

1893

State of Alabama
County of Baldwin

To Any Sheriff of the State of Alabama:

You are hereby commanded to summon Walter S. Alexander to appear and plead, answer or demur within thirty days from the service hereof, to the bill of complaint filed in the Circuit Court of Baldwin County, Alabama against Walter S. Alexander, Defendant, by W. W. Miller, Plaintiff.

Witness my hand, this the 15th day of Dec 1952.

Alvin J. Dunbar
Clerk

W. W. Miller	*
	*
Plaintiff	*
	*
Vs	* In the Circuit Court of
	* Baldwin County, Alabama
Walter S. Alexander	* at Law. Case no. _____
	*
Defendant	*
	*

The Plaintiff claims of the Defendant the sum of Two Hundred twenty and 00/100 dollars due from him for money received by the Defendant to the use of the Plaintiff, on to-wit the 2nd day of January, 1951 and prior thereto, which sum of money, with the interest thereon is still unpaid.

Alvin J. Dunbar
Attorney for the Plaintiff

Plaintiff demands a trial by jury.

Alvin J. Dunbar
Attorney for the Plaintiff

1893

Received in Sheriff's Office
this 12 day of Dec 1952
TAYLOR WILKINS, Sheriff

W. W. Miller

Plaintiff

Vs

Walter S. Alexander

Defendant

Summons and Complaint

Executed 12-29 1952
by serving copy of within ~~Summons and~~
~~Complaint on~~
Walter S. Alexander

FILED
DEC 15 1952
ALICE A. DUCK, Clerk

Taylor Wilkins Sheriff
By Pat Allen Deputy Sheriff

W. W. MILLER
PLAINTIFF
VS
WALTER S. ALEXANDER
DEFENDANT

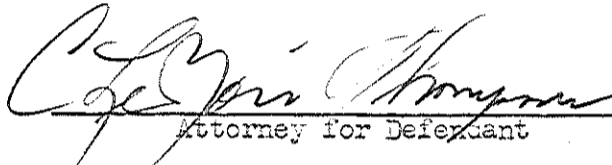
¶
¶
¶
¶
¶

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

Comes the Defendant and for demurrer to the above styled cause
says:

1.

That the said Complaint fails to state cause of action.



Attorney for Defendant

[Faint, illegible text and markings at the bottom of the page, possibly bleed-through or a separate page.]

1890

W. W. MILLER

PLAINTIFF

VS

WALTER S. ALEXANDER

DEFENDANT

Demurrer

From the Law Offices of
C. LeNoir Thompson
Attorney At Law
Bay Minette, Alabama

FILED
JAN 13
ALICE J. DUCK, Clerk

W. W. Miller

Plaintiff

Vs

Walter S. Alexander

Defendant

¶

¶

¶

¶

¶

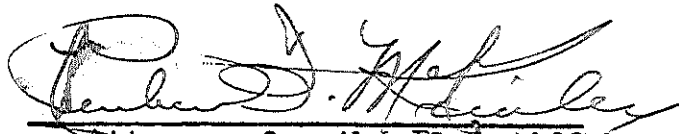
In the Circuit Court of

Baldwin County, Alabama

At Law.

1893, Case No.

Now comes the Plaintiff in the above styled cause by his Attorney, Reuben F. McKinley and claims his exemptions of \$2,000 Real Estate as allowed him under Code Title 7, section 625 and \$1,000 personal property, as well as all wearing apparel, portraits, pictures, books, etc., as allowed him under Code Title 7, section 629 of the 1940 Code of the State of Alabama, as well as all other exemptions from execution allowed him under Alabama law.


Reuben F. McKinley
Attorney for the Plaintiff

W. W. Miller

Plaintiff

Vs

Walter S. Alexander

Defendant

FILED

JAN 18 1957

ALICE J. DUCK, Clerk

Exemption

W. W. MILLER,	§	
Plaintiff,	§	IN THE CIRCUIT COURT OF
vs.	§	BALDWIN COUNTY, ALABAMA
WALTER S. ALEXANDER,	§	
Defendant.	§	
BAY MINETTE RECAP SHOP,	§	
Garnishee.	§	

And now on this the 19th day of December, 1953, comes W. F. Godwin, d/b/a Bay Minette Recap Shop, and says that he has personal knowledge of the facts stated, and that at the time of the service of said writ of garnishment, and at the time of making this answer, said garnishee was not indebted to the said defendant, nor will said garnishee be indebted to said defendant for the delivery of personal property or for the delivery of monies which may be discharged by the delivery of personal property or which is payable in personal property, and that said garnishee has not in his possession or in his control any effects belonging to said defendant; that the said garnishee does have a contract with the said defendant whereby the said defendant collects his commissions or profits before delivery to said garnishee of any monies owing to said garnishee.

