

STATE OF ALABAMA

BALDWIN COUNTY

To any Sheriff of the State of Alabama.

You are hereby commanded to summon DeWitt Smith 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 The Merchants Company, a corporation,

Witness my hand, this 28 day of April, 1932.

J. M. Richardson
Clerk of the Circuit Court.

THE MERCHANTS COMPANY,

Plaintiff,

VS.

DEWITT SMITH,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

COUNT ONE

Plaintiff claims of the defendant \$2,030.46 due from him by a promissory note for \$2,030.46, executed by the defendant on, to-wit, October 31, 1929, and payable to the order of the plaintiff, April 1, 1930, which sum of money, with interest at 8 per cent per annum from date, is still due and unpaid.

COUNT TWO

Plaintiff claims of the defendant the further and additional sum of 10% of the principal and interest due on said note, as an attorney's fee for collecting the same, the defendant having agreed in and by said note to pay an additional amount of ten per cent on the principal and interest as attorney's fee, and plaintiff says that this amount is due and unpaid.

Gray & Pou
Attorneys for Plaintiff.

We acknowledge ourselves as surety for the payment of the court cost in this case.

Gray & Pou
Attorneys for Plaintiff.

Defendant at Fairhope

Executed May 16th 1932 by serving
Copy of Within Summons & Complaint
on De Witt Smith. Defendants

W R Stuart Sheriff

By M H Wilkins
Deputy Sheriff

RECORDED

The Mercantile Company.

VS

Deville Shively

Franklin

Filed April 28th 1932

M H Wilkins
Deputy Sheriff

THE MERCHANTS COMPANY,

Plaintiff,

vs.

DEWITT SMITH,

Defendant.

IN THE CIRCUIT COURT OF BALDWIN

COUNTY, ALABAMA.

AT LAW.

Comes the defendant in the above styled cause, and for answer to said complaint sets down and assigns the following separate and several grounds, to-wit:

FIRST: That the matters therein alleged are untrue.

Beebe & Hall
Attorneys for Defendant.

Defendant demands a trial
by Jury:

Beebe & Hall
Attorneys for Defendant.

THE STATE OF ALABAMA,
BALDWIN COUNTY.

No. 9652

CIRCUIT COURT,

Term, 1932

To Any Sheriff of the State of Alabama, Greeting:

You are hereby commanded, That of the goods and chattels, lands and tenements of

The Merchants Co
you cause to be made the sum of *Five hundred and 15/100* Dollars,

costs of suit, created by said Plaintiff, for that, whereas, on the *14* day of *April* 1932, the said Plaintiff *Demanded said sum* recovered by the Judgment of the said Circuit Court of said County, against *Demuth Smith*

Defendant
to the suit, the sum of _____ Dollars,
besides _____ Dollars, costs of suit;

upon which Judgment an Execution has been issued and returned by the Sheriff, "No property found."

AND HAVE YOU THAT MONEY ready to render to

Clerk of said Court, and make return of this Writ and the execution thereof, according to law.

Witness my hand, this *30* day of *June* 1932

Clerk.

CLERK'S FEES

Dollars Cts

SHERIFF'S FEES

Dollars Cents

For every Summons and Complaint *Q* \$1 25
Each copy thereof 30
Entering a Sheriff's Return 20
Docketing 25
Entering Appearance 20
Filing 10
Every order made in Court *to* 30
Copy thereof 25
Every Trial with or without Jury 75
Entering up Judgment, or copy thereof 30
Issuing Execution *Z* 50
Docketing Execution *A* 25
Entering Return on Execution *2* 20
Issuing Subpoenas 30
Administering Oath 25
Issuing each Attachment Taking Bond. 1 00
Filing Attachment 10
Each Summons for Garnishee 50
Each Copy 50
Notice to Deft in Garnishee on Summons and Copy, per 100 words 20
Commissions to take Depositions or copy 75
Order to Execute Writ of Inquiry 30
Copy of Interrogators. 15c per hundred words or 50
Filing each Deposition and endorsing same *Q* 20
Final Record, per hundred words *Q* 15
Every Certificate 50
Taking Bond not Otherwise Provided for 75
Witness Certificates 25
Continuance 10
Certificate of Judgment 50
Order of Publication 1 00

For Levying an Attachment 3 00
Entering and Returning Attachment 25
Summoning Garnishee *2* 1 50
Serving Summons on Writ 1 50
Serving Notice Sci. Fa. Notice, etc. 65
Serving Subpoenas 65
Empanelling Jury 75
Entering and Returning Execution *W* 25
Collecting Costs Execution *2* 1 50
Executing a Writ of Possession 2 50
Taking and Approving Bonds 1 00
Commissions
Sheriff's Commission for Property Sold Under Attachment
Seizing Personal Property on Writ of Detinue 3 00

RECAPITULATION

Clerk's Fees *7 90*
Sheriff's Fees *3 25*
Justice's Fees
Witness Fees in Justice of Peace Court
Constable's Fees
Commissioner's Fees
Printer's Fees
Witness Fees in Circuit Court
Former Clerk's Fee
Stenographer's Fees 5 00
Trial Tax 3 00 *2 00*

7 90

14 15

4-28/32

THE STATE OF ALABAMA,
BALDWIN COUNTY.

By virtue of the within Execution, I have at

o'clock M., this day of 193, levied

Sheriff.

COLLECT COSTS FROM

THE STATE OF ALABAMA
Baldwin County

I hereby certify that the within
and costs in this case are correct, and there was
waiver of exemption as to personal prop-
erty under the Constitution and Laws of
Alabama.

This day of 193

Clerk.

Received in office

1937

Sheriff.

Sheriff's Execution Docket, Page 70

Sheriff's Fee Book, Page

Returned for Glais
April 7, 1937

M. H. Wilkins
Sheriff

The State of Alabama,
Baldwin County.

CIRCUIT COURT

The Merchants Co

Plaintiff.

vs.

De Witt Smith

Defendant.

Civil Execution for Costs
Against Plaintiff.

Costs,

\$ 14.15

Civil Fee Book

Page 237

Execution Docket

Page 19

Filed

June 30, 1937

Clerk.

Gray & Row

Plaintiff's Attorney.

Beale Hall

Defendant's Attorney.

Moore Printing Co.

Alias 1-6-37

No 9652

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