

5358

NOTICE OF LEVY OF ATTACHMENT

M.J. SNOW d/b/a SNOW DISTRIBUTING CO

Complainant,

No. 5358

vs.

MRS. C.B. STUART d/b/a JUBILEE RESTAURANT

Defendant.

TO: MRS. C.B. STUART d/b/a JUBILEE RESTAURANT

Notice is hereby given that in the above entitled cause on the 7th day of November, 19 62,
an attachment was issued out of the CIRCUIT Court of MOBILE County, Alabama, at the suit
of M.J. SNOW d/b/a SNOW DISTC. CO, Plaintiff, versus MRS. C.B. STUART, dba JUBILEE RESTAURANT, Defendant, for
the sum of \$ 436.33, and that said attachment was executed by the undersigned on the 7 day of
November, 19 62, by taking into my possession and levying upon all of the right, title and
interest of said defendant in and to the following described personal property, viz:

(Here Describe Property)

BY ISSUING A SHERIFF'S GARNISHMENT AGAINST
THE EMPLOYERS FIRE INSURANCE COMPANY

Notice is therefore given you to appear in said Court within the time provided by Law and defend said
cause if you think proper.

WITNESS my hand this 7 day of November, 19 62

Ray L. Bridges
Sheriff of Mobile County, Alabama

Le-Chambers
Deputy Sheriff

The Baldwin Times

"Baldwin's Only All County Newspaper"

BAY MINETTE, ALABAMA

J. H. FAULKNER, Publisher

AFFIDAVIT OF PUBLICATION

STATE OF ALABAMA,
BALDWIN COUNTY.

J. H. Faulkner, Jr., being duly sworn, deposes and says that he is the EDITOR of THE BALDWIN TIMES, a Weekly Newspaper published at Bay Minette, Baldwin County, Alabama; that the notice hereto attached of

M. J. Snow, Distributing Co.

vs.

Mrs. C. E. Stuart, Jubilee Rest.

THE STATE OF ALABAMA
BALDWIN COUNTY No. 8858
CIRCUIT COURT
February Term, 1963
M. J. SNOW, d/b/a SNOW
DISTRIBUTING COMPANY,
Plaintiff
vs.
MRS. C. E. STUART, d/b/a
JUBILEE RESTAURANT,
Defendants
ATTACHMENT
WHEREAS M. J. SNOW, d/b/a
Snow Distributing Company, as
Plaintiff in said cause, has obtained
an Attachment out of this Court, is-
sued the 7th day of November, 1962,
against the estate of the said de-
fendant Mrs. C. E. Stuart, d/b/a
Jubilee Restaurant, which Attachment
has been levied upon the following
described payments due from a fire
insurance policy as the property of
the said defendant to-wit:
payment due the said Mrs. C. E.
Stuart from a fire insurance policy
which she has with the Employers
Fire Insurance Company.
and whereas, it appears that the
said Mrs. C. E. Stuart, d/b/a Jubilee
Restaurant, Defendant as aforesaid
is a non-resident of the State of
Alabama.
NOW, THEREFORE, the said Mrs.
C. E. Stuart, d/b/a Jubilee Restaurant
wherever she may reside is hereby
notified of the levy and pendency of
said Attachment.
Witness my hand, this 6 day of
February, 1963.
ALICE I. DUCK, Clerk. 6-4c

COST STATEMENT

180 WORDS @ .065 cents — — \$ 11.70
I hereby certify this is correct, due and unpaid (paid).

J. H. Faulkner, Jr.
Editor.

was published in said newspaper for 4 consecutive weeks in the following issues:

Date of 1st publication Feb 14, 1963 Vol 75 No. 6
Date of 2nd publication " 21, 19 " Vol. " No. 7
Date of 3rd publication " 28, 19 " Vol. " No. 8
Date of 4th publication March 7, 19 " Vol. " No. 9

Subscribed and sworn before the undersigned this 12 day of Mar, 1963

Dorothy Mauter
Notary Public, Baldwin County

J. H. Faulkner, Jr.
Editor.

FILED

Mar 13 1963

RECEIVED
MAR 13 1963
REGISTER

THE STATE OF ALABAMA {

Baldwin County }

CIRCUIT COURT AT BAY MINETTE, ALA.

KNOW ALL MEN BY THESE PRESENTS, That We, M. J. Snow, d/b/a Snow Distributing Company, and

....., of the County of Baldwin Mobile

are held and firmly bound unto Mrs. C. E. Stuart, d/b/a Jubilee Restaurant,

in the sum of ONE THOUSAND (\$1,000.00) DOLLARS Dollars, to

be paid to the said C. E. Stuart, her
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 and severally, firmly by these presents.

Sealed with our seals and dated the day of November, 19 62

The Condition of this Obligation is such:

That whereas, the above bounden M. J. Snow and

..... ha....., on the day of the date

hereof, prayed an Attachment at the suit of M. J. Snow, d/b/a Snow Distributing

Company, Prichard, Alabama

..... against the estate of above named

Mrs. C. E. Stuart, d/b/s Jubilee Restaurant, Mobile Causeway,
Baldwin County, Alabama,

for the sum of FOUR HUNDRED THIRTY-SIX AND 33/100 (\$436.33) Dollars,
and hath obtained the same, returnable to the Circuit Court of Baldwin County:

Now, if the said M. J. Snow, d/b/a Snow Distributing Company,

should prosecute said Attachment to effect, and pay the said Defendant all such damages as she
may sustain by the wrongful or vexatious suing out said Attachment, then the above obligation to be void; otherwise to remain in full force and effect.

