

JOHN V. DUCK
RICHARD C. LACEY
ATTORNEYS AT LAW
FAIRHOPE, ALABAMA
September 4th, 1963

5700

Mrs. Alice J. Duck
Clerk of Circuit Court
P. O. Box 239
Bay Minette, Alabama

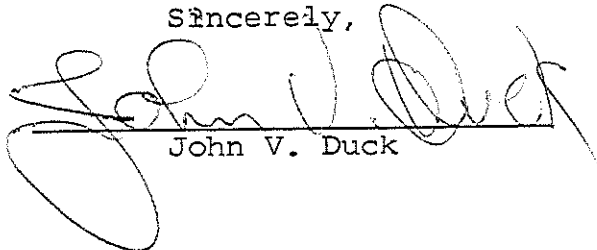
Re: Herbert Lee Thomas
VS
John S. Sanspree

Dear Mrs. Duck:

Enclosed you will find Summons and Complaint
on the above.

Please have these served.

Sincerely,


John V. Duck

JVD/oq
Encl:

HERBERT LEE THOMAS

PLAINTIFF

VS

JOHN S. SANSPREE

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW, NO. 5700

ANSWER

Comes now the defendant in the above styled cause and for answer to the complaint heretofore filed, interposes the following and separate pleas thereto:

1. Not guilty.
2. The account was paid before suit was commenced.


Attorney for Defendant

I hereby certify that I have mailed, postage prepaid, a copy of this answer to John V. Duck, attorney for Plaintiff, this 27th day of November 1963.


Attorney for Defendant

FILED

NOV. 29 1963

ALICE J. DUCK, CLERK
REGISTER

HERBERT LEE THOMAS)	IN THE CIRCUIT COURT OF
Plaintiff)	BALDWIN COUNTY, ALABAMA
-VS-)	AT LAW
JOHN S. SANSPREE)	<i>No. 5700</i>
Defendant)	

COUNT ONE:

Plaintiff claims of the Defendant the sum of TWO HUNDRED SIXTY-FIVE and 07/100 DOLLARS (\$265.07) due from him by account from on to-wit, the 26th day of August, 1962, until on to-wit, the 14th day of October, 1962, which sum of money, with the interest thereon is due and unpaid.

COUNT TWO:

Plaintiff claims of the Defendant the sum of TWO HUNDRED FOURTEEN and 82/100 DOLLARS (\$214.82) for good, merchandise, and chattel sold by the Plaintiff to the Defendant on the 26th day of August, 1962, which sum of money with the interest thereon is still unpaid.

COUNT THREE:

Plaintiff claims of the Defendant the sum of FIFTY and 25/100 DOLLARS (\$50.25) for work and labor done for the Defendant by the Plaintiff from on to-wit, the 26th day of August, 1962, until on to-wit the 14th day of October, 1962, at his request, which sum of money with the interest thereon, is still unpaid.

John J. Duck
Attorney for Plaintiff

FILED
SEP 6 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 JOHN S. SANSPREE

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 -----

JOHN S. SANSPREE

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

by -----

HERBERT LEE THOMAS

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

Witness my hand this -----

day of -----

Sept 19 63

-----, Clerk

94-9-9-63

No. 5700

Page

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

HERBERT LEE THOMAS

Plaintiffs

vs.

JOHN S. SANSFREE

Defendants

Summons and Complaint

Filed

FILED

19

SEP 6 1963

Clerk

ALICE L. WALKER
CLERK
REGISTER

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

MAGNOLIA SPRINGS, ALABAMA

Received In Office

Sept 6, 1963

Sheriff.

I have executed this summons

this

9-9-63

19

by leaving a copy with

John Sansfree
at Magnolia Springs

Sheriff's claim
Ten Cents per mile Total \$ 84
BY TAYLOR WALKER, Sheriff
DEPUTY SHERIFF
84 miles at 2.40

Taylor Wilkins

Sheriff.

Jim Eastman

Deputy Sheriff.

CECIL G. CHASON

ATTORNEY-AT-LAW
FOLEY, ALABAMA

June 18, 1966

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

Dear Mrs. Duck:

Re: Hollis -vs- Sanspree

I am enclosing herewith answer of Kuchmann Foods,
garnishee in the above styled cause with a copy being
sent to Mr. Christian. I now consider the conditional
judgment against KuchmannFoods as being set-aside.

Yours very truly,

A handwritten signature in dark ink, appearing to read 'C. G. Chason', with a large, stylized flourish at the end.

C. G. Chason

CGC:dm

Enclosure

cc: Mr. Forest Christian
Attorney at Law
Foley, Alabama

June 9, 1966

Kate

Kuehmann Foods, Inc., a Corp.

Magnolia Springs, Alabama

Gentlemen:

Re: Herbert Lee Thomas
vs: John S. Sanspree
Case No. 57004

Judgment was rendered in the above styled cause on the 9th day of June, 1966, in favor of the plaintiff and against the garnishee, Kuehmann Foods, Inc., a Corporation, for the amount of \$300.00

No answer has been filed in this cause by Kuehmann Foods, Inc., a Corporation, Garnishee.

