

COSBY-HODGES MILLING COMPANY,)
a corporation,)

Plaintiff,)

vs.)

DONALD W. BUSBY,)

Defendant.)

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

10,593

COUNT ONE

Plaintiff claims of the Defendant the sum of ONE THOUSAND EIGHT HUNDRED EIGHTY-FIVE AND 70/100 (\$1,885.70) due by promissory note made by him on, to-wit: the 15th day of February, 1971 and payable on the 15th day of February, 1972, which sum of money, with the interest thereon is still unpaid.

That in and by the terms of said note, the Defendant waived all rights of exemption under the Constitution and laws of the State of Alabama or any other state, and the Plaintiff now claims the benefit of said Waiver.


ATTORNEY FOR PLAINTIFF

FILED

SEP 5 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No. 10,593

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

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon DONALD W. BUSBY

.....
Daphne, Alabama
.....
.....
.....

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.....

DONALD W. BUSBY

....., Defendant.....

COSBY-HODGES MILLING COMPANY

by
....., Plaintiff.....

Witness my hand this 5 day of Sept 1922

Ernie B. Blackman Clerk

THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

COSBY-HODGES MILLING COMPANY

Plaintiffs

vs.

DONALD W. BUSBY

Defendants

Attn 5:30 a.m.

SUMMONS AND COMPLAINT

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

SEP 5 1972 Clerk

EUNICE B. BLACKMON CIRCUIT CLERK

SEP 1 1972

TAYLOR WILKINS

JOHN V. DUCK

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Daphne, Alabama

Received In Office

SEP 5 1972

19 *72*

TAYLOR WILKINS

Sheriff

I have executed this summons

this **8 Sept 72**

by leaving a copy with

Donald W. Busby

Moore Printing Co. *54* Price

Ten Cents per mile *5.48*

TAYLOR WILKINS

W. Duck

John V. Duck

W. Duck Sheriff

W. Duck Deputy Sheriff

W. Duck

Moore Printing Co. **Day Minette, Ala.**

W. Duck

JOHN V. DUCK
Attorney at Law
P. O. DRAWER Y-FAIRHOPE, ALABAMA 36532
928-2191

M E S S A G E

R E P L Y

Mrs. Eunice Blackmon

P. O. 239

Bay Minette, Ala. 36507


Sept. 5, 1973

Case 10,593 Cosby-Hodges vs. Donald Busby

DATE

Dear Mrs. Blackmon: In the above
referenced case which appears on the
docket for Sept. 11, 1973, please
have this CONTINUED since Mr. Busby
is paying on it.

Thank you.


JoAnne (for J. V. Duck)

SIGNED

JOHN V. DUCK
Attorney at Law
P. O. DRAWER Y - FAIRHOPE, ALABAMA

M E S S A G E

R E P L Y

Mrs. Eunice Blackmon

Bay Minette, Ala.

DATE

10, 593

August 30, 1972

: Cosby-Hodges Milling Co. vs. Donald W. Busby

ar Mrs. Blackmon:

closed please find Bill of Complaint to be filed
together with copy of same and summons to be served.

Sincerely,

John V. Duck
(JVD)

SIGNED

COSBY-HODGES MILLING COMPANY,
a corporation,

Plaintiff

vs.

DONALD W. BUSBY,

Defendant

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

)


) CASE NO. 10,593

)

P L E A

Comes the defendant in the above-styled cause and for answer to the complaint in said cause and each count thereof, separately and severally, says:

1. That the allegations of the complaint are untrue.

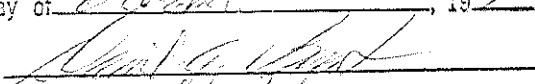


DANIEL A. BENTON, Attorney for Defendant

CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in an envelope with adequate postage prepaid thereon and properly addressed.

This 4th day of October, 1972



Attorney for Defendant
P. O. Box 471, Fairhope, Ala. 36532

Instrument Was
prepared By
D. A. BENTON
Attorney At Law
Box 471
Fairhope, Ala. 36532

FILED

OCT 7 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

COSBY-HODGES MILLING COMPANY,
a corporation,

Plaintiff

vs.

DONALD W. BUSBY,

Defendant

)
)
)
)
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)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
CASE NO. 10,593

MOTION TO WITHDRAW

Comes now DANIEL A. BENTON, the attorney for the defendant in the above-styled cause, and respectfully moves the Court to permit said attorney to withdraw from this case and as grounds therefor recites the following:

1. That he has not heard from the defendant for over one year next preceding the filing of this motion to withdraw.


DANIEL A. BENTON

FILED

JUN 5 1975

EUNICE B. BLACKMON CIRCUIT
CLERK

CERTIFICATE OF JUDGMENT

MOORE Prtg. Co., Bay Minette

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT Term, 19.....

