

10,487

STATE OF Alabama :

Clarke
COUNTY OF _____ :

Before me, the undersigned authority in and for said State and County, personally appeared GEORGE W. SKIPPER, who, being known to me and being by me first duly sworn, did depose and say on oath:

That he/^{xxx}she is the President of Skipper Insurance Agencies and as such is authorized to make this affidavit; that he/~~she~~ is familiar with the books and records of said Clifton M. Byrd and that the attached statement of account is true, valid and correct, as reflected upon the books and records of said claimant; that the balance shown to be due thereon is due and unpaid; that the affiant has actual and personal knowledge of the correctness of said account; and that the books, records and accounts of claimant are kept and maintained under the supervision and control of the undersigned.


Affiant

Sworn and subscribed to before me on this the 23 day of May, 19 72.

James W. Harrison
Notary Public

Clarke County, Ala.

[SEAL]

My Commission Expires: 7/20/74

Clifton M. Boyd

4/69	Old balance due Win	700.00
5/69	Rec 5514938 Return Prem.	127.00 cr
8/69	Rec 5510280 Return Prem.	192.00 cr
1/69	68420 Auto Policy	25.00
4/69	68420 Farmers Policy	257.00
10/69	68420 Auto Policy Term Payment	99.00
2/69	68420 Fire Policy	70.00
5/70	683767 Home Policy on 3 Year Term	60.00
8/70	683193 Fire Policy (on Termat Lumbering)	51.00
10/70	685615 Fire Policy	70.00
12/70	68304 Farmers	257.00
12/70	685615 Fire Policy Cancelled	8.00 cr
1/71	685615 ind. ins. covering collapse to 2000	4.00
1/71	6868431 ind. to Auto Policy	2.00
1/71	6868431 Auto Policy	23.00
1/24/71	Payment	100.00 cr
3/28/70	Payment	102.00 cr
12/20/70	Payment	450.00 cr
4/23/71	Payment	100.00 cr
5/8/71	Payment	100.00 cr
4/30/70	Payment	187.00 cr
5/5/70	Payment	51.00
9/18/70	683193 Fire Policy on Termat Lumbering	51.00 cr
9/18/70	683193 Fire Policy Cancelled	51.00 cr
11/13/71	6868431 ind. to Auto Policy covering collapse	2.00 cr
11/13/71	6868431 Auto Policy	357.00
11/13/71	683150 Farmers Policy	257.00 cr
11/13/71	683154 Farmers Policy Cancelled	128.16
6/23/70	Accumulated late charges from 1969-71	100.00 cr
	Payment	361.16

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOOR

①

The State of Alabama,
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon Clifton M. Byrd, Perdido, Alabamato be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 11th day of July, 1972 at the hour of 9:00 A.M., then and there to answer a complaint of Skipper Insurance Agencies, a corporation

of a debt or other demand not exceeding Fifteen Hundred Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this _____ day of _____, 19____.

MAY 31 1972

J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action _____

COURT OF GENERAL SESSIONS OF MOBILE COUNTY

CAUSE OF ACTION: Plaintiff's claim of Defendant (s) \$361.16
due from Defendant by account on, to-wit: July 1, 1970
 which sum of money, with interest thereon, is still due and unpaid. This
 suit is filed on an itemized statement of the account, verified by the
 affidavit of a competent witness, which is attached to the original complaint
 and made a part hereof.

HERBERT P. FEIBELMAN, JR. Att'y. for Plaintiff

COMPLAINT AND SUMMONS

Atty. for Plaintiff: Feibelman & Silver

Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No. 6456

Ret.

July 11, 1972

.....
Skipper Insurance Agencies, a corporation

VS.

Clifton M. Byrd
Perdido, Alabama

Continued To

Executed by Service on

.....
Defendant

This.....day....., 19.....

Sheriff of Mobile County

By.....
Deputy Sheriff

COMPLAINT AND SUMMONS

REPORT TO GENERAL SESSIONS
COURTROOM "B" FIRST FLOORThe State of Alabama,
MOBILE COUNTY

TO THE SHERIFF OF MOBILE COUNTY—GREETINGS:

You are hereby commanded to summon Clifton M. Byrd, Perdido, Alabama

to be and appear before the Court of General Sessions of Mobile County at the Courthouse of Mobile County, on the 11th day of July, 1972 at the hour of 9:00 A.M., then and there to answer a complaint of Skipper Insurance Agencies, a corporation

of a debt or other demand not exceeding Fifteen Hundred Dollars.

