

STATE OF ALABAMA)
 *
BALDWIN COUNTY)

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Audrey Martin 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 Fletcher Tompkins.

WITNESS my hand this 22 day of October, 1970.

Alice J. Duck
Clerk

Defendant resides at 306 Old Hurricane Road, Bay Minette.

* * * * *
FLETCHER TOMPKINS,)
 Plaintiff,)
VS.)
AUDREY MARTIN,)
 Defendant.)
 IN THE CIRCUIT COURT OF
 BALDWIN COUNTY, ALABAMA
 AT LAW
 9524

C O M P L A I N T

COUNT ONE

The plaintiff claims of the defendant the following personal property, viz.:

One 1968 Fairlane Ford automobile,
Vechile Identification number 8AE4F100308,

with the value of the hire or use thereof during the detention, viz.:
from the 18th day of October, 1970.

[Signature]
Attorney for Plaintiff

FILED

OCT 27 1970

ALICE J. DUCK CLERK
 REGISTER

24 11-2-70

* 9524

Fletcher Tompkins
Pltff

vs.

Audrey Martin
Def't

306 Hanicame
Road

FILED

OCT 27 1970

ALICE J. DUCK

CLERK
REGISTER

J. R. Allen

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

Received 28 day of Oct 1970
and on 2 day of Nov 1970
I served a copy of the within SVC
on Audrey Martin
By service on _____

TAYLOR WILKINS, Sheriff

W. O. Zolthart

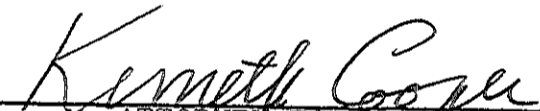
D-Will

FLETCHER TOMPKINS,	§	IN THE CIRCUIT COURT OF
Plaintiff	§	BALDWIN COUNTY, ALABAMA
-VS-	§	AT LAW
AUDREY MARTIN,	§	CASE NO. 9524
Defendant	§	

DEMURRER


Comes now the Defendant in above styled cause and demurs to the complaint heretofore filed in this cause, and as grounds therefor files the following, separately and severally, to each and every count thereof:

1. The complaint is vague.
2. The complaint is uncertain.
3. The complaint fails to state a legal cause of action.
4. The complaint fails to allege by what right, or authority, he claims the automobile sued for.
5. The complaint fails to allege when plaintiff became entitled to the automobile sued for.


ATTORNEY FOR DEFENDANT

CERTIFICATE OF MAILING

I certify that I have mailed a copy of the foregoing Demurrer to Honorable James R. Owen, Attorney at Law, Bay Minette, Alabama 36507, by depositing the same in U. S. Mail, postage prepaid, at Bay Minette, Alabama, on this 4th day of November, 1970.


ATTORNEY FOR DEFENDANT

FILED

NOV 4 1970

ALICE J. DUCK CLERK
REGISTER