

SUMMONS AND COMPLAINT

MOORE PRINTING CO., BAY MINETTE, ALA.

STATE OF ALABAMA

Baldwin County

Circuit Court, Baldwin County

No. 7630

TERM. 19

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You Are Hereby Commanded to Summon W. J. Porter

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

W. J. Porter

Defendant

by Baldwin County Bank, A Corporation

Plaintiff

Witness my hand this 19th day of July 1967

Alice J. Clark Clerk

Et-7-20-67

370

No. 7630

Page.....

STATE OF ALABAMA

Baldwin County

CIRCUIT COURT

BALDWIN COUNTY BANK, A Corp.
Plaintiffs

vs.

W. J. PORTER
Defendants,

SUMMONS AND COMPLAINT

Filed 19.....

FILED

Clerk

JUL 19 1967

ALICE J. DUCK

CLERK
REGISTER

WILSON HAYES

Plaintiff's Attorney

Defendant's Attorney

Defendant lives at

Received In Office

7/19 1967

Mykes Wilson Sheriff

I have executed this summons

this July 20 1967

by leaving a copy with

W. J. Porter

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILSON, Sheriff
BY *W. A. Talbot*
Deputy Sheriff

Taylor Wilson Sheriff
W. A. Talbot Deputy Sheriff

Rebo

BALDWIN COUNTY BANK,
a Corporation

PLAINTIFF

VS

W. J. ~~PORTER~~
Porter
DEFENDANT

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

) AT LAW

) NUMBER: 7630
)
)
)

I

Plaintiff claims of the Defendant the sum of ONE-HUNDRED FOUR and NO/100 (\$104.00) DOLLARS, due by promissory note made by him on April 18, 1964 and payable on July 18, 1964 with interest thereon.

The note contains provision for a reasonable attorney's fee and waiver of exemption whereof Plaintiff claims benefit.

II

Plaintiff claims of the Defendant the sum of ONE-HUNDRED FOUR and NO/100 (\$104.00) DOLLARS, due from him by promissory note made by him on March 14, 1964 and payable on June 14, 1964 with interest thereon.

The note contains provision for a reasonable attorney's fee and waiver of exemption whereof Plaintiff claims benefit.

III

Plaintiff claims of the Defendant the sum of ONE-HUNDRED FOUR and NO/100 (\$104.00) DOLLARS, due from him by promissory note made by him on February 11, 1964 and payable on the 11th day of May, 1964 with interest thereon.

The note contains provision for a reasonable attorney's fee and waiver of exemption whereof Plaintiff claims benefit.

W. H. Haynes

Attorney for Plaintiff

Defendant may be served
Bay Minette, Alabama

FILED

JUL 19 1967

ALICE J. DUCK CLERK
REGISTER

NUMBER: 2630

BALDWIN COUNTY BANK,
a Corporation

PLAINTIFF

VS

W. J. PORTER

DEFENDANT

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW

FILED

JUL 19 1967

ALICE J. DUCK CLERK
REGISTER

COMPLAINT

BALDWIN COUNTY BANK

PLAINTIFF

VS

W. J. PORTER

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO: 7630

MOTION FOR WRIT OF DISCOVERY

TO THE HONORABLE ALICE J. DUCK, CLERK OF THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA:

WHEREAS, IN THE ABOVE STYLED CAUSE THE PLAINTIFF RECOVERED A JUDGEMENT AGAINST THE SAID DEFENDANT, W. J. PORTER ON THE DAY OF OCTOBER, 1968, FOR THE SUM OF \$ 362.00 BESIDES THE COST OF SAID CAUSE; WHEREAS EXECUTION WAS ISSUED ON THE SAID JUDGEMENT AGAINST THE SAID W. J. PORTER, AND THEREAFTER THE SAID EXECUTION WAS RETURNED BY THE SHERIFF OF BALDWIN COUNTY, ALABAMA WITH THE ENDORSEMENT THEREON "NO PROPERTY FOUND" AND THE SAID JUDGEMENT REMAINS UNPAID AND UNSATISFIED.

