ENDICOTT JOHNSON CORPORATION, A Corporation,

Plaintiff,

VS.

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE,

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90)

Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY—NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

E. G. RICKARBY, Attorney for Plaintiff.

Caracana Car

NOV 9 1953

ALICE J. DUCK, CLERK REGISTER

ENDICOTT JOHNSON CORPORATION, A Corporation,) -	
Plaintiff,	IN T	HE CIRCUIT COURT OF
VS. CECIL R. GARNER and FLORA	BALDI	WIN COUNTY, ALABAMA,
MAE GARNER, Individually and doing business as THE FAMILY SHOE STORE,	Q	AT LAW.
Defendants.	<u>, </u>	

AFFIDAVIT FOR SERVICE ON NON-RESIDENT UNDER SECTION 199 (1) of TITLE 7, CODE OF ALABAMA.

STATE OF ALABAMA, COUNTY OF BALDWIN.

Before me, the undersigned notary public, in and for said County, in said State, personally appeared E. G. RICKARBY, who, being by me first duly sworn, deposes and says:

That he is the attorney for ENDICOTT JOHNSON COR-PORATION, a corporation, the Plaintiff in this cause;

That the residences of the Defendants, CECIL R. GARNER and FLORA MAE GARNER, are Crestview, Florida, and that they are non-residents of the State of Alabama, and that the said CECIL R. GARNER and FLORA MAE GARNER are doing business in this State, namely, they are operating a shoe store in the City of Fairhope, Baldwin County, Alabama;

That the last known post office address of said Defendants, CECIL R. GARNER and FIORA MAE GARNER, is "care of Family Shoe Store, 290 North Main Street, Crestview, Florida".

WHEREFORE, the Plaintiff prays that the Clerk of this Circuit Court will attach a copy of this affidavit to each copy of the Summons and Complaint and forward the original Summons and Complaint in this cause and six copies thereof to the Sheriff of Montgomery County for service on the Secretary of State, as agent of said Defendants as provided by Section 199 (1), of Title 7, of the Code of Alabama, as amended September 8, 1961.

Affiant

Notary Public, Baldwin County, Alabama.

THE STATE OF ALABAMA,

BALDWIN COUNTY

_	CIRCUIT	COURT,	BALDWIN	COUNTY
No. 58/1/) 		, s.d. , s.d.	
			TERN	Л, 19

		47.				See Sept.	13.1
7.7	1 1990	10 March 1981			CHES A FESTS	AT .	ላፕ ልፑልክ/ችል•
mo	ANTO	THIRTH	$_{ m OF}$	THE	SIAIL	Or A	Tilering reserve
TO	TATAT	CILLIAN	-		· . · a	100	ALABAMA:

Asympton and an ex-			and the second	C 42										
y 1957 1-1561 10 Ty	<u> </u>		15) 12)	CECI	LR.	GARI	VERan	.d.]	FLOR	A MA	E	GAR	NER,	
Are Her	eby Comma	inded to	Summon				mur	TPΔT	//TT.Y	SHO	Œ	STO	RE,	
indiv	iduall;	y, an	d doi	ng bus	ines	s as							<u> </u>	
<u> </u>	14	, e*e.		# 2			1							
	10 mm		÷Ÿ.		· · · · · · · · · · · · · · · · · · ·									
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	***	propries and a second			and the second				4, 5 4					
appear ar	nd plead, a	nswer o	r demur,	, within th	irty da	ys fron	the ser	rvice	hereo	to th	ne co: T. T	mplai	nt filed	l in ER
cuit Com	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga	inst _	CECI	L E	R. (nt filed	ĽH
cuit Com	rt of Baldv	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga	inst _	CECI	L E	R. (:ARNI	SK ORE
cuit Com	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga a I	inst (CECI FAMI	L E	R. (arni Est	SK ORE
cuit Com	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga a I	inst (CECI FAMI	L E	R. (arni Est	SK ORE
cuit Com	rt of Baldv	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga a I	inst (CECI FAMI	L E	R. (arni Est	SK ORE
cuit Com	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay :	Minette,	aga a I	inst (CECI FAMI	L E	R. (arni Est	SIR ORE
cuit Com	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay E	Minette, d/b/	aga a I	he :	FAMI	LY	R. (SHOI	ARNI ST Defenda	ORE
reuit Cou	rt of Baldy	vin Cou	nty, Stat	e of Alaba	ama, at	Bay E	Minette,	aga a I	he :	FAMI	LY	R. (SHOI	ARNI ST Defenda	ORE

