

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA, AT LAW

CASE NO. 36469 - HOCKLANDER

GONAS & CONRAD  
BY: John S. Gonas, Jr.

ALABAMA TRACTOR COMPANY, SOUTH, INC., a corporation

N.J.

VS. Suit for \$1286.81 due by account.

LYONS, PIPES & COOK  
BY: Cooper C. Thurber

JIMMY ZIGLER, some times known as JIMMY ZIEGLER

N.J.

| PLEADINGS, PROCESS, ETC,                   | FILING DATE |   |
|--|-------------|---|
| 1. Complaint & Summons                     | 8-10-71     | C & S served on Jimmy Zigler on August 13, 1971.  |
| 2. Itemized, Verified Statement of Account | 8-10-71     | Oct. 7, 1971 - Plea in Abatement sustained, and Case ordered transferred to the Circuit Court of Baldwin County, Alabama. |
| 3. Plea in Abatement                       | 9-24-71     | /s/ Joseph M. Hocklander, Judge   |

28  
71  
44-142

I, JOHN E. MANDEVILLE, in my capacity as Clerk of the Circuit Court of Mobile County, Alabama, hereby certify that the above is a true and correct transcript of all the minutes, orders and other proceedings in the above styled case in this Court.  
In Witness whereof I have hereunto set my hand and attached my Official Seal as such Clerk of said Court at Mobile, Mobile County, Alabama, on this the 8th day of October 19 71.

*John E. Mandeville* Clerk

ALABAMA TRACTOR COMPANY,  
SOUTH, INC., a corporation,

Plaintiff,

vs

JIMMY ZIGLER, sometimes  
known as JIMMY ZIEGLER,

Defendant.

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IN THE CIRCUIT COURT OF

\*

MOBILE COUNTY, ALABAMA

\*

AT LAW

\*

NO. 36469

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Plaintiff claims of Defendant ONE THOUSAND TWO HUNDRED  
EIGHTY SIX AND 81/100 (\$1286.81) DOLLARS due from him by  
account on the 4th day of February, 1970, which sum of money  
with the interest thereon, is still due and unpaid. This  
suit is filed on an itemized, verified statement of account.

GONAS AND CONRAD  
Attorneys for Plaintiff

By

John S. Gonas, Jr.

Serve defendant at:

Route 1  
Robertsdale, Ala.

STATE OF ALA. MOBILE CO.  
I CERTIFY THIS FLEADING  
WAS FILED ON

AUG 10 2 59 PM '71

VOL 71 PAGE 29

Richard Handcock  
CLERK

STATE OF ALABAMA

COUNTY OF MOBILE

Be it remembered, that on this 10th day of July,  
1971, personally appeared before me, the undersigned authority,  
Robert Craig, known to me who being duly sworn,  
upon his oath stated that he is \_\_\_\_\_ of  
Alabama Tractor Company, South, and has been duly  
authorized by said company to make this affidavit and that as  
such he makes this affidavit; that he is familiar with the books  
and business of said Alabama Tractor Company, South  
that the attached account against Jimmy Zigler  
is just and correct within the knowledge of this affiant, that  
the items thereon stated and composing the said account were  
sold and delivered to said Jimmy Zigler  
at his special instance and request, that credit has been duly  
given for all payments and just and lawful offsets to which  
said account is entitled as thereon stated, and that the  
balance thereof, amounting to the sum of \$1286.81,  
with interest from February 4, 1970 is justly due  
and remains unpaid.

Robert Craig

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 sub-  
scribed and sworn to before me on the day and year first above  
stated.

Ervin Lester  
Notary Public,

My Commission Expires October 24, 1973.

STATE OF ALA. MOBILE CO.  
I CERTIFY THIS PLEADING  
WAS FILED ON

AUG 10 2 59 PM '71

Paul Marshall  
CLERK

VOL

71 PAGE 30

**THE STATE OF ALABAMA**  
MOBILE COUNTY

**CIRCUIT COURT**

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon

JIMMY ZIGLER, some times known as JIMMY ZIEGLER

to appear within thirty days from service of this process, in the Circuit Court of Mobile County, Alabama,  
at the place of holding the same, then and there to answer the complaint of

ALABAMA TRACTOR COMPANY, SOUTH. INC., a corporation

WITNESS: John E. Mandeville, Clerk of said Court, this 10th day of August, 19 71

Attest:

John E. Mandeville  
Clerk

**SHERIFF'S RETURN**

Received \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ and on \_\_\_\_\_ day  
of \_\_\_\_\_, 19\_\_\_\_, I served a copy of  
the within \_\_\_\_\_ on \_\_\_\_\_

by service on \_\_\_\_\_

RAY D. BRIDGES, SHERIFF

By \_\_\_\_\_ D.S.

