

ESTATE OF H. C. JORDAN, DECEASED  
BY THE MERCHANTS NATIONAL BANK,  
TRUST DEPARTMENT, AS THE EXECUTOR/  
TRUSTEE OF SAID ESTATE.

Ø

IN THE CIRCUIT COURT OF

Ø

BALDWIN COUNTY, ALABAMA

PLAINTIFF,

Ø

AT LAW

VS.

Ø

EMILE M. LORES, SR.

Ø

DEFENDANT

Ø

CASE NO: 9962

A N S W E R

COMES NOW THE DEFENDANT IN THE ABOVE STYLED CAUSE AND  
FOR ANSWER TO THE BILL OF COMPLAINT HERETOFORE FILED IN THIS CAUSE  
AND TO EACH COUNT THEREOF, SEPARATELY AND SEVERALLY, ANSWERS AS  
FOLLOWS:

1. NOT GUILTY.
2. THE DEFENDANT IS NOT INDEBTED TO THE PLAINTIFF.
3. THE CAUSE OF ACTION IS BARRED BY THE STATUTE OF  
LIMITATIONS AS SET FORTH BY THE CODE OF ALABAMA, RECOMPILED, 1958,  
TITLE 7, SECTION 24, FOR THAT THE ALLEGED ACCOUNT IS AN OPEN ACCOUNT  
AND IS MORE THAN THREE YEARS OLD AND NO PAYMENT OR ACKNOWLEDGEMENT  
OF THE DEBT HAS BEEN MADE BY THE DEFENDANT WITHIN THE LAST THREE  
YEARS.

EUNICE B. BLACKMON  
CIRCUIT  
CLERK

BAILEY & TAYLOR

BY:

ATTORNEYS FOR THE DEFENDANT

FOR THE TRIAL IN THIS CAUSE

THE DEFENDANT DEMANDS A TRIAL BY JURY.

CERTIFICATE OF SERVICE

I do hereby certify that I have on this 9-14-71  
served a copy of the foregoing on FRED SMITH, JR.  
By mailing the same by United States Mail, Properly addressed, and First  
Class Postage Prepaid.

BAILEY & TAYLOR

By:

ESTATE OF H. C. JORDAN,  
Deceased, by the Merchants National  
Bank, Trust Department, as the  
Executor/Trustee of said Estate,

Plaintiff,

vs

EMILE M. LORES, SR.

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 9962

COUNT ONE

The Plaintiff claims of the Defendant the sum of One Hundred  
Eighty-three & 00/100, (\$ 183.00), DOLLARS, due from him  
for work and labor done for the Defendant by the Plaintiff on  
to-wit October 13, 1969, at his or her request, which sum  
of money with the interest thereon is still unpaid.

An itemized statement of account, verified by the Affidavit  
of a competent witness is attached hereto and made a part hereof  
as Plaintiff's Exhibit "A".

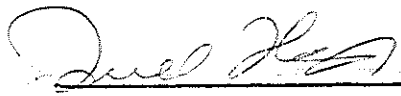
COUNT TWO

The Plaintiff claims of the Defendant the sum of One Hundred  
Eighty-three & 00/100, (\$ 183.00), DOLLARS, due from him  
by account on to-wit October 13, 1969, which sum of money  
with the interest thereon is still unpaid.

An itemized statement of account, verified by the Affidavit  
of a competent witness is attached hereto and made a part hereof  
as Plaintiff's Exhibit "A".

SERVICE OF PROCESS may be  
had on the Defendant at:

Route 1, Box 84  
Loxley, Alabama

  
FRED F. SMITH, JR.

Attorney for the Plaintiff  
P. O. BOX 487  
Fairhope, Alabama

FILED

AUG 2 1971

EUNICE B. BLACKMON CIRCUIT  
CLERK

COUNTY OF MOBILE

STATE OF ALABAMA

Be it remembered, that on this 14th day of June

A. D., 1971, personally appeared before me, the undersigned authority, Walter I. Cleverdon

known to me  
who being duly sworn, upon his oath stated that he is Assistant Trust Officer  
of The Merchants National Bank of Mobile

{ a corporation organized and doing business under the laws of the State of \_\_\_\_\_  
{ and has been duly authorized by said corporation to make this affidavit  
{ a partnership composed of \_\_\_\_\_

a sole trader doing business as Executor/Trustee of H. C. Jordan, Deceased, Estate  
and that as such he makes this affidavit; that he is familiar with the books and business of  
said Merchants National Bank; that the attached account against  
EMILE M. LORES, SR. of Route 1, Box 84, Loxley, Alabama 36551

is just and correct, within the knowledge of this affiant, that the items thereon stated and com-  
posing the said account were sold and delivered to said EMILE M. LORES, SR.

at { its }  
{ their } special instance and request, that credit has been duly given for all payments and  
{ his }

just and lawful offsets to which said account is entitled as thereon stated, and that the balance  
thereof, amounting to the sum of ONE HUNDRED EIGHTY-THREE AND NO/100 Dollars  
(\$ 183.00) with interest from to-wit October 13, 19 69 is justly due and  
remains unpaid.

The Merchants National Bank of Mobile  
as Executor/Trustee X

I hereby certify under my official seal that I am authorized as a Notary Public to  
administer oaths under the laws of the State of Alabama  
and that the foregoing was subscribed and sworn to before me on the day and year  
first above stated.

By [Signature]  
Assistant Trust Officer

Madeline Marie Baucum  
Notary Public

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

**STATE OF ALABAMA**  
**Baldwin County**

Circuit Court, Baldwin County

No. 9962

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Emile M. Lores, Sr.

to appear and plead, answer or demur, within thirty days from the service hereof, to the complaint  
filed in the Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against.....

Emile M. Lores, Sr.

.....Defendant.....

by Estate of H. C. Jordan, Deceased, by the Merchants National Bank, Trust Department,

as the Executor/Trustee of said Estate

.....Plaintiff.....

Witness my hand this 2nd day of August 19 71

Erinice B. Blackburn Clerk

No. 9962

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STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

ESTATE OF H. G. JORDAN, Deceased

Plaintiffs

vs.

EMILE M. LORES, SR.

Defendants

SUMMONS AND COMPLAINT

Filed AUG. 2, 1971

Eunice B. Blackmon Clerk

AUG 04 1971

Fred F. Smith, Jr.

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Loxley, Ala

Received In Office

August 4 1971

Sheriff

I have executed this summons

this Aug. 18 1971

by leaving a copy with

Emile M. Lores, Sr.

Sheriff claims 6.0 miles at

Ten Cents per mile Total \$ 6.00

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins, Sheriff

H. J. Brown Deputy Sheriff

60 mi R.T.  
S. Hill