

DAVID F. SELLERS

PLAINTIFF

VS

GEORGE W. SCOTT

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

705714

COMPLAINT

The Plaintiff claims of the Defendant Five Hundred Dollars (\$500.00) as damages for that heretofore on, to-wit: the 12th day of October 1962, the Plaintiff was operating his motor vehicle northwardly on Magnolia Avenue, Fairhope, Alabama, where he had a lawful right to be, and the Defendant, George W. Scott, negligently operated a motor vehicle then and there as to cause said motor vehicle to run into, upon and against the automobile the Plaintiff was operating and which Plaintiff owned; and Plaintiff avers that as a proximate consequence thereof, the Plaintiff's vehicle was damaged in and about the right rear fender and right side, the repair of which Plaintiff has incurred expenses; and further, that as a direct and proximate result of the aforesaid negligence of the defendant, Plaintiff was deprived of the use of his automobile necessary in and about his work, all to Plaintiff's damage, hence this suit.

FILED
SEP 19 1962
ALBANY, ALA. CLERK
REGISTER


Attorney for Plaintiff

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 George W. Scott

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 _____

George W. Scott _____, Defendant_____

by _____

David F. Sellers _____, Plaintiff_____

Witness my hand this 19 day of Sept 1963

Exp-10-5-63

Cliff J. Luck _____, Clerk

STATE of ALABAMA

Baldwin County

CIRCUIT COURT

David F. Sellers

Plaintiffs

vs.

George W. Scott

Defendants

Summons and Complaint

Filed _____

FILED

19____

SEP 19 1963

**ALICE L. DUCK, CLERK
REGISTER**

Clerk

James A. Brice

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Fairhope, Alabama

Received In Office

Sept 19, 1963

Sheriff.

I have executed this summons

this 5th day of Oct. 1963

by leaving a copy with

George W. Scott
Fairhope, Ala.

Sheriff claims

Ten Cents per mile Total \$ 2.00 miles at
BY Taylor Wilkins, Sheriff
Fred Seibert, Deputy Sheriff

Sheriff.

Taylor Wilkins
Fred Seibert

Deputy Sheriff.



NOTE-D-GRAM

© THE DRAWING BOARD • BOX 505 • DALLAS, TEXAS

705914

JAMES A. BRICE

ATTORNEY AT LAW

BOX 298 • FOLEY, ALABAMA • WH 3-3601

MESSAGE

REPLY

TO

Mrs. Alice J. Duck
Circuit Clerk
Bay Minette, Alabama

DATE

DATE September 18, 1963

Enclosure: Summons and Complaint

David F. Sellers

vs

George W. Scott

BY

SIGNED

INSTRUCTIONS TO SENDER:

INSTRUCTIONS TO RECEIVER:

1. KEEP YELLOW COPY. 2. SEND WHITE AND PINK COPIES WITH CARBON INTACT.

1. WRITE REPLY. 2. DETACH STUB, KEEP PINK COPY, RETURN WHITE COPY TO SENDER.

LAW OFFICES
WILLIAM H. CARD, JR.
SUITE 304 ONE OFFICE PARK
MOBILE, ALABAMA

WILLIAM H. CARD, JR.

344-5161

January 26, 1970

Hon. Alice J. Duck
Clerk
Circuit Court of Baldwin County
Bay Minnette, Alabama

RE: David F. Sellers
vs.
George W. Scott
Garnishment #5714½
Alabama Dry Docks and Ship-
building Company, Garnishee

Dear Mr. Duck:

Please find enclosed a formal motion for the court to enter an order of condemnation in the above styled cause. Will you please notify me of the exact date when the motion is set so I may travel to Bay Minnette to have the court enter same.

With best regards, I remain

Very truly yours,


William H. Card, Jr.

DAVID F. SELLERS

Plaintiff

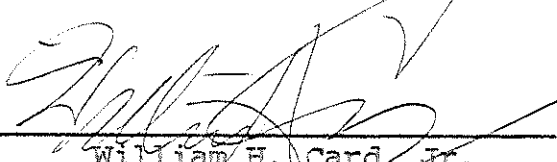
VS.

