

HART-GREER, INC.,  
A Corporation,

Plaintiff,

vs.

C. H. MATTHEWS, individually,  
and doing business as C. H.  
MATTHEWS FURNITURE COMPANY,

Defendant.

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

LAW SIDE.

*W. 6177*

The Plaintiff claims of the Defendant ONE THOUSAND SEVEN HUNDRED EIGHTY SEVEN AND 13/100 DOLLARS (\$1,787.13), due from him by account on, to-wit, April 2, 1964, which sum of money, with the interest thereon, is still due and unpaid. An itemized statement of the account verified by the affidavit of a competent witness, is filed with the original summons and complaint in this cause.

MASHBURN AND OWENS

By: *[Signature]*

Attorneys for Plaintiff.

FILED  
SEP 2 1964  
AUG 1 1964  
CLERK  
BALDWIN COUNTY, ALABAMA

HART-GREER, Inc.

P. O. BOX 2391

BIRMINGHAM, ALA. 35201

C. H. MATTHEWS FURNITURE CO.  
102 E. First St.  
BAY MINETTE, ALABAMA

CODE:

INTEREST WILL BE  
CHARGED ON PAST DUE ACCOUNTS

STATE OF Alabama )  
COUNTY OF Jefferson )

Before me, the undersigned authority in and for the aforesaid county and state, who, as a notary public, under my seal of office, which seal of office is hereto attached, personally appeared C. F. Seale, known to me, who, being duly sworn, upon his oath stated that he is Sec.-Treas. of Hart-Greer, Inc., Birmingham, Ala., a corporation organized and doing business under the laws of Alabama; a partnership composed of ; a sole trader doing business as ; that as such he makes this affidavit; that he is familiar with the books and business of Hart-Greer, Inc.; that the attached account against C. H. Matthews Furn. Company is just and correct within the knowledge of this affiant; that he has authority to make this affidavit and that he has personal knowledge of the matters contained herein; that the items therein stated and composing the said account were sold and delivered to the said C.H. Matthews Furn. Co., Bay Minette, Ala. at the special instance and request of the debtor and that credit has been duly given for all payments and just and lawful offsets to which said account is entitled as therein stated and that the balance thereof amounting to the sum of Seventeen Hundred, eighty seven and 13/100 Dollars (\$ 1787.13) with interest from April 1, 1964 is justly due and remains unpaid.

HART-GREER, INC.

C. F. Seale

Sworn to, subscribed, acknowledged, signed and sealed before me, as a Notary Public under my seal of office, with my seal hereto affixed on this the 19th day of August 19, 1964.

B. B. B. B.  
A Notary Public in and for the State of

~~XXXXXXX~~ Alabama, County of

Jefferson.

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 C. H. MATTHEWS, doing business as

C. H. MATTHEWS FURNITURE COMPANY, BAY MINETTE, ALABAMA

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 C. H. MATTHEWS,  
doing business as C. H. MATTHEWS FURNITURE COMPANY, Defendant.....  
by HART-GREER, INC., a corporation

..... Plaintiff.....  
Witness my hand this 1st September 64  
day of 19

64-9-8-64

W. J. Luck Clerk

No. 6177 Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

HART-GREER, INC., a  
corporation,

Plaintiffs

vs.

C. H. MATTHEWS, doing  
business as C. H. MATTHEWS  
FURNITURE COMPANY

Defendants

SUMMONS AND COMPLAINT

Filed ...SEPTEMBER 1..... 19.....64

W. J. Wick Clerk

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

9/2 1964

....., Sheriff

I have executed this summons

this 9-8 1964  
by leaving a copy with

C. H. Matthews

Taylor Wilkins Sheriff

W. A. Zolbert Deputy Sheriff

om

State of Alabama

BALDWIN COUNTY

TO C. H. MATTHEWS, individually and d/b/a ..... Defendant.....  
MATTHEWS FURNITURE COMPANY

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

HART-GREER, NC. ...., Plaintiff.....

versus C. H. MATTHEWS, individually and d/b/a MATTHEWS FURNITURE CO Defendant.....

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

Baldwin County Bank, Bay Minette, Alabama.....

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

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 1st

day of September ....., 1946..

Alice J. Slack  
Clerk of the Circuit Court.

65

67-9-5-67

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

C. H. MATTHEWS, Ind. & d/b/a

HART-GREER, INC., Plaintiff

Plaintiff

VS.

C. H. MATTHEWS, Ind. & d/b/a

Defendant

J. CONNOR OWENS, JR.

Received 1 day of Sept 1967  
and on 5 day of Sept 1967

I served a copy of the within Notice  
on C. H. Matthews

By service on

TAYLOR WILKINS, Sheriff  
By W. A. Tolbert D. C.

