

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

CHASON & UNDERWOOD

MARIE CHISENHALL,

Plaintiffs

VS:

CASE NO. 10,472

G. L. THOMPSON

WILLIAM E. WILKINSON,

Defendants

PLEADINGS, PROCESS, ETC.

FILING DATE

1. Summons and Complaint

6-30-72

Service on William E. Wilkinson on July 8, 1972

2. Plea in Abatement

8-14/72

3. Motion to Transfer

9-5-72

4. Order to Transfer

9-5-72

*****M

I, Eunice B. Blackmon, as CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA, do hereby certify that the above is a true and correct copy of all the minutes, orders and other proceedings in the above styled case in this court.

Witness my hand and official Seal as such Clerk of the Circuit Court of Baldwin County, Alabama, this 8th day of September, 1972.

CIRCUIT CLERK OF BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA)
BALDWIN COUNTY) IN THE CIRCUIT COURT... AT LAW...

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon WILLIAM E. WILKINSON to appear within thirty (30) days from the service of this writ in the Circuit Court to be held for said County at the place of holding same, then and there to answer the Complaint of MARIE CHISENHALL.

Witness my hand this the 30 day of June, 1972.

Eunice B. Blackmon
Clerk

MARIE CHISENHALL,)	IN THE CIRCUIT COURT OF
Plaintiff,)	BALDWIN COUNTY, ALABAMA
vs.)	AT LAW
WILLIAM E. WILKINSON,)	
Defendant)	CASE NO. <u>10,472</u>

COUNT I

The Plaintiff claims of the Defendant the sum of Two Thousand Dollars (\$2,000.00) due by Promissory Note, made by him on the 6th day of May, 1971 and payable on the 6th day of May, 1972, with interest thereon at the rate of eight per cent (8%) per annum.

The Plaintiff further avers that in and by the terms of said note, the Defendant waives all right of exemption under the constitutional laws of Alabama, or any other state as to personal property, as to which waive the Plaintiff now claims the benefit.

Plaintiff further avers that in and by the terms of said note, the Defendant agreed to pay all costs of collection or securing or attempting to collect or secure said note, including a reasonable attorney's fee, and the Plaintiff claims of the Defendant the further additional sum of FOUR HUNDRED DOLLARS as such reasonable attorney's fee.

Defendant's Address:
605 Williams Street,
Mobile, Alabama

CHASON & UNDERWOOD

By W. Underwood
Solicitors for Plaintiff

FILED

JUN 30 1972

EUNICE B. BLACKMON
CIRCUIT CLERK

RECEIVED SHERIFF
MOBILE COUNTY, ALA.
JUL 5 3 02 PM '72
BY

10,472
9381

Maile Chisenhall

88X
William E. Wilkinson

FILED

JUN 30 1972

EUNICE B. BLACKMON
CIRCUIT CLERK

JUN 30 1972

JAYLOR WILKINSON
SHERIFF

EXECUTED
This 9 day of July, 1972
by serving a copy of the within on
William E. Wilkinson
RAY D. BRIDGES, Sheriff
By [Signature] D.S.

Chason + Underwood

MARIE CHISENHALL	*	IN THE CIRCUIT COURT OF
Plaintiff	*	BALDWIN COUNTY, ALABAMA
vs	*	AT LAW
WILLIAM E. WILKINSON	*	CASE NO. 10,472
Defendant	*	

Comes the Defendant in the above entitled cause, appearing specially and only for the purpose of filing this plea, and says that the said Marie Chisenhall, Plaintiff in this cause, ought not to have and maintain her said action for the Defendant says, separately and severally, as follows, to-wit:

-1-

That the said Defendant is a resident of Mobile County, Alabama, as shown on the Summons and Complaint; and that further, the said Defendant was a permanent resident of Mobile County, Alabama, when the alleged cause of action arose.

-2-

That the said action is based on an alleged promise to pay.

WHEREFORE, Defendant says that the Circuit Court of Baldwin County, Alabama, is without jurisdiction to try and determine this cause, and that this said action should be abated, and prays the judgment of this Honorable Court whether the Plaintiff should be allowed to further maintain this suit.

William E. Wilkinson
William E. Wilkinson

STATE OF ALABAMA
BALDWIN COUNTY

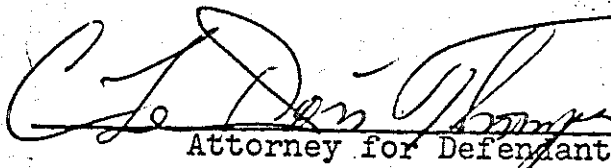
Before me, a Notary Public in and for said County and State, personally appeared William E. Wilkinson, who being known to me and by me first duly sworn, deposes and says as follows: That he is the Defendant in the foregoing cause, and that the facts stated in said cause are true and correct.

William E. Wilkinson
William E. Wilkinson

Sworn to and subscribed before me on this 14 day of August, 1972.