GEORGE W. SCOTT

Defendant

* IN THE CIRCUIT COURT
* OF BALDWIN COUNTY
* ALABAMA
*
*
*
* CASE NO. 5714
*

Comes now William H. Card, Jr. and appears as the attorney of record for the plaintiff in the above styled cause and requests that this honorable court make all payments directly to William H. Card, Jr. as attorney for the plaintiff David F. Sellers.



William H. Card, Jr.
Attorney for Plaintiff

DAVID F. SELLERS

Plaintiff

VS.

GEORGE W. SCOTT

Defendant

* IN THE CIRCUIT COURT

* OF BALDWIN COUNTY

* ALABAMA

*

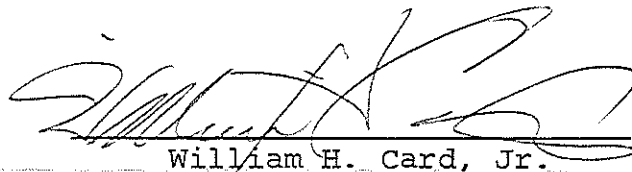
*

*

*

CASE NO. 5714 1/2

Comes now William H. Card, Jr. and appears as the attorney of record for the plaintiff in the above styled cause and requests that this honorable court make all payments directly to William H. Card, Jr. as attorney for the plaintiff David F. Sellers.


William H. Card, Jr.
Attorney for Plaintiff

DAVID F. SELLERS

Plaintiff

VS.

GEORGE W. SCOTT

Defendant

:
:
:
:
:
:
:
:
:

IN THE CIRCUIT COURT OF

BALDWIN COUNTY

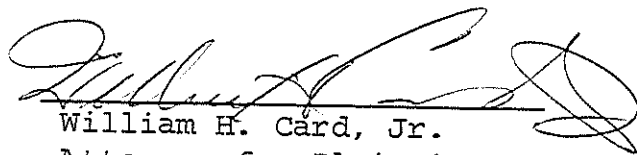
CASE NO. 5714

GARNISHMENT #5714½

ALABAMA DRY DOCKS AND
SHIPBUILDING CORPORATION -
GARNISHEE

MOTION FOR COURT TO ENTER ORDER OF CONDEMNATION
FOR MONIES WITHHELD UNDER A WRIT OF GARNISHMENT

Comes now the Plaintiff in the above styled cause and moves this honorable court to enter an order of condemnation for the monies withheld under the above mentioned Writ of Garnishment. Said amount of money is SIX HUNDRED AND NINETY SEVEN AND 50/100 (\$697.50) DOLLARS.


William H. Card, Jr.
Attorney for Plaintiff

FILED

JAN 29 1970

ALICE J. DUCK CLERK
REGISTER

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular..... Term, 19....., of the Circuit Court of Baldwin County, to-wit: On the 17 day of June, 1963, being a regular day of said term,

David F. Sellers

recovered judgment against

George W. Scott

for the sum of Six hundred and sixty five (\$665.00) Dollars, and cost of suit, and affidavit having been made by that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

Alabama Dry Dock and Shipbuilding Corp.,

Mobile, Alabama

has or is believed to have in its possession, or under its control money or effects belonging to said defendant George W. Scott, 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 Alabama Dry Dock & Shipbuilding Corporation, Mobile, Alabama

to file an answer in duplicate to the Circuit Court for Baldwin County, at the Court House thereof, in the city of Bay Minette, within 30 days from 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 George W. Scott and whether it will not be indebted in future to said defendant George W. Scott by a contract then existing, and whether by a contract then existing now 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 George W. Scott

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

Witness, ALICE J. DUCK, Clerk of said Court, this 30 day of June A. D., 1969
Issued 30 day of June A. D., 1969

ATTEST:

Alice J. Duck Clerk.

