

E. G. RICKARBY  
DANIEL A. BENTON  
TELEPHONE  
(205) 928-2308

LAW OFFICES  
**RICKARBY & BENTON**  
ATTORNEYS AT LAW  
316 MAGNOLIA AVENUE  
P. O. BOX 471  
FAIRHOPE, ALABAMA 36532

DAPHNE BRANCH  
EARLE REALTY BUILDING  
HIGHWAY 98  
TELEPHONE  
(205) 626-2608

April 25, 1972

10,368

Mrs. Eunice Blackmon  
Clerk of the Circuit Court  
Bay Minette, Alabama 36507

Re: Merit Credit Corporation  
v. John and Mildred Harris

Dear Mrs. Blackmon:

Enclosed are suit papers in the subject matter, including  
our check in the amount of \$35.00 as advance court costs.  
Please process.

Yours very truly,

  
Daniel A. Benton

DAB:w  
Enc.  
cc-Merit Credit Corporation

MERIT CREDIT CORPORATION, INC.,  
OF ALABAMA, a corporation

Plaintiff

vs.

JOHN F. HARRIS and MILDRED HARRIS,

Defendants

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) CASE NO. 10.368

)

)

C O M P L A I N T

The Plaintiff claims of the Defendants NINE HUNDRED EIGHTY-FOUR AND NO/100 DOLLARS (\$984.00) due by promissory note made by them on, to-wit, the 3rd day of December, 1971, and payable on, to-wit, the 5th day of January, 1972.

And the Plaintiff avers that in said note and as a part of the consideration thereof, the defendant has expressly waived his rights to claim personal property as exempt to him under the constitution and laws of the State of Alabama or any other state.

And the plaintiff avers that in said note and as a part of the consideration thereof, the defendants agreed to pay a reasonable attorney's fee for the collection thereof, and the plaintiff hereby claims the further sum of ONE HUNDRED FORTY-SEVEN AND 60/100 DOLLARS (\$147.60) as such attorney's fee.

  
DANIEL A. BENTON, Attorney for Plaintiff

OF COUNSEL:

RICKARBY & BENTON  
Fairhope, Alabama

Defendants may be served at  
their residence at

P. O. Box 743, Daphne, Alabama

**FILED**

APR 27 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

E. G. RICKARBY  
DANIEL A. BENTON  
TELEPHONE  
(205) 928-2308

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October 20, 1972

Mrs. Eunice Blackmon  
Clerk of the Circuit Court  
Bay Minette, Alabama 36507

Re: Merit Credit Corporation  
v. John and Mildred Harris  
Case No. 10,368, at Law

Dear Mrs. Blackmon:

Please take the enclosed letter and promissory note to the  
Judge for his action.

Yours very truly,

  
Daniel A. Benton

DAB:w  
Enc.

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DANIEL A. BENTON  
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October 20, 1972

Honorable Telfair J. Mashburn  
Judge of the Circuit Court  
Bay Minette, Alabama 36507

Re: Merit Credit Corporation  
v. John and Mildred Harris  
Case No. 10,368, at Law

Dear Judge Mashburn:

We request judgment by default in the above-styled matter for \$939.00 plus court costs. The \$939.00 consists of \$854.00 principal (the defendant made payments of \$130.00 since suit was filed) and a 10% attorney's fee of \$85.00 for a total of \$939.00. We further request that costs be taxed against the defendant.

This case is submitted on the original complaint, original promissory note, which is hereto attached, and personal service was obtained on the defendant on April 29, 1972.

Respectfully submitted,

  
Daniel A. Benton

DAB:w  
Enc.

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No.....

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon .....JOHN F. HARRIS and MILDRED HARRIS

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.....

.....JOHN F. HARRIS and MILDRED HARRIS..... Defendants.....

by .....

MERIT CREDIT CORPORATION, INC., OF ALABAMA, a corporation, Plaintiff.....

Witness my hand this.....27.....day of.....April.....1972

*Ernie B. Blackmon* Clerk

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

MERIT CREDIT CORPORATION, INC.,

OF ALABAMA, a corporation  
Plaintiffs

vs.

JOHN HARRIS and  
MILDRED HARRIS  
Defendants

SUMMONS AND COMPLAINT

Filed **FILED** 19.....

APR 27 1972 Clerk

EUNICE B. BLACKMON  
CIRCUIT CLERK

APR 27 1972

RICKARBY AND BENTON  
Fairhope, Alabama

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

P. O. Box 743  
Daphne, Alabama

Received In Office

APR 27 1972 19.....

TAYLOR WILKINS Sheriff

I have executed this summons

this 4/29 1972

by leaving a copy with

John + Mildred Harris

Sheriff's claim 27 miles 47

Ten Cents per mile Total \$ 5.40

TAYLOR WILKINS, Sheriff

BY Donald Johnson  
DEPUTY SHERIFF

Taylor Wilkins Sheriff

Donald Johnson Deputy Sheriff