

FOREST A. CHRISTIAN
ATTORNEY AT LAW
P.O. DRAWER 190
AREA CODE 205 -- PHONE WH 3-2201
FOLEY, ALABAMA 36535

February 11, 1965

Honorable Telfair Mashburn
Judge of Circuit Court
Bay Minette, Alabama

Re: J. A. Corte
Vs: John Kaiser, ind., d/b/a
John Kaiser & Sons Co.
Case No. 6348

Dear Judge Mashburn:

Enclosed you will find the original check in this case. Kindly render a judgment in the principal amount of \$3,097.60 plus 15% attorney's fee which would be \$460, as provided in Title 39, Section 53 (1), plus \$93 Interest for a total of \$3,650.60.

Cordially yours,

Forest A. Christian
FOREST A. CHRISTIAN (RAM)

P. S. I think the Doctor will release me on Monday, February 22, Although this will be determined on my next visit on February 19.

SUMMONS

THE STATE OF ALABAMA,)

BALDWIN COUNTY.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

You are hereby commanded to summon JOHN KAISER, Individually, and doing business as THE JOHN KAISER & SONS COMPANY, 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, Alabama, at the place of holding same by J. A. CORTE.

Witness my hand this the 4-1 day of December, 1964.

Deirdre A. Smith
Clerk of Court

* * * * *

COMPLAINT

J. A. CORTE,

PLAINTIFF

VS:

JOHN KAISER, Individually,
and doing business as THE
JOHN KAISER & SONS COMPANY,

DEFENDANTS

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA
AT LAW

The plaintiff claims of the defendants THREE THOUSAND NINETY SEVEN & 60/100 DOLLARS (\$3,097.60), due by check No. 548, dated the 5th day of August, 1964, made payable to the plaintiff and drawn by the defendants on the Farmers & Merchants Bank, Foley, Alabama, which check has been returned marked insufficient funds, together with interest thereon.

The plaintiff claims penalty and reasonable attorney's fees, which plaintiff alleges to be \$460.00, as provided in Title 39, Sec. 53 (1).

James H. Oliver
Attorney for plaintiff

The defendants' address is:
Elberta, Alabama.

EX-12-30-64

FILED

DEC 4 1964

MADE J. CORTE, CLERK

no. 6348

SUMMONS AND COMPLAINT

J. A. CORTE,

PLAINTIFF

VS:

JOHN KAISER, Individually,
and doing business as THE
JOHN KAISER & SONS COMPANY,

DEFENDANT'S

Served 21 day of Dec 1964
and on 30 day of Nov 1964
served a copy of the within 29C
John Kaiser
By service on _____

TAYLOR WILKINS, Sheriff
By Orville Tucker
Doley

Sheriff claims 72 miles at
Ten Cents per mile Total \$ 7.20
TAYLOR WILKINS, Sheriff
BY OC
DEPUTY SHERIFF

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

DEC 21 1964

ALICE L. DICK, CLERK
REGISTER

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

MAY

TERM, 1965

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular February Term, 1965, of the Circuit Court of Baldwin County,
to-wit: On the 12th day of February, 1965, being a regular day of
said term, J. A. CORTE

recovered judgment against JOHN KAISER, Ind. & d/b/a JOHN KAISER & SONS
~~THREE THOUSAND FIVE HUNDRED TEN & 00/100 DOLLARS (\$3,510.00) DOLLARS,~~

for the sum of ~~THREE THOUSAND FIVE HUNDRED TEN & 00/100~~ Dollars, and cost of suit, **\$50 Court Costs**
and affidavit having been made by FOREST A. CHRISTIAN
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

STATE BANK OF ELBERTA, ELBERTA, ALABAMA

has or is believed to have in ITS possession, or under ITS control money
or effects belonging to said defendant 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

STATE BANK OF ELBERTA, Elberta, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
thereof, in the city of Bay Minette, within the next thirty days ~~on the~~ Monday A. D. 1965,
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 time making its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer it was i indebted to said defendant
and whether it will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing
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

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

Witness, ALICE J. DUCK, Clerk of said Court, this 10 day of June A. D., 1965

Issued May day of May A. D., 1965.

ATTEST:

Alice J. Duck, Clerk.

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

MAY

TERM, 19 65

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular February Term, 19 65, of the Circuit Court of Baldwin County,
to-wit: On the 12th day of February, 19 65, being a regular day of
said term, J. A. CORTE

recovered judgment against JOHN KAISER, Inc. & d/b/a JOHN KAISER & SONS

for the sum of THREE THOUSAND FIVE HUNDRED TEN & 00/100 Dollars, and cost of suit, \$50 Court Costs
and affidavit having been made by FOREST A. CHRISTIAN
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

STATE BANK OF ELBERTA, ELBERTA, ALABAMA

has or is believed to have in ITS possession, or under ITS control money
or effects belonging to said defendant it 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

STATE BANK OF ELBERTA, Elberta, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
thereof, in the city of Bay Minette, within the next thirty days on the Monday A. D. 19 65,
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 time making its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer it was it indebted to said defendant
and whether it will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing
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

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

Witness, ALICE J. DUCK, Clerk of said Court, this May day of May, A. D., 19 65

Issued May day of May, A. D., 19 65.

