

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

FAIRHOPE FINANCE COMPANY

Plaintiff

-VS-

ODELL GIPSON

Defendant

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

) AT LAW.

)

)

)

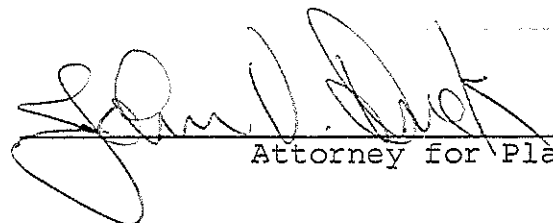
COUNT ONE:

Plaintiff claims of the Defendant the sum of FIVE HUNDRED SEVENTY-TWO and 48/100 DOLLARS (\$572.48), due by Promissory Note made by him on the 12th day of January, 1963, and payable upon twenty-four (24) monthly installments, with the interest thereon.

That in and by the terms of the said note, any default in any one installment would mature the whole obligation, and the Plaintiff now demands the entire balance in accordance with the terms of said note.

That in and by the terms of said note, the Defendant promised to pay all cost of collection, including a reasonable Attorneys fee, and the Plaintiff now claims the further and additional sum of ONE HUNDRED TWENTY FIVE DOLLARS (\$125.00) as a reasonable Attorneys fee.

That in and by the terms of said note, the Defendant waived all rights to claim exemptions under the Constitution and laws of the State of Alabama, and the Plaintiff now claims the benefit of said Waiver.


Attorney for Plaintiff

Defendant may be served
at City Hall. Works for
City of Fairhope.

FILED

AUG 26 1963

ALICE J. DUCK, CLERK
REGISTER

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 ODELL GIPSON

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 -----

ODELL GIPSON

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

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

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

Witness my hand this 24 day of Aug 1963

E. J. - 8-28-63

Chief Clerk, Clerk

No. 5692

Page _____

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

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

FAIRHOPE FINANCE COMPANY

Plaintiffs

vs.

ODELL GIPSON

Defendants

Summons and Complaint

Filed _____

FILED

19__

AUG 26 1963

Clerk

**ALICE J. DUCK, CLERK
REGISTER**

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at
Fairhope, Alabama
works for City of Fairhope
Fairhope, Alabama

Received In Office

Aug. 26, 1963

Sheriff.

I have executed this summons

this

28th day of Aug 63

by leaving a copy with

Odell Gipson

Sheriff claims _____

70

miles at

Ten Cents per mile Total \$ 7.00

TAYLOR WILKINS, Sheriff

BY

Fred Delbert
DEPUTY SHERIFF

Taylor Wilkins

Sheriff.

Fred Delbert

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 _____ 15th _____ day of _____ October
19 63, _____ R. C. Macon, Ind. & d/b/a FAIRHOPE FINANCE COMPANY _____

recovered a judgment against _____ ODELL GIPSON _____

_____ for the sum of
_____ Six Hundred Ninety-Seven & 48/100 Dollars _____
_____ Dollars
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
_____ CITY OF FAIRHOPE _____

supposed to be indebted to or have effects of the said _____ ODELL GIPSON _____
in _____ its _____ possession, or under _____ its _____ control, and that he believes process of
Garnishment against said _____ ODELL GIPSON _____
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this _____ 29 _____

day of _____ Nov _____ A. D. 1963 _____

Clerk.

John V. Duck

State of Alabama

BALDWIN COUNTY

TO ODELL GIPSON, 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 COMPANY, Plaintiff,

versus ODELL GIPSON, Defendant,

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

CITY OF FAIRHOPE

has been named as Garnishee.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 29

day of Nov, 1943

EX-12-3-63

61

Clerk of the Circuit Court.

5692 1/2

Received 29 day of Nov 1963
and on 30 day of Dec 1963

I served a copy of the within Notice
on Odell Gipson

by service on _____

TAYLOR WILKINS, Sheriff
By Fred Heilbert
F. Heilbert

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
BY TAYLOR WILKINS, Sheriff
Fred Heilbert
DEPUTY SHERIFF

**NOTICE
TO DEFENDANT OF GARNISHMENT**

**BY
CLERK OF CIRCUIT COURT
BALDWIN COUNTY, ALABAMA**

TO

R. C. Macon

Plaintiff.....

VS.

Odell Gipson

Defendant.....

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

October

TERM, 19 63

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular October Term, 19 63, of the Circuit Court of Baldwin County,
to-wit: On the 15th day of October, 19 63, being a regular day of
said term, R. C. Macon Ind. & d/b/a FAIRHOPE FINANCE COMPANY
recovered judgment against ODELL GIPSON

for the sum of Six Hundred Ninety-Seven & 48/100 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:

CITY OF FAIRHOPE, a Municipal Corporation

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant it is, or
is believed to be indebted to said defendant it 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

City of Fairhope, A Municipal Corp.

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. 19 63,
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 OR IS indebted to said defendant
and whether it 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 it has not in its possession or under its control money or
effects belonging to the defendant Odell Gipson

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., 19 63

Issued 29 day of Nov A. D., 19 63

EX-12-3-63

ATTEST:

62 Alice J. Duck, Clerk.

Received 29 day of Nov 1903
on 5th day of Dec 1903
received a copy of the within Ham.
City of Fairhope.
service on Fre. Schneider, Mayor

TAYLOR WILKINS, Sheriff
By Seibert D. S.
F. Hope

Sheriff claims 70 miles at
Ten Cents per mile Total \$ 7.00
TAYLOR WILKINS, Sheriff
BY Fred Seibert
DEPUTY SHERIFF

Circuit Court, Baldwin County

No. 5692 1/2

R.C. Macon

VS. { Garnishment On Judgment

Odell Gipsow

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney