

PEPSI-COLA BOTTLING COMPANY
OF MOBILE, a Corporation,

Plaintiff,

VS

JOE MORRIS,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA,

AT LAW

NO. 5254

COUNT ONE

Plaintiff claims of the Defendant the sum of \$1,880.90, together with the interest thereon, due by account by and between the Plaintiff and the Defendant on, to-wit: the 11th day of December, 1959, which sum of money together with the interest thereon is still due and unpaid.

COUNT TWO

Plaintiff claims of the Defendant the sum of \$1,880.90, together with the interest thereon, due by account stated by and between the Plaintiff and Defendant on, to-wit: the 11th day of December 1959, which sum of money together with the interest thereon is still due and unpaid.

COUNT THREE

Plaintiff claims of the Defendant the sum of \$1,880.90, together with the interest thereon, due for goods, wares, and merchandise sold by the Plaintiff to the Defendant on, to-wit: the 15th day of September, 1959, and on occasions prior thereto, at Defendant's request, which sum of money together with the interest thereon, is still due and unpaid.

FILED

AUG 27 1962

ALICE L. DICK, CLERK

Harmon Cassin Jr.
Attorney for Plaintiff

Received 27 day of Aug 1962

and on 28 day of Aug 1962

I served a copy of the within etc

on Joe Morris

By service on _____

Sheriff Claims 12 miles at

Ten Cents per mile Total \$ 1.20

TAYLOR WILKINS, Sheriff

BY cc
DEPUTY SHERIFF

TAYLOR WILKINS, Sheriff

Forrest L. Wilkins

Daley

227

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA,
AT LAW NO. 5254.

PEPSI-COLA BOTTLING COMPANY
OF MOBILE, a Corporation,

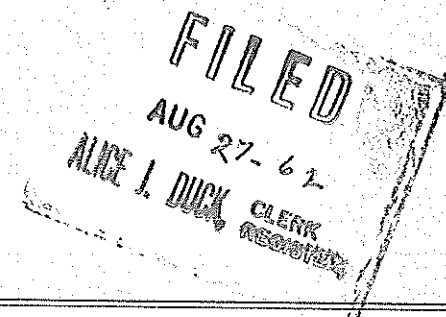
Plaintiff,

vs.

JOE MORRIS,

Defendant.

SUMMONS & COMPLAINT



J. CONNOR OWENS, JR.
ATTORNEY AT LAW
Dahlberg Building
BAY MINETTE, ALABAMA

PEPSI-COLA BOTTLING COMPANY
OF MOBILE, a Corporation,

Plaintiff,

VS

JOE MORRIS,


Defendant.

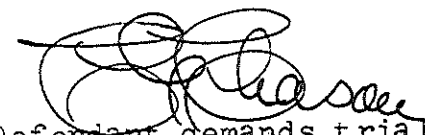
IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW NO. 5254

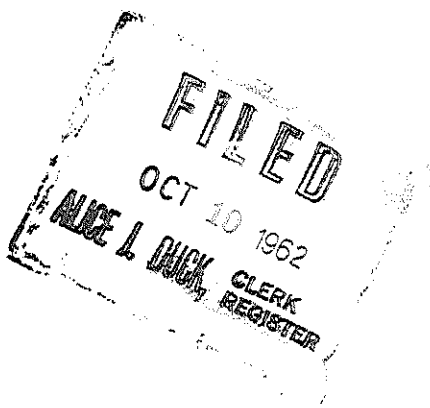
DEMURRER

Comes the Defendant in the above styled cause and demurs to the Bill of Complaint heretofore filed therein and to each Count thereof separately and severally and as grounds for demurrer, shows separately and severally as follows:

1. That the Complaint does not state a cause of action.
2. For ought that appears collection is barred by the Statute of Limitations.
3. It affirmatively appears in the Complaint that a part of the goods, wares, and merchandise was sold by the Plaintiff to the Defendant more than three years ago and would therefore be barred by the Statute of Limitations.


Attorney for Defendant


Defendant demands trial by Jury.



CECIL G. CHASON

ATTORNEY-AT-LAW
FOLEY, ALABAMA

Oct. 8, 1962

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Dear Mrs. Duck:

Enclosed herewith is Demurrer in the case of
Pepsi-Cola Bottling Company of Mobile vs Joe Morris,
Case No 5254, a copy of which is being sent to the
attorney for the Plaintiff.

