ROBERT J. BALES, and

BESSIE K. BALES, Jointly and Individually,

Plaintiffs

-VS
EDMUND R. CIMINO, and

FLORA BELLE CIMINO, Jointly

and Individually,

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Defendant's

COUNT ONE:

Plaintiffs claim of the Defendants the sum of ELEVEN THOUSAND TWO HUNDRED SIXTY SEVEN and 18/100, (\$11,267.18) DOLLARS, due by a Promissory Note made by them on the 1st day of September, 1960, and payable on the 1st day of July, 1961, with interest thereon.

Plaintiff further alleges that in, by and as a part of said Note, the Defendants agreed to pay all costs of collecting or securing or attempting to collect or secure this note, including a reasonable Attorney's fee, and Plaintiffs further avers and claims of the said Defendants the further and additional sum of ONE THOUSAND SIX HUNDRED AND EIGHTY NINE and 71/100, (\$1,689.71) DOLLARS, as a reasonable attorney's fee.

Plaintiff further alleges that in, by and as a part of said note, the Defendants waive demand, presentment, protest, or notice of protest, and all rights of exemptions under the Constitution and Laws of Alabama, and of this waiver, the Plaintiffs now claim the benefit.

Attorney for Plaintiffs

Defendants may be served at: Smart Shop, Bay Minette, Alabama

> JUL 18 1961 ALCE J. DUCK, CLERK REGISTER

THE STATE OF ALABAMA,

BALDWIN COUNTY

	CIRCUIT	COURT,	BALDWIN	COUNT
No.	H			
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TO ANY SHERIFF OF THE STATE OF ALABAMA:

SANS				20						
You Are Hereby Co	ommanded to S	ummon	EDI	OND	R.	CIMINO	, and	FLORA	BELLE	CIMINO,
Jointly and	Individu	ally		or seed or seed or seed	j.					
	17	7.								
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to appear and plea Circuit Court of E FLORA BELLE	Baldwin County	, State	of Alab	oama, a	it Ba	y Minette,	against		D R. C	filed in the IMINO, ar
ROBERT	T. BALES,	and	BESS	ŒK.	BÆ	LES, J	ointl	y and	,	
	÷.								, Pl	aintiff
Witness my hand	this	18		da	y of	Ju	ly	2.121	19.6 cch	Clark
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No. 4471.5 Page	served at: Smart Shop, Bay Minette,				
THE STATE OF ALABAMA BALDWIN COUNTY	Alabama				
CIRCUIT COURT	RECEIVED IN OFFICE				
ROBERT J. BALES, and BESSIE K.	, 19. (
BALES, Jointly and Individually Plaintiffs	this I have executed this summons				
vs.	by leaying a copy with				
EDMUND R. CIMINO, and FLORA	Elmund R amino				
BELLE CIMINO, Jointly and Ind. Defendants	Shirta Carriera Salah				
SUMMONS and COMPLAINT					
Filed 19 19					
501 18 1967 , Clerk					
ALIGE J. DUCK, CLERK REGISTER					
John V. Duck					
Plaintiff's Attorney	Jay O Deliga Sheriff				
Defendant's Attorney	W. U. M. Deputy Sheriff				

ROBERT J. BALES AND BESSIE K. BALES, Jointly and Individually,

Plaintiffs,

٧s

EDMUND R. CIMINO and FLORA BELLE CIMINO, Jointly and

Individually,

Defendants.

IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

AT LAW

No. 4775

Attorney for Defendants

DEMURRERS

Comes now the Defendants in the above styled cause, and for answer to the Complaint heretofore filed in this cause, and to each and every count thereof, separately and severally, says as follows:

-1-

The allegations fail to state a cause of action.

-2-

The allegations of the complaint are mere conclusions of the pleader.

-3-

The Complaint does not allege the exact amount of the alleged note.

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The Complaint fails to allege how the Plaintiffs became holder of the alleged note upon which this suit is based.

Defendants demand a trail by Jury in this cause.

Attorney for Defendants

ATTORNEY OF RECORD FOR PLAINTIFF:

Hon John V. Duck Attorney at Law Fairhope, Alabama

AUG 7 1968 AUG 7 1968 AHA I DUM, CLERK REGISTER