

## COMPLAINT AND SUMMONS

588-0003

February 26, 1971

REPORT TO GENERAL SESSIONS  
COURTROOM "B" FIRST FLOORThe State of Alabama,  
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon.....C.B. Perry

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 30 day of April, 1971 at the hour 9:00 A.M., then and there to answer a complaint of.....  
Lanco-Montgomery Federal Credit Union, (a corp)

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 12 day of June, 1971

Clerk of the Court of General Sessions of Mobile County.

Cause of Action Plaintiff claims of the Defendant the sum of \$135.73, with interest thereon, due by promissory note, made by the Defendant on to wit" the 3rd day of June, 1968, which said sum with interest thereon is past due and unpaid, and Plaintiff avers that as a part of consideration of said instrument, Defendant waived his right to exemptions as to personal property, and agreed to pay a reasonable attorney fee for which the Plaintiff claims the additional sum of \$43.62

COLE & WHATT, ATTORNEYS  
1801 9th Ave. So.  
Birmingham, Alabama

# COMPLAINT AND SUMMONS

Atty. for Plaintiff:

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS  
OF MOBILE COUNTY

No. 95189

Ret. Case 30,1971

Lanco-Montgomery Federal Credit Union, (a corp)  
220 Water St.  
Montgomery, Alabama

VS.

C.B. Perry  
General Delivery Foley-, Alabama

Continued To

Executed by Service on

Defendant

This ..... day ....., 19.....

Sheriff of Mobile County

By .....

Deputy Sheriff

GSB9-15M-2-71-APoA

588-0003

# COMPLAINT AND SUMMONS

February 26, 1971

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 C.S. Perry

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 30 day of April, 1971 at the hour of 9:00 A.M.,

then and there to answer a complaint of  
Lanco-Montgomery Federal Credit Union, (a corp)

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 12 day of June, 1971

[Signature]  
Clerk of the Court of General Sessions of Mobile County.

Cause of Action Plaintiff claims of the Defendant the sum of \$135.73, with interest thereon, due by promissory note, made by the Defendant on to wit the 3rd day of June, 1968, which said sum with interest thereon is past due and unpaid, and Plaintiff avers that as a part of consideration of said instrument, Defendant waived his right to exemptions as to personal property, and agreed to pay a reasonable attorney fee for which the Plaintiff claims the additional sum of \$43.62

[Signature]  
COLE & WHITT, ATTORNEYS  
1801 9th Ave. So.  
Birmingham, Alabama

# COMPLAINT AND SUMMONS

Atty. for Plaintiff:

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS  
OF MOBILE COUNTY

No. 95188

Ret. April 30, 1971

Lanco-Montgomery Federal Credit Union, (a corp)

220 Water St.

Montgomery, Alabama

VS.

C.B. Perry

General Delivery Foley-, Alabama

Continued To

Sherry - Perry

MAR 18 1971

Executed by Service on

C. B. Perry

Defendant

This 7 day Apr, 1971

B. M.  
Sheriff of Mobile County

By [Signature]

Deputy Sheriff

REC'D SHERIFF DEPT.  
MOBILE COUNTY, ALA.

MAR 15 7 05 PM '71

BY

REC'D SHERIFF  
MOBILE COUNTY

APR 9 1 00 PM

BY

TAYLOR WILKINS, SHERIFF OF BALDWIN  
COUNTY, ALABAMA, CLAIM \$1.50 EACH

FOR SERVING 1 PROCESS(ES) AND

TRAVEL EXPENSE ON EACH OF \$ 17.20

PROCESS(ES) OR A TOTAL OF \$ 8.70

68189  
CECIL G. CHASON

THOMAS W. UNDERWOOD, JR.  
ASSOCIATE

*Attorney at Law*

P. O. DRAWER 458  
216 W. LAUREL AVENUE  
FOLEY, ALABAMA 36535  
PHONE 205/943-3171

April 21, 1971

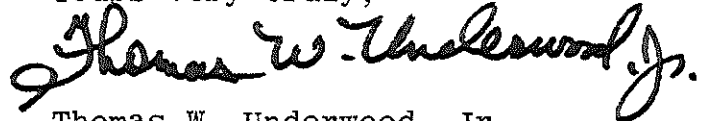
Clerk  
Court of General Sessions  
Mobile County  
Mobile, Alabama

Re: Lanco-Montgomery Federal Credit  
Union vs. C. B. Perry, Case # 95189

Dear Clerk:

I have been retained to represent the Defendant, Mr. C. B. Perry, in the above styled case and respectfully ask that you file the enclosed Plea in Abatement on behalf of the Defendant in this case. I am mailing a copy of the Plea to the attorney for the Plaintiff.

