

DAVID BARK
ATTORNEY AT LAW
424 FIRST NATIONAL ANNEX
MOBILE, ALABAMA
—
HEMLOCK 2-4481
August 4, 1960

Clerk, Circuit Court
Baldwin County Courthouse
Bay Minette, Alabama

4371

Gentlemen:

I enclose suit papers which I would appreciate your
Sheriff serving on the defendant in Fairhope, Alabama.

Would your office please notify me when this case is
set for trial?

Very truly yours,

David Bark
David Bark

encl.
DB/esh

AIR CONTROL PRODUCTS, INC.
OF MOBILE,

Plaintiff

vs.

M. L. FOREMAN,

Defendant

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE # 4371

DEMURRER

Comes now the Defendant in the above styled cause and files his demurrer against the Plaintiff's Complaint and for grounds thereof, says:

1.

The Complaint fails to allege that a demand has been made upon the Defendant for payment.

2.

The Complaint fails to allege how much interest is due for said note and for aught appears this may be usury.


ATTORNEY FOR DEFENDANT

DEFENDANT DEMANDS A TRIAL BY JURY.


ATTORNEY FOR DEFENDANT

FILED

SEP 2, 1960

ALICE J. DUCK, CLERK
REGISTER

AIR CONTROL PRODUCTS, INC.
OF MOBILE,

Plaintiff

vs.

M. L. FOREMAN,

Defendant

DEMURRER

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE # 4371

FILED

SEP 2 1960

ALICE J. DUCK, CLERK
REGISTER

AIR CONTROL PRODUCTS, INC. OF MOBILE,
Plaintiff,

VS

M. L. FOREMAN,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

Case # 4371

COUNT ONE

Plaintiff claims of the Defendant the sum of Two Thousand Thirty Five and 16/100 (\$2,035.16) Dollars, due by promissory note made by him on the 16th day of February, 1960, and payable on the 16th day of April, 1960, with interest thereon and under the terms of which Defendant waived all rights to exemption under the Constitution and Law of Alabama, and agreed to pay Plaintiff a reasonable attorney's fee in event of default, which fee Plaintiff claims in the amount of Eight Hundred Forty and no/100 (\$840.00) Dollars. Plaintiff avers that said Defendant breached said note by failure to pay as agreed, wherefore Plaintiff sues.

David S. Bark
DAVID BARK
Attorney for Plaintiff

Defendant's address:

159 Mobile Avenue
Fairhope, Alabama

FILED

AUG 5 1960

Alice I. Durr, CLERK
REGISTER

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 4371

TERM, 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon M.L. FOREMAN

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

M.L. FOREMAN

, Defendant.

by AIR CONTROL PRODUCTS, INC. OF MOBILE

, Plaintiff.

Witness my hand this 5th day of August 19 60

Exp. 8-9-60

Alice J. French, Clerk

88347

No. 4371 Page _____

The State of Alabama

Baldwin County

CIRCUIT COURT

AIR CONTROL PRODUCTS, INC. OF

MOBILE

Plaintiffs

vs.

X. M.L. FOREMAN

Defendants

Summons and Complaint

Filed August 5, 1960Alice J. Duck Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at _____

Received In Office

8/5 1960

_____, Sheriff

I have executed this summons

this 9 Aug 1960
by leaving a copy withM. L. ForemanSheriff claims 70 miles atTen Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

W. O. Garner
DEPUTY SHERIFFTaylor Wilkins SheriffW. O. Garner Deputy SheriffThompson