

MERCHANTS NATIONAL BANK OF MOBILE, ) IN THE CIRCUIT COURT OF  
a corporation, )  
Plaintiff ) BALDWIN COUNTY, ALABAMA  
vs. ) AT LAW  
MICHAEL D. HANCOCK and HOLLY M. )  
HANCOCK, ) CASE NO. 10,649  
Defendants )


C O M P L A I N T

COUNT I

The plaintiff claims of the defendants the sum of FIVE HUNDRED THIRTY-ONE AND 30/100 DOLLARS (\$531.30) due by promissory note made by them on, to-wit, the 14th day of January, 1970, and payable on, to-wit, the 1st day of June, 1972, with interest thereon.

And the plaintiff avers that in said note and as a part of the consideration thereof, the defendants have expressly waived their rights to claim personal property as exempt to them under the constitution and laws of the State of Alabama or any other state, and that the defendants have further agreed as a part of the consideration thereof to pay a reasonable attorney's fee for the collection thereof, and the plaintiff hereby claims the further sum of FIFTY-THREE DOLLARS (\$53.00) as such attorney's fee.

**FILED**

  
DANIEL A. BENTON, Attorney for Plaintiff

OCT 13 1972

EUNICE B. BLACKMON CIRCUIT  
CLERK

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

The Defendant can be served at  
his residence at Gulf Shores,  
Alabama; Most recent address  
Box 273, Gulf Shores, Alabama

SUMMONS AND COMPLAINT

Moore Printing Co. - Bay Minette, Ala.

STATE OF ALABAMA  
Baldwin County

Circuit Court, Baldwin County

No. 10649

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon MICHAEL D. HANCOCK and HOLLY M. HANCOCK

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

MICHAEL D. HANCOCK and HOLLY M. HANCOCK Defendant

by

MERCHANTS NATIONAL BANK OF MOBILE, a corporation Plaintiff

Witness my hand this 13<sup>th</sup> day of Oct 1972

Emmie D. Blackmon Clerk

2611-17-72

2 VOL

70 PAGE 780

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

MERCHANTS NATIONAL BANK OF MOBILE,

a corporation

Plaintiffs

vs.

MICHAEL D. HANCOCK and

HOLLY M. HANCOCK

Defendants

SUMMONS AND COMPLAINT

Filed ..... 19.....

Clerk

**FILED**

OCT 13 1972

EUNICE B. BLACKMON

CIRCUIT  
CLERK

RICKARBY & BENTON

Fairhope, Alabama

*Daniel Benton*

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Box 27, R. 6, E. Shoyes, Alabama

Received In Office

OCT 16 1972

19.....

TAYLOR WILKINS

Sheriff

Sheriff

I have executed this summons

this Nov 17 1972

by leaving a copy with

*Michael D. Hancock*  
*Holly M. Hancock*

*plv*

Sheriff claims 14/40 miles

Ten Cents per mile Total \$ 1.40

TAYLOR WILKINS, Sheriff

BY *A. L. G.*

*Taylor Wilkins* Sheriff

*A. L. G.* Deputy Sheriff

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

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

DAPHNE BRANCH  
EARLE REALTY BUILDING  
HIGHWAY 98  
TELEPHONE  
(205) 626-2608

August 31, 1973

*continue*

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

Re: Merchants National Bank v.  
Michael D. & Holly Hancock  
Case No. 10,649

Dear Sir:

Please pass this case for the next term of court, since we have worked out an adequate settlement in this matter and I am awaiting final payment in it.

Respectfully submitted,

Daniel A. Benton

DAB:w  
cc-Circuit Clerk

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

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DAPHNE BRANCH  
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HIGHWAY 98  
TELEPHONE  
(205) 626-2608

June 7, 1973

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

Re: Merchants National Bank v.  
Michael D. Hancock, et al.  
Case No. 10,649, at Law

Dear Judge Mashburn:

I notice that this case is set for the week of June 11, 1973. Mr. Hancock, the defendant in this matter, is making satisfactory progress on paying this indebtedness off. I therefore respectfully request that this case be continued beyond this term of Court.

Respectfully submitted,

  
Daniel A. Benton

DAB:w  
cc-Clerk of the Circuit Court

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

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

DAPHNE BRANCH  
EARLE REALTY BUILDING  
HIGHWAY 98  
TELEPHONE  
(205) 626-2608

February 28, 1973

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

Re: Merchants National Bank  
v. Michael and Holly Hancock  
Case No. 10,649, at Law

Dear Judge Mashburn:

Please continue this case for another term of Court, since the defendant in this matter is making very satisfactory progress in paying it off without my having to proceed to judgment.

Respectfully submitted,

  
Daniel A. Benton

DAB:w  
cc-Mrs. Eunice Blackmon  
Clerk of the Circuit Court

E. G. RICKARBY  
DANIEL A. BENTON  
TELEPHONE  
(205) 928-2508

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

DAPHNE BRANCH  
EARLE REALTY BUILDING  
HIGHWAY 98  
TELEPHONE  
(205) 626-2608

September 6, 1973


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

Re: Merchants National Bank v.  
Michael D. and Holly M. Hancock  
Case No. 10,649

Dear Sir:

This is to advise that the defendant in the above-styled matter has paid off this claim in full and I, therefore, respectfully request that the suit in this matter be dismissed.

Respectfully submitted,



Daniel A. Benton

DAB:w

cc-Mrs. Eunice Blackmon  
Clerk of the Circuit Court  
cc-Mr. Michael D. Hancock  
cc-Jack Sprinkle, Esquire

E. G. RICKARBY  
DANIEL A. BENTON  
TELEPHONE  
(205) 928-2508

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

DAPHNE BRANCH  
EARLE REALTY BUILDING  
HIGHWAY 98  
TELEPHONE  
(205) 626-2608

October 11, 1972

Mrs. Eunice Blackmon  
Clerk of the Circuit Court  
Bay Minette, Alabama 36507

Re: Merchants National Bank v. Michael D. Hancock  
and " " " v. Michael D. Hancock  
and Holly M. Hancock


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Dear Mrs. Blackmon:

Enclosed are suit papers in the captioned cases. Please process.

Thank you.

Yours very truly,



Daniel A. Benton

DAB:w  
Enc.