

STATE OF ALABAMA )  
\*  
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to summon Billy T. Johnson to appear within thirty days from the service of this writ in the Circuit Court, to be held for said county at the place of holding the same, then and there to answer the complaint of William H. Harrison.

WITNESS my hand this 7<sup>th</sup> day of December, 1965.

Alice D. Luck  
Clerk

The defendant's address is Route 2, Fairhope, Alabama, and is employed by Ted Dyess, Fairhope, Alabama.

\* \* \* \* \*

WILLIAM H. HARRISON,	)	
	)	
Plaintiff,	)	IN THE CIRCUIT COURT OF
	)	
VS.	)	BALDWIN COUNTY, ALABAMA
	)	
BILLY T. JOHNSON,	)	AT LAW
	)	6778
Defendant.	)	

C O M P L A I N T

COUNT ONE

The plaintiff claims of the defendant Two Thousand Two Hundred Fifty-five and 57/100 Dollars (\$2,255.57) due from him by account on the 21st day of September, 1963, which sum of money, with the interest thereon, is still unpaid.

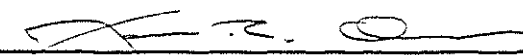
COUNT TWO

The plaintiff claims of the defendant Two Thousand Two Hundred Fifty-five and 57/100 Dollars (\$2,255.57) for money paid by the plaintiff for the defendant on the 21st day of September, 1963, which sum of money, with the interest thereon, is still unpaid.

COUNT THREE

The plaintiff claims of the defendant the sum of Two Thousand Two Hundred Fifty-five and 57/100 Dollars (\$2,255.57) for

money on the 21st day of September, 1963, received by the defendant to the use of the plaintiff, which sum of money, with the interest thereon is still unpaid.

  
Attorney for Plaintiff

FILED

DEC 7 1965

ALICE J. DUCK, CLERK  
REGISTER

EX-12-9-65

Case No. 6778

Subpoenaed 1 day of Dec. 1965  
Served 9 day of Dec. 1965  
Served a copy of the within to  
Billy T. Johnson

Service on  
Taylor Wilkins Sheriff  
Taylor Wilkins Sheriff  
or Ray Randal  
Sheriff

Sheriff claims 70 miles at  
Ten Cents per mile Total \$ 7.00  
TAYLOR WILKINS, Sheriff  
Randal  
DEPUTY SHERIFF

William H. Harrison  
Plff.

vs.

Billy T. Johnson  
Def.

FILED

DEC - 7 1965

ALICE J. DICK, CLERK  
REGISTER

James R. Owen



discharged by the delivery of personal property, or which is payable in personal property.

WITNESS my hand as Clerk of said Court on this the 26<sup>th</sup> day of January, 1966.

Alice J. Luck  
Clerk

Received 27 day of Jan. 1966  
 and on 29 day of Jan. 1966  
 served a copy of the within Writ of Judgment  
First National Bk of  
Fairhope  
 by service on William Adams  
Vice Pres.

TAYLOR WILKINS, Sheriff

By Roy Randall D. A.

Fairhope

WILLIAM H. HARRISON,  
 Plaintiff,

vs:

BILLY T. JOHNSON,  
 Defendant.

Received 27 day of Jan. 1966  
 and on 31 day of Jan. 1966  
 served a copy of the within Writ of Judgment  
Bald. National Bk  
Bruce Austin  
 By service on Vice Pres +  
Manager.

TAYLOR WILKINS, Sheriff

By Roy Randall D.

Fairhope

serve: First National Bank of  
 Fairhope  
 and:  
 Baldwin National Bank

FILED

JAN 27 1966

ALICE J. DICK, CLERK

Sheriff claims 140 miles at  
 Ten Cents per mile Total \$ 14.00  
 TAYLOR WILKINS, Sheriff  
 BY RR  
 DEPUTY SHERIFF

James R. Owen, Atty.

**Baldwin**

TELEPHONE 928-2156

**NATIONAL**

**BANK** of *Robertsdale*

BRUCE E. AUSTIN  
VICE PRESIDENT

FAIRHOPE OFFICE  
P. O. BOX 529  
FAIRHOPE, ALABAMA

February 2, 1966

The Honorable Telfar Mashburn  
Bay Minette, Alabama

Re: Writ of Judgement  
#6778

Dear Judge Mashburn:

I refer to the Judgement above in regards to Billy T. Johnson.

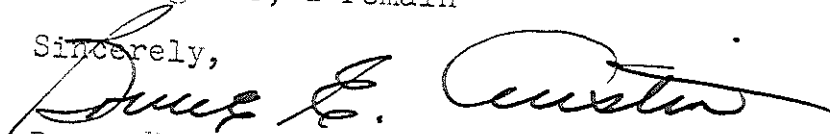
We were served this Judgement by Deputy Roy Randall who advised me that I could forward you what information we may have concerning the above and thereby, not have to actually appear in person.

This Judgement was served on January 31, 1966. At that time Mr. Johnson did not have any accounts at our bank, either checking, savings, or loan accounts.

We opened a checking account in the name of Mr. or Mrs. Billy T. Johnson, Rt. 2, Box 86 A, Fairhope, showing employment as self-service station, on October 8, 1965, for a high two figure. The account was closed on November 30, 1965.

