

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon W. J. RAYBORN, 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, Alabama, at the place of hiding same by P. F. SCHULTZ, DISTRIBUTOR OF STANDARD OIL PRODUCTS.

Witness my hand this the 10 day of August, 1961.

Alice D. Quirk
Clerk

* * * * *

COMPLAINT

4815

P. F. SCHULTZ, DISTRIBUTOR OF
STANDARD OIL PRODUCTS,

PLAINTIFF

VS:

W. J. RAYBORN

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

COUNT I:

The plaintiff claims of the defendant ONE HUNDRED TWENTY-NINE & 22/100 DOLLARS (\$129.22), due from him by account on, to wit: the 1st day of May, 1961, which sum of money, with interest thereon, is still unpaid.

COUNT II:

The plaintiff claims of the defendant ONE HUNDRED TWENTY-NINE & 22/100 DOLLARS (\$129.22), due from him on account stated between the plaintiff and the defendant on, to wit: the 1st day of May, 1961, which sum of money, with interest thereon, is still unpaid.

COUNT III:

The plaintiff claims of the defendant ONE HUNDRED TWENTY-NINE & 22/100 DOLLARS (\$129.22), due from him for merchandise, goods and chattels sold by the plaintiff to the defendant on, to wit: the 1st day of May, 1961, which sum of money, with interest thereon, is still unpaid.

There is attached to the original hereof, an itemized statement of account, verified by the affidavit of a competent witness, sworn to before a notary public, which shows the amount due on this account as of the 2nd day of August, 1961.

The defendant's address is:
Silverhill, Alabama

Julius Blum
Attorney for Plaintiff

P. F. SCHULTZ

DISTRIBUTOR

M W J Rayburn
Mokey Ala

STANDARD OIL PRODUCTS

		FORMER ITEMIZED STATEMENT		
Feb	<u>61</u>			
	2	44625	16 55	
		Pres Hess	203	
	6	44573	889	
	9	44578	16 11	
	13	17908	13 11	
	15	17968	16 40	
		17859	1729	
	20	17255	1945	
	21	17325	1887	129 22

I certify that the above bill is
 correct and unpaid.

Paul F. Schultz
 Paul F. Schultz, Agent
 Standard Oil Company

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

Janice L. Children
 Janice L. Children
 Notary Public

Baldwin County, Alabama

JANICE L. CHILDREN, Notary Public

Baldwin County, Alabama

My Commission Expires 7/13/65

State of Alabama

BALDWIN COUNTY

TO W. J. RAYBORN, Defendant.....

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

P. F. SCHULTZ, DISTRIBUTOR OF STANDARD OIL PRODUCTS, Plaintiff.....

versus W. J. RAYBORN, Defendant.....

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

SCOTT BROTHERS CONSTRUCTION and JOE M. LAMBERT

have... been named as Garnishees.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 10.....

day of August, 1961.....

Alice J. Duck
Clerk of the Circuit Court.

CLERK OF THE CIRCUIT COURT

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 1st day of

1901

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

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CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

CLERK OF THE CIRCUIT COURT

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

VS.

Plaintiff.....

Defendant.....

CLERK OF THE CIRCUIT COURT

Received 10 day of Aug 1961
and on _____ day of _____ 19____
served a copy of the within Notice
W. J. Rayborn
by service on _____
TAYLOR WILKINS, Sheriff
By _____ D. S.

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

P. F. SCHULTZ, DISTRIBUTOR OF
STANDARD OIL PRODUCTS,

PLAINTIFF

-VS-

W. J. RAYBORN

DEFENDANT

SUMMONS AND COMPLAINT
AND
NOTICE OF GARNISHMENT

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

This 30 day of Aug 1961
HENRY CLAY LOCKE, Sheriff
Washington County, Ala.

EXECUTED

This 30 day of Aug 1961
by serving a copy of the within
on W. J. Rayborn
HENRY CLAY LOCKE, Sheriff
Washington County, Ala.