TAYLOR WILKINS, SHERIFF OF BALDWIN  
COUNTY, ALABAMA, CLAIM \$1.50 EACH  
FOR SERVING 1 PROCESS(ES) AND  
TRAVEL EXPENSE ON EACH OF \$ 6.00 (10mi)  
PROCESS(ES) OR A TOTAL OF \$ 7.50

RECEIVED DEPT. OF  
TOLSON  
JUL 14 1971  
FBI

Received 13 day of August 1971  
and on 13 day of Aug 1971  
I served a copy of the within Jimmy Zigler  
on \_\_\_\_\_  
By service on \_\_\_\_\_  
TAYLOR WILKINS, Sheriff  
By A. H. Taylor D.S.  
60 mi  
Chenault

No. 36469

JUDGE Miss DOCKET

CIVIL DIVISION

CIRCUIT COURT

MOBILE COUNTY

ALABAMA TRACTOR COMPANY,  
SOUTH, INC., a corporation

VS. } Complaint and Summons

JIMMY ZIGLER, some times  
known as JIMMY ZIEGLER

Issued 10th day of August, 19 71

Defendant's Address

Route 1  
Robertsdale, Alabama

AUG 13 1971

JOHN S. GONAS, JR.  
Plaintiff's Attorney

ALABAMA TRACTOR COMPANY,  
SOUTH, INC., a corporation,

Plaintiff,

vs.

JIMMY ZIGLER, sometimes  
known as JIMMY ZIEGLER,

Defendant.

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IN THE CIRCUIT COURT OF

MOBILE COUNTY, ALABAMA

AT LAW

CASE NO. 36469 *H*

PLEA IN ABATEMENT

COMES NOW the defendant in the above styled cause, appearing specially and only for the purpose of filing this Plea In Abatement, and says that the plaintiff in this cause, ought not to have and maintain its said action in the Circuit Court of Mobile County, Alabama and as grounds therefore says as follows, to-wit:

F I R S T

The defendant was a resident of Baldwin County prior to the 4th day of February, 1970 and has been continually up to and including the filing of this Plea In Abatement.

S E C O N D

The alleged debt made a basis of this suit was incurred in Baldwin County.

WHEREFORE, defendant says that venue is improperly laid to the Circuit Court of Mobile County, Alabama and that this said action should be abated.

LYONS, PIPES & COOK

*Cooper C. Murber*  
Attorney for the Defendant

*Jimmy Zigler*  
Defendant

STATE OF ALABAMA

COUNTY OF Mobile

Before me, Barbara Nicholson a Notary Public, in  
and for said County and said State, personally appeared Jimmy  
Zigler, who, being known to me, and by me first duly sworn, deposes  
and says on oath: That he is the defendant in the above entitled  
cause, and has personal knowledge of the facts stated in the fore-  
going Plea and that the said statements of fact therein are true.

Jimmy Zigler  
Jimmy Zigler

Sworn to and subscribed before me, this 23rd day of September  
1971.

Barbara Nicholson  
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this 23rd  
day of September, 19 71, served a  
copy of the foregoing pleading on counsel for all  
parties to this proceeding by mailing the same  
by United States mail, properly addressed, and  
first class postage prepaid.

STATE OF ALABAMA  
CLERK OF THE COURT  
MOBILE COUNTY  
THIS PLEADING  
WAS FILED ON

SEP 24 10 24 AM '71

John H. [unclear]  
CLERK

THURSDAY, OCTOBER 7, 1971

ALABAMA TRACTOR COMPANY, SOUTH,  
INC., a Corp.

HOCKLANDER                      -vs-                      36469

JIMMY ZIGLER, etc.

PLEA IN ABATEMENT SUSTAINED, AND  
CASE ORDERED TRANSFERRED TO THE  
CIRCUIT COURT OF BALDWIN COUNTY,  
ALABAMA

This day in open Court came the parties by their attorneys, and defendant's Plea in Abatement filed September 24, 1971, to the complaint in this cause, coming on to be heard and being argued by counsel and understood by the Court;

It is ordered and adjudged by the Court that defendant's said Plea in Abatement filed September 24, 1971, to the complaint in this cause be, and the same is hereby sustained, and case ordered transferred to the Circuit Court of Baldwin County, Alabama.

Minute Book 44

Page 142



STATE OF ALABAMA, }  
COUNTY OF MOBILE }

IN THE CIRCUIT COURT OF MOBILE COUNTY, ALABAMA

I, JOHN E. MANDEVILLE, Clerk of the Circuit Court of Mobile County, Alabama, do hereby  
certify that the foregoing is a full, true and correct copy of ORDER OF COURT

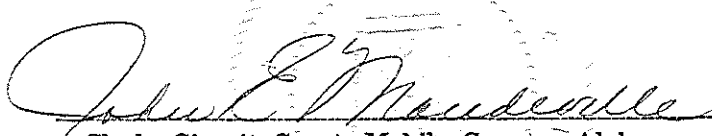
as rendered by the said Circuit Court on the 7th day of October, 19 71, in the cause  
entitled No. 36469 - ALABAMA TRACTOR COMPANY, SOUTH, INC., a Corp.