No. 5807	Page	
THE STATI	E OF ALABAMA WIN COUNTY	
CIRCU	JIT COURT	: .
FNDICOTT J	OHNSON CORPORATI	ON,
		-
	vs. Plaintiffs	ι Fi
GARNER, Ind.	NER and FLORA MA and d/b/a SHOE STORE, Defendants	
SUMMONS	and COMPLAINT	===
Filed Man	<u></u>	<u></u>
Mil	Such, cle	erk
No.	'ULED	

Filed MAN-9		19/2	3
Mile Du	r K	ر مرت	Clerk
FILEM	10 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	200 200 200 200 200 200 200 200 200 200	
Nov 9 1902	23		
ALLE I. DUCK, CLERK		6.00 6.00 700 700	* * *
REGISTER	Services Services Services Services		
E G. RICKARBY			

Plaintiff's Attorney

Defendant's Attorney

Defendant	lives at
290 North M	ain Street
Crestview,	Florida

RECEIVED IN OFFICE

7	 	<u> </u>				, 19	
						, Sh	eriff
	1 }	nave e	xecuted	this	summ	ons	
	•		- ` '				:
this _			- 19. - 19.	<u></u>		, 19	
	ving	a cop	y with				
: :		Š4	24				
	٠	e way					
	-:	• lind Esta	27 A		 		
	<i></i>	6 	2006 (1007) (1007) (1007)				
		1.0.5	(1965) (1964)		<u> </u>		
45			C		· ·		
			A, T. Tarkey				
1.00 1.00 1.00							
			ere Serie Serie				
	··	25,13	; . ; .				
		, 25 c 50 c	**************************************				
<u></u>							
	- 2 2 2	<u> </u>					·····
<u>.</u>			-				
	,	;; ;;					
			· ·				
2.15	2000 2000 2000	2.2					Sherif
						Deputy	Sharif

RECEIPT

Nº 4559

The Baldwin Times, Bay Minette, Ala.

THE STATE OF ALABAMA, BALDWIN COUNTY CIVIL DIVISION CIRCUIT COURT

Case No. 3/07 RECEIVED OF E.S. Rickarley (Enclosed the sum of Julean Lage - Fall Control of Superal Lage - Fall Control of	Date	
Trial Tax		
		5
		>
3.C-		\$
As Circuit Clerk, Baldwin County, Ala.	Total	\$ \$35°-40

P. O. BOX 71

LAW OFFICES

E. G. RICKARBY

392 FAIRHOPE AVENUE FAIRHOPE, ALABAMA

November 6, 1963

Mrs. Alice Duck Clerk of the Circuit Court Bay Minette, Alabama

Dear Mrs. Duck:

Inre: Endicott Johnson Corporation

Cecil R. Garner & Flora Mae #5807

Garner, Ind. and d/b/a The Family Shoe Store

Our File: 63-191

Enclosed find Summons and Complaint, together with deposit for costs in the sum of \$25.00 on suit on a promissory note in the above cause. Also, you will find 7 copies of affidavit for service on nonresident which I ask that you process for me, the defendants being non-residents of this State.

Please have the Secretary of State perfect service on Mr. and Mrs. Garner by mailing them copies of the complaint at their address in Florida, as shown under provisions of Title 7, Section 199 (1) of the 1940 Code of Alabama and Supplement thereto.

Yours very truly,

ts encl.

Frost-Arnett Company.