NOW THEREFORE, THIS IS TO REQUEST YOU AS CLERK OF SAID COURT TO ISSUE A NOTICE TO THE SAID W. J. PORTER REQUIRING him TO FILE IN THE CIRCUIT COURT OF SAID COUNTY, WITHIN 30 DAYS FROM THE SERVICE OF SAID NOTICE, A STATEMENT IN WRITING, UNDER OATH, OF ALL OF THE ASSETS OF THE SAID W. J. PORTER INCLUDING MONEY, CHOSSES IN ACTION, BONDS AND ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL OR MIXED OR ANY INTEREST THEREIN, WITH A DETAILED DESCRIPTION OF THE SAME, THE LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH A DETAILED STATEMENT OF ALL LIENS, MORTGAGES OR ENCUMBRANCES THEREON, SHOWING THE AMOUNTS DUE UPON EACH, AND OWNER OR HOLDER OF SUCH LIENS, MORTGAGES OR ENCUMBRANCES.

THE SAID W. J. PORTER RESIDES AT Rabon Rt., Bay Minette IN THE COUNTY OF BALDWIN STATE OF ALABAMA.

DATED THIS 24TH DAY OF OCTOBER, 1968.

FILED

OCT 24 1968

ALICE J. DUCK

REC'D

[Signature]
ATTORNEY FOR PLAINTIFF

BALDWIN COUNTY BANK

PLAINTIFF

VS

W. J. PORTER

DEFENDANT

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO: 7630

DISCOVERY NOTICE FOR ASSETS OF JUDGEMENT DEBTOR

TO: W. J. PORTER, DEFENDANT

TAKE NOTICE, WHEREAS, THE PLAINTIFF HEREIN HAS REQUESTED IN WRITING, THE UNDERSIGNED, AS CLERK OF THIS COURT, TO ISSUE NOTICE TO YOU AS DEFENDANT HEREIN, REQUIRING YOU TO FILE A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, AS PROVIDED IN TITLE 7, SECTION 903, ALABAMA CODE 1940, AS AMENDED AND IT APPEARING FROM THE SAID REQUEST AND THE RECORD IN THE SAID CAUSE THAT AN EXECUTION WAS RETURNED ON THE JUDGEMENT IN THIS CAUSE ON THE _____ DAY OF _____ OCTOBER, 19 68, ENDORSED "NO PROPERTY FOUND" BY THE SHERIFF OF BALDWIN COUNTY, AND THAT YOU RESIDE IN THE STATE OF ALABAMA.

NOW THEREFORE YOU THE SAID W. J. PORTER ARE HEREBY REQUIRED, WITHIN 30 DAYS FROM THE SERVICE HEREOF, TO FILE IN THIS COURT A STATEMENT, IN WRITING, UNDER OATH OF ALL YOUR ASSETS, INCLUDING MONEY, CHOSSES IN ACTION, NOTES, BONDS AND ACCOUNTS, AND ALL OTHER PROPERTY, REAL, PERSONAL, OR MIXED, OR ANY INTEREST THEREIN WITH A DETAILED DESCRIPTION OF THE SAME, THE LOCATION AND REASONABLE VALUE OF EACH ITEM THEREOF, TOGETHER WITH A DETAILED LIST OF STATEMENTS, OR ANY AND ALL LIENS, MORTGAGES OR ENCUMBRANCES THEREON.

WITNESS MY HAND THIS THE 24 DAY OF OCTOBER, 19 68

Alvin J. Houch
CLERK

TO ANY SHERIFF OF THE STATE OF ALABAMA:

YOU ARE HEREBY COMMANDED TO SERVE THE FOLLOWING NOTICE UPON THE ABOVE NAMED W. J. PORTER AND MAKE DUE RETURN OF YOUR SAID SERVICE AND OF THIS NOTICE.