Received 1 day of Sept 1967  
and on 5 day of Sept 1967

I served a copy of the within Notice  
on Matthews Furniture

By service on C. H. Matthews

TAYLOR WILKINS, Sheriff  
By W. A. Tolbert

THE STATE OF ALABAMA,  
BALDWIN COUNTY

# 6177 1/2  
CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid J. CONNOR OWENS, JR.,

who being duly sworn, on oath says, that a regular \_\_\_\_\_ Term  
of the Circuit Court of Baldwin County, to-wit: on the 17th day of November  
19 64, HART-GREER, INC.

recovered a judgment against C. H. MATTHEWS, individually and d/b/a MATTHEWS  
FURNITURE COMPANY

\_\_\_\_\_ for the sum of  
SEVENTEEN HUNDRED EIGHTY SEVEN AND 13/100 Dollars  
besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that  
Baldwin County Bank, Bay Minette, Alabama, a corporation

\_\_\_\_\_ supposed to be indebted to or have effects of the said C. H. Matthews  
in its possession, or under its control, and that he believes process of  
Garnishment against said Baldwin County Bank  
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 1st  
day of September A. D. 19 67

Alice J. Duck  
Clerk.

J. Connor Owens, Jr.  
CLERK REGISTER



NO.

6177 1/2

# CIRCUIT COURT

VS.

FILED

SEP 1 1967

## AFFIDAVIT Garnishment on Judgment

Filed this \_\_\_\_\_ day of

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

Clerk.

MOORE PRINTING CO., BAY MINETTE, ALA.

HART-GREER, INC.,  
Plaintiff,  
VS.  
C. H. MATTHEWS, individually  
and doing business as Matthews  
Furniture Company,  
Defendant.  
and  
BALDWIN COUNTY BANK,  
Garnishee.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 6177 $\frac{1}{2}$

ANSWER OF GARNISHEE


Now comes Baldwin County Bank, a corporation, which makes its answer by and through J. A. Wurst, as its agent duly authorized to make this answer and for answer to the writ of garnishment served on it in this cause on September 15, 1967, says:

That the garnishee is not now indebted to the defendant in any sum whatsoever, and was not indebted to him at the time of the service of this garnishment, nor at any time intervening between the time of the service of the garnishment and the making of this answer, and that it will not be indebted in the future to the said defendant by any contract then or now existing, and that it will not be liable to the defendant for the delivery of personal property by any contract then or now existing, for the delivery of personal property, nor for the payment of money which may be discharged by the delivery of personal property, or which is payable in personal property, and that it has not in its possession or under its control money or effects belonging to the defendant.

BALDWIN COUNTY BANK,  
a corporation,

By   
Executive Vice President

Sworn to and subscribed before me on  
this the 29<sup>th</sup> day of September, 1967.

  
Notary Public, Baldwin County, Alabama

FILED

SEP 29 1967

ALICE J. DUCK CLERK  
REGISTER

The 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 November, 1964, being a regular day of said term, HART-GREER, INC.

recovered judgment against C. H. MATTHEWS, individually and d/b/a MATTHEWS FURNITURE COMPANY

for the sum of SEVENTEEN HUNDRED EIGHTY SEVEN & 13/100 Dollars, and cost of suit, and affidavit having been made by J. Connor Owens, Jr. that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the following named persons or corporations, viz:

BALDWIN COUNTY BANK

Bay Minette, Alabama

has or is believed to have in its possession, or under its control money or effects belonging to said defendant C.H. Matthews 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

Baldwin County Bank

Bay Minette, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House thereof, within thirty days from the date of service hereof, in the city of Bay Minette, ~~on the xxxxxxxx Monday xxxxxxxxxxxxxxxxxxxxxxxx~~ 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 C.H. Matthews and whether it will not be indebted in future to said defendant C. H. Matthews 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 C.H. Matthews

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

Witness, ALICE J. DUCK, Clerk of said Court, this 1st day of Sept., A. D., 1967.

Issued 1st day of September, A. D., 1967.

ATTEST:

EX-9-15-67

Alice J. Duck, Clerk.

CIRCUIT COURT, BALDWIN COUNTY

No. 6177½

HART- GREER, INC., Plaintiff

VS. } GARNISHMENT ON JUDGMENT

C. H. MATTHEWS, Ind. & d/b/a  
MATTHEWS FURNITURE COMPANY,  
Defendant

Baldwin County Bank, Garnishee

Issued 1st day of Sept. 1967

Returnable day of 19

J. CONNOR OWENS, JR.

Attorney

MOORE PRINTING COMPANY - BAY MINETTE, ALA.

Given 15 day of Sept 1967  
on 15 day of Sept 1967  
Received a copy of the within  
Baldwin County Bank  
Service on E Davidson

TAYLOR WILKINS, Sheriff

By W A Talbot D. S.