THE STATE OF ALABAMA,

,		COURT,	BALDWIN	COUNTY
No. 380	2			
	,		TERN	I, 19
				~, ~~

BALDWIN COUNTY	TERM, 19
TO ANY SHERIFF OF THE STATE OF ALABAMA:	
You Are Hereby Commanded to Summon CECIL R. GARNARANG FLORA MAE	GAENTER,
	SICI.
to appear and plead, answer or demur, within thirty days from the service hereof, to the con- Circuit Court of Baldwin County, State of Alabama, at Bay Minette, against AND PLORA MAR GARNER, Individually & 4/6/2 The FAMILY	GARNER
by ENDICOTT JOHNSON CORPORATION, a corporation.	
	, Plaintiff
Witness my hand this day of	1963
Olive X. Dues	C, Clerk

NoPage	Defendant lives at
THE STATE OF ALABAMA BALDWIN COUNTY	290 North Main Street Crestview, Florida RECEIVED IN OFFICE
CIRCUIT COURT	19
	, Sheriff
ENDICOTT JOHNSON CORPORATION,	I have executed this summons
Plaintiffs vs.	this, 19, by leaving a copy with
ECIL R. GARNER and FIORA MAE	
ARNER, Ind. and d/b/a THE FAMILY SHOE STORE, Defendants	
SUMMONS and COMPLAINT	
Filed	
, Clerk	
10일 : 마르크 (1985) : 10	
E. C. RICKARBY Plaintiff's Attorney	Sheri
Defendant's Attorney	Deputy Sheri

ENDICOTT JOHNSON CORPORATION, A Corporation,

A Corporation,

Plaintiff,

VS.

BALDWIN COUNTY, ALABAMA,

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE,

Defendants

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90)

Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

FILED

NOV 0 1963

AUGE A DUCK CLERK
REGISTED

E. G. RICKARBY, Attorney for Plaintiff.

A Corporation,

The second secon

W. W.

(SESSION CONTINUATION,

Citto . Commission con Commission co

200 E

lolonica de la compa

J.

erare of element.

Potore se, the understand noter; public, in and for said County, in said State, personally appeared i. 6.
NICOSEN, who, being by me first duly count, decomes and says:

Cost he is the effection for Mallery Summer Cos-

They are not the realizable of the leaving, filerial, and that the raid of the filerial and the second that the raid of the ra

Control the last brown post office eliment of smiller o

Circuit Court will estead a copy of this efficient to each copy of the Cambon will estead a copy of this efficient to each copy of the Cambon and Complaint in this cause and air capies thereof to the Cheriff of Controvery County for service on the Courtestry of State, as egent of said beforeigned as yearing to become in (i), of this 7, of the 100 of the 6. I/G.

FILED MOV S 1983 ALUF J. DUSK, CLERK REGIO

. Daniford Louisin Series, Sell-Series and Con-

SHORM SO AND SUBSCRIEND before me on this the 11th
day of November, 1963.

potery habite, herowin toping, Alebena.

FILED NOV & 1983 AUX I. DUSS. AUX.

THE STATE OF ALABAMA,

BALDWIN COUNTY

·	CIRCUIT	COURT,	BALDWIN	COUNTY
No. 5807				
		,	TERN	ī, 19

	e de la companya de l		
TO ANY SHERIFF OF THE STATE OF	ALABAMA:		
You Are Hereby Commanded to Summon	CECIL R. GARN	ERand FLORA MAE	GARNER,
individually, and doing	s business as	THE FAMILY SHOE	STORE,
: :	E Comment		
Circuit Court of Baldwin County, State of AND FLORA MAE GARNER, in ENDICOTE JOHNSON C	dividually & d	1/b/a The FAMIL	R. GARNER SHOE STORE, Defendant S
by			, Plaintiff
Witness my hand this	day of	Nadionhea	_ 1963
			P

The Artifaction of the Control of th								
No Page				De	efendan	t live	s at	
THE STATE OF ALABAMA BALDWIN COUNTY	,	29 -Cz	M C tes	ori Vie	h Ma	in Tor	Sto 1d	eet
CIRCUIT COURT		•	H	RECE	IVED	IN ()FF1	CH.
								, 19
ENDICOTT JOHNSON CORPORATION.						: " :::::::::::::::::::::::::::::::::::		, Sheriff
			I ha	ve e	execute	d this	sum	nmons
Plaintiffs	th	is					<u> </u>	, 19
vs. [1]	by	leavi	ing a	cop	y with			
CECIT R. GARNER and FLORA MAE						i		
GARNER, Ind. and d/b/a	<u> </u>							·····
THE FAMILY SHOE STORE, Defendants	;							
SUMMONS and COMPLAINT				: 1.,41				
	131 <u>11</u>			- 1				
Filed, 19					· ·		Ž	4
, Clerk							<u>/</u>	<u> </u>
	: -			er			4 9	
하기 교회에서 보면을 하고 있는 하는 것이 되었다. 그 사이를 함 함께 하고 함께 1명 (교육) 기교 등에 가는 것이 되었다.								X X
					-		4	1 1
판매가 휴대하는 그 남편에 하는 말을					•			2
화는 공료활동 하는데 그는 회사의 전 이 기회						-	4	Ž.
			•	<u> </u>			· · · · · ·	
# 1. 1. 1. <u># 2. 1. 1</u>	- 17 							
Plaintiff's Attorney	<u></u>	· ·	· <u></u>	:			,A.,	Sheriff
Defendant's Attorney								Deputy Sheriff
	=							
		-						