ATTEST:

_____, Clerk.

State of Alabama

BALDWIN COUNTY

TO JOHN KAISER, IND., & d/b/a JOHN KAISER & SONS, Defendant:

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

J. A. CORTE, Plaintiff,

versus JOHN KAISER, Ind., & d/b/a JOHN KAISER & SONS, Defendant,

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

BANK OF ELBERTA, Elberta, Alabama,

has been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 10th.....

day of June, 1965.

Alice D. Duck
 Clerk of the Circuit Court.

Garnishment on Judgment.

The State of Alabama,
Baldwin County

CIRCUIT COURT, BALDWIN COUNTY

MAY TERM, 1965

To any Sheriff of the State of Alabama, Greeting:

WHEREAS, at a regular February Term, 1965, of the Circuit Court of Baldwin County,
to-wit: On the 12th day of February, 1965, being a regular day of
said term, J. A. CORTE

recovered judgment against JOHN KAISER, Ind. & d/b/a JOHN KAISER & SONS
~~XXXXXXXXXXXX FIVE HUNDRED TEN & 00/100 DOLLARS (\$2,510.00) DOLLARS,~~

for the sum of THREE THOUSAND FIVE HUNDRED TEN & 00/100 Dollars, and cost of suit, \$50 Court
Costs

and affidavit having been made by FOREST A. CHRISTIAN
that process of garnishment is believed to be necessary to obtain satisfaction of such Judgment, and that the
following named persons or corporations, viz:

STATE BANK OF ELBERTA, ELBERTA, ALABAMA

has or is believed to have in ITS possession, or under ITS control money
or effects belonging to said defendant 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

STATE BANK OF ELBERTA, Elberta, Alabama

to be and appear before the honorable Judge of the Circuit Court for Baldwin County, at the Court House
within the next thirty days
thereof, in the city of Bay Minette, ~~on the~~ Monday, A. D. 1965,
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 time making its answer, or at any time intervening the time of serv-
ing the garnishment, and making the answer it was it indebted to said defendant
and whether it will not be indebted in future to said defendant
by a contract then existing, and whether by a contract then existing
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

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

Witness, ALICE J. DUCK, Clerk of said Court, this 10 day of May, 1965

Issued day of May, 1965.

ATTEST:

Alice J. Duck, Clerk.

Not served by Order of 1964.

Received 10 day of June 1915
and on _____ day of _____ 19____

I served a copy of the within Garn.
on State Bank of Alabama

By service on _____

TAYLOR WILKINS, Sheriff

By _____

Met W. Action
from City
Circuit Court, Baldwin County

No. 6348 1/2

VS. } Garnishment On Judgment

Issued _____ day of _____ 19____

Returnable _____ day of _____ 19____

Attorney

THE STATE OF ALABAMA,
BALDWIN COUNTY

6348 1/2
CIRCUIT COURT

Personally appeared before me, Alice J. Duck, Clerk of the Circuit Court in and for Baldwin County and State aforesaid FOREST A. CHRISTIAN,

who being duly sworn, on oath says, that a regular February, 1965 Term
of the Circuit Court of Baldwin County, to-wit: on the 12th day of February
1965, J. A. CORTE

recovered a judgment against JOHN KAISER, IND. and d/b/a JOHN KAISER & SONS

for the sum of
THREE THOUSAND FIVE HUNDRED TEN & 00/100 (\$3,510.00) DOLLARS, plus \$50 Dollars Court
costs Besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
STATE BANK OF ELBERTA, ELBERTA, Alabama

supposed to be indebted to or have effects of the said JOHN KAISER, IND. & d/b/a JOHN KAISER & SONS
in its possession, or under its control, and that he believes process of
Garnishment against said STATE BANK OF ELBERTA
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 10th
day of June A. D. 1965
Alice J. Duck
Clerk.

Forest A. Christian
Attorney of Record
Forest A. Christian
JUN 15 1965
CLERK REGISTER

STATE OF ALABAMA

Baldwin County

TO JOHN KAISER, IND. & d/b/a JOHN KAISER & SONS
....., Defendant.....:

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

J. A. CORTE

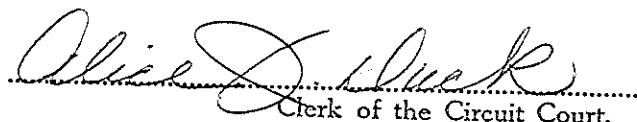
....., Plaintiff.....

versus JOHN KAISER, Ind. & d/b/a JOHN KAISER & SONS
....., Defendant.....,

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

OF ELBERTA, ELBERTA, ALABAMA,
.....

ha..... been named as Garnishee.....

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the ...10th
.....day of June....., 19..65..
Clerk of the Circuit Court.

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Not served - by order of Atty

Issued 10 day of June 1945
and on _____ day of _____ 19____

served a copy of the within Notice

on John Kaiser

By service on _____

TAYLOR WILKINS, SR.

BY _____

6348½

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

JOHN KAISER, Ind. & d/b/a JOHN KAISER
& SONS

J. A. CORTE

Plaintiff....

VS.

JOHN KAISER, IND. & D/b/a JOHN KAISER
& SONS

Defendant....