

R. C. MACON, Ind.
and d/b/a

FAIRHOPE FINANCE COMPANY

Plaintiff

-VS-

BURNS PHILLIPS

Defendant

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW

) NO. 5687

)

)

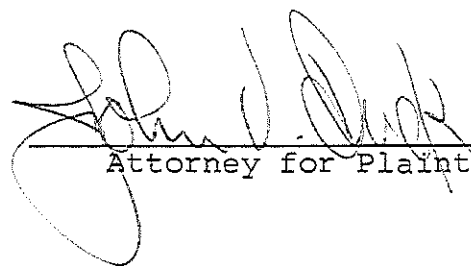
COUNT ONE:

Plaintiff claims of the Defendant the sum of ONE HUNDRED FIFTY-SEVEN DOLLARS (\$157.00), due by Promissory Note made by him on the 28th day of August, 1962, and payable on the 28th day of May, 1963 with the interest thereon.

That in and by the terms of said note, the Defendant agreed to pay all reasonable Attorneys fees and Court cost incurred in the collection of the said note, and the Plaintiff now claims the further and additional sum of Forty-Two and 50/100 Dollars (\$42.50) as a reasonable attorneys fee.

That in and by the terms of said note, the Defendant waived all rights of exemptions under the constitution and laws of the State of Alabama, and the Plaintiff now claims the benefit of this waiver.

FILED
AUG 26 1963
ALICE J. DUCK, CLERK
REGISTER


Attorney for Plaintiff

Defendant may be served at
Rt. 1, Box 92 Fairhope, Ala.
and is employed by Ray C. Parker
Contractor, Spanish Ft. Alabama

SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

The State of Alabama,

Baldwin County.

Circuit Court, Baldwin County

No.-----

-----TERM, 19----

TO ANY SHERIFF OF THE STATE OF ALABAMA

You Are Commanded to Summon BURNS PHILLIPS

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 -----

BURNS PHILLIPS

-----, Defendant-----

by R. C. MACON, Ind. and d/b/a FAIRHOPE FINANCE COMPANY

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

Witness my hand this

26

day of

Aug

1963

Ed- 9-10-63

Alfred L. Smith

-----, Clerk

No. 5687

Page _____

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

R. C. MACON, Ind. and d/b/a

FAIRHOPE FINANCE COMPANY

Plaintiffs

vs.

BURNS PHILLIPS

Defendants

Summons and Complaint

Filed

FILED

AUG 26 1963

19

ALICE L. DUCK

CLERK
REGISTER

Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Rt. I box 92, Fairhope, Ala.
employed by Ray C. Parker,
Contractor, Spanish Ft. Ala.

Received In Office

Aug 26, 1963

Sheriff.

I have executed this summons
this 10th day of Sept 1963
by leaving a copy with

Burns Phillips

Sheriff claims 70 miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY Fred Seibert
DEPUTY SHERIFF

Taylor Wilkins
Sheriff.
Fred Seibert
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 John V. Duck

who being duly sworn, on oath says, that a regular October, 1963 Term
of the Circuit Court of Baldwin County, to-wit: on the 15 day of October
1963, R. C. Macon, Ind. & d/b/a FAIRHOPE FINANCE COMPANY

recovered a judgment against BURNS PHILLIPS

for the sum of
One Hundred Ninety-Nine & 50/100 Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that

Ray K. Parker, Contractor

Spanish Fort

supposed to be indebted to or have effects of the said Burns Phillips

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

Garnishment against said Burns Phillips

is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 29

day of Nov A. D. 1963

Alice J. Duck
Clerk.

John V. Duck

State of Alabama

BALDWIN COUNTY

TO BURNS PHILLIPS, Defendant:

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

R. C. MACON, Ind. & d/b/a FAIRHOPE FINANCE CO. A Corp, Plaintiff,

versus BURNS PHILLIPS, Defendant,

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

Ray K. Parker, a Contractor

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 7th

day of Nov, 1943.

Clerk of the Circuit Court.

568 11/2

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

Received 29 day of Nov. 1963
and on 5th day of Dec 1963
I served a copy of the within notice
on Burns Phillips

TO

R C Macon

By service on _____

TAYLOR WILKINS, Sheriff

By Seibert Shore D. 43

Plaintiff.....

VS.

Burns Phillips

Sheriff claims 44 miles at

Ten Cents per mile Total \$ 4.40

TAYLOR WILKINS, Sheriff
BY Fred Seibert
DEPUTY SHERIFF

Defendant.....

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

OCTOBER

TERM, 1963

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular October Term, 1963, of the Circuit Court of Baldwin County,
to-wit: On the 15th day of October, 1963, being a regular day of
said term, R. C. Macon Ind. & d/b/a FAIRHOPE FINANCE COMPANY

recovered judgment against BURNS PHILLIPS

for the sum of One Hundred Ninety-Nine & 5-/100 Dollars, and cost of suit,
and affidavit having been made by John V. Duck
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

Ray K. Parker

Spanish Fort, Alabama

has or is believed to have in his possession, or under his control money
or effects belonging to said defendant or that he 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

Ray K. Parker

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 November A. D. 1963,
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 or is indebted to said defendant
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 not in his possession or under his control money or
effects belonging to the defendant Burns Phillips

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

Witness, ALICE J. DUCK, Clerk of said Court, this 29 day of Nov, A. D., 1963

Issued 29 day of Nov A. D., 1963

ATTEST:

Alice J. Duck, Clerk.

438-1606

lived 29 day of Nov. 1963
54 day of Dec 163

and a copy of the within Sam
Ray K. Parker

service on _____

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

Sheriff claims 44 miles at
Ten Cents per mile Total \$ 4.40
TAYLOR WILKINS, Sheriff
BY Fred Seibert
DEPUTY SHERIFF

Circuit Court, Baldwin County

No. 5687 1/2

R. C. Macdon

VS. { Garnishment On Judgment

Burns Phillips

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney