

FOREST A. CHRISTIAN

ATTORNEY AT LAW

P. O. DRAWER 190

AREA CODE 205 - PHONE 943-2201

FOLEY, ALABAMA 36535

November 14, 1972

Honorable Telfair J. Mashburn
Judge, Circuit Court
Bay Minette, Alabama

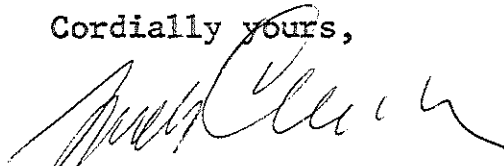
Re: Glen Stewart, Case #7905½

Dear Judge Mashburn:

I am informed that the clerk of court has approximately
\$1,000.00 which was sent to her on this judgment.

Kindly dismiss the garnishment against the Farmers and
Merchants Bank and order the disbursement of the proceeds
which is deposited with clerk.

Cordially yours,



FOREST A. CHRISTIAN

MONTGOMERY SEED AND SUPPLY
COMPANY, INC.,)

Plaintiff,)

vs.)

GLEN STEWART, a/k/a DONALD
G. STEWART,)

Defendant,)

FARMERS & MERCHANTS BANK,
Foley, Alabama,)

Garnishee)

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

CASE NO. 7905 $\frac{1}{2}$

ANSWER

Comes the FARMERS & MERCHANTS BANK, Foley, Alabama, the
Garnishee in the above styled cause, and for answer to the writ
of garnishment says:

That on the date that the writ of garnishment was served
on the garnishee, Glen Stewart had the sum of One Thousand,
Seventy-three and 05/100 Dollars (\$1,073.05) on deposit with
the Garnishee. That this sum constitutes and represents the
entire deposit that the said Glen Stewart had with the Garnishee.

FARMERS & MERCHANTS BANK

By

Jay W. Rice
Jay W. Rice

STATE OF ALABAMA

BALDWIN COUNTY

Before me, the undersigned authority, for this State and
County, personally appeared Jay W. Rice, Cashier of the FARMERS &
MERCHANTS BANK, Foley, Alabama, who first being duly sworn, de-
poses and says on oath; that he has read the foregoing; that he
has personal knowledge of the averments therein and that the same
are true and correct.

Jay W. Rice
Jay W. Rice

Sworn to and subscribed before me
on this the 9th day of November,

1972.

Thomas W. Underwood, Jr.
Notary Public, Baldwin County
State of Alabama

(Affix Seal)

FILED

NOV 13 1972

EUNICE B. BLACKMON CIRCUIT
CLERK

THE STATE OF ALABAMA
Baldwin County

7905 1/2
Circuit Court

Notary Public

Personally appeared before me, ~~Alice J. Duck, Clerk of the Circuit Court~~ in and for Baldwin County and State
aforesaid FOREST A. CHRISTIAN, Attorney for Montgomery Seed & Supply Co. Inc.

who being duly sworn, on oath says, that a regular 15th Term
of the Circuit Court of Baldwin County, to-wit: on the 27th day of Feb.
1972 MONTGOMERY SEED AND SUPPLY COMPANY, INC.

recovered a judgment against Glen Stewart also known as Donald G. Stewart
for the sum of
\$288 plus court costs, plus garnishment costs Dollars

besides costs of suit; that said judgment remains wholly unsatisfied and in full force and effect: that
FARMERS & MERCHANTS BANK, Foley, Alabama

supposed to be indebted to or have effects of the said Glen Stewart also known as Donald G. Stewart
in its possession, or under its Control, and that he believes process of
Garnishment against said FARMERS & MERCHANTS BANK, Foley, Alabama
is necessary to obtain satisfaction of said judgment.

Sworn to and subscribed this 19th
day of October A. D. 1972

Era Mae Bullock
Notary Public Clerk.

Forest A. Christian
Forest A. Christian, Attorney for
Montgomery Seed & Supply Co., Inc.,
Plaintiff

NO.

Circuit Court

vs.

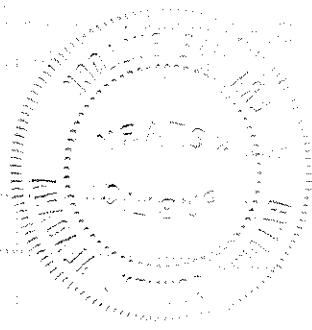
A F I D A V I T
G A R N I S H M E N T O N J U D G M E N T

Filed this day of

....., 19.....

Clerk.

MOORE PRINTING CO. - BAY MINETTE, ALA.



Montgomery Feed & Supply Co., Inc.
Montgomery, Ala.

STATE OF ALABAMA

Baldwin County

TO GLEN STEWART also known as Donald G. Stewart Defendant.....:

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

MONTGOMERY SEED AND SUPPLY COMPANY, INC. Plaintiff.....,versus GLEN STEWART also known as Donald G. Stewart Defendant.....,

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

FARMERS & MERCHANTS BANK, Foley, Alabama

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

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

22nd day of Nov ~~October~~, 19.72..Ernie B. Blackmon
Clerk of the Circuit Court.

790542

NOTICE

TO DEFENDANT OF GARNISHMENT

BY

CLERK OF CIRCUIT COURT

BALDWIN COUNTY, ALABAMA

TO

Montgomery and
Sappington
Plaintiff....

VS.

Glenn Stewart, et al
Defendant....

RECEIVED
Defendant....

NOV 2 1972

TAYLOR WILKINS
SHERIFF

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

Received 2 day of Nov 19 72
and on 11 day of Nov 19 72
I served a copy of the within Notice
on Glenn Stewart, et al

By service on _____

TAYLOR WILKINS, Sheriff
[Signature]

CHASON & UNDERWOOD

Attorneys at Law

CECIL G. CHASON
THOMAS W. UNDERWOOD, JR.

November 8, 1972

P. O. DRAWER 458
216 W. LAUREL AVENUE
FOLEY, ALABAMA 36535
PHONE 205/943-3171

Mrs. Eunice B. Blackmon
Clerk of Court
Bay Minette, Alabama

Re: Montgomery Seed and Supply Co., Inc.
vs Glen Stewart, Farmers & Merchants
Bank, Garnishee, Case Number 7905 $\frac{1}{2}$

Dear Eunice:

I am enclosing original and one copy of the answer in the above reference case. I am also enclosing Farmers & Merchants check in the sum of, \$1,073.05.

Yours very truly,



Thomas W. Underwood, Jr.

TWU/mw
Enc.

STATE OF ALABAMA,)
BALDWIN COUNTY.)
)
 CIRCUIT COURT, BALDWIN
 COUNTY, ALABAMA
 GARNISHMENT ON JUDGMENT
 Case #7905½

To Any Sheriff of the State of Alabama, Greetings:

Whereas, in the Circuit Court of Baldwin County, Alabama, to wit: On the 12th day of February 1968, being a regular day of said term, the MONTGOMERY SEED AND SUPPLY COMPANY, INC., recovered a judgment against GLEN STEWART, also known as DONALD G. STEWART for and in the sum of \$288.00 plus court costs, plus garnishment costs; and cost of the suit and garnishment of the suit is said to be necessary to obtain satisfaction of said judgment and the following named persons or corporations, vis:

FARMERS & MERCHANTS BANK, Foley, Alabama, has or is believed to have in its possession, or under its control money or effects belonging to it or that it is or is believed to be indebted to said GLEN STEWART also known as DONALD G. STEWART or to be liable to them, or to one of them 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 Herby Commanded to Summon the FARMERS & MERCHANTS BANK of Foley, 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 thirty days, 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 is indebted to said defendant and whether it will not be indebted in future to said defendant, GLEN STEWART also known as DONALD G. STEWART by a contract then existing, and whether by a contract then existing it is liable to said defendants for the delivery of personal property, or for the payment of money which is payable in personal property, and whether it has not in its possession or under its control money or effects belonging

Garnishment on Judgment

-Page 2-

to the defendants, GLEN STEWART also known as DONALD G. STEWART.

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

Witness, Eunice Blackmon, Clerk of said Court, this 27th day
of October, 1972.

Issued 27th day of ^{Nov.} ~~October~~, 1972.

Eunice B. Blackmon
Clerk

FOLEY, ALABAMA 36535