ENDICOTT JOHNSON CORPORATION, A Corporation,

A Corporation,

Plaintiff,

VS.

BALDWIN COUNTY, ALABAMA,

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE,

O

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90)

Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

E. G. RICKARBY, Attorney for Plaintiff.

FILED NOV 9 1963 AUG I DUCK, CLERK REGISTER TOTAL CONTROL CONTROL (CONTROL)

Lalaciff.

i and the circuit of the circuit of

100 M

BALL COLLEGE ALLEANA,

Color business of The

logodianta.

Salas Balance

22123 CF ALABAMA.

The best of the stranger for Millian Stranger College College

FILED

: 1863

ART I BUIL CLEAK REGISTER

and of November, 1963.

Actor was a state of the same.

FILED

Not a see

AUGE I DIGY CLERK

THE STATE OF ALABAMA,

BALDWIN COUNTY

-1110	CIRCUIT	COURT,	BALDWIN	COUNTY
No. 5807				
			TERN	I. 19

to any sheriff of the state	E OF ALABAMA:			* *	**
You Are Hereby Commanded to Summ	non CECIL R. GA	RNERand FLO	RA MAE (arner,	Ž.
individually, and do	***				:
	. , , , , , , , , , , , , , , , , , , ,				
				7	
to appear and plead, answer or demu					the
Circuit Court of Baldwin County, Sta	ate of Alabama, at Bay	Minette, against _	SI SI	HOE STOR	£,
AND FLORA MAE GARNER,	individually (k d/b/a The	FAMILY/	_, Defendant_	5
endicott johnsoi	N CORPORATION,	a corporati	on.		
	*			Plaintiff	
Witness my hand this	g 4/2 day of _	Nasiems	la	,	
			Musk	?	lerk
	1			, C	TELK

No. Pag	<u> </u>		Def	endant	lives at	:	
THE STATE OF ALA	ABAMA	29	O Morti	SHARE		676	
			RECEI	VED 1	N OFF	ĨČE	
CIRCUIT COU	RT					, 19	
ENTOPY JOURNAL CO						:	Sherif
			I have ex	cecuted	this su	mmons	
<u> 18 januar eta di Karangara Kanada di Kabula.</u> Bagai di Kabula di Kabula	Plaintiffs	this	•			, 19	J
vs.		by lear	ving a copy	with			
				and the second			
			•				
MEE. Ind. and d/b/							
es fuelly saus saus	Defendants	· .					
	• Defendants						
SUMMONS and CON	• Defendants						
SUMMONS and CON	PLAINT						
	PLAINT						
SUMMONS and CON	PLAINT			3-			
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19			***			
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19						
SUMMONS and CON	PLAINT 19						
SUMMONS and COM	Defendants APLAINT , 19 , Clerk						
SUMMONS and CON	PLAINT 19						Sher

ENDICOTT JOHNSON CORPORATION, A Corporation, IN THE CIRCUIT COURT OF . Ŏ Plaintiff, VS. BALDWIN COUNTY, ALABAMA, CECIL R. GARNER and FLORA MAE GARNER, Ind. and d/b/a AT LAW. THE FAMILY SHOE STORE, 5807

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90) Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

> E. G. RICKARBY, Attorney for Plaintiff.

ALICE J. DUCK, SEERK

The state of the s

VO.