Herein fail not and have you then and there this precept with your doings.

Witness my hand, this _____ day of _____, 19____.

MAY 31 1972

J. D. Richardson
Clerk of the Court of General Sessions of Mobile County.

Cause of Action

CAUSE OF ACTION: Plaintiff claims of Defendant (s) \$ 361.16
due from Defendant by account on, to-wit: July 1, 1970
which sum of money, with interest thereon, is still due and unpaid. This
suit is filed on an itemized statement of the account, verified by the
affidavit of a competent witness, which is attached to the original complaint
and made a part hereof.

Herbert P. Feibelman
HERBERT P. FEIBELMAN, JR. Atty. for Plaintiff

COMPLAINT AND SUMMONS

Atty. for Plaintiff: Feibelman & Silver
Atty. for Defendant:

THE COURT OF GENERAL SESSIONS
OF MOBILE COUNTY

No. 6456

Ret.

July 11, 1972
Skipper Insurance Agencies, a corporation
VS.

Clifton M. Byrd
Perdido, Alabama

Bred

Continued To

JUN 12 1972

JAMES W. WILKINS
SHERIFF

Sheriff's Return

Executed by Service on

Clifton M. Byrd
Defendant

This 16 day June, 1972

Baldwin
Sheriff of Mobile County

By W. A. Gilbert
Deputy Sheriff

Perdido

REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.

JUN 1 9 07 AM '72

BY

REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.

JUN 21 8 30 AM '72

BY

TAYLOR WILKINS SHERIFF OF BALDWIN

COUNTY, ALA. \$1.50 EACH

FOR SERVICE (PROCESS) AND

TRAVEL EXP. OF EACH OF \$2.60

PROCESS(ES) OR A TOTAL OF \$4.10

POST OFFICE BOX 688
MOBILE, ALABAMA 36688

E. E. BALL
ATTORNEY AT LAW
STAPLETON BUILDING
BAY MINETTE, ALABAMA 36507

TELEPHONE (205) 937-6776

June 20, 1972

Hon. J. D. Richardson
Clerk, General Sessions Court
Mobile County Court House
Mobile, Alabama

Re: Skipper Insurance vs. Byrd
General Sessions Court
Case # 6456

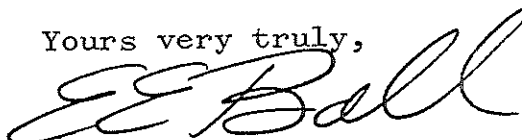
Dear Mr. Richardson:

Enclosed you will find a Plea in Abatement which I would like to file in behalf of the Defendant in the above styled cause. I would appreciate it if you would cause the same to be filed.

Thanking you for your attention to this request and your past consideration I am,

With best regards,

Yours very truly,



E. E. Ball,
Attorney at Law

EEB/srh
Encl. as noted

JUN 21 1 35 PM '72
COURT OF GENERAL SESSIONS

4
SKIPPER INSURANCE AGENCIES,
a Corporation,

Plaintiff,

VS.

CLIFTON M. BYRD,

Defendant.

COURT OF GENERAL SESSIONS

MOBILE COUNTY, ALABAMA

CASE NO. 6456

PLEA IN ABATEMENT

Comes now the Defendant in the above styled cause, by and through his attorney of record, and appears specifically and only for the purpose of filing this Plea in Abatement and for no other purpose, and in support thereof would respectfully show unto the Court that this cause should be abated on the following ground:

1. That the action heretofore filed against him in this cause is founded on an account allegedly incurred on, to-wit, July 1, 1970, and that on that date and at the time of the filing and service of the Complaint upon the Defendant and at all times from that date until the date hereof, the Defendant has been a bona fide resident of Baldwin County, Alabama, having a permanent residence therein and having been a resident of Baldwin County for most of his life and that during none of the said times pertinent hereto has the Defendant been a resident of Mobile County.

E E Ball

E. E. Ball,
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that I have this day served the above and foregoing pleading upon counsel for the opposing party by mailing a copy thereof to him, postage prepaid and properly addressed to his office in MOBILE, Alabama.

This 20 day of JUNE 19 72

E E Ball

COURT OF GENERAL
SESSION

JUN 21 1 35 PM '72

It is important to note that the above results are based on the assumption that the data are stationary. If the data are non-stationary, the results may be biased. Therefore, it is important to test for stationarity before conducting the analysis.

