

LAW OFFICES  
E. G. RICKARBY  
392 FAIRHOPE AVENUE  
FAIRHOPE, ALABAMA

July 2, 1963

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

5463

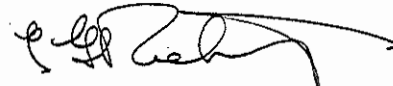
Dear Mrs. Duck:

Inre Chas. A. Born Co.  
Vs: Scheaffer Well Drilling  
Case No. 5610  
Our File: 63-7

Sorry to learn that the sheriff served Mr. Scheaffer.  
When he paid this claim, he told me that he had not  
been served.

I am, therefore, sending back your check and receipt,  
and ask that you send me a correct cost bill and I  
will take it up with Mr. Scheaffer. Thanks.

Yours very truly,



EGR/ts  
Encl.  
7/15/63  
cc: Mr. Scheaffer

THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

CASE NO. \_\_\_\_\_

ATTACHMENTS VERSUS NONRESIDENT WITHOUT BOND

TO ANY SHERIFF OF THE STATE OF ALABAMA---GREETING:

Whereas, E. G. RICKARBY, as attorney and agent for THE DEN, INC., a corporation, hath complained on oath to me, ALICE J. DUCK, Clerk of the Circuit Court of Baldwin County, that R. E. BEAN is justly indebted to THE DEN, INC., a corporation, in the sum of FOUR HUNDRED DOLLARS (\$400.00); and that said E. G. RICKARBY having caused to be made affidavit as required by law in such cases: You are hereby commanded to attach so much of the estate of said R. E. BEAN as will be of value to satisfy the said debt and costs according to the complaint; and such estate, unless replevied so to secure that the same may be liable to further proceedings thereon, to be had at the present session of the Circuit Court of Baldwin County, to be held at the Court House thereof, when and where you must make known how you have executed this writ.

WITNESS my hand, this the 11 day of Feb,  
1963.

Alice J. Duck  
Circuit Clerk.

The defendant being a nonresident of Alabama, no bond is required of the plaintiff. This Feb 11, 1963.

Alice J. Duck  
Circuit Clerk.

LAW OFFICES  
**E. G. RICKARBY**  
392 FAIRHOPE AVENUE  
FAIRHOPE, ALABAMA

April 30, 1963

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

Dear Mrs. Duck:

Re: The Den, Inc.  
Vs: R. E. Bean  
Case No. 5463

With this we are handing you Notice of Attachment  
to Nonresident Defendant by Publication.

Please publish in the Fairhope Courier.

Yours very truly,



EGR/ts  
Encl.  
7/30/63  
cc: Mr. W. F. Groom

# The Fairhope Courier

P. O. BOX 268

E. B. GASTON ESTATE, PUBLISHER

Telephone WA8-9188 Established 1894

**JOB PRINTING**

Fairhope, Alabama May 31, 1963

Mrs. Alice J. Duck, Register

Bay Minette, Alabama

Legal Notice

Re: The Den, Inc. vs R. E. Bean

445 words 3 times

May 8 - 15 - 22, 1963

22 25

LAW OFFICES  
E. G. RICKARBY  
392 FAIRHOPE AVENUE  
FAIRHOPE, ALABAMA

February 8, 1963

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

Dear Mrs. Duck:

Re: The Den, Inc.  
Vs: R. E. Bean  
Our File: 63-30

With this we are enclosing (1) Writ of Attachment, (2) Affidavit for Attachment, (3) Complaint, (4) Itemized and Verified Statement and (5) Letter to the Sheriff.

Please process, and oblige.

Yours very truly,



EGR/ts  
Encl.

cc: W. F. Groom, Esquire  
Van Antwerp Building  
Mobile, Alabama

LAW OFFICES  
**E. G. RICKARBY**  
392 FAIRHOPE AVENUE  
FAIRHOPE, ALABAMA

June 22, 1963

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

Dear Mrs. Duck:

Re: The Den, Inc.  
Vs: R. E. Bean  
Case No. 5463  
Our File No. 63-30

Request judgment by default on itemized and verified statement of account for \$410.00, being \$400.00--principal, and \$10.00--interest. Services had by publication completed on the 2nd day of June, 1963. Do we have proof of publication? If not, let me know and I'll get it for you.