Yours very truly,



Thomas W. Underwood, Jr.

TWU, Jr/jc

Encl:

cc: Mr. C. H. Wyatt, Jr.  
Cole & Wyatt, Attorneys  
1801 9th Ave. So.  
Birmingham, Alabama

COURT OF GENERAL  
SESSIONS  
APR 23 11 15 AM '71



THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY

Case No. 95189

LANCO-MONTGOMERY FEDERAL CREDIT UNION,  
( a corp.)

Plaintiff,

VS

C. B. PERRY

Defendant.

Amount of Claim: \$135.73

( Filed: March 10, 1971

(( Summons Issued: March 12, 1971

) Returnable: April 30, 1971

) Service Had: April 7, 1971

) Cause of Action: Promissory Note

) Attorney for Plaintiff: COLE & WYATT

) Attorney for Defendant: THOMAS W. UNDERWOOD, JR.

April 23, 1971 - Defendant's Plea in Abatement filed

April 30, 1971 - Plea Confessed - Transfer to Baldwin County Circuit Court

*Thomas F. Sweeney*

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 6 day of May, 1971.

*J. D. Richardson*

Clerk of The Court of General  
Sessions of Mobile County,  
Alabama.

**COST BILL**COLE & WYATT  
ATTORNEYS FOR PLTF:—

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

LANCO-MONTGOMERY FEDERAL CREDIT UNION, A CORP.

Plaintiff

C. B. PERRY

Defendant

CASE NO. 95189

Garnishee

**COURT FEES**

Summons and proceedings thereon to judgment

\$1.00

Docketing each cause

.10

Law Library Fee

1.00

Garnishment

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 \$ 13.55

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 ~~APPEAL~~

STATE OF ALABAMA, }  
MOBILE COUNTY }

LANCO-MONTGOMERY FEDERAL CREDIT UNION, (A CORP)

Plaintiff

VS.

C. B. PERRY

Defendant

To C. B. PERRY

in said Cause:

You are hereby notified that LANCO-MONTGOMERY FEDERAL CREDIT UNION, A CORP.

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, 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 Baldwin County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 6 day of May 1971

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

Case No. 95189

LANDO-MONTGOMERY FEDERAL CREDIT UNION, A CORP.

Plaintiff,

VS

C. B. PERRY

Defendant.

NOTICE OF ~~XXXXXX~~ TRANSFER

Returnable To The Circuit Court of

Baldwin County

Issued: May 6, 1971

Serve On: C. B. PERRY  
General Delivery  
Foley, Ala.

or c/o Thomas W. Underwood, Jr., Atty.

**FILED**

MAY 7 1971

EUNICE B. BLACKMON  
CIRCUIT CLERK

TRANSFER  
**NOTICE of APPEAL**  
 XXXXXXXXXXXXXXXXXXXXXXXX

STATE OF ALABAMA, }  
 MOBILE COUNTY }

**LANCO-MONTGOMERY FEDERAL CREDIT UNION, (A CORP)**

Plaintiff

VS.

**C. B. PERRY**

Defendant

To **C. B. PERRY**

in said Cause:

You are hereby notified that **LANCO-MONTGOMERY FEDERAL CREDIT UNION, A CORP.**

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

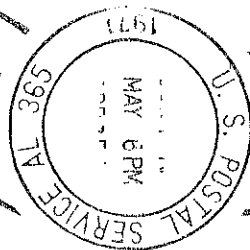
Given under my hand this the **6** day of **May** 19**71**

*J. D. Richardson*  
 Clerk, Court of General Sessions of Mobile County, Civil Division

THE COURT OF GENERAL SESSIONS

MOBILE COUNTY COURT HOUSE

MOBILE, ALABAMA 36602



MRS. ALICE J. DUCK, Circuit Clerk  
Baldwin County Court House  
Bay Minette, Alabama

9827

The enclosed papers numbered from 1 to 6, include all the original  
papers in the case of LANCO-MONTGOMERY FED. CREDIT UNION VS C. B. PERRY Case No. 95189

*Jo D. Richardson*

Clerk of The Court of General Sessions of Mobile County, Ala/