

2478

STATE OF ALABAMA

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

BALDWIN COUNTY, ALABAMA

BOOK 003 PAGE 468

AT LAW

TO ANY SHERIFF OF THE STATE OF ALABAMA -- GREETINGS:

You are hereby commanded to summon J.R. JOUANA to appear and answer, plead, or demur, within thirty (30) days from the service of this writ, to a Bill of Complaint filed against him in the Circuit Court, at Law, for said County of said State by EDWARD M. CHADEBOURNE.

Herein fail not. Due return make of this writ as the law directs.

Witness this 14 day of Dec, 1954

David L. Smith
Clerk of Court

Defendant lives at
Silverhill, Alabama

EDWARD M CHADEBOURNE
Plaintiff

IN THE CIRCUIT COURT OF

vs

BALDWIN COUNTY, ALABAMA

J. R. JOUANA,
Defendant

AT LAW

COUNT ONE

The Plaintiff claims of the Defendant \$4,316.43 dollars, due from him by account on, to-wit, the 3rd day of June, 1954, which sum of money, with the interest thereon, is still unpaid.

Count TWO

The Plaintiff claims of the Defendant \$1,450.00 dollars, for money paid by the Plaintiff for the Defendant on, to-wit, the 29th day of September, 1953, at his request, which sum of money, with interest thereon, is still unpaid.

COUNT THREE

The Plaintiff claims of the Defendant \$1,178.59 dollars, for money paid by the Plaintiff for the Defendant on, to-wit, October 10th to 22nd, 1953, at his request, which sum of money, with interest thereon, is still unpaid.

COUNT FOUR

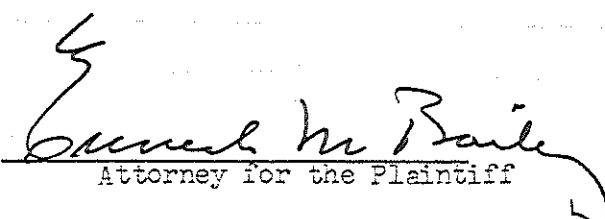
The Plaintiff claims of the Defendant \$1,039.62 dollars, for money paid by the Plaintiff for the Defendant on, to-wit, November 5th to 30th, 1953, at his request, which sum of money, with interest thereon, is still unpaid.

COUNT FIVE

The Plaintiff claims of the Defendant \$1,975.60 dollars, for money paid by the Plaintiff for the Defendant on, to-wit, December 1st to 25th, 1953, at his request, which sum of money, with interest thereon, is still unpaid.

COUNT SIX

The Plaintiff claims of the Defendant \$2,279.42 dollars, for money paid by the Plaintiff for the Defendant on, to-wit, January 1st to March 12th, 1954, at his request, which sum of money, with interest thereon, is still unpaid.

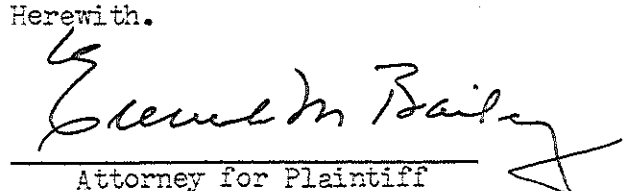

Attorney for the Plaintiff

FILED

12-14-54

ALICE A. DUCK, Clerk

Itemized Statement of Account
Verified by Affidavit Attached
Herewith.


Attorney for Plaintiff

EDWARD M. CHADBOURNE

In Account with -

STEAMSHIP RIO TINTO & OWNERS

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1953

Dr. Cr.

Sept. 29 - Certified Check to Clerk of
U. S. Court - a/c purchase
S. S. "Dorotea"

1,450.00

Disbursements made for "Rio Tinto", as
per Statements and Vouchers attached:

Statement No. 1 - For October 1953

1,178.59

Statement No. 2 - For November 1953

1,039.62

Statement No. 3 - For December 1953

1,975.60

Statement No. 4 - Jan., Feb. & March, 1954

2,279.42

Nov. 16, 1953 - By sale of Junk

222.49

June 3, 1954 - By Cash from M. C. Stallworth, Jr.

3,384.31

7,923.23

3,606.80

Balance Due Edward M. Chadbourne

as of June 3, 1954 \$ 4,316.43

STATE OF ALABAMA,
County of Mobile.

Before me, Ruth W. Duffee, a Notary Public in and for said State and
County, appeared Julian Duffee, Sr., who being duly sworn, deposes and says
that he has carefully checked the above statements, and to the best of his
knowledge they are true and correct.

Julian Duffee Sr.
C. P. A.

Subscribed and sworn to before me
this 3rd day of December, 1954

Ruth W. Duffee
Notary Public, State of Alabama, County of Mobile
My Commission expires Jan. 2, 1956.

RECORDED

NO 2478

BILL OF COMPLAINT

Received 17 day of Dec 1954
and on 18 day of Dec 1954

I served a copy of the within
on Captain J. R. Jouana

By service on _____

TAYLOR WILKINS, Sheriff
By Edleigh Stead D. S.

EDWARD M. CHADEOURNE,
Plaintiff

vs.

CAPTAIN J. R. JOUANA,
Defendant

FILED

12-14-54

ALICE J. BUCK, Clerk

ERNEST M. BAILEY
ATTORNEY AT LAW
FAIRHOPE, ALABAMA

ERNEST M. BAILEY

ATTORNEY AT LAW

393 FAIRHOPE AVE.

TELEPHONE WAVERLY 8-9759

FAIRHOPE, ALABAMA

March 25, 1955

Mrs. Alice J. Duck
Clerk, Circuit Court
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith a Motion for Default
Judgment in regard to Edward M. Chadbourne - vs - J. R.
Jouana, in the Circuit Court, Case Number 2478.

I would appreciate your referring the Motion
to Judge Hall for his consideration.

Very truly yours,


Ernest M. Bailey

EMB:hb

Enclosures

cc: Cecil Chason
Attorney at Law
Foley, Alabama

CECIL G. CHASON

ATTORNEY AT LAW
FOLEY, ALABAMA

April 28, 1955

Mrs. Alice J. Duck, Clerk
Bay Minette, Alabama

Dear Mrs. Duck:

I am enclosing herewith an original and one (1) copy of a motion to set aside a default judgment rendered in favor of Chadbourne in the case of Chadbourne -vs- Jouana, No. 2478, at Law.

I am also sending one (1) copy to Ernest M. Bailey, at Fairhope, with a suggestion that he file an acceptance of service. If this acceptance of service is not received by you within the time normally taken for mail to reach your office from Fairhope, please ask the Sheriff to serve on Mr. Bailey, Chadbourne being a non-resident. A copy of my letter to Mr. Bailey is also enclosed.

Yours very truly,


C. G. Chason

CGC:fm

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