Yours very truly,



EGR/wrt  
cc: Mr. Winston F. Groom  
7/1/63

THE DEN INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 5463

ORDER FOR IMMEDIATE EXECUTION

It appearing to the Court by Motion of E. G. RICKARBY, Attorney for Plaintiff in said cause, that the facts in which Motion are verified by affidavit, showing that a sufficient cause for issuing execution before the time prescribed by Section 508 of Title 7 of the Code of Alabama;

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED that leave of Court is hereby granted for issuance of execution at this time, and it is, therefore, Ordered that execution be and the same is hereby issued.

DONE this the 1 day of July, 1963.

FILED

JUL 1 1963

ALICE J. DUCK, CLERK  
REGISTER

1. Hubert M. Hester  
Circuit Judge

THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.  
CASE NO. \_\_\_\_\_

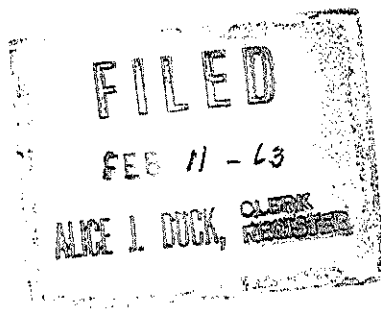
AFFIDAVIT FOR ATTACHMENT AGAINST NONRESIDENT

Before me, a Notary Public, in and for said State and County, personally appeared E. G. RICKARBY, who being duly sworn, deposes and says that he is one of the attorneys for THE DEN, INC., a corporation; that said plaintiff has a just claim or demand against R. E. BEAN; that the said above named defendant is a nonresident of the State of Alabama, and that this attachment is not sued out for the purpose of vexing or harassing the said defendant or for any other improper motive.

E. G. Rickarby  
Affiant

Sworn to and subscribed before me on this the 7<sup>th</sup> day of  
February, 1963.

Jillie B. Stephens  
Notary Public, Baldwin County, Alabama.





THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

CASE NO. \_\_\_\_\_

ATTACHMENTS VERSUS NONRESIDENT WITHOUT BOND

TO ANY SHERIFF OF THE STATE OF ALABAMA---GREETING:

Whereas, E. G. RICKARBY, as attorney and agent for THE DEN, INC., a corporation, hath complained on oath to me, ALICE J. DUCK, Clerk of the Circuit Court of Baldwin County, that R. E. BEAN is justly indebted to THE DEN, INC., a corporation, in the sum of FOUR HUNDRED DOLLARS (\$400.00); and that said E. G. RICKARBY having caused to be made affidavit as required by law in such cases: You are hereby commanded to attach so much of the estate of said R. E. BEAN as will be of value to satisfy the said debt and costs according to the complaint; and such estate, unless replevied so to secure that the same may be liable to further proceedings thereon, to be had at the present session of the Circuit Court of Baldwin County, to be held at the Court House thereof, when and where you must make known how you have executed this writ.

WITNESS my hand, this the 11 day of Feb,  
1963.

Alice J. Duck  
Circuit Clerk.

The defendant being a nonresident of Alabama, no bond is required of the plaintiff. This Feb 11, 1963.

Alice J. Duck  
Circuit Clerk.

THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

CASE NO. \_\_\_\_\_

ATTACHMENTS VERSUS NONRESIDENT WITHOUT BOND

TO ANY SHERIFF OF THE STATE OF ALABAMA---GREETING:

Whereas, E. G. RICKARBY, as attorney and agent for THE DEN, INC., a corporation, hath complained on oath to me, ALICE J. DUCK, Clerk of the Circuit Court of Baldwin County, that R. E. BEAN is justly indebted to THE DEN, INC., a corporation, in the sum of FOUR HUNDRED DOLLARS (\$400.00); and that said E. G. RICKARBY having caused to be made affidavit as required by law in such cases: You are hereby commanded to attach so much of the estate of said R. E. BEAN as will be of value to satisfy the said debt and costs according to the complaint; and such estate, unless replevied so to secure that the same may be liable to further proceedings thereon, to be had at the present session of the Circuit Court of Baldwin County, to be held at the Court House thereof, when and where you must make known how you have executed this writ.