With regards, I remain

Sincerely,



Bruce E. Austin  
Vice President and Manager

BEA:pb

**FILED**

FEB 8 1966

ALICE J. BARK, CLERK  
REGISTER

WILLIAM H. HARRISON,  
Plaintiff,  
VS.  
BILLY T. JOHNSON,  
Defendant.

Ø  
Ø IN THE CIRCUIT COURT OF  
Ø BALDWIN COUNTY, ALABAMA,  
Ø AT LAW.  
Ø NO. 6778 1/2


ANSWER OF GARNISHEE

Comes the FIRST NATIONAL BANK OF FAIRHOPE, a banking corporation, the Garnishee, and for Answer to the Garnishment served upon it in this cause, says:

That at the time of service of this Writ, and at the time of making this Answer, it has in its possession only the sum of


DOLLARS, and no other money or effects belonging to the Defendant and that it was not indebted or liable to him on any contract.

WHEREFORE, said Garnishee herewith offers said sum to be paid into the hands of the Clerk of this Court to be held subject to the Judgment in this cause and moves under Section 1012 of Title 7 of the Code of Alabama order of Court to allow such payment.

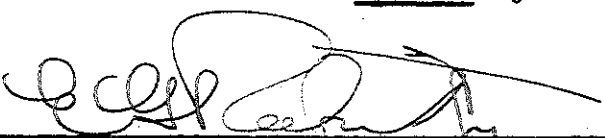
  
E. G. RICKARBY, Attorney for  
FIRST NATIONAL BANK OF FAIRHOPE,  
Garnishee.

STATE OF ALABAMA,  
COUNTY OF BALDWIN.

Before me, the undersigned Notary Public, personally appeared JOHN M. BEASLEY, who, being first duly sworn, deposes and says that he is the duly authorized agent of the FIRST NATIONAL BANK OF FAIRHOPE, a banking corporation, Garnishee, to make such Answer and that he has knowledge of the facts stated therein and that the facts stated above are true.

  
JOHN M. BEASLEY, Cashier, First  
National Bank of Fairhope.

Subscribed and sworn to before me this the 1 day of FEB, 1966.

  
Notary Public, Baldwin County, Alabama.

FILED  
FEB 2 1966  
CLERK  
REGISTER



State of Alabama, County of Baldwin, ss. I, Clerk of the Court, do hereby certify that the within and foregoing is a true and correct copy of the original as the same appears from the records of the Court.

Witness my hand and the seal of the Court at the City of Mobile, Alabama, this 1st day of January, 1901.

Attest:  
Clerk of the Court

Subscribed and sworn to before me this 1st day of January, 1901, at the City of Mobile, Alabama.

Notary Public for the State of Alabama

**CERTIFICATE OF SERVICE**

This is to certify that I have this day served counsel for the opposing party in the foregoing matter with a copy of this pleading by depositing in the United States Mail a copy of same in an envelope with adequate postage prepaid the envelope properly addressed.

This 1st day of January, 1901.

**E. G. RICKARD**

Attorney for  
P. O. Box 471, Fairhope, Ala. 36532

So true, with right of sealed at Mobile, Alabama, this 1st day of January, 1901.

STATE OF ALABAMA

Baldwin County

6778 1/2

TO BILLY T. JOHNSON, Defendant.....:

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

WILLIAM H. HARRISON, Plaintiff.....versus BILLY T. JOHNSON, Defendant.....

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

First National Bank of Fairhope and Baldwin National Bank.....

has been named as Garnishee...S.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal on this the 26<sup>th</sup>  
.....day of January....., 1966.Alice J. Luck  
Clerk of the Circuit Court.EV-1-29-66

426

CASE NO. 6778½

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

BILLY T. JOHNSON

WILLIAM H. HARRISON

Plaintiff....

VS.

BILLY T. JOHNSON

Defendant....

JAMES R. OWEN, Atty.

received 27 day of Jan 1966

id on 29 day of Jan 1966

served a copy of the within notice

Billy T. Johnson

service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By Roy Randall

F. Hoge

Sheriff claims 70

Ten Cents per mile

TAYLOR WILKINS, Sheriff

By Roy Randall  
DEPUTY SHERIFF

7.00

WILLIAM H. HARRISON,  
Plaintiff,  
VS.  
BILLY T. JOHNSON,  
Defendant.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA  
AT LAW NO. 6778 1/2

AFFIDAVIT ON JUDGMENT

STATE OF ALABAMA )  
\*  
BALDWIN COUNTY )

Before me, the undersigned authority, personally appeared James R. Owen, who first being duly and legally sworn deposes and says:

That on January 10, 1966, in the Circuit Court of Baldwin County, Alabama, the plaintiff recovered a judgment against Billy T. Johnson for the sum of Two Thousand Five Hundred Seventy-one and 13/100 Dollars (\$2,571.13) and the further sum of Thirty-three and 50/100 Dollars (\$33.50), costs of suit, and that he believes the process of garnishment is necessary to obtain satisfaction of said judgment, and that First National Bank of Fairhope and Baldwin National Bank have or are believed to have in their possession or under their control, money or effects belonging to the defendant or that they are believed to be indebted to the defendant or to be liable to him 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.

Sworn to and subscribed before me \_\_\_\_\_  
on this the 26<sup>th</sup> day of January, 1966.

Ernestine R. Sims  
Notary Public, Baldwin County, Alabama

# FREE

SEP 26 1966

ALICE I. DUCK, Clerk.  
RECEIVED