

STATE OF ALABAMA

COUNTY OF BALDWIN

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons Merrell Northcut, to be and appear within thirty days from the date of service hereof in the Circuit Court of Baldwin County, Alabama, and plead, answer or demur to the complaint of Kerr McGee Chemical Corporation, a Corporation.

Witness my hand this 24 day of March, 1970.

*Alise J. Duck*  
Circuit Clerk

KERR MCGEE CHEMICAL CORPORATION  
A Corporation,

Plaintiff

VS

MERRELL NORTHCUT,

Defendant

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

*716-9176*

Plaintiff claims of the defendant the sum of Eleven Thousand, Six Hundred, Fifty Eight Dollars and eighty three cents (\$11,658.83), due by promissory note made by the Defendant on the 10th day of April, 1969, and payable on the first day of December, 1969, which sum of money, with interest thereon is due and payable.

Plaintiff alleges that as a part of said promissory note, the Defendant waived all of his right of exemptions under the laws of the State of Alabama and the United States.

Plaintiff further alleges that as a part of said promissory note, the Defendant agreed to pay a reasonable Attorney's fee and that such a reasonable fee is Thirty Five Hundred Dollars (\$3,500.00).

*J. W. Stokes*  
Attorney for Plaintiff

I, Jackson W. Stokes, Attorney for Plaintiff, do hereby acknowledge myself as security for cost in this cause.

*J. W. Stokes*  
Attorney for Plaintiff

**FILED**

Plaintiff's Attorney:  
Jackson W. Stokes  
P. O. Box 356  
Elba, Alabama 36323  
Defendant's Address:  
Robertsdale, Alabama

MAR 24 1970

*ALISE J. DUCK* CLERK  
REGISTER

VOL 66 PAGE 767

*245-10-70*

No. 9178

Kerr. Mc Gee Chemical Corp

VS

Merrell Northcut

R-dale

FILED

MAR 24 1970

ALICE J. DUCK CLERK  
REGISTER

Jackson W. Stokes

Received 24 day of March 19 20  
and on 19 day of May 20  
I served a copy of the within S.C.  
on Merrell Northcut  
By Service on  
TAYLOR WILKINS, Sheriff  
By H. Brown D.S.  
52 miles R.T.  
Rosenhan

8P. 62461

Sheriff claims 152 miles at  
Ten Cents per mile Total \$15.20  
TAYLOR WILKINS, Sheriff  
BY H. Brown  
DEPUTY SHERIFF

THE STATE OF ALABAMA, BALDWIN COUNTY

IN THE CIRCUIT COURT

PRESENT Term, 1970

KERR MCGEE CHEMICAL CORPORATION, A CORPORATION

Plaintiff

Versus

W.E. BRACKENS

Defendant

FARMERS AND MERCHANTS BANK

Garnishee

To W.E. BRACKENS

You will take notice that affidavit having been made in the above stated cause, that

Farmers and Merchants Bank

is supposed to be indebted to the said defendant W.E. Brackens

or have effects of the said W.E. Brackens in it's

possession or under it's control and that it believe s that process of garnish-

ment is necessary against said W.E. Brackens to obtain

satisfaction of said judgment.

That Writ of Garnishment has this day been issued to the said Farmers and Merchants

Bank commanding it to be and appear before

the Circuit Court to be holden for Baldwin County, Alabama, and within thirty days

after service thereof, then and there to answer on oath what it's indebtedness to said

W.E. Brackens at the time of service of this Writ of Garnishment, or at the

time of making it's answer, and whether it will not be indebted in future to him

by contract then existing, and whether they have not in their possession or under their

control personal or real property or things in action belonging to defendant W.E. Brackens

Witness my hand this the 3rd day of July Aug, 19 70

Alice J. Black Clerk

Code 1940, Tit. 7, Sec. 1300.

KERR MCGEE CHEMICAL CORPORATION,  
A Corporation,

Plaintiff,

VS.

MERRELL NORTHCUT,

Defendant

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IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9178


Comes now Jackson W. Stokes, Attorney for the Plaintiff in the foregoing cause and gives notice that I will submit the demurrers heretofore filed in this cause to the Honorable Tailfair J. Mashburn on the 17th day of June, 1970, at 10:00 A. M, in Bayminette, Alabama.

Done this 4th day of June, 1970.

  
Attorney for Plaintiff

I do hereby certify that I have this date mailed a copy of the foregoing to Hon. Kenneth Cooper, Attorney for the Defendant, at his proper mailing address in Bayminette, Alabama, postage prepaid.

Done this 4th day of June, 1970.