WITNESS my hand, this the 11 day of Feb,  
1963.

Alice J. Duck  
Circuit Clerk.

The defendant being a nonresident of Alabama, no bond is required of the plaintiff. This Feb 11, 1963.

Alice J. Duck  
Circuit Clerk.

THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 5463

NOTICE OF ATTACHMENT TO NONRESIDENT  
DEFENDANT BY PUBLICATION

WHEREAS, the Plaintiff, THE DEN, INC., a corporation,  
in the above stated cause, sued out in said Court a writ of  
attachment against the estate of the Defendant, R. E. BEAN;  
and

WHEREAS, said writ of attachment was executed by the  
Sheriff of Baldwin County, Alabama, on the 6th day of March,  
1963, by levying upon the following described property of  
the Defendant, to-wit:

<u>Quantity</u>	<u>Description</u>
1	Table of ornaments
7	Vegetable bins
1	Organ
3	Dressers
4	Chester Drawers
4	Night Stands
1	Coffee Table
1	Step Table
7	Head pieces of bed
1	Electric Ironer
1	Gas Stove
1	Electric Stove
4	Small Refrigerators
1	Large box rugs
1	Box pillows
1	Large box pots
1	Large box coffee pots
25	Hoola Hoops
8	Plastic Baskets
5	Lamp Shades
2	Boxes sunglasses
5	Boxes Foam Rubber
4	Hampers
1	Sofa Bed
2	Packages combs

(Continued on next page)

Cont'd: property description:

<u>Quantity</u>	<u>Merchandise</u>
24	Clay flower pots
1	Box bicycle horns
1	Rotating Christmas light
3	Pair Scissors
2	Charcoal Burners (Pots)
37	Household Deodorant
8	Boxes of Car Deodorant
1	Box Binding
1	Box Buttons
1	Window Cover
1	Box Ironing Cords
1	Box ski ropes
1	Box bathroom racks
7	Pair scissors
2	Boxes glass cutters
1	Shelf toy trinkets
30	Linoleum mats
3	Boxes toys
1	Shelf Halloween trinkets
2	Boxes fishing tackles (small)
1	Box ball point pens
3	Boxes beany hats
8	2½ Gal. Gas cans
5	Shelves china (approx. 50 sets)
20	Sets what nots
7	Picnic jugs
1	Hot plate (two burner)
11	Christmas Cribs
3	Cans floor wax
3	Dozen records
12	Ladies Pocketbooks
1	Dozen white shirts
9	Jewelry boxes
1	Bar-B-Q Grill
1	Hot Plate (two burner)
1	Carpet sweeper
7	Double beds, iron

And, WHEREAS, the said Defendant is a nonresident of the State of Alabama and that the place of residence and post office address of said Defendant is unknown.

NOW, THEREFORE, the Defendant, R. E. BEAN, is hereby notified of the issuance of said attachment and the execution thereof, and to be and appear if he thinks proper, to defend said suit at the present term of said Court and within thirty days after this notice by publication is completed.

WITNESS my hand, this the 2 day of May, 1963.

Alice J. Duck  
Clerk.

May 2, 1963. Copy of above notice delivered to the Fairhope Courier, a newspaper, to be published once a week for three consecutive weeks.

Alice J. Duck  
Clerk.

THE DEN INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW.

CASE NO. 5463

MOTION FOR IMMEDIATE EXECUTION

Comes the Plaintiff in the above styled cause and shows to the Court that judgment by default in this case was issued on the 25th day of June, 1963, and that the debtor is a nonresident of the State of Alabama, leaving property in this State, which is under the attachment by the Plaintiff in this cause, and that the cost of storing said property is great, that is, it is costing approximately SIXTY DOLLARS (\$60.00) per month to store said property.

WHEREFORE, Plaintiff moves for leave of Court to have execution issue before the time prescribed by law and to have execution issue at once under authority of Section 510 of Title 7 of the Code of Alabama.

