

CP Form 80-DEFAULT JUDGMENT ENTERED ON APPLICATION TO CLERK

Lester C. Wyatt d/b/a  
Wyatt Companies  
vs.

Plaintiff

Joe Norwood and Grace  
Norwood, individually and  
d/b/a Jo-Graz Ceramics

Defendant

IN THE CIRCUIT COURT FOR

SHELBY COUNTY, ALABAMA

CIVIL ACTION NO. CV 85-457

DEFAULT JUDGMENT ENTERED ON APPLICATION TO CLERK

In this action the defendant Joe Norwood, indiv. and d/b/a Jo-Graz Ceramics, having been duly served with the summons and complaint and having failed to appear and his default having been duly entered, upon request of

the plaintiff and upon the affidavit of Scott J. Humphrey of the amount due, which said amount is a sum certain or a sum which can by computation be made certain, the affidavit of

Scott J. Humphrey that the defendant is not an infant or incompetent person, judgment is hereby entered against the defendant, and

It is Ordered and Adjudged that the plaintiff recover of the defendant damages in the amount of \$ 8,952.90 and his costs of action.

Done at Shelby County, Columbiana, Alabama this 23 day of January, 1986

Kyle Sansford  
Clerk

BOOK 061 PAGE 721

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### APPLICATION, AFFIDAVIT, AND ENTRY OF DEFAULT AND DEFAULT JUDGMENT

Case Number

CV 85 457  
ID YR Number

Form C-25 Rev. 2/79

THE CIRCUIT COURT OF SHELBY COUNTY

Plaintiff LESTER C. WYATT d/b/a WYATT COMPANIES vs. Defendant JOE NORWOOD, et al

An entry of default against the defendant Joe Norwood, individually and d/b/a Jo-Graz Ceramics in the above case is requested for his failure to plead, answer, or otherwise defend.

Signed [Signature]

A default judgment against the defendant Joe Norwood, individually and d/b/a Jo-Graz Ceramics in the above case is requested for his failure to plead, answer, or otherwise defend.

Signed [Signature]

STATE OF ALABAMA JEFFERSON COUNTY

The affiant Scott J. Humphrey, being duly sworn, says:

- That he has personal knowledge of the facts set forth in this affidavit.
- That the defendant was served with a copy of the Statement of Claim or Complaint on (date) 12/12/85.
- That more than 30 days have elapsed since the defendant was served with a copy of the Statement of Claim or Complaint.
- That the defendant has failed to answer or otherwise defend himself against the plaintiff's claim.
- That this affidavit is executed by the affiant in accordance with Rule 55(a) of the Alabama Rules of Civil Procedure, for the purpose of enabling the plaintiff to obtain an entry of default against the defendant, for his failure to answer or otherwise defend himself against the plaintiff's claim.
- That the defendant is not an infant or an incompetent person, and there has been no violation of the provisions of Chapter 19, Title 5, Code of Alabama, 1975.

FILED IN OFFICE THIS THE 23<sup>rd</sup> DAY  
Jan. 19 86  
[Signature]  
 Clerk of Circuit Court  
 Alabama

7. Judgment conditions:  with  without waiver of exemptions.

8. That the amount of money due by the defendant to the plaintiff in this case is  TO BE DETERMINED BY COURT,  THE SUM OF \$ 8,952.90, WHICH IS TO BE DETERMINED BY THE CLERK AND COMPOSED OF THE FOLLOWING:

Principle Balance \$ 6,731.50  
 Interest \$ SN/A GFATA, SHELBY CO.  
 Attorney Fee \$ 2,220.40 IF THIS INSTRUMENT WAS FILED  
 (As provided by contract or note)

see 5.00  
 and 1.00  
 6.00  
 Affiant [Signature]

1986 FEB 24 AM 8:37

Sworn To and Subscribed Before Me This Date: January 22, 1986 [Signature]  
JUDGE OF PROBATE

Entry of default entered against defendant Joe Norwood, indiv. and d/b/a, Jo-Graz Ceramics this (date) 1/23/86

[Signature] By: [Signature]  
Clerk/Registrar