EXECUTED

By Serving a Copy of the Within

S. O. C. \$ 15.00
1 Miles @ .10.....\$.10
Total \$ 1.60

Signed: HENRY CLAY LOCKE, Sheriff

By Henry Clay Locke
Washington County, Ala.
Sheriff.

By: Frances

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting :

Whereas, P. F. SCHULTZ, DISTRIBUTOR OF STANDARD OIL PRODUCTS

has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court of said

County, against W. J. RAYBORN

for the sum of ONE HUNDRED TWENTY-NINE & 22/100 Dollars and whereas, the said

P. F. SCHULTZ

has entered into bond, and made affidavit as required by law that the said

JOE M. LAMBERT,

735 Colerain, Fairhope, Alabama

is indebted to W. J. RAYBORN in the sum of ONE HUNDRED TWENTY-NINE & 22/100

Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such judgment

as may be recovered by Plaintiff, and that

JOE M. LAMBERT

is believed to be chargeable as garnishee in the cause.

YOU ARE THEREFORE, commanded to summon the said

JOE M. LAMBERT

to be and appear ~~xxxx~~ within 30 days ~~term of the Circuit Court, to~~

within 30 days

be holden for the County of Baldwin, on 19--

then and there to answer, upon oath, whether, at the time of the service of this garnishment, or at the time of making your answer, or at any time intervening between the time of serving the garnishment and making the answer, you were indebted to the defendant, and whether, you will not be indebted to him in the future by a contract then existing, and whether by a contract then existing, you are liable to him 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 defendant.

Witness my hand this

13rd

day of

August

1961

Clerk.

Miss J. White

No. 4812

Circuit Court of Baldwin County

*P. F. Schultz, Distributor
of Standard Oil Products*

VS. } GARNISHMENT ON SUMMONS

W. J. Rayburn

Issued _____ day of _____ 19____

Plaintiff's Attorney

RECEIVED IN OFFICE

This 30 day of Aug 1961
HENRY CLAY LOCKE, Sheriff
Washington County, Ala.

Frances D. S.

EXECUTED

This 30 day of Aug 1961
by serving a copy of the within
on Joe Semler
HENRY CLAY LOCKE, Sheriff
Washington County, Ala.

William Whit D. S.

EXECUTED

By Serving a Copy of the Within

Summons & Complaint \$ 1.50
1 Miles @ .10.....\$ 10

Total \$ 1.60

Signed: HENRY CLAY LOCKE, Sheriff

By *Henry Clay Locke*
Washington County, Ala.
Sheriff

By J. R.

Received 10 day of Aug 1961
and on _____ day of _____ 19____

I served a copy of the within Writ
on Joe M. Semler

By service on _____

TAYLOR WILKINS, Sheriff

By _____ D. S.

THE STATE OF ALABAMA,
BALDWIN COUNTY

CIRCUIT COURT

To Any Sheriff of the State of Alabama—Greeting :

Whereas, EF. SCHULTZ, DISTRIBUTOR OF STANDARD OIL PRODUCTS

has commenced suit by Summons and Complaint returnable to the next term of the Circuit Court of said

County, against W. J. RAYBORN

for the sum of ONE HUNDRED TWENTY-NINE & 22/100 ----- Dollars and whereas, the said

P. F. SCHULTZ

has entered into bond, and made affidavit as required by law that the said SCOTT BROTHERS

CONSTRUCTION in Alexander City, Alabama

is indebted to W. J. RAYBORN in the sum of ONE HUNDRED TWENTY-NINE & 22/100

Dollars, and that process of garnishment is believed to be necessary to obtain satisfaction of such judgment

as may be recovered by Plaintiff, and that SCOTT BROTHERS CONSTRUCTION

_____ is believed to be chargeable as garnishee in the cause.

YOU ARE THEREFORE, commanded to summon the said SCOTT BROTHERS CONSTRUCTION

_____ to be and appear ~~xxxx~~ within 30 days ~~before the Circuit Court~~ to

be holden for the County of Baldwin, on within 30 days 1961,
then and there to answer, upon oath, whether, at the time of the service of this garnishment, or at the
time of making your answer, or at any time intervening between the time of serving the garnishment and
making the answer, you were indebted to the defendant, and whether, you will not be indebted to him in
the future by a contract then existing, and whether by a contract then existing, you are liable to him 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 defendant.