E. G. RICKARBY, Attorney for Plaintiff

STATE OF ALABAMA,  
COUNTY OF BALDWIN.

Before me the undersigned notary public, personally appeared E. G. RICKARBY, who being first duly sworn, deposes and says that the facts contained in the foregoing Motion are true.

Affiant

SWORN TO AND SUBSCRIBED before me on this the 1 day of July, 1963.

Notary Public, Baldwin County, Alabama.

FILED

JUL 1 1963

MADE A. DICK, CLERK REGISTER

THE DEN, INC., a  
corporation,

Plaintiff,

VS.

R. E. BEAN,

Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA,  
AT LAW.

CASE NO. \_\_\_\_\_

C O M P L A I N T

COUNT I

The Plaintiff claims of the Defendant the sum of FOUR HUNDRED AND NO/100 (\$400.00) DOLLARS for rent due under a month to month agreement for rental of premises at Robertsedale, Baldwin County, Alabama, from March 1, 1962, through December 31, 1962, with interest thereon, which sum remains unpaid.

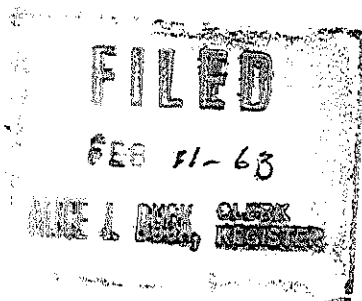
COUNT II

The Plaintiff claims of the Defendant the sum of FOUR HUNDRED AND NO/100 (\$400.00) DOLLARS for rent due by account on, to-wit, the 31st day of December, 1962; which sum of money with the interest thereon is still unpaid.



E. G. Rickarby, Attorney for Plaintiff.

NOTE: The account sued on is evidenced by an itemized and  
verified statement of account filed herewith.



E. G. Rickarby, Attorney for Plaintiff.

W A 8-9-63

THE DEN, INCORPORATED  
P. O. BOX 1087  
MOBILE, ALABAMA

Rent due from R. E. Bean for Robertsdale, Alabama, store:

March, 1962, through December 31, 1962, @ \$40.00 per month- - \$400.00

STATE OF ALABAMA

COUNTY OF MOBILE

Before me Winston F. Groom, a Notary Public in and for said State and County, personally appeared John DiPlacido, Treasurer of The Den, Inc., who being by me first duly sworn, deposes and says that he is the Treasurer of The Den, Inc., and that the above statement of the account of said corporation against R. E. Bean is just, true, and correct; that there is now due on the said account the sum of \$400.00 after deducting all credits, set offs and counter claims.

THE DEN, INC.  
By John DiPlacido  
Treasurer

Sworn to and Subscribed before me this 25 day of  
January, 1963.

Winston F. Groom  
Notary Public, Mobile County, Alabama

INVENTORY ON ROBERTSDALE DISCOUNT STORE

QUANTITY

MERCHANDISE

1	Table of arnaments
7	Vegetable bins
1	Organ
3	Dressers
4	Chester Drawers
4	Night Stands
1	Coffee Table
1	Step Table
7	Head pieces of bed
1	Electric Ironer
1	Gas Stove
1	Electric Stove
4	Small Refrigerators
1	Large box rugs
1	Box pillows
1	Large box pots
1	Large box coffee pots
25	Hoola Hoops
8	Plastic Baskets
5	Lamp Shades
2	Boxes sunglasses
5	Boxes Foam Rubber
4	Hampers
1	Sofa Bed
2	Packages combs
24	Clay flower pots
1	Box bicycle horns
1	Rotating Christmas light
3	Pair Scissors
2	Chorcoal Burners (Pots)
37	Household Deodorant
8	Boxes of Car Deodorant
1	Box Binding
1	Box Buttons
1	Window Cover
1	Box Ironing Cords
1	Box ski ropes
1	Box bathroom racks
7	Pair scissors
2	boxes glass cutters
1	Shelf toy trinkets
30	Linoleum mats
3	boxes toys
1	Shelf haloween trinkets



