

STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summons Merrell Northcutt, to appear within thirty days from the service of this writ in the Circuit Court to be held for said County at the place of holding the same, then and there to answer the Complaint of Bonner's Aerial Applicators, Inc., a Corporation.

1970.

Witness my hand, this the 16 day of Apr

Clerk,

Aerie J. Duck

BONNER'S AERIAL APPLICATORS, INC. a Corporation,

Plaintiff,

vs.

MERRELL NORTHCUTT,

Defendant.

X IN THE CIRCUIT COURT OF

X BALDWIN COUNTY, ALABAMA

X AT LAW

X CASE NO. 9217

X

1.

The Plaintiff claims of the Defendant the sum of FIVE HUNDRED (\$500.00) DOLLARS, due by promissory note made by him on the 18th day of November, 1968, and payable one (1) year after the date of the making of the said note, with interest thereon.

That in and by the terms of said note, the Defendant agreed that if said note was placed in the hands of an Attorney for collection, that he would pay a reasonable attorney's fee, and the Plaintiff now claims the further and additional sum of ONE HUNDRED (\$100.00) DOLLARS, from the Defendant as a said reasonable attorney's fee.

WILTERS & BRANTLEY

BY: *Larry J. Wilters*

Defendant's address is:

Loxley, Alabama

FILED

APR 16 1970

84-5-1-70

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Sheriff claims 52 miles at
Ten Cents per mile Total \$ 5.20
TAYLOR WILKINS, Sheriff
BY Brown
DEPUTY SHERIFF

Received 14 day of April 19 70
And on 14 day of April 19 70
I served a copy of the within copy
on Taylor Wilkins

by service on _____

TAYLOR WILKINS, Sheriff

By H. L. Brown D.S.
H. L. Brown
Rosenton

BONNER'S AERIAL APPLICATORS,
INC, a Corporation,

Plaintiff,

VS.

MERRELL NORTHCUTT,

Defendant.

SUMMONS & COMPLAINT

WILTERS & BRANTLEY
Attorneys at Law
Bay Minette, Alabama

APR 16 1970

ALICE J. WILTERS, CLERK
TAYLOR WILKINS, SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9217

BONNER'S AERIAL APPLICATORS,
INC. a Corporation,

Plaintiff,

-VS-

MERRELL NORTHCUTT,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA


AT LAW

CASE NO. 9217


DEMURRER

Comes now the Defendant, by his attorney, Kenneth Cooper, Esquire, and demurs to the complaint heretofore filed in this cause, and as grounds therefore 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 Harry J. Wilters Jr., Bay Minette, Alabama 36507, by depositing the same in United States Mail, postage prepaid, at Bay Minette, Alabama, on this 29th day of May, 1970.


ATTORNEY FOR DEFENDANT

FILED

MAY 29 1970

ALICE J. DUCK CLERK
REGISTER

Hand

1-176

FILED

MAY 29 1970

ALICE J. BARK
CLERK
REGISTER