\_\_\_\_\_, Plaintiff,  
— versus — JIMMY ZIGLER, etc.

Defendant, ~~ALABAMA TRACTOR COMPANY, SOUTH, INC., a Corp.~~, as the same remains of record in this office in  
Minute Book No. 44, Page No. 142

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at office  
in the City of Mobile, Alabama, on this the 8th day of October, 19 71.

ATTEST:

  
Clerk, Circuit Court, Mobile County, Alabama.



ALABAMA TRACTOR COMPANY,  
SOUTH, INC., A Corporation,

Plaintiff,

vs.

JIMMY ZIGLER, Some times  
known as JIMMY ZIEGLER,

Defendant.

X

X

X

X

X

X

X

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 10,072

PLEA

Comes now the Defendant in the above styled cause and  
for plea to the complaint heretofore filed against him in said  
cause, says, separately and severally, as follows:

1. Not guilty.

CHASON, STONE & CHASON

By: John E. Chason

Attorneys for Defendant

The Defendant respectfully  
demands a trial of this  
cause by a jury.

CHASON, STONE & CHASON

By: John E. Chason

Attorneys for Defendant

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing  
pleading has been served upon counsel  
for all parties to this proceeding, by  
mailing the same to each by First Class  
United States Mail, properly addressed  
and postage prepaid on this 8 day  
of December, 1971.

John E. Chason

FILED

DEC 8 1971

EUNICE B. BLACKMON CIRCUIT  
CLERK

ALABAMA TRACTOR COMPANY,  
SOUTH, INC., a corporation,

Plaintiff,

-Vs-

JIMMY ZIGLER, sometimes  
known as JIMMY ZIEGLER,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

CASE NO. \_\_\_\_\_

COMES NOW Walter M. Cook and withdraws his appearance  
on behalf of the Defendant.

LYONS, PIPES AND COOK

By: 

Walter M. Cook

**FILED**

DEC 9 1971

EUNICE B. BLACKMON CIRCUIT  
CLERK

LYONS, PIPES & COOK

ATTORNEYS AT LAW  
2510 FIRST NATIONAL BANK BUILDING  
MOBILE, ALABAMA

JOSEPH H. LYONS (1900-1957)  
SAM W. PIPES  
WALTER M. COOK  
GORDON B. KAHN  
G. SAGE LYONS  
AUGUSTINE MEASER, III.  
WESLEY PIPES  
NORTON W. BROOKER, JR.  
COOPER C. THURBER

36601

AREA CODE 205  
TEL. 432-4483  
P. O. DRAWER 2727

December 8, 1971

Mrs. Eunice B. Blackmon  
Clerk, Circuit Court of  
Baldwin County  
Bay Minette, Alabama

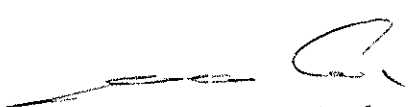
Re: Alabama Tractor Company, South, Inc., a  
Corporation  
versus  
Jimmy Zigler, sometimes known as Jimmy Ziegler  
Circuit Court of Baldwin County, Alabama

Dear Mrs. Blackmon:

Please file the enclosed pleading in the above-mentioned  
matter, acknowledging receipt of same on copy enclosed.  
We enclose pre-addressed, stamped envelope for your  
convenience.

Very truly yours,

LYONS, PIPES AND COOK



Walter M. Cook

WMC:mb

Encls.

LYONS, PIPES & COOK

ATTORNEYS AT LAW

2510 FIRST NATIONAL BANK BUILDING

MOBILE, ALABAMA

36601

JOSEPH H. LYONS (1900-1957)  
SAM W. PIPES  
WALTER M. COOK  
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G. SAGE LYONS  
AUGUSTINE MEAHER, III  
WESLEY PIPES  
NORTON W. BROOKER, JR.  
COOPER C. THURBER

AREA CODE 205  
TEL. 432-4483  
P. O. DRAWER 2727

January 8, 1973

Mrs. Eunice B. Blackmon  
Clerk, Circuit Court of Baldwin County  
Bay Minette, Alabama 36507

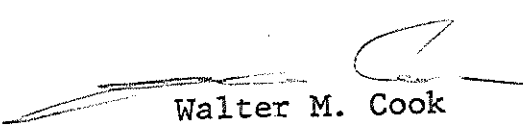
Re: Alabama Tractor Company, South, Inc. A  
Corporation  
vs.  
Jimmy Zigler, sometimes known as Jimmy Ziegler  
Circuit Court of Baldwin County, Alabama

Dear Mrs. Blackmon:

Will you kindly note your records so as to show that  
we no longer represent the defendant, Mr. Jimmy Zigler  
in Case No. 10,072. Messrs. Chason, Stone & Chason  
are representing Mr. Zigler.

Yours truly,

LYONS, PIPES, AND COOK



Walter M. Cook

WMC/mls

cc: Chason, Stone & Chason