Alvin J. Houch
CLERK

370 B

Received 25th day of Oct 1968
and on 6 day of Nov 1968
I served a copy of the within Writ of Discovery
on W.J. Porter
By service on _____

TAYLOR WILKINS, Sheriff
By W.D. Garner D.S.
Proctor

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff
BY W.D. Garner
DEPUTY SHERIFF

no. 7630

Baldwin County Bank

vs

W. J. Porter

Discovery of Assets

FILED

OCT 24 1968


W. H. Taylor

BALDWIN COUNTY BANK)	IN THE CIRCUIT COURT OF
)	
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
)	
VS)	AT LAW
)	
W. J. PORTER)	NO: <u>2630</u>
)	
DEFENDANT)	

MOTION FOR ORAL EXAMINATION
OF DEBTOR

Comes now Plaintiff in the above styled cause and shows unto the Court that heretofore in this cause a notice was issued from this Court by the Clerk hereof requiring the above named Defendant to file a statement of assets as required by Code of 1940 Title 7 Section 903; that said notice was duly and personally served on the said Defendant on the 24th day of October, 1968 and that the Defendant filed in this cause on the 25 day of November, 1968, 1968 a statement of his assets and that the judgement owed by the judgement creditor, the Defendant herein remains unsatisfied in that the said statement filed by Defendant herein is, to the best of Plaintiff's knowledge, information and belief does not contain a full, true and correct statement and description of such assets as are required to be filed herein;

Now therefore the Plaintiff prays that the Court make and enter its order requiring the said Defendant to appear before the Court on a day set by the Court not less than 10 days after the date of such order, then and there to submit to an oral examination, under oath, touching the nature, location, description and value of Defendant's assets.


Attorney for Plaintiff

FILED

DEC 11 1968

J. J. BOCK CLERK
REGISTER

370 C

November 21, 1968

To Circuit Court of
Baldwin County Ala.

Ref: To No. 7630

This is to verify on my oetht that; I own (3) suits of clothes;
(2) pair of socks (1) pair of shoes, (3) suits of underwear and
(1) set of eye glasses.

I am a Citizen of this Country and have good intentions.

Truly,

Walter J. Porter

Walter J. Porter

*Subscribed and sworn to this Nov 21,
1968.*

E. C. Hedley
Notary Public State of Alabama at
Large

FILED

NOV 25 1968

ALICE J. DUCK CLERK
REGISTER

370 D

4

ORIGINAL

BALDWIN COUNTY BANK)	IN THE CIRCUIT COURT OF
)	
PLAINTIFF)	BALDWIN COUNTY, ALABAMA
)	
VS)	AT LAW
)	
W. J. PORTER)	NO: 7630
)	
DEFENDANT)	

ORDER FOR ORAL EXAMINATION

The Plaintiff herein having filed in this cause a motion alleging that Plaintiff has heretofore made motion for a notice to Defendant as required under Title 7 Section 903, Alabama Code of 1940 as amended, and that pursuant to such motion Defendant did file a statement of assets and now

Plaintiff has filed herein its motion alleging that the judgement in this cause remains unsatisfied and that the statement filed by Defendant herein is, to the best of Plaintiff's knowledge, information and belief, does not contain a full, true and correct statement and description of such assets as are required to be filed herein, and moving the Court to make and enter an order requiring Defendant to appear before the Court on a day set by the Court to submit to an oral examination, under oath, touching the nature, location, description and value of Defendant's assets and

Upon consideration thereof the Court is of the opinion that Plaintiff's motion is well taken it is therefore

ORDERED, ADJUDGED and DECREED that W. J. Porter, Defendant, be and appear before this Court on the 20th day of January, 1969, then and there to submit to an oral examination, under oath, touching the nature, location, description and value of Defendant's assets.

Let a copy of this petition be served upon the said Defendant.

Done this 10th day of January, 1969.

J. H. H. H. H. H.
CIRCUIT JUDGE

370 8

8

Received 13 day of Jan 1964
and on 14 day of Jan 1964
I served a copy of the within Final Examination
on W. J. Porter

By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Talbert S.
Relian

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff
BY W. A. Talbert
DEPUTY SHERIFF

no. 7630
Baldwin Co. Bank
vs
W. J. Porter
at Law

RECEIVED
JAN 13 1964
TAYLOR WILKINS
SHERIFF

ORIGINAL
W. Hayer