Received 30 day of June 1969
and on 28 day of July 1969
I served a copy of the within Writ
on Ala. Dry Dock & Shipbuilding Co. of Mobile
By service on J. Dixon Ray Clark
TAYLOR WILKINS, Sheriff
B. C. John Patrick S. S.

EX
JUL 1 12 42 PM '69
REC'D SHERIFF DEPT.
MOBILE COUNTY, ALA.

711 6370-71
CIRCUIT COURT, BALDWIN COUNTY

No. 5714 1/2

28+
VS. DAVID F. SELLERS
GARNISHMENT ON JUDGMENT
GEORGE W. SCOTT

Address

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

William H. Card, Jr. Attorney

Moore Printing Company, Bay Minette, Alabama

68-1-88

AFFIDAVIT FOR GARNISHMENT
ON JUDGMENT

CC LAW 12-2M-9 67

5714 1/2

THE STATE OF ALABAMA }
BALDWIN MOBILE COUNTY

CIRCUIT COURT

a Notary Public

Personally appeared before me, ~~John E. Mandeville, Clerk of the Circuit Court~~ in and for Mobile County and State aforesaid

who being duly sworn, on oath says, that on the 17 day of Dec., 1963
in the Circuit Court of Baldwin County, in Case No. 5714 The Plaintiff

David F. Sellers

recovered a judgment against

George W. Scott

the Defendant, whose address is 857 S. Washington St., Mobile, Alabama

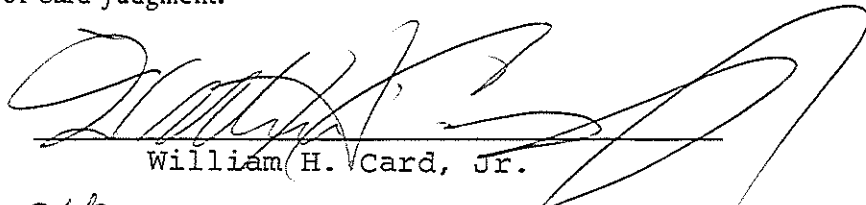
for the sum of Five Hundred and 00/100 (\$500.00) together with interest at
the rate of six per cent per annum \$165.00 TOTAL \$665.00
Dollars, besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect; that Alabama Dry Dock and Shipbuilding Corp., Mobile, Alabama

whose address is Mobile, Alabama

is supposed to be indebted to or have effects of the said George W. Scott

in its possession or under its control, and that he believes process of Garnishment against the said

is necessary to obtain satisfaction of said Judgment.


William H. Card, Jr.

Sworn to and subscribed this 27th
day of June A.D., 19 69

Adine C. Gentrow
Notary Public
Mobile, Alabama

CVOL

66 PAGE 48

STATE OF ALABAMA:
BALDWIN
COUNTY OF ~~MOBILE~~

DAVID F. SELLERS

PLAINTIFF

GEORGE W. SCOTT

DEFENDANT

Your Number 5714-1/2

VS:

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY, Garnishees:

Before the CIRCUIT - BALDWIN COUNTY

court ~~of Mobile~~ in and for said County and State:

And now comes the Alabama Dry Dock and Shipbuilding Company, through and by MABEL M. ROONEY, its agent duly authorized by it to make this answer and for answer to the garnishment in this cause says:

That at the time of making its answer, thereto, it is indebted to the said defendant. We are in the process of collecting and have not had the necessary time to accumulate a sum equal the amount shown as due by the Court.

ALABAMA DRY DOCK AND SHIPBUILDING COMPANY

By Mabel M. Rooney Agent.
MABEL M. ROONEY
Refer to our number 4786

Subscribed and sworn to before me this
18th. day of AUGUST 1969

J. E. Davis
Notary Public, Mobile County, Alabama

FILED

AUG 20 1969

STATE OF ALABAMA

Baldwin County

TO George W. Scott, Defendant.....:

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

David F. Sellers

Plaintiff.....

versus George W. Scott, Defendant.....