SKIPPER INSURANCE AGENCIES,
a corporation,

Plaintiff

vs.

CLIFTON M. BYRD,

Defendant.

* COURT OF GENERAL SESSIONS

* MOBILE COUNTY, ALABAMA

*

*

*

*

Case No. 6456

ANSWER TO PLEA IN ABATEMENT

Comes now the Plaintiff in the above styled cause, by and through his attorneys, and in answer to the plea in abatement filed by the Honorable E.E. Ball, Attorney for the Defendant, wherein it is alleged that the Defendant has at all times been a bona fide resident of Baldwin County, Alabama, the Plaintiff confesses the allegations of the plea in abatement, and does not contest an order by this Court that the plea should be sustained.

If the Court should sustain the plea in abatement filed by the Defendant, then the Plaintiff respectfully asks that this Court order the Clerk of the Court of General Sessions, Mobile County, Alabama, to transfer this case to the Circuit Court of Baldwin County, Alabama.

FEIBELMAN & SILVER
Attorneys for Plaintiff

By: Daniel E. Robison
Daniel E. Robison

CERTIFICATE OF SERVICE

I do hereby certify that I have on this . 22 . . .

day of June, 1972, 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.

Daniel E. Robison

COURT OF GENERAL
SESSION

JUN 23 11 04 AM '72

THE COURT OF GENERAL SESSIONS OF MOBILE COUNTY


CASE NO. 6456

SKIPPER INSURANCE AGENCIES, A CORPORATION	:	Filed:	May 30, 1972
	:	Summons Issued:	May 31, 1972
PLAINTIFF,	:	Returnable:	July 11, 1972
VS	:	Service Had:	June 16, 1972
	:		
CLIFTON M. BYRD Perdido, Alabama	:	Cause of Action:	IVA
	:	Attorney for Plaintiff:	Feibelman & Silver
DEFENDANT	:	Attorney for Defendant:	E. E. Ball (Bay Minette, Ala.)
	:	Amount of Claim:	\$361.16

6-23-72: Plea in Abatement Filed
6-23-72: Answer to Plea in Abatement Filed
7-11-72: Cause Transferred to Circuit Court of Baldwin County

I hereby certify that the foregoing is a true and correct copy of the above styled cause, as it appears on record and in the files of The Court of General Sessions of Mobile County, Alabama.

Witness my hand this the 11 day of July, 1972.


Clerk of the Court of General Sessions of
Mobile County, Alabama.

COST BILL

Zerbe & Sons 7

ATTORNEYS FOR PLTF:-

General Sessions (Civil Div.) Court of Mobile, Mobile County Court House, Mobile, Ala.

Shipper Insurance Agencies, a corporation

Plaintiff

Clifton M. Byrd

Defendant

CASE NO. 6456

Garnishee COURT FEES

Summons and proceedings thereon to judgement	1.50
Docketing each cause	1.00
Execution	1.00
Attachment Bond and Affidavit	2.50
Law Library Fee	1.00
Summoning Garnishee	1.00
Every necessary certificate or notice not provided for	1.00
	\$
	TOTAL \$

SHERIFF'S FEES

Levying Attachment	12.00
Serving witness subpoenas	1.50
Summoning Garnishee and making return	3.00
Serving Summons and other mesne process, and returning the same	3.00
Collecting execution for costs only	3.00
Serving any summons not herein provided for, and making return	3.00
Mileage	
FAIR TRIAL TAX	\$ 2.00
	TOTAL \$

GRAND TOTAL \$ 14.10

I respectfully call your attention to the above Court Cost Bill which if not paid by 19____, it will be my unpleasant duty to issue execution on your property for the recovery of the same.

DOYLE W. CHANDLER
J. D. Richardson, Clerk

NOTICE of ~~EX PARTE~~

STATE OF ALABAMA,)
MOBILE COUNTY)

Skipper Insurance Agencies, a corporation

Plaintiff

VS.

Clifton M. Byrd

Defendant

To Clifton M. Byrd, the defendant

in said Cause:

You are hereby notified that Skipper Insurance Agencies, a corporation

the Plaintiff in the above entitled cause has prayed and obtained ~~an order from the judge of the court of general sessions of Mobile County, Alabama~~ a transfer to the Circuit Court of Baldwin County, Alabama from the ~~judge of the court of general sessions of Mobile County, Alabama~~ judge of the COURT OF GENERAL SESSIONS OF MOBILE COUNTY, and having complied with the requirements of the law in such cases made and provided, the same has been granted to the next term of the CIRCUIT COURT of ~~Mobile~~ Baldwin County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 11 day of July 19 72

Dayle W. Chambers *mdc*
Clerk, Court of General Sessions of Mobile County, Civil Division

Case No. 6456

Skipper Insurance Agencies, a corporation

Plaintiff,

VS

Clifton M. Byrd

Defendant.