QUANTITY

2  
1  
3  
8  
5  
20  
7  
1  
11  
3  
3  
12  
1  
9  
1  
1  
1  
7

MERCHANDISE

Boxes fishing tackles (small)  
Box ball point pens  
Boxes beany hats  
2½ Gal. Gas cans  
Shelves china (aprox. 50 sets)  
Sets what nots  
Picnic jugs  
Hot plate (two burner)  
Christmas Cribs  
Cans ~~gla~~ floor wax  
Dozen records  
Ladies Pocketbooks  
Dozen white shirts  
Jewelry boxes  
Bar-B-Q Grill  
Hot Plate (two burner)  
Carpet sweeper  
Iron double beds

5463

ed 11 day of Feb 1963

day of 19

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vice on

TAYLOR WILKINS, Sheriff

By D. S.

Executed March 6, 1963  
by attaching the within  
described property and  
leaving it in the store  
building at Rdale.  
P. & Bean not removed  
out of state.

Taylor Wilkins Sheriff  
by W. O. Garner, U.S.  
Rdale

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

BY DEPUTY SHERIFF

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# The Fairhope Courier

Publishers and Printers

ESTABLISHED 1894

E. B. GASTON ESTATE, PUBLISHERS

LEGAL NOTICE

PHONE WA8-9188

This is to certify that the attached legal notice appeared in The Fairhope Courier, a weekly newspaper published in the City of Fairhope, County of Baldwin, State of Alabama on the dates of May 8 - May 15, 22, 1963.

*James H. Crawford*  
Editor

State of Alabama  
County of Baldwin

Sworn and subscribed this 3<sup>rd</sup>

day of JUNE, 1963, before me.

*Forest E. Warr*  
Notary Public, Baldwin County  
My Commission Expires June 12, 1963

THE DEN, INC., a corporation,  
Plaintiff,

VS.

R. E. BEAN, Defendant,  
IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW.

CASE NO. 5463

NOTICE OF THE ATTACHMENT  
TO NONRESIDENT DEFEND-  
ANT BY PUBLICATION

WHEREAS, the Plaintiff, THE DEN, INC., a corporation, in the above stated cause, sued out in said Court a writ of attachment against the estate of the Defendant, R. E. BEAN; and

WHEREAS, said writ of attachment was executed by the Sheriff of Baldwin County, Alabama, on the 6th day of March, 1963, by levying upon the following described property of the Defendant, to-wit:

Quan.	Description Merchandise
1	Table of ornaments
7	Vases
1	Orn
3	Dre

1	Electric Iron
1	Gas Stove
1	Electric Stove
4	Small Refrigerators
1	Large box rugs
1	Box pillows
1	Large box pots
1	Large box coffee pots
25	Hoola Hoops
8	Plastic Baskets
5	Lamp Shades
2	Boxes sunglasses
5	Boxes Foam Rubber
4	Hampers
1	Sofa Bed
2	Packages Combs
24	Clay flower pots
1	Box bicycle horns
1	Rotating Christmas light
3	Pairs Scissors
2	Charcoal Burners (Pots)
37	Household Deodorant
8	Boxes of Cam Deodorant
1	Box Bandage
1	Box Bandage
1	Windex
1	Box of Cords
1	Box ski ropes
1	Box bathroom racks
7	Pair scissors
2	Boxes glass cutters
1	Shelf toy trinkets
30	Linoleum mats
3	Boxes toys
1	Shelf Halloween trinkets
2	Boxes fishing tackle (small)
1	Box of coat pins

LABAMA

And, WHEREAS, the said defendant is a nonresident of State of Alabama and that place of residence and real address of said Defendant is known.

NOW, THEREFORE, the Defendant, R. E. BEAN, is hereby notified of the issuance of said attachment and the execution thereof and to be and appear if he think proper, to defend said suit at the present term of said Court and within thirty days after this notice by publication is completed.

WITNESS my hand, this the 2nd day of May, 1963

ALICE J. DUCK,

Clerk.

May 2nd, 1963. Copy of above notice delivered to the Fairhope newspaper, to be published for three consecutive days.

FILED

ALICE J. DUCK, CLERK  
REGISTER