

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOOR

The State of Alabama,
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon Samuel M. Wallace

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 26 day of Nov, 1969 at the hour of 9:00 A.M., then and there to answer a complaint of J. H. Middleton

of a debt or other demand not exceeding Seven Hundred Fifty Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this day of , 19.

J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action

Plaintiff claims of the defendant \$203.68 due by written contract, with interest thereon, executed by him on 5/27/68 under which he waived all exemptions under the laws of Alabama and agreed to pay a reasonable attorney's fee, which is claimed.

B. J. Stokes III
ATTORNEY FOR PLAINTIFF

63-305

COMPLAINT AND SUMMONS

Atty. for Plaintiff: GIBBONS & STOKES
Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No. 80543

Ret. Nov 26, 1965

J. H. Middleton

VS.

Samuel N. Wallace c/o Bumper Service
3353 Halls Mill Rd., Mobile

Continued To

Executed by Service on

Defendant

This day, 19

Sheriff of Mobile County

By Deputy Sheriff

60110 3 07 1965
COURT OF GENERAL SESSIONS

CHASON, STONE & CHASON

ATTORNEYS AT LAW

P. O. BOX 120

BAY MINETTE, ALABAMA 36507

JOHN CHASON
NORBORNE C. STONE, JR.
JOHN EARLE CHASON
EBERHARD E. BALL

November 22, 1969

TELEPHONE 937-2191

Clerk
Court of General Sessions
Mobile County, Alabama
County Courthouse
Mobile, Alabama

Dear Sir:

Re: Middleton vs. Wallace
Case No. 80543

Enclosed herewith you will find a plea in
abatement which we would like for you to file on
behalf of the Defendant in the above styled cause.

You will note that we have forwarded a
copy of this plea to the attorney for the Plaintiff.

Thanking you for your attention to this re-
quest, we are

Sincerely,

CHASON, STONE & CHASON

By: 

NCS:pjb
Encl: as noted

COURT OF GENERAL
SEPT 11

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Herein fail not and have you then and there this precept with your doings.

Witness my hand, this OCT 17 1969 day of 1969J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action

Plaintiff claims of the defendant 203.68 due
by written contract, with interest thereon,
executed by him on 5/27/68 under which
he waived all exemptions under the laws of Ala-
bama and agreed to pay a reasonable attorney's
fee, which is claimed.B. J. Stokes III
ATTORNEY FOR PLAINTIFF

Sum
COMPLAINT AND SUMMONS

Atty. for Plaintiff: GIBBONS & STOKES
Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No. 80543

Ret.

Nov. 26, 1969

J. H. Middleton

21X VS.

Samuel N. Wallace c/o Bumper Service
3353 Halls Mill Rd., Mobile

Continued To

Sheriff's Return
Executed by Service on

Samuel N. Wallace
Defendant

This 26 day Oct, 1969

Ray D. Budge
Sheriff of Mobile County

By H. Simon
Deputy Sheriff

MOBILE SHERIFF DEPT.
MOBILE COUNTY, ALA.

OCT 20 1 52 PM '69

BY _____

J. M. MIDDLETON, X
Plaintiff, X
vs. X
SAMUEL M. WALLACE, X
Defendant. X

IN THE COURT OF GENERAL
SESSIONS OF MOBILE COUNTY,
ALABAMA CASE NO. 80543

PLEA IN ABATEMENT

Comes now the Defendant in the above styled cause, by his attorneys, and appearing specially for the purpose of filing this plea in abatement and for no other object or purpose, and respectfully represents and shows unto this Honorable Court as follows:

That the Defendant is now, and was at the time of the Complaint against him, a resident citizen of Baldwin County, Alabama, residing at Stapleton, Alabama. That this suit is a suit on a contract.

Respectfully submitted,

CHASON, STONE & CHASON

By:

Attorneys for Defendant

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Norborne C. Stone, Jr., who is known to me and who, after being by me first duly and legally sworn, did depose and say under oath as follows:

That he signed the foregoing plea in abatement and he is one of the attorneys for the Defendant in the above styled cause and is informed and believes and upon such information and belief alleges that the facts contained in such plea in abatement are true and correct.

Norborne C. Stone, Jr.

CERTIFICATE OF SERVICE

Sworn to and subscribed before me this 22nd day of November, 1969.

Peggy Bailey
Notary Public, Baldwin County, Alabama

I certify that a copy of the foregoing pleading has been served upon counsel for all parties to this proceeding, by mailing the same to each by First Class United States Mail, properly addressed and postage prepaid on this 21 day

COURT OF GENERAL
SESSION

Nov 24 12 05 PM '65

80543

A'

F

THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA

Case No. 80543

J.H. Middleton

Plaintiff

VS

Samuel M. Wallace

Defendant

Amount of Claim: \$203.68

Filed: October 16, 1969

Issued: October 17, 1969

Returnable: November 26, 1969

Service Had: 10-21-69

Cause of Action: W.C.

Attorney for Plaintiff: Gibbons & Stokes

Attorney for Defendant: Chason, Stone & Chason
Norborne Stowe, Jr. (Bay Minette)

11-24-69 Defendant's Plea in Abatement filed.

11-26-69 Plea Confessed - Transfer to Circuit Court of Baldwin County, Alabama.

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 2ND DAY OF DECEMBER, 1969.

J.D. Richardson
CLERK OF THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY, ALABAMA.

FILED

DEC 6 1969

ALICE J. DUCK

COST BILL

Stokes
ATTORNEYS FOR PLTF:—

General Sessions (Civil Div.) Court of Mobile, Mobile County Court House, Mobile, Ala.

J. H. Middleton
Plaintiff
Samuel M. Wallace
Defendant

CASE NO. *80543*

Garnishee

COURT FEES

Summons and proceedings thereon to judgment

\$1.00 ✓

Docketing each cause

.10 ✓

Law Library Fee

1.00 ✓

Garnishment

Transfer 1.25

TOTAL \$

SHERIFF'S FEES

Levying Attachment

6.00

Entering and returning same

.25

Summoning Garnishee and making return

1.50

Serving Summons and other mesne process, and returning the same

1.50 ✓

Collecting execution for costs only

1.50

Serving any summons not herein provided for, and making return

1.50 ✓

TOTAL \$

GRAND TOTAL \$ *6.35*

I respectfully call your attention to the above Court Cost Bill which if not paid by _____,
19_____, it will be my unpleasant duty to issue execution on your property for the recovery of the same.

J. D. Richardson, Clerk

TRANSFER

NOTICE of ~~XXXXXXXXXX~~

STATE OF ALABAMA, }
MOBILE COUNTY }

J. H. Middleton

Plaintiff

VS.

Samuel M. Wallace

Defendant

To Samuel M. Wallace

in said Cause: J. H. Middleton VS Samuel M. Wallace

You are hereby notified that.

J. H. Middleton

the Plaintiff in the above entitled cause has prayed and obtained a transfer to the Circuit Court of Baldwin County, Alabama from ~~the Court of General Sessions of Mobile County~~ 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 Mobile County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 2 day of December 1969

VOL

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

Case No. 80543

J. H. Middleton

Plaintiff,

VS

Samuel M. Wallace
c/o Bumper Service, 3353 Halls Mill Road
Mobile, Alabama

Defendant.

TRANSFER
NOTICE OF ~~XXXXXXX~~

Returnable To The Circuit Court
OF BALDWIN COUNTY

Issued: December 2, 1969

Serve On: Samuel M. Wallace