Having fully answered said garnishment the said garnishee prays to be hence dismissed, with his reasonable cost for making this answer.

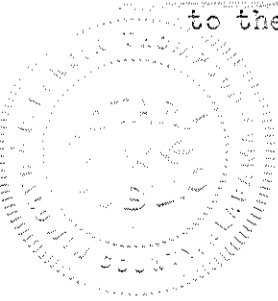
BAY MINETTE RECAP SHOP

By W. F. Godwin

STATE OF ALABAMA
BALDWIN COUNTY

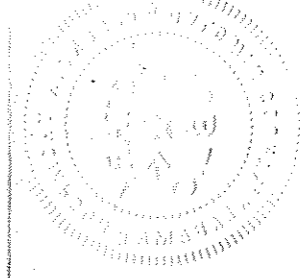
Before me, the undersigned authority, personally appeared W. F. Godwin, who being duly sworn, says under oath the foregoing facts are true and correct to the best of his knowledge and belief.

[Signature]
Notary Public, Baldwin County, Alabama



FILED
12-21-53
ALICE J. BUGH, CLERK

W. W. MILLER,
Plaintiff,
vs.
WALTER S. ALEXANDER,
Defendant.
BAY MINETTE RECAP SHOP,
Garnishee.



ANSWER OF GARNISHEE

From the Law Office of
C. LeNoir Thompson
Attorney at Law

FILED
DEC 21 1953
ALICE J. DUCK, Clerk

W. W. Miller

Plaintiff

Vs

Walter S. Alexander

Defendant

Bay Minette Recap Shop

Garnishee

In the Circuit Court of

Baldwin County, Alabama

1.

Now comes the Plaintiff in the above styled cause and moves this Honorable Court to require W. F. Godwim Jr, of Bay Minette Recap Shop to appear in Circuit Court and be orally examined concerning his answer to said garnishment, which said answer was filed December 21, 1953.

2.

The Plaintiff moves this Honorable Court to strike the answer of the garnishee from the record for failure to answer within thirty days from the said service of garnishment on him.

3.

The Plaintiff hereby moves this Honorable Court to grant him a judgment nisi against said garnishee for failure to answer said garnishment in the time required by Title 7, Sec. 999, of the 1940 Code of Alabama.

Robert F. Hensley
Attorney for the Plaintiff

Received 18 day of Jan 1934
and on 18 day of Jan 1934
I served a copy of the within
on _____

By service on W. F. Godwin

TAYLOR WILKINS, Sheriff
By W. F. Godwin S.

Received in Sheriff's Office
this 14 day of Jan 1934
TAYLOR WILKINS, Sheriff

189 3 1/2

W. W. Miller
Plaintiff

Vs

Walter S. Alexander
Defendant

Bay Minette Recap Shop
Garnishee

Motion

FILED
JAN 12 1934
ALICE J. DUCK, Clerk

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular Term, 19, of the Circuit Court of Baldwin County,
to-wit: On the day of , 19, being a regular day of
said term, W. W. Miller
recovered judgment against Walter S. Alexander

for the sum of Ninety and 00/100 Dollars, and cost of suit,
and affidavit having been made by W. W. Miller
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Bay Minette Recap Shop

has or is believed to have in their possession, or under their control money
or effects belonging to said defendant or that is, or
is believed to be indebted to said defendant or to be liable to them, or to one of them on a
contract for the delivery of personal property, or on a contract for the payment of money which may be
discharged by the delivery of personal property, or which is payable in personal property.

You Are Therefore Hereby Commanded to Summon Bay Minette Recap Shop

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
thereof, in the city of Bay Minette, on the Monday in A. D. 19,
then and there within the three first days of the term, to answer on oath, whether at the time of the service
of the garnishment, or at the time making their answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer they was indebted to said defendant
and whether they will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing they
is, or are, liable to said defendants for the delivery of personal property, or for the payment of money which
may be discharged by the delivery of personal property, or which is payable in personal property, and
whether they has not in their possession or under their control money or
effects belonging to the defendant Walter S. Alexander

Herein fail not, and have you then and there this Writ.

Witness, ALICE J. DUCK, Clerk of said Court, this 24th day of Aug, A. D., 1953

Issued FILED day of A. D., 19

12-21-53

ALICE J. DUCK, Clerk

ATTEST:

Alice Duck, Clerk.