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

Alabama Dry Dock and Shipbuilding Company, Mobile, Ala.

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

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

30 day of June, 1969
Clerk of the Circuit Court.

5714 1/2

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

David F. Sellers

Plaintiff.....

VS.

George W. Scott

Defendant.....

Received by _____ Day of _____ 1964
and on _____
I served a Court of _____
on _____
by service on _____

PAID D. REEDS, CLERK
BY _____
J. H. Hester

LAW OFFICES OF
CARD, GEARY & STEPHENS
1702 B GOVERNMENT STREET
P. O. BOX ~~XXX~~ 6312
MOBILE, ALABAMA 36606

478-5277

WILLIAM H. CARD, JR.
JOHN P. GEARY
REGINALD H. STEPHENS

Mrs. Alice Duck, Clerk
Circuit Court-Baldwin County
Bay Minette, Alabama

Re: David Sellers -vs-
George Scott
Garnishment 5714 $\frac{1}{2}$

Dear Mrs. Duck:

As per our conversation today, will you please dismiss
this garnishment?

With best regards, I remain,

Very truly yours,
CARD, GEARY & STEPHENS

BY:


John P. Geary

JGP:ag

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular..... Term, 19..... of the Circuit Court of Baldwin County, to-wit: On the 17th day of December, 1963, being a regular day of said term, DAVID F. SELLERS

recovered judgment against GEORGE W. SCOTT

for the sum of Five Hundred and no/100 - - - - Dollars, and cost of suit, and affidavit having been made by John P. Geary that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, vis:

Alabama State Docks, Mobile, Alabama,

has or is believed to have in its possession, or under its control money or effects belonging to said defendant George W. Scott or that its 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 George W. Scott

ALABAMA STATE DOCKS, Mobile, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House thereof, Answer within 30 days from service hereof

~~the first day of the month of May, 1968~~ Monday ~~the first day of the month of May, 1968~~ Monday

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..... its was it indebted to said defendant George W. Scott and whether it will not be indebted in future to said defendant

George W. Scott 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 George W. Scott

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

Witness, ALICE J. DUCK, Clerk of said Court, this..... 15th day of May, A. D., 19 68

Issued 15th day of May, A. D., 19 68

ATTEST:

Alice J. Duck, Clerk.

git

CIRCUIT COURT, BALDWIN COUNTY

No. 5714 1/2

Ans
vs

VS. }

GARNISHMENT ON JUDGMENT

alabama state rocks.

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney

ALABAMA STATE DOCKS DEPARTMENT

AN AGENCY OF THE STATE OF ALABAMA

SECRETARY-TREASURER'S OFFICE

P. O. DRAWER 1588

MOBILE, ALABAMA



May
31st
1968

Mrs. Alice J. Duck, Clerk
Circuit Court of Baldwin County
Court House
Bay Minette, Alabama

Re : Garnishment Case No. 5714 $\frac{1}{2}$

Dear Mrs. Duck:

We are returning herewith Writ of Garnishing in the
David F. Sellers VS George W. Scott case as Mr. Scott
is no longer employed by us.

Very truly yours,

William J. Colley
Secretary-Treasurer

W
J
C
/
msb

cc:
Mr. T. A. Steely

FILED

JUN 11 1968

ALICE J. DUCK

CLERK
REGISTER

STATE OF ALABAMA
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

TERM, 19.....

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular..... Term, 19....., of the Circuit Court of Baldwin
County, to-wit: On the 17th day of December, 1963, being a regular day of
said term, DAVID F. SELLERS

recovered judgment against GEORGE W. SCOTT

for the sum of Five Hundred and no/100 - - - - - Dollars, and cost of suit,
and affidavit having been made by John P. Geary
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that
the following named persons or corporations, vis:

Alabama State Docks, Mobile, Alabama,

has or is believed to have in its possession, or under its control money
or effects belonging to said defendant George W. Scott 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 ~~George W. Scott~~

ALABAMA STATE DOCKS, Mobile, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court
House thereof, Answer within 30 days from service hereof
in the city of Bay Minette, on the Monday, ~~Ac Dec 19~~

~~then and there within the three first days of the Monday, Ac Dec 19~~

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 its was it indebted to said defendant
George W. Scott and whether it will not be indebted in future to said defendant
George W. Scott 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 prop-
erty, and whether it has not in its possession or under its
control money or effects belonging to the defendant George W. Scott

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

Witness, ALICE J. DUCK, Clerk of said Court, this 15th day of May, A. D., 1968.