Yours very truly,

Circuit Clerk

cc: Hon. John V. Duck
Fairhope, Alabama

HERBERT LEE THOMAS,

Plaintiff,

-vs-

JOHN S. SANSFREE,

Defendant,

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

5700101

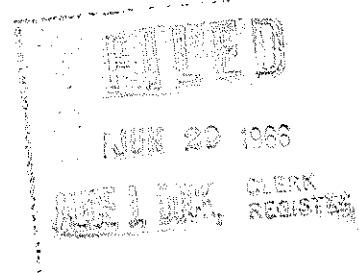
Personally appeared before me, C. G. Chason, a Notary Public in and for Baldwin County, State of Alabama, E. G. Bremforder, who is known to me and who after being by me first duly and legally sworn deposes and says under oath as follows: That his name is E. G. Bremforder; that he is Vice-President of Kuchmann Foods, Inc. a corporation, who is the garnishee in the above styled cause and as such Vice-President is in charge of the farming operation of Kuchmann Foods; that he is authorized to make answer in garnishment and in answer in the above styled cause shows that John Sansfree was employed without contract on the farm of Kuchmann Foods in Baldwin County, Alabama, but that as of the time of service of this garnishment, he was ill and at this time is confined in the hospital and that Kuchmann Foods was not indebted to the said John S. Sansfree at the time of service of garnishment and at present time by any contract or now existing and with the further employment of the said John S. Sansfree being uncertain due to his physical condition that the said Kuchmann Foods will not be liable to the said defendant for the delivery of personal property nor for the payment of money and that in the event of further employment which would be on a day labor basis and not in the form of a continuing contract and that Kuchmann foods does not have in its possession or under its control money or assets belonging to the defendant.

KUCHMANN FOODS, INC., a corporation

BY: E. G. Bremforder
Vice-President

Sworn to and subscribed before me
on this the 18 day of June, 1966.

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



5200 1/2

The State of Alabama,

Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

FEBRUARY TERM, 1965

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular February Term, 1965, of the Circuit Court of Baldwin County, to-wit: On the 4th day of February, 1965, being a regular day of said term, HERBERT LEE THOMAS

recovered judgment against JOHN S. SANSPREE

for the sum of THREE HUNDRED AND NO/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:

KUEHMANN FOODS, INC., a corporation, Magnolia Springs, Ala.

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

KUEHMANN FOODS, INC., 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, on the Monday in A. D. 1966, 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 making its answer, or at any time intervening the time of serving the garnishment, and making the answer it was 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 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 JOHN S. SANSPREE

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

Witness, ALICE J. DUCK, Clerk of said Court, this 18 day of March A. D. 1966

Issued day of A. D. 1966

ATTEST

Alice J. Duck, Clerk.

EX-3-28-66

Judge 300.00
26.40 cost

CIRCUIT COURT, BALDWIN COUNTY

No. 5200 1/2

Herbert Lee Thomas

VS. } GARNISHMENT ON JUDGMENT

John J. Janspree

Kuehmann Foods, Garnishee

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

MAR 18 1966

ALICE J. DUCK, CLERK
REGISTERED

John V. Duck

Attorney

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

Filed 18 day of March 1966
on 28 day of March 1966
with a copy of the within Ham.
Kuehmann Foods

Service on John Janspree Mgr.
of Kuehmann Foods
TAYLOR WILKINS, Sheriff
by J. M. Eastman D. S.
Gale, Ala.

Sheriff claims 75 miles at
Ten Cents per mile Total \$ 7.50
TAYLOR WILKINS, Sheriff
J. M. Eastman
DEPUTY SHERIFF

STATE OF ALABAMA

Baldwin County

TO JOHN S. SANSPREE Defendant.....:

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

..... HERBERT LEE THOMAS Plaintiff.....,

versus JOHN S. SANSPREE Defendant.....,

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

..... KUEHMANN FOODS, INC., a corporation, Magnolia Springs, Ala.

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 18

..... day of March, 1966.

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

Received 18 day of March 1966
28 day of March 1966

a copy of the within Notice

Herbert Lee Thomas

John Sanspree

by John Sanspree

TAYLOR WILKINS, Sheriff

Jm Eastburn
Galay, Ala.

69

Sheriff claims 72 miles at

Ten Cents per mile Total \$ 7.20

TAYLOR WILKINS, Sheriff

BY Jm. Eastburn
DEPUTY SHERIFF

5700 1/2

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

John J. Sanspree

Herbert Lee Thomas

Plaintiff.....

VS.

John J. Sanspree

Defendant.....

THE STATE OF ALABAMA
Baldwin County

Circuit Court

5700 1/2

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 February Term
of the Circuit Court of Baldwin County, to-wit: on the 4th day of February
19..65..... HERBERT LEE THOMAS

recovered a judgment against JOHN S. SANSPREE

..... for the sum of
THREE HUNDRED AND NO/100 (\$300.00) Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
KUEHMANN FOODS, INC., a corporation,

supposed to be indebted to or have effects of the said JOHN S. SANSPREE
in its possession, or under its Control, and that he believes process of
Garnishment against said JOHN S. SANSPREE
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this
day of A. D. 1966
..... Clerk.

John V. Duck