

CECIL G. CHASON  
ATTORNEY-AT-LAW  
FOLEY, ALABAMA

August 31, 1964

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

Dear Mrs. Duck:    Re:   Ray-Brooks Machinery Company, Inc.,  
                              vs Charles W. Bain - Case No 6155

This case has been settled between the parties. Please  
let me know the amount of costs.

Yours very truly,



C. G. Chason

CGC:dc

Cc: Mr. John Duck  
Attorney at Law  
Foley, Alabama

RAY-BROOKS MACHINERY COMPANY, INC.,  
A Corporation,

Plaintiff,

VS.

CHARLES W. BAIN,

Defendant

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

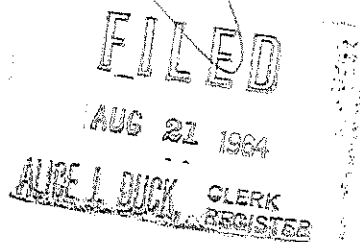
COUNT ONE

Plaintiff claims of the Defendant the sum of EIGHT HUNDRED FIFTY-FOUR AND 51/100 DOLLARS (\$854.51) due from him by account on the 16th day of June, 1964, which sum of money, with the interest thereon, is still unpaid.

COUNT TWO

Plaintiff claims of the Defendant the sum of EIGHT HUNDRED FIFTY DOLLARS (\$850.00) due from him by worthless check, drawn on the South Baldwin State Bank of Elberta, on the 16th day of June, 1964, which was duly presented for payment and returned for insufficient funds, which sum of money, with the interest thereon, is still unpaid.

*Alvin L. Duck*  
\_\_\_\_\_  
Attorney for Plaintiff



SUMMONS AND COMPLAINT

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

STATE OF ALABAMA  
BALDWIN COUNTY

Circuit Court, Baldwin County

No.....

.....TERM, 19.....

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon Charles W. Bain

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.....

Charles W. Bain

....., Defendant.....

by .....

Ray-Brooks Machinery Company, Inc., A Corporation,

..... Plaintiff.....

Witness my hand this.....

21

day of.....

May 1964

Reese J. Luck..... Clerk

64-8-27-64

No. 4155

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

RAY-BROOKS MACHINERY COMPANY, INC.

A corporation

Plaintiffs

vs.

Charles W. Bain

Defendants

SUMMONS AND COMPLAINT

Filed FILED 19.....

AUG 21 1964

Clerk

ALICE L. DUCK, CLERK  
REGISTER

DUCK AND LACEY  
Fairhope, Alabama

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Golf Course Subdivision, Gulf  
Shores, Alabama, or in Roberts-  
dale, Alabama

Received In Office

August 21 1964

Taylor Wilkins, Sheriff

I have executed this summons

this Aug 27 1964

by leaving a copy with

Charles W. Bain

100

100

CC

Taylor Wilkins, Sheriff

Deputy Sheriff

Charly Moore

THE STATE OF ALABAMA }  
Baldwin County }

CIRCUIT COURT AT BAY MINETTE, ALA.

KNOW ALL MEN BY THESE PRESENTS, That We, John H. Brooks, Jr. andJohn C. Post

....., of the County of Baldwin .....

are held and firmly bound unto Charles W. Bainin the sum of One Thousand Seven Hundred & no/100 Dollars, tobe paid to the said Charles W. Bain

heirs, executors, administrators, or assigns, for which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated the 19th day of August, 1964

The Condition of this Obligation is such:

That whereas, the above bounden Ray-Brooks Machinery Co., Inc.a Corporation has, on the day of the datehereof, prayed an Attachment at the suit of Ray-Brooks Machinery Co., Inc.a Corporation against the estate of above namedfor the sum of Eight Hundred Fifty & no/100 Dollars,  
and hath obtained the same, returnable to the Circuit Court of Baldwin County:Now, if the said Ray-Brooks Machinery Co., Inc., a Corporationshould prosecute said Attachment to effect, and pay the said Defendant all such damages as  
may sustain by the wrongful or vexatious suing out said Attachment, then the above obligation to be  
void; otherwise to remain in full force and effect.And we and each of us hereby waive all rights of claims of exemption we or either of us have now,  
or may hereafter have, under the Constitution and Laws of the State of Alabama.

Signed, Sealed, and delivered the date above written.

