

EDWIN R. JENNY,

Plaintiff,

vs.

MR. DAVID JAYE,

Defendant.

I IN THE CIRCUIT COURT

I OF BALDWIN COUNTY,

I ALABAMA

I

I

NO.

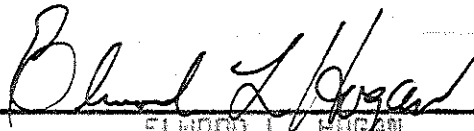
4782

COUNT ONE


Plaintiff claims of the Defendant SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) DOLLARS, being the balance due from the Defendant by account, to-wit: July, 1959, which sum of money with interest thereon is still unpaid.

COUNT TWO

Plaintiff claims of the Defendant SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) DOLLARS, being the balance due on account stated between the Plaintiff and the Defendant on, to-wit: July, 1959, which sum of money with the interest thereon is still unpaid.


ELWOOD L. HOGAN
Attorney for Plaintiff

An itemized, verified statement of the account sued on in Count One of the foregoing complaint is attached hereto and filed herewith.


ELWOOD L. HOGAN
Attorney for Plaintiff

DEFENDANT'S ADDRESS:

c/o K. E. Jaye
Bay Minette, Alabama

2024 HEITMAN STREET
FORT MYERS, FLORIDA

IN ACCOUNT WITH:

Mr. David Jaye
Bay Minette,
Alabama

Balance Due For: One (1) Model 66-L w/ special attachments,
Siren and red lights

Amount Due: \$768.89

One (1) Model 78-8 Siren w/special light and
special attachments along with red lights

STATE OF FLORIDA

COUNTY OF LEE

Before me, the undersigned notary public in and for said state and county, personally appeared EDWIN R. JENNY who is known to me and who being by me first duly sworn, deposes and says that he is an individual d/b/a EDWIN R. JENNY, 2024 Heitman Street, Fort Myers, Florida, and that the foregoing statement of account is true and correct and that the defendant, DAVID JAYE of Bay Minette, Alabama is justly indebted to the said EDWIN R. JENNY in the amount of SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) DOLLARS after allowing all rebates, set-offs or counter-claims.



Sworn to and subscribed before me this 2nd day of June 1961.



NOTARY PUBLIC, STATE OF FLORIDA AT LARGE

Notary Public, State of Florida at Large
My Commission Expires April 14, 1965

Bonded By American Fire & Casualty Co.

EDWIN R. JENNY,

Plaintiff,

vs.

MR. DAVID JAYE,

Defendant.

IN THE CIRCUIT COURT

OF BALDWIN COUNTY,

ALABAMA

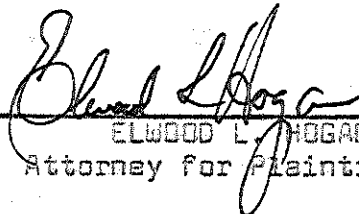
NO. 4782

COUNT ONE

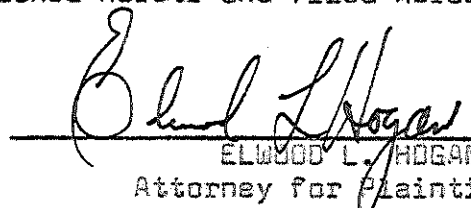
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ELWOOD L. HOGAN
Attorney for Plaintiff

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ELWOOD L. HOGAN
Attorney for Plaintiff

DEFENDANT'S ADDRESS:

c/o K. E. Jaye
Bay Minette, Alabama

EDWIN R. JENNY
2024 HEITMAN STREET
FORT MYERS, FLORIDA

IN ACCOUNT WITH:

Mr. David Jaye
Bay Minette,
Alabama

Balance Due For: One (1) Model 66-L w/ special attachments,
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STATE OF FLORIDA
COUNTY OF LEE

Before me, the undersigned notary public in and for said state and county, personally appeared EDWIN R. JENNY who is known to me and who being by me first duly sworn, deposes and says that he is an individual d/b/a EDWIN R. JENNY, 2024 Heitman Street, Fort Myers, Florida, and that the foregoing statement of account is true and correct and that the defendant, DAVID JAYE of Bay Minette, Alabama is justly indebted to the said EDWIN R. JENNY in the amount of SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) DOLLARS after allowing all rebats, set-offs or counter-claims.