Yours very truly,



C. G. Chason

CGC:dc

Encl.

cc: Mr. J. Connor Owens, Jr.
Attorney at Law
Dahlberg Building
Bay Minette, Alabama

THE HALE MANUFACTURING COMPANY

P. O. DRAWER 729

FOLEY, ALABAMA

February 14, 1964

AREA CODE 205
TELEPHONE WH 3-8611
TELETYPE 560-1256

Mrs. Alice J. Duck, Clerk
CIRCUIT COURT OF BALDWIN COUNTY
Bay Minette, Alabama

Dear Mrs. Duck:

re: Pepsi Cola Bottling Co of Mobile
VS
Joe A. Morris

We as Garnishee in the above case wish to inform you that Joe A. Morris is employed by us and that we are indebted to him. As of Week Ending 2/16/64, we will deduct 25% out of his wages after taxes, sui and social security have been deducted.

We will be awaiting your cost bill. We have the following figure due, \$1,880.90.

If we can be of further help in the above matter, please let us know.

Sincerely yours,

THE HALE MANUFACTURING COMPANY

Sue Blackerby
(Mrs.) Sue Blackerby
Office Manager

/b

FILED

FEB 17 1964

ALICE J. DUCK, CLERK
REGISTER

CECIL G. CHASON

ATTORNEY-AT-LAW
FOLEY, ALABAMA

June 4, 1964

Mrs. Alice J. Duck
Clerk of Court
Bay Minette, Alabama

Dear Mrs. Duck: Re: Pepsi Cola Bottling Company vs
Joe Morris - Case No 5254¹/₂

Enclosed herewith is Claim of Exemption of Joe Morris
in the above styled case. Please have the Notice of
Exemption served on Pepsi Cola Bottling Company and Hale
Manufacturing Company.

Yours very truly,

A handwritten signature in cursive script, appearing to read "C. G. Chason", written over a horizontal line.

C. G. Chason

CGC:dc

Encl.

State of Alabama

BALDWIN COUNTY

TO JOE MORRIS
....., Defendant.....

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

Pepsi Cola Bottling Company of Mobile
....., Plaintiff.....versus Joe Morris
....., Defendant.....

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

Hale Manufacturing Company, a corporation
Foley, Alabama.....

ha..... been named as Garnishee.....

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

day of February
....., 1964.....
Clerk of the Circuit Court.

ved 11 day of Feb 1964
n. 13 day of Feb 1964
ved a copy of the within Notice
Joe Morris
ervice on _____

TAYLOR WILKINS, Sheriff

By Charles

Sheriff claims 72 miles at

Ten Cents per mile 720

TAYLOR WILKINS, Sheriff

BY Charles

DEPUTY SHERIFF

5-254 1/2
NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

Joe Morris, Deft

Pepsi Cola Bottling Co.
of Mobile

Plaintiff.....

VS.

Joe Morris

Defendant.....

September 7, 1966

Hale Manufacturing Company

Foley, Alabama

Re: Pepsi Cola Bottling Co
of Mobile
vs: Joe Morris, Defendant
Hale Mfg. Co., Garnishee,

Gentlemen,

Honorable J. Connor Owens, who is the attorney in the above styled cause came in this morning and requested that I write you to please mail in the amount of money you have withheld todote for the above named Defendant.

I am also enclosing herewith a cost bill stating the full amount to be collected.

Yours very truly,

Clerk

cc: Hon. J. Connor Owens,
Bay Minette, Alabama

AJD/eb

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 9th day of October, 1962, being a regular day of
said term, Pepsi Cola Bottling Company of Mobile

recovered judgment against Joe Morris

for the sum of One Thousand Eight Hundred Eighty & 90/100 Dollars, and cost of suit,
and affidavit having been made by J. Connor Owens, Jr.
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Hale Manufacturing Company, a corporation, Foley, Alabama

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant or that it 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
Hale Manufacturing Company, a Corporation,

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, within thirty days of the service of this writ
on the XXXXXXXXXXXXXXXX Monday XXXXXXXXXXXXXXXXXXXXXXXX

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 its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer it was indebted to said defendant
it
and whether it will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing it
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 it has not in its possession or under its control money or
effects belonging to the defendant Joe Morris

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

Witness, ALICE J. DUCK, Clerk of said Court, this 11 day of February, A.D., 1964

Issued 11 day of February A.D., 1964.

ATTEST:

Alice J. Duck, Clerk.
494

64-2-13-64

Circuit Court, Baldwin County

No. 5254 1/2

Pepsi Cola Bottling Co.
of mobile

VS. } Garnishment On Judgment

Joe Morris

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney

Printed by Moore Ptg. Co.

