

The State of Alabama } In the Circuit Court
Baldwin County }

Chas. Torrey, as Ex & c. Plaintiff

vs No 5-1/2

Howell W Slaughter, Sarah Forbes et al.

Defendants

Motion to Re-tax costs

The plaintiff moves the Court to re-tax the costs, as taxed by the clerk in said cause, and for cause shows that he objects to the allowance of witness certificates to the witnesses at the Spring Term, 1892, Fall Term, 1892, and Spring Term, 1893, as follows, viz:

To John W Barver, because no subpoena was issued for said witness to appear at the Fall Term, 1892

To each John W Barver, Arthur Everette, Stephen Fullford Matilda Jackson, George W Lanthorn, Sr., James Lipscomb, D.C. Stapleton, Cecil Styron, and W H Lusque, respectively,

1. because said witness was not examined in said cause,
2. because said witness did not apply for said certificate on oath,
3. because said witness did not prove his attendance,
4. because said witness did not prove his attendance within five days after adjournment of Court,
5. because said witness was called to prove the fact of adverse possession by the defendant, to prove which more than two witnesses had been called by the defendant, viz: the other witnesses named and by Clifford Bishop, Dempsey Galloway, Thomas Wallace and Leroy R Kimball.

The plaintiff further objects to the charges for account of the clerk of the Court of thirty cents each for subpoenas and twenty cents each for docketing and return of subpoenas in the cases of each of the witnesses whose certificates are above preceding objected to.

The plaintiff further objects to the charges for account of the Sheriff of Baldwin County of sixty five cents each for serving subpoenas upon each of the witnesses whose certificates are above preceding objected to.

Fred K G Bromberg,
Plffs atty.

Filed Nov. 28th, 1894

Geo H Hoyle,

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318-24-10-10

Admission Record

W. J. Anderson Judge