And we and each of us hereby waive all rights of claims of exemption we or either of us have now, or may hereafter have, under the Constitution and Laws of the State of Alabama.

Signed, Sealed, and delivered the date above written M. J. Snow d/b/a Snow Distributing Co.

By M. J. Snow (Seal)

Thad R. Rantley (Seal)

M. J. Snow (Seal)

..... (Seal)

Approved, this 7 day of November, 19 62

Deepest Snow, Clerk

State of Alabama)
County of Mobile)
I, hereby certify that, were this bond presented to me as
Clerk of this Court, I would approve the same.
Done this the 7th day of November, 1962.
Clerk, Circuit Court, Mobile County, Ala.

THE STATE OF ALABAMA {
Baldwin County

CIRCUIT COURT AT BAY MINETTE, ALABAMA

Before me, Kenneth Cooper, Notary Public, State at Large, State of Alabama,

~~in and for said County~~, personally appeared M. J. Snow, d/b/a Snow Distributing Company,

who, being duly sworn, on oath saith that Mrs C. E. Stuart, formerly d/b/a

Jubilee Restaurant, Mobile Cause, Baldwin County, Alabama, is justly indebted to

said M. J. Snow

in the sum of FOUR HUNDRED THIRTY-SIX AND 33/100 (\$436.33) DOLLARS Dollars,

which said amount is justly due after allowing all just offsets and discounts, and that the said

account is due and payable

and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

Subscribed and sworn to before me this 7th day of November, 19 62

Kenneth Cooper
 Notary Public, State at Large,
 State of Alabama

No. 5353 Page 1

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT
 At Bay Minette, Ala.

M. J. SNOW, d/b/a SNOW

DISTRIBUTING COMPANY,

VS.

MRS C. E. STUART, d/b/a

Jubilee Restaurant.

ATTACHMENT BOND AND AFFIDAVIT

Filed this the 7th day

of November, 19 62.

Kenneth Cooper, Clerk

Bay Minette, Alabama

Ph. 937-7412 Attorney

M. J. SNOW, d/b/a
Snow Distributing Company,

Plaintiff,

Vs

MRS. C. E. STUART, d/b/a
Jubilee Restaurant,

Defendant.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

At Law.

Case No. _____

BILL OF COMPLAINT

COUNT 1.

The Plaintiff claims of the Defendant FOUR HUNDRED THIRTY-SIX and 33/100 (\$436.33) DOLLARS due from her by account on the 7th day of November, 1962, which sum of money, with interest thereon, is still unpaid.

COUNT 2.

The plaintiff claims of the Defendant FOUR HUNDRED THIRTY-SIX and 33/100 (\$436.33) DOLLARS due from her for merchandise, goods and chattels sold by the Plaintiff to the Defendant between the 1st day of January, 1962, and the 7th day of November, 1962, which sum of money, with interest, is still due.

COUNT 3.

The Plaintiff claims of the Defendant FOUR HUNDRED THIRTY-SIX and 33/100 (\$436.33) DOLLARS from her on account stated between the Plaintiff and the Defendant on, to-wit, the 7th day of November 1962, which sum of money, with interest thereon, is still unpaid.

FILED

NOV 12 1962

ALICE L. DUCK, CLERK
REGISTER

Kenneth Cooper
Attorney for Plaintiff

Received 13 day of Nov. 1962

and on _____ day of _____ 19____

I served a copy of the within etc

on Mrs. C. E. Barrett

By service on _____

TAYLOR WILKINS, Sheriff

By _____ D. S.

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No.-----

NOVEMBER

TERM, 19 62

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon MRS C. E. STUART, d/b/a Jubilee Restaurant,

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 -----

Mrs C. E. Stuart, d.b.a Jubilee Restaurant. Defendant-----

by M.I. SNOW, d/b/a Snow Distributing Company-----

-----, Plaintiff-----

Witness my hand this 13th day of November 19 62

Quincy, Clerk

STATE of ALABAMA**Baldwin County****CIRCUIT COURT**

M. J. SNOW, d/b/a

Snow Distributing Company,

Plaintiffs

vs.

MRS. C. E. STUART, d/b/a

Jubilee Restaurant

Defendants

Summons and Complaint

Filed November 13th 1962

Clerk

Returned 25th day of Feb 1963

Not found in my county after diligent search and inquiry.

Taylor Wilkins, Sheriff

Deputy Sheriff

Kenneth Cooper

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at Fairhope with a Mrs Henderson. Her son a Mr Raft, operated the Jubilee, and he is supposed to also live in Fairhope and may know Defendant's whereabouts.

Received In Office

19

Sheriff.

I have executed this summons

this 19

by leaving a copy with

Sheriff.

Deputy Sheriff.

