

NOTICE of APPEAL

STATE OF ALABAMA,)
MOBILE COUNTY)

R. H. Sassaman Co., Inc.

Plaintiff

VS.

Byrds Pump & Well Company

Defendant

To Byrds Pump & Well Company

in said Cause: R. H. Sassaman Co., Inc. VS Byrds Pump & Well Company

You are hereby notified that

R. H. Sassaman Co., Inc.

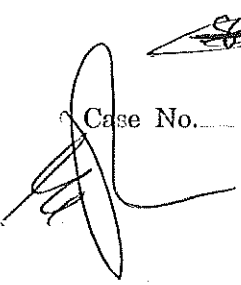
Plaintiff

the in the above entitled cause has prayed and obtained a transfer to the Circuit Court of Baldwin County, Alabama

~~from the judgment rendered by the COURT OF GENERAL SESSIONS OF MOBILE COUNTY, and having complied with the requirements of the law in such cases made and provided, the same has been granted to the next term of the CIRCUIT COURT of Baldwin County, to be held for said County, you are hereby notified accordingly.~~

Given under my hand this the 3 day of December 19 69

Clerk, Court of General Sessions of Mobile County, Civil Division

 ~~80865~~

9029

Case No. 80865

R. H. Sassaman Co., Inc.

Plaintiff,

VS

12/8

Exemption
at

Byrds Pump & Well Company

P. O. Box 371

Atmore, Alabama

Defendant.

George Byrd

NOTICE OF ~~XXXXXX~~ ^{Transfer}

Returnable To The Circuit Court
of Baldwin County

Issued: December 3, 1969

Serve On: Byrds Pump & Well Co.

REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.

DEC 4 8 13 AM '69

BY: _____

Served in full
on George Byrd
Dec. 8, 1969

H. D. Byrne
Deputy
J. W. Paul

64 M:1 es.

BY: _____

DEC 16 8 41 AM '69

REC'D SHERIFF DE
MOBILE COUNTY, AL

R. H. SASSAMAN COMPANY, INC.	)	IN THE COURT OF GENERAL SESSIONS
Plaintiff	)	OF MOBILE COUNTY, ALABAMA
VS)	
	)	AT LAW
TROY BYRD, d/b/a BYRDS)	
PUMP & WELL COMPANY	)	CASE NO. 80865
Defendant)	

MOTION TO WITHDRAW

Comes now Gibbons and Stokes, Attorneys of record for the plaintiff in the above styled cause and hereby withdraws as attorneys for the plaintiff in the above styled cause, having given notice by U. S. Mail to the plaintiff of said withdrawal.

B. F. Stokes, III

COURT OF GENERAL
SESSIONS

Nov 26 11 AM 1968

THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

	(	Case No. 80865
R. H. Sassaman Co., Inc.	(	Filed: October 27, 1969
Plaintiff	(	Issued: October 28, 1969
	(	Returnable: November 26, 1969
VS	(	Service Had: 10-31-69
Byrds Pump & Well Company	(	Cause of Action: IVA
Defendant	(	Attorney for Plaintiff: Gibbons & Stokes
	(	Attorney for Defendant: C. Lenoir Thompson
Amount of Claim: <u>\$171.41</u>	(

11-24-69 Plea to the Venue filed.

11-26-69 Motion to Withdraw filed.

11-26-69 Motion to Withdraw granted.

November 26, 1969 Plea in Abatement sustained. Proceedings transferred to Baldwin County.
EIH

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ABOVE
STYLED CAUSE AS IT APPEARS ON RECORD AND IN THE FILES OF THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY, ALABAMA.

WITNESS MY HAND THIS THE 3RD DAY OF DECEMBER, 1969.