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NOTARY PUBLIC, STATE OF FLORIDA AT LARGE

Notary Public, State of Florida at Large
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EDWIN R. JENNY,

Plaintiff,

VS.

DAVID JAYE,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 4782

ANSWER

Now comes the defendant, DAVID JAYE, and for answer to the complaint heretofore filed in this cause and to each and every count thereof, separately and severally, sets down and assigns the following separate and several pleas:

1. That he is not guilty of the matters alleged therein.

Jeffrey J. Maddalena
ATTORNEY FOR DEFENDANT.

STATE OF ALABAMA,

COUNTY OF BALDWIN.

Before me, the undersigned authority within and for said State and County, personally appeared DAVID JAYE, who is known to me, and who, being by me first duly and legally sworn, deposes and says, on oath: That the allegations of the foregoing answer are true and correct.

David Jaye

Sworn to and subscribed before me this the 6th day of November, 1961.

FILED

NOV 7 1961

ALICE J. DUCK, CLERK
REGISTER

Jeffrey J. Maddalena
NOTARY PUBLIC, BALDWIN COUNTY, ALABAMA.

EDWIN R. JENNY,
Plaintiff,
VS.
MR. DAVID JAYE,
Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA.
AT LAW. NO. 4782

MOTION TO REQUIRE NONRESIDENT PLAINTIFF TO GIVE SECURITY FOR COSTS

Comes the defendant in the above entitled cause and shows unto the Court that the plaintiff in such cause is a nonresident of the State of Alabama.

Wherefore the defendant prays that plaintiff be required to give security for costs or failing therein that the Court dismiss this suit.

Julius A. Mathis
ATTORNEY FOR DEFENDANT

STATE OF ALABAMA,
COUNTY OF BALDWIN.

Before me, the undersigned authority, personally appeared DAVID JAYE, who is known to me, and who, being by me first duly sworn, deposes and says, on oath: That the allegations contained in the above and foregoing motion to require non resident plaintiff to give security for costs are true and correct.

David Jaye

Sworn to and subscribed before me this the 18th day of August, 1961.

Julius A. Mathis
NOTARY PUBLIC, BALDWIN COUNTY, ALA.

FILED

AUG 18 1961

ALICE J. DUCK, CLERK
REGISTER

EDWIN R. JENNY,

Plaintiff,

vs.

MR. DAVID JAYE,

Defendant.

I IN THE CIRCUIT COURT

I OF BALDWIN COUNTY,

I ALABAMA

I


I NO. 4782

COUNT ONE


Plaintiff claims of the Defendant SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) DOLLARS, being the balance due from the Defendant by account, to-wit: July, 1959, which sum of money with interest thereon is still unpaid.

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ELWOOD L. HOGAN
Attorney for Plaintiff

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ELWOOD L. HOGAN
Attorney for Plaintiff

DEFENDANT'S ADDRESS:

c/o K. E. Jaye
Bay Minette, Alabama

EDWIN R. JENNY
2024 HEITMAN STREET
FORT MYERS, FLORIDA

IN ACCOUNT WITH:

Mr. David Jaye
Bay Minette,
Alabama

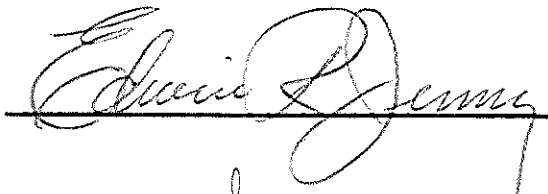
Balance Due For: One (1) Model 66-L w/ special attachments,
Siren and red lights
One (1) Model 78-B Siren w/special light and
special attachments along with red lights