Lois Thompson
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA.

I hereby certify that I have this the 14th day of August, 1972, served a copy of the foregoing Plea in Abatement on Honorable Thomas W. Underwood, Jr., Attorney at Law, P. O. Drawer 458, Foley, Alabama, Attorney for Plaintiff, by depositing a copy of same in the United States Mail postage prepaid.


Attorney for Defendant

FILED

AUG 14 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

MARIE CHISENHALL,

Plaintiff

vs.

WILLIAM E. WILKINSON,

Defendant.

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) CASE NO. 10,472

MOTION

Comes the Plaintiff in the above styled cause and, by and through her attorney, files this motion to transfer this cause from the Circuit Court of Baldwin County, Alabama, to the Circuit Court of Mobile County, Alabama, having acknowledged that the Plea in Abatement filed by the Defendant in this cause is proper.

CHASON & UNDERWOOD

By

Thomas W. Underwood
Attorneys for Plaintiff

FILED

SEP 5 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

MARIE CHISENHALL,

Plaintiff

vs.

WILLIAM E. WILKINSON,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 10,472

ORDER

The Court having considered the Plaintiff's motion to transfer this cause from the Circuit Court of Baldwin County, Alabama, to the Circuit Court of Mobile County, Alabama, hereby orders this cause transferred to the Circuit Court of Mobile County, Alabama.

DONE this the 5th day of September, 1972.

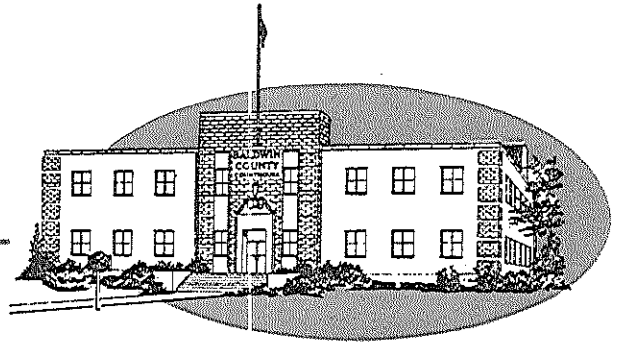
Telfair J. Mashburn
Telfair J. Mashburn, Judge
Twenty-eighth Judicial Circuit

CIRCUIT CLERK

BALDWIN COUNTY

BAY MINETTE, ALABAMA

36507



EUNICE B. BLACKMON
Clerk—Circuit Court

CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY

I, John Mandeville, Clerk of the Circuit Court of Mobile County,
have this date September 15th, 1972, received and filed the transferred
case of Marie Chisenhall vs: William E. Wilkinson, Case no. 10,472,
transferred from the Circuit Court of Baldwin County, Alabama.

John E. Mandeville
Clerk of the Circuit Court
of Mobile, Alabama

Circuit Court
Case No. 59836

MARIE CHISENHALL,

Plaintiff

vs.

WILLIAM E. WILKINSON,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 10,472

MOTION

Comes the Plaintiff in the above styled cause and, by and through her attorney, files this motion to transfer this cause from the Circuit Court of Baldwin County, Alabama, to the Circuit Court of Mobile County, Alabama, having acknowledged that the Plea in Abatement filed by the Defendant in this cause is proper.

CHASON & UNDERWOOD

By

Thomas W. Underwood
~~Attorneys for Plaintiff~~

CHASON & UNDERWOOD

Attorneys at Law

CECIL G. CHASON
THOMAS W. UNDERWOOD, JR.

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

August 30, 1972

Ms Eunice B. Blackmon
Clerk of Court
Bay Minette, Alabama

Re: Chisenhall vs. Wilkinson
Case No. 10,472

Dear Eunice:

Enclosed are Motion and suggested Order transferring
the above mentioned case to the Circuit Court of Mobile
County, Alabama.

Sincerely yours,



T. W. Underwood, Jr.

TWU, Jr/jc
Enc.

CHASON & UNDERWOOD

Attorneys at Law

CECIL G. CHASON
THOMAS W. UNDERWOOD, JR.

June 29, 1972

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

Ms Eunice Blackmon
Clerk of the Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

Re: Marie Chisenhall vs.
William E. Wilkinson

10,472

Dear Eunice:

I am enclosing a summons and complaint to be filed in
the above-styled case.

Yours very truly,

T. W. Underwood, Jr., Jr.
T. W. Underwood, Jr.

TWU, Jr./vd
Enc.

Bay Minette, Ala.

June 30

1972

To the Sheriff of Mobile County, Alabama

I enclose herewith

for service on
Wm. E. Wilkinson, 605
Williams St., Mobile, Ala.

Thanks

Please serve and return as early as possible.

Taylor A. Wilkins
Sheriff, Baldwin County, Alabama

(If not found in your county, please advise promptly giving information as to present location if possible)