Received _____ day of _____ 19____

and on the 31 day of Aug 1957

I served a copy of this writ on Billy Hoduin Bayminette Recap Shop

By service on ~~_____~~

TAYLOR WILKINS, Sheriff
By Peter Sullivan

Circuit Court, Baldwin County

No. 18-234

W. W. MILLER

VS. } Garnishment On Judgment

WALTER S. ALEXANDER

Issued 21st day of Aug 1957

Returnable _____ day of _____ 19____

Walter S. Alexander
Attorney

STATE OF ALABAMA,
BALDWIN COUNTY

TO Walter S. Alexander, Defendant:

YOU ARE HEREBY NOTIFIED that a Writ of Garnishment has been issued in the case of

W. W. Miller, Plaintiff,

versus Walter S. Alexander, Defendant,

now pending in the Circuit Court of Baldwin County, Alabama, Law Side, in which

Bay Minette Recap Shop

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 24th

day of August, 1945.

Clerk of the Circuit Court.

Received _____ day of _____ 19____
sent on 31 day of Aug 1942
I enclose a copy of the within _____

Received on Walter S. Alexander

TAYLOR WILKINS, Sheriff
By: Pat Schaller D.S.

NOTICE
TO DEFENDANT OF GARNISHMENT
BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

TO

W. W. MILLER
.....
.....
.....
.....

Plaintiff

VS.

.....WALTER S. ALEXANDER.....
.....
.....
.....

Defendant.....

BOND

THE STATE OF ALABAMA
Baldwin County.

}

CIRCUIT COURT.

KNOW ALL MEN BY THESE PRESENTS:

THAT WE

are held and firmly bound unto

in the sum of DOLLARS,

to be paid to the said

heirs, executors, administrators or assigns; for which payment well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators jointly, severally and firmly by these Presents.

Sealed with our seals, and dated thisday of19.....

THE CONDITION OF THE ABOVE OBLIGATION IN SUCH, That whereas, the above bound

ha..... commenced suit in the Circuit Court of said County by summons and complaint, which have issued from said Court, to recover of said

the sum of Dollars,

and haon the day of the date hereof, prayed that Writ of Garnishment issue out of said Court to.....

summoning h.....to answer what indebted to said Defendant, or what effects of said Defendantha..... in..... possession, or under control; and said Plaintiff having made oath as required by law in such cases, said Writ is about to issue out of said Court, returnable to the next Term of the Circuit Court, to be holden for Baldwin County.

NOW, if the said Plaintiff..... shall prosecute the Garnishment to effect, and pay the Defendant all such costs and damages asmay sustain, by reason of the wrongful or vexatious suing out of this Garnishment, then this obligation to be void; otherwise to remain in full force and effect.

AND WE, and each of us, hereby waive all rights of claim of exemption we, or either of us have now, or may hereafter have, under the Constitution and Laws of Alabama, andhereby severally certify that have property free from all incumbrance, to the full amount of the above bond.

..... (Seal)

..... (Seal)

..... (Seal)

Approved thisday ofA. D., 19.....

..... Clerk.

The State of Alabama, BALDWIN COUNTY.

Before me, ALICE J. DUCK, Clerk of Circuit Court,

in and for said County, personally appeared W. W. Miller

who, being duly sworn, doth depose and say that Walter S. Alexander

indebted to him in the sum of Twenty and 00/100 Dollars,

and that he has commenced on suit by summons and complaint on said indebtedness against the said Walter S. Alexander and has obtained

a judgment against him in this court and that Bay Minette Peap Shop

supposed to be indebted to the said Defendant, or to have effects of the said Defendant, in their possession, or under their control, and that he believe that process of Garnishment against the said

Walter S. Alexander is necessary to obtain satisfaction of said claim; and that the said Bay Minette Peap Shop

is believed to be chargeable as Garnishee in said cause; and that this Writ is not sued out for the purpose of vexing or

harassing said Defendant, or other improper motives. William W. Miller,

Sworn to and subscribed before me this 24th day of Oct - 1931 Alice J. Duck Clerk Circuit Court.

116.

No. 1893/2

THE STATE OF ALABAMA, BALDWIN COUNTY.

CIRCUIT COURT

W. W. Miller

Plaintiff

TO

Walter S. Alexander

Defendant

Bond and Affidavit in Garnishment on Summons

Filed this day of 19

Clerk.

Printed by the Baldwin Times, Bay Minette, Alabama.

E681