Issued 15th day of May A. D., 1968.

ATTEST:

Alice J. Duck Clerk.

24: 5-21-68

Received 15 day of May 1968
and on _____ day of _____ 19____
served a copy of the within writ
_____ service on _____
By _____ TAYLOR WILKINS, Sheriff D. 58

MAY 15 1968

Received 21 day of May 1968
and on _____ day of _____ 19____
I served a copy of the within Alabama State Docks
on Alabama State Docks
BY RAY D. BRIDGES, Sheriff
BY RAY D. BRIDGES, Sheriff

715 4797
CIRCUIT COURT, BALDWIN COUNTY

No. 5714½

DAVID F. SELLERS

VS. } **GARNISHMENT ON JUDGMENT**

21st
GEORGE W. SCOTT,

21st at Sheriff's Court
Alabama State Docks, Mobile, Garnishee

Issued 15th day of May 1968

Returnable _____ day of _____ 19____

William H. Card
P. O. Box 560 - Mobile, Attorney

STATE OF ALABAMA

Baldwin County

TO GEORGE W. SCOTT
..... Defendant.....:

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

DAVID F. SELLERS

..... Plaintiff.....

versus GEORGE W. SCOTT

..... Defendant.....

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

ALABAMA STATE DOCKS - Mobile, Ala.,

has been named as Garnishee.....

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

15th day of May, 1968.....

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

Ex 15-21-68

5714½

Received 15 day of May 1968
and on _____ day of _____ 19____
I served a copy of the within Notice
on George W. Scott
By service on _____
TAYLOR WILKINS, Sheriff
By _____ D. S.

MAY 15 1968

Received 16 day of May 1968
and on 21 day of May 1968
I served a copy of the within Notice
on George W. Scott
By service on _____

RAY D. BRIDGES, Sheriff
Ray D. Bridges

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

TO

GEORGE W. SCOTT
857 S. Washington St., Mobile
Defendant.

DAVID F. SELLERS

Plaintiff....

VS.

GEORGE W. SCOTT

Defendant....

William H. Card,
P. O. Box 560
Mobile, Alabama, Atty.

AFFIDAVIT FOR GARNISHMENT
ON JUDGMENT

CC LAW 12-2M-12/65

5714 1/2

THE STATE OF ALABAMA }
MOBILE COUNTY
Baldwin

CIRCUIT COURT

Alice J. Duck Baldwin
Personally appeared before me, ~~John P. Geary~~ Clerk of the Circuit Court in and for Mobile County
and State aforesaid John P. Geary

who being duly sworn, on oath says, that on the 17th day of December, 1963
in the Circuit Court of Mobile County, in Case No. 5714 The Plaintiff

DAVID F. SELLERS

recovered a judgment against George W. Scott

the Defendant, whose address
is 857 S. Washington Street Mobile, Alabama
for the sum of Five Hundred and 00/100 (\$500.00)

Dollars, besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect;
that Alabama State Docks

whose address is Mobile, Alabama

is supposed to be indebted to or have effects of the said George W. Scott

in its possession or under its control, and that he believes process of Garnishment against the said George W. Scott

is necessary to obtain satisfaction of said Judgment.

John P. Geary

Sworn to and subscribed this 10

day of May A.D., 1968

P.O. Box 560

MOBILE, ALA.

FILED

MAY 15 1968

ALICE J. DUCK

CLERK
REGISTER

VOL 68 PAGE 718