Received 11 day of Feb 1964
and on 13 day of Feb 1964
served a copy of the within Writ
on Walt Mfg. Co.
By service on Jac. Blankenship
Blankenship
TAYLOR WILKINS, Sheriff
Blankenship
Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY Childers
DEPUTY SHERIFF

THE STATE OF ALABAMA, }
BALDWIN COUNTY

CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid J. Connor Owens, Jr.

who being duly sworn, on oath says, that a regular Term

of the Circuit Court of Baldwin County, to-wit: on the 9th day of October

1962 Pepsi Cola Bottling Company of Mobile

recovered a judgment against Joe Morris

for the sum of One Thousand Eight Hundred Eighty and 90/100 Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that Hale Manufacturing Company, a corporation,

supposed to be indebted to or have effects of the said Joe Morris

in its possession, or under its control, and that he believes process of

Garnishment against said Joe Morris

is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 11

day of February A. D. 1964

Alice J. Duck Clerk.

FILED

FEB 11 1964

ALICE J. DUCK CLERK
RECORDED

PEPSI COLA BOTTLING COMPANY,)
)
Plaintiff)
)
-vs-)
)
JOE MORRIS,)
)
Defendant)
)
HALE MANUFACTURING COMPANY,)
)
Garnishee)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW
CASE NO. 5254½

Before me, C. G. Chason, a Notary Public in and for said County in said State, personally appeared Joe Morris, who is known to me and who being by me first duly and legally sworn deposes and says on oath as follows: That he is a resident citizen of Baldwin County, Alabama, and is employed by Hale Manufacturing Company; that the only property with real or personal value owned by him are his clothes and like possessions; that the total value of all property owned by him does not exceed Two Hundred Fifty Dollars (\$250.00); that the Affiant files this his plea of exemption and claims as exempt him wages and salaries which are due and payable to him for work and labor done at Hale Manufacturing Company, the said Garnishee; and which sums due to him for his work and labor never exceed Two Hundred Fifty Dollars (\$250.00), this said exemption being claimed against any and all debts and all processes of garnishment which have or may issue for the collection alleged to be due by the Affiant to the Pepsi Cola Bottling Company, the Plaintiff, for which debt suit has been instituted and judgment recovered in the Circuit Court of Baldwin County, Alabama.

Joe Morris

Sworn to and subscribed before
me this the 30th day of May
1964.

C. G. Chason
Notary Public, Baldwin County
State of Alabama

FILED

JUN 8 1964

ALICE J. DUCK, CLERK
REGISTERED
STATE OF ALABAMA, BALDWIN COUNTY

Filed 10/1/64 book 6 page 275-742
Recorded Exp. Line
95 L. D. Oliver Jr.
Judge of Probate

C. G. C.

BOOK PAGE 273

PEPSI COLA BOTTLING COMPANY,

Plaintiff

-VS-

JOE MORRIS,

Defendant

HALE MANUFACTURING COMPANY,

Garnishee

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 5254½

TO ANY SHERIFF OF THE STATE OF ALABAMA, Greetings:

You are hereby commanded to notify the said plaintiff that
on the 4 day of June, 1964, the said defendant filed
in said cause his claim of exemptions.

You are required to execute this process instanter, and
return the same immediately upon the execution thereof.

WITNESS my hand this 4 day of June, 1964.

Alice J. Duck
Alice J. Duck, Clerk of Court.

006
JUN 27 1964

64-6-11-64
6-19-64

Book 6 page 274 1/2

Ch No. 52541 2255
1915 m. Massingham
Pepsi-Cola Bottling Co

vs.
Joe Morris
Hale Mfg Co.
Hamshire

Received 8 day of June 19 1915
and on 15 day of June 1915
served a copy of the within
on Hale Mfg Co.
By service on Mrs. B. Blackley

TAYLOR WILKINS, Sheriff
By *[Signature]* D. S.

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY *[Signature]* DEPUTY SHERIFF

EXECUTED

This day of , 19
by serving a copy of the within on

RAY D. BRIDGES, Sheriff

By D. S.

Received 17 Day of June 19 1915
and on 19 Day of June 19 1915
I served a copy of the within
on Pepsi-Cola Bottling Co.
by service on Mrs. Blackley
By *[Signature]* D. S.
RAY D. BRIDGES, Sheriff
JUN 19 1915
SHERIFF'S OFFICE

to be served on:
1. Pepsi-Cola Bottling Co
2. Hale Mfg Co. ✓

R 1.50

Q Mrs. Duck

SUMMONS AND COMPLAINT

Baldwin Times

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT, BALDWIN COUNTY

No. _____

FALL

TERM, 19 62

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon JOE MORRIS

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 _____

JOE MORRIS

Defendant

by

PEPSI-COLA BOTTLING COMPANY OF MOBILE,

a Corporation,

Plaintiff

Witness my hand this

27

day of

August

19 62.

Deirdre H. Hester, Clerk

The Defendant resides in Foley, Alabama, and may be served at
the Hale Manufacturing Co., Foley, Alabama