Company of the Compan

deces distribution

ilis San

Augusta August

Property we, the underedged notery public, in and for and County, in pull State, personally appeared in A. Markett, who, being by we fixed daily more, depones and says:

That he is the strong for MATANES WARREST COM-

Control to Leaf Energy per effice address of anid leControl to Control to C

FILLD

1963

AUL LOSS

NOV

and the same and t

And the state of t

FILED

NOV 1993

AUGE 1. DUGG, SEESSESS

The State of Alabama,	Circuit Court, Baldwin County No. 5807
Baldwin County.	TERM. 19
TO ANY SHERIFF OF THE S	TATE OF ALABAMA
You Are Commanded to Summon -	CECIL R. GARNER and FLORA MAE GARNER, Ind. &
d/b/a THE FAMILY SHOE	STORE
to appear and plead, answer or demu	ar, 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 CECIL R. GARNER & FLOR
MAE GARNER, Ind. & d/b/a I	HE FAMILY SHOE STORE Defendant
byENDICOTT JOHNSON CORPO	RATION, A Corporation
	Plaintiff
Witness my hand this9t	hday of November19_63

Olice Duck, Clerk

HNDICOTT JOHNSON CORPCRATION, A Corporation, A Corporation,

Flaintiff, D IN THE CIRCUIT COURT OF

VS.

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE,

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90) Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NIME AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

E. G. RICKARBY, Attorney for Plaintiff.

Mon State St

MARIOTE COMPANION, (A COMPANION,)

All and the second second second second

Accidental measurements are con-

Defere so, the undersigned notery public, in and for seld Country, in end State, personally systematic. 5. 5.

That he is the attenney for MARCH ACRADE COL-

(edition of the second of the

in of Normalia, 1963.

Life Harrison Constitution of the Constitution

FILED

MOV 1903

MOE & DURY, CLERK
REGISTER

The State of Alabama,	Circuit Court, Baldwin (No.5307	
TO ANY SHERIFF OF THE	STATE OF ALABAMA	
You Are Commanded to Summon	ממהשים	•
	, Store	
the Circuit Court of Baldwin Coun MAE GARNER, Ind. & d/b/a by ENDICOTT JOHNSON CORE	nur, within thirty days from the service hereof, to ty, State of Alabama, at Bay Minette, against CE THE FAMILY SHOE STORE CRATION, A Corporation	CIL R. GARNER & FLORA
Witness my hand this9	th day of November 196	

ENDICOTT JOHNSON CORPORATION, Q
A Corporation,

Plaintiff,

VS.

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE.

Defendants.

COMPLAINT

Count I.

5807

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90)
Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

E. G. RICKARBY, Attorney for Plaintiff.

MOV S GLERK REGISTER

ENDICOTT JOHNSON CORPORATION, A Corporation, A Corporation,

Plaintiff, A IN THE CIRCUIT COURT OF

VS.

CECIL R. GARNER and FLORA

MAE GARNER, Individually and
doing business as THE FAMILY AT LAW.

SHOE STORE,

Defendants.

AFFIDAVIT FOR SERVICE ON NON-RESIDENT UNDER SECTION 199 (1) of TITLE 7. CODE OF ALABAMA.

STATE OF ALABAMA, COUNTY OF BALDWIN.

Before me, the undersigned notary public, in and for said County, in said State, personally appeared E. G. RICKARBY, who, being by me first duly sworn, deposes and says:

That he is the attorney for ENDICOTT JOHNSON COR-PORATION, a corporation, the Plaintiff in this cause;

That the residences of the Defendants, CECIL R. GARNER and FLORA MAE GARNER, are Crestview, Florida, and that they are non-residents of the State of Alabama, and that the said CECIL R. GARNER and FLORA MAE GARNER are doing business in this State, namely, they are operating a shoe store in the City of Fairhope, Baldwin County, Alabama;

That the last known post office address of said Defendants, CECIL R. GARNER and FLORA MAE GARNER, is "care of Family Shoe Store, 290 North Main Street, Crestview, Florida".

WHEREFORE, the Plaintiff prays that the Clerk of this Circuit Court will attach a copy of this affidavit to each copy of the Summons and Complaint and forward the original Summons and Complaint in this cause and six copies thereof to the Sheriff of Montgomery County for service on the Secretary of State, as agent of said Defendants as provided by Section 199 (1), of Title 7, of the Code of Alabama, as amended September 8, 1961.

FILED

NOV 9 1963

ALICE I. DUCK, SEERE

Affiant

Notary Public. Baldwin County, Alabama.