This Is To Certify That This Is A  
Good And Sufficient Bond. If Pre-  
sented To Me I Would Approve Same.THIS THE 19 DAY OF Aug 1964M. S. Butler Sheriff  
Montgomery Co. Ala.  
By Richard Goodwyn  
Chief DeputyRAY-BROOKS MACHINERY COMPANY, INC. (Seal)By: David L. Hines (Seal)  
SecretarySurety John H. Brooks, Jr. (Seal)  
John H. Brooks, Jr.Surety John C. Post (Seal)  
John C. PostApproved, this 21 day of Aug, 1964David L. Hines, Clerk

**THE STATE OF ALABAMA** {  
**Baldwin County**

## CIRCUIT COURT AT BAY MINETTE, ALABAMA

Before me, Frances B. Dean, Notary Publicin and for said County, personally appeared David W. Pettis

who, being duly sworn, on oath saith that

Charles W. Bain

justly indebted to

Ray-Brooks Machinery Co., Inc.in the sum of Eight Hundred Fifty & no/100

Dollars,

which said amount is justly due after allowing all just offsets and discounts, and that the said

Charles W. Bain has moneys, property, or effects, liable to satisfy  
his debts, which he fraudulently withholds

and that this Attachment is not sued out for the purpose of vexing or harassing the Defendant, or other improper motive.

David W. Pettis  
SecretarySubscribed and sworn to before me this 19th day of August, 1964Frances B. Dean

Page

STATE OF ALABAMA  
Baldwin CountyCIRCUIT COURT  
At Bay Minette, Ala.

TO

ATTACHMENT BOND AND AFFIDAVIT

Filed this the \_\_\_\_\_ day

of \_\_\_\_\_, 19 \_\_\_\_

\_\_\_\_\_, Clerk

\_\_\_\_\_, Attorney

THE STATE OF ALABAMA, {  
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Ray-Brooks Machinery Co., Inc., a Corporation

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that

Charles W. Bain

is justly indebted to the Plaintiff Ray-Brooks Machinery Co., Inc., a Corporation

in the sum of Eight Hundred Fifty & no/100----- Dollars, and  
Ray-Brooks Machinery Co., Inc., a Corp. having made affidavit and given bond  
as required by law, in such cases, you are hereby commanded to attach so much of the estate of  
Charles W. Bain: to-wit: One Bull Dozer T-D 20, Serial Number  
18237450 License Number 18-D-3 1092

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so  
attached unless replevied, so to secure, that the same may be liable to futher proceedings thereon to be  
had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said  
County, on Monday of 19 44  
next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 21 day of Aug A. D., 1944

Alice J. Duck Clerk.

returned No Action  
Pitt's Att'y

6155  
No. 6154

# ATTACHMENT

Vs. { ATTACHMENT

Issued \_\_\_\_\_, 19\_\_

Moore Printing Co.,

Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_

and on \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_

I served a copy of the within \_\_\_\_\_

on Return No action

By Order of

By service on Def's Attorney

TAYLOR WILKINS, Sheriff

By Jm Eastman D. S.

~~Sherriff claims \_\_\_\_\_ miles at~~

~~Ten Cents per mile Total \$10.00~~

~~TAYLOR WILKINS, Sheriff~~

~~By Jm Eastman~~

~~DEPUTY SHERIFF~~



ATTACHMENT

THE STATE OF ALABAMA, {  
Baldwin County.

TO ANY SHERIFF OF THE STATE OF ALABAMA:

WHEREAS, Ray-Brooks Machinery Co., Inc., a Corporation

hath complained on oath to me, ALICE J. DUCK, Clerk of Circuit Court of Baldwin County, Ala., that

Charles W. Bain

is justly indebted to the Plaintiff Ray-Brooks Machinery Co., Inc., a Corporation

in the sum of Eight Hundred Fifty & no/100----- Dollars, and

Ray-Brooks Machinery Co., Inc., a Corp. having made affidavit and given bond as required by law, in such cases, you are hereby commanded to attach so much of the estate of Charles W. Bain: to-wit: One Bull Dozer T-D 20, Serial Number 18237450 License Number 18-D-3 1092

as will be of value sufficient to satisfy said debt and costs, according to the complaint; and such estate, so attached unless replevied, so to secure, that the same may be liable to further proceedings thereon to be had by the Circuit Court of Baldwin County, Ala., at a term thereof, to be held at the Court House of said County, on \_\_\_\_\_ Monday of \_\_\_\_\_ 19 \_\_\_\_ next; when and where you must make known to said Court how you have executed this Writ.

WITNESS, my hand, this 21 day of Aug A. D., 1944.

Alice J. Duck Clerk.

No. 615-5

## ATTACHMENT

Ray Brooks Machinery Co  
A Corp

Vs.

ATTACHMENT

Charles W. Bain

Issued 8-21, 1964

Received Moore Printing Co. 19  
and on day of  
I served a copy of the within  
on

By service on

TAYLOR WILKINS, Sheriff

By

Sheriff claims 100 miles at

Ten Cents per mile Total \$ 10.00

TAYLOR WILKINS, Sheriff

BY

Jm Eastman  
DEPUTY SHERIFF