Witness my hand this 12th day of August, 1961

Alice J. Duck
Clerk.

Received 10 day of Aug 1915
on day of 1915
served a copy of the within Writ
of the Dues Const
service on _____
By TAYLOR WILKINS, Sheriff
D. S.

Executed within 10 days of serving a copy on
This 17 day of Aug 1915
W. J. Rayburn Sheriff
G. A. J. J. J. D. Sheriff

No. 4815

Circuit Court of Baldwin County

P. F. Schultz, Distributor
of Standard Oil
Products

VS. { GARNISHMENT ON SUMMONS

W. J. Rayburn

Issued _____ day of _____ 19____

Plaintiff's Attorney

LAW OFFICE OF
FOREST A. CHRISTIAN
FOLEY, ALABAMA

October 5, 1961

Honorable H. M. Hall
Judge of Circuit Court
Bay Minette, Alabama

Re: P. F. Schultz
vs: Joe M. Lambert
Case No. 4814

Dear Judge Hall:

Kindly enter a judgment in this case in the amount of \$213.03, based on an itemized, verified statement of account.

Also, please render a judgment for the same amount against Scott Brothers Construction Co., on a garnishment, which was issued pending suit.

I understand that Mrs. Duck has a check from Scott Brothers to pay off this judgment, but we will need a judgment here so we can use the check.

With best wishes, I am

Cordially yours,


FOREST A. CHRISTIAN

BOND

The State of Alabama, }
Baldwin County

CIRCUIT COURT

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, P. F. SCHULTZ and B. A. THOMAS

are held and firmly bound unto W. J. RAYBORN

in the sum of TWO HUNDRED SIXTY & 00/100 DOLLARS,

to be paid to the said W. J. RAYBORN

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 this 3rd day of August, 1961

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

E. F. SCHULTZ

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

W. J. RAYBORN

the sum of ONE HUNDRED TWENTY-NINE & 22/100 Dollars,

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

SCOTT BROTHERS CONSTRUCTION and JOE M. LAMBERT

summoning them to answer what they are indebted to said Defendant, or what effects of said Defendant they have in their possession, or under their 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 as he may 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, and we hereby severally certify that we have property free from all incumbrance, to the full amount of the above bond.

P. F. Schultz (Seal)
P. F. Schultz

B. A. Thomas (Seal)
B. A. Thomas

Approved this 10 day of August, A. D., 1961

Alice J. Duke Clerk.

The State of Alabama
Baldwin County

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

in and for said County, personally appeared P. F. SCHULTZ

who, being duly sworn, doth depose and says that

W. J. RAYBORN

indebted to him in the sum of ONE HUNDRED TWENTY-NINE & 00/100 Dollars,
and that he has commenced on suit by summons and complaint on said indebtedness
against the said W. J. RAYBORN

and that SCOTT BROTHERS CONSTRUCTION and JOE M. LAMBERT

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

W. J. RAYBORN

is necessary to obtain satisfaction of said claim; and that the said SCOTT BROTHERS CONSTRUCTION
and JOE M. LAMBERT
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.

Sworn to and subscribed before me this August 1961

Janice L. Childress, Clerk Circuit Court.

JANICE L. CHILDRESS, Notary Public
Baldwin County, Alabama
My Commission Expires 7/18/65

116

No. 4-8112

THE STATE OF ALABAMA
Baldwin County.

CIRCUIT COURT

Plaintiff

TO

Defendant

Bond and Affidavit in Garnishment
on Summons

Filed this day of , 19

Clerk.

Printed by Moore Pig. Co.