.....
COSBY-RODGES MILLING, a corp.
.....

Plaintiff....

CASE # 10,593

vs.

.....
DONALD W. BUSBY
.....

Defendant....

I, Eunice B. Blackmon, Clerk of the Circuit Court of Baldwin County,
Alabama, do hereby certify on the 9th day of June 1975

a judgment was rendered by said Court in the above stated cause, wherein

Cosby-Rodges Milling, a corp.

was Plaintiff and Donald W. Busby

was Defendant, in
favor of the said Plaintiff and against the said Defendant for the sum of (\$635.70)

Six Hundred Thirty-five & 70/100----- DOLLARS

and for the sum of (\$28.40) Twenty-eight & 40/100----- DOLLARS

the costs in said suit, and that John V. Duck

are the Attorneys of record for the Plaintiff
in said cause.

Witness my hand this 10th day of June 1975

Eunice B. Blackmon
Clerk, Circuit Court, Baldwin County, Alabama

JOHN V. DUCK
Attorney at Law
P. O. DRAWER Y - FAIRHOPE, ALABAMA 36532
928-2191

M E S S A G E

R E P L Y

TO Mrs. Eunice Blackmon
P.O. Box 239
Bay Minette, Ala. 36507

DATE

DATE

June 16, 1975

Please see attached copy of
Judgment Cosby-Hodges vs.
Busby.....Mr. Duck says please
withhold execution on it until
further notice.

FILED

Thank you.

JUN 18 1975

EUNICE B. BLACKMON CIRCUIT
CLERK

SIGNED JoAnne

SIGNED

JOHN V. DUCK
RON E. KOPESKY
Attorneys at Law
P. O. DRAWER Y - FAIRHOPE, ALABAMA 36532
928-2191

MESSAGE

REPLY

Mrs. Eunice Blackmon

P.O. Box 239

Bay Minette, Ala. 36507

Dec. 31, 1975

Cosby Hodges v. Busby

DATE

This Judgment is not recorded, so we
will not be sending a release, but are
sending you herewith the Court Costs.

Case No. 10,593 Please recall execution
or whatever if you have anything out on
it.

Happy New Year.

JoAnne

SIGNED

JOHN V. DUCK
Attorney at Law
P. O. DRAWER Y-FAIRHOPE, ALABAMA 36532
928-2191

M E S S A G E

R E P L Y

Mrs. Eunice Blackmon, Clerk

P. O. Box 239

Bay Minette, Ala.

March 2, 1973

DATE

Please file the attached for Mr. Benton
for a continuance of Case No. 10,593.

J. Kerr

SIGNED

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

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

DAPHNE BRANCH
EARLE REALTY BUILDING
HIGHWAY 1
TELEPHONE
(205) 626-2608

February 28, 1973

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

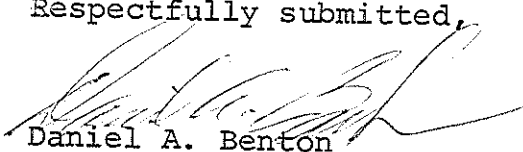
Re: Cosby-Hodges Milling Company
v. Donald Busby
Case No. 10,593, at Law

Dear Judge Mashburn:

The defendant in the above-styled matter, my client, is making periodic and satisfactory payments to the plaintiff's attorney in this matter, and we, therefore, request that the case be continued for so long as he continues to make satisfactory payments.

This letter is to be concurred in by the attorney for the plaintiff, John V. Duck.

Respectfully submitted,


Daniel A. Benton

This is to advise the Court that I concur in the above request for a continuance.


JOHN V. DUCK, Attorney for Plaintiff

DAB:w

BAILEY, TAYLOR & BENTON

ATTORNEYS AT LAW
61 NORTH SECTION STREET
P. O. BOX 361

FAIRHOPE, ALABAMA 36532

ERNEST M. BAILEY
LLOYD E. TAYLOR
DANIEL A. BENTON

TELEPHONES
(205) 928-2308
(205) 928-2308

November 27, 1974

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

Re: Cosby-Hodges v. Donald W. Busby
Case 10,593

Dear Judge Mashburn:

I have discussed this case with Mr. Duck, the attorney for the plaintiff, who advises that the defendant is paying along in this matter, and I, therefore, will concur in Mr. Duck's request for a continuance of this case.

Respectfully submitted,


Daniel A. Benton

DAB:w

cc-Mrs. Eunice Blackmon
cc-John V. Duck, Esquire