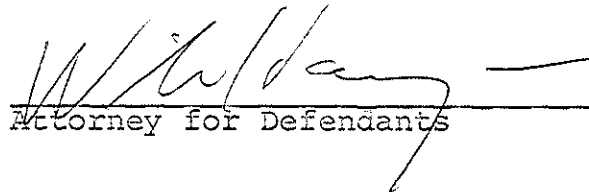
) IN THE CIRCUIT COURT OF  
)  
) BALDWIN COUNTY, ALABAMA  
)

) AT LAW  
)

) NUMBER: 8878  
)  
)  
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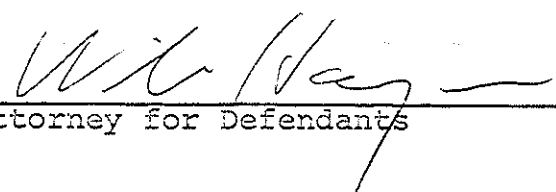
Come now the Defendants in the above styled cause and  
for answer says:

1. Not guilty.
2. The matters alleged in the Complaint are untrue.

  
Attorney for Defendants

Defendants demand trial by  
jury.

Done this 8<sup>TH</sup> day of October, 1969.

  
Attorney for Defendants

FILED

OCT 8 1969

ALICE J. DUCK

CLERK  
REGISTER

UNITED STATES FINANCE  
COMPANY, INC., a corpor-  
ation,

Plaintiff,

vs.

CHARLES E. HALE and  
DELORIS HALE,

Defendants.

( IN THE CIRCUIT COURT OF  
( BALDWIN COUNTY, ALABAMA

( AT LAW

CASE NO. 8828

The plaintiff sues to recover possession of the following tract of  
land:

Begin at the Southwest corner of Francis Steele Grant,  
Section 43, Township 1 North, Range 2 East, being the  
corner of the first angle from the Lake of the  
Francis Steele Grant; thence run Northwardly along  
the Grant line 500.91 feet, for the point of beginning;  
thence continue North along Grant line 220 feet to a  
corner, being the Southwest corner of lot owned by  
Gus Pitts, acquired of Mrs. M. A. Robinson; thence run  
East 894.3 feet to a stake; thence run South 220 feet  
to a corner; thence run West to a point or place of beginning  
on the Grant line, Section 43, Township 1 North, Range  
2 East, Baldwin County, Alabama.

of which it has the legal title thereto, and upon which, pending such possess-  
ion, and before the commencement of this suit, the defendant entered and  
unlawfully withholds, together with ONE HUNDRED DOLLARS (\$100.00)  
for the detention thereof.

PERLOFF & REID

BY: [Signature]  
Attorneys for Plaintiff

Defendants may be served:

General Delivery, Stockton, Alabama OR Star Rt. Box 332, Stockton, Al.

OR the directions for services are as follows:

From Stockton turn left in front of Hoster's Grocery. Go to first stop  
sign, turn left taking first left turn after passing school house, property  
is sitting out in field on left side.

FILED

SEP 11 1969

ALICE J. DUCK CLERK  
REGISTER

PERLOFF & REID  
ATTORNEYS AT LAW  
205 VAN ANTWERP BLDG.  
MOBILE, ALABAMA 36602

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 8878

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon ~~XXXX~~ CHARLES E. HALE & DELORIS HALE

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..... CHARLES E.

HALE & DELORIS HALE....., Defendant.....

by UNITED STATES FINANCE COMPANY, INC., A corporation.....

....., Plaintiff.....

Witness my hand this..... 11th..... day of September..... 19.69.....

*Alice J. Luck*....., Clerk

8/9-15-69

No. 8878.....

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STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

UNITED STATES FINANCE COMPANY, INC.,

A Corp.

Plaintiffs

vs.

CHARLES E. HALE & DELORIS HALE

Defendants

SUMMONS AND COMPLAINT

Filed Sept. 11, 19. 69.

Alice J. Duck

Clerk

Perloff & Reid

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED  
Received In Office

SEP 11 1969

19.....

~~STATE SHERIFF~~

Sheriff

I have executed this summons

this Sept 15 1969

by leaving a copy with

Charles E. Hale  
Deloris Hale

Sheriff claims 44 miles at

Ten Cents per mile Total \$ 4.40

TAYLOR WILKINS, Sheriff

BY Tolbert  
DEPUTY SHERIFF

Taylor Wilkins Sheriff

W. A. Tolbert Deputy Sheriff

Stockton 44