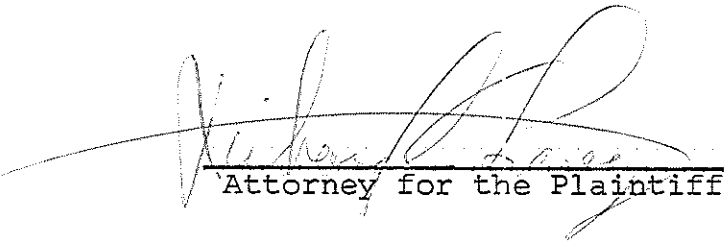


ELGIN G. WELLER,)
Plaintiff
VS.)
ELVIN GODWIN,)
Defendant.)

IN THE CIRCUIT COURT
OF BALDWIN COUNTY, AT LAW
CASE NO. 10,429

Plaintiff claims of the Defendant TWO HUNDRED DOLLARS (\$200.00) damages for that on, to-wit: the 19th day of April, 1972, the Defendant or agents, servants or employees of the Defendant entered on and upon property owned by the Plaintiff and negligently caused damages to her fence and gate located thereon, all to the damage of the Plaintiff as aforesaid.


Attorney for the Plaintiff

Defendant resides at
Rte. 1, Box 357
Daphne, Alabama.
(Located in Lake Forest
north of 2nd entrance on
old Rte. 98)

FILED

MAY 31 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA
Baldwin County

Circuit Court, Baldwin County

No. 10429

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Elvin Godwin

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.....

Elvin Godwin, Defendant.....

by Elgin G. Weller

....., Plaintiff.....

Witness my hand this 31 day of May 1922

Ernest B. Blackman Clerk

No. 10,429

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

Elgin G. Weller

Plaintiff

Plaintiffs

vs.

Elvin Godwin

Defendants

SUMMONS AND COMPLAINT

FILED

Filed 19.....

MAY 31 1972

Clerk

EUNICE B. BLACKMON CIRCUIT CLERK

MAY 31 1972

TAYLOR WILKINS
SHERIFF

Richard C. Lacey

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Rte. 1, Box 357, Daphne, Ala.
(located in Lake Forest, North
of 2nd entrance on old Rte. 98)

Received In Office

MAY 31 1972

TAYLOR WILKINS
SHERIFF

19.....

Sheriff

I have executed this summons

this 2 June 1972

by leaving a copy with

Elvin Godwin

Sheriff's Office

Ten Cents per mile Total \$ 4.40

TAYLOR WILKINS, Sheriff

DEPUTY SHERIFF

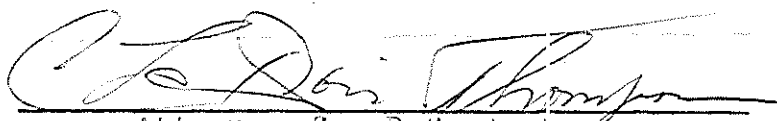
W. Crook Sheriff

W. Crook Deputy Sheriff

ELGIN G. WELLER) IN THE CIRCUIT COURT OF
 Plaintiff) BALDWIN COUNTY, ALABAMA
 vs) AT LAW.
ELVIN GODWIN) CASE NO. 10,429
 Defendant)

Comes the Defendant in the above styled cause and propounds the following interrogatories to the Plaintiff, Elgin G. Weller:

1. State your name.
2. Are you the Plaintiff in this cause?
3. Describe the property which you allege the defendant damaged.
4. Attach a copy of your deed to the property.
5. Set out in detail the exact damage to the fence.
6. Describe in detail the damage to the gate.


Attorney for Defendant

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned Notary Public, in and for said State and County, personally appeared C. LeNoir Thompson, who being by me first duly sworn, deposes on oath and says as follows:

My name is C. LeNoir Thompson, I am the Attorney of Record for the Defendant in the above entitled cause and as such, I am authorized to make this affidavit. I further state that the answer of the Plaintiff to the foregoing interrogatories will, if truthfully made, be material evidence for the Defendant on the trial of said cause.

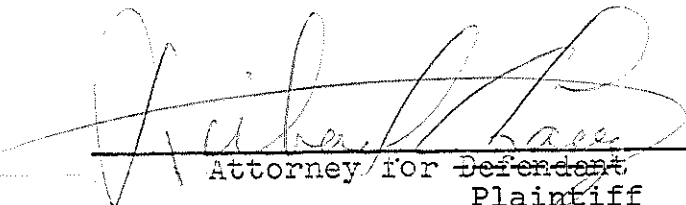

C. LeNoir Thompson

Subscribed and sworn to before me by the said C. LeNoir
Thompson on this the 18th day of July, 1972.


Eric M. Wilson
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA

I hereby certify that I have this the 19th day of
July, 1972, served a copy of the foregoing interrogatories
on Honorable Richard Lacey, Attorney at Law, Fairhope,
Alabama, Attorney for Plaintiff, by depositing a copy in the
United States Mail, postage prepaid.

Accepted this 19th day of July, 1972


Richard Lacey
Attorney for ~~Defendant~~
Plaintiff


FILED

JUL 21 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

ELGIN G. WELLER	*	IN THE CIRCUIT COURT OF
PLAINTIFF	*	BALDWIN COUNTY, ALABAMA
VS	*	AT LAW.
ELVIN GODWIN	*	CASE NO. 10,429
DEFENDANT	*	

Comes the defendant in the above styled cause and moves your Honor and this Honorable Court to enforce the penalties for failure to answer interrogatories as is required by Section 483, Title 7 of the 1958 Code of Alabama as amended.


 ATTORNEY FOR DEFENDANT
 P. O. Box 359
 Bay Minette, Alabama

I hereby certify that I have this the 28th day of December, 1973, served a copy of the foregoing on Honorable Richard Lacey, Attorney at Law, Fairhope, Alabama, Attorney for Plaintiff by depositing a copy of same in the United States Mail postage prepaid.


 ATTORNEY FOR DEFENDANT

FILED

DEC 28 1973

EUNICE B. BLACKMON CIRCUIT CLERK


ELGIN G. WELLER)	IN THE CIRCUIT COURT OF
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
VS)	AT LAW.
ELVIN GODWIN)	CASE NO. 10,429
DEFENDANT)	

Comes the Defendant in the above styled cause and for answer to the complaint filed in said cause respectfully shows as follows:

1. Not guilty.
2. Said Defendant denies entering upon the property of plaintiff except to remove and push back piles of junk which damaged the fence of said defendant causing him to replace said fence with a chain link fence.


ATTORNEY FOR DEFENDANT

Defendant demands trial by jury.


ATTORNEY FOR DEFENDANT

I hereby certify that I have this the 28 day of June, 1972 served a copy of the foregoing instrument on the Honorable Richard Lacey, Attorney at Law, Fairhope, Alabama, Attorney for Plaintiff, by depositing a copy in the United States Mail, postage prepaid.


ATTORNEY FOR DEFENDANT

FILED

JUN 28 1972

EUNICE B. BLACKMON CIRCUIT CLERK

RICHARD C. LACEY

Attorney-At-Law

P. O. DRAWER A-J
FAIRHOPE, ALABAMA 36532

TELEPHONE 928-2373

May 30, 1972

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

10,429

Re: Weller vs. Godwin

Dear Eunice:

Please have enclosed papers served.

Thank you.

Sincerely,

Dil

RCLacey
mr
Enclosures