FILED
NOV S 1983
NOV S 1983

The State of Alabama,	Circuit Court, Baldwin County
Baldwin County.	No.5807TERM. 19
TO ANY SHERIFF OF THE	·
You Are Commanded to Summon	CECIL R. GARNER and FLORA MAE GARNER, Ind. &
d/b/a The Family Shoe	STORE
to appear and plead, answer or der	nur, within thirty days from the service hereof, to the complaint filed in
to appear and plead, answer or der	nur, within thirty days from the service hereof, to the complaint filed in aty, State of Alabama, at Bay Minette, against CECIL R. GARNER & FI
the Circuit Court of Baldwin Coun	nur, within thirty days from the service hereof, to the complaint filed in aty, State of Alabama, at Bay Minette, against CECIL R. GARNER & FI
the Circuit Court of Baldwin Coun	nty, State of Alabama, at Bay Minette, against CECIL R. GARNER & FI
MAE GARNER, Ind. & d/b/a ENDICOTT JOHNSON CORP	ty, State of Alabama, at Bay Minette, against CECIL R. GARNER & FI

Olice Jule, Clerk

ENDICOTT JOHNSON CORPORATION, A Corporation,

Plaintiff, Q IN THE CIRCUIT COURT OF

VS.

CECIL R. GARNER and
FLORA MAE GARNER, Ind. and d/b/a
THE FAMILY SHOE STORE,

Defendants.

COMPLAINT

Count I.

The Plaintiff claims of the Defendants the sum of ONE THOUSAND FIVE HUNDRED NINETY-SIX AND 90/100 (\$1,596.90)

Dollars due by promissory note made by them on, to-wit, the 1st day of August, 1963, and payable in monthly installments of SIXTY AND NO/100 (\$60.00) DOLLARS, beginning 1 September, 1963, and payable on the 1st of each consecutive month thereafter, until the whole sum, with interest at SIX PER CENT is paid in full; and the Plaintiff avers that the Defendants defaulted in the payment due October 1st, 1963, and the Plaintiff under the terms of said note declared the entire unpaid balance due and payable;

And the Plaintiff avers that in said note and as a part of the consideration thereof, the Defendants have expressly waived their right to claim personal property as exempt to them under the Constitution and laws of the State of Alabama and agreed to pay an attorney's fee for the collection thereof, and the Plaintiff hereby claims the further sum of TWO HUNDRED THIRTY-NINE AND 54/100 (\$239.54) DOLLARS as such attorney's fee.

E. G. RICKARBY, Attorney for Plaintiff.



EMDICOTT JOHNSON CORPORATION, A Corporation, In The CIRCUIT COURT OF Plaintiff, In The CIRCUIT COURT OF VS.

VS.

CECIL R. GARNER and FLORA
MAE GARNER, Individually and doing business as THE FAMILY AT LAW.

SHOP STORE,

Defendants.

APPIDAVIT FOR SERVICE ON NON-RESIDENT UNDER SECTION 199 (1) of FIELS 7. CODE OF ALABAMA.

STATE OF ALABAMA.

Before me, the undersigned notary public, in and for said County, in said State, personally appeared E. G. RICKARBY, who, being by me first duly sworn, deposes and says:

That he is the attorney for ENDICOTT JOHNSON COR-PORATION, a corporation, the Flaintiff in this cause;

That the residences of the Defendants, CECIL R.

GARNER and FLORA MAE GARNER, are Crestview, Florida, and that
they are non-residents of the State of Alabama, and that the
said CECIL R. GARNER and FLORA MAE GARNER are doing business
in this State, namely, they are operating a shoe store in the
City of Fairhope, Baldwin County, Alabama;

That the last known post office address of said Defendants, CECIL R. GARNER and FLORA MAIL GARNER, is "care of Family Shoe Store, 290 North Main Street, Crestview, Florida".

Circuit Court will attach a copy of this affidavit to each copy of the Summons and Complaint and forward the original Summons and Complaint in this cause and six capies thereof to the Sheriff of Montgomery County for service on the Secretary of State, as agent of said Defendants as provided by Section 199 (1), of Title 7, of the Code of Alabama, as amended September 8, 1961.

FILED
NOV & 1983
ALLOF J. DUJK, CLERK REGISTER

Afflant

Notary Public, Baldwin County, Alabama.

May S 1963