STATE OF ALABAMA, }
County of Mobile }

M.J. SNOW d/b/a

SNOW DISTRIBUTING COMPANY

VS.

MRS. C.E. STUART, d/b/a
JUBILEE RESTAURANT

To EMPLOYERS FIRE INSURANCE COMPANY

You are hereby summoned to be and appear before the CIRCUIT

BALDWIN

Court of ~~MOBILE~~ BALDWIN COUNTY, at the Court House of ~~MOBILE~~ County, in the City of

BAY MINETTE

~~MOBILE~~, at the next term of the said CIRCUIT Court, to be held on the

~~Monday of~~ WITIN 30 DAYS next, then and there, ~~within the first~~

~~three days of said term~~ to answer on oath whether you were not indebted to the above named

defendant at the time of the service of this garnishment, or at the time of making your answer, or any

time intervening the time of the service of this garnishment and making your answer; and whether

you will not be indebted in the future to the said defendant by contract then existing; and whether by

contract then existing you are not liable to the said defendant 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 you have not in your possession or under your control

money or effects belonging to the said defendant.

Ray L. Bridges
Sheriff of Mobile County

M/R. 2/1/68
By agreement, Cooper
advised that he
need not appear within
30-day period. R

ATTACHMENT NOTICE

The State of Alabama, {
Baldwin County

No. 5358

CIRCUIT COURT

February

Term, 19 63

M. J. SNOW, d/b/a SNOW

DISTRIBUTING COMPANY,

PLAINTIFFS

vs.

MRS. C. E. STUART, d/b/a

JUBILEE RESTAURANT,

DEFENDANTS

ATTACHMENT

WHEREAS M. J. SNOW, d/b/a Snow Distributing Company,

as Plaintiff in said cause, has obtained an Attachment out of this Court, issued the 7th
day of November 19 62, against the estate of the said defendant

Mrs C. E. Stuart, d/b/a Jubilee Restaurant,

which Attachment has been levied upon the following described payments due from a fire
insurance policy

as the property of the said defendant, to-wit:

payment due the said Mrs C. E. Stuart from a fire insurance
policy which she has with the Employers Fire Insurance
Company,

and whereas, it appears that the said Mrs C. E. Stuart, d/b/a Jubilee
Restaurant,

Defendant as aforesaid is a non-resident of the State of Alabama

NOW, THEREFORE, the said Mrs C. E. Stuart, d/b/a Jubilee Restaurant
wherever she may reside is hereby notified of the levy and pendency of said Attachment.

Witness my hand, this 6 day of February, 19 63

Clerk

No 5358

Page

THE STATE OF ALABAMA,
BALDWIN COUNTY.

CIRCUIT COURT

M. J. SNOW, d/b/a

Snow Distributing Co.,

Plaintiffs

vs.

Mrs C. E. Stuart, d/b/a

Jubilee Restaurant,

Defendants

NOTICE TO NON-RESIDENTS
OF ATTACHMENT

Issued February , 19 63

Clerk.

Prichard, Alabama,

Causeway, post office address of Daphne, Alabama,

he having made affidavit and given bond

WITNESS, my hand, this 7 day of November A. D., 1962.

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Received on the 7th day of November, 1962, and on the 7th day of November, 1962 I executed the within Writ of Attachment by issuing a Sheriff's Garnishment against the Employers Fire Insurance Company, and serving a copy of the Attachment on the Employers Fire Insurance Company, by service on W.G. Traber, and this attachment is herewith returned for further action by the court.

RAY D. BRIDGES, SHERIFF

BY *Ray D. Bridges* S.

The defendant Mrs. C. E. Stuart d/b/a Jubilee Restaurant is not found in Baldwin County.

Myler Atkins, Sheriff

No. 5358

ATTACHMENT

*M. J. Snow, d/b/a
Snow Distributing Co*

Vs.

ATTACHMENT

*Mrs. C. E. Stuart
d/b/a Jubilee Restaurant*

Issued *11-7*, 19*62*

Moore Printing Co.,

5358
M.J. SNOW DBA SNOW DIST. CO

LEVY

VS MRS. C. G. STUART DBA
JUBILEE RESTAURANT

STATE OF ALABAMA, }
COUNTY OF MOBILE }

Received on November 7, 1962 and on November 7, 1962

I executed the within Writ by levying on and taking into my possession as the property of defendant the following described personal property, to-wit:

BY ISSUING A SHERIFF'S GARNISHMENT AGAINST THE
EMPLOYERS FIRE INSURANCE COMPANY

Ray L. Bridges
Sheriff, Mobile County.

71 5558
M.J. SNOW DEA SNOW DIST. CO

LEVY

VS MRS. C. E. STUART DEA
JUBILEE RESTAURANT

STATE OF ALABAMA, }
COUNTY OF MOBILE }

Received on November 7, 1962 and on November 7, 1962

I executed the within Writ by levying on and taking into my possession as the property of defendent the following described personal property, to-wit:

BY ISSUING A SHERIFF'S GARNISHMENT AGAINST THE
EMPLOYERS FIRE INSURANCE COMPANY

Rae L. Bridges
Sheriff, Mobile County.