

JOHN V. DUCK
ATTORNEY AT LAW
P. O. BOX Y
FAIRHOPE, ALABAMA 36532

June 4, 1973

Honorable Telfair Mashburn
Judge, Circuit Court
Bay Minette, Alabama 36507

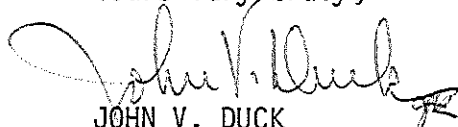
Dear Judge Mashburn:

Please refer to Case No. 10,602 Charles Owens, Sr. vs. Mr. & Mrs.
Billy Wallace wherein I am the Attorney of Record for the defendants.

I should like to request that I be removed as Attorney of Record for
Mr. & Mrs. Wallace since I am unable to reach them after due and diligent
search and inquiry.

I would appreciate your cooperation in this case sincerely,

Yours very truly,

A handwritten signature in cursive script, appearing to read "John V. Duck", with a stylized flourish at the end.

JOHN V. DUCK

JVD/jk

CHARLES OWENS, SR.

PLAINTIFF

Vs.

MR. AND MRS. BILLY WALLACE

DEFENDANTS

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO: 10.602

COUNT ONE

THE PLAINTIFF CLAIMS OF THE DEFENDANTS THE SUM OF EIGHTY (\$80.00) DOLLARS, THE RENT OF A RESIDENCE AT 209 FAIRHOPE AVENUE, FAIRHOPE, ALABAMA DEMISED BY THE PLAINTIFF TO THE DEFENDANTS, PRIOR TO JULY 19, 1972, SAID RENT BEING UNPAID COMMENCING ON, TO-WIT; THE 19TH DAY OF JULY, 1972 AND ENDING ON, TO-WIT; THE 1st DAY OF SEPTEMBER, 1972.

COUNT TWO

THE PLAINTIFF CLAIMS OF THE DEFENDANTS THE SUM OF SIXTY (\$60.00) DOLLARS, DAMAGES FOR WRONGFULLY TAKING THE FOLLOWING GOODS AND CHATTELS, PROPERTY OF THE PLAINTIFF, TO-WIT:

ONE SPACE HEATER LOCATED IN THAT CERTAIN BUILDING OWNED BY THE PLAINTIFF AT 209 FAIRHOPE AVENUE, FAIRHOPE, ALABAMA.

COUNT THREE

THE PLAINTIFF CLAIMS OF THE DEFENDANTS, SEPARATELY AND SEVERALLY TWO HUNDRED (\$200.00) DOLLARS AS DAMAGES FOR THE BREACH OF AN ORAL CONTRACT BETWEEN THE PARTIES PROVIDING FOR THE RENTAL OF CERTAIN PREMISES OF THE PLAINTIFF LOCATED AT 209 FAIRHOPE AVENUE, FAIRHOPE, ALABAMA, TO THE DEFENDANTS WHICH SAID DAMAGES ARE DUE AND STILL UNPAID.

BAILEY C. TAYLOR

BY: 

ATTORNEY FOR PLAINTIFF

MRS. BILL WALLACE MAY BE
SERVED AT HER PLACE OF EMPLOYMENT:

VANITY FAIR MILLS,
ROBERTSDALE, ALABAMA

FILED

SEP 14 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

SUMMONS AND COMPLAINT

THE STATE OF ALABAMA
BALDWIN COUNTY

Circuit Court, Baldwin County

No.

TERM, 19.72..

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon *Mr. BILLY WALLACE + Mrs. Billy Wallace*

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.....

MR AND MRS BILLY WALLACE

Defendant.....

by *CHARLES OWENS, SR.*

Plaintiff.....

Witness my hand this *14* day of *SEPTEMBER* 19.72

Eunice B. Blackmon, Clerk

No. 101602

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THE STATE OF ALABAMA
BALDWIN COUNTY

CIRCUIT COURT

CHARLES OWENS, SR.

Plaintiffs

vs.

MR. AND MRS. BILLY WALLACE

Defendants

Vanity Lien

SUMMONS AND COMPLAINT

Filed 19.72.

Clerk

FILED

SEP 14 1972

EUNICE B. BLACKMON

CIRCUIT
CLERK

BAILEY & TAYLOR

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

RECEIVED
Reserved in Office

SEP 15 1972

19.

TAYLOR WILKINS

Sheriff

I have executed this summons

this

9-19

19.

by leaving a copy with

Mr. Billy Wallace
Mrs. Billy Wallace

Sheriff claims 100 miles at

Ten Cents per mile Total \$ 10.00

TAYLOR WILKINS, Sheriff

BY

DEPUTY SHERIFF

Taylor Wilkins

Sheriff

H B Town

Deputy Sheriff

Moore Printing Co. - Bay Minette, Ala.

50 mi R
P. Ball

CHARLES OWENS, SR.)
Plaintiff)
Vs.)
MR. and MRS. BILLY WALLACE)
Defendants)

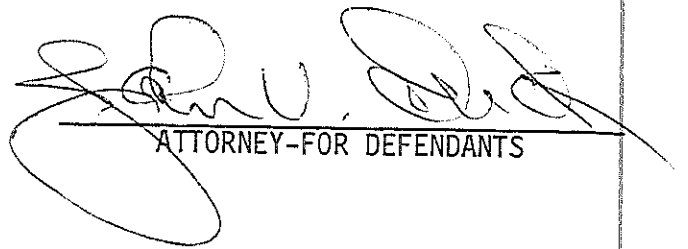
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
Case No. 10,602

Comes now the Defendants in the above styled cause, and for answer to each and every count filed in the said Bill of Complaint says:

NOT GUILTY

For further answer to Count One of the Bill of Complaint is that the Defendants herein say that they were served and suit under the "Sanderson Act" out of the Inferior Court of W. J. Nelson, Baldwin County, Alabama on or about the 26th or 27th day of July, 1972 and that the premises were vacated on or before the 10th day of August, 1972, and that the July rent was paid approximately the 1st day of August, 1972.

A further answer to Count Two of the Bill of Complaint, the Defendants herein say that the space heater referred to in Count Two of the Bill of Complaint is located in the attic of the house referred to in the Bill of Complaint as 209 Fairhope Avenue, Fairhope, Alabama, of which the Plaintiff had notice.


ATTORNEY-FOR DEFENDANTS

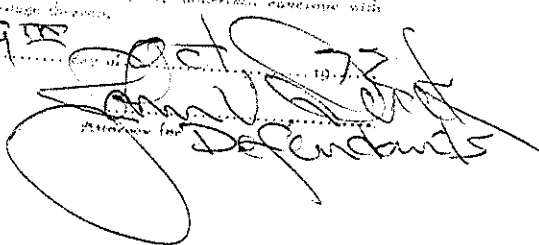
FILED

OCT 24 1972

EUNICE B. BLACKMON CIRCUIT CLERK

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 to a receiving address and envelope with adequate postage thereon.

This 19th day of October, 1972

Attorney for Defendants