Transfer
NOTICE OF ~~APPEAL~~

Returnable To The Circuit Court of
Baldwin County, Alabama

Issued: July 11, 1972

Serve On: Clifton M. Byrd
Perdido
Alabama

FEIBELMAN & SILVER
ATTORNEYS AT LAW
2103 FIRST NATIONAL BANK BUILDING
MOBILE, ALABAMA 36601

HERBERT P. FEIBELMAN, JR.
IRVING SILVER
IRVIN GROSSKY

P. O. BOX 2082
TELEPHONE 205 433-1597
205 438-9717

June 26, 1973

Circuit Court of Baldwin County
Baldwin County Courthouse
Bay Minette, Alabama 36507

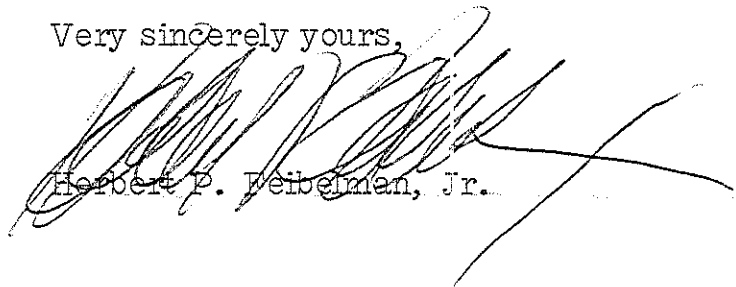
Re: Skipper Insurance Agency
Vs: Clifton M. Byrd
Case No. 10487

Gentlemen:

We represent the Plaintiff in the above matter. E. E. Ball represents the Defendant and has paid us the judgment in full. Please be kind enough to cancel said judgment and to act as my Attorney in Fact for such act if necessary.

Thanking you, I am

Very sincerely yours,



Herbert P. Feibelman, Jr.

hpf/srr

cc: Mr. E. E. Ball

NOTICE of ~~APPEAL~~

STATE OF ALABAMA,)
MOBILE COUNTY)

Skipper Insurance Agencies, a corporation

Plaintiff

VS.

Clifton M. Byrd

Defendant

To Clifton M. Byrd, the defendant

in said Cause:

You are hereby notified that Skipper Insurance Agencies, a corporation

the Plaintiff in the above entitled cause has prayed and obtained a transfer to the Circuit Court of Baldwin County, Alabama ~~from the~~ ~~appeal from the judgement therein rendered by~~ ~~the~~ ~~Judges of~~ the COURT OF GENERAL SESSIONS OF MOBILE COUNTY, and having complied with the requirements of the law in such cases made and provided, the same has been granted to the next term of the CIRCUIT COURT of Baldwin Mobile County, to be held for said County, you are hereby notified accordingly.

Given under my hand this the 11 day of July 19 72

W. L. Chambers mdc
Clerk, Court of General Sessions of Mobile County, Civil Division

Case No. 6456

Skipper Insurance Agencies, a corporation

Plaintiff,

VS

Clifton M. Byrd

Defendant.

Transfer
NOTICE OF ~~APPEAL~~

Returnable To The Circuit Court of
Baldwin County, Alabama

Issued: July 11, 1972

Serve On: Clifton M. Byrd
Perdido
Alabama

RECEIVED

JUL 13 1972

TAYLOR WILKINS
clerk

REC'D CLERK TAYLOR WILKINS
MOBILE COUNTY, ALA

JUL 12 8 50 AM '72

TAYLOR WILKINS, SHERIFF OF BALDWIN

COUNTY, ALABAMA, CLAIM \$1.50 EASY

FOR SERVING 1 PROCESSES AND

TRAVEL EXPENSE ON EACH OF 2.60

PROCESSES AT A TOTAL OF 4.10

Received 13 day of July 19 72
and on 13 day of July 19 72
I served a copy of the within Not. 17 Magister
on Clifton M. Byrd

By service on _____

TAYLOR WILKINS, Sheriff
By R. G. Ballard S.

Perdido