J. D. Richardson

CLERK OF THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

FILED

DEC 5 1969

ALICE J. DUCK
CLERK
REGISTRAR

OFFICE
937-3921

C. LeNOIR THOMPSON
ATTORNEY-AT-LAW
BAY MINETTE, ALABAMA 36507

HOME
937-7487

November 21, 1969

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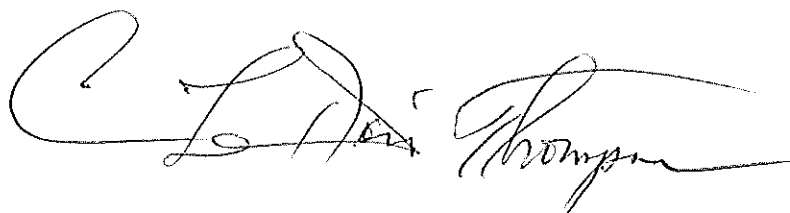
Clerk
Court of General Sessions
Mobile, Alabama

Re: R. H. Sassaman Co., Inc. vs
Troy Byrd, d/b/a Byrds Pump & Well Co.

Dear Sir:

6
Attached is a Plea to the Venue in the above styled cause. Due to the short time remaining may I respectfully ask that you bring my letter to the attention of the presiding judge with the request for a continuance of two weeks. If the Honorable Ben Stokes, III confesses my plea there will be no need for the continuance.

Sincerely,



CLT/tb

COURT OF GENERAL
SESSIONS

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R.H. SASSAMAN COMPANY, INC.

PLAINTIFF,

VS.,

TROY BYRD, d/b/a BYRDS
PUMP & WELL COMPANY,

DEFENDANT.

IN THE COURT OF GENERAL SESSIONS

OF MOBILE COUNTY, ALABAMA

CASE NUMBER: 80865

PLEA TO THE VENUE

Comes the defendant, Troy Byrd, d/b/a Byrds Pump & Well Company, in the above entitled cause, appearing specially and only for the purpose of filing this plea and says that the said R. H. Sassaman Company, Inc., plaintiff in this cause, ought not to have and maintain its said action for the defendant says separately and severally, as follows, to-wit:

FIRST

That the said defendant is a permanent resident of Escambia County, Alabama, and is not a resident of the Mobile County, Alabama.

SECOND

That the said defendant resided in Atmore, Alabama and resided at this address when the alleged evidence of indebtedness was executed and has continued to reside at said address until the present date; residing in Escambia County, Alabama, when the cause of action arose.

THIRD

That said defendant has never resided in Mobile County, Alabama.

WHEREFORE, defendant says that the Court of General Sessions of Mobile County, Alabama, is without jurisdiction to try and determine this cause, and that this said action should be abated, and prays the judgment of this Honorable Court whether the plaintiff should be allowed to further maintain this suit.

COURT OF GENERAL
SESSIONS

Nov 21 12 05 PM '69

Troy Byrd

TROY BYRD, d/b/a Byrds Pump & Well Co.

C. L. Davis Thompson
Attorney for defendant.

STATE OF ALABAMA

BALDWIN COUNTY

Before me, *C. L. Davis Thompson* Notary

Public, in and for said County in said State personally
appeared Troy Byrd, who, being known to me and by me
first duly sworn deposes and says on oath:

That he is the defendant in the above entitled cause
and has personal knowledge of the facts stated in the foregoing
pleas and that the said statements of fact therein contained
are true.

Troy Byrd
Troy Byrd

Sworn to and subscribed before me, this 21st day of
November, 1969.

C. L. Davis Thompson
Notary Public, Baldwin County, Alabama

I certify that I have this day served Honorable Ben
Stokes III with a copy of the foregoing plea by U.S. Mail
postage prepaid.

Done this the 22nd day of November, 1969.

C. L. Davis Thompson

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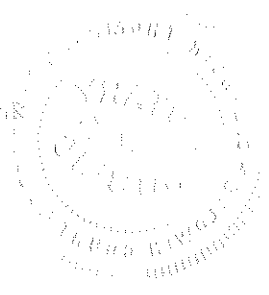
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