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 October Term, 1961, of the Circuit Court of Baldwin County,
to-wit: On the 6th day of October, 1961, being a regular day of
said term, P. F. Schultz, Distributor of Standard Oil Products,
recovered judgment against W. J. Rayborn

for the sum of One Hundred Thirty Five 800/100 (\$135.00) Dollars, and cost of suit,
and affidavit having been made by Forest A. Christian
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Elroy McKenzie, Fairhope, Alabama

has or is believed to have in his possession, or under his control money
or effects belonging to said defendant W. J. Rayborn or that he is, or
is believed to be indebted to said defendant W. J. Rayborn 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 Elroy McKenzie,
Fairhope, Alabama,

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 30 days on the Monday in 1962,
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 his answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer he was indebted to said defendant
is and whether he will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing
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 he has or has not in his possession or under his control money or
effects belonging to the defendant W. J. Rayborn

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

Witness, ALICE J. DUCK, Clerk of said Court, this 24th day of July, A. D., 1962.

Issued 24th day of July, A. D., 1962.

ATTEST:

Alice J. Duck, Clerk.

STATE OF ALABAMA,)

BALDWIN COUNTY.)

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for said County Forest A. Christian, who being duly sworn, deposes and saith that Paul F. Schultz at the October 6, 1961 term, A. D., 1961, in the Circuit Court of Baldwin County recovered a judgment against W. J. Rayborn for the sum of \$135.00 and the further sum of dollars cost of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment and that Elroy McKenzie has or is believed to have in his possession or under his control, money or effects belonging to the defendant, or that he has or is believed to be indebted to the defendant, or is to be liable to him 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.

Forest A. Christian
Forest A. Christian

Sworn to and subscribed before me this 24th day of July, 1962.

Alice J. Duck
Alice J. Duck

Clerk of the Circuit Court of
Baldwin County.

ORIGINAL

Circuit Court, Baldwin County

No. *48144-2*

P. F. Schultz

VS. } Garnishment On Judgment

W. J. Rayborn

Issued day of 19

Returnable day of 19

Attorney

Printed by Moore Ptg. Co.

Received day of 1962
and on day of 1962
I served a copy of the within on
on *Elroy McKenzie*

By service on

TAYLOR WILKINS, Sheriff

By *Taylor Wilkins*

Sheriff claims miles at

Turn per mile Total \$ *2.00*

TAYLOR WILKINS, Sheriff

BY *Taylor Wilkins*
DEPUTY SHERIFF

State of Alabama
BALDWIN COUNTY

TO W. J. RAYBORN , Defendant.....:

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

P. F. SCHULTZ, Distributor of Standard Oil Products , Plaintiff.....,

versus W. J. RAYBORN , Defendant.....,

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

..... ELROY McKENZIE, Fairhope, Ala.

has... been named as Garnishee.....

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

day of July , 1946

Alice J. Duck
.....
Clerk of the Circuit Court.

4814 1/2 Original
ORIGINAL
NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA

TO

W. J. RAYBORN

P. F. SCHULTZ, Distributor of
Standard Oil Products Plaintiff.....

VS.

W. J. RAYBORN

Defendant.....

F. A. Christian
Attorney

Received 24 day of July 1944
and on 31 day of July 1944

I served a copy of the within Notice
on W. J. Rayborn

By service on

TAYLOR, WILKINS, Sheriff

By Taylor Wilkins Jr. S

Sheriff claims 90 miles at

Ten Cents per mile Total \$ 9.00

TAYLOR, WILKINS, Sheriff

DEPUTY SHERIFF

RELEASE OF GARNISHMENT 72-48151m

CIRCUIT COURT

BALDWIN

Court of _____ County, Alabama

RE: P. F. SCHULTZ, Distributors of STANDARD OIL PRODUCTS

vs.

Plaintiff.

W. J. RAYBORN

Defendant.

To: Elroy McKenzie

GARNISHEE

I, ALICE J. DUCK, Clerk of the Circuit Court of Baldwin County, Alabama, do hereby certify that in the above styled case, Garnishment has been released and Garnishee has been discharged.

Witness my hand, this the 28 day of August, 19 62

103

Alice J. Duck, CLERK.