  
Attorney for Plaintiff

FILED

JUN 5 1970

ALICE J. DUCK CLERK  
REGISTER

9178

FILED

JUN 5 1970

ALICE J. DUCK CLERK  
REGISTER

KERR McGEE CHEMICAL CORPORATION  
A Corporation,  
A

Plaintiff,

-VS-

MERRELL NORTHCUT,

Defendant

Y  
Y  
Y  
Y  
Y  
Y

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA


AT LAW

CASE NO. 9178


DEMURRER

Comes now the Defendant, by his attorney, Kenneth Cooper, Esquire, and demurs to the complaint heretofore filed in this cause, and as grounds therefor assigns the following, separately and severally to each and every count thereof, to-wit:

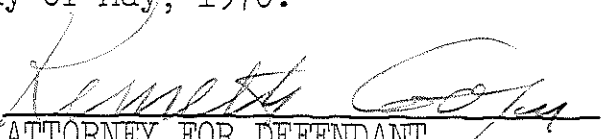
1. The complaint is vague.
2. The complaint is uncertain.
3. The complaint fails to state a legal cause of action.

  
ATTORNEY FOR DEFENDANT

Defendant demands a trial  
by jury in this cause.

  
ATTORNEY FOR DEFENDANT

I certify that I have mailed a copy of the foregoing DEMURRER to Honorable Jackson W. Stokes, P. O. Box 356, Elba, Alabama 36323, by depositing the same in United States Mail, postage prepaid, at Bay Minette, Alabama, on this 29 day of May, 1970.

  
ATTORNEY FOR DEFENDANT

FILED

MAY 29 1970

ALICE J. DUCK CLERK  
REGISTER

9118

0024

FILED

MAY 29 1970

ALICE J. DUCK CLERK  
REGISTER

KERR MCGEE CHEMICAL CORPORATION,  
A Corporation,

Plaintiff,

VS.

MERRELL NORTHCUT,

Defendant

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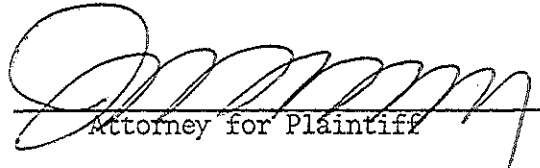
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9178

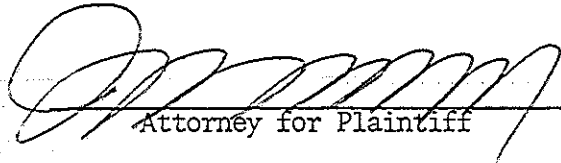
Comes now Jackson W. Stokes, Attorney for the Plaintiff in the foregoing cause and gives notice that I will submit the demurrers heretofore filed in this cause to the Honorable Tailfair J. Mashburn on the 17th day of June, 1970, at 10:00 A. M, in Bayminette, Alabama.

Done this 4th day of June, 1970.

  
Attorney for Plaintiff

I do hereby certify that I have this date mailed a copy of the foregoing to Hon. Kenneth Cooper, Attorney for the Defendant, at his proper mailing address in Bayminette, Alabama, postage prepaid.

Done this 4th day of June, 1970.

  
Attorney for Plaintiff



KERR McGHEE CHEMICAL CORPORATION,  
A Corporation,

Plaintiff

-VS-

MERRELL NORTHCUTT,

Defendant

IN THE CIRCUIT COURT OF

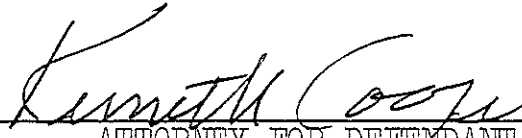
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9178

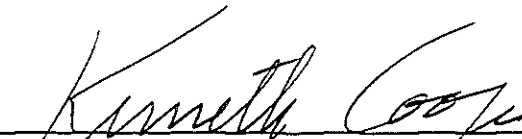
A N S W E R

Comes now the Defendant in above styled cause and for answer to the complaint filed in this cause pleads not guilty.

  
ATTORNEY FOR DEFENDANT

CERTIFICATE OF MAILING

I certify that I have mailed a copy of the foregoing Answer to Honorable Jackson W. Stokes, Post Office Box 356, Elba, Alabama 36323, by depositing the same in United States mail, postage prepaid, at Bay Minette, Alabama, on this 12<sup>th</sup> day of January, 1971.

  
ATTORNEY FOR DEFENDANT

FILED

JAN 13 1971

ALICE J. DUCK

CLERK  
REGISTER