Amount Due: \$768.89

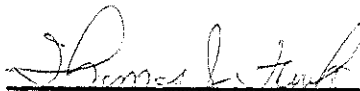
STATE OF FLORIDA

COUNTY OF LEE

Before me, the undersigned notary public in and for said state and county, personally appeared EDWIN R. JENNY who is known to me and who being by me first duly sworn, deposes and says that he is an individual d/b/a EDWIN R. JENNY, 2024 Heitman Street, Fort Myers, Florida, and that the foregoing statement of account is true and correct and that the defendant, DAVID JAYE of Bay Minette, Alabama is justly indebted to the said EDWIN R. JENNY in the amount of SEVEN HUNDRED SIXTY-EIGHT AND 89/100 (\$768.89) ~~DOLLARS after allowing all rebats, set-offs or counter-claims.~~



Sworn to and subscribed before me this 2nd day of June, 1961.



NOTARY PUBLIC, STATE OF FLORIDA AT LARGE

Notary Public, State of Florida at Large
My Commission Expires April 14, 1965
Bonded By American Fire & Casualty Co.

EDWIN R. JENNY,

Plaintiff,

vs.

MR. DAVID JAYE,

Defendant.

§

IN THE CIRCUIT COURT

§

OF BALDWIN COUNTY,

§

ALABAMA.

§

§

NO. 4,782

TO THE CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

Whereas, in the above entitled cause EDWIN R. JENNY did recover a judgment against MR. DAVID JAYE on the 7th day of December, 1961 for the sum of \$178.68, besides the cost of said cause;

Whereas execution was issued on said judgment against the said MR. DAVID JAYE on the 9 day of Jan, 1962 and that on the 28 day of June, 1962 the said execution was returned with the endorsement thereon "no property found"; and said judgment remains unpaid and unsatisfied; now therefore,

This is to request you as Clerk of the said Circuit Court of Baldwin County, Alabama, to issue a notice to the said MR. DAVID JAYE requiring him to file in this Honorable Court, within thirty days from the service of such notice, a statement in writing, under oath, of all the assets of the said MR. DAVID JAYE, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, or mixed, or any interest therein, with a detailed description of the

SUMMONS AND COMPLAINT

Moore Ptg. Co.

The State of Alabama, }

Baldwin County.

Circuit Court, Baldwin County

No. 4782

-----TERM, 19-----

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon David Jaye

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-----

David Jaye

-----, Defendant---

by Edwin R. Jenny

-----, Plaintiff---

Witness my hand this 24th day of July 19 61

Allice Duck, Clerk

No. 4782

Page

The State of Alabama

Baldwin County

CIRCUIT COURT

EDWIN R. JENNY

Plaintiffs

vs.

DAVID JAYE

Defendants

Summons and Complaint

Filed

7-24-61

19

Alice J. Duck

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

July 24 1961

Sheriff

I have executed this summons

this

1961

by leaving a copy with

David Jaye

Sheriff

Deputy Sheriff

same, the location, and reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or incumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, incumbrances or mortgages.

The said MR. DAVID JAYE resides with K. E. Jaye, Bay Minette, Baldwin County, State of Alabama.

Dated this 28th day of March, 1962.

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Elwood L. Hogan, Attorney for
Plaintiff

ELWOOD L. HOGAN
ATTORNEY AT LAW
1868 GOVERNMENT STREET
MOBILE, ALABAMA

P. O. BOX 6162

TELEPHONE 479-5419

March 28, 1962

Mrs. Alice J. Duck
Register, Circuit Court
Baldwin County
Bay Minette, Alabama

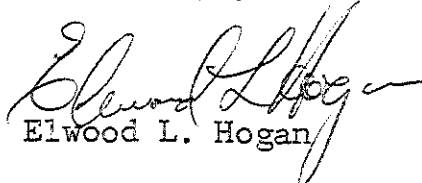
RE: Edwin R. Jenny vs. David
Jaye. Case No. 4,782.

