STATE OF ALABAMA

COUNTY OF BALDWIN

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to summons L. G. Boykin, 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 _____ day of April, 1970.

Circuit Clerk Duch

KERR McGEE CHEMICAL CORPORATION, A Corporation,

Plaintiff

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

L. G. BOYKIN.

VS

70.9209

Defendant

COUNT I.

The Plaintiff claims of the Defendant the sum of Eleven Thousand, Eight Hundred, Fifty Eight Dollars and sixty six cents (\$11,858.66), due by promissory note made by the Defendant on the 11th day of February, 1969, and payable on the 15th day of July, 1969, which sum of money, together with interest thereon, is due and unpaid.

Plaintiff alleges that as a part of said promissory note, the Defendant waived all of his rights 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 Three Thousand, and Five Hundred Dollars (\$3,500.00)

Plaintiff claims of the Defendant the sum of Five Thousand, Eight Hundred, Twenty Eight Dollars and thirteen cents (\$5,828.13), for goods, merchandise and chattels sold by the Plaintiff to the Defendant during the years of 1968 and 1969, which sum of money, with interest thereon is due and unpaid.

Attorney for Plaintiff

VOL 60 PAGE 634

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

Attorney for Plaintiff

Defendant's Address: Route One, Box 244 Loxley, Alabama

Attorney for Plaintiff: Jackson W. Stokes P. O. Box 356 Elba, Alabama 700.9209

Kerr Mc Gee Chemical Corps

L. G. Boykini

APR 1019/0

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7-5472 Jackson W. Stokes

KERR McGEE CHEMICAL CORP A Corporation,	ORATION, *	IN THE CIRCUIT COURT OF
,	*	BALDWIN COUNTY, ALABAMA
Plain	tiff *	,
	*	AT LAW
VS	*	
	*	CASE NO. 9209
L. G. BOYKIN,	*	
	*	
Defen	dant *	

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 11:00 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. Tolbert M. Brantley, Wilters and Brantley, Attorneys at Law, Bayminette, Alabama, postage prepaid.

Done this 4th day of June, 1970.

JUN 5 1970

ALICE J. DUCK REGISTER

9209 Juny

JUN 5 1970

ALGE J. BURN CLERK REGISTER

KERR McGEE CHEMICAL CORPORATION, * IN THE CIRCUIT COURT OF A Corporation, * BALDWIN COUNTY, ALABAMA Plaintiff * AT LAW

VS * CASE NO. 9209

L. G. BOYKIN, * Defendant *

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 11:00 A. M., in Bayminette, Alabama.

Done this 4th day of June, 1970.

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at Law, Bayminette, Alabama, postage prepaid.

Done this 4th day of June, 1970.

Actorney for Plaintiff

KERR McGEE CHEMICAL CORPORATION,)
A Corporation,) IN THE CIRCUIT COURT OF
Plaintiff,) BALDWIN COUNTY, ALABAMA
vs.) AT LAW
L. G. BOYKIN,) CASE NO. 9209
Defendant.)

PLEAS

The following Pleas are filed to Count I and Count II of the Plaintiff's Complaint.

1.

Not guilty.

2.

The Defendant does not owe the amount sued for nor any amount.

The following Plea is directed to Count I.

3.

The note sued on is without consideration.

WILTERS & BRANTLEY

BY: Attorneys for Defendant

The Defendant demands a trial by jury.

WILTERS & BRANTLEY

BY: Attorneys for Defendant

CERTIFICATE OF SERVICE

1970 served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United State Mail, properly addressed, and first class postage prepaid.

By MB 10 B

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STATE OF ALABAMA

COUNTY OF BALDWIN

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You are hereby commanded to summons L. G. Boykin, 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 _____ day of April, 1970.

			Circuit Clerk
KERR McGEE CHEMICAL CORPORATION,		*	IN THE CIRCUIT COURT OF
A Corporation, Plaintiff		*	BALDWIN COUNTY, ALABAMA
	Plaintiff	*	22 (22)
		水	AT LAW
VS		*	
V 0		*	
L. G. BOYKIN,		*	
1. 0. 2011411,		*	
	Defendant	*	
	CC	OUNT I.	

The Plaintiff claims of the Defendant the sum of Eleven Thousand, Eight Hundred, Fifty Eight Dollars and sixty six cents (\$11,858.66), due by promissory note made by the Defendant on the 11th day of February, 1969, and payable on the 15th day of July, 1969, which sum of money, together with interest thereon, is due and unpaid.

Plaintiff alleges that as a part of said promissory note, the Defendant waived all of his rights 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 Three Thousand, and Five Hundred Dollars (\$3,500.00) COUNT II.

Plaintiff claims of the Defendant the sum of Five Thousand, Eight Hundred, Twenty Eight Dollars and thirteen cents (\$5,828.13), for goods, merchandise and chattels sold by the Plaintiff to the Defendant during the years of 1968 and 1969, which sum of money, with interest thereon is due and unpaid.

Attorney for Plaintiff

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

Attorney for Plaintiff

Defendant's Address: Route One, Box 244 Loxley, Alabama

Attorney for Plaintiff: Jackson W. Stokes P. O. Box 356 Elba, Alabama

TELEPHONE AREA CODE 205 897-2894

ATTORNEY-AT-LAW

Elba, Alabama 36323

February 5, 1971

Mrs. Alice Duck, Circuit Clerk Court House Bay Minette, Alabama

Re: Kerr-McGee Chemical Corp. vs. L. G. Boykin Case No. 9209

Dear Mrs. Duck:

Enclosed herewith is the original of some demurrers that I wish you to have filed on the pleas of the defendant in the foregoing cause. A copy of these demurrers have been furnished Mr. Brantley, attorney for the defendant.

Thanking you and with my regards, I am,

Sincerely,

Jackson W. Stokes

JWS/jf

Enclosure

DALEVILLE OFFICE: STOKES & NOMBERG P. O. BOX 652 DALEVILLE, ALABAMA 36322

> TELEPHONE \ 598-6261 598-6262 JACKSON W. STOKES JOEL M. NOMBERG

KERR McGEE CHEMICAL CORPORATION,		*	IN THE CIRCUIT COURT OF
A Corporation,		*	BALDWIN COUNTY, ALABAMA
	Plaintiff	*	
		*	AT LAW
VS		*	
		*	CASE NO. 9209
L. G. BOYKIN,		*	
		*	
	Defendant	*	

Comes now the plaintiff by and through his counsel of record in this cause and demurs to paragraph III of the defendant's answer filed herein and for grounds thereof says as follows:

I.

For that the said paragraph III fails to state a cause of defense to this cause of action.

II.

For that the said paragraph III fails to alledge sufficient facts to set forth a defense to this cause.

III.

For that the allegations of paragraph III are mere conclusions of the pleader.

IV.

For that the allegations of said paragraph III fail to state an adequate and sufficient defense to this cause of action.

V.

For that said paragraph III fails to alledge with certainty the failure of consideration complained of.

VI.

For that said paragraph III fails to alledge an adequate consideration as a basis for the note.

VII.

For that the said paragraph III fails to alledge the date of the alledged failure of consideration.

Attorney for/the Plaintiff

I, Jackson W. Stokes, attorney for the Plaintiff in this cause, do hereby certify that I have this date mailed a copy of the foregoing demurrers to Honorable Tolbert M. Brantley, Wilters & Brantley, attorneys for the defendant, at their post office box number 968, Bay Minette, Alabama, postage prepaid.

Attorney for the Plaintiff

FILED

FEB 8 1971

EUNICE B. BLACKMON CIRCUIT