

LOXLEY TRACTOR COMPANY, INC.,
a corporation,

Plaintiff,

vs.

C. M. NORTHCUTT,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA


AT LAW.

NO. 3698

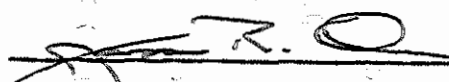
P L E A

Now comes the Defendant in the above styled cause and for plea to the complaint heretofore filed in said cause and to each count thereof, separately and severally says, separately and severally:

1. The allegations of the complaint are untrue.
2. The Defendant, for answer to the said complaint, says that he has paid the debt for the recovery of which this suit was brought, before the action was commenced.


Attorney for Defendant.

Defendant demands a trial
by Jury of said cause.


Attorney for Defendant.

PLEA

LOXLEY TRACTOR COMPANY, INC.,
a corporation,

Plaintiff,

vs.

C. M. NORTHCUTT,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW. NO. 3698.

*We the jury find for
the defendant
Herbert R. Weston
foreman*

STATE OF ALABAMA
BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon C. M. NORTHCUTT to appear within thirty days from the service of this writ in the Circuit Court, to be held for said county at the place of holding the same, then and there to answer the complaint of LOXLEY TRACTOR COMPANY, INC., a corporation.

WITNESS my hand this 2 day of November, 1958.

Alice J. Luck
Clerk

LOXLEY TRACTOR COMPANY, INC.,
A CORPORATION,

PLAINTIFF

VS

C. M. NORTHCUTT

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW

1.

The Plaintiff claims of the Defendant the sum of ONE THOUSAND SEVEN HUNDRED SEVENTY NINE and 92/100 (\$1779.92) DOLLARS balance due on a promissory note made by him on April 21, 1956, and payable on November 1, 1956, together with interest thereon. The Plaintiff avers that in the said note the Defendant agreed to pay all costs of collecting the same including an attorney's fee for not less than 15% of the principal and interest, for which the Plaintiff makes claim.

2.

The Plaintiff claims of the Defendant the sum of ONE THOUSAND SEVEN HUNDRED SEVENTY NINE and 92/100 (\$1779.92) DOLLARS balance due on promissory note made by him on April 21, 1956, the face amount of the note being \$3615.80, and payable in installments as follows: \$844.00 on November 1, 1956, \$887.85 on May 1, 1957, \$925.00 on January 1, 1958, \$967.95 on July 1, 1958, together with interest on each installment at 7% per annum from maturity. The Plaintiff avers that the Defendant made payments on this note as follows: \$1735.88 on April 17, 1957, \$50.00 on March 13, 1958, \$50.00 on April 22, 1958. The Plaintiff further avers that in said note the Defendant agreed to pay all costs of collecting the same, including

an attorney's fee of not less than 15% of the principal and interest, for which the Plaintiff makes claim.

Wilters & Brantley

BY:

Samuel Wilters, Jr.
ATTORNEYS for the Plaintiff

3698

Received 5 day of Nov 19 58
d on 7 day of Nov 19 58
served a copy of the within A.P.C.
in C.M. Northcutt
/ service on _____

TAYLOR WILKINS, Sheriff
By Edleigh Sheahan S.

Sheriff claims 50 miles at
Ten Cents per mile Total \$ 5.00
TAYLOR WILKINS, Sheriff
BY Sheahan
DEPUTY SHERIFF
Rosentown

LOXLEY TRACTOR COMPANY, INC.,
A CORPORATION,

PLAINTIFF

VS

C. M. NORTHCUTT

DEFENDANT

BILL OF COMPLAINT

FILED
NOV 5 1958
ALICE J. DUCK, Clerk

Free Practice Northwest

JURY LIST
FALL SESSION, SEPTEMBER 14, 1959

- ~~1. Schwartz, Edward J., Farmer, Elberta~~
- ~~2. James, Miley, Farmer, Robertsdale~~
- ~~3. Vines, Mack, Clerk, Bay Minette~~
4. Wallace, William, Farmer, Bay Minette
- ~~5. Weekley, Willard A., Newport, Bay Minette~~
6. Weeks, Harry J., Nurseryman, Gulf Shores
7. Weston, Herbert R., Bookkeeper, Bay Minette
- ~~8. Wren, Walter P., Fleet, Bay Minette~~
- ~~9. Lenz, William, Civil Service, Elberta~~
- ~~10. Little, Frank Eugene, Mechanic, Foley~~
- ~~11. Lunsford, Herbert L., Grower & Shipper, Foley~~
- ~~12. Malone, R., Farmer, Seminole~~
- ~~13. McDaniel, Schuler, Farmer, Robertsdale~~
- ~~14. Mozzaros, Michael A., Retired, Elberta~~
- ~~15. Parker, Samuel F., Jr., C.P.A., Foley~~
16. Parker, Wilburn, Farmer, Rabon
17. Parker, Willard, Farmer, Gulf Shores
18. Pittman, Henry Durwood, Farmer, Gateswood
19. Pluscht, Peter, Jr., Carpenter, Elberta
- ~~20. Powell, Brady L., New Port, Bay Minette~~
- ~~21. Quinley, Lyman, Farmer, Bay Minette~~
- ~~22. Reskondo, Noak, Farmer, Summerdale~~
- ~~23. Rybar, Joe, Farmer, Silverhill~~
- ~~24. Bryant, George E., Farmer, Stockton~~
- ~~25. Hlinka, George, Retired, Elberta~~
- ~~26. Herron, John L., Kemstrand, Bay Minette~~
- ~~27. Herron, William B., Merchant, Bay Minette~~
- ~~28. Hobbs, W.D., Farmer, Rosinton~~
- ~~29. Adohler, Charles C., Jr., Banker, Elberta~~
30. Krauss, Joseph, Retired, Elberta
31. Johnson, Coy L., Laborer, Bay Minette
32. Jones, Walter, Clerk, Bay Minette
33. Jones, Willie, Farmer, Bay Minette
- ~~34. Paulk, Billy, Barber, Robertsdale~~
- ~~35. Cullledge, Charles, Farmer, Summerdale~~
36. Hammond, Cecil C., Truck Operator, Bay Minette
- ~~37. Robinson, R.M., Farmer, Bay Minette~~
- ~~38. Miller, Henry, Farmer, Bay Minette~~
- ~~39. Rhodes, Virgil V., Farmer, Bay Minette~~

P. XXXXX XXXXX XXXX
D. XXXXX XXXXX XXXX

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12
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12
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Roxley Tractors

vs

C. M. Northcutt