Dear Mrs. Duck:

Please find enclosed an original and one copy of a motion
for a discovery in the above matter.

With highest regards, I am

Very truly yours,


Elwood L. Hogan

ELH/ab

2 Enclosures

EDWIN R. JENNY,

Plaintiff,

vs.

MR. DAVID JAYE,

Defendant.

IN THE CIRCUIT COURT

OF BALDWIN COUNTY,

ALABAMA.

NO. 4,782

TO THE CLERK OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA:

Whereas, in the above entitled cause EDWIN R. JENNY did recover a judgment against MR. DAVID JAYE on the 7th day of December, 1961 for the sum of \$178.68, besides the cost of said cause;

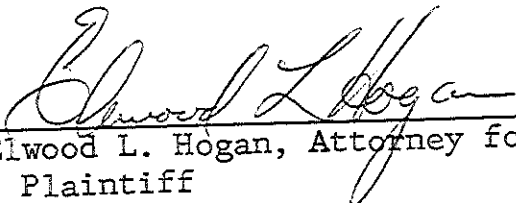
Whereas execution was issued on said judgment against the said MR. DAVID JAYE on the 9 day of Jan., 1962 and that on the 28 day of June, 1962 the said execution was returned with the endorsement thereon "no property found"; and said judgment remains unpaid and unsatisfied; now therefore,

This is to request you as Clerk of the said Circuit Court of Baldwin County, Alabama, to issue a notice to the said MR. DAVID JAYE requiring him to file in this Honorable Court, within thirty days from the service of such notice, a statement in writing, under oath, of all the assets of the said MR. DAVID JAYE, including money, choses in action, notes, bonds, and accounts, and all other property, real, personal, or mixed, or any interest therein, with a detailed description of the

same, the location, and reasonable value of each item thereof, together with a detailed statement of any and all liens, mortgages, or incumbrances thereon, showing the amounts due upon each, and the owner or holder of such liens, incumbrances or mortgages.

The said MR. DAVID JAYE resides with K. E. Jaye, Bay Minette, Baldwin County, State of Alabama.

Dated this 28th day of March, 1962.


Elwood L. Hogan, Attorney for
Plaintiff

EDWIN R. JENNY,

Plaintiff,

vs:

MR. DAVID JAYE,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW,

CASE NO. 4782

TO: MR. DAVID JAYE, DEFENDANT:

Take notice, that, whereas, the Plaintiff in the above styled cause has requested, in writing, the undersigned, as Clerk of said Court, to issue notice to you, as Defendant, in the above styled cause, and in the judgment therein, requiring you to file a statement, in writing, under oath, of all your assets, as provided in Title 7, Section 903, of the 1940 Code of Alabama and has filed said request in writing in this cause with the Clerk of this Court and it appearing from said request that the record in said cause that an execution was returned on the judgment in this cause on June 28, 1962, endorsed "No Property Found" by the Sheriff of Baldwin County, Alabama;

Now, therefore, you are hereby required, within thirty days from the service hereof, to file in this Court, a statement, in writing, under oath, of all your assets, including money, choses in action, notes, bonds and accounts, and all other property, real, personal, mixed or any interest therein, with detailed description of the same, the location and reasonable value of each item thereof, together with a detailed list or statement, of any and all liens, mortgages or encumbrances thereon showing the amounts due upon each, and the owner or holder of such liens, encumbrances or mortgages.

WITNESS my hand this 24 day of July, 1962.

W. J. Duck
Clerk.

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA, GREETING:

You are hereby commanded to serve the foregoing notice upon Mr. David Jaye, Defendant, and make due return of your said service and of this notice within thirty days from this date, how you have executed the same.

WITNESS my hand this ____ day of _____, 1962.

4782

Edwin R. Jenny

VS

Mr. David Jaye

97687

received 25 day of July 1962
on 30 day of July 1962
served a copy of the within Notice
David Jaye

service on _____
TAYLOR WILKINS, Sheriff
By W. A. Albert D. S.
0 m